

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: A75-00005
Date Received: 5/ 3/1990
Receipt No: M006882
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	TODD TERREBONE IRA	208-756-4581
Address:	PO BOX 25	
	TENDROY ID	83468
AND/OR		
Name:	PIERCE MECHANICAL PROFIT SHARING PLAN	208-756-4581
Address:	PO BOX 25	
	TENDROY ID	83468
AND/OR		
Name:	AGGSON TRUST	208-756-4581
Address:	PO BOX 25	
	TENDROY ID	83468

2. Date of Priority: APR 1, 1894

3. Source: POLLARD CREEK	Trib. to: JESSE CREEK
CHIPPS CREEK	POLLARD CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
21N	21E	2	SW		SE		SW		LEMHI
		11	NW		NW		NW		LEMHI

5. Description of diverting works:
DIV. BY PIPE TO TWO RES. WITH GRAVITY SYSTEM FOR DOM AND IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.000		

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

8. Total consumptive use is 925.0 Acre Feet Per Annum.

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9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
21N	21E	1	NE		SW		IRR	35.0
			NW		SW		IRR	20.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	35.0
			NW		SE		IRR	40.0
			SW		SE		IRR	20.0
			SE		SE		IRR	20.0
							Section Acres	250.0
		2	SE		SW		IRR	20.0
			NE		SE		IRR	20.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	120.0
							Total Acres	370.0

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:
A75-00021,A7500022,A7500019G

14. Remarks:
ADDRESS CHANGE REC'D 04/18/1994 SS.
CHANGED OWNERSHIP 8/14/96; USED "P" OWNER CODE PER EMC/JT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MILLER

Decree Plaintiff

LONG ET. AL.

vs

Decree Defendant

AJ0749NP
No. A75-00005

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

DATE: 04/20/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	IDAHO ARROWHEAD WATER DISTRICT 1500 FULTON ST SALMON ID 834673656 (208) 756-4868	04/01/1894	IRRIGATION	04-01 11-01	5.00 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	5.00 CFS 925.00 AFA

Water Source: POLLARD CREEK
CHIPPS CREEK

Tributary to: JESSE CREEK
POLLARD CREEK

Stage: DECREED

Point(s) of Diversion: T21N R21E S02 S11
SWSESW
NWNWNW

LEMHI County
LEMHI 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			
21N	21E 1	:		:		:		:		:	35	20	40	40	:	35	40	20	20	250.0
21N	21E 2	:		:		:		:		:			20	:	20		40	40	:	120.0
																		TOTAL ACRES	370.0	

POU County: LEMHI

Non-Irrigation Uses: NONE

Other Rights: A75-00021,A7500022,A7500019G

Remarks: ADDRESS CHANGE REC'D 04/18/1994 SS.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 75A Field Inspection Flag:
Presumption Flag: D

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NOV 15 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: A75-00005
Date Received: 5/03/1990
Receipt No: McClure
Received By: g de

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDAHO ARROWHEAD WATER DIST. 208-756-2967
Address: 105 ARROWHEAD DR.
SALMON, ID 83467

2. Date of Priority: APR 01, 1894

3. Source: POLLARD CREEK Trib. to: JESSE CREEK
CHIPPS CREEK POLLARD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	21E	2	SW	SE	SW		LEMHI
		11	NW	NW	NW		LEMHI

5. Description of diverting works:
DIV. BY PIPE TO TWO RES. WITH GRAVITY SYSTEM FOR DOM AND IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.000		

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

8. Total consumptive use is 925.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
21N	21E	1	NE	SW		IRR	35.0

A75-00005

Page 1

Date: 05/03/90

A7500005



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DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	21E	1	NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	20.0
			SE	SE		IRR	20.0
			Section Acres				250.0
		2	SE	SW		IRR	20.0
			NE	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				120.0
			Total Acres				370.0

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:
A75-00021,A7500022,A7500019G

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

MILLER

Decree Plaintiff

LONG ET. AL.

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 TREASURER of _____ Title

ARROWHEAD WATER DIST, that I have signed the foregoing Organization

document in the space below as TREASURER of Title

ARROWHEAD WATER DIST and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

TREASURER ARROWHEAD WATER DIST
Title and Organization

5-3-90
Date

State of Idaho)
County of Lewistown) SS.

Subscribed and sworn (or affirmed) before me this 3 day

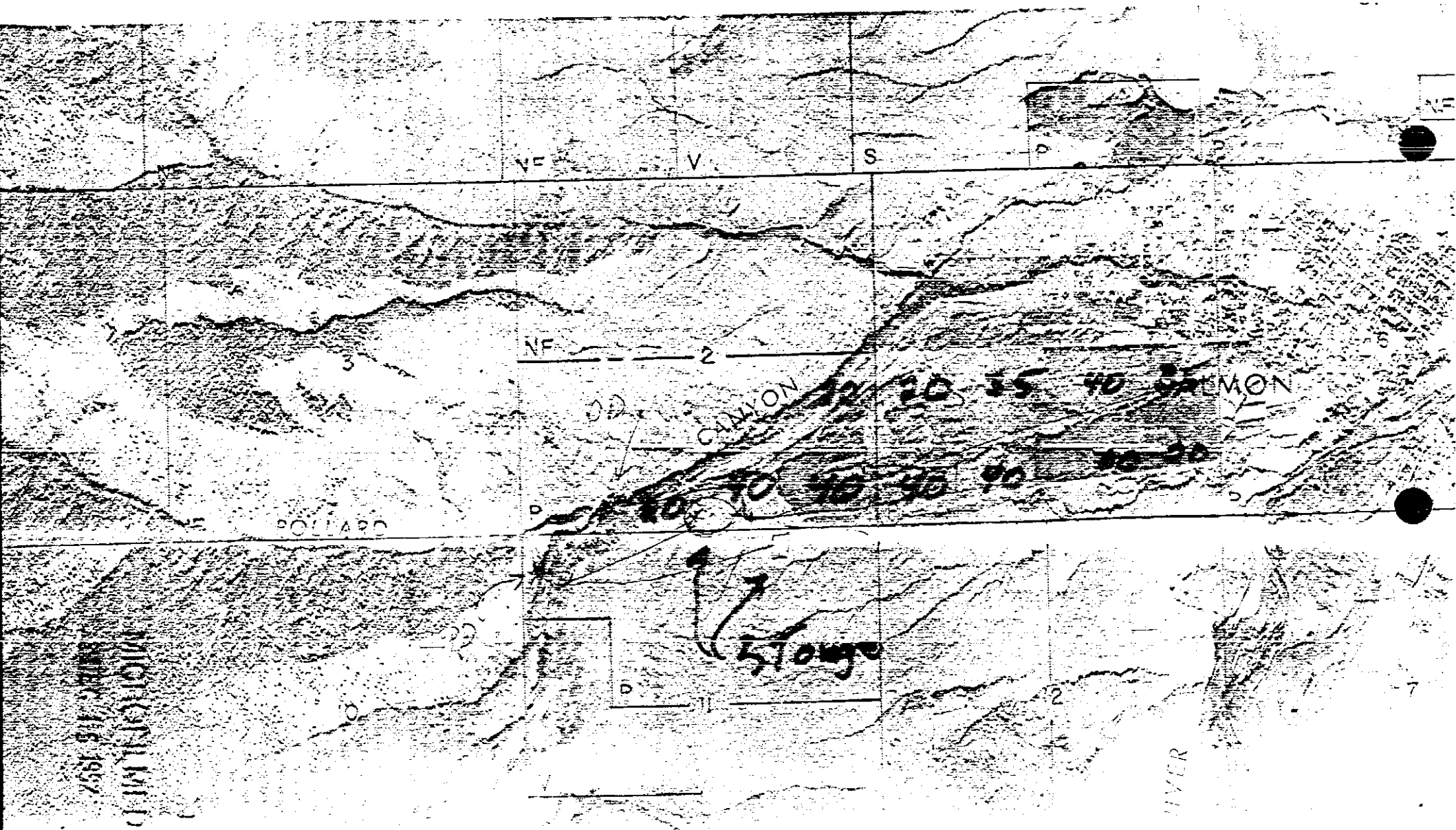
of May 19 90

[Signature]
Notary Public

Seal

Residing at Boise ID

My Commission Expires 4/3/91



MILK CREEK
MAY 15 1937



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

AUGUST 15, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GAIL PIERCE
PO BOX 25
TENDON ID 83468

RE: CHANGE OF OWNERSHIP FOR A75-00019G, -00021, & -00005

Dear Gail:

The information annotated on the Notice of Change of Water Right Ownership (NOC) and the attached Corporation Deed (copies enclosed) is not sufficient for the department to finalize changing the name of the claimant for portions of the pertinent SRBA Notices.

For your reference, I've also enclosed a report on each SRBA Notice initially filed by Idaho Arrowhead Water District. Please note that A75-00022 is not listed on the NOC you submitted.

Since the name of the previous owner on the Corporate Deed is Oliver Ranch Properties, Inc., and the claimant is still recorded as Idaho Arrowhead Water District, the records for the above Notices do not reflect ownership changes that have occurred since the Notices were filed in May of 1990. Consequently, before processing the NOC you submitted, evidence is needed to show the rights were conveyed from the claimant to Oliver Ranch Properties.

After it has been verified that Oliver Ranch did acquire the rights, the next question is what portion of each was conveyed to you? Feel free to write this information on the enclosed reports of the SRBA Notices. It would also be helpful to have a map illustrating the property you purchased.

Naturally, if you have questions, feel free to contact this office at the above telephone number.

Respectfully,

Ernest Carlsen
Adjudication Supervisor

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NOV 15 1996

AJ5807NP
(00-117)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJ. LISTING OF WATER RIGHTS

DATE: 08/14/96
PAGE: 1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A75-00005	IDAHO ARROWHEAD WATER DISTRICT 1500 FULTON ST SALMON ID 834673656	04/01/1894	IRRIGATION	Irrig Season	5.00 CFS	DECREED

TOTAL DIVERSION RATE: 5.00 CFS
TOTAL DIVERSION VOLUME: 0.00 AFA
CONSUMPTIVE USE: 925.0 AFA

SOURCE: POLLARD CREEK
CHIPPS CREEK

TRIBUTARY: JESSE CREEK
POLLARD CREEK

POINT OF DIVERSION:

T21N R21E S02 SWSSEW
S11 NWNWNW

PLACE OF USE: IRRIGATION

T21N R21E S01	NESW 35.0	NWSW 20.0	SWSW 40.0	SESW 40.0	NESE 35.0
	NWSE 40.0	SWSE 20.0	SESE 20.0		
S02	SESW 20.0	NESE 20.0	SWSE 40.0	SESE 40.0	
370.0 ACRES TOTAL					

DIVERSION MEANS: DIV. BY PIPE TO TWO RES. WITH GRAVITY SYSTEM FOR DOM AND IRR.

REMARKS: GEN ADDRESS CHANGE REC'D 04/18/1994 SS.

OTHER RIGHTS: A75-00021,A7500022,A7500019G

COPY

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NOV 15 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 31 1996

DATE OF CLOSING: 5-15-96Department of Water Resources
Eastern Region

LEGAL DESCRIPTION OF PROPERTY: Township 21N Range 21E
Section 1+2, 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 Legal Description

☐ 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: A75-000196, A75-00021, A75-00005

☐ Name and Address of Former Owner/Claimant(s)(Seller): IDAHO Arrowhead Water District
1500 FULTON ST.

☐ New Owner/Claimant (Purchaser): Salmon ID 83467
TODD TERREBONE IRA/Pierce Mechanical Profit + Shanty
PLAN 702 AGGSON TRUST

☐ New Mailing Address: PO Box 25
Tendoy ID 83468

☐ New Telephone Number: (208) 256-4581

☐ 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:

1.20 cfs for irrigation of approx 60 acres. A portion of the
three above water rights will cover this property

☐ 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) [Signature] Date 5-28-96

☐ 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:

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

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NOV 15 1996

CORPORATION DEED

For Value Received

OLIVER RANCH PROPERTIES, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto BANK OF COMMERCE FOR THE BENEFIT OF THE TODD TERREBONNE IRA, AS TO AN UNDIVID 13% INTEREST; AND WILLIAM G. PIERCE AND GAIL M. PIERCE, TRUSTEES OF THE PIERCE MECHANICAL INC., PROFIT SHARING PLAN, AS TO AN UNDIVIDED 68% INTEREST; AND JOHN C. AGGSON AND VIRGINIA MAE AGGSON, TRUSTEES OF THE JOHN C. AGGSON AND VIRGINIA MAE AGGSON TRUST DATED MARCH 1, 1972, AS TO AN UNDIVIDED 19% INTEREST whose current address is
P.O. BOX 25
TENDON, ID 83468

the following described real estate, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this

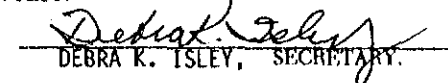
OLIVER RANCH PROPERTIES, INC.

By



BILLY B. ISLEY, PRESIDENT.

ATTEST:



DEBRA K. ISLEY, SECRETARY.

STATE OF IDAHO, COUNTY OF

ON THIS 10th day of MAY, 19 96
before me, a notary public in and for said State, personally appeared

BILLY B. ISLEY
DEBRA K. ISLEY

known to me to be
the President and Secretary of the corporation that executed this instrument, and who executed the instrument on behalf of said corporation. I have acknowledged to me that such corporation executed the same.

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

STEVEN R. GOTT

Residing at Salmon

Comm. Expires 12-14-1997

Notary Public

Idaho

State of Idaho
County of Lemhi

SS No. 229929

This instrument was filed for record at the request of Albanese

at 1:30 o'clock p.m. 5-15 1996

and duly filed and indexed in the records of Lemhi

County

Alberta Wiederrick
Ex-Officio Recorder

By Terri J. Morgan Deputy
Fee 9.00

Return to

MICROFILMED
NOV 15 1996

EXHIBIT "A"

PARCEL "C"

A PARCEL OF LAND LOCATED IN THE SE1/4, SECTION 2 AND THE SW1/4 SECTION 1, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SE CORNER OF SAID SECTION 2, RUN THENCE N. 89 DEGREES 15' 15" W. ALONG THE SOUTHERLY BOUNDARY OF SECTION 2 A DISTANCE OF 380.76 FT.;

THENCE NORTH A DISTANCE OF 1187.12 FT.;

THENCE N. 64 DEGREES 27' 50" E. A DISTANCE OF 178.30 FT.;

THENCE N. 25 DEGREES 10' 27" E. A DISTANCE OF 75.65 FT.;

THENCE N. 73 DEGREES 48' 30" E. A DISTANCE OF 159.08 FT.;

THENCE N. 62 DEGREES 12' 10" E. A DISTANCE OF 233.82 FT.;

THENCE S. 09 DEGREES 41' 58" E. A DISTANCE OF 639.04 FT.;

THENCE SOUTH A DISTANCE OF 867.04 FT. TO A POINT ON THE SOUTHERLY BOUNDARY OF SECTION 1;

THENCE N. 88 DEGREES 44' 31" W. ALONG SAID BOUNDARY A DISTANCE OF 279.67 FT. TO THE POINT OF BEGINNING.

PARCEL "D"

A PARCEL OF LAND LOCATED IN THE SW1/4, SECTION 1, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 1, RUN THENCE S. 88 DEGREES 44' 31" E. ALONG THE SOUTHERLY BOUNDARY OF SECTION 1 A DISTANCE OF 279.67 FT. TO THE POINT OF BEGINNING;

THENCE NORTH A DISTANCE OF 867.04 FT.;

THENCE S. 88 DEGREES 44' 31" E. A DISTANCE OF 982.29 FT.;

THENCE S. 03 DEGREES 00' 00" E. A DISTANCE OF 869.23 FT. TO A POINT ON THE SOUTHERLY BOUNDARY OF SECTION 1;

THENCE N. 88 DEGREES 44' 31" W. ALONG SAID BOUNDARY A DISTANCE OF 1027.79 FT. TO THE POINT OF BEGINNING.

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NOV 15 1996

PARCEL "E"

A PARCEL OF LAND LOCATED IN THE SW1/4, SECTION 1, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 1, RUN THENCE S. 88 DEGREES 44' 31" E. ALONG THE SOUTHERLY BOUNDARY OF SECTION 1 A DISTANCE OF 279.67 FT.; THENCE NORTH A DISTANCE OF 867.04 FT. TO THE POINT OF BEGINNING;

THENCE N. 09 DEGREES 41' 58" W. A DISTANCE OF 639.04 FT.;

THENCE N. 79 DEGREES 06' 58" E. A DISTANCE OF 51.61 FT.;

THENCE N. 62 DEGREES 12' 10" E. A DISTANCE OF 360.85 FT.;

THENCE S. 76 DEGREES 37' 59" E. A DISTANCE OF 208.88 FT.;

THENCE N. 83 DEGREES 49' 31" E. A DISTANCE OF 50.00 FT.;

THENCE 151.86 FT. ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 137.95 FT. AND A LONG CHORD OF 144.31 FT.;

THENCE N. 56 DEGREES 53' 56" E. A DISTANCE OF 362.56 FT.;

THENCE N. 53 DEGREES 29' 04" E. A DISTANCE OF 51.42 FT.;

THENCE S. 03 DEGREES 00' 00" E. A DISTANCE OF 1147.17 FT.;

THENCE N. 88 DEGREES 44' 31" W. A DISTANCE OF 982.29 FT. TO THE POINT OF BEGINNING.

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NOV 15 1996