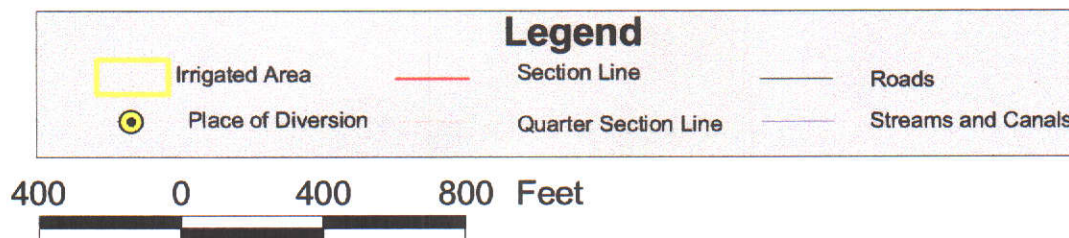
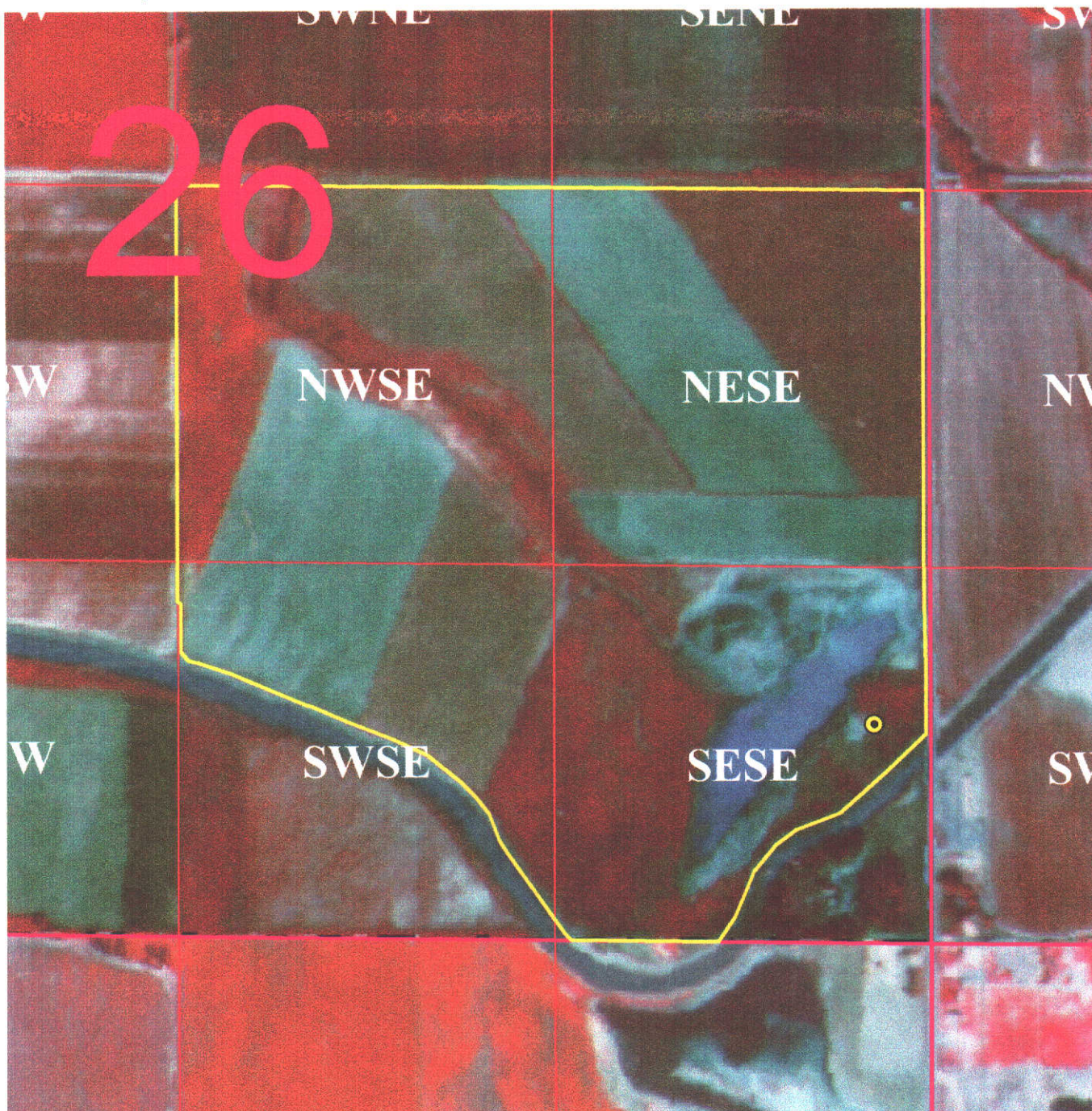


Water Right Claim Number A47-04234
Township , 11S18E

10/24/2000
See A47-04234



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: A47-04234
Date Received: 1/11/1989
Receipt No: S005841
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID L FUNK 208-432-5270
Address: 3245 N 4700 E
MURTAUGH ID 83344
AND/OR
Name: SHIRLENE FUNK 208-432-5270
Address: 3245 N 4700 E
MURTAUGH ID 83344

2. Date of Priority: MAY 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	18E	26	SE	SE	SE		TWIN FALLS

5. Description of diverting works:
12" X 100' WELL, 5 HP PUMP, DITCH, PIPELINE UNDER HIGHLINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		
STOCKWATER	03/01	05/01	0.050		

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 204.70 A.F.A.

8. Total consumptive use is 204.7 Acre Feet Per Annum.

9. Non-irrigation uses:
S/175 RANGE

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10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
11S	18E	26	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	22.0
			SE	SE		IRR	13.0
Section Acres							115.0
Total Acres							115.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
47-0134, 0149, 4233

14. Remarks:

WELL SUPPLEMENTS ROCK CREEK DECREED RIGHTS FOR IRRIGATION, AND FOR LIVESTOCK BEFORE THE SURFACE WATER BECOMES AVAILABLE. WELL RUNS ABOUT HALF THE TIME FROM APRIL 1 TO JUNE 15, AND CONSTANTLY AFTER THAT.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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: _____
_____ Date: _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 11S Range 18E
Section 26, 1/4 of 1/4 of 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
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: A47-00134, A47-00149, A47-04233, A47-04234

☐ Name and Address of Former Owner/Claimant(s)(Seller): CECELIA AND HORST HAUSNER
2987 N 3800 E

☐ New Owner/Claimant (Purchaser): HANSEN ID 83334
DAVID L AND SHIRLENE FUNK

☐ New Mailing Address: 3245 N 4700 E
MURTAUGH ID 83344

☐ New Telephone Number: (208) 432 - 5270

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

* A47-00134B; A47-00149B : SWSE 19.2 acres; SESE 8.5 acres

1.26 cfs or 63 miner's inches

** A47-04233 and A47-04234 - 100% ownership to Mr. & Mrs. Funk

☐ Attach proof of ownership, describe proof attached: WARRANTY DEEDS

(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) _____ Date _____

☐ Signature of Former Owner/Claimant(s): Horst Hausner Date 12-14-94
Cecilia Hausner Date 12-14-94

(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: 12/14/94 By: JR

Claim Numbers of Split, if any:

A47-00134 A & B
A47-00149 A & B

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

WARRANTY DEED

For Value Received EDWIN A. KING and LORNA V. KING, husband and wife

The grantors, do hereby grant, bargain, sell and convey unto

HORST HAUSNER and CECILIA R. HAUSNER, husband and wife
the grantee, whose current address is 2987 N., 3800 E., Hansen, ID 83334

the following described premises, in Twin Falls County Idaho, to-wit:

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

SECTION 26: All of SE $\frac{1}{4}$ which lies Southerly of the Highline Canal of the Twin Falls Canal Company.Section 35: That portion of the NE $\frac{1}{4}$ of said Section 35 described as follows:

COMMENCING at the corner common to Sections 25, 26, 35 and 36, Township 11 South, Range 18 East, Boise Meridian, and running THENCE West along the line between said Sections 26 and 35, a distance of 238 feet; THENCE at right angles South 476 feet; THENCE at right angles East 238 feet; THENCE North on the line between said Sections 35 and 36 to the PLACE OF BEGINNING.

Together with all water rights appurtenant thereto,

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
 their heirs and assigns forever. And the said Grantors do hereby covenant to and
 with the said Grantees, that they are the owners in fee simple of said premises; that they are free
 from all incumbrances except current and subsequent years taxes, condition,
 covenants, restrictions, reservations, easements, right and rights of way of
 record or apparent,

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

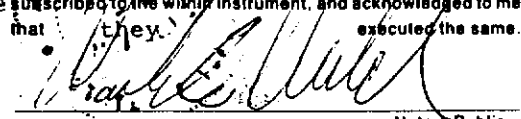
Dated: June 1, 1992


 EDWIN A. KING


 LORNA V. KING

STATE OF IDAHO, COUNTY OF Twin Falls
 On this 1st day of June, 1992.
 before me, a notary public in and for the said State, personally
 appeared EDWIN A. KING and LORNA V.
 KING

known or identified to me to be the person s whose names
 subscribed to the within instrument, and acknowledged to me
 that they executed the same.



Notary Public
 Idaho

Residing at Twin Falls
 Comm. Expires 4-12-98

SECURITY Title

1992 JUN -1 P 1-30 92007430

300

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INSTRUMENT NO.

EXCEPTIONS FROM COVERAGE

File No.:

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

GENERAL EXCEPTIONS

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises including, but not limited to, insufficient or impaired access and matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special 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. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

SPECIAL EXCEPTIONS:

(See Schedule B Continued on Next Page)

Policy No. 13 0024 60 000492

Order No. 8-53168-OP

SCHEDULE-B CONTINUED

7. Rights of way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States as granted to the United States under provisions of Section 58-604, Idaho Code.

8. General taxes for the year 1992, which are a lien, not yet due or payable.

9. Rights of the Twin Falls Canal Company and/or third parties for the right of way and the maintenance of the following:
Highline Canal along and within Northerly.

10. Any adverse claim or assertion that the location of Highline Canal which is used as a boundary of the herein described land is uncertain or has changed.

11. An easement for the purpose shown below and the rights incidental thereto as set forth in a document

Granted to: JOHN W. HILL

Purpose: A ditch right of way over the NE $\frac{1}{4}$ of Section 35, for the purpose of conduction water to irrigate S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 26 and the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 35, Township 11 South, Range 18 East.

Recorded: May 14, 1906 in Book 2 of Deeds, page 35, records of Twin Falls County, Idaho.

(No representation is made as to the present ownership of said easement)

12. An easement for the purpose shown below and the rights incidental thereto as set forth in a document

Granted to: IDAHO POWER COMPANY

Purpose: PUBLIC UTILITIES

Recorded: May 20, 1947 as Instrument No. 371208 records of Twin Falls County, Idaho.

(No representation is made as to the present ownership of said easement)

13. Right of Way for Rock Creek Road along the Easterly boundary of the land and near the Southerly boundary of the land lying in Section 26 as disclosed by Survey recorded January 13, 1987 as Instrument No. 915504, records of Twin Falls County, Idaho.

14. An easement for the purpose shown below and the rights incidental thereto as set forth in a document

Granted to: FARM CREDIT BANK OF SPOKANE

Purpose: An exclusive and perpetual easement to the well located near the Southeast corner of said Section 26

Recorded: September 15, 1989 as Instrument No. 960028 records of Twin Falls County, Idaho.

(No representation is made as to the present ownership of said easement)

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NOV 29 1996

SCHEDULE C

Policy No. 13 0024 60 000492

Order No. 8-53168-OP

The land referred to in this Policy is described as follows:

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

SECTION 26: All of SE $\frac{1}{4}$ which lies Southerly of the Highline Canal of the Twin Falls Canal Company.

Section 35: That portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 35 described as follows:

COMMENCING at the corner common to Sections 25, 26, 35 and 36, Township 11 South, Range 18 East, Boise Meridian, and running THENCE West along the line between said Sections 26 and 35, a distance of 238 feet; THENCE at right angles South 476 feet; THENCE at right angles East 238 feet; THENCE North on the line between said Sections 35 and 36 to the PLACE OF BEGINNING.

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NOV 29 1996

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1 THENCE North 89°28'15" West 26.1 feet to a
2 point which lies on the westerly Right-of-
3 Way line of Rock Creek Road, said point
4 being monumented with a 1/2" iron rebar
5 with surveyors cap marked "PELS 3260" and
6 is also the TRUE POINT OF BEGINNING;

7 THENCE North 89°28'15" West, 223.00 feet
8 to a point monumented with a 1/2" iron
9 rebar with surveyors cap marked "PELS
10 3260;"

11 THENCE South 42°27'00" West 1158.00 feet
12 to a point located on the southerly bank
13 of an irrigation ditch, said point being
14 monumented with a 1/2" iron rebar with
15 surveyors cap, marked "PELS 3260;"

16 THENCE along said irrigation ditch bank
17 North 89°50'00" West 152.00 feet to a
18 point monumented with a 1/2" iron rebar
19 with surveyors cap marked "PELS 3260;"

20 THENCE parallel to and 50 feet
21 perpendicular from the downhill toe of
22 High Line Canal, said line marking the
23 approximate Right-of-Way Line of said
24 Canal, North 37°00'00" West 226.78 feet to
25 a point monumented with a 1/2" iron rebar
26 with surveyors cap marked "PELS 3260;"

27 THENCE parallel to the easterly line of
28 Section 26 North 00°04'20" West, 906.06
29 feet to a point monumented with a 1/2"
30 iron rebar with surveyors cap marked "PELS
31 3260;"

32 THENCE perpendicular to the easterly line
33 of Section 26 North 89°55'40" East,
34 1293.90 feet to a point on the westerly
35 Right-of-Way line of Rock Creek Road, said
36 point being monumented with a 1/2" iron
37 rebar with surveyors cap marked "PELS
38 3260;"

39 THENCE along said westerly Right-of-Way
40 line, parallel to and 26.1 feet westerly
41 from the easterly boundary line of said
42 Section 26, South 00°04'20" East, 236.85
43 feet to the TRUE POINT OF BEGINNING.

44 SUBJECT TO: Twin Falls County Highway
45 Right-of-Way.

46 TOGETHER WITH all water and water rights
47 of every kind and description and however
48 evidenced, used upon or appurtenant

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NOV 29 1996



Hepworth,
Nungester,
& Lezanniz

1 said property, which in any manner
2 entitles Lessor to water, including but
3 not limited to 63 M.I. of 1885 Rock Creek
4 Water, Decreed Right 47-00134; 63 M.I. of
5 1892 Rock Creek Water, Decreed Right 47-
6 00149; Statutory Claim No. 47-04233 for 3
7 c.f.s. from 2 deep sumps; and Statutory
8 Claim No. 47-04234 for a 0.8 c.f.s. from a
9 deep well.

10 DATED This 28 day of November, 1989.

11 FARM CREDIT BANK OF SPOKANE

12 By: Wayne Dennis

13 Position: Senior Credit Officer

14 STATE OF IDAHO)

15 County of Twin Falls)

16) ss.

17 On this 28 day of November, 1989, before me,
18 the undersigned, a Notary Public in and for said County and
19 State, personally appeared Wayne Dennis,
20 known to me to be the Senior Credit Officer of the Farm
21 Credit Bank of Spokane who executed the foregoing instrument on
22 behalf of the said corporation, and acknowledged to me that
23 such corporation executed the same.

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

Carlisle Hansen

NOTARY PUBLIC FOR IDAHO

Residing at: Twin Falls, ID

My commission expires: 6-16-92



Hepworth,
Nungester,
& Lezaniz

MICROFILMED

NOV 29 1989

BILL OF SALE

Be it known that the undersigned, as Seller, grants, sells and conveys unto DARRELL M. FUNK and PAT FUNK, husband and wife; and DAVID L. FUNK and SHIRLENE FUNK, husband and wife, as Buyers, their executors, administrators, and assigns, all interest in the following described equipment; which is located upon land that is situate in Township 11 South, Range 18 East of the Boise Meridian, Section 26: SE1/4:

1 - 5 h.p. Smith Way motor, No. 61295 and Peerless Turbine Pump;

1 - 5 h.p. General Electric Motor, No. NDV6600749 and Jacuzzi Pump.

The consideration for this sale is the sum of \$10 and other good and valuable consideration in hand paid by Buyers to Seller.

The foregoing property is transferred in conjunction with a sale of the above-described real property. Seller makes no representation as to the condition of any of the items listed above. The listed irrigation equipment is sold AS IS, WITH ALL FAULTS. ALL EXPRESS OR IMPLIED WARRANTIES, INCLUDING IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, ARE EXCLUDED FROM THIS SALE.

Seller affirms and covenants that Seller is the lawful owner of the equipment, that the same is free from any taxes, liens, and encumbrances, except as otherwise set forth above, that Seller has a good right to sell the same, and that

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NOV 29 1996

1 Seller, its successors, and assigns, shall warrant and defend
2 the same against the lawful claims of all persons whosoever.

3 IN WITNESS WHEREOF, Seller has set its hand this
4 28 day of November, 1989.

5 FARM CREDIT BANK OF SPOKANE

6 By: Wayne H. Hume

7 Position: Senior Credit Officer

8
9 STATE OF IDAHO)

10 County of Twin Falls)

) ss.

11 On this 28 day of November, 1989, before me,
12 the undersigned, a Notary Public in and for said County and
13 State, personally appeared Wayne H. Hume,
14 known to me to be the Senior Credit Officer of the Farm
Credit Bank of Spokane who executed the foregoing instrument on
behalf of the said corporation, and acknowledged to me that
such corporation executed the same.

15 IN WITNESS WHEREOF, I have hereunto set my hand and
16 affixed my official seal the day and year last above written.

17 Carolyn Hoover

18 NOTARY PUBLIC FOR IDAHO

19 Residing at: Twin Falls, ID

20 My commission expires: 6-10-92



Hepworth,
Nungester,
& Lezamiz

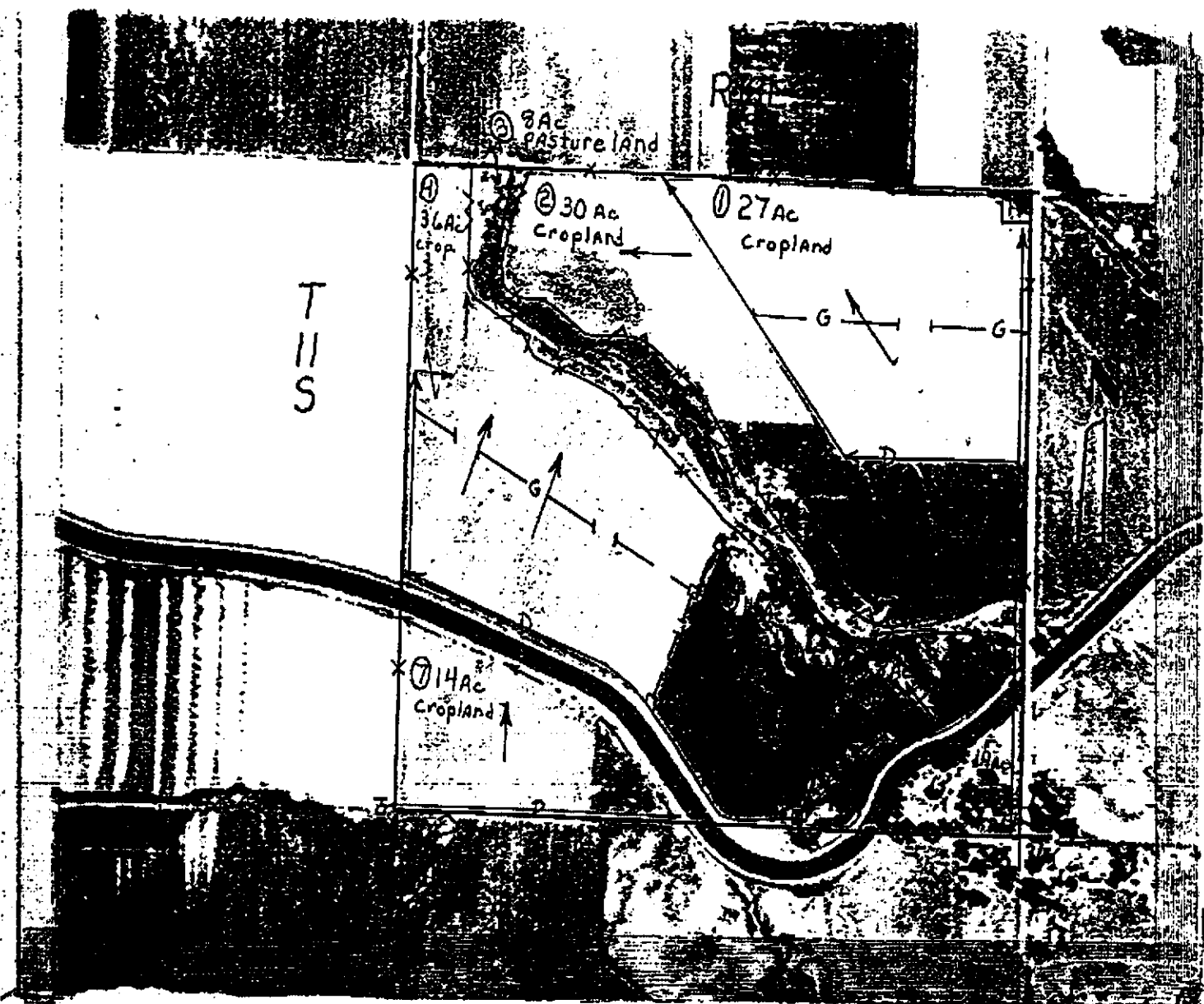
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NOV 29 1996

SCS-CONS-18
OCTOBER 1974

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

CONSERVATION PLAN MAP

Owner Ed King Operator same
County Twin Falls State Idaho Date Feb. 1980
Approximate acres 160 (Includes 4 Ac High Line Canal) Approximate scale 8" = 1 mile
Cooperating with Twin Falls Conservation District
Plan identification _____ Photo number _____
Assisted by David L. Robbins USDA Soil Conservation Service



MICROFILMED
NOV 29 1985

QUITCLAIM DEED

THIS INDENTURE, made this 11th day of September, 1991, between DARRELL M. FUNK and PATRICIA FUNK, also known as PAT FUNK, husband and wife, herein called the "Grantors", and DAVID L. FUNK and SHIRLENE FUNK, husband and wife, whose address is Route #1, Murtaugh, Idaho 83344, herein called the "Grantees".

W I T N E S S E T H

The said Grantors, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other valuable consideration to the Grantors in hand paid by the Grantees, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever quitclaim unto the Grantees, and to the heirs and assigns of the Grantees, all of the Grantors' interest in that certain lot, piece or parcel of land situate, lying and being in the County of Twin Falls, State of Idaho, bounded and particularly described as follows, to-wit:

Township 11 South, Range 18 E., B.M., Twin Falls County, Idaho
Section 26: SE $\frac{1}{4}$

EXCEPT: A parcel of land situated in a portion of the SE $\frac{1}{4}$ of Section 26, Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho, being more particularly described as follows:

BEGINNING at the Southeast corner of said SE $\frac{1}{4}$ of Section 26;
THENCE along the easterly boundary line of said Section North 00°04'20" West 884.45 feet to a point monumented with a PK masonry nail which lies South 00°04'20" East, 1751.26 feet

1 from the Northeast corner of said SE¼, said
2 point being monumented with a 5/8" iron rebar
3 with surveyors cap, marked "LS 908";
4 THENCE North 89°28'15" West, 26.1 feet to a
5 point which lies on the westerly Right-of-Way
6 line of Rock Creek Road, said point being
7 monumented with a ½" iron rebar with surveyors
8 cap marked "PELS 3260" and is also the TRUE
9 POINT OF BEGINNING;
10 THENCE North 89°28'15" West 223.00 feet to a
11 point monumented with a ½" iron rebar with
12 surveyors cap marked "PELS 3260";
13 THENCE South 42°27'00" West 1158.00 feet to a
14 point located on the southerly bank of an
15 irrigation ditch, said point being monumented
16 with a ½" iron rebar with surveyors cap,
17 marked "PELS 3260";
18 THENCE along said irrigation ditch bank North
19 89°50'00" West 152.00 feet to a point
20 monumented with at ½" iron rebar with
21 surveyors cap marked "PELS 3260";
22 THENCE parallel to and 50 feet perpendicular
23 from the downhill toe of the High Line Canal,
24 said line marking the approximate Right-of-Way
25 line of said Canal, North 37°00'00" West
26 226.78 feet to a point monumented with a ½"
iron rebar with surveyors cap marked "PELS
3260";
THENCE parallel to the easterly line of
Section 26 North 00°04'20" West, 906.06 feet
to a point monumented with a ½" iron rebar
with surveyors cap marked "PELS 3260";
THENCE perpendicular to the easterly line of
Section 26 North 89°55'40" East, 1293.90 feet
to a point on the westerly Right-of-Way line
of Rock Creek Road, said point being
monumented with a ½" iron rebar with surveyors
cap marked "PELS 3260";
THENCE along said westerly Right-of-Way line,
parallel to and 26.1 feet westerly from the
easterly boundary line of said Section 26,
South 00°04'20" East, 236.85 feet to the TRUE
POINT OF BEGINNING.

AND EXCEPT that part south of Twin Falls Canal
Company Highline Canal.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder

1 and remainders, rents, issues, and profits thereof. To have and
2 to hold all and singular the said premises, together with the
3 appurtenances, unto the Grantees, and to the heirs and assigns
4 of the Grantees, forever.

5 IN WITNESS WHEREOF, the Grantors have executed this
6 quitclaim deed.

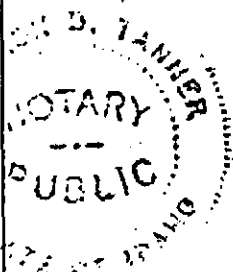
7 Darrell M. Funk
8 Darrell M. Funk

9 Patricia Funk
10 Patricia Funk, also known as
11 Pat Funk

11 STATE OF IDAHO)
12 County of Cassia) ss

13 On this 11th day of September, in the year
14 1991, before me, the undersigned, a Notary Public in and for
15 said State, personally appeared DARRELL M. FUNK and PATRICIA
16 FUNK, also known as PAT FUNK, husband and wife, known or
17 identified to me to be the persons whose names are subscribed to
18 the within instrument, and acknowledged to me that they executed
19 the same.

20 Sharon D. Sarnen
21 Notary Public for Idaho
22 Residing at Rupert
23 My commission expires on 12/1/94



21 TWIN FALLS COUNTY, IDAHO
22 RECORDED FOR: Parsons Smith

23 1991 SEP 12 A 9:56 9/007870

24 LINDA E. WRIGHT
25 EX-OFFICIO RECORDER
26 FEE: 9.00 DEPUTY: me

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 15, 1994

DAVID L FUNK
SHIRLENE FUNK
3245 N 4700 E
MURTAUGH ID 83344

Re: Ownership Change for Adjudication Claims: #A47-00134B,
A47-00149B, A47-04233 AND A47-04234
HAUSNER/FUNK

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owner. This corrects an ownership change which was done in 1992 which changed the rights into Hausner's name. Upon receiving the actual Warranty Deeds for the transactions, it was noted that A47-00134 and A47-00149 should have been split between Hausner and Funk, while A47-04233 and A47-04234 should be in Funk's name. Please find enclosed copies of the computer records of the claims noting these changes.

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,

A handwritten signature in cursive script that reads 'Jeanie'.

Jeanie Robertson
Water Right Agent

/jlr
Enclosures

cc: Chuck Helman, Watermaster

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NOV 29 1996

Water Right Number - R47-04234

Prefix Translation:

RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

FUNK

DAVID L

1 - 3245 N 4700 E

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-5270

FUNK

SHIRLENE

1 - 3245 N 4700 E

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-5270

*** O - ORIGINAL OWNER ***

HAUSNER

CECILIA

1 - 2987 N 3800 E

2 -

3 -

City- HANSEN

State- ID Zip- 83334

Phone - 208-423-5722

KING

EDWIN A

1 - RT 1 BOX 305

2 -

3 -

City- HANSEN

State- ID Zip- 83334

Phone - 208-423-5769

KING

LORNA V

1 - RT 1 BOX 305

2 -

3 -

City- HANSEN

State- ID Zip- 83334

Phone - 208-423-5769

HAUSNER

HORST

1 - 2987 N 3800 E

2 -

3 -

City- HANSEN

State- ID Zip- 83334

Phone - 208-423-5722

+ - - Priority Date - - +

05/01/1960

+ - - Region - - - +

17 SOUTHERN

+ - - Stage - - - +

S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - - +

GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

11S 18E 26 SE SE SE (83) TWIN FALLS

+ - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

11/01

0.800

04 - STOCKWATER

03/01

05/01

0.050

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NOV 29 1996

**IDaho DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)**

12/15/94 14:52:08
Page 2

Water right number - R47-04234

Prefix Translation: RESEARCH

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.800	204.70	204.7	

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+									
					Place of Use				
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
11S	18E	26	NE SE		40.0	01	IRRIGATION	(83)	TWIN FALLS
11S	18E	26	NW SE		40.0	01	IRRIGATION	(83)	TWIN FALLS
11S	18E	26	SW SE		22.0	01	IRRIGATION	(83)	TWIN FALLS
11S	18E	26	SE SE		13.0	01	IRRIGATION	(83)	TWIN FALLS

Total Acres: 115.0

+ - - Diversion Means - 12" X 100' WELL, 5 HP PUMP, DITCH, PIPELINE UNDER HIGHLINE CANAL

+ - - Non-Irrigation Use - S/175 RANGE

+ - - Other Rights for Same Use - 47-0134, 0149, 4233

Date	Remarks
	WELL SUPPLEMENTS ROCK CREEK DECREEED RIGHTS FOR IRRIGATION, AND FOR LIVESTOCK BEFORE THE SURFACE WATER BECOMES AVAILABLE. WELL RUNS ABOUT HALF THE TIME FROM APRIL 1 TO JUNE 15, AND CONSTANTLY AFTER THAT.

+-----+ Old Water Right Numbers -----+

No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+	-	Comments	+
---	---	----------	---

Date: 12/15/1994 User Id: JROBERTS Subject: OWNERSHIP CHANGE

This corrects an ownership change done in 1992 which changed the right into Hausner's name. Upon review of the actual deeds it was noted the right should be in the name of Funk, jr

+ - - Audit Fields - - +
12/15/94 JROBERTS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +									
--	--	--	--	--	--	--	--	--	--

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/11/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S005841	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S

MICROFILMED
NOV 29 1996

Water right number - R47-04234

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Name Connector

- AND/OR

Presumption Flag

- E

Notice of Error Flag

-

MICHOPLAINED
NOV 29 1996
NOV 29 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. _____

A47-04233
A47-04234
A47-14263
A47-14185
A47-14186
A47-14187
A47-14188
A47-14189
A47-14190

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/6/95

Contact Person(s) David Funk

Nature of Contact office visit

Substance of Communication he brought in a notarized affidavit from Ed King on the above water rights. It only seemed to support a priority date of about 1963, so I encouraged him to gather some more evidence to prove earlier priority dates. He plans to check with Idaho Power and some of the well drillers in the area. He also took a couple of blank affidavit forms.

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NOV 29 1996

RECEIVED

MAR 06 1995

Department of Water Resources
Southern Region

Ed King LIVED IN Rock Creek
AREA 32 YEARS AND USED AND OBSERVED
USE OF THE WATER FROM ALL THREE WELLS

NO A47-04233 FOR 3.00 CFS
NO A47-04234 FOR .80 CFS

He ALSO OBSERVED THE USE OF GROUND WATER
FOR LIVESTOCK USE ON THE OLD BUTLER PLACE
NO A47-14263

Ed OBSERVED THE DRILLING OF WELL ON SHEASOLE RANCH
AND THE IRRIGATION OF THE FARM

NO A47-14185

A47-14186

A47-14187

A47-14188

A47-14189

A47-14190

Ed. King

MICROFILMED
NOV 29 1994

Individual
Acknowledgement

West One Bank, Idaho, N.A.
WEST ONE
BANK

STATE OF IDAHO,

COUNTY OF

Gooding

ss.

On this 6th day of March, in the year 1995, before me

Ruth Beebe

, a notary public in and for said State of

Idaho, personally appeared Ed King

known or identified to me (or proved to me on the oath of) to be the person

whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Ruth Beebe
Notary Public for Idaho

Residing at Wendell

My commission expires 10/17/97

RED1090 (9-89)

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NOV 29 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

GOVERNOR PHILIP E. BATT

Governor PHILIP E. BATT

R. KEITH HIGGINSON

Director

January 10, 1995

A47-04234
DAVID L FUNK
SHIRLENE FUNK
3245 N 4700 E
MURTAUGH

ID 83344

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your 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. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant supporting the priority date claimed.**

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, 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.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
NOV 29 1996

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: A47-04234
Date Received: 1/11/1989
Receipt No: S005841
Received By: Asu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HORST HAUSNER 208-423-5722
Address: 2987 N 3800 E
HANSEN ID 83334
AND/OR
Name: CECILIA HAUSNER 208-423-5722
Address: 2987 N 3800 E
HANSEN ID 83334

2. Date of Priority: MAY 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	18E	26	SE	SE	SE		TWIN FALLS

5. Description of diverting works:
12" X 100' WELL, 5 HP PUMP, DITCH, PIPELINE UNDER HIGHLINE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		
STOCKWATER	03/01	05/01	0.050		

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 204.70 A.F.A.

8. Total consumptive use is 204.7 Acre Feet Per Annum.

9. Non-irrigation uses:
S/175 RANGE

MICROFILMED
MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	18E	26	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	22.0
			SE	SE		IRR	13.0
Section Acres							115.0
Total Acres							115.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
47-0134, 0149, 4233

14. Remarks:

WELL SUPPLEMENTS ROCK CREEK DECREED RIGHTS FOR IRRIGATION, AND FOR LIVESTOCK BEFORE THE SURFACE WATER BECOMES AVAILABLE. WELL RUNS ABOUT HALF THE TIME FROM APRIL 1 TO JUNE 15, AND CONSTANTLY AFTER THAT.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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: _____
_____ Date: _____

MICROFILMED

MAR 17 1993

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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MAR 17 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

DATE OF CLOSING: _____

JUL 20 1992

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ Southern Region Office
Lot _____, Block _____, Subdivision/Townsite _____
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: A47-00134, A47-00149, A47-04233, A47-04234

[] Name and Address of Former Owner/Claimant(s)(Seller): A47-14037
LORNA AND Edwin King
RT Box 305

[] New Owner/Claimant (Purchaser): Hansen Id 83334
Horst and/or Cecilia Hausner

[] New Mailing Address: 2987W 3800E
Hansen Id 83334

[] New Telephone Number: (208) 423-5722

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

[] Attach proof of ownership, describe proof attached: _____

(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) Horst Hausner Date 6-1-92

Cecilia Hausner Date 6-1-92

☒ Signature of Former Owner/Claimant(s) Lorna and Edwin King Date 6-1-92

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 See By: See

Further Action Needed:

→ See

Further Action Taken

Date 12-2-92 By: See

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

MAR 17 1993

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

DECEMBER 4, 1992

R. KEITH HIGGINSON
Director

HORST OR CECILIA HAUSNER
2987 N 3800 E
HANSEN ID 83334

RE: CHANGE IN OWNERSHIP FOR SRBA CLAIM NOS. A47-00134, A47-00149,
A47-04233, A47-04234 & A47-14037

DEAR MR. & MRS. HAUSNER,

PURSUANT TO YOUR REQUEST FOR A CHANGE IN OWNERSHIP AND/OR THE NOTIFICATION THAT YOU PRESENTLY OWN THE PROPERTY IN WHICH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S) IS APPURTENANT, THE DEPARTMENT HAS CHANGED THE RECORD OF THE CURRENT OWNERS AS YOU REQUESTED. PLEASE FIND ENCLOSED A COPY OF YOUR ADJUDICATION CLAIMS AS THEY NOW APPEAR IN OUR RECORDS.

IF YOU HAVE ANY FURTHER CORRECTIONS OR QUESTIONS PLEASE CONTACT OUR OFFICE.

SINCERELY,

STEVE CLELLAND
WATER RESOURCE AGENT

ENC:
SCC

MICROFILMED

MAR 17 1993

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: A47-04234
Date Received: 1/05/1989
Receipt No: 5005841
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWIN A. KING 208-423-5769
Address: RT.1 BOX 305
HANSEN, ID 83334
AND/OR
Name: LORNA V. KING 208-423-5769
Address: RT.1 BOX 305
HANSEN, ID 83334
2. Date of Priority: MAY 01, 1960
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 11S | 18E | 26 | SE | SE | SE | | TWIN FALLS |
5. Description of diverting works:
12" X 100' WELL, 5 HP PUMP, DITCH, PIPELINE UNDER HIGHLINE CANAL
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.800 | | |
| STOCKWATER | 03/01 | 05/01 | 0.050 | | |
7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 204.70 A.F.A.
8. Total consumptive use is 204.7 Acre Feet Per Annum.
9. Non-irrigation uses:
S/175 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	18E	26	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	22.0
			SE	SE		IRR	13.0
						Section Acres	115.0
						Total Acres	115.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
47-0134, 0149, 4233

14. Remarks:
WELL SUPPLEMENTS ROCK CREEK DECREED RIGHTS FOR IRRIGATION, AND
FOR LIVESTOCK BEFORE THE SURFACE WATER BECOMES AVAILABLE. WELL
RUNS ABOUT HALF THE TIME FROM APRIL 1 TO JUNE 15, AND CONSTANTLY
AFTER THAT.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

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): Edwin A. King Date: 11/11/89

Date: _____

State of Idaho

County of Thur Fall) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of Jan 19 89

[Signature]
Notary Public

Seal

Residing at Kelly, IL.
My Commission Expires 6/30/94

Log for claim A47-04234

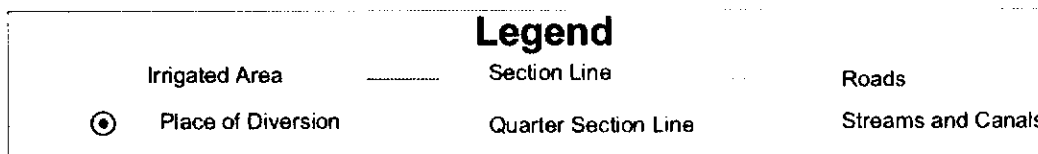
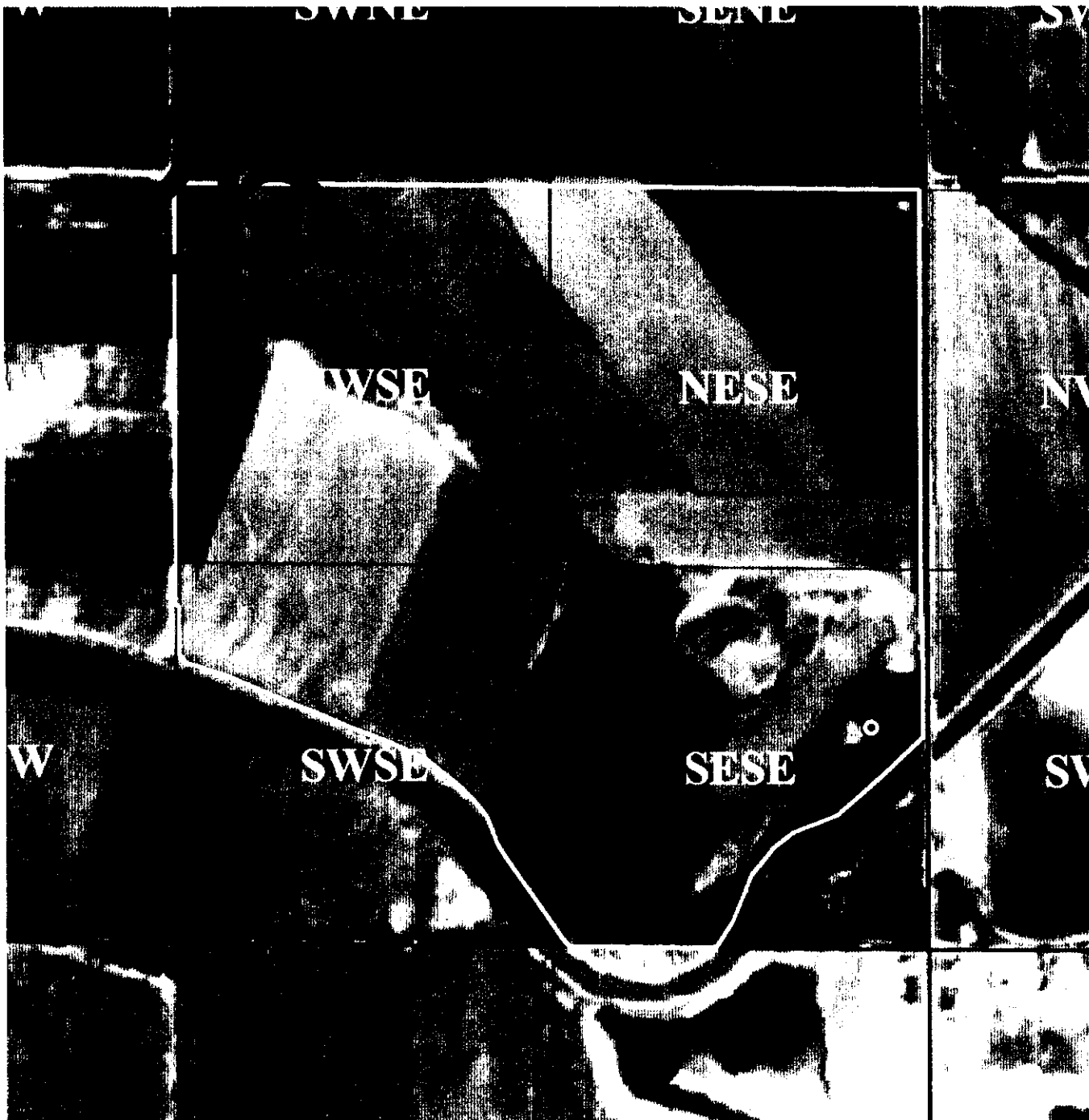
Spatial Dynamics BTD

10/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s18e	26	NESE	40	39	
11s18e	26	NWSE	40	40	
11s18e	26	SWSE	22	19	
11s18e	26	SESE	13	32	Indiscernible
Totals:			115	130	

Water Right Claim Number A47-04234
Township , 11S18E

10/24/2000
See A47-04234



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID L FUNK	05/01/1960	IRRIGATION	04-01 11-01	0.800 CFS	
C	SHIRLENE FUNK		STOCKWATER	03-01 05-01	0.050 CFS	
	3245 N 4700 E					
	MURTAUGH ID 83344					
	(208) 432-5270					
				TOTAL DIVERSION:	0.800 CFS	204.70 AFA
				CONSUMPTIVE USE:		204.70 AFA

Stage: STATUTORY CLAIM

TWIN FALLS County

					NE				NW				SW				SE									
					NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	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	Lt Ac	Lt Ac	Lt Ac	:	SUM	
11S	18E	26	:						:					:					:	40	40	22	13	:	115.0	
																					TOTAL ACRES					115.0

POU County: TWIN FALLS

Non-Irrigation Uses: S/175 RANGE

Other Rights: 47-0134, 0149, 4233

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-14037 A47-04233 A47-14037 R47-04233 R47-04234

Other Water Rights Listing Overlapping Place(s) of Use:

A47-00134	A47-00134A	A47-00134B	A47-00149	A47-00149A	A47-00149B	A47-02500	A47-04233	R47-00134	R47-00134A
R47-00134B	R47-00149	R47-00149A	R47-00149B	R47-04233	R47-04234				

Remarks: GEN WELL SUPPLEMENTS ROCK CREEK DECREED RIGHTS FOR IRRIGATION, AND FOR LIVESTOCK BEFORE THE SURFACE WATER BECOMES AVAILABLE. WELL RUNS ABOUT HALF THE TIME FROM APRIL 1 TO JUNE 15, AND CONSTANTLY AFTER THAT.

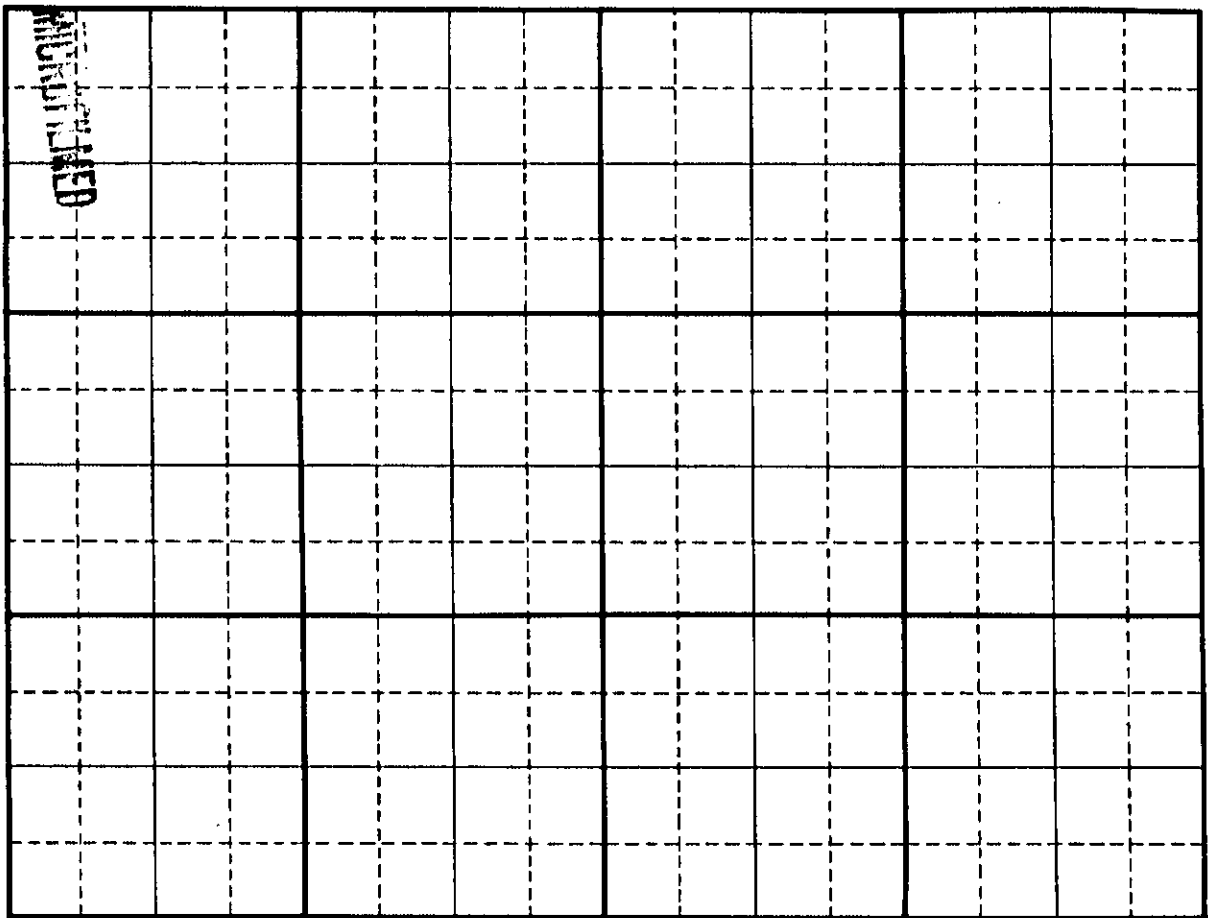
Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 01/05/89 STANTON 12/02/92 CLELLAND 12/14/94 JROBERTS 03/30/95 POST-STD

If you are claiming water as a member of an organization, list name of organization:

- (8) Remarks Two wells north of the canal are the main source of water for this land.
This well is only used when needed, Rock Creek decreed water is also used
here.



Scale: 2 inches equal 1 mile.

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

State of Idaho)
) ss.
County of Twin Falls)

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

E. King A. King
(Claimant)

Sworn to before me this 24th day of March, 19 81.

Loren O. Halmer

Notary Public
Residing at Twin Falls, Id

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by J. E. Stanton Date 2-24-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by TS Date 3-25-81 claimant by: _____
\$80.00 fee received by JS Date 2-24-81 4/6/85
Published in Idaho Statesman
Dates 4/23 + 4/20/81

