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STEVEN L. OLSEN
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JAY L. WEBB

† ADMITTED ONLY IN ILLINOIS

SUITE 200, PARK PLACE
277 NO. 6TH STREET
POST OFFICE BOX 2720
BOISE, IDAHO 83701

JAMES A. McCLURE
OF COUNSEL

TELEPHONE
(208) 342-6571

FACSIMILE
(208) 343-9492
(208) 342-8920

June 7, 1991

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

RE: Change in Ownership of Water Rights 37-4383, 37-4384, 37-4385, 37-4386, 37-4099

Dear Sir or Madam:

Enclosed please find a "new" executed change in ownership of claim form and copies of deeds showing the transfer of the appurtenant lands. Please record these changes in your files. If you have any questions, please call immediately.

Sincerely,



Michael C. Creamer

MCC/mcc
Enclosure

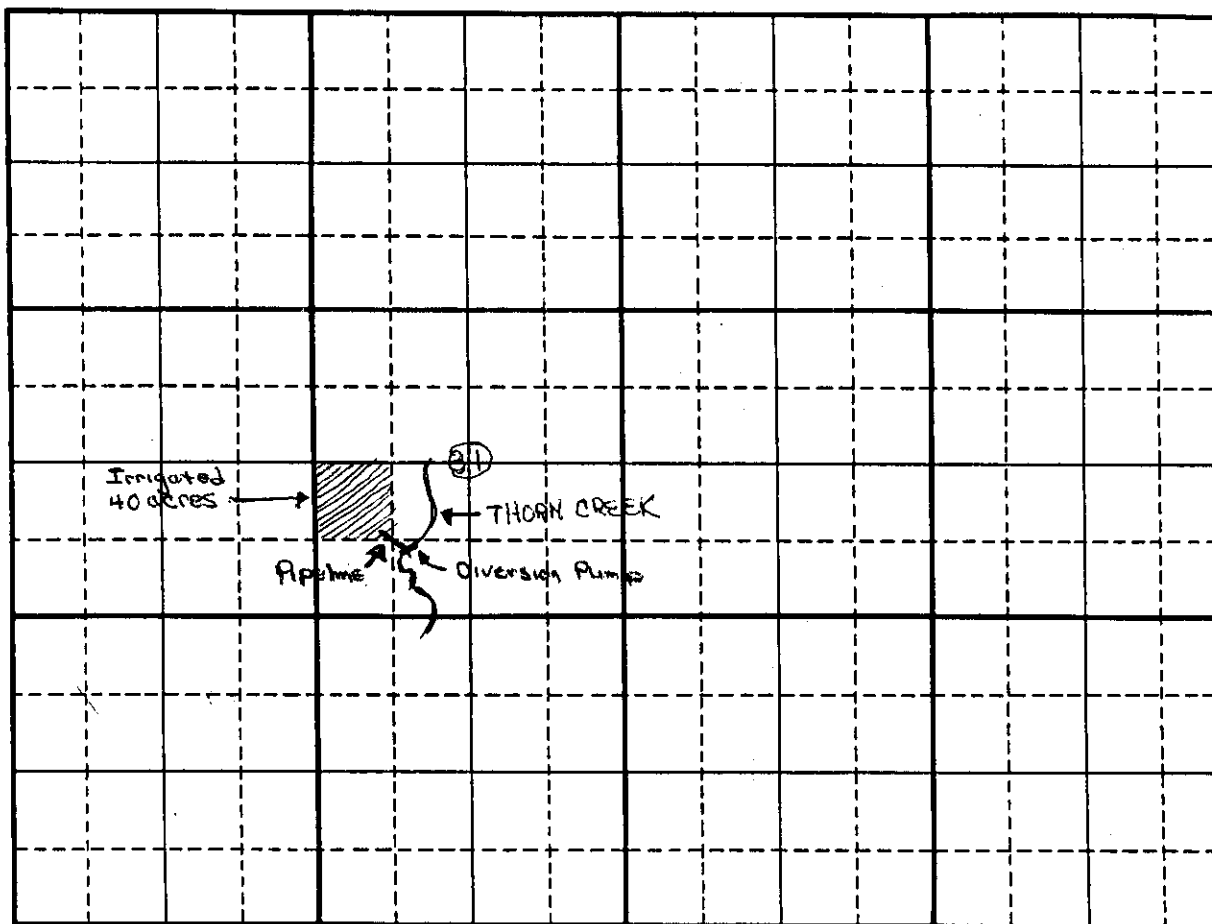
cc: Paul T. Walton

RECEIVED
JUL 10 1991

Department of Water Resources

FEB 24 1993

(8) Remarks This water right claim primarily consists of claimant
re-using his own waste water which flows back into Thorn Creek but
also consists of using spring run off and other waste water



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 Gooding)

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.

George L. Moody Jr. (Claimant)
Sworn to before me this 25 day of June, 1983.

Dorothy E. Moody (Claimant)
Jeanne L. Shaw
Notary Public
Residing at Gooding, Idaho

My commission expires Life Appointment

7-11-83
FOR DEPARTMENT USE ONLY
Received by ASL Date 7/1/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by ASL Date 7/12/83 claimant by: _____
\$20.00 fee received by maury Date 7/12/83 \$21.88
Published in Gooding Co. Leader
Dates 12/1/81 to 12/5/83

MEMORANDUM

TO: SRBA Files A37-04383 and A37-04386

FROM: Corey Skinner *CS*

DATE: April 21, 1997

SUBJECT: Information Request

This day, Jim Doyle and Judy Cash came by the office inquiring about water rights appurtenant to ground that Mr. Doyle was thinking of purchasing (or had purchased?) along Thorn Creek north of Gooding. The land was part of Sections 13, 14, 23, and 26, Township 03 South, Range 15 East. Mr. Doyle said that the property had been irrigated with water out of Thorn Creek and a nearby spring. I researched the database and found no SRBA claims filed on the property. I did find one license, 37-02323 in the name of Frank Gooding, for irrigation uses out of a spring.

I explained to Mr. Doyle that SRBA claims must be filed on all water rights existing in 1987. I also explained beneficial use claims prior to the mandatory statutes. I gave Mr. Doyle various SRBA forms and brochures for his possible use.

Mr. Doyle also inquired about what water rights existed on Thorn Creek. I gave Mr. Doyle a copy of the AJ query by source printout that listed the SRBA claims filed on Thorn Creek. Most of the claims were federal (BLM), but there were a couple of claims, A37-04383 and A37-04386, filed by a private individual. Mr. Doyle was curious where these claims were diverted from Thorn Creek, so I gave Mr. Doyle copies of the profile reports of claims A37-04383 and A37-04386 and pointed out the locations of the claimed points of diversion on a map.



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 FAX (208) 736-3037

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 5, 1996

PAM HILL
HALL AND HALL
PO BOX 1924
BILLINGS MT 59103

RE: HIGH DESERT RANCH WATER RIGHTS & MOODY WATER RIGHTS

Dear Pam Hill,

Enclosed please find the summary reports for all the water rights and claims to water rights I could locate for the information you recently faxed to me.

Here are the listings for the **High Desert Ranch (HDR)** findings:

SRBA CLAIMS

A67-02091	SORENSEN
A67-04171	HDR
A67-04451	HDR
A67-10354	HDR
A67-10686	USA
A67-10687	USA
A67-13110	USA

WATER RIGHTS

67-02091	F. AGE
67-04171	HILL
67-04451	HILL
	N/A
	N/A
	N/A
	N/A

Here are the **Moody** claims and rights:

SRBA CLAIMS

A37-04099	WALTON
A37-04383	"
A37-04384	"
A37-04385	"
A37-04386	WALTON

WATER RIGHTS

37-04099	MOODY
37-04383	"
37-04384	"
37-04385	"
37-04386	MOODY

If you have any further questions please contact our office. You may note the rights listed under the High Desert Ranch are better addressed through our Western Regional Office in Boise, ID. The telephone number there is 208-334-2190.

We generally handle the rights in Basin 37, the Moody rights, from this office. However, either office will make every effort to accommodate your requests and needs. Thank You.

Sincerely,


STEVE CLELLAND
Water Resource Agent

ENC:
CC: WESTERN REGION OFFICE

COPY

A37-04383

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: **A37-04383**
Date Received: 2/14/1990
Receipt No: C014702
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PAUL T WALTON 1990 REVOCABLE TRUST 307-773-3828
Address: STAR RT BOX 325
JACKSON, WY 83001

2. Date of Priority: APR 1, 1970

3. Source: THORN CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	16E	31	SE	SW			GOODING

5. Description of diverting works:
PUMP, PIPE, SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	16E	31	NW	SW		IRR	40.0

Section Acres 40.0

Total Acres 40.0

A37-04383

Page 1

Date: 08/02/91

NOTICE FILED
FEB 24 1995

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

A STATUTORY CLAIM WAS PREVIOUSLY SUBMITTED FOR THIS RIGHT IN JULY OF 1983 AND ASSIGNED NO. 37-04383. THIS CLAIM PRIMARILY CONSISTS OF CLAIMANT'S RE-USE OF OWN WASTEWATER WHICH FLOWS BACK INTO THORN CREEK BUT ALSO CONSISTS OF SPRING RUN OFF.

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
FEB 24 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 11/27/90

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ SEE ATTACHED
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. LEGAL DESCRIPTION
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: 37-4383, 37-4384, 37-4385, 37-4386, 37-4099

☐ Name and Address of Former Owner/Claimant(s)(Seller): Paul T. Walton and Helen B. Walton
175 So. Main St., #1102
Salt Lake City, UT 84111

☐ New Owner/Claimant (Purchaser): Paul T. Walton 1990 Revocable Trust

☐ New Mailing Address: Star Route Box 325
Jackson, WY 83001

☐ New Telephone Number: (307) 773 - 3828

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX 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: Warranty Deeds evidencing transfer to Paul T. Walton & Helen B. Walton; Warranty Deed evidencing transfer to Paul T. Walton Revocable Trust

(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) Paul T. Walton Date 7/2/91
Helen B. Walton Date 7/2/91

☐ 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: 08-01-91 By: ef

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

ok jae 8/1/91 original owner signature

RECEIVED
JUL 10 1991

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

SCANNED

APR 15 1994

WARRANTY DEED

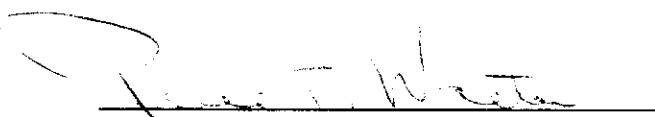
FOR VALUE RECEIVED, PAUL T. WALTON and HELEN B. WALTON, husband and wife, ("Grantors"), do hereby grant, bargain, sell and convey unto Paul T. Walton as Trustee under the Paul T. Walton 1990 Revocable Trust Agreement dated Nov 14, 1990, whose address is Star Route, Box 325, Jackson, WY 83001 ("Grantee"), the real property located in Gooding County, Idaho, and described on Exhibits "A" and "B" hereto and incorporated herein by this reference, hereinafter referred to as the "premises".

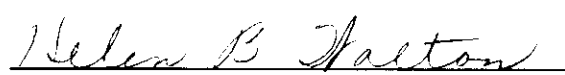
TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, it heirs, successors and assigns forever.

And the Grantors do hereby covenant to and with the Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except those shown on Exhibit "C" attached hereto and incorporated herein, and that they will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantors have executed this Deed effective as of the 27 day of November, 1990.

"Grantors"


Paul T. Walton


Helen B. Walton

145058

STATE OF IDAHO, COUNTY OF GOODING

Filed for record at the request of Land Title & Escrow Inc

35 min. past 9 o'clock A. M. this 3 day

of June, 1991.

JOHN A. MYERS, Recorder ju 21.00

By Alberta Siler Clerk

RECEIVED
JUL 10 1991

Department of Water Resources

SCANNED

RECORDED
FEB 24 1993

APR 17 2004

EXHIBIT "A"

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 25: S½SE½;

Section 36: NE½; E½NW½;

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 30: Lot 3;

Section 31: Lot 3 and that part of the NE½SW½ lying West of
Thorn Creek.

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

A parcel of land located in Sections 30 and 31, more particu-
larly described as follows:

Commencing at the West quarter corner of Section 31 and being
THE TRUE POINT OF BEGINNING;

Thence North 0°03'51" West along the West boundary of Section
31 for a distance of 2638.23 feet to the Northwest corner
of Section 31;

Thence North 0°11'51" West along the West boundary of Section
30 for a distance of 1317.80 feet to the Northwest corner
of the SW½SW½ of Section 30;

Thence South 89°58'28" East along the North boundary of the
S½SW½ of Section 30 for a distance of 2564.64 feet to the
center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;

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APR 7 1991

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South 57°35'41" West, 139.46 feet;
 South 12°59'07" West, 106.48 feet;
 South 41°21'08" East, 74.18 feet;
 South 89°40'27" East, 127.67 feet;
 South 38°41'36" East, 67.95 feet;
 North 84°13'46" East, 40.50 feet;
 South 38°43'05" East, 24.13 feet;
 South 4°47'47" West, 37.19 feet;
 South 32°53'08" East, 78.56 feet;
 South 30°57'47" West, 93.20 feet;
 South 45°51'59" West, 55.04 feet;
 South 61°40'56" West, 45.57 feet;
 North 81°11'18" West, 130.10 feet;
 South 77°27'26" West, 56.87 feet;
 South 37°10'43" West, 121.42 feet;
 South 17°01'36" West, 68.89 feet;
 South 8°08'56" West, 70.28 feet;
 South 31°55'44" West, 39.52 feet;
 South 1°27'47" East, 72.37 feet;
 South 35°52'58" West, 22.70 feet;
 South 1°49'02" East, 57.96 feet;
 South 16°03'53" West, 38.77 feet;
 North 70°46'32" West, 24.10 feet;
 South 52°35'08" West, 70.09 feet;
 South 88°20'20" West, 71.75 feet;
 South 62°01'58" West, 55.35 feet;
 South 48°32'14" West, 31.94 feet;
 South 3°31'48" West, 194.91 feet;
 South 73°59'48" West, 49.24 feet;
 South 88°50'28" West, 52.37 feet;
 North 66°52'25" West, 48.89 feet;
 North 80°09'31" West, 66.56 feet;
 South 64°46'29" West, 24.43 feet;
 North 87°40'00" West, 23.41 feet;
 South 51°15'19" West, 25.79 feet;
 South 5°40'17" West, 45.57 feet to the junction of
 Preacher Creek and Thorn Creek;

Thence along the center of Thorn Creek on the following courses:

South 11°39'10" West, 65.79 feet;
 South 57°51'16" West, 37.67 feet;
 North 63°32'31" West, 38.11 feet;
 South 80°44'42" West, 22.04 feet;
 South 12°01'52" West, 53.55 feet;
 South 3°19'05" West, 70.74 feet;
 South 6°59'19" East, 80.14 feet;
 South 14°02'21" West, 68.86 feet;
 South 8°10'05" West, 97.04 feet to a point on the South
 boundary of the NW¼ of Section 31;

Thence leaving the center of Thorn Creek North 89°52'39" West along the South boundary of the NW¼ of Section 31 for a distance of 2188.61 feet to the West quarter corner of Section 31 and being THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 608 shares of Stock in Big Wood Canal Company, 450 acres of water rights to Thorn Creek under Claim Nos. 37-4383 and 37-4386, and 100 acres of water rights to Preacher Creek under Claim No. 37-4384 and water rights for domestic and stockwater use under Claim No. 37-4385.

TOGETHER WITH any and all grazing rights, including BLM grazing privileges for 761 AUMs.

COPIES

MICROFILMED
 FEB 24 1993

EXHIBIT "B"

TOWNSHIP 4 SOUTH, RANGE 10, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

That part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30 and the E $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ NE $\frac{1}{4}$,
and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, lying Easterly of the following
described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from
the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, said
point being in the center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;
South 57°35'41" West, 139.46 feet;
South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 4°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 1°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;

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FEB 24 1993

South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;
South 5°40'17" West, 45.57 feet to the junction of
Preacher Creek and Thorn Creek;

Thence along the center of Thorn Creek on the following
courses:

South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South
boundary of the NW¼ of Section 31;

SUBJECT TO a 25.0 foot wide county road right of way along
the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch
rights used thereon or appurtenant thereto, including but not
limited to all water rights under Claim No. 37-4099 and 32
acres of water rights under Claim No. 37-4384.

TOGETHER WITH any and all grazing rights, including BLM graz-
ing privileges for 79 Active cattle AUMs, 8 Suspended cattle
AUMs and 999 Suspended sheep AUMs Rattlesnake Allotment. BLM
Allotment No. 0421.

NOT RECORDED
FEB 24 1993

EXHIBIT "C"

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Rights of way of Thorn Creek as disclosed by available maps.

Power Line Easement given by E. G. Gooding and Edit L. Gooding, husband and wife, to Idaho Power Company, a corporation, dated September 6, 1941, recorded November 12, 1941 in Book 4 Page 601 as Instrument Number 81916, Gooding County records, affecting Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, Township 4 South, Range 15, East Boise Meridian.

Power Line Easement given by D. Sid Smith and Alta G. Smith, husband and wife, to Idaho Power Company, a corporation, dated March 30, 1944, recorded October 23, 1944 in Book 5 Page 453 as Instrument Number 91488, Gooding County records, affecting a portion of Lot 1 and Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in State of Idaho Patent given by the State of Idaho to Edward G. Gooding dated September 26, 1950, recorded November 27, 1951 in Book 2 Page 349 as Instrument Number 116843, Gooding County records.

The effect of an Agreement by and between Thorn Creek Ranch, Inc., a corporation, first party, and Curtis R. Glasscock and Kathryn Glasscock, husband and wife, second party, dated July 30, 1970, recorded January 6, 1972 as Instrument Number 38496, Gooding County records, pertaining to waste water in the E $\frac{1}{2}$ of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in Patent given by the United States of America to George L. Moody, Jr. and Dorothy E. Moody dated August 6, 1979, recorded April 25, 1984 as Instrument Number 107756, Gooding County records.

Any question that may arise due to shifting or change in the course of the Thorn Creek herein named in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying West of Thorn Creek, or due to said creek having changed its course.

Taxes for 1990 and subsequent years, which are not yet due and payable.

SCANNED

APR 16 2004

MICROFILMED
FEB 24 1993

STATE OF Utah)
) ss.
County of Salt Lake)

On this 27th day of November, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared PAUL T. WALTON, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Elizabeth L. Allen
Notary Public for Salt Lake City, UT
Residing at Salt Lake City
My commission expires: 4/17/91

STATE OF Utah)
) ss.
County of Salt Lake)

On this 27th day of November, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared HELEN B. WALTON, known or identified 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 in this certificate first above written.



Elizabeth L. Allen
Notary Public for Salt Lake City, UT
Residing at Salt Lake City
My commission expires: 4/17/91

MICROFILMED
FEB 24 1993

SCANNED

APR 16 2004

WARRANTY DEED

COPY

For Value Received GEORGE L. MOODY, JR. and DOROTHY E. MOODY, husband and wife

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

PAUL T. WALTON and HELEN B. WALTON, husband and wife
whose address is: 175 S Main Street # 1102
Salt Lake City, Utah 84111Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho,
to-wit:ATTACHED EXHIBIT "A"
(containing two pages)RECEIVED
JUL 10 1991

Department of Water Resources

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 9, 1990

George L. Moody, Jr.
George L. Moody, Jr.
Dorothy E. Moody
Dorothy E. Moody

STATE OF IDAHO, COUNTY OF GOODING

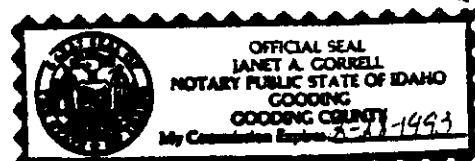
On this 9th day of February, 1990,
before me, a notary public in and for said State, personally appeared

George L. Moody, Jr. and Dorothy E. Moody

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Janet A. Correll

Residing at Gooding

Notary Public
Idaho.

STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
Land Title & Escrow Inc.
90 FEB 9 AM 10 35
DEP. AG 118 902

139760

COPY

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

That part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30 and the E $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ NE $\frac{1}{4}$,
and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, lying Easterly of the following
described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from
the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, said
point being in the center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;
South 57°35'41" West, 139.46 feet;
South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 4°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 1°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;

COPY

South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;

South 5°40'17" West, 45.57 feet to the junction of
Preacher Creek and Thorn Creek;
Thence along the center of Thorn Creek on the following
courses:

South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;
South 8°10'05" West, 97.04 feet to a point on the South
boundary of the NW¼ of Section 31;

SUBJECT TO a 25.0 foot wide county road right of way along
the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch
rights used thereon or appurtenant thereto, including but not
limited to all water rights under Claim No. 37-4099 and 32
acres of water rights under Claim No. 37-4384; excepting
however, any water right or right to delivery of water asso-
ciated with the 52 shares of Big Wood Canal Company Stock
under Certificate No. 10391.

TOGETHER WITH any and all grazing rights, including BLM graz-
ing privileges for 73 Active cattle AUMs, 8 Suspended cattle
AUMs and 999 Suspended sheep AUMs Rattlesnake Allotment. BLM
Allotment No. 0421.

SUBJECT TO THE FOLLOWING:

Taxes for 1990 and subsequent years, which are not yet due and
payable.

Right of way for canals, laterals and waste ditches of Big Wood
Canal Company.

Rights of way of Thorn Creek as disclosed by available maps.

The effect of an Agreement by and between Thorn Creek Ranch,
Inc., a corporation, first party, and Curtis R. Glasscock and
Kathryn Glasscock, husband and wife, second party, dated July 30,
1970, recorded January 6, 1972 as Instrument Number 38496,
Gooding County records, pertaining to waste water in the E½ of
Section 31, Township 4 South, Range 16, East Boise Meridian.

Any question that may arise due to shifting or change in the
course of the Thorn Creek herein named in that part of the NE¼SW¼
lying West of Thorn Creek, or due to said creek having changed
its course.

WARRANTY DEED

For Value Received FARM CREDIT BANK OF SPOKANE, a corporation, successor by merger to THE FEDERAL LAND BANK OF SPOKANE, a corporation

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

PAUL F. WALTON and HELEN B. WALTON, husband and wife
whose address is: 175 South Main Street # 1102,
Salt Lake City, Utah 84111

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

SEE ATTACHED EXHIBIT "A"
and by this reference made a part hereof.
(containing three pages)

139234
RECORDED
DEC 29 1989
PM 1 42
Gooding County, Idaho

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 29, 1989

FARM CREDIT BANK OF SPOKANE,
a corporation, successor by merger to
THE FEDERAL LAND BANK OF SPOKANE
a corporation

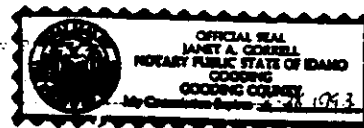
John Schnoor, Regional Manager - Special Credits

STATE OF IDAHO, COUNTY OF

On this day of 1989,
before me, a notary public in and for said State, personally appeared

and he acknowledged to me that he executed the foregoing instrument and acknowledged to me that such corporation executed the same.

STATE OF IDAHO, COUNTY OF GOODING
On this 29th day of December, 1989,
before me, a notary public in and for said State, personally appeared John Schnoor, known to me to be the Regional Manager-Special Credits of Farm Credit Bank of Spokane, a corporation, successor by merger to the Federal Land Bank of Spokane, a corporation who executed the foregoing instrument and acknowledged to me that such corporation executed the same.



WNCOR FILMED
FEB 24 1993

EXHIBIT "A"

TOWNSHIP 4 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 25: S½SE½;

Section 36: NE½; E½NW½;

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 30: Lot 3;

Section 31: Lot 3 and that part of the NE½SW½ lying West of
Thorn Creek.

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

A parcel of land located in Sections 30 and 31, more particu-
larly described as follows:

Commencing at the West quarter corner of Section 31 and being
THE TRUE POINT OF BEGINNING;

Thence North 0°03'51" West along the West boundary of Section
31 for a distance of 2638.23 feet to the Northwest corner
of Section 31;

Thence North 0°11'51" West along the West boundary of Section
30 for a distance of 1317.80 feet to the Northwest corner
of the SW½SW½ of Section 30;

Thence South 89°58'28" East along the North boundary of the
S½SW½ of Section 30 for a distance of 2564.64 feet to the
center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;

South 57°35'41" West, 139.46 feet;
 South 12°59'07" West, 106.48 feet;
 South 41°21'08" East, 74.18 feet;
 South 89°40'27" East, 127.67 feet;
 South 38°41'36" East, 67.95 feet;
 North 84°13'46" East, 40.50 feet;
 South 38°43'05" East, 24.13 feet;
 South 4°47'47" West, 37.19 feet;
 South 32°53'08" East, 78.56 feet;
 South 30°57'47" West, 93.20 feet;
 South 45°51'59" West, 55.04 feet;
 South 61°40'56" West, 45.57 feet;
 North 81°11'18" West, 130.10 feet;
 South 77°27'26" West, 56.87 feet;
 South 37°10'43" West, 121.42 feet;
 South 17°01'36" West, 68.89 feet;
 South 8°08'56" West, 70.28 feet;
 South 31°55'44" West, 39.52 feet;
 South 1°27'47" East, 72.37 feet;
 South 35°52'58" West, 22.70 feet;
 South 1°49'02" East, 57.96 feet;
 South 16°03'53" West, 38.77 feet;
 North 70°46'32" West, 24.10 feet;
 South 52°35'08" West, 70.09 feet;
 South 88°20'20" West, 71.75 feet;
 South 62°01'58" West, 55.35 feet;
 South 48°32'14" West, 31.94 feet;
 South 3°31'48" West, 194.91 feet;
 South 73°59'48" West, 49.24 feet;
 South 88°50'28" West, 52.37 feet;
 North 66°52'25" West, 48.89 feet;
 North 80°09'31" West, 66.56 feet;
 South 64°46'29" West, 24.43 feet;
 North 87°40'00" West, 23.41 feet;
 South 51°15'19" West, 25.79 feet;
 South 5°40'17" West, 45.57 feet to the junction of

Preacher Creek and Thorn Creek:

Thence along the center of Thorn Creek on the following courses:

South 11°39'10" West, 65.79 feet;
 South 57°51'16" West, 37.67 feet;
 North 63°32'31" West, 38.11 feet;
 South 80°44'42" West, 22.04 feet;
 South 12°01'52" West, 53.55 feet;
 South 3°19'05" West, 70.74 feet;
 South 6°59'19" East, 80.14 feet;
 South 14°02'21" West, 68.86 feet;
 South 8°10'05" West, 97.04 feet to a point on the South

boundary of the NW¼ of Section 31;

Thence leaving the center of Thorn Creek North 89°52'39" West
 along the South boundary of the NW¼ of Section 31 for a
 distance of 2188.61 feet to the West quarter corner of
 Section 31 and being THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch
 rights used thereon or appurtenant thereto, including but not
 limited to 608 shares of Stock in Big Wood Canal Company, 450
 acres of water rights to Thorn Creek under Claim Nos. 37-4383
 and 37-4386, and 100 acres of water rights to Preacher Creek
 under Claim No. 37-4384 and water rights for domestic and
 stockwater use under Claim No. 37-4385.

TOGETHER WITH any and all grazing rights, including BLM
 grazing privileges for 761 AUMs.

MICROFILMED
 FEB 24 1993

SUBJECT TO THE FOLLOWING:

Taxes subsequent to the year 1989, a lien, but not yet due and

payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Rights of way of Thorn Creek as disclosed by available maps.

Power Line Easement given by E. G. Gooding and Edith L. Gooding, husband and wife, to Idaho Power Company, a corporation, dated September 6, 1941, recorded November 12, 1941 in Book 4 Page 601 as Instrument Number 81916, Gooding County records, affecting Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, Township 4 South, Range 15, East Boise Meridian.

Power Line Easement given by D. Sid Smith and Alta G. Smith, husband and wife, to Idaho Power Company, a corporation, dated March 30, 1944, recorded October 23, 1944 in Book 5 Page 453 as Instrument Number 91488, Gooding County records, affecting a portion of Lot 1 and Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in State of Idaho Patent given by the State of Idaho to Edward G. Gooding dated September 26, 1950, recorded November 27, 1951 in Book 2 Page 349 as Instrument Number 116843, Gooding County records.

The effect of an Agreement by and between Thorn Creek Ranch, Inc., a corporation, first party, and Curtis R. Glasscock and Kathryn Glasscock, husband and wife, second party, dated July 30, 1970, recorded January 6, 1972 as Instrument Number 38496, Gooding County records, pertaining to waste water in the E $\frac{1}{4}$ of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in Patent given by the United States of America to George L. Moody, Jr. and Dorothy E. Moody dated August 6, 1979, recorded April 25, 1984 as Instrument Number 107756, Gooding County records.

Any question that may arise due to shifting or change in the course of the Thorn Creek herein named in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying West of Thorn Creek, or due to said creek having changed its course.

MICROFILMED
FEB 24 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 2, 1991

Michael C. Creamer
Givens, Pursley, Webb
& Huntley
P.O. Box 2720
Boise, ID 83701

RE: Snake River Basin Adjudication (SRBA)
Blaine County - Claims A67-04383, A37-04384,
A37-04385, A37-04386 & A37-04099
Paul T. Walton 1990 Revocable Trust

Dear Mr. Creamer:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. I have also enclosed your copies of the Change in Ownership form you submitted. If you find the address is incorrect, please contact us.

Yours truly,

A handwritten signature in cursive script that reads "John D. Carlson".

John D. Carlson
Adjudication Supervisor

JDC:sf:south

Enclosures:

Claims A67-04383, A37-04384,
A37-04385, A37-04386 & A37-04099
(2) Copies Change in Ownership Form

RECEIVED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 21, 1991

Michael C. Creamer
Givens, Pursley, Webb & Huntley
P.O. Box 2720
Boise, ID 83701

RE: Snake River Basin Adjudication (SRBA)
Gooding County - #A37-04383, A37-04384, A37-04385,
A37-04386 & A37-04099
Change in Ownership

Dear Mr. Creamer:

Notice of Change in Ownership of the water rights referenced above has been received. Before we can affect this change, we must have an original signature rather than a copy as you sent us. Since the form you used is outdated, I have enclosed a blank Change in Ownership form for your use.

Upon receipt of the Change in Ownership form containing the original signature of either the former owner or the new owner, a Notice of Claim will be prepared from the Agency's computer and sent to you for your review and records.

Yours truly,

A handwritten signature in cursive script that reads "John D. Carlson".

John D. Carlson
Adjudication Supervisor

JDC:sf:state:tf

Enclosure:

Change in Ownership Form

NOTED
FEB 24 1993

LAW OFFICES
GIVENS, PURSLEY, WEBB & HUNTLEY

SUITE 200, PARK PLACE
277 NO. 6TH STREET
POST OFFICE BOX 2720
BOISE, IDAHO 83701

JAMES A. MCCLURE
OF COUNSEL

REBECCA W. ARNOLD
CHRISTOPHER J. BEESON
JOANN C. BUTLER
MICHAEL C. CREAMER
JEFFREY C. FEREDAY
ALAN R. GARDNER
RAYMOND D. GIVENS
JAMES D. HANSEN
JUDITH K. HOLCOMBE
ROBERT C. HUNTLEY, JR.
DAVID R. LOMBARDI
KENNETH R. MCCLURE
L. EDWARD MILLER
PATRICK J. MILLER
TERRY L. MYERS
STEVEN L. OLSEN
KENNETH L. PURSLEY
MICHAEL T. SPINK
CONLEY WARD
JAY L. WEBB

† ADMITTED ONLY IN ILLINOIS

RECEIVED
JUN 10 1991

TELEPHONE
(208) 342-6571

FACSIMILE
(208) 343-9492
(208) 342-8920

Department of Water Resources

June 7, 1991

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

RE: Change in Ownership of Water Rights 37-4383, 37-4384, 37-4385, 37-4386, 37-4099

Dear Sir or Madam:

Enclosed please find an executed change in ownership of claim form and copies of deeds showing the transfer of the appurtenant lands. Please record these changes in your files. If you have any questions, please call immediately.

Sincerely,



Michael C. Creamer

MCC/mcc
Enclosure

cc: Paul T. Walton

MICROFILMED
FEB 24 1993

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): 37-4383, 37-4384, 37-4385, 37-4386, 37-4099

[] Name and Address of
Former Claimant: Paul T. Walton and Helen B. Walton

175 South Main Street #1102

Salt Lake City, Utah 84111

[] New Claimant(s): Paul T. Walton, Trustee for Paul T. Walton

1990 Revocable Trust

[] New Mailing Address: Star Route, Box 325

Jackson, WY 83001

New Telephone Number: (307) 773_ 3828

[] Does the change in ownership result in a splitting of the water right claimed? _____ yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[X] Attach proof of ownership
Describe proof attached: Deed

[] Signature of New Claimant(s):

James T. Wright

Trustee P.I. Warren Receipt Trust

Date: Nov. 27 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 08-02-91

By: *[Signature]*

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date :

By:

Claim Numbers of Split, if any:

MICROFILMED
FEB 24 1993

WARRANTY DEED

For Value Received JOHN A. MOODY and KATHY R. MOODY, husband and wife

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

PAUL T. WALTON and HELEN B. WALTON, husband and wife
whose address is: 175 S Main Street # 1102
Salt Lake City, Utah 84111

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

ATTACHED EXHIBIT "A"
(containing one page)

144110

STATE OF IDAHO, COUNTY OF GOODING
Filed for record at the request of Land Title & Enroll. Inc.
25 min. past 2 o'clock P. M. this 22nd
of March 1991
JOHN A. MYERS, Recorder
By Alveda Sides Deputy
for 6.00

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 22, 1991

John A. Moody
John A. Moody
Kathy R. Moody
Kathy R. Moody

STATE OF IDAHO, COUNTY OF GOODING

On this 22nd day of March, 1991,
before me, a notary public in and for said State, personally appeared

John A. Moody
and
Kathy R. Moody

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Janet A. Gourell
Notary Public
Residing at Gooding, Idaho.

MICROFILMED
FEB 24 1993

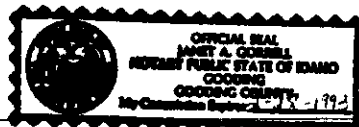


EXHIBIT "A"

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 31: SE $\frac{1}{4}$ and that part of the E $\frac{1}{4}$ SW $\frac{1}{4}$ lying East of the
centerline of Thorn Creek.

TOGETHER WITH all water and water rights, ditches
and ditch rights used thereon or appurtenant thereto,
including but not limited to 156 shares of Big Wood
Canal Company water stock and 24 acres under American
Falls Reservoir District II

SUBJECT TO THE FOLLOWING:

Taxes for 1991 and subsequent years, which are not yet due and
payable.

Assessments of the American Falls Reservoir District No. 2 and
the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and pow-
ers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood
Canal Company.

Terms and conditions of an Agreement by and between Thorn Creek
Ranch, Inc., a corporation, first party, and Curtis R. Glasscock
and Kathryn Glasscock, husband and wife, second party, dated July
30, 1970, recorded January 6, 1972 as Instrument Number 38495,
Gooding County records, granting an easement with right of
ingress and egress for the purpose of maintaining and caring for
the well. Affidavit executed by Kenneth E. Malone dated February
18, 1977, recorded February 22, 1972 as Instrument Number 39211,
Gooding County records.

Terms and conditions of an Agreement by and between Thorn Creek
Ranch, Inc., a corporation, first party, and Curtis R. Glasscock
and Kathryn Glasscock, husband and wife, second party, dated July
30, 1970, recorded January 6, 1972 as Instrument Number 38496,
Gooding County records, granting the right to use waste water for
irrigation purposes and to maintain the waste ditch. Affidavit
executed by Kenneth E. Malone dated February 18, 1977, recorded
February 22, 1972 as Instrument Number 39211, Gooding County
records.

MICROFILMED
FEB 24 1993

WARRANTY DEED

COPY

For Value Received GEORGE L. MOODY, JR. and DOROTHY E. MOODY, husband and wife

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

PAUL T. WALTON and HELEN B. WALTON, husband and wife
whose address is: 175 S Main Street # 1102
Salt Lake City, Utah 84111

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

ATTACHED EXHIBIT "A"
(containing two pages)

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 9, 1990

George L. Moody, Jr.
George L. Moody, Jr.
Dorothy E. Moody
Dorothy E. Moody

STATE OF IDAHO, COUNTY OF GOODING

On this 9th day of February 1990
before me, a notary public in and for said State, personally appeared

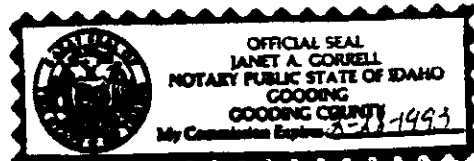
George L. Moody, Jr. and Dorothy E. Moody

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Janet A. Garrell

Residing at Gooding

Notary Public
Idaho.



STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
90 FEB 9 AM 10 35
Land Title & Escrow, Inc.
DEP. W. 111 902

139760

COPY

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

That part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30 and the E $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{4}$ NEX,
and SE $\frac{1}{4}$ NEX of Section 31, lying Easterly of the following
described line:

Beginning at a point South 89°58'28" East, 2564.64 feet from
the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, said
point being in the center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'16" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
South 8°57'11" West, 136.38 feet;
South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
South 37°32'13" East, 265.16 feet;
South 54°20'46" East, 71.47 feet;
South 32°33'05" East, 231.75 feet;
South 0°59'11" West, 86.50 feet;
South 23°17'30" West, 123.41 feet;
South 28°34'58" East, 52.36 feet;
South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;
South 57°35'41" West, 139.46 feet;
South 12°59'07" West, 106.48 feet;
South 41°21'08" East, 74.18 feet;
South 89°40'27" East, 127.67 feet;
South 38°41'36" East, 67.95 feet;
North 84°13'46" East, 40.50 feet;
South 38°43'05" East, 24.13 feet;
South 4°47'47" West, 37.19 feet;
South 32°53'08" East, 78.56 feet;
South 30°57'47" West, 93.20 feet;
South 45°51'59" West, 55.04 feet;
South 61°40'56" West, 45.57 feet;
North 81°11'18" West, 130.10 feet;
South 77°27'26" West, 56.87 feet;
South 37°10'43" West, 121.42 feet;
South 17°01'36" West, 68.89 feet;
South 8°08'56" West, 70.28 feet;
South 31°55'44" West, 39.52 feet;
South 1°27'47" East, 72.37 feet;
South 35°52'58" West, 22.70 feet;
South 1°49'02" East, 57.96 feet;
South 16°03'53" West, 38.77 feet;
North 70°46'32" West, 24.10 feet;
South 52°35'08" West, 70.09 feet;
South 88°20'20" West, 71.75 feet;

COPY

South 62°01'58" West, 55.35 feet;
South 48°32'14" West, 31.94 feet;
South 3°31'48" West, 194.91 feet;
South 73°59'48" West, 49.24 feet;
South 88°50'28" West, 52.37 feet;
North 66°52'25" West, 48.89 feet;
North 80°09'31" West, 66.56 feet;
South 64°46'29" West, 24.43 feet;
North 87°40'00" West, 23.41 feet;
South 51°15'19" West, 25.79 feet;

South 5°40'17" West, 45.57 feet to the junction of
Preacher Creek and Thorn Creek;

Thence along the center of Thorn Creek on the following
courses:

South 11°39'10" West, 65.79 feet;
South 57°51'16" West, 37.67 feet;
North 63°32'31" West, 38.11 feet;
South 80°44'42" West, 22.04 feet;
South 12°01'52" West, 53.55 feet;
South 3°19'05" West, 70.74 feet;
South 6°59'19" East, 80.14 feet;
South 14°02'21" West, 68.86 feet;

South 8°10'05" West, 97.04 feet to a point on the South
boundary of the NW¼ of Section 31;

SUBJECT TO a 25.0 foot wide county road right of way along
the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch
rights used thereon or appurtenant thereto, including but not
limited to all water rights under Claim No. 37-4099 and 32
acres of water rights under Claim No. 37-4384; excepting
however, any water right or right to delivery of water asso-
ciated with the 52 shares of Big Wood Canal Company Stock
under Certificate No. 10391.

TOGETHER WITH any and all grazing rights, including BLM graz-
ing privileges for 73 Active cattle AUMs, 8 Suspended cattle
AUMs and 999 Suspended sheep AUMs Rattlesnake Allotment. BLM
Allotment No. 0421.

SUBJECT TO THE FOLLOWING:

Taxes for 1990 and subsequent years, which are not yet due and
payable.

Right of way for canals, laterals and waste ditches of Big Wood
Canal Company.

Rights of way of Thorn Creek as disclosed by available maps.

The effect of an Agreement by and between Thorn Creek Ranch,
Inc., a corporation, first party, and Curtis R. Glasscock and
Kathryn Glasscock, husband and wife, second party, dated July 30,
1970, recorded January 6, 1972 as Instrument Number 38496,
Gooding County records, pertaining to waste water in the E¼ of
Section 31, Township 4 South, Range 16, East Boise Meridian.

Any question that may arise due to shifting or change in the
course of the Thorn Creek herein named in that part of the NE¼SW¼
lying West of Thorn Creek, or due to said creek having changed
its course.

WARRANTY DEED

For Value Received FARM CREDIT BANK OF SPOKANE, a corporation, successor
by merger to THE FEDERAL LAND BANK OF SPOKANE,
a corporation

Hereinafter called the Grantor, her-by grants, bargains, sells and conveys unto

PAUL T. WALTON and HELEN B. WALTON, husband and wife
whose address is: 175 South Main Street # 1102,
Salt Lake City, Utah 84111

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

SEE ATTACHED EXHIBIT "A"
and by this reference made a part hereof.
(containing three pages)

139234
DEC 29 1989
PM 1 32
Land Title Service
Gooding, Idaho

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee
and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to
and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are
free from all incumbrances except as above described and that Grantor will warrant and defend the
same from all lawful claims whatsoever

Dated: December 29, 1989

FARM CREDIT BANK OF SPOKANE,
a corporation, successor by merger to
THE FEDERAL LAND BANK OF SPOKANE
a corporation

John Schnoor, Regional Manager - Special Credits

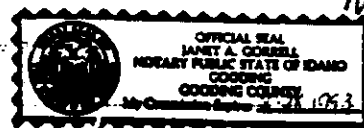
STATE OF IDAHO, COUNTY OF

On this day of 1989
before me a Notary Public in and for said State, per-
sonally appeared

and he acknowledged to me that he executed the same

STATE OF IDAHO, COUNTY OF GOODING

On this 29th day of December, 1989,
before me, a notary public in and for
said State, personally appeared John
Schnoor, known to me to be the Regional
Manager-Special Credits of Farm Credit
Bank of Spokane, a corporation,
successor by merger to the Federal
Land Bank of Spokane, a corporation
who executed the foregoing instrument
and acknowledged to me that such
corporation executed the same.



MICHAEL J. Gossell
Notary Public
FEB 24 1993

EXHIBIT "A"

TOWNSHIP 4 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 25: S½SE½;

Section 36: N½E½; E½NW½;

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 30: Lot 3;

Section 31: Lot 3 and that part of the NE½SW½ lying West of
Thorn Creek.

TOWNSHIP 4 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

A parcel of land located in Sections 30 and 31, more particu-
larly described as follows:

Commencing at the West quarter corner of Section 31 and being
THE TRUE POINT OF BEGINNING;

Thence North 0°03'51" West along the West boundary of Section
31 for a distance of 2638.23 feet to the Northwest corner
of Section 31;

Thence North 0°11'51" West along the West boundary of Section
30 for a distance of 1317.80 feet to the Northwest corner
of the SW½SW½ of Section 30;

Thence South 89°58'28" East along the North boundary of the
S½SW½ of Section 30 for a distance of 2564.64 feet to the
center of Preacher Creek;

Thence along the center of Preacher Creek on the following
courses:

South 29°31'14" West, 53.02 feet;
South 42°35'33" West, 75.06 feet;
South 36°04'40" West, 129.01 feet;
South 26°55'26" East, 84.12 feet;
South 25°15'58" West, 66.62 feet;
South 15°06'01" East, 136.13 feet;
South 2°32'04" East, 79.51 feet;
South 25°14'18" West, 130.95 feet;
South 3°48'48" West, 148.10 feet;
South 36°19'28" West, 29.68 feet;
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South 21°18'00" East, 118.28 feet;
South 59°22'56" West, 211.41 feet;
South 15°54'25" East, 168.03 feet;
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South 32°33'05" East, 231.75 feet;
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South 66°20'07" East, 110.19 feet;
South 85°11'50" East, 94.16 feet;
North 79°05'35" East, 150.27 feet;
South 59°52'59" East, 49.79 feet;
South 31°24'39" East, 27.66 feet;
South 56°14'04" East, 34.46 feet;
North 80°02'54" East, 81.70 feet;
South 51°22'45" East, 60.87 feet;
South 9°39'12" West, 36.14 feet;

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FEB 24 1993

South 57°35'41" West, 139.46 feet;
 South 12°59'07" West, 106.48 feet;
 South 41°21'08" East, 74.18 feet;
 South 89°40'27" East, 127.67 feet;
 South 38°41'36" East, 67.95 feet;
 North 84°13'46" East, 40.50 feet;
 South 38°43'05" East, 24.13 feet;
 South 4°47'47" West, 37.19 feet;
 South 32°53'08" East, 78.56 feet;
 South 30°57'47" West, 93.20 feet;
 South 45°51'59" West, 55.04 feet;
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 South 77°27'26" West, 56.87 feet;
 South 37°10'43" West, 121.42 feet;
 South 17°01'36" West, 68.89 feet;
 South 8°08'56" West, 70.28 feet;
 South 31°55'44" West, 39.52 feet;
 South 1°27'47" East, 72.37 feet;
 South 35°52'58" West, 22.70 feet;
 South 1°49'02" East, 57.96 feet;
 South 16°03'53" West, 38.77 feet;
 North 70°46'32" West, 24.10 feet;
 South 52°35'08" West, 70.09 feet;
 South 88°20'20" West, 71.75 feet;
 South 62°01'58" West, 55.35 feet;
 South 48°32'14" West, 31.94 feet;
 South 3°31'48" West, 194.91 feet;
 South 73°59'48" West, 49.24 feet;
 South 88°50'28" West, 52.37 feet;
 North 66°52'25" West, 48.89 feet;
 North 80°09'31" West, 66.56 feet;
 South 64°46'29" West, 24.43 feet;
 North 87°40'00" West, 23.41 feet;
 South 51°15'19" West, 25.79 feet;
 South 5°40'17" West, 45.57 feet to the junction of
 Preacher Creek and Thorn Creek:

Thence along the center of Thorn Creek on the following courses:

South 11°39'10" West, 65.79 feet;
 South 57°51'16" West, 37.67 feet;
 North 63°32'31" West, 38.11 feet;
 South 80°44'42" West, 22.04 feet;
 South 12°01'52" West, 53.55 feet;
 South 3°19'05" West, 70.74 feet;
 South 6°59'19" East, 80.14 feet;
 South 14°02'21" West, 68.86 feet;
 South 8°10'05" West, 97.04 feet to a point on the South

boundary of the NW¼ of Section 31;

Thence leaving the center of Thorn Creek North 89°52'39" West along the South boundary of the NW¼ of Section 31 for a distance of 2188.61 feet to the West quarter corner of Section 31 and being THE TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road right of way along the Southerly boundary of the above described parcel.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 608 shares of Stock in Big Wood Canal Company, 450 acres of water rights to Thorn Creek under Claim Nos. 37-4383 and 37-4386, and 100 acres of water rights to Preacher Creek under Claim No. 37-4384 and water rights for domestic and stockwater use under Claim No. 37-4385.

TOGETHER WITH any and all grazing rights, including BLM grazing privileges for 761 AUMs.

MICROFILMED
FEB 24 1993

SUBJECT TO THE FOLLOWING:

Taxes subsequent to the year 1989, a lien, but not yet due and

payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Rights of way of Thorn Creek as disclosed by available maps.

Power Line Easement given by E. G. Gooding and Edith L. Gooding, husband and wife, to Idaho Power Company, a corporation, dated September 6, 1941, recorded November 12, 1941 in Book 4 Page 601 as Instrument Number 81916, Gooding County records, affecting Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25, Township 4 South, Range 15, East Boise Meridian.

Power Line Easement given by D. Sid Smith and Alta G. Smith, husband and wife, to Idaho Power Company, a corporation, dated March 30, 1944, recorded October 23, 1944 in Book 5 Page 453 as Instrument Number 91488, Gooding County records, affecting a portion of Lot 1 and Lot 2 of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in State of Idaho Patent given by the State of Idaho to Edward G. Gooding dated September 26, 1950, recorded November 27, 1951 in Book 2 Page 349 as Instrument Number 116843, Gooding County records.

The effect of an Agreement by and between Thorn Creek Ranch, Inc., a corporation, first party, and Curtis R. Glasscock and Kathryn Glasscock, husband and wife, second party, dated July 30, 1970, recorded January 6, 1972 as Instrument Number 38496, Gooding County records, pertaining to waste water in the E $\frac{1}{4}$ of Section 31, Township 4 South, Range 16, East Boise Meridian.

Reservation contained in Patent given by the United States of America to George L. Moody, Jr. and Dorothy E. Moody dated August 6, 1979, recorded April 25, 1984 as Instrument Number 107756, Gooding County records.

Any question that may arise due to shifting or change in the course of the Thorn Creek herein named in that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying West of Thorn Creek, or due to said creek having changed its course.

MICROFILMED
FEB 24 1984

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: A37-04383
Date Received: 2/14/1990
Receipt No: C014702
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL T. WALTON 801-364-4333
Address: 175 SOUTH MAIN STREET
SALT LAKE CITY, UT 84111

AND

Name: HELEN WALTON 801-364-4333
Address: 175 SOUTH MAIN STREET
SALT LAKE CITY, UT 84111

2. Date of Priority: APR 01, 1970

3. Source: THORN CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	16E	31	SE	SW			GOODING

5. Description of diverting works:
PUMP, PIPE, SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	16E	31	NW	SW		IRR	40.0
Section Acres							40.0
Total Acres							40.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
A STATUTORY CLAIM WAS PREVIOUSLY SUBMITTED FOR THIS RIGHT IN JULY OF 1983 AND ASSIGNED NO. 37-04383. THIS CLAIM PRIMARILY CONSISTS OF CLAIMANT'S RE-USE OF OWN WASTEWATER WHICH FLOWS BACK INTO THORN CREEK BUT ALSO CONSISTS OF SPRING RUN OFF.

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: _____

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 _____

"ATTACHMENT"
Project Map Section 31, T4S,
R16E

PLACE OF USE



T4S

R15E

R16E

Preacher

Thorn

Creek

Res

RECORDED
FEB 24 1893

Thorn Creek Sch.

Pipeline

10 hp pump

Irrigated
40 Acres

25

25

30

36

36

31

3800

3795

3780

3800

3800

3760

3763

3767

3770

3784

3780

3785

3800

**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: 39576Ident. Number A37-04383Date Received 2/14/90Receipt Number 6014702

RECEIVED

MAR 8 1990

Department of Water Resources

Southern Region Office

Please type or print clearly

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

RECEIVED

FEB 14 1990

Department of Water Resources

1. Name of Claimant (s) Paul T. Walton & Helen B. Walton Phone (801) 364-4333
Mailing Address 175 S. Main St., Salt Lake City, Utah Zip 84111
2. Date of Priority (Only one (1) per claim) April 1, 1970
3. Source of water supply (a) Thorn Creek
which is tributary to (b) Big Wood River
4. a. Location of existing point of diversion is: Township 4S Range 16E Section 31,
SE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Gooding
Additional points of diversion if any: None
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Diversion by 10 hp pump situated in
Thorn Creek from which water is piped to 40 acres described below where it is
applied by means of a sprinkler system.

MICROFILMED
FEB 24 1993

*Extension
approved?
yes - to 2/23/90*

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 1 to Nov. 1 amount 0.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 120 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4S	16E	31										40							40

Total number of acres irrigated 40

11. In which county (ies) are lands listed above as place of use located? Gooding

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (xx)

14. Remarks:
A statutory claim was previously submitted for this right in July of 1983 and assigned No. 37-4383. This claim primarily consists of claimant's re-use of own wastewater which flows back into Thorn Creek but also consists of spring run off.

MICROFILMED
FEB 24 1993

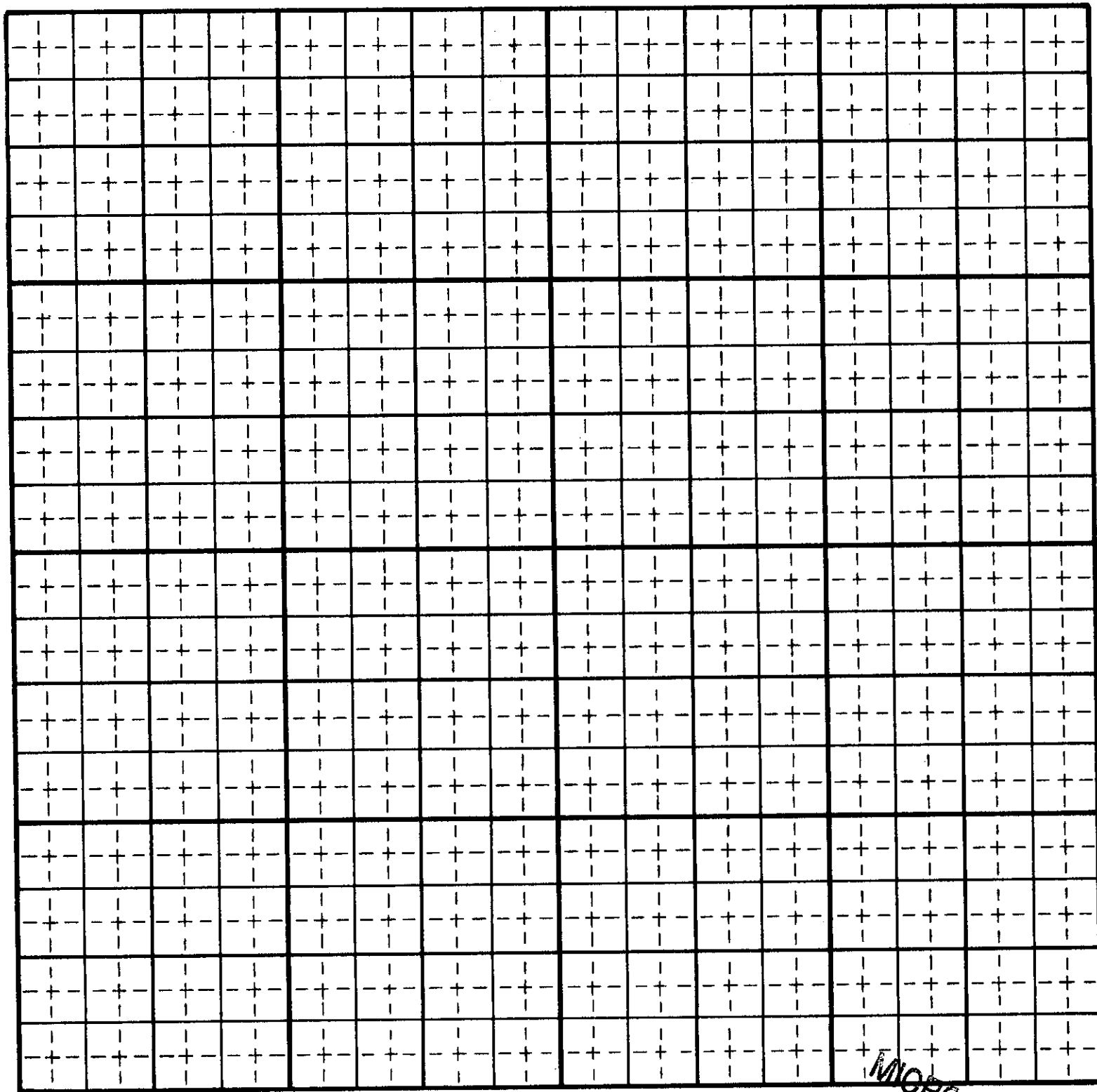
Last Name Walton Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

"SEE ATTACHMENT"



MICROFILMED
FEB 24 1993

Last Name Walton Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 37-4383 Claim

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 X

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date Feb. 8, 1990

[Signature] Date 2-8-90

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

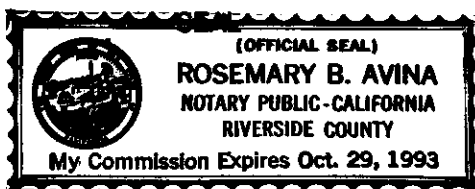
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of ~~Idaho~~ or CALIF.)
County of RIVERSIDE) SS.

Subscribed and sworn (or affirmed) before me this 8th day of Feb. 1990



Notary Public [Signature]

Residing at Indio, CA

My Commission Expires 10-29-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Michael C Creamer will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature [Signature]

Address P.O. Box 2720, Boise, Idaho 83701

Date February 2, 1990

PLEASE ALSO SEND NOTICES TO
CLAIMANTS AT THE ADDRESS
GIVEN ABOVE

MICROFILMED
FEB 24 1992

Last Name Walton Ident. Number _____

Copies White-State, Yellow-Claimant

LAW OFFICES
GIVENS, PURSLEY, WEBB & HUNTLEY

REBECCA W. ARNOLD
ELEANORE S. BAXENDALE*
CHRISTOPHER J. BEESON
MICHAEL C. CREAMER
JEFFREY C. FEREDAY
RAYMOND D. GIVENS
JAMES D. HANSEN
JUDITH K. HOLCOMBE
ROBERT C. HUNTLEY, JR.
KENNETH R. McCURE
L. EDWARD MILLER
PATRICK J. MILLER
TERRY L. MYERS
STEVEN L. OLSEN
KENNETH L. PURSLEY
MICHAEL T. SPINK
CONLEY WARD
JAY L. WEBB

SUITE 200, PARK PLACE
277 NO. 6TH STREET
POST OFFICE BOX 2720
BOISE, IDAHO 83701

TELEPHONE
(208) 342-6571

TELECOPIER
(208) 343-9492

February 13, 1990

RECEIVED
FEB 14 1990

Department of Water Resources

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

RE: Claim to Water Right No. 37-4383

Dear Sir:

Enclosed please find a completed Notice of Claim to a Water Right in the name of Paul and Helen Walton. This is an adjudication claim to water which was previously claimed by George and Dorothy Moody and assigned claim no. 37-4383. The Waltons have purchased the land on which this water has been used from Farm Credit Bank of Spokane which acquired the land from the Moodys.

Also enclosed is a check for \$90.00 to cover the filing fee. On January 25, 1990 I submitted a request to the Department for an extension of time to file this claim. I have not heard back regarding this. If the request is denied, please contact me immediately and I will forward the additional \$50.00 late fee.

For your information, Mr. Walton has recently purchased another piece of land from the Moodys which included a claim to water right no. 37-4099. Mr. Walton will be completing the change in ownership form and submitting a claim for that right in his and his wife's name shortly.

Please contact me if you have any questions.

Sincerely,



Michael C. Creamer

MICROFILMED
FEB 24 1990

MCC/mcc A37-04099
Fee not PD.
R.V.-K.
3/29/90

RECEIVED

MAR 8 1990

Department of Water Resources
Southern Region Office

P A Y E E: DETACH THIS STATEMENT BEFORE DEPOSITING

LAW OFFICES
GIVENS, PURSLEY, WEBB & HUNTLEY

DATE	INVOICE NO.	DESCRIPTION	AMOUNT	DISCOUNT OR DEDUCTION	NET AMOUNT
2-13-90		Filing Fee MCC:1s Client: Paul Walton Client No.: 2226-2	\$90.00		

RECEIVED
FEB 14 1990

Department of Water Resources

MICROFILMED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Apr. 13, 1990

Re: A37-04383

PAUL T WALTON
175 SOUTH MAIN STREET
SALT LAKE CITY UT 84111

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 24 1993