

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: A22-10649
Date Received: 8/04/1988
Receipt No: E001077
Received By: SEN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLEO KIRKHAM 208-356-6675
Address: 162 W. 9000 S.
REXBURG, ID 83440
OR
Name: BLANCHE KIRKHAM 208-356-6675
Address: 162 W. 9000 S.
REXBURG, ID 83440

A2210649



2. Date of Priority: APR 01, 1968

3. Source: SPRINGS Trib. to: UNNAMED STREAM

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	27	NE	NE	NW		TETON
			SE	NE	NW		TETON

5. Description of diverting works:
SPRINGS RISE ON PROPERTY/DRAIN DITCHES USED TO IRR. PASTURE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		
STOCKWATER	04/15	10/15	0.020		

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

8. Total consumptive use is 80.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 40 HEAD OF RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	45E	27	NE NE	NW NW	IRR STOCK	40.0
Section Acres						40.0
Total Acres						40.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:
ORIGINALLY LAND SUBIRRIGATED. WHEN CLAIMANT PURCHASED PROPERTY
HE DRAINED PASTURE AND PUT IN DITCHES TO BETTER REGULATE
APPLICATION OF WATER TO ENTIRE PASTURE.

15. Basis of Claim: BENEFICIAL USE

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

Number of attachments: X2

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): Blanche Kirkham Date: Aug. 4, 1988

Date: _____

State of Idaho)
County of Koonseeille) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of August 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

100-05-1002

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R45E

17'30"

491000m.E.

230 000 FEET (WYO. 4 WEST)

22

1958



POD
SPRINGS

POU

27

T
5
N

A22-10649

R45E

34

3

THIS INDENTURE, Made this 4th day of May
in the year of our Lord one thousand nine hundred and Sixty-seven, between

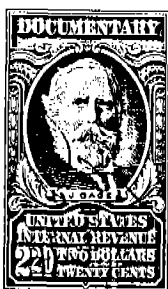
D. M. BALER & ELLA V. BALER, his wife,
of Tetonia, County of Teton, State of Idaho
the parties of the first part, and

CLEO KIRKHAM & BLANCHE KIRKHAM, his wife,
of Thornton, County of Madison, State of Idaho
the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
One Dollar and other valuable consideration ----- DOLLARS,
lawful money of the United States of America,

to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described real estate,
situated in, County of Teton, State of Idaho, to-wit:

The Northeast Quarter of the Northwest
Quarter of Section 27, Township 5 North, Range
45 E.B.M., together with all water rights of
every kind and nature thereunto belonging or
in anywise appertaining.



TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said parties of the first part.

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

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

D. M. Baler [Seal]

Ellen V. Baler [Seal]

[Seal]

[Seal]

STATE OF IDAHO,

ss.

COUNTY OF Madison.

On this 4th day of May in the year 1967, before me
the undersigned, a Notary Public

in and for said State, personally appeared

D. M. BALER & ELLA V. BALER, his wife,

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

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

Mary Smith

Notary Public for the State of Idaho,
Residing at Rexburg, Idaho.

FILED

INDEXED

64654

PLATTED No.

WARRANTY DEED

D. M. BALER

et ux

— TO —

OLEO KIRKHAM

et ux

Dated May 4, 1967

STATE OF IDAHO,

TETON

COUNTY OF

I hereby certify that this instrument was filed for record at request of

D. M. Baler

at 55 minutes past 3

o'clock P. M., this 5th day

of May, A. D. 1967

in my office, and duly recorded in Book

of 111 page

Ex Officio Recorder.

By

Deputy.

Fees, \$1.50

Mail to

Oleo Kirkham

CAYTON PRINTERS, CALDWELL, IDAHO 83405