

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: A25-11540
Date Received: 11/28/1988
Receipt No: E004511
Received By: JO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERNNON L. MOBLEY 208-754-0475
Address: P.O. BOX 113
MENAN, ID 83434

OR

Name: NIKKI JEAN MOBLEY 208-754-0475
Address: P.O. BOX 113
MENAN, ID 83434

2. Date of Priority: JUL 01, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	38E	33	SE	NE	NE		JEFFERSON

5. Description of diverting works:
WELL/PUMP FOR HONEY BEES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
C/WAREHOUSE FOR HONEY PRODUCTION

A25-11540

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Date: 11/28/88

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	38E	33	NE NE		COMMER	

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): A Vernon L. Mobley Date: 11/28/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of November 19 88

Anthony L. Oberhel
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9/12/1994

May 28, 1991

My father, Roy H. Mobley, had the warehouse built in 1944. the sandpoint pipe for the well was driven down before the cement floor of the warehouse was poured. the main uses of the water used at the warehouse is for the boiler to provide steam to extract honey and cleaning the sticky floors after extracting. Other uses of water at the warehouse is mixing water, sugar, & honey together to make a feed for feeding honey bees in the spring time.

I, Vernon L. Mobley, bought the Warehouse & business from my mother in 1973 and testify the above statements to be true.

I believe all the people who built the warehouse are all dead. My father died in 1970.

Vernon L. Mobley

Notary Public for Idaho Gary A. Walker

Residing at Mesa

My Commission expires June 16, 1992.

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RELEASE OF REAL ESTATE
MORTGAGE

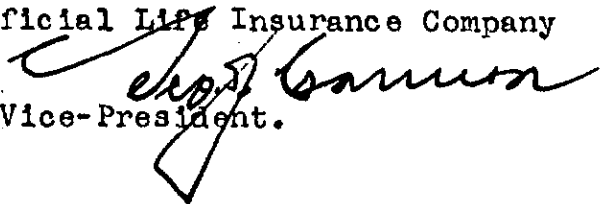
In consideration of the sum of One Dollar to it paid, receipt whereof is confessed, Beneficial Life Insurance Company, hereby releases the following described tract, to-wit:

Commencing at a point 52 rods South of the Northeast corner of the Northeast Quarter of Section 33, Township 5 North, Range 38 East Boise Meridian; and running thence South 10 rods; thence West 6 rods; thence North 10 rods; thence East 6 rods to the place of beginning, being in Jefferson County, State of Idaho,

from the lien and operation of that certain mortgage which was executed by Alice Ameriam Andrew and R. G. Andrew, her husband, under date of July 5th, 1938 and recorded August 31st, 1938 in Book 123 of Mortgages, at page 157 records of Jefferson County, State of Idaho, and from the lien and operation of that certain mortgage which was executed by Alice Ameriam Andrew and R. G. Andrew, her husband, under date of January 9th, 1942 and recorded January 13th, 1942 in Book 135 of Mortgages at page 107 records of Jefferson County, State of Idaho.

This partial release is given with the understanding and upon the condition that it shall not discharge from the lien of said mortgage any lands now covered thereby save and excepting the parcel herein above specifically described.

IN WITNESS WHEREOF, said Insurance Company has caused these presents to be executed by its proper officers the 15th day of November, 1943.

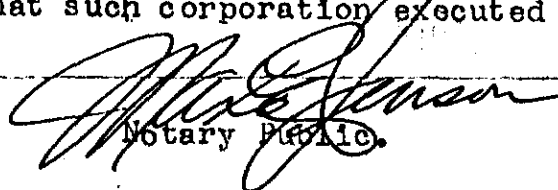
Beneficial Life Insurance Company
By: 
Vice-President.

Attest:

Assistant Secretary

STATE OF UTAH)
(ss.
COUNTY OF SALT LAKE)

On this 15th day of November, in the year 1943, before me, Max E. Jenson, a Notary Public, personally appeared Geo. J. Cannon, known to me to be the Vice-President of the Corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.


Notary Public.

My Commission Expires: 8-10-44
Residing at: Salt Lake City, Utah



74315

Instrument No. _____

State of Idaho, }
County of Jefferson, } ss.

I hereby certify that the within
instrument was filed for record at the
request of

ROY MOBLEY

the 26 day of April 1944

at 135 minutes past 10:00 o'clock

A.M. and recorded in Book 139

at 1 Releases page 49

Records of Jefferson County.

Ronald Y. Hogge,

Recorder.

By W. L. Duffly
Deputy.

Recorder's Fee \$ 80¢

• INDEXED

Direct ✓

Reverse ✓

Stamp or Flat ✓

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A25 11540

WARRANTY DEED

THIS INDENTURE, Made this 23rd day of January, 1973, by and between NELLIE ETHEL MOBLEY, a widow

of the County of Bonneville, State of Idaho, the party of the first part, and VERNNON L. MOBLEY and NIKKI JEAN MOBLEY, husband and wife

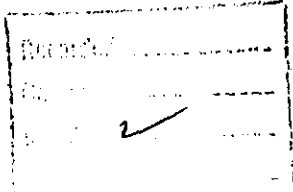
of the County of Jefferson, State of Idaho, the parties of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of SIX THOUSAND FIVE HUNDRED and No/100 DOLLARS lawful money of the United States of America, and other good and valuable considerations, to her in hand paid by parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents do es grant, bargain, sell, convey and confirm unto the said parties of the second part and to their heirs and assigns forever, all the following described real estate, situate in the County of Jefferson, State of Idaho, to wit:

Commencing at a point 52 rods South of the NE Corner of the NE 1/4 of Section 33, Township 5 North, Range 38 East of the Boise Meridian, Jefferson County, Idaho, running thence South 10 rods; thence West 6 rods; thence North 10 rods; thence East 6 rods to the place of beginning.

Subject to Easements and Rights of Ways for Highways, Roads, Ditches, Canals, Pole, Power and Transmission lines as they exist.

PLATTED BY
YEARL C. CRYSTAL, Assessor
By VCC Deputy



Microfilm No. 164867
24 Day Jan 1973
At 9:20 O'Clock A.M.
Otha R. Lemmon
Jefferson Co. Recorder
Fee \$200 AL Deputy
Recorded At Request of
O. Jones

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion or reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, and their heirs and assigns against the said party of the first part and her heirs and against all and every person and persons, whomsoever lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of
Sandra Hinkel
Nellie Ethel Mobley (SEAL)
(SEAL)
(SEAL)
(SEAL)

STATE OF IDAHO

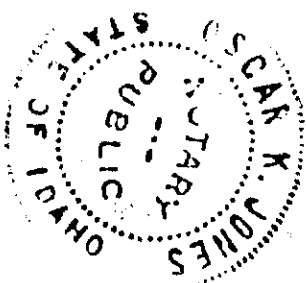
County of JEFFERSON

ss.

On this 23rd day of January, in the year 1973 before me
the undersigned _____, a Notary Public in and for the State of Idaho, personally
appeared NELLIE ETHEL MOBLEY, a widow

known to me to be the person _____ whose name _____ is _____ subscribed to the within instrument, and
acknowledged to me that _____ s he _____ 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 written.



Oscar K. Jones
Notary Public

Residing at Rigby, Idaho

My Commission Expires June 1, 1976

No. _____

WARRANTY DEED

TO

Dated _____, 19____

STATE OF IDAHO

County of _____

ss.

I hereby certify that this instrument
was filed for record at the request of

at _____ minutes past _____

o'clock _____ M., this _____

day of _____, 19____

in my office and duly recorded in

Book _____ of _____, at

page _____

Ex-Officio Recorder

By _____ Deputy

Fees \$ _____

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Inst. # 74180

25 11540

This Indenture, Made the 30th day of March in the year of our L

thousand nine hundred and Forty-four, between

ALICE AMERIAM ANDREW AND R. G. ANDREW, her husband

County of Jefferson and State of Idaho the parties of the first part,

ROY A. MOBLEY

County of Jefferson and State of Idaho the party of the second part

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of

ONE HUNDRED and no/100 DOLLAR

money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is her

nowledged, do by these presents Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, and

heirs and assigns, forever, all that certain lot, piece or parcel of land situate, lying and being in the County of Jefferson

State of Idaho, and bounded and described as follows, to-wit:

Commencing at a point 52 rods South of the Northeast corner of the Northeast Quarter of Section 33, Township 5 North, Range 38 East Boise Meridian; and running thence South 10 rods; thence West 6 rods; thence North 10 rods; thence East 6 rods to the place of beginning, being in Jefferson County, State of Idaho.

(FIFTY-FIVE CENTS IN U. S. I. R. STAMPS ATTACHED AND CANCELLED.)

Doc 5-422

Filed April 26 '71
Case # 422

Nellie Ethel Mobley

er with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the ren and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereunto incident, un id party of the second part, to his heirs and assigns forever. And the said parties of the first part and their the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assign st the said parties of the first part, and their heirs, and against all and every person or persons whosoever, lawfully claiming im the same, shall and will warrant any, and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals, the day as first above written.

Signed, Scaled and Delivered in the Presence of
ALICE AMERIAM ANDREW SEA
R. G. ANDREW SEA
ELSI E M. LARSEN
GEORGE M. LARSEN SEA

TE OF IDAHO,
County of Jefferson,
ss. On this 30th day of March, in the year 1944, before me
George M. Larsen a Notary Public in and for said County and Stat
nally appeared Alice Ameriam Andrew and R. G. Andrew, her husband
to me to be

Nellie Ethel Mobley, a widow

to - - - - -

Vernon L. and Nikki Jean Mobley

May 1, 1991

Vernnon L. Mobley
P.O. Box 113
Menan, ID 83434

RE: **Evidence of Priority**

Dear Mr. Mobley:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

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Vernnon L. Mobley

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Please submit the required evidence supporting the priority date by **June 1, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-11540
VERNNON L. MORLEY
NIKKI JEAN MOBLEY
P.O. BOX 113
MENAN

ID 83434

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