

AJ0749NP
No. A22-001308

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

DATE: 06/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOYD C & JILL J SMITH TRUST 3201 ASH ST PALO ALTO CA 943062240 (415) 493-5411	01/22/1916	IRRIGATION	04-15 10-15	1.20 CFS	
TOTAL DIVERSION:					1.20 CFS	

Water Source: NORTH LEIGH CREEK

Tributary to: TETON RIVER

Stage: DECREED

Point(s) of Diversion:

T06N R45E S30

SESENE

TETON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06N	45E	25	:																	:	46.0
TOTAL ACRES																			:	46.0	

POU County: TETON

Non-Irrigation Uses: 92

Other Rights: 22-00481,00482,00483,2029 (NORTH LEIGH CANAL CO.)

Remarks: GEN HEADGATE, UPPER END OF EDISON & RICKS CANAL. USE THREE HEADGATES
FROM CANAL TO FLOOD IRRIGATE PLACE OF USE.
CHANGED OWNERSHIP 11/8/94/JT
CHANGED OWNERSHIP PER REQUEST/JH/6-24-99

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

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: A22-00130B
Date Received: 9/14/1988
Receipt No: E002290
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: EDMUND S TWINING III 208-456-2310
Address: SUSAN C TWINING
PO BOX 101
TETONIA ID 83452

2. Date of Priority: JAN 22, 1916

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	30	SE	SE	NE		TETON

5. Description of diverting works:
HEADGATE IN STREAM TO EDISON & RICKS CANAL. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
92

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Notes
06N	45E	25	NE	SE		IRR	14.0
			NW	SE		IRR	32.0

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NOT 06 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	46.0
					Total Acres	46.0

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:
22-00481,00482,00483,2029 (NORTH LEIGH CANAL CO.)

14. Remarks:
HEADGATE, UPPER END OF EDISON & RICKS CANAL. USE THREE HEADGATES
FROM CANAL TO FLOOD IRRIGATE PLACE OF USE.
CHANGED OWNERSHIP 11/8/94/JT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/ 3/1938

MARTELL HANSEN
Decree Plaintiff

LYNN CRANDALL, W.M.
vs Decree Defendant

MICROFILMED
NOV 08 1994

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: A22-00130B
Date Received: 9/14/1988
Receipt No: E002290
Received By: EBV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAWRENCE C. TISDEL
Address: P.O. BOX 427
DRIGGS, ID 83422
OR
Name: CURTIS N. TISDEL
Address: P.O. BOX 427
DRIGGS, ID 83422
OR
Name: CHARLES F. DAHL 208-456-2653
Address: P.O. BOX 427
DRIGGS, ID 83422

A2200130B

2. Date of Priority: JAN 22, 1916

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	30	SE	SE	NE		TETON

5. Description of diverting works:
HEADGATE IN STREAM TO EDISON & RICKS CANAL. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
92

A22-00130B

Page 1

Date: 09/14/88

NOV 04 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	25	NE	SE		IRR	14.0
			NW	SE		IRR	32.0
Section Acres							46.0
Total Acres							46.0

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:

22-00481,00482,00483,2029 (NORTH LEIGH CANAL CO.)

14. Remarks:

HEADGATE, UPPER END OF EDISON & RICKS CANAL. USE THREE HEADGATES FROM CANAL TO FLOOD IRRIGATE PLACE OF USE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/03/1938

MARTELL HANSEN

Decree Plaintiff

vs

LYNN CRANDALL, W.M.

Decree Defendant

NOV 04 1992

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: 02

For Individuals:

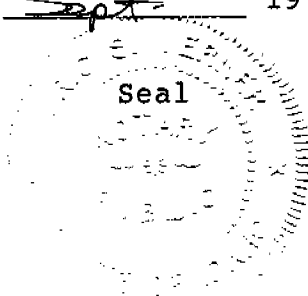
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lawrence C. Fiedel Date: 9/14/88
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of Sept 19 88

[Signature]
Notary Public



Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994

NOV 04 1992

T
6
N

PER 125

(32)

(14)

POD 1154

EDISON BRICKS
CANAL

POD

R45E

A22-00130B

A22-00481A

A22-00482A

A22-00483A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 24, 1999

TERESA L STURM
HOPKINS RODEN CROCKETT HANSEN & HOOPES PLLC
PO BOX 51219
IDAHO FALLS ID 83405-1219

RE: CHANGE OF WATER RIGHT OWNERSHIP FOR TWINING TO BOYD C. & JILL
J. SMITH TRUST

Dear Ms. Sturm:

Please refer to the following columns:

A22-00042	A22-00488	22-11544	A22-00208
A22-00063	A22-00489	22-12134	
A22-00130B		22-12135	
A22-00130D		22-12136	
A22-00136C		22-12137	
A22-00160			
A22-00312			
A22-00313			
A22-00481A			
A22-00482A			
A22-00483A			
A22-00487C			
A22-00515B			
A22-00516B			
A22-00517B			
A22-00616			
A22-02029			
A22-04040			

The first column represents the claims that have been changed into the name of Boyd C. & Jill J. Smith Trust. Copies of computer print-outs reflecting this change are enclosed.

The claims in the second column were combined together in 1997 to form a new claim, and this claim was renumbered to A22-13016. The name was changed on this claim to Boyd C. & Jill J. Smith Trust. A computer print-out of this change is enclosed.

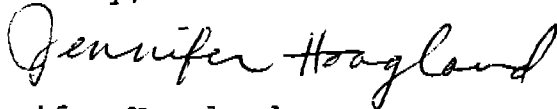
The claims in the third column are all domestic and stock claims, currently before the Snake River Basin Adjudication Court in Twin

Falls. I am required to notify the court of the change in owner and I am in the process of doing this. The owner will be changed to reflect Boyd C. & Jill J. Smith Trust and these claims will be sent to you in another mailing.

Finally, the fourth column reflects the claims that were not changed to reflect your client as the current owner. Claim A22-00208 was split in 1991 into an "A" part and a "B" part. Our records show that neither part was in the name of Twining. Again in 1991 the "B" part was split four more times into a "C" "D" "E" and "F". Again, our records show that none of these parcels of property was in the name of Twining. If the Smith's can prove through legal documents that they own all or some of these parts, then our office will proceed with this change. Otherwise, there is not enough evidence at this time. Copies of computer print-outs for A22-00208 and A22-00208B are enclosed.

If you have further questions regarding these matters, please contact me or Senior Water Agent Dave Carlson.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Hoagland".

Jennifer Hoagland
Technical Records Specialist

Enclosures

cc: Boyd C. & Jill J. Smith

RECEIVED

JUN 15 1999

HOPKINS RODEN CROCKETT HANSEN & HOOPES, PLLC
LAWYERS

SALISBURY BUILDING - 428 PARK AVENUE

P.O. BOX 51219

IDAHO FALLS, IDAHO 83405-1219

TELEPHONE (208) 523-4445

FAX (208) 523-4474

E-MAIL hrchh@srv.net

Department of Water Resources

SEWARD H. FRENCH (1941-1984)

TED C. SPRINGER (1943-1984)

OF COUNSEL

JOHN MICHAEL BRASSEY

ORVAL HANSEN

GEORGE DENISON

REGISTERED PATENT AGENT

ROBERT A. deGROOT

802 WEST BANNOCK - SUITE 900

P.O. Box 2110

BOISE, IDAHO 83701-2110

TELEPHONE (208) 336-7930

FAX (208) 336-9154

E-MAIL roden@micron.net

8 E. STREET S.E.

WASHINGTON, D.C. 20003

TELEPHONE (202) 546-0360

FAX (202) 546-6294

E-MAIL cigr@aol.com

C. TIMOTHY HOPKINS
WILLIAM C. RODEN
GREGORY L. CROCKETT
JOHN D. HANSEN
D. FREDRICK HOOPES
LARY S. LARSON
PAUL B. RIPPEL
TERESA L. STURM
STEVEN K. BROWN
DAVID H. SHIPMAN
KATHERINE STEELE MORIARTY
JOHN R. ROWE
REED E. ANDRUS
CURTIS R. SMITH
LANCE J. SCHUSTER

June 9, 1999

Department of Water Resources
Attn. Glen Saxton
1301 N. Orchard Street
Boise, ID 83706

Re: New Property Owner Notice of Change of Water Right Ownership/
State of Idaho Department of Water Resources Assignment of Notice
of Claims

Dear Glen:

We enclose with this correspondence two documents, a New Property Owner Notice of Change of Water Right Ownership and an Assignment of Notice of Claims these documents represent notice to the department of a change in water rights ownership in attendant to the purchase of certain real property located in Teton County by our clients, Boyd and Jill Smith. Apparently these documents have been languishing in someone's file for a considerable period of time but have never been forwarded to the appropriate office. Our records reflect that the documents were originally filed and that suggestions were made for changes and corrections. These current changes and corrections were made and the documents resubmitted but apparently no action has ever been taken on the same. We believe that the appropriate fee has already been submitted but again our uncertain whether that fact has been documented in your office.

We take this opportunity to forward these documents directly to your attention with the hope that you might forward them on to the appropriate office for proper processing. Please do not hesitate to contact me if you have questions or if there is additional information which is needed or if we need to review the matter of any fees or charges which need to be paid in conjunction with appropriate processing.

Thank you for you assistance in this very confusing situation.

Very Truly Yours,

Teresa L. Sturm
for Teresa L. Sturm

TLS/dw
Enclosures

SEPTEMBER 17, 1996

TIMOTHY HOPKINS
PO BOX 51219
IDAHO FALLS ID 83405-1219

RE: CHANGE IN OWNERSHIP FOR TWINING AND SMITH

Dear Mr. Hopkins:

Enclosed are the documents you submitted to change the ownership from Twining to Smith. In order to process the change there are several items that need to be discussed.

First of all, "assignments for permits" are to be submitted to Jim Johnson's office in Boise with a fee of \$25. The address for the State office is 1301 N Orchard St, Boise ID 83706-2237.

The Department is now requesting a Warranty Deed with an aerial photo or platt map, showing the property being conveyed, accompany all Notices for Change of Ownerships (NCO). This applies even if both parties sign the NCO.

The Notices of Claim not found to be in Twining's name are "circled". They are A22-00043; 22-00489; and 22-00028.

A22-00063 is not listed on the NCO you sent, but it has been filed under Twining's name in the SRBA. Is it to be included in the "change"?

Please call if you have any questions regarding these changes or additions.

Sincerely,

Jo Thompson
Adjudication Secretary

Enclosure

HOPKINS, RODEN, CROCKETT, HANSEN & HOOPES
LAWYERS

SALISBURY BUILDING - 428 PARK AVENUE
P.O. BOX 51219
IDAHO FALLS, IDAHO 83405-1219
TELEPHONE (208) 523-4445
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C. TIMOTHY HOPKINS
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D. FREDRICK HOOPES
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DAVID H. SHIPMAN
KATHERINE STEELE MORIARTY
JOHN R. ROWE
REED E. ANDRUS
CURTIS R. SMITH
WILLIAM E. DEAN
MARK G. PANNELL*
STEVEN A. RICHARDS

*ADMITTED TO PRACTICE IN INDIANA ONLY

SEWARD H. FRENCH (1941-1984)
TED C. SPRINGER (1943-1984)

ROBERT A. deGROOT
REGISTERED PATENT AGENT

BOISE OFFICE
802 WEST BANNOCK - SUITE 900
P.O. BOX 2110
BOISE, IDAHO 83701-2110
TELEPHONE (208) 336-7930
FAX (208) 336-9154

September 13, 1996

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SEP 16 1996

Department of Water Resources
Eastern Region

State of Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, Idaho 83402-1718

Re: Twining/Smith--Teton County--Assignment of Claims--
Notice of Change of Water Right Ownership--Assignment of
Permit

Dear Folks:

This firm represents Boyd Charles Smith and Jill Johnson Smith who are the new owners and successors in interest of water rights and claims to water rights with respect to real property in Teton County, Idaho, formerly owned by Edmund S. Twining, III and others. You will see that we have enclosed an original Notice of Change of Water Right Ownership signed by the appropriate parties, an Assignment of Notice of Claims signed by the former owners and an Assignment of Permit signed by the former owners. We ask that these documents be filed by the Department and that your receipt of the same for filing be confirmed to us at the above address at your next convenience.

Should you have any questions in this matter please contact me at any time.
Thank you for your cooperation and assistance.

Very truly yours,


C. Timothy Hopkins

CTH/jmk
Encs.

cc: Boyd C. Smith

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP SEP 16 1996

Department of Water Resources
Eastern Region

DATE OF CLOSING: September 6, 1996

LEGAL DESCRIPTION OF PROPERTY: See attached Warranty Deed

[] 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)

[x] Water Rights Number(s)
Assigned by IDWR:

A22-00487C; A22-00488; A22-00515B; ✓
A22-00516B; A22-00517B; A22-00616; ✓
A22-02029; A22-04040; A22-11544; ✓
A22-12134; A22-12135; A22-12136; ✓
A22-12137; A22-00042; A22-00043; 63 ✓
A22-00130B; A22-00130D; A22-00136C; ✓
A22-00160; A22-00312; A22-00313; ✓
A22-00481A; A22-00482A; A22-00483A; A22-00488 ✓
22-00489; 22-0028 208 ✓

[x] Name and Address of Former
Owner/Claimant(s)(Seller):

Edmund S. Twining, III, a married man dealing
with his sole and separate property and Edmund
S. Twining, III and Jane Forbes Clark, II, acting
not individually but as Trustees of the Trust
under the Will of Susan Clark Twining for
Edmund S. Twining, III, also known as the
Residuary Trust U/W of Susan C. Twining
Post Office Box 101
The Plains, Virginia 20198

[x] New Owner/Claimant
(Purchaser):

Boyd Charles Smith and Jill Johnson Smith, or
their successors, not individually but as Trustees
of The Boyd Charles Smith and Jill Johnson
Smith Trust created by that certain Trust
Agreement dated Dember 13, 1990

[x] New Mailing Address:

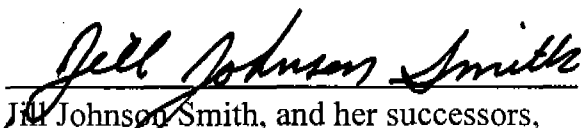
3201 Ash Street
Palo Alto, California 94306-2240

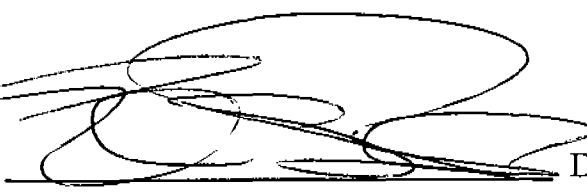
[x] New Telephone Number: (415) 493-5411

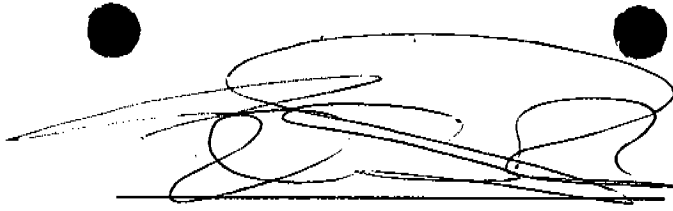
[x] Does the change in ownership result in a splitting of the water right owned/claimed?
_____ yes _____ x no. If yes, then describe the portion of the
water right that is now owned/claimed by the new owner:

[x] Attach proof of ownership,
describe proof attached: Copy of Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim
number. Proof of ownership is not required if this form is signed by the former
owner/claimant.)

[x] Signature of New
Owner/Claimant(s)  Date 30 Aug 96
Boyd Charles Smith, and his successors,
not individually, but as Trustee of The Boyd
Charles Smith and Jill Johnson Smith Trust
created by that certain Trust Agreement dated
December 13, 1990

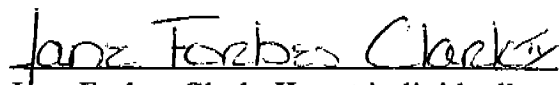
 Date 8/30/96
Jill Johnson Smith, and her successors,
not individually, but as Trustee of The Boyd
Charles Smith and Jill Johnson Smith Trust
created by that certain Trust Agreement dated
December 13, 1990

[x] Signature of Former
Owner/Claimant(s)  Date August 20, 1996
Edmund S. Twining, III, Individually



Date August 20, 1996

Edmund S. Twining, III, not individually
but as Trustee of the Trust under the Will
of Susan Clark Twining for Edmund S.
Twining, III, also known as the Residuary
Trust U/W of Susan C. Twining



Date 8.22.96

Jane Forbes Clark, II, not individually
but as Trustee of the Trust under the Will
of Susan Clark Twining for Edmund S.
Twining, III, also known as the Residuary
Trust U/W of Susan C. Twining

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Number of Split, if any:

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

NOVEMBER 9, 1994

EDMUND S TWINING III
SUSAN C TWINING
PO BOX 101
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-00130B, -00481A, -00482A,
-00483A, -02029, & -11544

Dear Claimants:

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

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

cc: Charles Homer/Holden, Kidwell, Hahn & Crapo

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NOV 10 1994

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS, P.A.
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
JAMES K. SLAVENS

WEST ONE BANK BLDG.
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

November 7, 1994

Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, Idaho 83402-1718

RECEIVED

NOV 08 1994

Department of Water Resources
Eastern District Office

Re: Assignment of Water Rights

Gentlemen:

Our firm represents Edmund S. Twining, III, and the residuary trust under the Will of Susan C. Twining. We recently handled a real estate transaction in which our client purchased certain property owned by Lawrence C. Tisdell, Curtis N. Tisdell and Charles F. Dahl. We are enclosing for you to process an original Assignment of Notice of Claim executed by Lawrence C. Tisdell, Curtis N. Tisdell and Charles F. Dahl, together with an original "Notice Concerning Water Rights for Property" which has attached thereto a copy of the recorded Warranty Deed and also which is executed by the former owners and the new owners.

If you have any questions or problems pertaining to this transaction, please advise.

Very truly yours,

Charles A. Homer

Enclosure

G:\WPDATA\CAH\5494\IDWR1107.LTR:srs

MICROFILMED

NOV 06 1994

NOV 26 1984

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

Department of Water Resources
Eastern District Office

DATE OF CLOSING: _____.

LEGAL DESCRIPTION OF PROPERTY: See description on attached
Warranty Deed

[] Served Only by a Public Service Water Supply (domestic
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)

[X] Water Right Number(s): A22-00130B, A22-00481A,
A22-00482A, A22-0483A, A22-02029
and A22-22-11544.

[X] Name and Address of Former
Owner/Claimant(s): Lawrence C. Tisdell
Curtis N. Tisdell
Charles F. Dahl
Box 427, Driggs, Idaho, 83422

[X] New Owner/Claimant(s): Edmund S. Twining, III, and
Residuary Trust U/W of Susan C.
Twining

[X] New Mailing Address: P.O. Box 101
Tetonia, Idaho, 83452

[X] New Telephone Number: (208) 456 - 2310

[] 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:

MICROFILMED

NOV 28 1984

[X] Signature of New
Owner/Claimant(s):

Date:

[] Signature of Former
Owner/Claimant(s):

Date:

[X] Attach proof of
ownership, describe
proof attached:

Copy of Warranty Deed

(Proof of ownership must describe
either the property conveyed or
include the claim number. Proof of
ownership is not required if this form
is signed by the former claimant.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Dated: By:

Final Review and Data-Entry

Dated: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources

Copies for Former Owner and New Owner

7574m/srs

MICROFILMED

NOV 06 1994

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

DATE OF CLOSING: _____.

LEGAL DESCRIPTION OF PROPERTY: See description on attached
Warranty Deed

[] Served Only by a Public Service Water Supply (domestic
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)

[X] Water Right Number(s): A22-00130B, A22-00481A,
A22-00482A, A22-0483A, A22-02029
and A22-22-11544.

[X] Name and Address of Former
Owner/Claimant(s): Lawrence C. Tisdal
Curtis N. Tisdal
Charles E. Dahl
Box 427, Driggs, Idaho, 83422

[X] New Owner/Claimant(s): Edmund S. Twining, III, and
Residuary Trust U/W of Susan A.
Twining

[X] New Mailing Address: P.O. Box 101
Tetonia, Idaho, 83452

[X] New Telephone Number: (208) 456 - 2310

[] 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:

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NOV 08 1994

[X] Signature of New
Owner/Claimant(s):

Edmund S. Twining, III

Date:

[] Signature of Former
Owner/Claimant(s):

James C. Tindal
Wesley D. Tindal
Charles Tindal - Apr 22, 94

Date:

[X] Attach proof of
ownership, describe
proof attached:

Copy of Warranty Deed

(Proof of ownership must describe
either the property conveyed or
include the claim number. Proof of
ownership is not required if this form
is signed by the former claimant.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Dated:

By:

Final Review and Data-Entry

Dated:

By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources

Copies for Former Owner and New Owner

7574m/srs

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NOV 08 1994

2 - NOTICE CONCERNING WATER RIGHTS FOR PROPERTY

RECEIVED

MAY 16 1994

TETON Co. Id.
Clerk Recorder

116106

WARRANTY DEED

THIS INDENTURE is made this 22 day of April, 1994, by **LAWRENCE C. TISDEL** and **CURTIS N. TISDEL**, as to an undivided 50% interest, and **CHARLES F. DAHL**, as to an undivided 50% interest, the Grantor, and **EDMUND S. TWINING, III**, and Residuary Trust U/W of **SUSAN C. TWINING**, whose mailing address is P.O. Box 101, Teton, Idaho, 83452, the Grantee.

WITNESSETH, that the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the following described property in the County of Teton, State of Idaho, to-wit:

Beginning at the Southeast Corner of Section 25, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence North 0°02'51" East 2239.79 feet along the East section line to the true point of beginning; thence South 57°09'28" West 39.11 feet to the edge of a county road easement; thence South 57°09'28" West 55.56 feet along the fence line; thence South 83°42'38" West 531.14 feet; thence North 75°46'11" West 410.84 feet; thence North 62°29'07" West 386.35 feet; thence North 68°08'39" West 71.53 feet; thence North 74°46'44" West 245.93 feet; thence South 89°36'04" West 477.0 feet; thence South 82°00'35" West 517.30 feet to the Section ¼ line; thence South 0°06'12" East 1105.68 feet; thence North 89°58'38" East 2638.47 feet; thence North 0°02'51" East 918.71 feet to the point of beginning.

Together with any and all appurtenant easements, ditches and ditch rights, water and water rights appurtenant to the above described property, including, but not limited to, all water and water rights referred to under Claim Nos. A22-00130B, A22-00481A, A22-00482A, A22-00483A, A22-02029 and A22-11544 filed in the General Adjudication of Rights to the use of Water from the Snake River Basin Water System now pending in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, under Case No. 39576.

116106

RECORDED

AT THE REQUEST OF

NOV 16 1994

American Land

AT 30 MINUTES PAST 10 a.m.

DATE *May 16, 1994*

Asa J. Drake

CLERK OF RECORDER

Nora Rigby

DEPUTY

Filmed _____
Indexed _____
Platted _____

3Y

SUBJECT to the following:

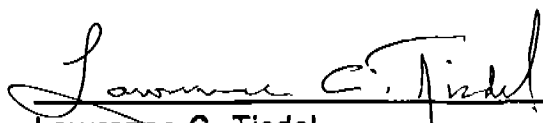
1. The effect of and conditions contained in Deed recorded March 7, 1955, in Book 77, page no. 423, as follows: Saving, excepting, and reserving however unto the Union Central Life Insurance Company, its successor and assigns, from all the above described lands, an undivided one half of the oil, gas and other hydrocarbons and minerals now or at any time hereafter situate therein and thereunder together with all easement and rights necessary or convenient for the production, storage and transportation thereof and the exploration and testing of said real property and also the right to drill for, produce and use water from the said property in connection with drilling or mining operations thereon.
2. Right, title and interest of the public in and to that portion of the above described premises falling within the bounds of roads and highways, dedicated and or otherwise used by public, and subject to all easements and restrictions attendant pertinent to said highways.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument ~~the day~~ ^{the day} ~~and~~ ^{and} year first above written.


Lawrence C. Tisdell

NOV 06 1956

Curtis N. Tisdell
Curtis N. Tisdell

Charles F. Dahl
Charles F. Dahl

STATE OF COLORADO)
) ss.
County of JEFFERSON)

On the 19 day of April, in the year of 1994, before me, the undersigned, a notary public, in and for said State, personally appeared **LAWRENCE C. TISDEL** 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.

Richard A. Nelson
Notary Public for COLORADO
Residing at 7874 ARMAPARK DR. EVERGREEN
My Commission Expires: MARCH 10, 1997



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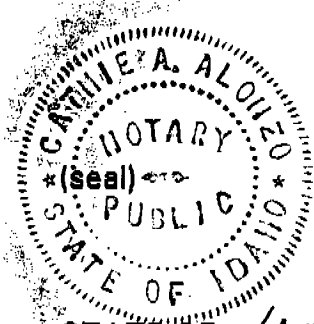
NOV 06 1994

STATE OF Idaho)
County of Blaine) ss.

116106

On the 21st day of April, in the year of 1994, before me, the undersigned, a notary public, in and for said State, personally appeared **CURTIS N. TISDEL** 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.

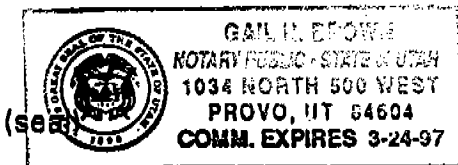


Catherine A. Alonzo
Notary Public for Moscow, ID d/su B
Residing at Moscow
My Commission Expires: 12/99

STATE OF UTAH)
County of UTAH) ss.

On the 22nd day of April 1994 in the year of 1994, before me, the undersigned, a notary public, in and for said State, personally appeared **CHARLES F. DAHL** 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.



Gail H. Brown
Notary Public for Utah
Residing at Provo, Utah
My Commission Expires: 3/24/97

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NOV 06 1994

RECEIVED

Department of Water Resources

Department of Water Resources
Eastern District Office

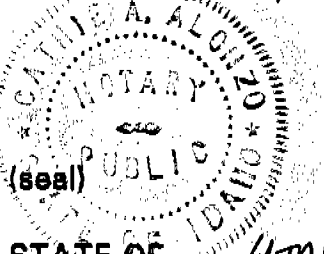
Richard A. Nelson
Notary Public for Colorado
Residing at 7874 Arroyo Verde, Evergreen
My Commission Expires: March 10, 2000

NOV 06 1990

STATE OF Idaho)
County of Butte) ss.

On the 21st day of April, in the year of 1994, before me, the undersigned, a notary public, in and for said State, personally appeared **CURTIS N. TISDEL** 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.

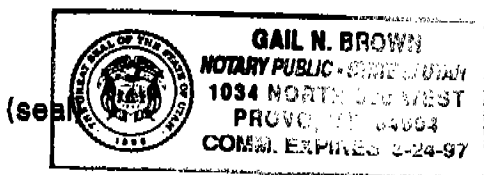


Cathie A. Alongo
Notary Public for S.U.B. - U.S.
Residing at Moscow
My Commission Expires: 12/99

STATE OF UTAH)
County of UTAH) ss.

On the 22nd day of April, in the year of 1994, before me, the undersigned, a notary public, in and for said State, personally appeared **CHARLES F. DAHL** 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.



Gail N. Brown
Notary Public for Utah
Residing at Provo, Utah
My Commission Expires: 3-24-97

G:\WPDATA\CAH\5494\00WATRO1.ASN

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NOV 06 1994

EXHIBIT B

DESCRIPTION OF WATER RIGHTS

Attached to and forming part of that certain Warranty Deed dated July 11, 1986, between Kathleene Schrock as Grantor, and Lawrence C. Tisdell, Charles F. Dahl and Curtis N. Tisdell, as Grantees.

All of Grantor's water and water rights, ditch and ditch rights, appurtenant or otherwise related to the property described on Exhibit A hereto, whether represented by decree, license, or otherwise, including, but not limited to, the following:

1. That certain 1916 decreed water right for 1.2 c.f.s. of surface water from North Leigh Creek as appears under identification no. 22-0130 of the Department of Water Resources of the State of Idaho.

2. That certain 1898 decreed water right for .3 c.f.s. surface water from North Leigh Creek as appears under identification no. 22-0481 of the Department of Water Resources of the State of Idaho.

3. That certain 1900 decreed water right for .9 c.f.s. surface water from North Leigh Creek as appears under identification no. 22-0482 of the Department of Water Resources of the State of Idaho.

4. That certain 1904 decreed water right for .3 c.f.s. surface water from North Leigh Creek as appears under identification no. 22-0483 of the Department of Water Resources of the State of Idaho.

5. That certain license water right for .71 c.f.s. surface water from North Leigh Creek as appears under license no. 22-2029 of the Department of Water Resources of the State of Idaho.

9113b

RECORDED

AT THE CLERK'S OFFICE

FILED
INDEXED
PLATED

55 2 P. M.
July 16, 1986
E. Wayne Schiles