

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: A29-12515
Date Received: 2/28/1992
Receipt No: E016978
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	A LIN WHITWORTH	208-775-3149
Address:	BOX 183	
	INKOM ID	83245
AND/OR		
Name:	TOM M WHITWORTH	208-775-4516
Address:	BOX 183	
	INKOM ID	83245
AND/OR		
Name:	DAVID L WHITWORTH	208-254-9805
Address:	BOX 183	
	INKOM ID	83245
AND/OR		
Name:	GENE D WHITWORTH	
Address:	BOX 183	
	INKOM ID	83245

2. Date of Priority: JUL 15, 1902

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	36E	15	SW	SE			BANNOCK

5. Description of diverting works:
DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.720		

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

8. Total consumptive use is 90.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INC. LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	36E	15	SE	SW		IRR	22.0
						Section Acres	22.0
		22	NW	NE		IRR	4.0
			NE	NW		IRR	10.0
						Section Acres	14.0
						Total Acres	36.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-12514

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

NOV 14 1995

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
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Ident. Number: A29-12515

Date Received: 2/28/1992

Receipt No: EG16978

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A LIN WHITWORTH 208-775-3773
Address: BOX 183
INKOM ID 83245
AND/OR
Name: DAVID L WHITWORTH 208-775-3773
Address: BOX 183
INKOM ID 83245
AND/OR
Name: GENE D WHITWORTH
Address: BOX 183
INKOM ID 83245
AND/OR
Name: TOM M WHITWORTH
Address: BOX 183
INKOM ID 83245



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A.F.A.

MICROFILMED

NOV 16 1992

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INC. LIVESTOCK

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Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	36E	15	SE	SW	IRR	22.0
Section Acres						22.0
		22	NW	NE	IRR	4.0
			NE	NW	IRR	10.0
Section Acres						14.0
Total Acres						36.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
29-12514

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

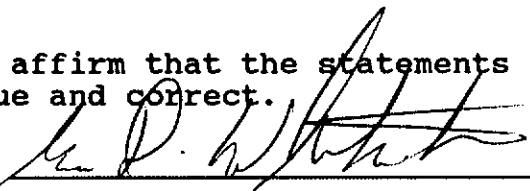
16. Signature(s)

(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):  Date: 2-28-92

Date: _____

MICROFILMED

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 28 day

of Feb 19 92

[Signature]
Notary Public

Seal

Residing at Heise, Id

My Commission Expires 2/26/92

MICROFILMED

NOV 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:52:18
06/03/96

PAGE: 1
GENERAL INFORMATION

18
CLAIM NUMBER: A20-12515

LAST: WHITWORTH
ADDRESS: BOX 183
CITY: INKON
PHONE NUMBER: 208-775-3773

FIRST: A LYN
STATE: ID ZIP: 83245

OWNER CODE: C

LAST: WHITWORTH
ADDRESS: BOX 183
CITY: INKON
PHONE NUMBER: 208-775-3773

FIRST: DAVID L
STATE: ID ZIP: 83245

OWNER CODE: C

LAST: WHITWORTH
ADDRESS: BOX 183
CITY: INKON
PHONE NUMBER: 208-000-0000

FIRST: LYN P
STATE: ID ZIP: 83245

OWNER CODE: C

LAST: WHITWORTH
ADDRESS: BOX 183
CITY: INKON
PHONE NUMBER: 208-000-0000

FIRST: ROY M
STATE: ID ZIP: 83245

OWNER CODE: C

FIELD EXAM COMPLETED

DATABASE
N

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS

NO REMARKS IF CLAIM

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A29-12515

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

B. WE RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AG PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

A. FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

11. TO THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

[illegible]

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$$\begin{aligned} \frac{\partial \mathcal{L}}{\partial \mathbf{w}_1} &= \frac{\partial}{\partial \mathbf{w}_1} \left(\frac{1}{2} \mathbf{w}_1^T \mathbf{w}_1 + \frac{1}{2} \mathbf{w}_2^T \mathbf{w}_2 + \frac{1}{2} \mathbf{w}_3^T \mathbf{w}_3 \right) = \mathbf{w}_1 \\ \frac{\partial \mathcal{L}}{\partial \mathbf{w}_2} &= \frac{\partial}{\partial \mathbf{w}_2} \left(\frac{1}{2} \mathbf{w}_1^T \mathbf{w}_1 + \frac{1}{2} \mathbf{w}_2^T \mathbf{w}_2 + \frac{1}{2} \mathbf{w}_3^T \mathbf{w}_3 \right) = \mathbf{w}_2 \\ \frac{\partial \mathcal{L}}{\partial \mathbf{w}_3} &= \frac{\partial}{\partial \mathbf{w}_3} \left(\frac{1}{2} \mathbf{w}_1^T \mathbf{w}_1 + \frac{1}{2} \mathbf{w}_2^T \mathbf{w}_2 + \frac{1}{2} \mathbf{w}_3^T \mathbf{w}_3 \right) = \mathbf{w}_3 \end{aligned}$$
$$\frac{d}{dt} \int_{\Omega} \rho \, dx = \int_{\Omega} \rho \, dx \quad \text{for } t \in [0, \infty).$$

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-12515	08S	36E		15	SW	SE		BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: MARSH CREEK

TRIB: FORTNODIE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND ROUTE: ONCE 0000 IS RECOMMENDED AS CLAIMED /

TIME	DAY	OFF	1/A	1/A	1/A	LOW	WAD	CHIRRY	DIVERSION NAME	DIVERSION NR
000	000	00	00	00	00	00	00	00000		

SOURCE: RECD:

REVIEWED BY: DATE:

OTHER DESCRIPTION: RECDING RECD / THE RECDING RECD / THE RECDING RECD /

ATTENTION: PLACE YOUR COMMENTS HERE: A09-12515

FOR EVIDENCE									
TRP	SVS	SEC	L/A	L/A	NAME	AC S/ACRES	MA S/ACRES	LANDMARK DATA	STAMP EXAM.
A09-12515	73	00000000	00	00	WILSON, A. J.	A09-12515 / 0.00	-	/	21.0
					WILSON, A. J.	A09-12515 / 0.00	-	/	
					WILSON, A. J.	A09-12515 / 0.00	-	/	
					WILSON, A. J.	A09-12515 / 0.00	-	/	
					WILSON, A. J.	A09-12515 / 0.00	-	/	
A09-12515	22	00	00	00	WILSON, A. J.	A09-12515 / 0.00	-	/	13.0
					WILSON, A. J.	A09-12515 / 0.00	-	/	
A09-12515	22	00	00	00	WILSON, A. J.	A09-12515 / 0.00	-	/	13.0
					WILSON, A. J.	A09-12515 / 0.00	-	/	
					WILSON, A. J.	A09-12515 / 0.00	-	/	

REMARKS: SEE ATTACHED

CLAY COUNTY: DANBURY

C. IS THERE EVIDENCE FOUND IN RECORDS OTHER THAN THOSE ANALYZED? () YES () NO
A. IF YES, ARE THERE RECORDS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL ACTS WITH A DATE OF AND REPLICATION USED

CLAY NO.	SOURCE	NAME	DATE	DATE	DATE
A09-12515	WILSON, A. J.	WILSON, A. J.	0.00	0.00	0.00
A09-12515	WILSON, A. J.	WILSON, A. J.	0.00	0.00	0.00

[illegible][illegible]

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 $\frac{1}{2} \times \frac{1}{2} \times \frac{1}{2} \times \frac{1}{2}$

2/25 1 1/2 1 1/2 1 1/2 1 1/2

$\frac{1}{2}$ $\frac{1}{2}$ $\frac{1}{2}$ $\frac{1}{2}$

$\frac{1}{\sqrt{2}} \begin{pmatrix} 1 & i \\ 0 & 1 \end{pmatrix}$

2005: 6
PLACE OF USE REVIEW SHEET CONTINUED

25
BLANK NUMBER: 409-12515

CHECK DOCUMENTS USED TO VERIFY DATA: () ORIGINATOR'S DATA, DATA NO. _____; () INTERMEDIATE DATA, DATA NO. _____;
() COPY, DATA NO. _____; () ADJUSTED DATA: () ADJUSTED _____

NOTES:

DOCUMENTATION:

DATA SOURCE: _____ N/A ()

REVIEWED BY: _____ DATE: _____

A. APPROVED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
020 IRRIG. IRRIGATION	04-15 TO 10-15	0.720 CFS	
TOTAL DIVERSION RATE/VOLUME		0.720 CFS	

B. RECOMMENDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

1. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USER? Y() N()

2. IS THE CLAIMED PERIOD OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? Y/A() N() N/A()

A IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMMODATED CHANGE IN PURPOSE OF USE, DESCRIBE THE EXISTING ADEQUATE EVIDENCE AND EXISTING EVIDENCE FOR ADEQUATELY INDICATING THIS.

3. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAMS? Y() N()

4. DOES THE CLAIMED PERIOD OF USE CONFORM TO LEAD STANDARDS? Y() N()

5. SHOULD THE PERIOD OF USE BE RECOMMENDED TO LEAD STANDARDS? Y() N()

A IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN LEAD STANDARDS, EXPLAIN IN NOTES BELOW.

6. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? Y/A() N() N/A()

A IF NO, EXPLAIN IN NOTES BELOW WHY THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

7. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAMS? Y/A() Y() N()

8. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? Y/A() Y() N()

A IF NO, DESCRIBE IN NOTES BELOW WHY THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

9. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAMS? Y/A() Y() N()

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUMBER: ADO10515

WATER:

AT CLAIM TOTAL DIVERSION RATE: 0.720 CFS

AS WATER RIGHT TOTAL DIVERSION RATE: CFS

1. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED ON THE WATER RIGHT FILE? N/A() Y() N()

2. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POOLED NOTICES AND QUANTUM CLAIMS) REQUIRE A FLOW MEASUREMENT.

3. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NOTICE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FLOW EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

4. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FLOW EXAM? Y() N()

F. FLOW MEASUREMENT

MEASUREMENT METHOD: SEE ATTACHED CALCULATIONS.

G. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
 ACRES $\times$ 0.02 CFS/ACRE = CFS
 (Check with your reviewer)

1b. IRRIGATION

IS A DIVERSION RATE FOR ACRES GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FROM FLOW AND ACHIEVED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 67/A

ACRES $\times$ DIVERSION VOL. A7/A FOR A7/A =

TOTAL DIVERSION VOLUME 67/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 20.0 A2/A

ACRES $\times$ CONSUMPTIVE VOL. A7/A FOR A7/A =

TOTAL CONSUMPTIVE USE 20/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

29
 2015-01-29

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. SUPPORT OF USE	REC. PERIOD FROM TO	REC. BY DATE CWS	REC. BY DATE AC/A	REC. BY DATE
IRRIGATION	04-15 10-15	DATABASE 0.740	EXAMINER	DATABASE 00.0
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
TOTAL FOR THIS RIGHT				

NON-IRRIGATION USES CLAIMED: IND. LIVESTOCK
NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: _____
=====

FLAG: _____
STANDARD EXPLANATIONS (0000):

STANDARD EXPLANATIONS (0000):

EXPLANATORY COMMENTS (0000):

EXPLANATORY COMMENTS (0000):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

CHARACTER
CLASSIFICATION
ADDITIONAL DIV. APPROX

AGGREGATE	AMOUNT
AS CLAIMED	AS CLAIMED
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ACCT NUMBER ABOVE WATER: 20-12315

TOTAL DIVERSION RATE OF W.R. SPLICED

DATAPAGE

EXAMINED

OTS

SPICES:

DIV. POINT NUMBER	DIVERTED CLAIM NUMBER	DIVERSION RATE	DIVERTED CLAIM NUMBER	DIV. POINT PAGE	DIV. POINT NUMBER	DIVERSION RATE
-	ACP-12315	0.720	-	-	-	-
TOTAL OTS		0.720				

DIVERSION RATE REVIEW

DO THE SUM OF THE RATE OF THE SPICES EQUAL THE ACCT POINT OTS RATE (Y/N)
IF NO, DO THE DIVERSION REVIEW ATTACHED BELOW () OR END ATTACHMENT ()?

DIVERTED	EXAMINED
Y	Y

NOTES:

ATTACHMENT:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM OF A WATER RIGHT			DATE EXAMINED BY FIELD	
TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION			
() AEROPHOTOGRAPH	DATE OF PHOTO	TYPE OF MAP	YES	NO
() TOPOGRAPHIC	DATE FIELD CHECKED	TYPE OF MAP	YES	NO
() MAP	DATE OF PHOTO	TYPE OF MAP	YES	NO
() AERIAL PHOTO	DATE OF PHOTO		YES	NO
() AERIAL SLIDE	DATE OF PHOTO		YES	NO
() SET OF AERIAL PHOTO	DATE OF PHOTO		YES	NO
() TOPOGRAPHIC SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY		YES	NO
() SOIL SURVEY MAP	DATE ISSUED		YES	NO
() SUBDIVISION PLAT MAP	DATE OF MAP		YES	NO
() OTHER	DATE		YES	NO
() OTHER	DATE		YES	NO

LIST OF ATTACHMENTS (CHECK IF ATTACHED)		IF ATTACHED, SUPPLY APPROPRIATE INFORMATION		PAGES	NOTES
() LICENSED FIELD EXAM	DATE OF FIELD EXAM				
() WATER RIGHT LICENSE	DATE LICENSE ISSUED				
() DEED APPROVED TRANSFER	DATE TRANSFER APPROVED				
() SYSTEM DESCRIPTION	DATE READY				
() PHOTOGRAPH	DATE(S) PHOTO TAKEN				
() BRANCH BOUND SURVEY	DATE OF SURVEY COMPLETED				
() FUEL ANALYSIS	DATE ANALYSIS COMPLETED				
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED				
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED				
() OTHER	DATE				
() OTHER	DATE				

12/22/02
05/06/02[illegible][illegible]

12:22:10
06/05/05
34

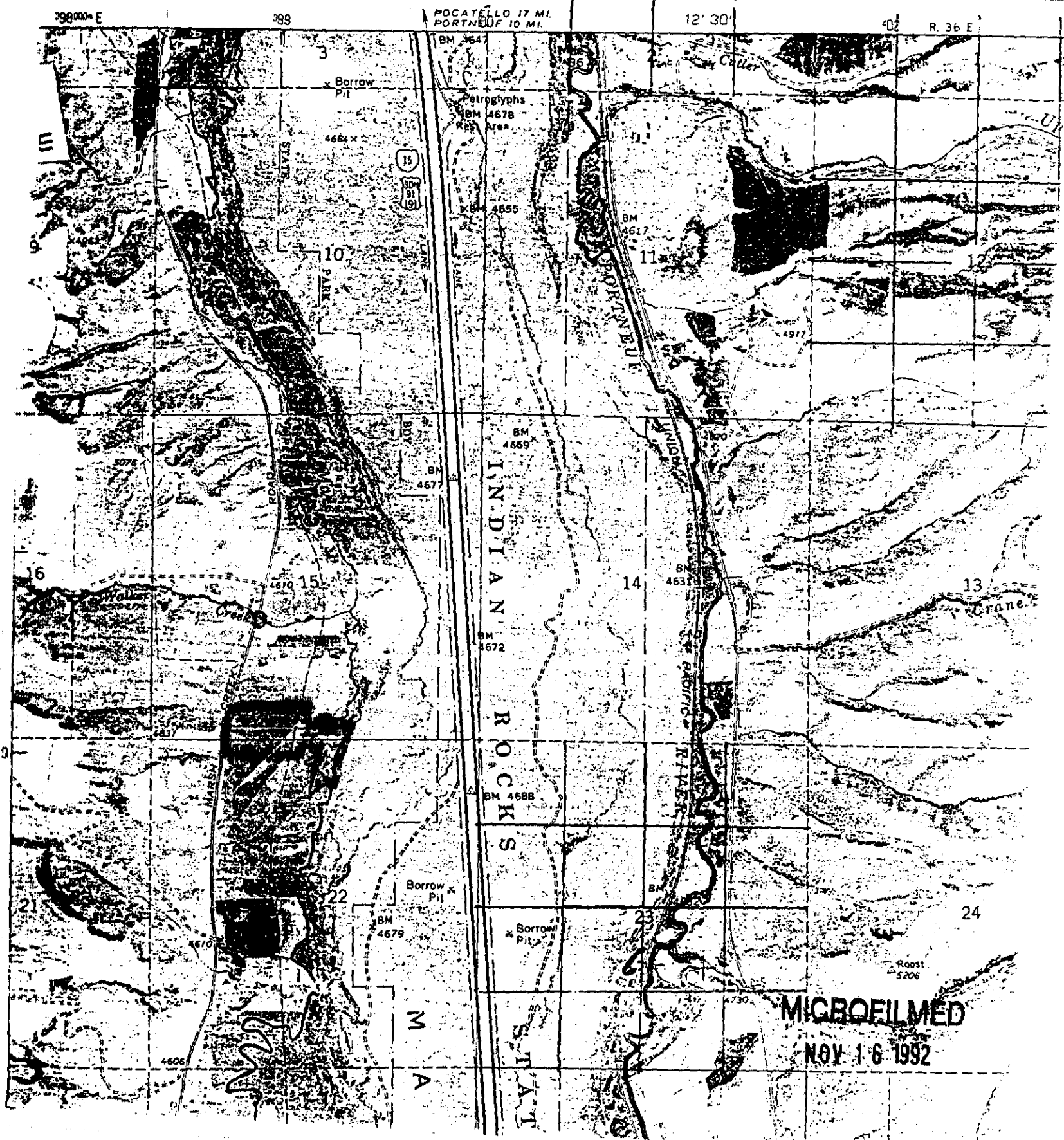
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[illegible]

State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R36E



Log for claim A29-12515

Spatial Dynamics LTD

7/17/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	15	SESW	22	28	
08s36e	22	NWNE	4	6.7	
08s36e	22	NENW	10	17	Indiscernible
08s36e	22	NWNW	0	0	
Totals:			36	51.7	

AJ5809NP
No. A29-12515

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 269

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A LIN WHITWORTH BOX 183 INKOM ID 83245 (208) 775-3149	07/15/1902	IRRIGATION	04-15 10-15	0.720 CFS	
				TOTAL DIVERSION:	0.720 CFS	
				CONSUMPTIVE USE:		90.00 AFA

C TOM M WHITWORTH
BOX 183
INKOM ID 83245
(208) 775-4516

C DAVID L WHITWORTH
BOX 183
INKOM ID 83245
(208) 254-9805

C GENE D WHITWORTH
BOX 183
INKOM ID 83245

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R36E S15 SWSE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
08S	36E	15	:					:					:				22	:					:	22.0
08S	36E	22	:			04		:			10		:					:					:	14.0
																						TOTAL ACRES		36.0

POU County: BANNOCK

Non-Irrigation Uses: INC. LIVESTOCK

Other Rights: 29-12514

Other Water Rights Listing Overlapping Place(s) of Use:
A29-12514 A29-12515A A29-12515B A29-12517 R29-12517

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

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

Audit: 02/29/92 DCARLSON 03/29/95 POST-STD 06/25/96 GTAYLOR 07/01/96 GTAYLOR

INTER-DEPARTMENT MEMO

TO: Claim A29-12515 + -12514

SUBJECT: _____

FROM: H.W. Jones

DATE: 9-23-95

David Whitworth came in and discussed her claim
+ "actual" irrigated acres. He had a Air Photo
with 12.4" to the mile. The ground he outlined
as owned + irrigated by Whitworth was then calculated
using the dot-grid method. Results are below

T8S R36E	Sec 15	SWSW 0.5acres	SESW 5.6acres	SWSE 1.6acres
	Sec 22	NIEW 0.6acres	NWNE 6.8acres	

☒ For your information

☐ Response required

H.W. Jones
signature

MICROFILMED
NOV 14 1995



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 9, 1996

PRESTON TAYLOR
PO BOX 219
INKOM ID 83245

Re: Change in Ownership of A29-12515.

Dear Mr. Taylor:

After further review of the Change in Ownership submitted by you and received in this office June 11, 1996, we have found that in fact the property you have purchased is not part of Notice of Claim No. A29-12515. Because of this, we have have deleted A29-12515A and A29-12515B from our records. We have also amended the original claim to reflect how the Whitworths originally claimed it.

If you wish to file a new claim or can submit additional information on any water rights you believe you now own, we would be happy to assist you in any way.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,

Gregory J. Taylor
Sr. Water Agent, Adjudications

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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

JUNE 26, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PRESTON M TAYLOR
PO BOX 219
INKOM ID 83245

RE: CHANGE IN OWNERSHIP FOR A29-12515

Dear Mr. Taylor::

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the rights were split as follows:

A29-12515A (Whitworth) 0.60 cfs; 30 acres
A29-12515B (Taylor) 0.12 cfs; 6 acres

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: A Lin Whitworth/copy claim/letter

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MEMO

To: File #A29-12515
From: Greg Taylor *GT*

After further review of the change in ownership submitted by Preston Taylor we have found that no portion of Notice of Claim #A29-12515 was purchased by Mr. Taylor.

A29-12515 was re-data-entered to reflect the original claim filed by Whitworths. A29-12515A and A29-12515B were deleted from the data base.

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 11 1996

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM. Department of Water Resources
 Lot _____, Block _____, Subdivision/Townsite _____ Eastern Region
 If you have additional legal descriptions, please attach separate 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)
 Assigned by IDWR: A29-12514 AND A29-12515 ND ^{OK NO} ^{EX}

☐ Name and Address of Former
 Owner/Claimant(s)(Seller): A. LIN WHITWORTH ETAL.
Box 183

☒ New Owner/Claimant
 (Purchaser): INKOM ID 83245
Preston M Taylor

☒ New Mailing Address: P.O. BOX 219
INKOM ID 83245

☒ New Telephone Number: (208) 254-9315

☐ 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:

PRO-RATED SHARE OF ACREAGE PURCHASED

☐ 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): Preston M Taylor Date 5-17-96

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

Deed dated 1991 states grantor
 retains all of Walker Creek water.
 After further review none of these rights
 are owned by Mr. Taylor.
 Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner
 A29-12515 in total is owned by
 Whitworth. EX. 7-9-96

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NOV 14 1996

WARRANTY DEED

For Value Received MICHAEL JO MOWERS and OPAL JANENE MOWERS, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

PRESTON MORONI TAYLOR and BARBARA D. TAYLOR, husband and wife

whose address is: 2710 MARSH CREEK ROAD
MC CAMMON, ID.

83250 Bl.
83295 PT

ACCEPTED & APPROVED BY PT

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15, Township 8 South, Range 36 E.B.M., BANNOCK COUNTY, IDAHO, more particularly described as follows:

BEGINNING at a point on the Easterly right of way line of Marsh Creek Road that is North 89°28'45" East, 1189.03 feet on the South line of Section 15, Township 8 South, Range 36 E.B.M., and North 06°12' East (North 06°23'30" East) on the Easterly right of way of Marsh Creek Road 200.88 feet, and Northeasterly on the said Easterly right of way line on a curve to the right with a radius of 1879.86 feet for a distance of 351.06 feet, and North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 422.91 feet from the Southwest Corner of said Section 15; thence North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 199.46 feet; thence North 89°22'30" East, 2442.58 feet, more or less, to the East 1/16 line of said Section 15; thence South 00°08' East on the East 1/16 line of said Section 15, 190.00 feet; thence South 89°22'30" West, 2500.65 feet, more or less, to the POINT OF BEGINNING

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: MAY 17, 1993

Michael Jo Mowers
MICHAEL JO MOWERS

Opal Janene Mowers
OPAL JANENE MOWERS

STATE OF IDAHO)
: ss
COUNTY OF BANNOCK)

On This 17TH day of MAY, in the year 1993, before me, a Notary Public in and for said State, personally appeared MICHAEL JO MOWERS and OPAL JANENE MOWERS, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.

NO. 93006971
RECORDED AT REQUEST OF
FIRST AMERICAN TITLE
'93 MAY 18 P1:24

Chris Brammell Notary Public of Idaho
Residing at Pocatello, Id.
Commission Expires: 10/30/94

NOTARY SEAL

OFFICIAL RECORD BOOK NO. 587
BANNOCK COUNTY IDAHO
LARRY W. GHAN RECORDER
FEE 3.00 DEPUTY M2

SCHEDULE A

1. Commitment Date: May 4, 1993 at 2:00 p.m.

Commitment No. 16304-G

TO: U. S. BANCORP MORTGAGE COMPANY
ATTN: VICKI
P.O. BOX 2197
POCATELLO, IDAHO 83206

2. Policy or Policies to be issued:	Policy Amount	Premium
[X] Standard Owners Policy ALTA Form 1402-83 (4-6-90) Proposed Insured: PRESTON MARONI TAYLOR and BARBARA D. TAYLOR	\$72,000.00	\$478.00
[X] Extended Lenders Policy ALTA Form 1056-87 (4-6-90) Proposed Insured: U. S. BANCORP MORTGAGE COMPANY	44000- \$60,000.00	\$169.00
[X] Endorsements: 100/116/8.1 Proposed Insured: U. S. BANCORP MORTGAGE COMPANY		\$ 50.00

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by

MICHAEL JO MOWERS and OPAL JANENE MOWERS, husband and wife

4. The Land referred to in this Commitment is described as follows:

SEE ATTACHED SCHEDULE C FOR LEGAL DESCRIPTION

High Country Realty - Naomi Tibbets
Premier Properties Real Estate - Gary Brown

ESCROW - CHRIS BRAMWELL

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SCHEDULE C

A tract of land in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15, Township 8 South, Range 36 E.B.M., BANNOCK COUNTY, IDAHO, more particularly described as follows:

BEGINNING at a point on the Easterly right of way line of Marsh Creek Road that is North 89°28'45" East, 1189.03 feet on the South line of Section 15, Township 8 South, Range 36 E.B.M., and North 06°12' East (North 06°23'30" East) on the Easterly right of way of Marsh Creek Road 200.88 feet, and Northeasterly on the said Easterly right of way line on a curve to the right with a radius of 1879.86 feet for a distance of 351.06 feet, and North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 422.91 feet from the Southwest Corner of said Section 15; thence North 16°54' East (North 17°05'30" East) on the said Easterly right of way line 199.46 feet; thence North 89°22'30" East, 2442.58 feet, more or less, to the East 1/16 line of said Section 15; thence South 00°08' East on the East 1/16 line of said Section 15, 190.00 feet; thence South 89°22'30" West, 2500.65 feet, more or less, to the POINT OF BEGINNING

MICROFILMED
NOV 14 1996

No. 16304-G

SCHEDULE B - SECTION 2

Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. Taxes which may be assessed and extended on any subsequent roll for the tax year 1993 with respect to new improvements and the first occupancy which may be included on the regular assessment roll and which are an accruing lien not yet due or payable.

General taxes, as follows, plus penalty and interest after delinquency:

Year	Amount Billed	Amount Paid	Parcel No.
1992	\$128.16✓	\$ -0-	R4057012300
1992	\$ 17.52	\$ 8.76	R4057012300-0
1992	\$155.84	\$77.92	MH028001400-0
1992	\$137.06✓	\$ -0-	R4057015900

NOTE: The 1992 tax figure does not reflect a Homeowners Exemption. 360.73.

8. Easement for PIPE LINES granted to PACIFIC NORTHWEST PIPELINE recorded August 30, 1955, in Book 123, as No. 295.

+ '93 MH-

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NOV 14 1996

continued on page 2

9. ~~The Effect of and Conditions contained in WARRANTY DEED, recorded July 10, 1978, in Book 260, as Instrument No. 511019, as follows:~~ No dwelling shall be permitted on the above described property having less than 1,000 square feet exclusive of garage. Said dwelling shall be of new construction material. No used material or used dwellings shall be moved on to the described property. Any trailer home in good condition may be moved on described property as long as they are a minimum size of 12 feet by 50 feet.

Grantees under any conveyance shall not at anytime conduct, or permit to be conducted on said property, any trade or business other than farming. Said land can be used for private dwelling or residence and not for a commercial business.

All livestock shall be limited to two per acre, except goats and pigs, which shall be limited to two each on the above described tract. Grantor reserved one-half of all mineral rights. ~~Grantor reserves all water rights in Walker Creek.~~

~~The above described property shall not be used as a dumping ground or for storage of large quantities of equipment or material.~~

11-8-93
Recon. Rec. 11-30-93 as inst. # 93020112
DEED OF TRUST dated July 15, 1992 to secure an indebtedness in the principal sum of \$30,147.50, and any other amounts and/or obligations secured thereby.
Recorded: July 16, 1992, Instrument No. 92010703
Grantor: MICHAEL JO MOWERS and JANENE (OPAL) MOWERS
Trustee: THE AMERICAN LAND-TITLE CO., INC.
Beneficiary: SECURITY PACIFIC HOUSING SERVICES, INC.
origin. doc. sent 11-8-93 mjs

11. Right, title and interest of the Public in and to those portions of above described premises falling within the bounds of roads and highways.
12. Any claim arising from the difference in the mean highwater line of Marsh Creek and the meander line of the Government Survey.

NOTE: According to the County Assessors office, the above described property is commonly known as:
2710 Marsh Creek Road
McCammon, Idaho.

GG/cdg

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NOV 14 1996

21
1-57033-6
WARRANTY DEED

91012498

For Value Received **MICHAEL A. WOLF, A SINGLE M&M AND**

JOAN M. WOLF NOW KNOWN AS JOAN M. SCHIPPER, A MARRIED WOMAN DEALING WITH HER SOLE AND SEPARATE PROPERTY
the grantor S, do hereby grant, bargain, sell and convey unto
MICHAEL JO MOWERS AND OPAL JANENE MOWERS, HUSBAND AND WIFE.

whose current address is

3710 CARDINAL, POCA TELLO, ID 83201

BANNOCK

the grantee S, the following described premises, in.....County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

POOR ORIGINAL

SUBJECT TO: ALL existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
THEIR heirs and assigns forever. And the said Grantor S do hereby covenant to and
with the said Grantees, that the Y ARE the owner S in fee simple of said premises; that they are free
from all incumbrances

and that the Y will warrant and defend the same from all lawful claims whatsoever.

Dated: * 9-11-91

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

On this 11 day of SEPT. 1991, before me, Patricia Ann Hill, a Notary Public,
in and for said County and State, duly commissioned and sworn, personally
appeared MICHAEL A. WOLF personally known to me (or proved to me
on the basis of satisfactory evidence) to be the person (s):

INDIVIDUAL **NOTARY SEAL**

Whose name is subscribed to this instrument, and acknowledged ~~he~~ she, they, execute

CORPORATION

Who executed the within instrument as _____ on behalf of the
corporation therein named, and acknowledged to me that such corporation executed it
within instrument pursuant to its by-laws or resolutions of its Board of Directors

SHIP

That _____ executed the within instrument on behalf of the part
ship, and acknowledged to me that the partnership executed it.

IN-FACT

To be the person whose name is subscribed to the within instrument as the Attorney;
Fact of _____ and acknowledged to me that he subscribed the n
of _____ thereto as principal, and in own name as Attorney-in

Title or Type of Document Warranty Deed
Number of Pages 2 Date of Document 9-11-91

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, in and for said County and State

(Seal)



PATRICIA ANN HILL
NOTARY PUBLIC - CALIFORNIA
LOS ANGELES COUNTY
My Commission Expires April 22, 1994

MICROFILMED

NOV 14 1991

Patricia Ann Hill
Notary Public in and for Los Angeles, California
PATRICIA A. HILL
201 N. LOS ANGELES, #23
LOS ANGELES, CA 90012

22
EXHIBIT "A"

91012498

A TRACT OF LAND IN THE SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ AND SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 15, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT ON THE EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD THAT IS NORTH 89°28'45" EAST, 1189.03 FEET ON THE SOUTH LINE OF SECTION 15, TOWNSHIP 8 SOUTH, RANGE 36 E.B.M., AND NORTH 06°12' EAST (NORTH 06°23'30" EAST) ON THE EASTERLY RIGHT OF WAY OF MARSH CREEK ROAD 200.88 FEET, AND NORTHEASTERLY ON THE SAID EASTERLY RIGHT OF WAY LINE ON A CURVE TO THE RIGHT WITH A RADIUS OF 1879.86 FEET FOR A DISTANCE OF 351.06 FEET, AND NORTH 16°54' EAST (NORTH 17°05'30" EAST) ON THE SAID EASTERLY RIGHT OF WAY LINE 422.91 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 15; THENCE NORTH 16°54' EAST (NORTH 17°05'30" EAST) ON THE SAID EASTERLY RIGHT OF WAY LINE 199.46 FEET; THENCE NORTH 89°22'30" EAST, 2442.58 FEET, MORE OR LESS, TO THE EAST 1/16 LINE OF SAID SECTION 15; THENCE SOUTH 00°08' EAST ON THE EAST 1/16 LINE OF SAID SECTION 15, 190.00 FEET; THENCE SOUTH 89°22'30" WEST, 2500.65 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

POOR ORIGINAL

NO. 91012498
RECORDED & RETURNED
AMERICAN LAND TITLE CO.

91 SEP 16 P2:20

OFFICIAL RECORD OF
BANNOCK COUNTY, IDAHO
LARRY A. CHAPMAN, CLERK
SEE 601 DEPUTY

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NOV 14 1996

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, United States of America, on relation and for the use of Elmer Ellsworth and Hucho, heirs of Tahmanzonah Portneuf, deceased, has a judgment against the defendant, Frank Toston, in the amount of \$262.91, which said judgment is a lien against the land above described, but is in all respects subject to and inferior to the mortgage lien of the plaintiff herein ordered foreclosed, the said defendant having, however, the right to redeem the land herein described from the sale the Sheriff within the statutory redemption period;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, United States of America, on relation and for the use of Elmer Ellsworth and Hucho, heirs of Charley Portneuf, deceased, has a judgment against the defendant, Frank Toston, in the amount of \$113.38, which said judgment is a lien against the land above described, but is in all respects subject to and inferior to the mortgage lien of the plaintiff herein ordered foreclosed, the said defendant having, however, the right to redeem the land herein described from the sale by the Sheriff within the statutory redemption period;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant, United States of America, on relation and for the use of Ella Nephi Smart, heir of Nanneatsee Stone, deceased, has a judgment against the defendant, Frank Toston, in the amount of \$145.00 which said judgment is a lien against the land above described, but is in all respects subject to and inferior to the mortgage lien of the plaintiff herein ordered foreclosed, the said defendant, having, however, the right to redeem the land herein described from the sale by the Sheriff within the statutory redemption period;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all and singular the mortgaged premises mentioned in said complaint and hereinafter described, or so much thereof, as may be sufficient to raise the amount due the plaintiff for moneys due as aforesaid, together with accruing costs and expenses of sale and which may be sold separately without material injury to the parties interested, be sold at public auction by the Sheriff of the County of Bannock State of Idaho, in the manner prescribed by law and according to the course and practice of this court; that the sheriff, after the time allowed by law for redemption has expired, execute a deed to the purchaser or purchasers of the mortgaged premises sold at said sale; that the sheriff, out of the proceeds of said sale, retain his fees and disbursements on said sale and pay to the plaintiff or its attorneys out of said proceeds the aggregate sum of \$373.01 due as aforesaid, together with interest thereon at the rate of six per cent per annum from the date of this decree, or so much thereof as the said proceeds of said sale will pay of the same.

That the defendants and all persons claiming or to claim from or under them, or any of them, and all persons having liens subsequent to said mortgage, and their heirs and personal representatives, and all persons claiming to have acquired any estate or interest in said premises subsequent to the filing of the notice of the pendency of this action with the recorder, as aforesaid, be forever barred and foreclosed of and from all equity of redemption and claim of, in and to said mortgaged premises and every part and parcel thereof, from and after the delivery of the sheriff's deed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the purchaser or purchasers of the mortgaged premises at such sale be let into possession thereof, and any person who, since the commencement of this action has come into possession under them, or either of them, deliver possession thereof to such purchaser or purchasers on production of the sheriff's deed of such premises, or any part thereof, and that in case said purchaser be refused possession writ of assistance issue without further notice, requiring the said sheriff of the County of Bannock, to place and maintain the said purchaser in the quiet and peaceable possession of the lands and premises purchased by him, and the whole thereof.

The lands and premises directed to be sold by this decree are situated in Bannock County, Idaho, and particularly described as follows, to wit:

The Southwest quarter of the Northeast quarter; the East Half of the Northwest quarter; the North Half of the Southwest quarter and the Northwest quarter of the southeast quarter of Section 15, Township 8 South of Range 36 East of the Boise Meridian, containing 240 acres;

Together with any and all water, water rights, irrigating ditches, acqueducts, canals, appropriations, franchises, and privileges owned by said parties of the first part or either of them, or belonging to or with, leading to, connected with or usually had and enjoyed in connection with the said premises or any part or parcel thereof and especially including a right to the use of water from Fort Hall Government Irrigation Project sufficient in quantity to properly and permanently irrigate the lands above described, together with all ditch and lateral rights appurtenant thereto, and also including all that right to the waters of Marsh and Walker Creeks and all the right, title and interest of the mortgagor in and to the waters from said creeks;

Together with the tenements, hereditaments and appurtenances and any and all water rights and irrigating ditches thereto belonging or in anywise appertaining;

Subject to a first and prior mortgage in the amount of \$2800.00.

DATED this 22nd day of December, 1936.

Isaac McDougall
District Judge

FILED
Anna Keefe,
CLERK, AUDITOR & RECORDER
BANNOCK COUNTY, IDAHO
By Gretta W. Chambers, Dep.
DEC 23 1936 10 20AM.,
Book 12 of Judgments page 438.

RECORDED
NOV 16 1937