

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A24-04066**
Date Received: 9/19/1989
Receipt No: E010686
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: STUMP CREEK RANCH 801-466-7036
Address: C/O BRAD T BARBER PARTNER
1151 ROOSEVELT AVE
SALT LAKE CITY UT 84105

2. Date of Priority: SEP 20, 1920

3. Source: STUMP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	46E	6	NW	SW	NW	4	CARIBOU

5. Description of diverting works:
ROCK DIVERSION & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/01	1.680		
STOCKWATER	06/01	11/01	0.030		

7. Total Quantity Appropriated is:
1.710 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/140 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	46E	6	SW	NE	2	IRR	6.0
			SW	NW	4	IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	46E	6	SE	NW	3	IRR	25.0
			NE	SW		IRR	5.0
			NE	SE		IRR	3.0
			NW	SE		IRR	30.0
						Section Acres	84.0
						Total Acres	84.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
P/U FOR STOCKWATER THE SAME AS IRRIGATION.
CHANGED OWNERSHIP 11/2/94/JT/GT
CHANGED OWNERSHIP 3/25/96/JT AR

15. Basis of Claim: STATUTORY CLAIM

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ROBERT L MITCHELL 307-733-5949
Address: PO BOX 718
WILSON WY 83014
AND/OR
Name: JANE G MITCHELL 307-733-5949
Address: PO BOX 718
WILSON WY 83014

2. Date of Priority: SEP 20, 1920

3. Source: STUMP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	46E	6	NW	SW	NW	4	CARIBOU

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ROCK DIVERSION & DITCH

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S/140 RANGE CATTLE

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Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	46E	6	SW		NE	2	IRR	6.0
			SW		NW	4	IRR	15.0
			SE		NW	3	IRR	25.0
			NE		SW		IRR	5.0
			NE		SE		IRR	3.0
			NW		SE		IRR	30.0
							Section Acres	84.0
							Total Acres	84.0

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P/U FOR STOCKWATER THE SAME AS IRRIGATION.
CHANGED OWNERSHIP 11/2/94/JT/GT

15. Basis of Claim: STATUTORY CLAIM

AJ5809NP
No. A24-04066

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/15/94
PAGE: 23

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TED C. FROME P.O. BOX 968 AFTON WY 83110 (307) 886-5430	09/20/1920	IRRIGATION STOCKWATER	05-01 10-01 06-01 11-01	1.68 CFS 0.03 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.71 CFS	210.00 AFA

Water Source: STUMP CREEK

Tributary to: SALT RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T07S R46E S06 Lot04(NWSWNW)

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
07S	46E	6	:					02-06	:					04-15	03-25	:	05			:			
																			:	03	30	:	84.0
																			TOTAL ACRES		:	84.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CARIBOU

Non-Irrigation Uses: S/140 RANGE CATTLE

Other Rights: NONE

Remarks: P/U FOR STOCKWATER THE SAME AS IRRIGATION.

Dates: Exam Made Date:

Verified Date: 12/09/1985

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

NOV 07 1990

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A24-04066
Date Received: 9/19/1989
Receipt No: ED10686
Received By: SA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TED C. FROME 307-886-5430
Address: P.O. BOX 968
AFTON, WY 83110

2. Date of Priority: SEP 20, 1920

3. Source: STUMP CREEK Trib. to: SALT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	46E	6	NW	SW	NW	4	CARIBOU

5. Description of diverting works:
ROCK DIVERSION & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/01	1.680		
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8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/140 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	46E	6	SW	NE	2	IRR	6.0
			SW	NW	4	IRR	15.0

A24-04066

Page 1

Date: 09/19/89

A2404066



MICROFILMED
NOV 06 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	46E	6	SE	NW	3	IRR	25.0
			NE	SW		IRR	5.0
			NE	SE		IRR	3.0
			NW	SE		IRR	30.0
						Section Acres	84.0
						Total Acres	84.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
P/U FOR STOCKWATER THE SAME AS IRRIGATION.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Feb C. Tramm Date: 9/19/89
Date:

State of Idaho

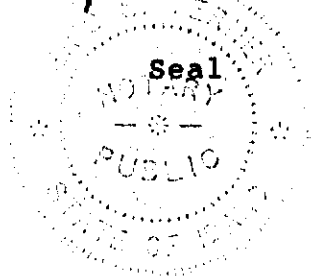
County of Bonneville SS.

Subscribed and sworn (or affirmed) before me this 19 day
of September 19 89 E. J. Ven

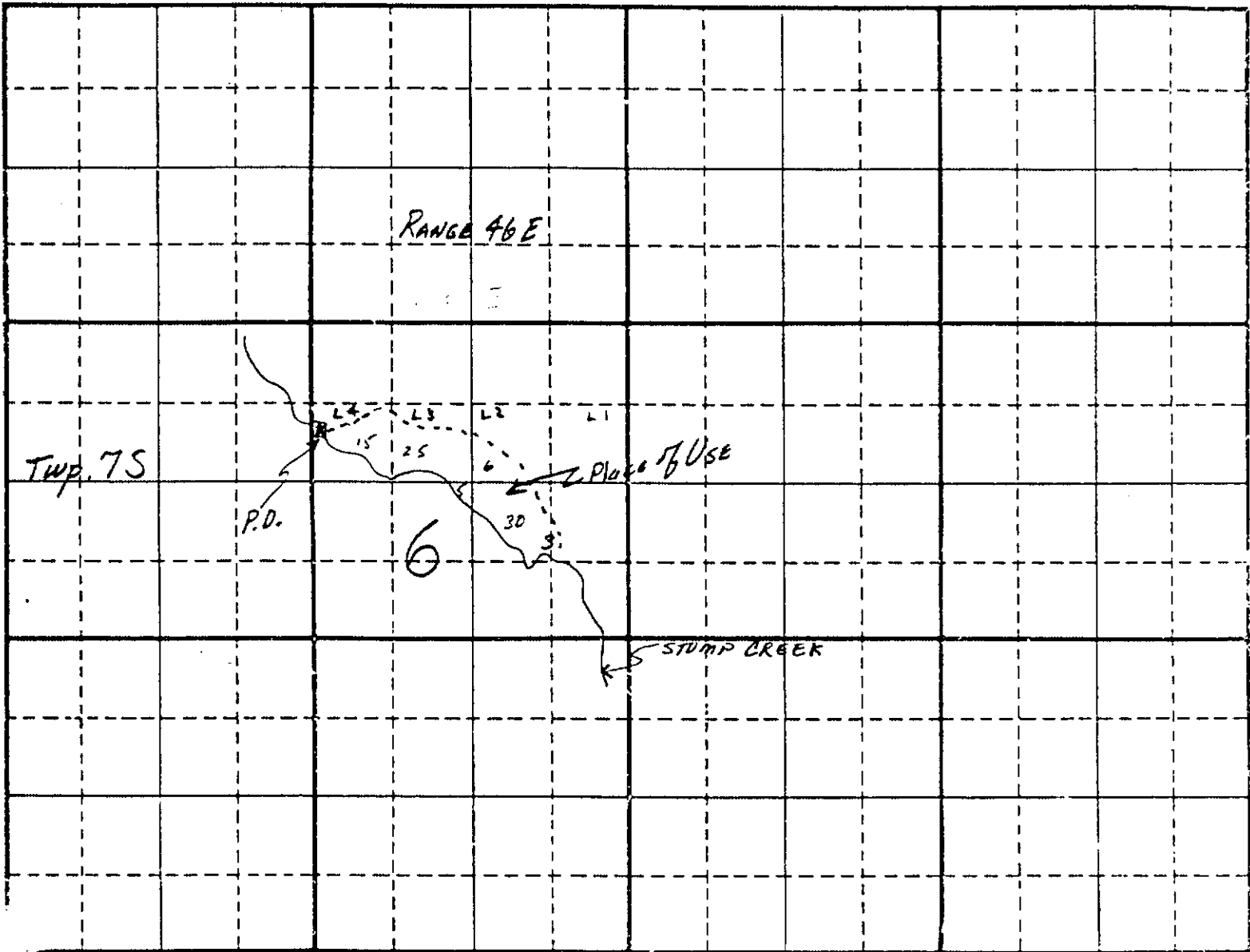
Notary Public

Residing at

My Commission Expires 22 Aug 1994



(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Wyoming)
Lincoln) ss.
County of Lincoln)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Red C. Froug
(Claimant)

Sworn to before me this 8th day of December, 1982.

Log for claim 24-04066

Spatial Dynamics BTD

4/11/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s46e	6	SWNE	6	7.5	
07s46e	6	SWNW	15	14	
07s46e	6	SENW	25	24	
07s46e	6	NESW	5	3.4	
07s46e	6	NESE	3	3.7	
07s46e	6	NWSE	30	24	
Totals:			84	76.6	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ted C. Frome (Name of Claimant)
P. O. Box 968, Afton, WY 83110 Telephone No. (307) 886-5430
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) September 20, 1920

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Stump Creek tributary to Salt River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day) (Mo., Day)	
Quantity <u>1.68 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>May 1</u>	To <u>Oct. 1</u>
Quantity <u>0.03</u>	Use <u>Stockwater</u>	Period of Use From <u>June 1</u>	To <u>Nov. 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 1.71 cfs TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
L #4 SW ¼ NW ¼, Sec. 6 Twp. 7 S Rge. 46 E B.M., County of Caribou
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Rock diversion structure, open ditch

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S	46 E	6			6				15	25	5				3	30			84
7 S	46 E	6			X			X	X					X	X				

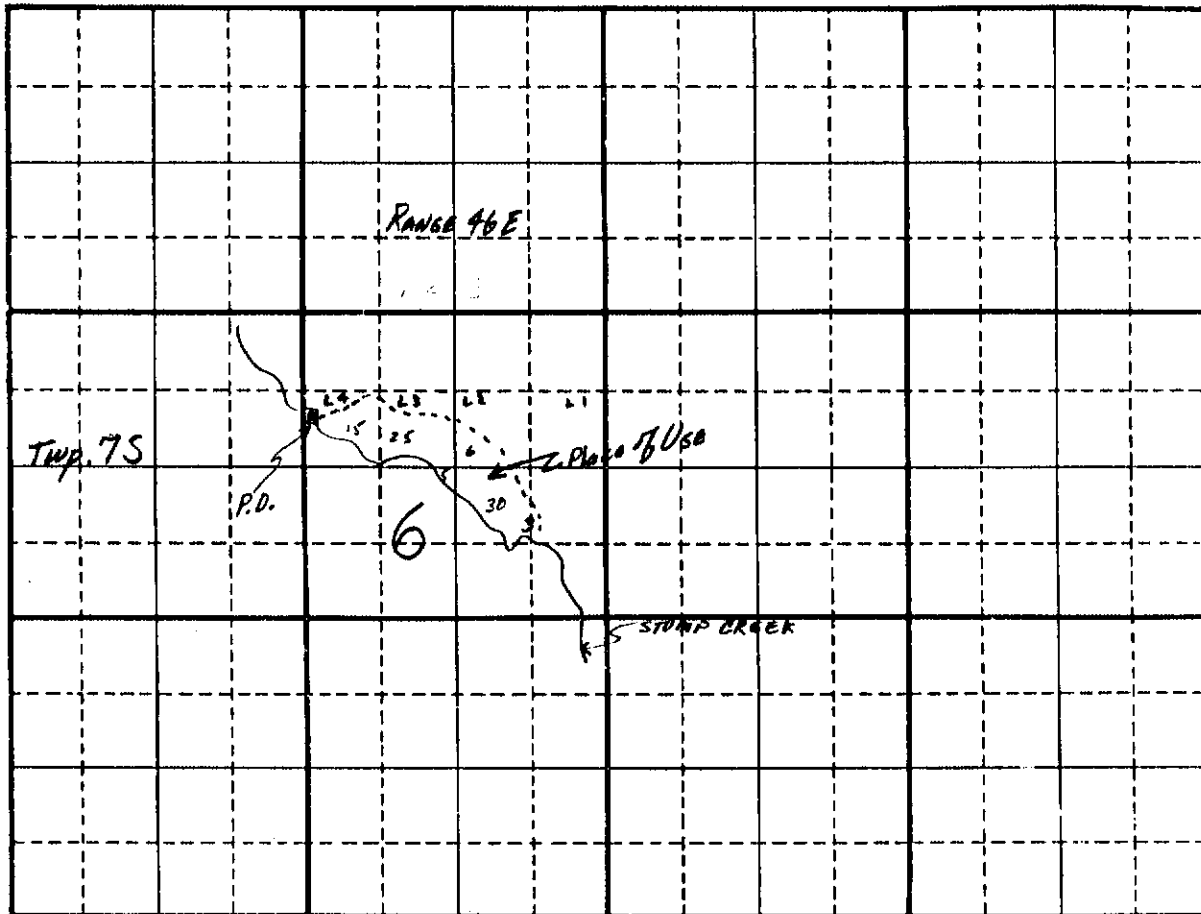
No. of acres 84

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 140 range
If you are claiming water as a member of an organization, list name of organization: _____

RECEIVED
SEP 11 1983

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Wyoming)
County of Lincoln) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Red E. Stone
(Claimant)

Sworn to before me this 8th day of December, 1982.

Layne Faderlin
Notary Public
Residing at Afton, Wyoming

My commission expires September 3, 1983

FOR DEPARTMENT USE ONLY

Received by P.J. Date 12-15-82 Exception filed by: _____ Date _____
Prelim. check by HWT Date 12-17-82
\$30.00 fee received by P.J. Date 12-17-82 # 20244
Filed in Carbon County
Date 12/30 1/6/83



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

MARCH 25, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STUMP CREEK RANCH
C/O BRAD T BARBER PARTNER
1151 ROOSEVELT AVE
SALT LAKE CITY UT 84105

RE: CHANGE IN OWNERSHIP FOR A24-04066

Dear Mr. Barber:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAR 11 1996

DATE OF CLOSING: 02/28/96

LEGAL DESCRIPTION OF PROPERTY: Township 7 Range 46 E Department of Water Resources
Section 6, NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot 4, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. (see ATTACHED)

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A 24-04066NO-R-

MAR 14 1996

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Robert L. MitchellP.O. Box 718, Wilson, WY 83014

☒ New Owner/Claimant
(Purchaser):

Stump Creek Ranch c/oBrad T. Barber, Partner

☐ New Mailing Address:

1151 Roosevelt AveSLC, UT 84105

☐ New Telephone Number:

(801) 466-7036

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Bob J. BardDate 3/02/96

Date _____

☐ Signature of Former
Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Order No. 13844

RECEIVED

MAR 11 1996

MAR 14 1996

Department of Water Resources

Department of Water Resources
Eastern District Office

WARRANTY DEED

STATE OF IDAHO }
County of Caribou }

ss. 151688

I hereby certify that this instrument was filed at the request
of Caribou Title
at 1:20 o'clock P m this 28 day of
February, 19 96 In my office and duly
recorded in Microfilm Records
Recorder: Edie Izatt

FOR VALUE RECEIVED, ROBERT L. MITCHELL and JANE G. MITCHELL, husband and wife, ("Grantors"), do hereby grant, bargain, sell and convey unto STUMP CREEK RANCH, L.L.P., A Utah limited liability partnership, whose current address is 1151 Roosevelt Avenue, Salt Lake City, Utah 84105, ("Grantee"), the following described premises located in Caribou County, Idaho, to-wit:

Township 7 South, Range 46 East of the Boise Meridian
Section 6: S $\frac{1}{4}$ of Lot 2, S $\frac{1}{4}$ of Lot 3, Lot 4, Lot 5,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$,
NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$

together with all minerals now owned by Grantors in, under, or upon the premises and all water rights now owned by Grantors appurtenant to the premises.

SUBJECT TO such rights, easements, covenants, restrictions, reservations and regulations as appear of record or by use upon the premises, including, but not limited to rights of the public in and to that portion or said premises within Stump Creek Road, rights or easements in favor of the public over that part of the premises covered by navigable streams, and Financing Statements, Seed and Farm Laborer's Liens against crops which are filed in the office of the Secretary of State of Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that the premises are free from all incumbrances except as provided in the "subject to" clause set forth above; and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 22, 1996.

Robert L. Mitchell
ROBERT L. MITCHELL

Jane G. Mitchell
JANE G. MITCHELL

State of Idaho
County of Caribou

ss. Notary

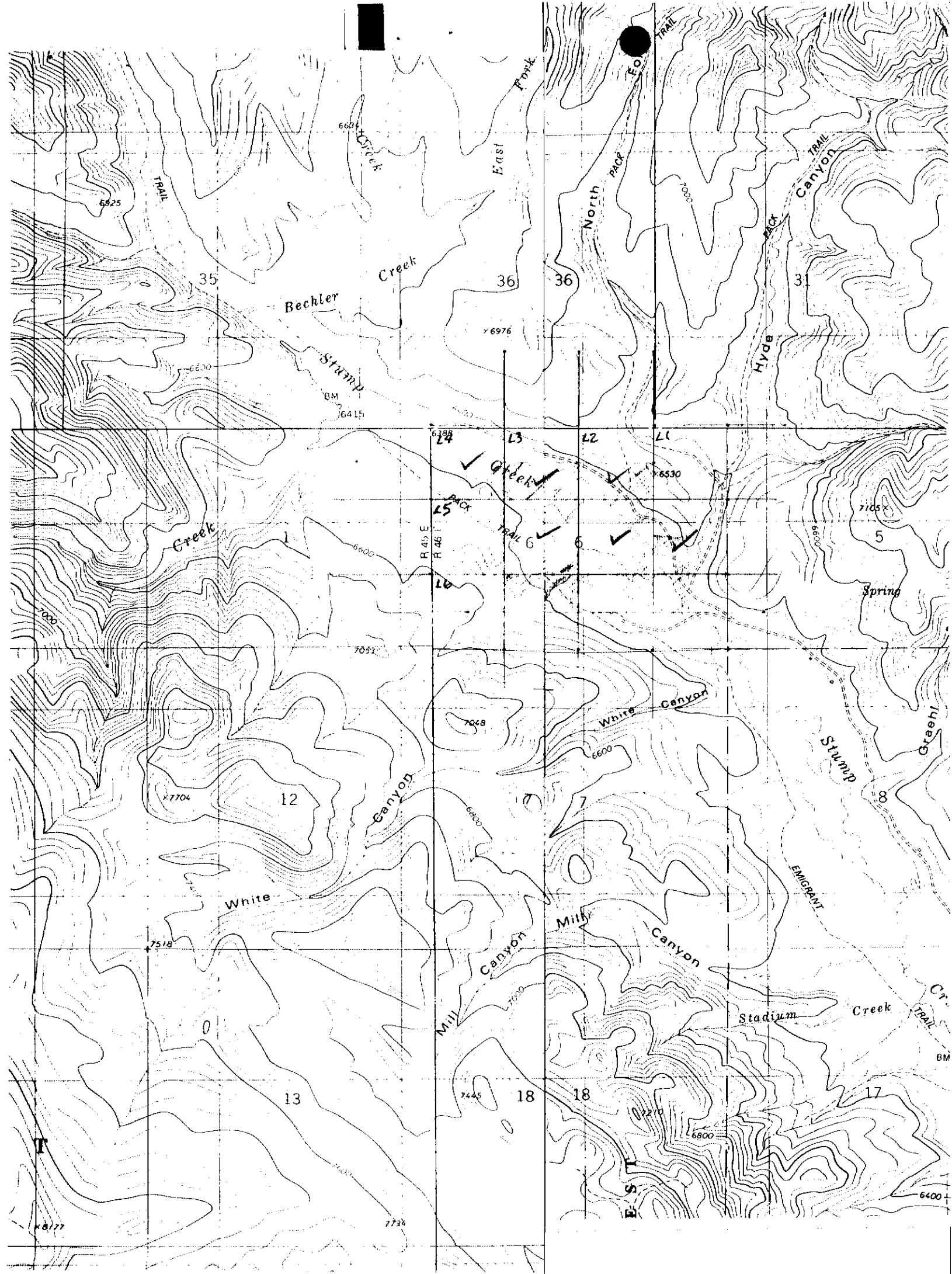
On this the 22nd day of February, 1996, before me, JAMES T. HOGG, a notary public for said State, personally appeared ROBERT L. MITCHELL and JANE G. MITCHELL, known or identified to me to be the persons who executed the instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

James T. Hogg
Notary Public

Residing at: 161 Old Idaho St., Nampa, ID
My Commission Expires: Feb 28, 2000

JAMES T. HOGG
NOTARY PUBLIC
My Commission Expires Feb. 28, 2000



NOVEMBER 3, 1994

ROBERT L MITCHELL
PO BOX 718
WILSON WY 83014

RE: CHANGE IN OWNERSHIP FOR A24-04066

Dear Mr. Mitchell:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

NOV 01 1994

Department of Water Resources
Eastern District Office

DATE OF CLOSING: October 20, 1990

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section 6, 1/4 of 1/4 of 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite Township 7. South
If you have additional legal descriptions, please attach separate sheet.

☐ See Attached sheet
Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) A24-04066 ^{OK} NO R
Assigned by IDWR: _____ NO COPY

☒ Name and Address of Former Owner/Claimant(s)(Seller): Ted C. and Betty B. Frome
P.O. Box 968
Afton, WY 83110

☒ New Owner/Claimant (Purchaser): Robert L. and Jane G. Mitchell

☒ New Mailing Address: P.O. Box 718
Wilson, WY 83014

☒ New Telephone Number: (307) 733-5949

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☒ Attach proof of ownership, describe proof attached: Warranty Deed filed October 20, 1990

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Robert L. Mitchell Date 10/27/94
Jane G. Mitchell Date 10/27/94

☐ Signature of Former Owner/Claimant(s) _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

DEPARTMENT OF WATER RESOURCES
EASTERN REGION
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402-1718

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

14-0074

WARRANTY DEED

Warranty deed made this 17th day of October, 1990, between Ted C. Frome and Betty B. Frome, husband and wife, of P.O. Box 969, Afton, WY 83110, hereinafter referred to as grantors, and Robert L. Mitchell and Jane G. Mitchell, husband and wife, as joint tenants with right of survivorship, of 35 Salem Road, Weston, CT 06883, hereinafter referred to as grantees,

WITNESSETH:

That grantors, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt whereof is hereby acknowledged, have granted, bargained, and sold and do by these presents, grant, bargain, sell, convey, and confirm unto grantee and his heirs and assigns forever, all the following described real estate and associated improvements and described personal property, situated in the County of Caribou, State of Idaho:

Township 7 South, Range 46 East of the Boise Meridian:

Section 6: S1/2 of Lot 2, S1/2 of Lot 3, Lots 4 and 5, N1/4SW1/4, NW1/4SE1/4, N1/2SE1/4SW1/4, N1/2SW1/4SE1/4, NW1/2SE1/4SE1/4, SW1/4NE1/4SE1/4.

TOGETHER WITH any and all oil, gas and other mineral rights and water rights associated with the above described real property.

SUBJECT TO all easements, exceptions, restrictions, reservations and rights of way of right or record.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title, and interest in and to the property, as well in law as in equity.

TO HAVE AND TO HOLD all and singular the above-described premises together with the appurtenances unto grantees and their heirs and assigns forever.

And grantors and their heirs shall and will WARRANT and by these presents

forever DEFEND the premises in the quiet and peaceable possession of grantees, their heirs and assigns against grantors and their heirs and against all and every person and persons whatsoever, lawfully claiming the same.

IN WITNESS WHEREOF, grantors have hereunto set their hands on the day and year first above written.

Ted C. Frome

Ted C. Frome

Betty B. Frome

Betty B. Frome

STATE OF WYOMING :

: ss.

COUNTY OF LINCOLN:

On this 18th day of October, in the year 1990, before me, Gerald L. Goulding, a Notary Public, personally appeared Ted C. Frome and Betty B. Frome, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged that they executed the same.

Gerald L. Goulding
NOTARY PUBLIC

Notary Public, residing at Afton, Wyoming.

My commission expires: May 2, 1991

(Seal)

140074

STATE OF WYOMING :
County of Lincoln :

That this instrument was filed at the request of Caribou Title on the 22nd day of October, 1990 in my office and duly

Recorded in Microfilm Records
of Lincoln & Jenkins

Lincoln & Jenkins

Ruth Avery

TOWNSHIP 7 SOUTH
 RANGE 46 EAST
 SECTION 6

Lot 4	Lot 3	Lot 2	
	S $\frac{1}{2}$ Lot 3	S $\frac{1}{2}$ Lot 2	
Lot 5	NE $\frac{1}{4}$ SW $\frac{1}{4}$	NW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$ -
	N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$
			NW $\frac{1}{4}$ SE $\frac{1}{4}$ -
			SE $\frac{1}{4}$

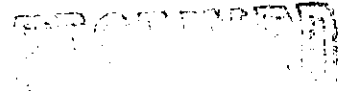
Mitchell Ranch
 Caribou County Idaho

ROBERT L. MITCHELL

P.O. Box 718

WILSON, WYOMING 83014

October 13, 1994



307 11 11

10/13/94
FBI

State of Idaho
Dept. of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402-1718

Dear Sirs:

This letter is being sent in connection with
Claim Number A24-04066 filed in the Snake
River Basin Ajudication.

Your records indicate that the owner of
record is Ted C. Frome of Afton, Wy. I
purchased this property from him several
years ago. My address is as shown above and
correspondence related to this property may
be sent to me at that address.

Also enclosed is the affidavit of Ted Hale
estimating past usage of water.

Sincerely,

Robert L. Mitchell

MICROFILMED

NOV 07 1994

AFFIDAVIT / EVIDENCE OF PRIORITY

RECEIVED

OCT 17 1994

Department of Water Resources
Eastern District Office

STATE OF WYOMING :
COUNTY OF TETON : SS.
LINCOLN :

TED A Hale, a resident of Lincoln County, Wyoming,
upon oath deposes and says:

1. This affidavit is given in connection with Claim Number A24-04066 filed in the Snake River Basin Adjudication.

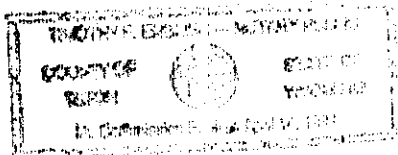
2. I understand that the water usage on this property is based on beneficial use.

3. I am familiar with the property which is the subject of the claim referred to. I have been familiar with the property and the use of water on that property for many years in the past. In my observation, the water has been used on the property for irrigation of growing crops and also for stock water, mainly for cattle. I estimate that such usage has been continuous for a period of about 75 years.

DATED as of the 11th day of October, 1994.

Ted A. Hale

Subscribed and sworn to by TED A HALE, before me this
13th day of October, 1994.



Notary Public
NOTARY PUBLIC
NOV 07 1994

My commission expires: 4-14-97