

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

RECEIVED

MAY 28 1990

Ident. Number: A27-07013
Date Received: 5/25/1990
Receipt No: S012346
Received By: SCC

Department of Water Resources
Eastern District Office

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

1. Name: AQUA LIFE INC. 208-543-4312
Address: RT. 5 BOX 5053
BUHL, ID 83316

2. Date of Priority: MAR 28, 1971

3. Source: INDIAN SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	34E	31		NE	NE	9	BINGHAM
				NE	NE	13	BINGHAM
				SW	NE	14	BINGHAM
				SE	NE	10	BINGHAM
				NE	SE	11	BINGHAM
				SE	SE	12	BINGHAM

5. Description of diverting works:
DIKES, DAMS, PONDS & RACEWAYS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	90.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/COMMERCIAL FISH

A27-07013

Page 1

Date: 05/25/90

MICROFILMED
NOV 12 1992

A2707013



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	34E	31	NE	NE	9	FISH	
			NE	NE	13	FISH	
			SW	NE	14	FISH	
			SE	NE	10	FISH	
			NE	SE	11	FISH	
			SE	SE	12	FISH	

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
A27-04001 & A27-07020

14. Remarks:

THAT THE APPLICANT SHALL INSTALL & MAINTAIN MEASURING DEVICES OF A TYPE APPROVED BY THE IDWR AT SUCH LOCATIONS AS NECESSARY TO MEASURE THE TOTAL QUANTITY OF WATER DIVERTED & THE TOTAL QUANTITY OF WATER RETURNED TO THE SNAKE RIVER AFTER BEING USED.

PROPERTY OWNED BY BUD & VIOLET RICH; USED ON LEASE.

15. Basis of Claim: PERMIT

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 Organizations:

I do solemnly swear or affirm that I am Pers. of
Title
Agave Life Don, that I have signed the foregoing
Organization
document in the space below as Pers. of
Title
Agave Life Don and that the statements contained in the
Organization
foregoing document are true and correct.

Samuel Elk
Signature of Authorized Agent

Pers.
Title and Organization

5-25-90
Date

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 25th day

of May 19 90

Samuel Elk
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994

PINGREE QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

3570 IN NW
(MORELAND)

3470 II NE
(ROCKFORD)

R. 33 E.

74

32°30'

75

BLACKFOOT 15 MI.
ROCKFORD (IDAHO 39) 4.5 MI.

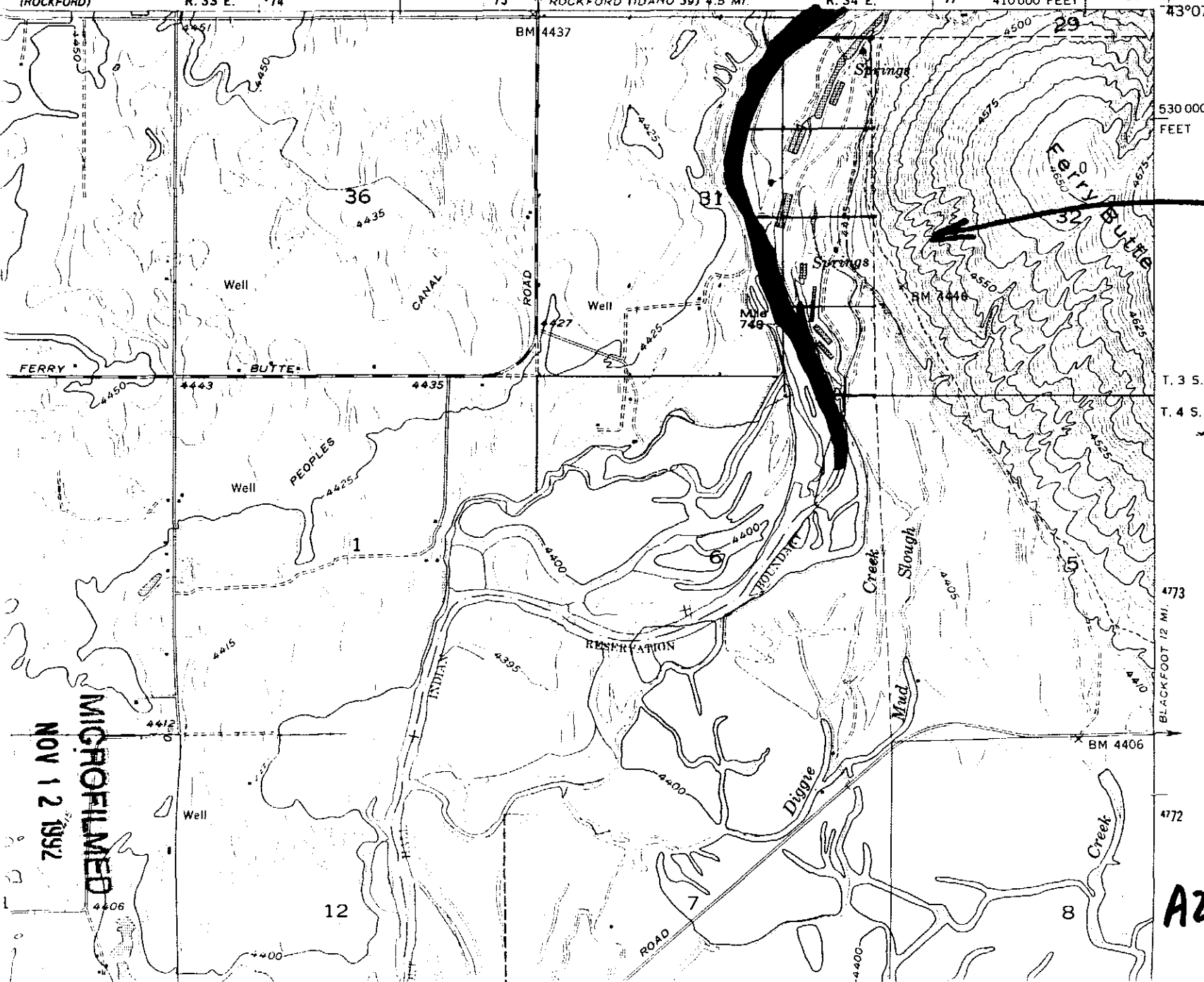
R. 34 E.

77

410 000 FEET

112°30'

43°07'30"



P.4.

NOV 12 1992

MICROFILMED

A27-07013

AJ0749NP
No. A27-07013

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AQUA LIFE INC RT 5 BOX 5053 BUHL ID 83316 (208) 543-4312	03/28/1971	FISH PROPAGATION	01-01 12-31	90.00 CFS	
TOTAL DIVERSION:					90.00 CFS	

Water Source: INDIAN SPRINGS

Tributary to: SNAKE RIVER

Stage: PERMIT

Point(s) of Diversion: T03S R34E S31 Lot09(NENE) Lot13(NENE) Lot14(SWNE) Lot10(SENE) BINGHAM County
S31 Lot11(NESE) Lot12(SESE) BINGHAM County

Place of use Legal Description for: FISH PROPAGATION

				NE				NW				SW				SE															
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
03S	34E	31	:	09-F				14-F		10-F																					
03S	34E	31	:	13-F																											

POU County: BINGHAM

Non-Irrigation Uses: H/COMMERCIAL FISH

Other Rights: A27-04001 & A27-07020

Conditions of Approval:

- 016 - See remarks for additional conditions of approval.
- 007 - The right holder shall not assign or sell the permit without
 - first securing the written approval of the Department of Water
 - Resources.

Remarks: GEN THAT THE APPLICANT SHALL INSTALL & MAINTAIN MEASURING DEVICES OF A TYPE APPROVED BY THE IDWR AT SUCH LOCATIONS AS NECESSARY TO MEASURE THE TOTAL QUANTITY OF WATER DIVERTED & THE TOTAL QUANTITY OF WATER RETURNED TO THE SNAKE RIVER AFTER BEING USED.

PROPERTY OWNED BY BUD & VIOLET RICH; USED ON LEASE.

NOA REC'D FROM C TOM ARKOOSH.

CHANGED OWNERSHIP PER REQUEST/JH/7-9-98

CHANGED OWNERSHIP BACK TO AQUA LIFE PER REQUEST/JH/8-10-98

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. A27-07013

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROLAND C RICH 1195 W 600 S PINGREE ID 83262 (208) 684-4737	03/28/1971	FISH PROPAGATION	01-01 12-31	90.00 CFS	
				TOTAL DIVERSION:	90.00 CFS	
C	VIOLET B RICH 1213 W 600 S PINGREE ID 83262 (208) 684-4755					

Water Source: INDIAN SPRINGS

Tributary to: SNAKE RIVER

Stage: PERMIT

Point(s) of Diversion: T03S R34E S31 Lot09(NENE) Lot13(NENE) Lot14(SWNE) Lot10(SENE) BINGHAM County
S31 Lot11(NESE) Lot12(SESE) BINGHAM County

Place of use Legal Description for: FISH PROPAGATION

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03S	34E	31	:	09-F		14-F		10-F								11-F		12-F	
03S	34E	31	:	13-F															

POU County: BINGHAM

Non-Irrigation Uses: H/COMMERCIAL FISH

Other Rights: A27-04001 & A27-07020

Conditions of Approval:

- 016 - See remarks for additional conditions of approval.
- 007 - The right holder shall not assign or sell the permit without
- first securing the written approval of the Department of Water
- Resources.

Remarks: GEN THAT THE APPLICANT SHALL INSTALL & MAINTAIN MEASURING DEVICES OF
A TYPE APPROVED BY THE IDWR AT SUCH LOCATIONS AS NECESSARY TO
MEASURE THE TOTAL QUANTITY OF WATER DIVERTED & THE TOTAL QUANTITY
OF WATER RETURNED TO THE SNAKE RIVER AFTER BEING USED.

PROPERTY OWNED BY BUD & VIOLET RICH; USED ON LEASE.

NOA REC'D FROM C TOM ARKOOSH.

CHANGED OWNERSHIP PER REQUEST/JH/7-9-98

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 6, 1998

ROLAND & VIOLET RICH
1195 W 600 S
BLACKFOOT ID 83221

Re: Change in Ownership of Notices of Claim Nos. A27-07013 & A27-07020.

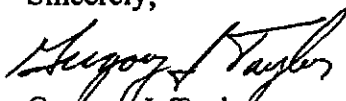
Dear Mr. & Mrs. Rich:

After further review of the Notices referenced above we have changed the department records back to how they were originally claimed. Specifically, our records still show Aqua Life Inc. as the current owner of the claims. Aqua Life Inc. paid the filing fees on the claims and assert that, although they do not own the property where the right is appurtenant, they still own the water rights.

You still have claim No. A27-04001A on file and if you wish you may also file on the permits referenced above. In the future the department will review and examine the claims that are filed in the sub-basin where these rights pertain, and submit recommendations to the district court. If there is any party in the Snake River Basin Adjudication(SRBA) who does not agree with the claims as recommended by the department, they may file an objection in the SRBA Court after the Director's Report is submitted to the court.

If you have any questions regarding this matter, please do not hesitate to contact this office at 525-7161.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

Enc: Copy of A27-07013 & A27-07020
cc: Violet Rich; Aqua Life Inc. (Ken Ellis); Tom Arkoosh



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 10, 1998

ROLAND RICH
1195 W 600 S
PINGREE ID 8362

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A27-07013, A27-
07020

Dear Mr. Rich:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Violet Rich
Aqua Life Inc.

MEMORANDUM

June 30, 1998

TO: Jennifer
FROM: Cindy Hodges *CH*
RE: SRBA Change in Ownership

I solicited the attached Change in Ownership while working with the hatchery owners regarding their pending participation in the Water Measurement Program. Claims to the appurtenant rights had been filed by the lessee of the hatchery at the time of filing.

Attached you should find a complete chain of title from the original government patent all the way to the present owner(s). Myrthon Layne Rich (see final Deed of Gift) is deceased; I don't know about LaRue Rich. I spoke with Violet Rich and you may call her with any questions.

Claim A27-04001A is the original claim to this hatchery and was filed in the name of the present owners. You may also refer to this claim for clarification and format of addresses of claimants.

RECEIVED
JUL 02 1998
Department of Water Resources
Eastern Region

RECEIVED

JUN 30 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s):

A 27-7013, A 27-7020 ^{OK} ^{OK} ^{AT}

Adjudication Claim No(s):

A 27-11377, 11378, 11379 ^{OK} ^{OK} ^{OK}
^{NCAP} ^{NCAP} ^{NCAP}

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

AquaLife IncRT 5 Box 5053 Buhl ID 83316

4. New Owner/Claimant(s)

Roland C s/or Violet B Rich

New Mailing Address

1195 W 600S ^{Name Connector (Check one): ☒ s, ☐ d, ☐ or, ☒ and/or} 1213 W 600S

City, State and ZIP Code

Pingree ID
83262Pingree ID83262

New Telephone Number

208
(684) 4737208
684-4755

5. Date you acquired the property

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 2

Number and type of stock

50 pure beef cattle

Diversion rate in CFS

Number of homes

4

Other uses

fish propagation

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Roland C RichViolet B Rich

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

496326

37106-13. 1.0

THE UNITED STATES OF AMERICA.

To all to whom these presents shall come,

Greeting:

Whereas, a schedule of allotments approved by the Secretary of the Interior deposited in the General Land Office, whereby it appears that John Pambrun, Senior, Indian of the Fort Hall Reservation, has been allotted the following-described land:

The east half of the northeast quarter of the southeast quarter of Section 11 Township four south and the Lots six and seven of Section Twentynine, the Lot Six of thirty, and the Lots nine, ten, eleven, and twelve of Section thirty-one in Township south all in Range thirty-four east of the Boise Meridian, Idaho, containing one hundred seventy-four and sixty-hundredths acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

Now know Ye, that the United States of America, in consideration of the premises in accordance with the provisions of the Act of Congress of February 23, 1889 (25 Stat. 688), Has given and granted, and by these presents does give and grant, unto the said Pambrun, Senior, and to his heirs, the lands above described; To have and to hold together with all the rights, privileges, immunities, and appurtenances, of whatsoever thereunto belonging, unto the said John Pambrun, Senior, and to his heirs forever, with provision that the title hereby acquired shall not be subject to alienation, lease, incumbrance, either by voluntary conveyance of the grantee or his heirs, or by the order, or decree of any court, or subject to taxation of any character, but shall remain inalienable and not subject to taxation for the period of twenty-five years until such time thereafter as the President may see fit to remove the restriction. It is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof, I, Woodrow Wilson President of the United States of America, caused these letters to be made Patent, and the seal of the General Land Office to hereunto affixed. Given under my hand, at the City of Washington, the Twenty-third March in the year of our Lord one thousand nine hundred and sixteen and of the Independence of the United States the one hundred Fortieth.

By the President: Woodrow Wilson

By M. P. LeRoy, Secretary,

L. Q. C. Lamar, Recorder of the General

Office

Recorded: Patent Number-520668: (Seal)

CERTIFICATE OF COMPETENCY

Allotment No. 389

Description, E $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 34 E., Lots 6 and 7, Sec. 29, R. 34, E., Lot 6, Sec. 30, T. 3 S., R. 34 E., and Lots 9, 10, 11 and 12, Sec. 31, R. 34 E., B. M., Idaho.

Whereas, John Pambrun Sr. has made application for the issuance of a Certificate of Competency under the provisions of Section 1 of the Act of Congress approved June 25, 1910 (St. L., 855): and

Whereas, upon the investigation, consideration, and examination of the request, John Pambrun Sr. has been found to be fully competent and capable of transacting his own business and caring for his own individual affairs;

Now, therefore, the Secretary of the Interior by virtue of the power and authority in him by Section 1 of the Act of Congress of June 25, 1910 does hereby issue to Pambrun, Sr. this Certificate of Competency, and does hereby invest him with full power and authority to sell and convey any or all lands above described.

This certificate of Competency to become effective thirty days from date hereof, and more.

Done at the city of Washington this 20th day of June 1916.

Franklin K. Lane,
Secretary of the Interior.

GH

F. M. Fisher, Recorder,

By *F. M. Fisher* Deputy.

at the request of
ABSTRACT COMPANY,
June 26, 1917 at 1:04 P. M.

UNITED STATES TO KATE PAMBRUN

3.1.0

THE UNITED STATES OF AMERICA
To all to whom these presents shall come
Greeting:

Whereas, a schedule of allotments approved by the Secretary of the Interior has been deposited in the General Land Office, whereby it appears that Kate Pambrun an Indian of the Fort Hall Reservation, has been allotted the following-described land:

The west half of the northeast quarter of the southeast quarter of Section two in Township four south of Range thirty-four east and the southwest quarter of Section Twenty-Two Township four south of Range thirty-six East of the Boise Meridian, Idaho, containing one hundred eighty acres, according to the Official Plat of the Survey of the said land returned to the General Land Office by the Surveyor General:

Now know ye, That the United States of America, in consideration of the premises, and in accordance with the provisions of the Act of Congress of February 23, 1889 (25 Stat., 688), has given and granted, and by these presents Does Give and Grant, unto the said Kate Pambrun and to her heirs, the lands above described, to have and to hold the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature thereunto belonging, unto the said Kate Pambrun and to her heirs forever, with the provisions that the title hereby acquired shall not be subject to alienation, lease, or incumbrance, either by voluntary conveyance of the grantees of her heirs, or by the judgment, order or decree of any court, or subject to taxation of any character, but shall be and remain inalienable and not subject to taxation for the period of twenty-five years, and until such time thereafter as the President may see fit to remove the restriction. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof, I, Woodrow Wilson, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the twenty-third day of March in the year our Lord one thousand nine hundred and sixteen and of the Independence of the United States the one hundred and fortieth.

By the President: Woodrow Wilson,
By M. P. LeRoy, Secretary,
L. Q. C. Lamar, Recorder of the General Land Office.

Patent Number 520669:

CERTIFICATE OF COMPETENCY

Allotment No. 390

Description, W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 2, T. 4 S., R. 34 E., and SW $\frac{1}{4}$, Sec. 25, T. 4 S., R. 34 E., B. M., in Idaho.

Whereas, Kate Pambrun has made application for the issuance of a Certificate of Competency under the provisions of Section 1 of the Act of Congress approved June 25, 1910 (St. L., 855); and

Whereas, upon the investigation, consideration, and examination of the request, Pambrun has been found to be fully competent and capable of transacting her own business and caring for her own individual affairs;

Now, therefore, the Secretary of the Interior, by virtue of the power and authority in him by Section 1 of the Act of Congress of June 25, 1910, does hereby issue to Pambrun this Certificate of Competency, and does hereby invest her with full power and authority to sell and convey any or all lands above described.

This certificate of competency to become effective thirty days from date hereof, and more.

Done at the city of Washington this 20th day of June 1916.

Franklin K. Lane,
Secretary of the Interior.

at the request of
ABSTRACT COMPANY,
June 26, 1917 at 1:06 P. M.

F. M. Fisher, Recorder,

DEED RECORD, BINGHAM COUNTY

THE GARTON PRINTERS, LTD., CALDWELL, IDAHO 13110

John Pambrun Sr. et ux.

TO

H. C. C. Rich

No. 147

THIS INDENTURE, Made the 7th day of June in the year of our Lord one thousand nine hundred and Seventeen between John Pambrun Sr., and Kate Pambrun, his wife, of the County of Bingham and State of Idaho the parties of the first part, and H. C. C. Rich

of the County of Bingham 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 Five Thousand and no/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, sell, bargain and convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all that certain lot, piece or parcel of land situate, lying and being in the County of Bingham, and State of Idaho, and bounded and described as follows, to-wit:

The lots 6 and 7 of Section 29, the lot 6 of Section 30, and the lots 9-10-11 and 12 of Section 31, all in Township 3 South of Range 34, E.B.M., in Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part, and to his heirs and assigns forever, and the said parties of the first part and their heirs, and the said premises in a quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part and their 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 parties of the first part have hereunto set their hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

W. H. Stufflebeam

R. I. Hilliard

his
John X Pambrun, Sr. SEAL
mark
her
Kate X Pambrun SEAL
mark SEAL

State of Idaho,)
(SS.
County of Bingham.)

On this 7th day of June in the year of 1917, before me, W. H. Stufflebeam, a Notary Public in and for said county and state, personally appeared John Pambrun Sr. and Kate Pambrun, his wife, known to me to be the persons whose names are subscribed to the within 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.
My Commission expires Nov. 15th, 1919.
(Seal)

W. H. Stufflebeam, Notary Public.
Residence: Blackfoot, Idaho.

Recorded at request of H. C. C. Rich.
June 7, 1917, at 2:40 P.M.

E. M. Fisher
Recorder

THIS INDENTURE, Made the 13th day of February in the year of our Lord one thousand nine hundred and Twenty , between H.C.C.Rich and Edna M.S.Rich, his wife of the County of Bingham and State of Idaho , the parties of the first part, and Chase Rich of the County of Bingham 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 Two Thousand and no/100----- DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged do by these presents grant, sell, bargain and convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the certain lot, piece or parcel of land situate, lying and being in the County of Bingham and State of Idaho, and bounded and described as follows, to-wit:

The Lots Six(6) and Seven (7) of Section Twenty-nine(29) the Lot Six(6) of Section Thirty(30) and the Lots Nine(9) Ten (10) Eleven(11) and Twelve(12) of Section Thirty-one (31) all in Township Three(3) South of Range Thirty-four (34) East of Boise Meridian in Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part, and to his heirs and assigns forever, and the said parties of the first part, and their heirs, and the said premises in a quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part and their 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 parties of the first part have hereunto set their hands and seals, the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Fred W. Richards

H.C.C.Rich

[SEAL]

Edna M.S.Rich

[SEAL]

[SEAL]

[SEAL]

Utah
STATE OF IDAHO, } ss.
County of Cache

I DO HEREBY CERTIFY, That on this 24 day of February in the year 1920, before me, Fred W. Richards

, a Notary Public the of Utah in and for said County and State, personally appeared

H.C.C.Rich and Edna M.S.Rich, his wife

known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Logan City, Utah the day and year first above written.

[SEAL. Seal

My commission expires Mar. 19, 1920

Fred W. Richards
for the State of Utah
residing at Logan, Utah. Notary Public.

Recorded at the request of Bingham Abstract Co. Ltd. Feb. 25, 1920 at 1.00 P.M.

F.M. Fisher

LW.

Recorder.

DEED RECORD, BINGHAM COUNTY
QUIT CLAIM DEED

No. 1876.

GEO. D. BARNARD

THIS INDENTURE, made the 10th day of May in the year
thousand nine hundred and Twenty-seven between
Bingham County, State of Idaho,

the part y of the
Heber C. C. Rich, Jr. (Chase Rich) Pingree, of the County of Bingham,
of Idaho the party of the

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of
One and no/100 DOLLARS

of the United States of America, to it in hand paid by the said part y of the second part, the receipt
acknowledged, do ES by these presents demise, release and forever quit-claim unto the said part y of the second part,
heirs and assigns, all those certain lot s , piece s , or parcel s of land situated
of Bingham, and State of Idaho, and bounded and particularly described as follows, to-wit:

Lots six (6) & seven (7) in Section 29; Lots 9, 10, 11 & 12 in Section 31 all
Township three (3) South of Range Thirty-four (34) East Boise Meridian. in Bingham
State of Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any way
and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances unto the said part y
second part, and to his heirs and assigns forever. IN WITNESS WHEREOF, The said part y of the first part
hereunto set its hand and seal the day and year first above written.

Signed, Sealed and Delivered in the presence of Corp. Seal BINGHAM COUNTY

By W. T. England, Chairman

Attest: H. A. Benson, Clerk.

STATE OF IDAHO,)
:ss.
COUNTY OF BINGHAM)

On this 10th day of May in the year of 1927, before me J. E. Good Probate Judge
said county and state personally appeared W. T. England known to me to be the Chairman
the Board of County Commissioners in and for Bingham County, whose name is subscribed
within instrument and acknowledged to me that he executed the same.

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

Seal J. E. Good, Probate Judge
County, State of Idaho

DEED ON DISTRIBUTION OF ESTATE OF LEVA B. RICH

LEVA BARBARA HOGE, the duly appointed, qualified and acting Personal Representative of the Estate of Leva B. Rich, deceased, pursuant to the Will of said deceased, admitted to informal probate in the District Court of the Seventh Judicial District of the State of Idaho in and for the County of Bingham, Magistrate Division, Case No. 225, does hereby grant and convey all of the right, title and interest of said deceased, in and to the lands hereinafter described, and all other real estate owned by said deceased, to Myrthyn Layne Rich and Roland Coulson Rich, both of Pingree, Bingham County, Idaho, to-wit:

Township 3 South, Range 34, East Boise Meridian

Section 29: Lots 5 and 7

Section 30: Lot 6

Section 31: Lots 8, 10, 11 and 12

Excepting the portions thereof heretofore conveyed by the deceased party.

Subject to that certain lease of a portion of said premises leased to Idaho Springs Trout Co., by lease dated December 16, 1938, and recorded as Instrument No. 164386, records of Bingham County, Idaho.

Township 4 South, Range 33, East Boise Meridian:

Section 1: Lots 1, 2 and 3; and Commencing at a point 20 rods South and 3 rods East of the Northwest corner of the Southeast quarter of the Southwest quarter of Section Thirty-one, in Township Three South of Range 34, East of the Boise Meridian, in Idaho, and running thence due South to Snake River; thence following the meanders of said Snake River in a Southwesterly direction to a point due South of the Southwest corner of Lot Three, in Section Six, in Township Four South, of Range Thirty-four, East of Boise Meridian; thence running due North to the Northeast corner of Lot Four of Section Thirty-One, in Township Three South, of Range Thirty-four, East of Boise Meridian; thence due East to the Northeast corner of said Lot Four; thence due South 28 rods; thence due East 3 rods to the point of beginning.

Excepting the portions thereof heretofore conveyed by the deceased party.

Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and the ditches and water rights and waters appurtenant thereto and used in the irrigation thereof, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold, all and singular the said premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns forever.

DATED this 3rd day of December, 1982.

LEVA BARBARA HOGG

STATE OF IDAHO)
County of Bingham) ss

On this 5/24 day of December, 1932, before me, the undersigned, a
Notary Public in and for the State of Idaho, personally appeared Leva G. Rich, a woman
known to me to be the person whose name is subscribed to the within instrument, and
Personal Representative of the Estate of Leva G. Rich, deceased, and as such, I judged her
to be the person whose name is subscribed to the within instrument, and she acknowledged to me that she executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal, this _____ day of _____, 19____.



Notary Public for the State of Idaho
Residing at Blackfoot, Idaho

154816

WITNESSETH, That the said party of the first part, for and in consideration of the regard and affection which the said party of the first part has and bears unto the said parties of the second part, as also for the better maintenance, support, protection and livelihood of the said parties of the second part, does by these presents give, grant, alien, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate situated in the County of Bingham, State of Idaho, to-wit:

Township 3 South, Range 34 East Boise Meridian:

Section 29: Lots 6 and 7

Section 30: Lot 6

Section 31: Lots 9, 10, 11 and 12

- Excepting the portions thereof heretofore conveyed by the first party.

Subject to that certain lease of a portion of said premises leased to Idaho Springs Trout Co., by lease dated December 10, 1968, and recorded as Instrument No. 144396, records of Bingham County, Idaho.

Township 4 South, Range 33 East Boise Meridian:

Section 1; Lots 1, 2 and 3; and Commencing at a point 26 rods South and 3 rods East of the Northwest corner of the Southeast quarter of the Southwest quarter of Section Thirty-one, in Township Three South of Range Thirty-four, East of the Boise Meridian, in Idaho, and running thence due South to Snake River; thence following the meanders of said Snake River in a Southwesterly direction to a point due South of the Southwest corner of Lot Three, in Section Six, in Township Four South, of Range Thirty-four, East of Boise Meridian; thence running due North to the Northwest corner of Lot Four of Section Thirty-one, in Township Three South, of Range Thirty-four, East of Boise Meridian; thence due East to the Northeast corner of said Lot Four; thence due South 26 rods; thence due East 3 rods to the point of beginning.

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REQUEST OF
Kumar Basindra

Also all of the rights and interest of the first party in all adjacent lands bordering on Snake River and claimed as omitted lands by the Bureau of Land Management of the United States, including any and all preference rights of purchase of any such lands.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the ditches and water rights and waters appurtenant thereto and used in the irrigation thereof, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns forever.

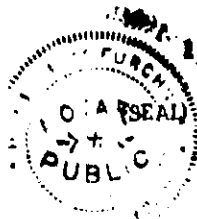
IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand the day and year first above written.

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 27th day of June, 1970, before me, the undersigned, a Notary Public in and for said County and State, personally appeared LEVA G. RICH, a widow, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

My Commission Expires: Jan 31, 1974



154816

#36-15476
NOJ ↑

RECEIVED

JAN 30 1996

Department of Water Resources
Adjudication Bureau

RECEIVED

JAN 29 1996

OFFICE OF THE
ATTORNEY GENERAL

C. TOM ARKOOSH
116 4th Ave. W.
P.O. Box 32
Gooding, ID 83330
Telephone: 208-934-8872

ATTORNEY FOR AQUA LIFE, INC.

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

In RE SRBA

)
) Case No. 39576
)
)

) NOTICE OF APPEARANCE
)

) AZ7-07013, -07020, -11377, -11378, -11379
) A29-07066, -12083, -12084

PLEASE TAKE NOTICE that the party in the above entitled
action, Aqua Life, Inc., hereby makes an appearance by and through
its attorney, C. Tom Arkoosh, and hereby requests all further
notices and pleadings in the above entitled action be sent to said
attorney.

DATED this 26th day of January, 1996.

Modified above A Records
and R27-07013, -07020

R29-12083, -12084

so 03-25-96.


C. TOM ARKOOSH

MICROFILMED

NOV 13 1996

NOTICE OF APPEARANCE

-1-

COPY

CERTIFICATE OF MAILING

I hereby certify that on the 26th day of January, 1996, I served a true and correct copy of the foregoing document upon the following person, by causing to be deposited a copy thereof in the United States Mail, first class postage prepaid:

Clerk of the District Court
Snake River Basic Adjudication
253 Third Avenue N.
P.O. Box 2707
Twin Falls, ID 83303-2707

Scott Campbell
Elam & Burke
702 W. Idaho, P.O. Box 1539
Boise, ID 83701

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

US Dept. of Justice
Environment and Natural Resource Division
550 W. Fort Street, Box 33
Boise, ID 83724



C. TOM ARKOOSH

MICROFILMED
NOV 13 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 8, 1993

RECEIVED

NOV 23 1993

RECEIVED

JUL 12 1993

Aqua Life, Inc.
Rt. 5, Box 5053
Buhl, ID 83316

Department of Water Resources
Eastern District Office

Department of Water Resources
Southern Region Office

RE: Snake River Basin Adjudication (SRBA)
AR #S000049

Dear Claimant:

Enclosed is your receipt #C028073 acknowledging your latest payment of the claim fees on this account. I've written this letter to address your note on the check stub, "Final Payment on 10 Water Rights". To the contrary, one payment yet remains for this account. You may recall the account was split into five equal payments plus interest beginning with the filing of the claims in May, 1990.

To date, you have made each annual installment with a total of \$4,441.34 split between \$2,942.34 for claim filing fees (principal) and \$674.35 in interest. \$824.65 of the initial payment was for late filing fees not credited toward the claim fees. The remaining balance on the account is now \$737.36. This amount is accruing ten percent (10%) simple interest from May 1, 1993 until the next payment is made. You will receive a statement for the payment in April, 1994.

If you have any questions about this account, please feel free to contact me.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:AR:region

Enclosure:

Receipt #C028073

File: A29-4012A
A27-07013

MICROFILMED

APR 12 1994