

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: A74-01062
Date Received: 5/ 9/1990
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HERMITS OF MOUNT CARMEL IDAHO INC
Address: PO BOX 37
LEMHI ID 83465

2. Date of Priority: APR 1, 1957

3. Source: HAYDEN CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	23E	22	SW	SE			LEMHI

5. Description of diverting works:
DIVERSION OFF CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	23E	14	SW	SW		IRR	5.0
						Section Acres	5.0
		23	NW	NW		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.0
					Total Acres	20.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP 10-24-96, ABR. SEE R RECORD.

TRANSFER #5191 WAS FILED TO MOVE THE ORIGINAL 5 ACRES OFF OF BLM PROPERTY ONTO HERMITS PROP. THE CLAIM IS NOW FOR 20 ACRES WHICH IS THE NUMBER OF ACRES THAT WERE DECREED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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17N	23E	22	SW	SE			LEMHI

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	23E	14	SW	SW		IRR	5.0
						Section Acres	5.0
		23	NW	NW		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.0
					Total Acres	20.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP 10-24-96, ABR. SEE R RECORD.
RIGHT WAS REDUCED TO 0.45 CFS, AND 15.0 ACRES. THE SWNW SEC.23,
AS CLAIMED, IS HELD BY THE BLM, PER LEMHI CO. ASSESSOR 10-24-96.
*TRANSFER #5191 WAS FILED TO MOVE THE ORIGINAL 5 ACRES OFF OF BLM
PROPERTY ON TO HERMITS PROP.. THE CLAIM IS NOW FOR 20 ACRES
WHICH IS THE NUMBER OF ACRES THAT WERE DECREED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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CIVIL CASE NUMBER: 39576

Ident. Number: A74-01062
Date Received: 5/ 9/1990
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: HERMITS OF MOUNT CARMEL IDAHO INC
Address: PO BOX 37
LEMHI ID 83465

2. Date of Priority: APR 1, 1957

3. Source: HAYDEN CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	23E	22	SW		SE		LEMHI

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.450		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	23E	23	NW	NW		IRR	15.0
Section Acres							15.0

10. Place of Use: Continued

Total Acres 15.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP 10-24-96, ABR. SEE R RECORD.
RIGHT WAS REDUCED TO 0.45 CFS, AND 15.0 ACRES. THE SWNW SEC.23,
AS CLAIMED, IS HELD BY THE BLM, PER LEMHI CO. ASSESSOR 10-24-96.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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 _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

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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CIVIL CASE NUMBER: 39576

Ident. Number: A74-01062
Date Received: 5/09/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOROTHY J. PETERSON 208-756-3512
Address: P.O. BOX 24
LEMHI, ID 83465

2. Date of Priority: APR 01, 1957

3. Source: HAYDEN CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
17N 23E 22 SW SE LEMHI

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	23E	23	NW	NW		IRR	15.0
			SW	NW		IRR	5.0

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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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CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 74-01062

DATE RECEIVED: 5/9/90

RECEIPT NO: 897787

RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CARL L. PETERSON
ADDRESS: P.O. BOX 24
LEMHI, ID

83465

NAME: DOROTHY J. PETERSON
ADDRESS: P.O. BOX 24
LEMHI, ID

83465

RECEIVED
MAY 09 1990

Department of Water Resources

A7401062



2. DATE OF PRIORITY: APR 01, 1957

3. SOURCE: HAYDEN CREEK

TRIF. TO: LEMHI RIVER

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4 OF	LOT	COUNTY
17N	23E	22	SW	SE			LEMHI

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(COR)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

7. TOTAL QUANTITY APPROPRIATED IS:

0.600 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

74-01062

PAGE 1

DATE: 02/08/90

2924

MICROFILMED

DEC 14 1992

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
17N	23E	23	NW	NW		IRR	15.0
			SW	NW		IRR	5.0
SECTION ACRES							20.0
TOTAL ACRES							20.0

11. PLACE OF USE IN COUNTIES: LEMHI, LEMHI

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREE
CASE NUMBER:
COURT :
DECREE DATE:

DECREE PLAINTIFF

VS

DECREE DEFENDANT

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): Dorothy J. Peterson DATE: 5-2-90

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Lemhi) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 2nd DAY

OF May 19 90

Terri J. Morton
NOTARY PUBLIC

SEAL

RESIDING AT Salmon Id

MY COMMISSION EXPIRES 4-25-96

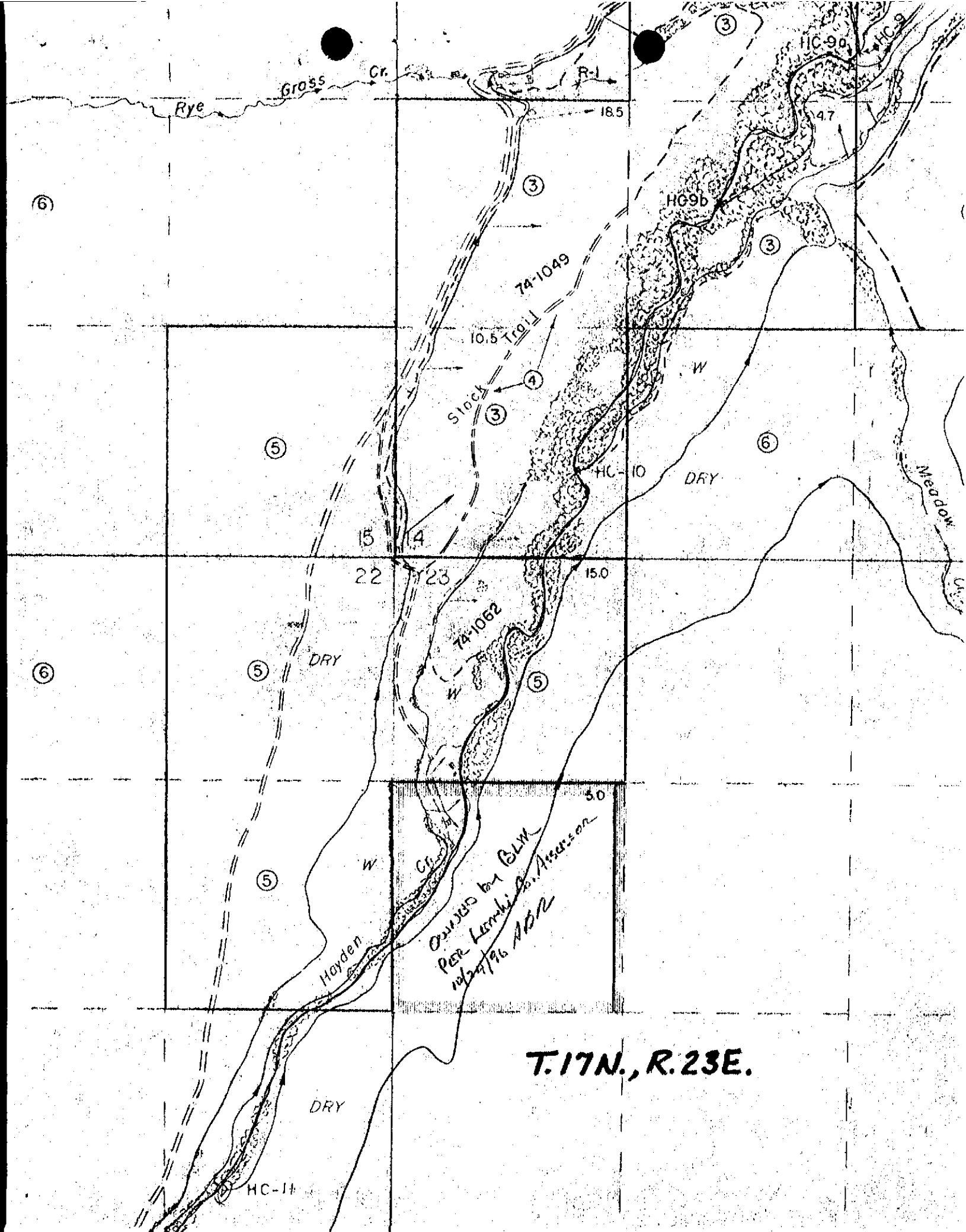
74-01062

PAGE 3

DATE: 02/08/90

MICROFILMED

DEC 14 1992



T.17N., R.23E.

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5191
WATER RIGHT NO. 74-01062

RECEIVED

MAR 19 1998

Department of Water Resources
Eastern Region

This is to certify that: HERMITS OF MOUNT CARMEL IDAHO INC
PO BOX 37
LEMHI ID 83405

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.60 CFS	70.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
HAYDEN CREEK	LEMHI RIVER

Priority: 04/01/1957

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 22, Township 17N, Range 23E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
17N	23E	14	SWSW	5.0		5.0
		23	NWNW	15.0		15.0
Total number of acres irrigated:						20.0

CONDITIONS OF APPROVAL AND REMARKS

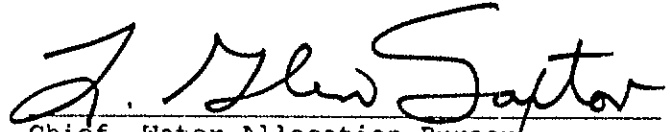
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

TRANSFER NO. 5191
WATER RIGHT NO. 74-01062

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Approval of Transfer 5191 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 13th day of March, 1998


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE 74-01062

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER 5191

DATE: March 12, 1998

=====

Transfer 5191 changes the place of use under a portion of Right 74-1062. The original right was developed on 5 acres under BLM administration. The transfer will move the acres to the applicant's property. BLM has provided a letter of agreement to the transfer proposal.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include watermaster control, measuring device & lockable controlling works, irrigation overlap, right-of-way and standard transfer conditions.



Hermito of
Mt. Carmel

Lft msg to
Call
Amended
claim
Sis
Notarize

2-11-97

Spoke to Bob
Foster, re: this letter
& claim. He says
a transfer was done
in line of amending
the claim reducing
age & amount.

Please copy the transfer,
attach to this Document
& place in AP's in basket

✓ 2/14/97 Awaiting CL
Go of Blm before OKing
Tx of Right portion.

Dr

JANUARY 6, 1997

HERMITS OF MOUNT CARMEL
PO BOX 37
LEMHI ID 83465

Gentlemen:

I am reviewing your recent application for transfer to move 5 acres of water right 74-01062 off BLM ground to 5 acres in Section 14 T17N R23E.

I recently talked to Dave Krosting of the BLM in Salmon about this. I will need a document signed by the BLM agreeing to this transfer. You can contact Dave at phone number 208-756-5410 or at Rt 2 Box 610, Salmon ID.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ:sc

*Looks Like
BLM OWES US
OR "THE BOOS" AN
Authorizing letter
Your Commitment
H.C.*

Total count 20.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-01062 Decreed to Carol for Dorothy J. Peterson
 in case of STATE of IDAHO vs. Carol for Dorothy J. Peterson
 dated June 17, 1971 in IDAHO county of Lemhi
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Hayden Creek tributary to Lemhi River

4. Date or priority 4-1-1957

5. Water is used for the following purpose:

amount 0.60 cfs for irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.60 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	22	17N	23E	Lemhi	Hayden Creek 12

B. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	23E	23						150	50										20.0

Total acres 20.0

9. Describe any other water rights used for the same purpose as described above None



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

OCTOBER 25, 1996

HERMITS OF MOUNT CARMEL
PO BOX 37
LEMHI ID 83465

RE: CHANGE IN OWNERSHIP FOR A74-01062

Dear Mr. Mansfield:

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

Please note the water right was reduced to 0.45 cfs, and 15.0 acres because the 5 acres decreed to the SWNW, Sec. 23 is held by the BLM, per the Lemhi County Assessor's office.

To retain the portion of 74-01062 (5 acres for 0.15 cfs) decreed to land administered by the BLM, you have two options. You can either secure written permission from the BLM to continue irrigating the 5 acres or transfer this portion of the right to other lands capable of being irrigated with water from Hayden Creek. If you choose not to pursue either option, simply return the Amended Notice to this office bearing a notarized signature.

30 Dec Transfer

Naturally, if you have questions, feel free to contact this office. To bring this to a final resolution, your prompt attention to this matter is appreciated.

Respectfully submitted,

Jo Thompson
Jo Thompson
Adjudication Secretary

2-7-97. Called Dorothy Peterson to locate "Hermit's" called 768-2680 (Lemhi State) Leane Mag. there for them to call us. Done!

Enclosure: Notice of Claim

2-7-97 Called for a "Hermit" (Don't know name) They took their claim to BOR today - gave him \$100. & Bob said he'd take care of it. NO CLAIM IN FILE!! Lft Mag. for BOR P. to call me. 10th



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: 6-18-1985

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 23E
 Section 23, 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. SEE ATTACHED DEEDS

☐ 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: A74-01062

☐ Name and Address of Former Owner/Claimant(s)(Seller): Dorothy J. Peterson

PO Box 24Lemhi ID 83465

(202) 736-3512

☐ New Owner/Claimant (Purchaser):

Hermits of Mount Carmel IDAHO INC

☐ New Mailing Address:

PO Box 37Lemhi ID 83465

☐ New Telephone Number: () _____

☐ 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:

Don't know 768-2680

☐ 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):

Bro Maurice Mansfield HMC. Date Oct 8 1996

Date

☐ Signature of Former Owner/Claimant(s):

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

THIS INDENTURE, Made this _____ day of _____ December

in the year of our Lord one thousand nine hundred and eighty five

between **PETER BOURNE** and **MAURICE MANSFIELD**, both unmarried men

of Saint Joseph Church, Leadore County of Lemhi

State of Idaho the parties of the first part, and

HERMITS OF MOUNT CARMEL, IDAHO, INC., an Idaho corporation

of Leadore County of Lemhi

State of Idaho the part y of the second part,

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

DOLLARS,

lawful money of the United States of America, to them in hand paid by the

said part **Y** of the second part, the receipt whereof is hereby acknowledged, have granted, bargained

and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party

of the second part, and to **its** heirs and assigns forever, all the following described real estate,

situated in Lemhi County

State of Idaho, to wit:

The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Fifteen (15); the East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Twenty-two (22); and the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-three (23); All in Township Seventeen (17) North, Range Twenty-three (23) East of the Boise Meridian.

Together with all water and water rights, ditches and ditch rights, range and range rights appertaining thereto or used in connection therewith.

Together with all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

EXCEPTING THEREFROM: An undivided one-half ($\frac{1}{2}$) interest in the mineral rights appurtenant to the following mining claims:

TRUEBLUE Lode Mining Claim, the Location Notice of which being recorded in Book 3 of Mining Claims at page 458 of the records of Lemhi County, Idaho, to which reference is hereby made.

PRIDE OF HAYDEN Lode Mining Claim, the Location Notice of which being recorded in Book 4 of Mining Claims at page 173 of the records of Lemhi County, Idaho, to which reference is hereby made.

The above conveyance is made free and clear of all other encumbrances except: Rights-of-Way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law, building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit.

TOGETHER With all : singular the tenements, hereditance and appurtenances thereunto belonging or in anywise appertaining, the version and reversions, remainder and remainents, issues and profits thereof, and all estate, right, title, and interest in and to the said property, as well in law as in equity, of the said parties of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to its heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its 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 s and seal s the day and year first above written

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Peter Bourne [Seal]
PETER BOURNE [Seal]
Maurice Mansfield [Seal]
MAURICE MANSFIELD [Seal]

STATE OF IDAHO, }
County of Lemhi } ss.

On this 17th day of December in the year 19 85 , before me
the undersigned a Notary Public
in and for said State, personally appeared

PETER BOURNE and MAURICE MANSFIELD, both unmarried men

known to me to be the person s 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 first above written.



Bill Allen
Notary Public
Residing at Salmon Idaho.

STATE OF IDAHO, }
County of Lemhi } ss. 226630

I hereby certify that this instrument was filed for record at request of *Bill Allen Escrow*
at 31 minutes past 2 o'clock P.M., this 13th day of July, A.D. 19 95
in my office, and duly recorded in Book of at page

Fees, \$ 6.00

Alberta Widerrick
Ex Officio Recorder.
By *Leri J. Norton* Deputy

THIS INDENTURE, Made this 7th day of June
 in the year of our Lord one thousand nine hundred and eighty five
 between DOROTHY PETERSON, an unmarried woman
 of Lemhi County of Lemhi
 State of Idaho the party of the first part, and
 PETER BOURNE and MAURICE MANSFIELD, both unmarried men
 of Saint Joseph Church, Leadore County of Lemhi
 State of Idaho the parties of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of
 EIGHTY THOUSAND AND NO/100 (\$80,000.00) DOLLARS
 lawful money of the United States of America, to her in hand paid by the
 said parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained
 and sold, and by these presents do esgrant, bargain, sell, convey and confirm unto the said parties
 of the second part, and to their heirs and assigns forever, all the following described real estate,
 situated in Lemhi County
 State of Idaho, to wit:

The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
 of Section Fifteen (15); the East Half of the Northeast
 Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Twenty-two (22); and the Northwest
 Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-
 three (23); All in Township Seventeen (17) North, Range
 Twenty-three (23) East of the Boise Meridian.

Together with all water and water rights, ditches and ditch
 rights, range and range rights appertaining thereto or used
 in connection therewith.

Together with all and singular the tenements, hereditaments
 and appurtenances thereunto belonging or in anywise appertaining.

EXCEPTING THEREFROM: An undivided one-half ($\frac{1}{2}$) interest in
 the mineral rights appurtenant to the following mining claims:

TRUEBLUE Lode Mining Claim, the Location Notice of
 which being recorded in Book 3 of Mining Claims at
 page 458 of the records of Lemhi County, Idaho, to which
 reference is hereby made.

PRIDE OF HAYDEN Lode Mining Claim, the Location Notice
 of which being recorded in Book 4 of Mining Claims at
 page 173 of the records of Lemhi County, Idaho, to which
 reference is hereby made.

The above conveyance is made free and clear of all other encumbrances
 except: Rights-of-Way and easements, reservations in Federal
 patents and State deeds, or other restrictions imposed by law,
 building and use restrictions of record, building and zoning
 regulations and ordinances of any governmental unit.

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

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

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written
SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Dorothy Peterson [Seal]
DOROTHY PETERSON [Seal]
[Seal]
[Seal]

STATE OF IDAHO,

County of Lemhi

ss.

On this 18th day of June in the year 1985, before me
the undersigned a Notary Public
in and for said State, personally appeared DOROTHY PETERSON, an unmarried woman

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 first above written.

Bill Allen
Notary Public

Residing at SALMON Idaho.

STATE OF IDAHO,

County of Lemhi

ss. 226629

I hereby certify that this instrument was filed for record at request of Bill Allen Escrow
at 30 minutes past 2 o'clock P.M., this 13th day of July, A.D. 1985
in my office, and duly recorded in Book of at page

Fees, \$6⁰⁰

Alberta Wiederrick
Ex-Officio Recorder.
By *Leri J. Norton* Deputy

4/5/1989

FEDERAL CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME PetersonCLAIM IDENT. NO. 199-01063DATE RECEIVED 5/9/90

CK # _____

AMOUNT \$ 0

YES

NO

Require Info?

1. Is the name and address complete with zip code? ✓ _____ *
2. Is a priority date entered? _____ *
- Is the priority date acceptable in view of mandatory filing dates? _____ *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. _____ *
3. (a) Is a source entered? _____ *
- (b) Is a tributary to entered? (if required) N/A _____ *
4. Is the legal description of the p.d. sufficient? _____ *
5. Is there a description of the diverting works? _____ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. _____ *
- Is the period of use included? _____ *
- Is a quantity claimed for each use? _____ *
7. Is a total quantity claimed entered? _____ *
8. If required is a consumptive use entered? N/A _____ *
- Is the consumptive use correct? N/A _____ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A _____ *
10. Is (are) the place(s) of use and purpose(s) indicated? _____ *
11. Is (are) the county(ies) entered? _____ *
12. Is the ownership of p.u. checked? _____ *
13. Are other water rights listed or "none" indicated? _____ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A _____ *
15. Is the basis of the claim indicated? _____ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A _____ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ✓ _____ *
18. Has the claim been signed, sealed, and dated by a notary? ✓ _____ *
19. Was this claim filed on time, or was an extension granted? ✓ _____ *
20. Is the fee enclosed correct? Exempt ✓ _____ *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ✓ _____ *
22. Should this claim be data entered? ✓ _____ *

Claim checked by: RMDate: 5/15/90Claim must be returned to claimant: _____ (Yes) ✓ (No)Claimant must be notified of modifications: _____ (Yes) ✓ (No)Receipt Prepared by: _____Claim data entered by: _____Sent to claimant by: _____Date: _____Date: _____Date: _____Checked by: RMDate: 5/15/90

MICROFILMED

Comments: _____

DEC 14 1992

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: 3956
Ident. No. A74-11062

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

Please type or print clearly:

Name of claimant(s) MRS DOROTHY J. PETERSON

Mailing Address

(including zip code)

Box 24
Lemhi, Idaho 83465

Phone Number () 756-3513

MICROFILMED

DEC 14 1992