

**Names of Parties Filing Document:**

UNITED STATES OF AMERICA

**Attorneys' Names and Addresses:**

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

|                |   |                                   |
|----------------|---|-----------------------------------|
| In Re SRBA     | ) |                                   |
|                | ) | Subcase Numbers: 29-12626 et. al. |
|                | ) |                                   |
|                | ) |                                   |
| Case No. 39576 | ) | <b>AFFIDAVIT OF</b>               |
|                | ) | <b>FREDRIC W. PRICE</b>           |
| _____          | ) |                                   |

|                |   |     |
|----------------|---|-----|
| STATE OF IDAHO | ) |     |
|                | ) | ss: |
| COUNTY OF ADA  | ) |     |

I Fredric W. Price, being of lawful age, and having first been duly sworn, state the following:

1. My present position is that of Water Rights Specialist for the United States, Department of Interior, Bureau of Land Management (hereinafter "BLM"), Idaho State office. My current responsibilities include coordinating the BLM's efforts for the Snake River Basin Adjudication (hereinafter "SRBA") in Idaho. In that capacity, I provide guidance and technical support to the State Director, Field Office Managers, and technical specialists in BLM field offices, particularly those specialists working in water rights and related issues. I develop agency policy on water issues and in other programs affected by water rights, such as the range management and realty programs. I also review, interpret and analyze water rights claims for preparing opinions, recommendations, objections and other SRBA documents to the Department of Justice.

2. I have been employed by the BLM since 1982 in the following positions:

a. Eleven and a half years in various positions within the Rangeland Firefighting Program at the BLM, Shoshone Field Office. I spent 12 months working on that office's water rights team to develop and create 5,500 BLM claims;

b. Since August of 1993 as a Water Rights Specialist in the BLM, State Office;

3. My experience with water rights is as follows:

a. My eleven and a half years in BLM's fire program required that I have the ability to understand and interpret maps, legal land descriptions, and Range Improvement Project Files. I was routinely required to: travel to remote fire locations with just a map; map the position and extent of fires for which I was responsible; locate, construct and maintain range improvements (including but not limited to: spring developments, pipelines and fences), and to supplement the range improvement project files. I taught several

courses to new employees in interpreting maps and BLM Master Title Plats, as well as, in the use of a compass. In my work with the BLM, I have been responsible for tasks requiring an ability to interpret: maps, legal land descriptions, and water claims, including the preparation, mapping and review of 5,500 SRBA water right claims for BLM. I have reviewed hundreds of Range Improvement Project Files for the purpose of locating the project, to determine when it was constructed, whether it was completed, whether it is still functional, to identify candidates for filing SRBA water claims, and to capture certain types of projects into the Geographic Information System (i.e. computer mapping system).

b. As a Water Rights Specialist in the BLM State Office, it is my responsibility to provide guidance and direction to Idaho BLM offices in all matters relating to water rights, and make recommendations to the Department of Justice. My experience with water rights in my present position is as follows. I develop policy for BLM across several programs to deal with water issues, such as the range management and realty programs. I have reviewed tens of thousands of legal land descriptions represented in Points of Diversion (hereinafter "POD") and Places of Use (hereinafter "POU") that were published in SRBA Director's Reports to determine land ownership by comparing those land descriptions to BLM's Master Title Plats and Historical Indexes. I have reviewed hundreds of deeds to determine who owned what land descriptions. I've determined the changes needed to over a thousand water right descriptions for use with the SRBA Standard Form 5 (hereinafter "SF-5") to resolve objections involving the BLM. I have extensive knowledge of, and experience with, the official business records of BLM and the Idaho Department of Water Resources (hereinafter "IDWR"), including but not limited to: BLM water right claim files, BLM field investigations, Master Title Plats,

Historical Indexes, Control Document Indexes (hereinafter "CDI"), Tract Books, IDWR Adjudication Files, and IDWR Water Right Files. I provide advice, guidance and direction to BLM field office personnel as to investigating and preparing claims, how to interpret water rights and how they relate to other water rights. For hundreds of subcases, I have made determinations whether multiple claims exist for the same source and what the nature of their relationship is to each other. I have reviewed hundreds of Range Improvement Project Files for the purpose of locating the project, to determine when it was constructed, whether it was completed, if it is still functional, who contributed to the construction and in what amounts, and to determine whether water is present and in what amounts. I developed the investigative criteria to be used for BLM field offices to investigate water sources for claims preparation and for objection purposes. I have reviewed thousands of BLM claim files and field investigations conducted by BLM. I have also performed investigations of water rights in the field. I routinely provide technical assistance, reports, recommendations and opinions to the Department of Justice concerning all the above matters.

4. At the request of counsel for the United States, I have reviewed the official business records of BLM and IDWR for the subcases listed on Attachment 1 for SRBA claims made by the United States of America on behalf of the BLM, and have reached the determinations described herein.

5. The Master Title Plat (hereinafter "MTP") is an official business record of BLM. The MTP is the United States' official Record of Title. It is a graphic display of township survey data, and is drafted from information abstracted, compiled, and composed from the latest approved

U.S. Government Survey Plats, survey field notes, and protraction diagrams. It describes the locations of United States property, aliquot parcels, and government surveyed "lots."

The Historical Index (hereinafter "HI") is an official business record of the United States that maintains a time line of events occurring on United States' property.

6. Based upon a review of BLM's SRBA water right claim files and IDWR's abstract/recommendations, the subcases listed on Attachment 1 are BLM "dual" claims based upon state and federal law. The federal claim basis is claimed pursuant to an Executive Order, dated April 17, 1926, and known as Public Water Reserve 107 (hereinafter "PWR 107"). The state basis is based on beneficial use with a priority date of June 28, 1934. The 1934 date was reached through settlement with the State of Idaho.

a. **Subcases 29-12679 and 27-12681:** The lands described in these subcases are also subject to a federal reserve pursuant to Executive Order (hereinafter "E.O.") dated 12-29-1919 and known as Public Water Reserve 68 (hereinafter "PWR 68"). Attachment 2. I do hereby certify that Attachment 2 to this affidavit is a true and correct copy of an Executive Order issued by President Woodrow Wilson on December 29, 1919 and known as PWR 68.

7. I have reviewed the official business records of BLM and compared the subcases listed on Attachment 1 to BLM's MTPs and HIs. I was able to determine that the subcases listed on Attachment 1 are located on unreserved federal public domain as of April 17, 1926; and this land currently remains under Department of Interior administration, except where noted below.

a. The following subcases lie on lands not owned by the United States or not administered by U.S.D.I.:

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1. **Subcase 29-12994:** This claim describes land that is owned privately. This claim should not have been filed by BLM, and should not contain a federal reservation pursuant to PWR 107.

2. **Subcase 29-13023:** This claim describes land this is administered by the U.S.D.A., Forest Service. This claim should not have been filed by BLM, and should not contain a federal reservation pursuant to PWR 107.

b. The following is a summary of land acquisitions associated with certain subcases listed on Attachment 1.

1. **Subcase 29-12667:** United States HE Patent number 989120 was issued to James Kouvisis on 11-15-1926. Subsequently, the United States reacquired this land pursuant to Warranty Deed 819384 from L. M. and Burma Dean Bull on 09-30-1988.

2. **Subcase 29-12970:** United States Cash Entry (hereinafter "CE") Patent number 162078 was issued to Francis McNally on 11-17-1910. Subsequently, the United States reacquired this land pursuant to Warranty Deed 593843 from J. R. Simplot Company on 02-09-1978.

3. **Subcase 29-13017:** United States HE Patent number 801857 was issued to Eugene L. Barnard on 04-01-1921. Subsequently, the United States reacquired this land pursuant to Warranty Deed 593843 from J. R. Simplot Company on 02-09-1978.

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4. **Subcase 29-13021:** United States CE Patent number 728687 was issued to Archie B. Stowell on 01-19-1920. Subsequently, the United States reacquired this land pursuant to Warranty Deed 298943 from DeMar H. and Harriet W. Gilbert on 03-04-1954.

8. The claimed water sources described by the subcases listed on Attachment 1 were confirmed by field investigation.

9. Based upon the field verification and my review of the field investigation documents for each of the subcases listed on Attachment 1, there is sufficient surface water at these sites for consumptive use by livestock.

10. Based upon the field verification and my review of the field investigation documents, the source of water for each of the subcases listed on Attachment 1 is a spring located at the claimed Point of Diversion (hereinafter "POD") and Place of Use (hereinafter "POU"), except as noted below under paragraph 11.

11. I have reviewed the official business records of BLM for each of the subcases subject to this affidavit for a federal reserved water right pursuant to PWR 107. The elements of the claimed water rights have been verified through examination of claim files and physical field investigations and are correctly described in the abstract/recommendation of the claims reported by IDWR, except where noted below. The quantity for a federal reservation based upon Public Water Reserve 107 was stipulated to be 0.02 cfs, not to exceed 13,000 gpd.

a. For the following subcases and based upon my review and independent verification, certain elements of the federal reserve basis are not described correctly in IDWR's original abstract/recommendation of the claim. Those elements should be altered as described below:

1. **Subcase 29-12626:** Upon closer inspection of the BLM Claim File, field investigation, its respective map, and Global Positioning System (hereinafter "GPS") data, it was discovered that the POD would be more accurately described as SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , S32, T.06S., R.35E. instead of NW  $\frac{1}{4}$  SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , S33, T.06S., R.35E. The POU is correct. The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

2. **Subcase 29-12987:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POU would be more accurately described as NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , S34, T.07S., R.35E. instead of NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ . The POD is correct. An SF-5 is circulating.

3. **Subcase 29-12991:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , S28, T.06S., R.38E. instead of NW  $\frac{1}{4}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ . An SF-5 is circulating.

4. **Subcase 29-12994:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , S13, T.07S., R.35E. instead of SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ . The POU is correct. The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

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5. **Subcase 29-12997:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , S01, T.10S., R.37E. instead of SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ . The POU is correct. The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

6. **Subcase 29-12999:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , S02, T.10S., R.37E. instead of NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ . The POU is correct. The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

7. **Subcase 29-13021:** Upon closer inspection of the BLM Claim File, field investigation, its respective map, and more recent GPS data collection, it was discovered that the POD would be more accurately described as NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , S09, T.07S., R.36E. instead of SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ . The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

8. **Subcase 29-13023:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as Lot 4 (NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ), S03, T.08S., R.35E. instead of NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ . Similarly, the POU would be more accurately

described as Lot 4 (NW ¼ NW ¼), S03, T.08S., R.35E. instead of NW ¼ SW ¼, S34, T.07S., R.35E. An SF-5 is circulating.

9. **Subcase 29-13024:** Upon closer inspection of the BLM Claim File, field investigation, its respective map, and more recent GPS data collection, it was discovered that the POD would be more accurately described as SE ¼ NE ¼ SW ¼, S33, T.06S., R.35E. instead of SW ¼ NW ¼ SE ¼. The incorrect POD may have been a typographical error in IDWR's recommendation/abstract as the POD was claimed with the correct location. An SF-5 is circulating.

10. **Subcase 29-13042:** Upon closer inspection of the BLM Claim File, field investigation, and its respective map, it was discovered that the POD would be more accurately described as SE ¼ NW ¼ SW ¼, S24, T.08S., R.38E. instead of NE ¼ SW ¼ SW ¼. Similarly, the POU would be more accurately described as NW ¼ SW ¼, S24, T.08S., R.38E. instead of SW ¼ SW ¼. An SF-5 is circulating.

b. A subcase listed on Attachment 1 describes a claim which should not contain a federal reserve basis.

1. **29-12978:** This subcase is a claim to instream stockwater from an Unnamed Stream that was objected to by the State of Idaho. This claim should not contain a federal reserve basis pursuant to PWR 107. The parties could submit an SF-5 to remove the erroneous federal reserve component and change the date of priority to 06-28-1934.

12. At the request of counsel for the United States, I was asked to determine whether there were any attempts to homestead or otherwise acquire fee title to the lands described by the Points of Diversion in the subcases listed on Attachment 1. The official business records of BLM

that I reviewed were the BLM SRBA claim files, MTPs, and HIs. Based upon my review, I was able to determine that there were no attempts to homestead or otherwise acquire fee title to the lands described by Points of Diversion identified in the subcases identified in Attachment 1, except where noted below. The homestead entries identified below were initiated under the authority of several different homestead acts. The provisions of such homestead acts were effectively repealed in 1934 by the Taylor Grazing Act, and repealed in actuality in 1976 by the Federal Land Policy and Management Act (FLPMA). Each homestead entry listed below failed and was subsequently canceled or relinquished.

a. The following table identifies all failed attempts to homestead.

| Case Type   | Serial No        | Initiated         | Closed            | Subcase         |
|-------------|------------------|-------------------|-------------------|-----------------|
| HE          | BL-015379        | 11-01-1913        | 05-15-1917        | 29-12984        |
| <b>SRHE</b> | <b>BL-026932</b> | <b>09-01-1920</b> | <b>12-13-1926</b> | <b>29-12999</b> |
| HE          | BL-028538        | 11-23-1917        | 03-29-1918        | 29-12984        |
| HE          | BL-031362        | 08-22-1918        | 09-24-1918        | 29-12991        |
| HE          | BL-035923        | 09-26-1921        | 03-25-1922        | 29-12985        |
| <b>HE</b>   | <b>BL-036944</b> | <b>10-06-1923</b> | <b>11-14-1929</b> | <b>29-13042</b> |
| HE          | BL-043695        | 01-09-1929        | 09-27-1935        | 29-12985        |
| HE          | BL-047438        | 07-12-1934        | 04-28-1936        | 29-12723        |
|             |                  |                   |                   |                 |

b. The following failed homestead entries were active on 04-17-1926:

1. **Subcase 29-12999:** An application for SRHE, made pursuant to the Act of 12-29-1916, was initiated by John A. Anderson on 09-01-1920 for 319.85 acres of public land. The United States assigned serial case file number **BL-026932** to this application. The SRHE was subsequently cancelled on 12-13-1926 due to inaction by entryman. This homestead entry was active on 04-17-1926.

The BLM identified the land wherein lies subcase 29-12999 as suitable for reservation pursuant to PWR 107 on 08-01-1967. Attachment 3. I do hereby certify

that Attachment 3 to this affidavit is a true and correct copy of a United States' Memorandum dated 08-01-1967.

2. **Subcases 29-13042:** An application for HE, made pursuant to the Act of 06-06-1900, was initiated by Harold Edward Rigby on 10-06-1923 for 160.00 acres of public land. The United States assigned serial case file number **BL-036944** to this application. The SRHE was subsequently cancelled on 11-14-1929 due to inaction by entryman. This homestead entry was active on 04-17-1926.

The Secretary of Interior issued a Secretarial Order on 01-23-1933 designating Interpretation No. 175 or PWR 107 for the land wherein lies subcase 29-13042. Attachment 4. I do hereby certify that Attachment 4 to this affidavit is a true and correct copy of Interpretation No. 175 dated 01-23-1933. The Interpretation was posted to the Master Title Plat.

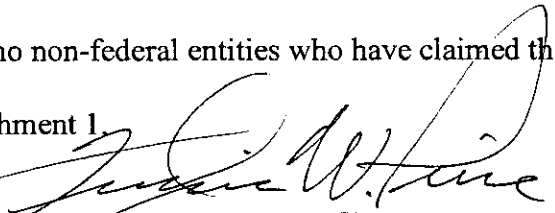
c. There were no active homestead entries on 04-17-1926 that failed for the following subcases: 29-12626, 29-12655, 29-12679 (+ PWR 68), 29-12681 (+ PWR 68), 29-12713, 29-12723, 29-12725, 29-12978 (not a PWR), 29-12979, 29-12981, 29-12984, 29-12985, 29-12987, 29-12991, 29-12997, 29-13016, and 29-13024.

d. The following subcases lie on United States' property pursuant to a reacquisition: 29-12667, 29-12970, 29-13017, and 29-13021.

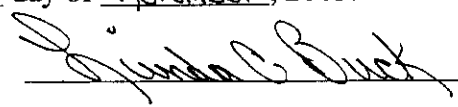
e. The following subcases lie within property not owned or administered by BLM: 29-12994 (private land), and 29-13023 (U.S.D.A., Forest Service).

13. At the request of counsel for the United States, I was asked to determine whether there were any senior water right claims asserted by non-federal entities to the sources associated

with the subcases listed on Attachment 1. I researched each Point of Diversion described within the subcases listed on Attachment 1 using the information available on the IDWR internet web site. My research would have revealed any active claims on record with IDWR, including claims filed in the SRBA and administrative filings (i.e. applications, permits and licenses not filed in the SRBA). I was able to determine that there were no non-federal entities who have claimed the sources described by the subcases listed on Attachment 1.

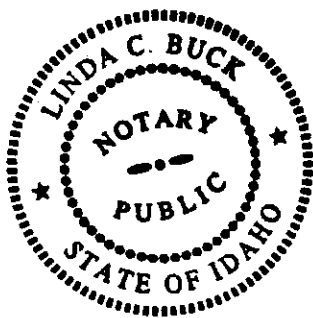
  
Fredric W. Price

Subscribed and sworn to before me this 17<sup>th</sup> day of November, 2003.  
Witnessed by my hand and official seal.

  
Notary Public in and for the State of Idaho

Residing at: Mountain Home, ID

My Commission Expires: 12-21-05



# CERTIFICATE OF SERVICE

I certify that on Nov. 17, 2003, I served a true and correct copy of the foregoing **AFFIDAVIT OF FREDRIC W. PRICE; SUBCASE NUMBERS: 29-12626 et. al., together with Attachment 1** by placing the documents in the United States Mail in Boise, Idaho, postage paid, and addressed as follows:

Original to:

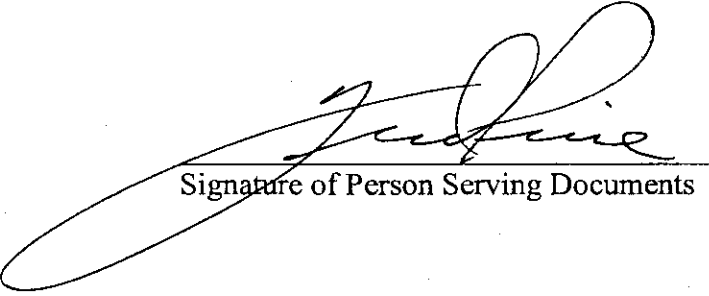
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

Copies to:

U.S. Department of Justice  
General Litigation Section  
Environment and Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

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

IDWR Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098



Signature of Person Serving Documents

# ATTACHMENT 1

## **B 29**

29-12626  
29-12655  
29-12667  
29-12677  
29-12679  
29-12681  
29-12713  
29-12723  
29-12725  
29-12970  
29-12978  
29-12979  
29-12981  
29-12984  
29-12985  
29-12987  
29-12991  
29-12994  
29-12997  
29-12999  
29-13016  
29-13017  
29-13021  
29-13023  
29-13024  
29-13042

## ATTACHMENT 2

Public Water Reserve 68  
dated 12-29-1919

ORDER OF WITHDRAWAL

PUBLIC WATER RESERVE NO. 68

Under and pursuant to the provisions of the act of Congress approved June 25, 1910 (36 Stat., 847), entitled "An act to authorize the President of the United States to make withdrawals of public lands in certain cases", as amended by act of Congress approved August 24, 1912 (37 Stat., 497), it is hereby ordered that the lands hereinafter listed be, and the same are hereby, withdrawn from settlement, location, sale, or entry, and reserved for public use in accordance with the provisions of Sec. 10 of the act of December 29, 1916 (39 Stat., 862).

IDaho

Boise Meridian

T. 11 S., R. 38 E., Sec. 4, all;  
Sec. 5, all;  
Sec. 8, E $\frac{1}{2}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ ;  
Sec. 9, all.

MONTANA

Montana Meridian

T. 25 N., R. 43 E., Sec. 20, SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
Sec. 24, E $\frac{1}{2}$  of SW $\frac{1}{4}$ .  
T. 25 N., R. 43 E., Sec. 7, NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ;  
Sec. 14, SW $\frac{1}{4}$  of SW $\frac{1}{4}$ .  
T. 24 N., R. 46 E., Sec. 7, NW $\frac{1}{4}$  of NW $\frac{1}{4}$ .  
T. 26 N., R. 47 E., Sec. 30, NW $\frac{1}{4}$  of NW $\frac{1}{4}$ .  
T. 25 N., R. 47 E., Sec. 9, SW $\frac{1}{4}$  of SW $\frac{1}{4}$ .

# ATTACHMENT 3

United States Memorandum  
dated 08-01-1967

related to subcase 29-12999

I-1682

UNITED STATES GOVERNMENT

# Memorandum

TO : SD, Idaho

DATE: August 1, 1967

FROM : DM, Burley District Office

SUBJECT: Public Water Reserves

We would like the following lands noted on the Land Office Records as Public Water Reserves under the authority of 43 CFR, Subpart 2321, issued under Section 11, 39, Stat. 865; 43 U.S.C. 301:

X1. T. 6 S., R. 43 E., B. M., Idaho  
Sec. 20: NE $\frac{1}{4}$ NW $\frac{1}{4}$

X2. T. 12 S., R. 37 E., B. M., Idaho  
Sec. 11: NE $\frac{1}{4}$ NE $\frac{1}{4}$

X3. T. 6 S., R. 35 E., B. M., Idaho  
Sec. 34: NE $\frac{1}{4}$ NW $\frac{1}{4}$

X4. T. 5 S., R. 40 E., B. M., Idaho  
Sec. 2: Lot 4  
5: Lots 3 & 4  
6: Lots 1, 2, 3, & 4  
9: NE $\frac{1}{4}$ NE $\frac{1}{4}$

X5. T. 10 S., R. 37 E., B. M., Idaho  
Sec. 2: SE $\frac{1}{4}$ NE $\frac{1}{4}$

X6. T. 12 S., R. 18 E., B. M., Idaho  
Sec. 6: SE $\frac{1}{4}$ NE $\frac{1}{4}$

X7. T. 15 S., R. 32 E., B. M., Idaho  
Sec. 7: SE $\frac{1}{4}$ SE $\frac{1}{4}$



*Doyle B. Bailey*  
ACTING



## ATTACHMENT 4

Interpretation No. 175  
Of Public Water Reserve No. 107  
dated 01-23-1933

related to Subcase 29-13042

INTERPRETATION NO. 175  
of Public-Water Reserve No. 107.

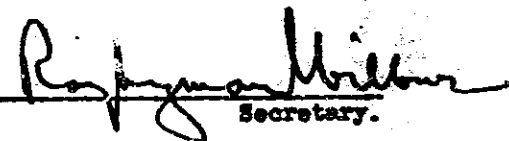
It is hereby ordered that the order of withdrawal of  
April 17, 1926, creating Public-Water Reserve No. 107, be construed  
in part to describe the following tracts:

IDAHO

Boise Meridian

T. 8 S., R. 35 E., Sec. 24, NW $\frac{1}{4}$  of SW $\frac{1}{4}$ .

T. 3 N., R. 25 E., Sec. 22, SW $\frac{1}{4}$  of NW $\frac{1}{4}$ .

  
Secretary.

JAN 23 1933

Two carbons to General Land Office.