

VERIFIED BY X 3/25/04

03/25/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-4138

NAME AND ADDRESS: HOWARD ROBINSON
2288 WILLIAMSBURG CIRCLE
WEST JORDAN UT 84084

KAREN ROBINSON
2288 WILLIAMSBURG CIRCLE
WEST JORDAN UT 84084

SOURCE: SPRINGS TRIBUTARY: SUMMIT CREEK

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1931

POINT OF DIVERSION:

T14S R23E S18 SENESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T14S R23E S18	NESE	T14S R23E S20	NWNW
T14S R23E S20	NWSW	T14S R23E S29	SWNW
T14S R23E S29	NWSE		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER; 125 HEAD RANGE CATTLE PARCEL NOS:
T14SR23E187200A T14SR23E203000A T14SR23E290150A

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-4138 V1

WATER RIGHT NUMBER: 45-4138 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELIZABETH PAYTON 495 N LINCOLN OAKLEY, ID 83346 (208)862-3460
Original Owner	LINDA CALLAHAN PO BOX 164 OAKLEY, ID 83346 (208)862-3864
Original Owner	J HENRY CALLAHAN PO BOX 164 OAKLEY, ID 83346 (208)862-3864
Current Owner	HOWARD ROBINSON 2288 WILLIAMSBURG CIRCLE WEST JORDAN, UT 84084 (801)450-0126
Current Owner	KAREN ROBINSON 2288 WILLIAMSBURG CIRCLE WEST JORDAN, UT 84084 (801)450-0126
Original Owner	CHARLES M PAYTON 495 N LINCOLN OAKLEY, ID 83346 (208)862-3460

Priority Date: 01/01/1931

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	SUMMIT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

SPRINGS	SE1/4NE1/4SE1/4	Sec. 18, Twp 14S, Rge 23E, B.M.
CASSIA County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	23E	18														X			

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-4138 V1

14S 23E 20			X		X		
14S 23E 29			X				X

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER; 125 HEAD RANGE CATTLE PARCEL NOS: T14SR23E187200A
T14SR23E203000A T14SR23E290150A

Comments:

1. SSHERMAN 2/6/1998 LEGAL DESCRIPTIONS

Comment: CLAIMANT MARKED POUs ON MAP OF T14SR23E, BUT IGNORED MAP OF T14SR22E. CLAIMANT WROTE "5500 FEET OF PIPE" ON MAP, BUT IF POUs ARE CORRECT, IT WOULD BE MUCH MORE.

2. CTIMM 9/14/1999 OWNERSHIP CHANGE

Comment: 9/14/99, CHANGED OWNERSHIP: CALLAHAN TO PAYTON AS PER FORM 1409 AND WARRANTY DEED RECD 9/24/98. C.T.

3. jroberts 3/25/2004 Basis of Recommendation

Comment: Recommendation based on map returned by claimant showing location of troughs in this pipeline system. Will be limited to 0.02 cfs per BW12 and the standard conditions for de minimus stockwater claims.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED
MAR 15 2004
Department of Water Resources
Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
45-78U		No	45-4138		No
45-79U		No	45-89B		No
45-88		No			
45-92B		No			
45-10598		No			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Charles M. Payton and Elizabeth Payton
476 North Lincoln
Oakley, ID 83346
4. New Owner/Claimant(s) Howard Robinson and Karen Robinson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2288 Williamsburg Circle
- City, State and ZIP Code West Jordan, UT 84084
- New Telephone Number (801) 450-0126
- Date you acquired the property January 12, 2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Howard Robinson
(include title if applicable) Howard Robinson
Karen Robinson By: Howard Robinson
Karen Robinson Howard Robinson, her Attorney-in-Fact

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by [Signature] Date 3/15/04 Fee _____
 Received by [Signature] Date _____ Receipt No. _____
 Processed by [Signature] AJ Date 3/23/04 WR _____ Date _____

MEMORANDUM OF UNDERSTANDING

Come now Howard Robinson and Karen Robinson, husband and wife, and Charles M. Payton and Elizabeth Payton, husband and wife, who, incident to closing pursuant to that certain notice of exercise of option dated December 1, 2003, hereby stipulate and agree:

1. The following water rights shall be transferred by the Seller to the Buyer at the time of closing:

45-78U, 45-79U, 45-88, 45-89B, 45-92B, 45-10598, and 45-4138.

2. Robinson shall file a claim for stock water rights on Birch Creek and Critchfield Springs pursuant to the letter from the Department of Water Resources dated May 2, 2003. If proof of beneficial use becomes necessary, Paytons will cooperate in offering the proof.

3. The option contract provides for the sale and transfer of water right number "45-92" representing one-third (1/3) of the waters of Critchfield Springs not exceeding one-hundred (100) inches. There are actually two water rights on Critchfield Springs owned by Payton: 92A and 92B. Each water right is for one-hundred (100) inches or one-third (1/3) of the flow, whichever is less, and ~~both are~~ ^{45-92B is 676 P. ER} appurtenant to Section ^{^ HR KR by HR} three, Township 14 South, Range 22 East. Only right number 45-92B has been sold and will be transferred at the time of closing.

~~4. The parties have agreed to exchange twenty (20) shares of Oakley Canal Company owned by Robinson, for water rights 45-80G, 45-81G, and 45-82G. This exchange will require an application for a change in place of use to be filed with the Department of Water Resources. The parties will file the application and cooperate~~

HR, P, E. P.
HR KR by HR

1 fully to complete the transfer. The exchange will be completed at such time as that
2 change in place of use is approved. *HR KR by HR* *CEP*
3

4 5. Robinson desires to sell four (4) 1.1 acre lots for residential development
5 and two dry corners representing less than ten acres. Payton agrees to execute
6 partial releases on each of the residential lots for payment of Two Thousand Five
7 hundred dollars (\$2,500.00) to be treated as a pre-payment on the underlying note.
8 Payton agrees to execute partial releases on the dry corners for payment at the rate
9 of Five hundred Dollars (\$500.00) per acre, also to be treated as a pre-payment.
10 Before release the parcels shall be surveyed. Robinson understands the property is
11 subject to mortgage in favor of a prior owner, now deceased, which Payton does not
12 have the authority to release.
13

14 Dated this 12th day of January, 2004.

15 *Howard Robinson*

16 Howard Robinson

17 *Karen Robinson by Howard Robinson*
18 Karen Robinson POA

19 *Charles M. Payton*
20 Charles M. Payton

21 *Elizabeth Payton*
22 Elizabeth Payton
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OPTION AND CONTRACT FOR SALE OF REAL PROPERTY

This Agreement is made and entered into between CHARLES M. PAYTON and ELIZABETH PAYTON, husband and wife, of 495 North Lincoln, Oakley, Idaho 83346 (Paytons) and HOWARD ROBINSON and KAREN ROBINSON, husband and wife, whose address is 2288 Williamsburg Circle, West Jordan, Utah 84084 (Robinsons).

RECITALS

Robinsons desire to enter into an option to purchase the real property described on Exhibit A (real property), water rights described on Exhibit B (water rights) and grazing rights described on Exhibit C (grazing rights) from Paytons, and Paytons desire to grant to Robinsons an option. The parties desire to set forth the terms of the purchase agreement, should Robinsons exercise the option.

The parties desire to set forth the terms of their agreement in writing. Based upon the foregoing, the parties agree:

1. OPTION: Robinsons agree to pay to Paytons Twenty-four Thousand Dollars (\$24,000.00) in consideration of Paytons granting to Robinsons an option to purchase the real property, water rights and grazing rights. Payment of the option consideration shall be made in monthly installments of Two Thousands Dollars (\$2,000.00) each commencing January 1, 2001 and continuing on the first day of each

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3 month thereafter until all option consideration is paid in full.
4 Payment shall be made directly to Paytons.

5 2. GRANT OF OPTION: Should Robinsons make all payments c
6 option consideration as described above and fully perform all terms
7 and conditions of that lease entered into between Paytons and
8 Robinsons describing the real property, water rights, and grazing
9 rights, Paytons grant to Robinsons an option to purchase the real
10 property, water rights and grazing rights pursuant to the terms of
11 this agreement.
12

13 3. EXERCISE OF OPTION: Should Robinsons desire to
14 exercise the option, Robinsons shall notify Paytons in writing,
15 between July 1, 2003 and December 15, 2003. In addition, a copy of
16 the Notice of Exercise of Option shall be mailed to Land Title &
17 Escrow as the holder of the escrow described in this agreement.
18

19 4. ESCROW: Upon signing of this agreement by all parties,
20 the parties agree to open an escrow at Land Title & Escrow, Inc.,
21 Burley, Idaho. The parties agree to execute and deliver to the
22 escrow holder, for safe keeping, all documents required in order to
23 close the sale described in this agreement. Should the option not be
24 exercised as described in this agreement, all documents in escrow
25 shall be turned over to Paytons upon Paytons' request. Should the
26 option be exercised as described in this agreement, the parties agree
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3 that either party may notify Land Title & Escrow, Inc. to prepare for
4 closing as described in this agreement and agree that Land Title &
5 Escrow, Inc. shall retain possession of all documents pursuant to the
6 terms of this agreement.

7 All payments of the purchase price shall be paid through
8 the escrow account. Each party shall pay one-half of the escrow
9 opening fees and the periodic charges imposed by the escrow holder.
10

11 SHOULD THE OPTION BE EXERCISED AS DESCRIBED IN THIS
12 AGREEMENT, THE FOLLOWING SALE TERMS SHALL APPLY:

13 5. SALE: Paytons agree to sell and convey to Robinsons
14 and Robinsons agree to buy the real property, water rights, and
15 grazing rights from Paytons.

16 6. PURCHASE PRICE: Robinsons agree to pay to Paytons for
17 the real property, water rights, and grazing rights Six Hundred
18 Sixty-eight Thousand Nine Hundred Ninety-nine Dollars Thirty-three
19 Cents (\$668,999.33) in lawful money of the United States of America,
20 in the manner following:
21

22 6.1. One installment of Sixty-eight Thousand Five
23 Hundred Fifty Dollars Fifteen Cents (\$68,550.15) each year commencing
24 January 1, 2005 and continuing on the first day of January of each
25 year thereafter. Each payment shall include interest on the unpaid
26 principal balance at the rate of 7% per annum. For the first
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3 installment, interest shall be computed from January 1, 2004 and
4 thereafter interest shall be computed from the last principal payment
5 date. All principal and interest shall be paid no later than January
6 1, 2021

7
8 6.2. Robinsons shall have the privilege to prepay any
9 and all of the unpaid principal at any time so long as the interest
10 shall be paid to the date of prepayment. Any prepayment shall not
11 excuse regular installment payments and such prepayments shall first
12 be applied to interest and the balance to principal last to become
13 due on the contract.

14 7. CLOSING: Closing of the sale shall take place at Land
15 Title & Escrow, Inc., Burley, Idaho at a time and date agreed upon by
16 the parties following exercise of the option. Should the parties be
17 unable to agree, closing shall take place on the last day of
18 December, 2003, that Land Title & Escrow, Inc. is open for business
19 at 2:00 o'clock p.m. Each party shall pay one-half of the closing
20 costs charged by Land Title & Escrow, Inc., and Land Title & Escrow
21 Inc. shall act as the closing agent. At the time of closing, the
22 parties agree that all documents required by this agreement shall be
23 executed and delivered to the closing agent to be held in escrow.
24 The parties shall execute and deliver such other documents as are
25 required by the closing agent to close the sale described in this
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3 agreement.

4 8. TITLE INSURANCE: Upon signing of this agreement,
5 Paytons agree to furnish to Robinsons a commitment for title
6 insurance showing title to the real property described on Exhibit A,
7 pages 1-3, to be free and clear, subject only to those exceptions
8 described in the paragraph entitled "Conveyance" and the "Callahan
9 mortgage" described in this agreement. After review by the parties,
10 that commitment shall be canceled. At the time of closing, Paytons
11 agree to purchase a contract purchaser's policy of title insurance,
12 showing the real property, excepting that described on Exhibit A,
13 page 4, to be free and clear of all liens and encumbrances except
14 those described in the paragraph entitled "Conveyance" and the
15 "Callahan mortgage" described in this agreement.
16

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18 The real property described on Exhibit A, pages 1-3, shall
19 be insured in the amount of Four Hundred Twenty Thousand Dollars
20 (\$420,000.00) and the real property described on Exhibit A, page 5,
21 shall be insured in the amount of Two Hundred Forty-nine Thousand
22 Dollars (\$249,000.00).
23

24 9. POSSESSION: Robinsons shall be let into and have
25 possession of the real property on January 1, 2004. From and after
26 entry into possession Robinsons shall be entitled to hold possession
27 so long as all of the terms and conditions of this contract are met.
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3 10. REAL ESTATE TAXES AND WATER ASSESSMENT: All real
4 estate taxes, taxed, levied and assessed prior to January 1, 2001
5 shall be paid by Paytons. All such taxes, levies, and assessments
6 taxed, levied and assessed from and after January 1, 2001 shall be
7 paid by Robinsons. In the event Robinsons fail to make such
8 payments, Paytons may pay the same and such sums so paid shall be
9 immediately due and owing from Robinsons to Paytons together with
10 interest at the rate of 7% per annum until repaid. Nothing herein
11 contained shall be construed as requiring Paytons to make the
12 payments but such payments shall be optional with Paytons.
13

14 11. FIRE INSURANCE: During the continuance of this
15 contract, Robinsons shall maintain insurance on the fixtures and
16 improvements located on the real property in an amount satisfactory
17 to Paytons. Paytons shall be named on the insurance policy as an
18 additional named insured. Copies of all insurance policies shall be
19 supplied to Paytons upon request of Paytons.
20

21 In the event of loss, Robinsons shall have the option to
22 rebuild or repair with the insurance proceeds or apply the proceeds
23 to the contract balance of principal and interest. The decision must
24 be made within thirty (30) days of loss to repair or rebuild or the
25 proceeds shall be applied to the contract balance of principal and
26 interest.
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3 12. CONVEYANCE: Paytons covenant and agree that upon the
4 execution and delivery of this contract they shall execute and
5 acknowledge a good and sufficient warranty deed conveying the real
6 property described on Exhibit A, pages 1-3, to Robinsons free and
7 clear of all liens and encumbrances excepting mining leases,
8 reservations pertaining to mineral deposits, the right of ingress an
9 egress for removal of minerals, easements and rights of way of
10 record, water rotation agreement executed by J. H. Callahan et al.
11 dated September 10, 1992 and recorded May 27, 1993 as Instrument No.
12 224804 on Film No. 245, records of Cassia County, Idaho, property
13 taxes and water assessments levied and assessed after January 1,
14 2001, and any lien, encumbrance or cloud on the title incurred on
15 behalf of, by or as a result of the actions of Robinsons.
16

17 Notwithstanding the foregoing, Paytons covenant and agree that upon
18 the execution and delivery of this contract, they shall execute and
19 acknowledge a good and sufficient Quit Claim Deed conveying all
20 interest that have in the real property described on Exhibit A, Page
21 4, to Robinsons.
22

23 Paytons covenant and agree that upon execution and delivery
24 of this contract they shall execute and acknowledge a good and
25 sufficient warranty deed conveying the real property described on
26 Exhibit A, page 5, to Robinsons free and clear of all liens and
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3 encumbrances excepting that Farm Land Assessment Act Application
4 recorded in book 256, at page 7, and in book 499, page 104, and in
5 book 509, page 854, records of Box Elder County, Utah, patent
6 reservations of record, property taxes and other assessments levied
7 and assessed on or after January 1, 2001, and any lien, encumbrance
8 or cloud on the title incurred on behalf of, by or as a result of the
9 actions of Robinsons. Robinsons acknowledge there is no public
10 access to the real property described on Exhibit A, page 5, and waive
11 any claim against Paytons arising out of lack of public access.
12

13 Paytons covenant and agree that upon execution and delivery
14 of this contract they shall execute and acknowledge good and
15 sufficient quit claim deeds conveying the water rights to Robinsons.
16

17 Paytons covenant and agree that upon execution and delivery
18 of this contract they shall execute and acknowledge powers of
19 attorney, assignments or other documents required in order to convey
20 the grazing rights to Robinsons.

21 The deeds, assignments and other documents shall be held by
22 the escrow holder and shall be delivered to Robinsons at the time
23 that Robinsons have fully complied with the terms and conditions of
24 this contract and have paid all principal, interest, adjustment for
25 taxes, insurance premiums and other charges that may be due and
26 owing.
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3 13. CALLAHAN MORTGAGE: The parties acknowledge that there
4 is a mortgage dated June 24, 1998, between Paytons as Mortgagor and
5 Joseph Henry Callahan as Mortgagee recorded June 25, 1998 as
6 Instrument No. 256336 on Film No. 300, records of Cassia County,
7 Idaho that encumbers the real property, water rights and grazing
8 rights. Robinsons do not assume the promissory note secured by the
9 mortgage. Paytons agree to make all payments required by the
10 promissory note when due and to fully perform all obligations
11 described in the mortgage. Paytons agree that upon Robinsons fully
12 complying with all terms and conditions of this contract and having
13 paid all principal, interest, adjustment for taxes, insurance
14 premiums and other charges that may be due and owing, to obtain and
15 record a satisfaction of the mortgage and release of any security
16 interest that Joseph Henry Callahan may have against any of the
17 property purchased by Robinsons.
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20 Further, the parties acknowledge that there is a mortgage
21 dated September 30, 1998, between Paytons as Mortgagor and Joseph
22 Henry Callahan as Mortgagee recorded October 2, 1998, as Instrument
23 no. 117311, Book 0691, Page 0664, records of Box Elder County, Utah,
24 that encumbers the real property described on Exhibit A, page 5.
25 Robinsons do not assume the promissory note secured by the mortgage.
26 Paytons agree to make all payments required by the promissory note
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3 when due, and to fully perform all obligations described in the
4 mortgage. Paytons agree that upon Robinsons fully complying with all
5 terms and conditions of this contract and having paid all principal,
6 interest, adjustment for taxes, insurance premiums, and other charge
7 that may be due and owing, to obtain and record a satisfaction of the
8 mortgage and release of any security interest that Joseph Henry
9 Callahan may have against any of the property purchased by Robinsons.
10

11 14. ATTORNEY FEES: It is further understood and agreed by
12 and between the parties that in the event of the institution of any
13 action or proceeding under or on account of this contract, the party
14 or parties adjudged to be in default by the court before which such
15 action is tried shall pay in addition to the damages and costs
16 allowed by law or by such court such seems as the court shall adjudge
17 reasonable as an attorney fee for the institution and prosecution of,
18 or the defense of, such action, and PROVIDED, FURTHER, that in the
19 event it is necessary for Paytons to cause a Notice of Forfeiture to
20 be sent as provided in the following paragraph, that in the event it
21 is necessary for Paytons to cause a Notice of Forfeiture to be sent
22 as provided in the following paragraph, that in such event Robinsons
23 agree to pay attorney fees for such notice, not to exceed the sum of
24 One Hundred Fifty Dollars (\$150.00).
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27 15. FORFEITURE AND TERMINATION: It is understood and
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3 agreed by an between the parties that time is of the essence of this
4 agreement, and in the event Robinsons shall fail, refuse or neglect
5 to promptly pay when due any of the payments herein required, or to
6 perform any of the covenants or conditions or agreements of this
7 contract, it shall be optional with Paytons upon thirty (30) days
8 written notice to declare the contract as terminated, PROVIDED, that
9 at any time within the said period of thirty (30) days Robinsons
10 shall have the right to pay all or any part of the payments for which
11 Robinsons are then in default, and the Paytons shall have the
12 authority to receive all or any part of the payments for which
13 Robinsons are then in default, and Robinsons shall further have the
14 right to perform any other conditions, covenant or agreement to this
15 contract for which Robinsons may then be in default, PROVIDED,
16 HOWEVER, that unless the total amount for which Robinsons was in
17 default may become payable during said period of thirty (30) days,
18 and any attorney fees as herein provided are paid within such time,
19 and any other covenants, stipulations or agreements under which
20 Robinsons may then be in default are corrected within said period all
21 rights of Robinsons to complete the purchase or to continue in
22 possession shall immediately terminate and Robinsons shall forfeit to
23 Paytons as liquidated damages in lieu of rent, costs and not as a
24 penalty, all monies and other properties paid, sold and conveyed or
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3 transferred as the purchase price of the real property, unless
4 Paytons shall otherwise elect: PROVIDED, FURTHER, that the partial
5 payment by Robinsons of any amounts for which Robinsons may be then
6 in default at the receipt of such notice and acceptance by Paytons o
7 a partial payment shall not constitute a waiver by Paytons of the
8 right to demand strict performance of the terms and provisions of
9 this agreement.
10

11 16. ENFORCEMENT OF CONTRACT: In lieu of declaring a
12 forfeiture of this contract upon breach by Robinsons as herein
13 provided, Paytons shall have the right, at Paytons' option, upon such
14 breach or breaches and after thirty (30) days notice in writing
15 specifying such breach or breaches which remain uncorrected, to
16 declare the unpaid portion of the purchase price, together with
17 interest then due, as immediately payable, and Paytons shall have the
18 right to proceed to collect the same and enforce and foreclose this
19 contract as a mortgage upon the real estate and improvements securing
20 the payment hereon.
21

22 17. DEFAULT WAIVER: The failure of Paytons to exercise
23 the right of forfeiture upon any default by Robinsons shall not
24 constitute or be construed as a waiver of the right to insist upon
25 strict performance by Robinsons of all of the terms and provisions of
26 this contract after such breach, and Paytons shall be entitled to
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3 exercise the right of forfeiture as herein specified at any time
4 after the breach by Robinsons. Paytons shall be entitled to enforce
5 this contract or forfeit the rights of Robinsons without tendering to
6 Robinsons the instruments or documents deposited with Paytons.

7 18. HEIRS AND SUCCESSORS BOUND: This contract and all of
8 the terms shall apply to and bind the heirs, Personal
9 Representatives, successors and assigns of the parties hereto as
10 fully and completely as though set out herein.
11

12 19. REPRESENTATION OF BUYERS: Robinsons enter into this
13 contract representing the real property and improvements are
14 purchased for investment and not as a residential occupancy by
15 Robinsons.
16

17 20. PARAGRAPH HEADINGS: The paragraph headings of this
18 contract are for clarity in reading and are not intended to limit or
19 expand the contents of the respective paragraphs.

20 21. WATER RIGHTS AND GRAZING RIGHTS: So long as this
21 contract is not in default, Robinsons shall have the right to use the
22 water represented by all water rights described on Exhibit B and the
23 grazing rights described on Exhibit C. Robinsons shall pay all
24 annual dues and/or assessments pertaining to the water rights and
25 grazing rights each year during the term of this agreement.
26

27 22. NOTICE: Notice and demand of either Paytons or
28

Robinsons shall be given by certified mail, return receipt requested and addressed to Paytons or Robinsons at the addresses stated in the first paragraph of this contract.

Dated: 12 day of February, 2001.

Charles M Payton

Charles M. Payton

SS# 519-34-7063

Elizabeth Payton

Elizabeth Payton

Howard Robinson

Howard Robinson

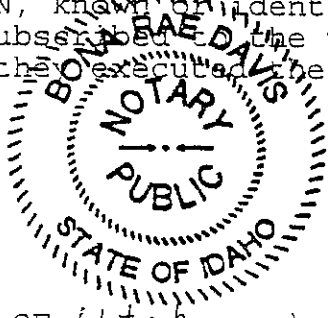
SS#

Karen Robinson

Karen Robinson

STATE OF IDAHO)
) ss
County of Cassia)

On this 15 day of February, in the year 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES M. PAYTON and ELIZABETH PAYTON, known and identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Bona Rae Davis

Notary Public for Idaho

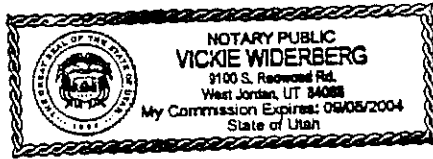
Residing at Burley

My commission expires on 7/5/2002

STATE OF Utah)
) ss
County of Salt Lake)

On this 12 day of February, in the year 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared HOWARD ROBINSON and KAREN ROBINSON,

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



Vickie Widerberg
Notary Public for Utah
Residing at 9100 S. Redwood Road
My commission expires on 9-5-2004

SCHEDULE A

PARCEL NO. 1:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: The West 415 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: SE $\frac{1}{4}$ EXCEPT the East 900 feet

PARCEL NO. 3

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ NW $\frac{1}{4}$, EXCEPT the following described tracts:

Tract No. 1

Beginning at the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3;
Thence East 390 feet;
Thence North 650 feet;
Thence West 390 feet;
Thence South 650 feet to the Point of Beginning.

Tract No. 2

Beginning at the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3;
Thence North along the Section line 650 feet to the True Point of
Beginning;
Thence North 240 feet;
Thence East 390 feet;
Thence South 240 feet;
Thence West 390 feet to the Point of Beginning.

Exhibit A
CONTINUATION
SCHEDULE A

PARCEL NO. 4:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: SW $\frac{1}{4}$ NW $\frac{1}{4}$. EXCEPT the following the described tract:

Beginning at the Southwest corner of Lot 4 of said Section 3;
Thence South 21 $\frac{7}{11}$ rods;
Thence East 33 $\frac{8}{11}$ rods;
Thence North 21 $\frac{7}{11}$ rods;
Thence West 33 $\frac{8}{11}$ rods to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 13: NE $\frac{1}{4}$ & SE $\frac{1}{4}$

PARCEL NO. 6:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: N $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 7:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: S $\frac{1}{2}$ SE $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$

PARCEL NO. 8:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 18: Lots 2, 3, & 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Exhibit A
CONTINUATION
SCHEDULE A

PARCEL NO. 9:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: Lots 1, 3 & 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL NO. 10:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: N $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

PARCEL NO. 11:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: N $\frac{1}{2}$ SE $\frac{1}{4}$ EXCEPT the East 32 rods
Section 20: SE $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the East 32 rods
Section 20: SW $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the West 32 acres
Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPT the East 32 rods

EXHIBIT A

Commencing at a point 356.5 feet East of the SW Corner of Lot 4, Section 3, Township 14 So., Range 22 East Boise Meridian; thence running East 200 feet to a point; thence running South 380 feet; thence running West 330 feet; thence Northerly on the West side of a ditch 190 feet; thence Northeasterly 50 feet; thence Northerly to the point of beginning.

Excepting and reserving all water and water rights.

EXHIBIT A

And the following described real property located in Box Elder County, State of Utah:

Parcel One:

Township 12 North, Range 16 West, Salt Lake Meridian.

Section 3: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$

Parcel Two:

Township 12 North, Range 16 West, Salt Lake Meridian.

Section 4: Lots 1, 2, 3, 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$; N $\frac{1}{2}$ of SE $\frac{1}{4}$; SW $\frac{1}{4}$ of SE $\frac{1}{4}$.

Parcel Three:

Township 12 North, Range 16 West, Salt Lake Meridian.

Section 4: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4.

Parcel Four:

Township 12 North, Range 16 West, Salt Lake Meridian.

Section 5: Lots 1, and 2, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the S $\frac{1}{2}$.
Less the West 20 acres of said Lot 2.

EXHIBIT B
(Water rights descriptions)

Birch Creek Rights:

The following water rights of Birch Creek, as such run with Section 3, Township 14 South, Range 22 East Boise Meridian, to-wit: 20 inches of Decreed Right 45-00077 from Jacob Dayley and 4 ½ inches of Decreed Right 45-00080 from E.R. Dayley, both with date of priority of March 1, 1875; 7 ½ inches of Decreed Right 45-00078 from Jacob Dayley with date of priority of April 1, 1881; 12 ½ inches of Decreed Right 45-00079 from Jacob Dayley with priority date of December 5, 1882; and 75 inches of the waters of Birch Creek of date of priority of April 15, 1882 of Decreed Right to John Millard.

Critchfield Spring Rights:

One-third (1/3) of all waters of Critchfield Springs placed in Birch Creek, not exceeding in amount One Hundred (100) inches (2.0 cubic feet per second), for use upon the Northeast Quarter of Section 33, Township 13 South, Range 22 East Boise Meridian.

The above-described right is evidenced by Decree No. 45-0092, as decreed to Orissa Critchfield in the case of Jacob Dayley, et al. vs. Heber C. Dayley, et al., dated October 10, 1903, in the Fourth Judicial District, County of Cassia, State of Idaho, with the date of priority of May 4, 1881.

The location of the original point of diversion is the Northwest Quarter of the Northeast Quarter of Section 14, Township 14 South, Range 22 East Boise Meridian, in Cassia County, Idaho.

Spring Range Waters:

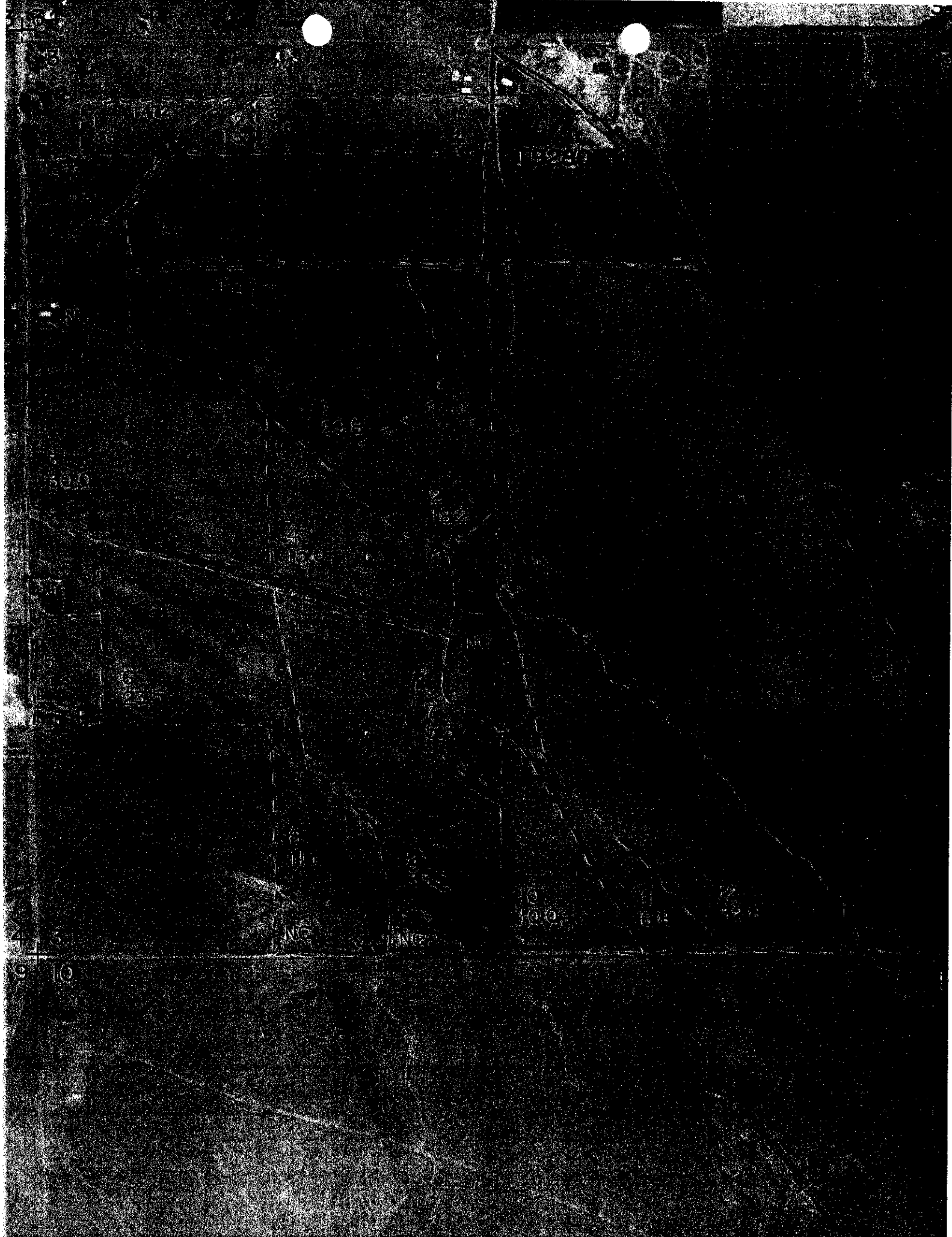
15 inches of Spring Range waters for use in watering range stock, and for use upon Section 24, Township 14 South, Range 22 East Boise Meridian and upon Sections 17, 18, 19, 20, 29, and 30, Township 14 South, Range 23 East Boise Meridian, with a date of priority of January 1, 1931.

The location of the original point of diversion is the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 18, Township 14 South, Range 23 East Boise Meridian, in Cassia County, Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said water.

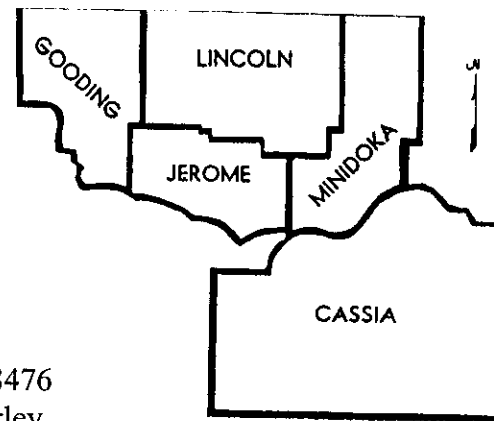
EXHIBIT C
(Grazing rights)

117 Animal Units per Month (AUM) under allotment 04033 to J.H. Callahan, which is scheduled as follows: Schedule 1 for 89 AUM's (134 Cattle); and Schedule 2 for 28 AUM's (50 Cattle) as grazing allotment granted by the United States Department of Interior, Bureau of Land Management.



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #38476
OFFICE: Burley

March 12, 2004

ID Dept. of Water Resources
1341 Fillmore Street
Twin Falls, ID 83303

RECEIVED
MAR 15 2004
Department of Water Resources
Southern Region

Dear Clerk:

Enclosed with this letter please find an original executed Notice of Change in Water Right Ownership with attached Option and Contract For Sale of Real Property, Memorandum of Understanding and aerial photo.

Please make the necessary changes in the records to indicate the new owners as Howard and Karen Robinson for future water assessments and notices.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,
Land Title and Escrow, Inc.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.

Joanne

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: [REDACTED]
Date Received: 5/17/1989
Receipt No: M003621
Received By: *At: owner change*

[REDACTED] NOTICE OF CLAIM TO A WATER RIGHT [REDACTED]
[REDACTED] ACQUIRED UNDER STATE LAW [REDACTED]

1. Name: CHARLES M PAYTON 208-862-3460
Address: 495 N LINCOLN
OAKLEY ID 83346
AND/OR
Name: ELIZABETH PAYTON 208-862-3460
Address: 495 N LINCOLN
OAKLEY ID 83346

2. Date of Priority: JAN 1, 1931

3. Source: SPRINGS Trib. to: SUMMIT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	23E	18	SE	NE	SE		CASSIA

5. Description of diverting works:
SPRING FLOWS INTO DITCH TO POND 10X20

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ WATER TO UP TO 125 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14S	22E	3			STOCK	
		12			STOCK	
		13			STOCK	
		24			STOCK	
	23E	17			STOCK	
		18			STOCK	
		19			STOCK	
		20			STOCK	
		29			STOCK	
		30			STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

07/03/1995, DJ: CHANGE OF OWNERSHIP FILED

9/14/99, CHANGED OWNERSHIP: CALLAHAN TO PAYTON AS PER FORM 1409
AND WARRANTY DEED REC'D 9/24/98. C.T.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

**DIRK KEMPTHORNE
GOVERNOR**

February 15, 2000

**KARL J. DREHER
DIRECTOR**

**CHARLES & ELIZABETH PAYTON
495 N LINCOLN
OAKLEY ID 83346**

**RE: OWNERSHIP CHANGE, FOR ADJUDICATION CLAIM 45-00078U;
A45-00079U; A45-00088; A45-00092B; A45-10598; A45-04138**

Dear Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

Cheryl E. Timm
Office Specialist

Enclosure

CT:ct

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)09/14/99 12:24:02
Page 1

Water Right Number - R45-04138

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - - - - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***

PAYTON

CHARLES M

1 - 495 N LINCOLN
2 -
3 -

State- ID Zip- 83346

PAYTON

ELIZABETH

City- OAKLEY
Phone - 208-862-3460
1 - 495 N LINCOLN
2 -
3 -

State- ID Zip- 83346

*** O - ORIGINAL OWNER ***

CALLAHAN

LINDA

1 - BOX 164
2 -
3 -

State- ID Zip- 83346

CALLAHAN

J H

City- OAKLEY
Phone - 208-862-3864
1 - BOX 164
2 -
3 -

State- ID Zip- 83346

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1931 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS SUMMIT CREEK+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

14S 23E 18 SE NE SE (31) CASSIA

+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code

04 - STOCKWATER 01/01 12/31 0.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.0+ - - - - - - - - - - - Place of Use - - - - - County
Twn Rng Sec Tract Lot Acres Code Description County
14S 23E 18 NE NE 04 STOCKWATER (31) CASSIA
14S 23E 20 NW NW 04 STOCKWATER (31) CASSIA
14S 23E 20 SW SW 04 STOCKWATER (31) CASSIA
14S 23E 29 SW SE 04 STOCKWATER (31) CASSIA

Total Acres:

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/17/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M003621	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

February 3, 1997

RECEIVED

SEP 24 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: A45-000784, 000794, 10598, 00088, 04138
000928 ✓
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked. Already in claim files
3. Name and Address of Former Owner/Claimant J. H. & Linda Callahan
PO Box 164, Oakley, ID 83346
4. New Owner/Claimant(s) Charles M. & Elizabeth Payton
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address 495 N Lincoln
City, State and ZIP Code Oakley, ID 83346
New Telephone Number () 862-3460
6-24-98
5. Date you acquired the property
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Charles M. Payton
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..
019 9/14/99 of
✓ ID 11/10/00

256336

MORTGAGE
(Idaho Property)

Copy

This mortgage is made this 24 day of June, 1998, between Charles M. Payton and Elizabeth Payton, husband and wife of Oakley City, County of Cassia, State of Idaho, herein referred to as mortgagor, and Joseph Henry Callahan of Oakley City, County of Cassia, State of Idaho, herein referred to as mortgagee.

Mortgagor, by a note dated 24th June, 1998, is indebted to mortgagee in the sum of One Hundred Twenty Six Thousand Eight Hundred Seventy Dollars (\$126,870), with interest from date at the rate of Seven percent (7%) per annum on the unpaid balance until paid, principal and interest to be paid at Box 164, 275 North Worthington Avenue, Oakley, Idaho 83346, or at such other place as the holder may designate in writing, delivered or mailed to mortgagor, in semiannual installments of Six Thousand Eight Hundred Eighty Dollars and No Cents (\$6,880.00), beginning December 1, 1998, the next payment to be due on February 15, 1999, and continuing on the same day and month of each year thereafter until the indebtedness is fully paid; except that, if not paid sooner, the final payment thereof shall be due and payable on February 15, 2013. The terms of such note are incorporated herein by reference.

Mortgagor, in consideration of the above-stated obligation, hereby mortgages to mortgagee all of the following described property, and interest running with said property, in the County of Cassia, State of Idaho, as set forth in Exhibit "A" (Schedule A legal property descriptions), Exhibit "C" (legal description of quit claimed property), Exhibit "D" (description of water rights' transferred), and Exhibit "E" (description of transfer of B.L.M. grazing allotments(AUM's). The foregoing Exhibits: A, C, D and E, are hereby incorporated herein by reference.

All of the above real property being located in Cassia County, Idaho.

Together with all improvements, privileges and appurtenances thereunto belonging and the rents issues and profits thereof, and all rights of homestead exemption, together with all ditch and water rights of every nature and all the estate and rights of the mortgagor in and to such premises.

Mortgagor covenants and agrees as follows:

SECTION ONE
PAYMENT OF INDEBTEDNESS

Mortgagor shall pay the indebtedness as hereinbefore provided.

SECTION TWO
WARRANTY OF OWNERSHIP

Mortgagor warrants that he is lawfully seised of an indefeasible estate in fee in the premises.

In witness whereof, this mortgage has been duly executed by mortgagor the day and year first written above.

Charles M. Payton
CHARLES M. PAYTON, Mortgagor

Joseph Henry Callahan
JOSEPH HENRY CALLAHAN, Mortgagee

Elizabeth Payton
ELIZABETH PAYTON, Mortgagor

STATE OF IDAHO)
 ss.
County of Cassia)

On this 24th day of June, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES M. PAYTON, known to me to be the person whose name is subscribed to the foregoing 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 first above written.

(SEAL)

Rose Kincaid
Notary Public for Idaho
Residing at: Hazelton
My Commission Expires: 4-27-2001

STATE OF IDAHO)
 ss.
County of Cassia .)

On this 24th day of June, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ELIZABETH PAYTON, known to me to be the person whose name is subscribed to the foregoing 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 first above written.

(SEAL)

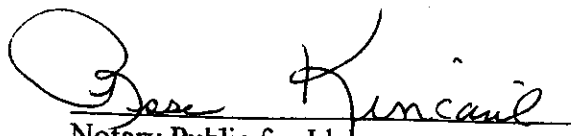
Rose Kincaid
Notary Public for Idaho
Residing at: Hazelton
My Commission Expires: 4-27-2001

STATE OF IDAHO)
 ss.
County of Cassia)

On this 24th day of June, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JOSEPH HENRY CALLAHAN, known to me to be the person whose name is subscribed to the foregoing 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 first above written.

(SEAL)


Notary Public for Idaho
Residing at: Nazette
My Commission Expires: 4-27-2001

SCHEDULE A

PARCEL NO. 1:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: The West 415 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$

PARCEL NO. 2:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: SE $\frac{1}{4}$ EXCEPT the East 900 feet

PARCEL NO. 3

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ NW $\frac{1}{4}$, EXCEPT the following described tracts:

Tract No. 1

Beginning at the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3;
Thence East 390 feet;
Thence North 650 feet;
Thence West 390 feet;
Thence South 650 feet to the Point of Beginning.

Tract No. 2

Beginning at the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3;
Thence North along the Section line 650 feet to the True Point of
Beginning;
Thence North 240 feet;
Thence East 390 feet;
Thence South 240 feet;
Thence West 390 feet to the Point of Beginning.

Exhibit A
CONTINUATION
SCHEDULE A

PARCEL NO. 4:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: SW $\frac{1}{4}$ NW $\frac{1}{4}$.EXCEPT the following the described tract:

Beginning at the Southwest corner of Lot 4 of said Section 3;
Thence South 21 7/11 rods;
Thence East 33 8/11 rods;
Thence North 21 7/11 rods;
Thence West 33 8/11 rods to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 13: NE $\frac{1}{4}$ & SE $\frac{1}{4}$

PARCEL NO. 6:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: N $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 7:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: S $\frac{1}{2}$ SE $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$

PARCEL NO. 8:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 18: Lots 2, 3, & 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Exhibit A
CONTINUATION

SCHEDULE A

PARCEL NO. 9:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: Lots 1, 3 & 4, E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

PARCEL NO. 10:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: N $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

PARCEL NO. 11:

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: N $\frac{1}{2}$ SE $\frac{1}{4}$ EXCEPT the East 32 rods
Section 20: SE $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the East 32 rods
Section 20: SW $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the West 32 acres
Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPT the East 32 rods

EXHIBIT D
(Water rights descriptions)

Birch Creek Rights:

The following water rights of Birch Creek, as such run with Section 3, Township 14 South, Range 22 East Boise Meridian, to-wit: 20 inches of Decreed Right 45-00077 from Jacob Dayley and 4 ½ inches of Decreed Right 45-00080 from E.R. Dayley, both with date of priority of March 1, 1875; 7 ½ inches of Decreed Right 45-00078 from Jacob Dayley with date of priority of April 1, 1881; 12 ½ inches of Decreed Right 45-00079 from Jacob Dayley with priority date of December 5, 1882; and 75 inches of the waters of Birch Creek of date of priority of April 15, 1882 of Decreed Right to John Millard.

Critchfield Spring Rights:

Two-thirds (2/3) of all waters of Critchfield Springs placed in Birch Creek, not exceeding in amount Two Hundred (200) inches (4.0 cubic feet per second), for use upon the Northeast Quarter of Section 33, Township 13 South, Range 22 East Boise Meridian.

The above-described right is evidenced by Decree No. 45-0092, as decreed to Orissa Critchfield in the case of Jacob Dayley, et al. vs. Heber C. Dayley, et al., dated October 10, 1903, in the Fourth Judicial District, County of Cassia, State of Idaho, with the date of priority of May 4, 1881.

The location of the original point of diversion is the Northwest Quarter of the Northeast Quarter of Section 14, Township 14 South, Range 22 East Boise Meridian, in Cassia County, Idaho.

Spring Range Waters:

15 inches of Spring Range waters for use in watering range stock, and for use upon Section 24, Township 14 South, Range 22 East Boise Meridian and upon Sections 17, 18, 19, 20, 29, and 30, Township 14 South, Range 23 East Boise Meridian, with a date of priority of January 1, 1931.

45-4138

The location of the original point of diversion is the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 18, Township 14 South, Range 23 East Boise Meridian, in Cassia County, Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said water.

256331

QUITCLAIM DEED OF WATER RIGHTS

THIS INDENTURE, made this 24th day of June, 1998, between Joseph Henry Callahan herein called the "Grantor", whose address is 275 North Worthington Ave., Oakley, Idaho, and Charles M. Payton and Elizabeth Payton herein called the "Grantee", whose address is 495 North Lincoln, Oakley, Idaho.

WITNESSETH

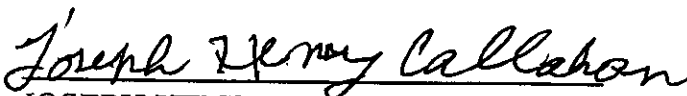
The said Grantor, for good and valuable consideration to the Grantor in hand paid by the Grantee, the receipt whereof is acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee as their sole and separate property, and to the Grantee's heirs and assigns, all of the Grantor's interest in those certain water rights situated in the County of Cassia, State of Idaho, more particularly described as follows, to-wit:

15 inches of Spring Range waters for use in watering range stock, and for use upon Section 24, Township 14 South, Range 22 East Boise Meridian and upon Sections 17, 18, 19, 20, 29, and 30, Township 14 South, Range 23 East Boise Meridian, with a date of priority of January 1, 1931.

The location of the original point of diversion is the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 18, Township 14 South, Range 23 East Boise Meridian, in Cassia County, Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion or reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said water.

IN WITNESS WHEREOF, the Grantor has executed this quitclaim deed of water rights this 24th day of June, 1998.


JOSEPH HENRY CALLAHAN

STATE OF IDAHO)
 : ss.
County of Cassia)

On this 24th day of June, 1998, before me, a notary public in and for said State, personally appeared JOSEPH HENRY CALLAHAN, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

(SEAL)

Rose Kincail
Notary Public for Idaho
Residing at: Payette
My Commission Expires: 4-27-2001

RECORDED AT THE REQUEST OF
Henry McIlwain
FILM 300
1998 JUN 25 P 2:14
256331
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 6.00 DEPUTY BR
Box 188
Payette.

256333

QUITCLAIM DEED OF WATER RIGHTS

THIS INDENTURE, made this 24th day of June, 1998, between Joseph Henry Callahan herein called the "Grantor", whose address is 275 North Worthington Ave., Oakley, Idaho, and Charles M. Payton and Elizabeth Payton herein called the "Grantee", whose address is 495 North Lincoln, Oakley, Idaho.

WITNESSETH

The said Grantor, for good and valuable consideration to the Grantor in hand paid by the Grantee, the receipt whereof is acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee as their sole and separate property, and to the Grantee's heirs and assigns, all of the Grantor's interest in those certain water rights situated in the County of Cassia, State of Idaho, more particularly described as follows, to-wit:

The following water rights of Birch Creek, as such run with Section 3, Township 14 South, Range 22 East Boise Meridian, to-wit: 20 inches of Decreed Right 45-00077 from Jacob Dayley and 4 ½ inches of Decreed Right 45-00080 from E.R. Dayley, both with date of priority of March 1, 1875; 7 ½ inches of Decreed Right 45-00078 from Jacob Dayley with date of priority of April 1, 1881; 12 ½ inches of Decreed Right 45-00079 from Jacob Dayley with priority date of December 5, 1882; and 75 inches of the waters of Birch Creek of date of priority of April 15, 1882 of Decreed Right to John Millard. 45-00088

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion or reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said water.

IN WITNESS WHEREOF, the Grantor has executed this quitclaim deed of water rights this 24th day of June, 1998.

¹
Joseph Henry Callahan

JOSEPH HENRY CALLAHAN

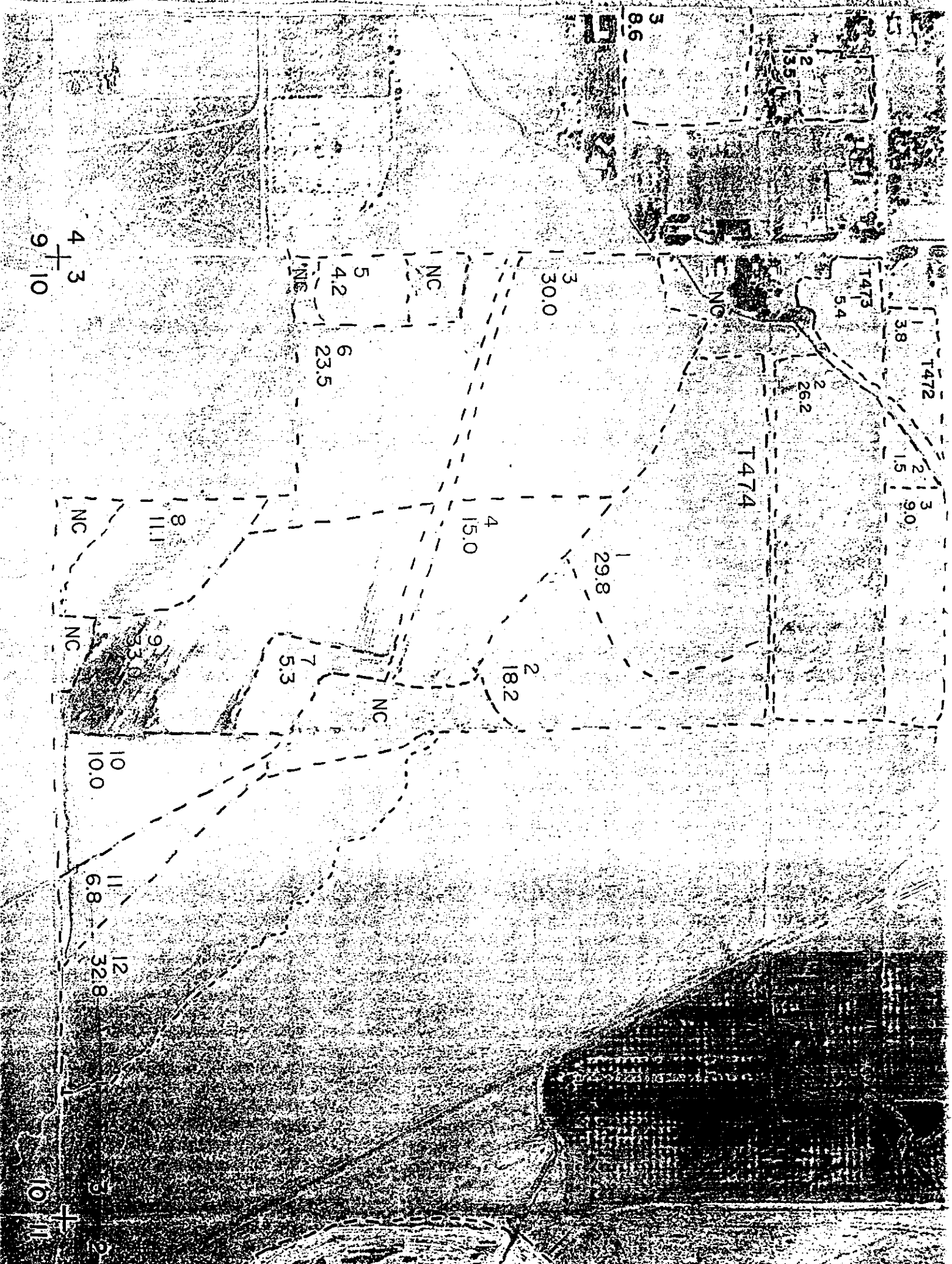
STATE OF IDAHO)
 : ss.
County of Cassia)

On this 24th day of June, 1998, before me, a notary public in and for said State,
personally appeared JOSEPH HENRY CALLAHAN, known or identified to me to be the
person whose name is subscribed to the foregoing instrument, and acknowledged to me that
he executed the same.

(SEAL)

Don Kincaid
Notary Public for Idaho
Residing at: *Payette*
My Commission Expires: *4-27-2001*

RECORDED AT THE REQUEST OF
Henry McHenry
FILM *300*
1998 JUN 25 P 2:18
CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE *6.00* DEPUTY *DM*
2563333



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

DATE: 02/06/98
PAGE: 1

NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSITY
RATE

DIVERSION
VOLUME

J H CALLAHAN
LINDA CALLAHAN
BOX 164
OAKLEY ID 83346
(208) 862-3864

Water Source: SPRINGS

Tributary to: SUMMIT CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14S R23E S18
SENESE

Place of use Legal Description for: STOCKWATER

131

[illegible]

SE	SWSE	SESE
Lt AC	Lt AC	Lt AC
---	---	---

14S	23E	18	:	S
14S	23E	20	:	
14S	23E	29	:	

POU County: CASSIA

Other Rights: NONE

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP

STOCKWATER; 125 HEAD RANGE CATTLE

PARCEL NOS:

T14SR23E187200A

T14SR23E203000A

T14SR23E290150A

Dates: **Exam Made Date:**

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 02/06/1998 User-ID: SSHERMAN Subject: LEGAL DESCRIPTIONS

AJ0749NP
No. R45-04138

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

DATE: 02/06/98
PAGE: 2

Comments: Date: 02/06/1998 User-ID: SSHERMAN Subject: LEGAL DESCRIPTIONS
CLAIMANT MARKED POUS ON MAP OF T14SR23E, BUT IGNORED MAP OF
T14SR22E. CLAIMANT WROTE '5500 FEET OF PIPE' ON MAP, BUT IF POU'S
ARE CORRECT, IT WOULD BE MUCH MORE.

Audit: 02/06/98 SSHERMAN

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997

PAGE: A-74

RIGHT NUMBER:

45-04138

NAME & ADDRESS:

J H CALLAHAN
BOX 164
OAKLEY ID 83346

SOURCE:

SPRINGS

TRIBUTARY: SUMMIT CREEK

QUANTITY:

0.2 CFS

PRIORITY DATE:

01/01/1931

POINT OF DIVERSION:

T14S R23E S18

SENESE

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER S/ WATER TO UP TO 125 H

PERIOD OF USE

01-01 12-31

QUANTITY

0.2 CFS

PLACE OF USE:

STOCKWATER

Within CASSIA County

T14S R22E S03	W 1/2 SE	RP 14S 22E 03	1350A
S12	SW SE		12 8700A
S13	E 1/2		13 0000A
S24	NE 1/4 NE 1/2		24 0000A
R23E S17	SE 1/2	23E 17	6000A
S18	S 1/2 NE RPI4S 23E 18 0400 and SE 1/4	→ 18	7200A
S19	SE NE, N 1/2 NE, SE 1/4		19 0000A
S20	NW NW, S 1/2 NW, N 1/2 SW, NWSE, E 1/2 SE		20 3000A
S29	NF NE		29 0150A

* → S30 See attached for owners.
(Sherley, Matthews, Alastra)

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

JH Callahan is Jo. Judy Zollinger, deputy assessor, paid to call his daughter, Linda Callahan, Oakley, if any questions. Judy is person who gave me 1/4's from tax id cards.

Heather @ Springfield
Kindergarten
678-6612

+ 45-00078U
V-00079U
V-00088
V-00089B
V-10598
V-00072B

100 09-23-97

V-00072B

AJ5609NP
No. R45-04138

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/98
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J H CALLAHAN	01/01/1931	STOCKWATER	01-01 12-31	0.20 CFS	
TOTAL DIVERSION:					0.20 CFS	

Water Source: SPRINGS

Tributary to: SUMMIT CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T14S R23E S18

SENESE

CASSIA County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE															
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
14S	22E	3	:																												
14S	22E	12	:																												
14S	22E	13	:																												
14S	22E	24	:																												
14S	23E	17	:																												
14S	23E	18	:																												
14S	23E	19	:																												
14S	23E	20	:																												
14S	23E	29	:																												
14S	23E	30	:																												

POU County: CASSIA

Non-Irrigation Uses: S/ WATER TO UP TO 125 HEAD RANGE CATTLE

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Per Bruce Bedke
city just dump water.
they no longer have domestic uses
his system claimed under 45-10508
is part of this system. 10507

Held for second review

Callahan A45-04138

01-15-1998 _{no}

Enclosures to my 1-7-98 ltr returned w/only map
of R23E marked w/10 PUSs. Claimant stated
on label of map "5,500' of pipe."

According to his map, T45 R23E - PUSs are:

S.17 $\oplus$

S.18 NESE

S.19 $\oplus$

S.20 NW NW, NW SW

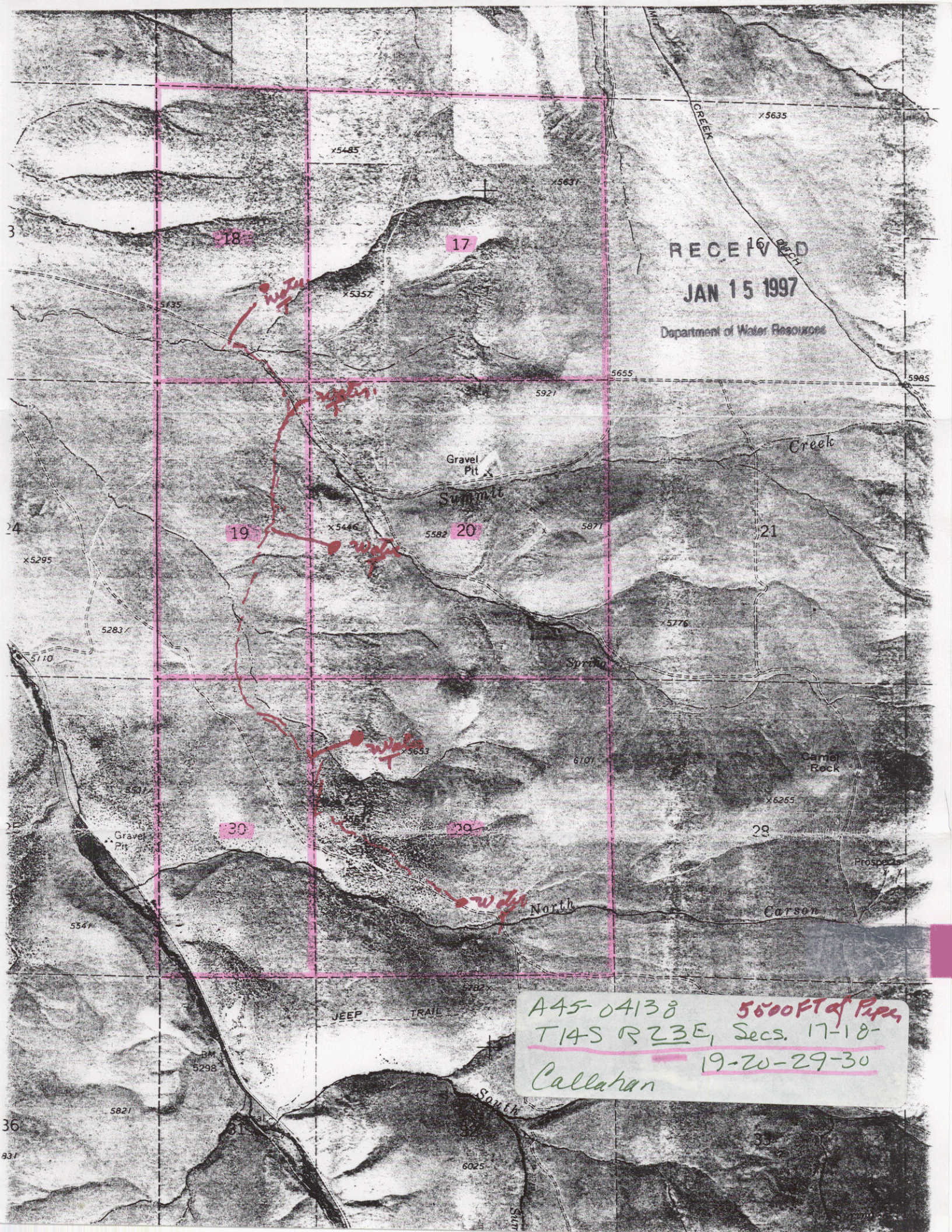
S.29 NW NW (on line) between SW & SE 1/4's

S.30 $\oplus$

Claimant did not mark T45 R22E, altho PUS
claimed.

~~strip of questionable land returned~~

also see #3 of 01-07-98 ltr re pond.



RECEIVED

JAN 15 1997

Department of Water Resources

A45-04138 5600 FT of Pipe
T14S R23E, Secs. 17-18-
19-20-29-30
Callahan

Department of Water Resources

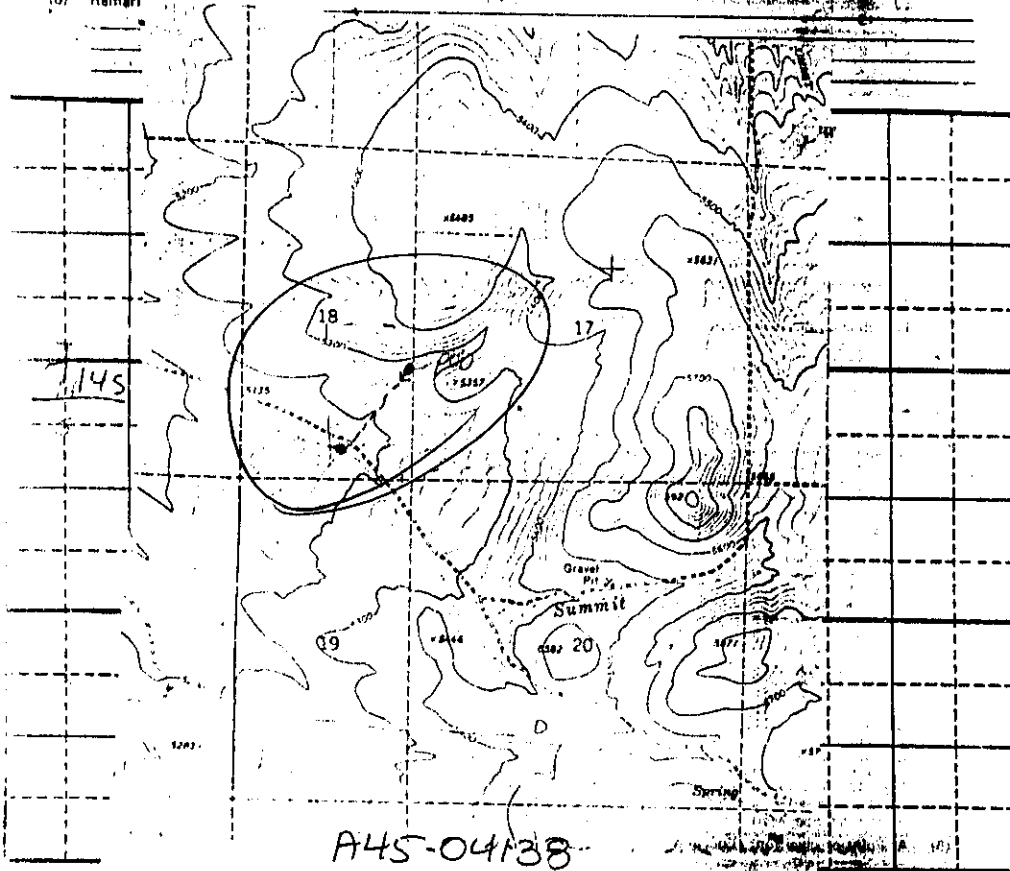
Callahan

RECEIVED

JAN 15 1997

R 23 Department of Water Resources

(B) Flamarl



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' subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Cassia

A45-04138

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.

Sworn to before me this 18th day of November

JH Callahan

(Claim) **MICROFILMED**

Clara **NOV 18, 1993**

Notary Public

32-7

No. A45-04138

DATE: 01/06/98
PAGE: 1

C J H CALLAHAN
C LINDA CALLAHAN
PO BOX 164
OAKLEY ID 83346
(208) 862-3864

01/01/1931 STOCKWATER

0.20 CFS

DIVERSION VOLUME

TOTAL DIVERSION: 0.20 CFS

0.20 CFS

Tributary to: SUMMIT CREEK

Stage: BENEFICIAL USE

T14S R23E S18

SENESE

RECEIVED

FS

ES

T	R	S
14S	22E	3
14S	22E	12
14S	22E	13
14S	22E	24
14S	23E	17
14S	23E	18
14S	23E	19
14S	23E	20
14S	23E	29
14S	23E	30

JAN 15 1988

Department of Water Resources

POU County: CASSIA

Non-Irrigation Uses: S/ WATER TO UP TO 125 HEAD RANGE CATTLE

Other Rights: NONE

Remarks: GEN 07/03/1995, D.J.: CHANGE OF OWNERSHIP FILED

Dates: _____ **Exam Made Date:** _____

Objection Filed Date:

Misc: _____
Water District Number: _____

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 7, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

J H CALLAHAN AND
LINDA CALLAHAN
PO BOX 164
OAKLEY ID 83346

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A45-04138

Dear Claimants:

We are nearing time to submit water right claims in your area to the SRBA Court and need your assistance on your claim #A45-04138, which is incomplete.

Only the section numbers were entered when this claim was filed in the SRBA in May, 1989. Before we can report this claim, we must have the ~~W~~s entered in each section. I have enclosed an Adjudication Claim Profile report of claim #A43-04138 for your reference.

I have also enclosed a copy of the map submitted when the claim was originally filed in November, 1981, by J. H. Callahan and circled the Point of Diversion and Place of Use, both located in Section 18. When the SRBA Claim was filed in 1989, there were several additional sections claimed. Are there ditches from the 10' x 20' pond in Section 18 which deliver water to stock troughs? Please provide a description of your diversion works and mark your points of diversion and places of use in each section. I have enclosed maps of the sections claimed. Please mark the point of diversion and place of use and return the maps to me.

Time is of the essence; please respond by January 16, 1998. Call me toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Adjudication Profile Report
Microfiche Copy of Map from 11/1981 Claim
Maps



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1997

01-14-98 He called. There's no water on
this land @ all.

KENNETH AND RENEE SHERFEY
BOX 144
OAKLEY ID 83346

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A45-04138

Dear Claimants:

We have been advised you may be the owners of part of the property with the water right referenced above. According to County records, your property is located in T14S, R23E, Sec. 30, and is part of Lot 4.

Before we can modify our records to reflect your ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use. Please return the completed form with warranty deed copy and map to my attention no later than January 16, 1998.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:state

Enclosure:

Form 42-248/42-1409(6)

PARCEL NO.

RP 14S23E30S400 A

TAX CODE 34-00

1997

CATEGORY DESCRIPTION
5 DRY GRAZINGLOTS/ACRES
41.010 ACMARKET VALUE
1,312

41.010

1,312*

OWNER
BOB & RENEE
BOX 144
DAKLEY ID 83346LEGAL
B 30 T 14 R 23PROPERTY ADDRESS
PARCEL NO. RP 14S23E30S400 A TAX CODE 34-00

Mr. Sen 12-31-97
 1-14-98 Mr. Sharkey said
 there is water on this
 parcel.

4-15-98
 Mr. Sharkey
 called
 again.

Spring is in Sec. 25.
 Sharkey owns these
 4 acres, but water
 use.

PARCEL NO.

RP 14S23E30S801 A

TAX CODE 34-00

1997

CATEGORY DESCRIPTION
5 DRY GRAZINGLOTS/ACRES
3.600 ACMARKET VALUE
115

3.600

115*

OWNER
JAMES ETAL
WELLS INVESTMENT CO LTD
1304 ELM AVE
PROVO UT 84601LEGAL
B 30 T 14 R 23PROPERTY ADDRESS
PARCEL NO. RP 14S23E30S801 A TAX CODE 34-00

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997

PAGE: A-74

RIGHT NUMBER:

45-04138

NAME & ADDRESS:

J H CALLAHAN
BOX 164
OAKLEY ID 83346

SOURCE:

SPRINGS

TRIBUTARY: SUMMIT CREEK

QUANTITY:

0.2 CFS

PRIORITY DATE:

01/01/1931

POINT OF DIVERSION:

T14S R23E S18

SENESE

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER S/ WATER TO UP TO 125 H

PERIOD OF USE

01-01 12-31

QUANTITY

0.2 CFS

PLACE OF USE:

STOCKWATER

Within CASSIA County

0028	T14S R22E	S03	W 1/2 SE	RP 14S 22E 03	1350A
		S12	SW SE	12	8700A
		S13	E 1/2	13	0000A
		S24	NE 1/4 NE 1/2	24	0000A
	R23E	S17	SE 1/2	23E 17	6000A
		S18	S 1/2 NE R23E 18 0400	End SE 1/4 → 18	7200A
		S19	SENE, N 1/2 NE, SE 1/4	19	0000A
		S20	NW NW, S 1/2 NW, N 1/2 SW, NWSE, E 1/2 SE	20	3000A
		S29	NF NE	29	0150A
		S30	See attached for owners.		

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

JH Callahan is 90. Judy Zollinger, deputy assessor, said to call his daughter, Linda Callahan, Oakley, if any questions. Judy is person who gave me 1/4's from tax id. cards.

Teacher @ Springfield
Kindergarten
678-6612

+ 45-00078U
V-00079U
V-00088
V-00089B
V-10598
V-00092B

- 00 08-28-97

Not M003621
\$25.00

filed 5-89

Linda Callahan (on all claims)
28/862-3864

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 31, 1997

KARL J. DREHER
DIRECTOR

MATTHEWS BROTHERS INC
RT 1
OAKLEY ID 83346

*2-4-1998
Response
SS*

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #A45-04138

Dear Claimant:

We have been advised you may be the owner of part of the property with the water right referenced above. I have enclosed an Adjudication Profile Report of this claim for your reference and highlighted the portion county records show you own.

Before we can modify our records to reflect your new ownership of a portion of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, Warranty Deed and map to my attention at this office no later than January 16, 1998.

While I was researching the water right claims filed by Matthews Brothers, I noted what I am sure is an error. On Adjudication Notice of Claim #A45-11006 the Place of Use Township is 15 north instead of 15 south. T15N is located in Lemhi County. If you would like to amend claim A45-11006 please call me toll-free at 1/800-451-4129. I can send you an Amended Claim to sign in front of a Notary Public and return to me. There is no fee to amend a claim.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:state
Enclosures:

Form 42-248/42-1409(6)
(2) Adjudication Profile Reports

PARCEL NO

RP 14S23E300000 A

TAX CODE 34-00

1997

CATEGORY DESCRIPTION

LOTS/ACRES

MARKET VALUE

5 DRY GRAZING

40.000 AC

1,280

40.000

1,280*

OWNER MATTHEWS BROTHERS INC

RT 1 BOX D
OAKLEY

ID 83346

LEGAL

NENE
S 30 T 14 R 23

PROPERTY ADDRESS

PARCEL NO. RP 14S23E300000 A TAX CODE 34-00

PARCEL NO.

RP 14S23E307200 A

TAX CODE 34-00

1997

CATEGORY DESCRIPTION

LOTS/ACRES

MARKET VALUE

5 DRY GRAZING

80.000 AC

2,560

80.000

2,560*

OWNER MATTHEWS BROTHERS INC

RT 1
OAKLEY

ID 83346

LEGAL

E1/2SE
S 30 T 14 R 23

PROPERTY ADDRESS

PARCEL NO. RP 14S23E307200 A TAX CODE 34-00

Let Sam 12-31-97

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997
PAGE: A-74

RIGHT NUMBER:

45-04138

NAME & ADDRESS:

J H CALLAHAN
BOX 164
OAKLEY ID 83346

SOURCE:

SPRINGS

TRIBUTARY: SUMMIT CREEK

QUANTITY:

0.2 CFS

PRIORITY DATE:

01/01/1931

POINT OF DIVERSION:

T14S R23E S18

SENESE

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER S/ WATER TO UP TO 125 H

PERIOD OF USE

01-01 12-31

QUANTITY

0.2 CFS

PLACE OF USE:

STOCKWATER

Within CASSIA County

DDZ 8	T14S R22E S03	W 1/2 SE	RP 14S 22E 03	1350A
"	S12	SW SE	12	8700A
"	S13	E 1/2	13	0000A
"	S24	NE 1/4 NE 1/2	24	0000A
	R23E S17	SE 1/2	23E 17	6000A
	S18	S 1/2 NE RP 14S 23E 12 0400	End SE 1/4 → 18	7200A
	S19	SE NE, N 1/2 NE, SE 1/4	19	0000A
	S20	NW NW S 1/2 NW, N 1/2 SW, NWSE, E 1/2 SE	20	3000A
	S29	NF NE	29	0150A
	S30	See attached for owners.		

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

JH Callahan is 90. Judy Zollinger, deputy assessor, said to call his daughter, Linda Callahan, Oakley, if any questions. Judy is person who gave me 1/4's from tax id. cards.

Heather Springfield
Kindergarten
678-6612

+ 45-00078U
V-00079U
V-00088

V-00087B
V-10598

V-00092B

- 08-28-97

with M003621
\$25.00

filed 5-89

Linda Callahan (on all claims)
28/862-3864

RECEIVED

JUL 03 1995

Department of Water Resources

Southern Region

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: **A45-04138**
Date Received: 5/17/1989
Receipt No: M003621
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: J H CALLAHAN 208-862-3864
Address: PO BOX 164
OAKLEY ID 83346
AND/OR
Name: LINDA CALLAHAN
Address: PO BOX 164
OAKLEY ID 83346

2. Date of Priority: JAN 1, 1931

3. Source: SPRINGS Trib. to: SUMMIT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	23E	18	SE	NE	SE		CASSIA

5. Description of diverting works:
SPRING FLOWS INTO DITCH TO POND 10X20

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ WATER TO UP TO 125 HEAD RANGE CATTLE

MICROFILMED

DEC 3 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14S	22E	3			STOCK	
		12			STOCK	
		13			STOCK	
		24			STOCK	
	23E	17			STOCK	
		18			STOCK	
		19			STOCK	
		20			STOCK	
		29			STOCK	
		30			STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
07/03/1995, DJ: CHANGE OF OWNERSHIP FILED

15. Basis of Claim: BENEFICIAL USE

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RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

JUL 23 1995

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

Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
☒ Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ 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) A45-00089B, A45-00092B, A45-00598
Assigned by IDWR: A45-04138, A45-00078U, A45-00079U, A45-00088

☐ Name and Address of Former Owner/Claimant(s)(Seller): J H Callahan
PO Box 164
Oakley, Idaho 83346

☐ New Owner/Claimant (Purchaser): J H Callahan and/or Linda Callahan

☐ New Mailing Address: PO Box 164
Oakley, Idaho 83346

☐ New Telephone Number: 208-862-3864

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

☐ Attach proof of ownership, describe proof attached: _____

(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) J H Callahan Date 6/6/95
Linda Callahan Date 6/6/95

☐ Signature of Former Owner/Claimant(s): J H Callahan Date 6/6/95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 7/3/95 By: DF

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Becki Clark
Notary Public - Oakley
Comm. Expires: June 23, 1996
MICROFILMED

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

DEC 3 1996

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-04138
Date Received: 5/17/1989
Receipt No: 1003621
Received By: RB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. H. CALLAHAN 208-862-3864
Address: BOX 164
OAKLEY, ID 83346

2. Date of Priority: JAN 01, 1931

3. Source: SPRINGS Trib. to: SUMMIT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	23E	18	SE	NE	SE		CASSIA

5. Description of diverting works:
SPRING FLOWS INTO DITCH TO POND 10X20

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ WATER TO UP TO 125 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	22E	3				STOCK	
		12				STOCK	
		13				STOCK	

A45-04138

Page 1

Date: 05/17/89

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OCT 27 1994

MICROFILMED
MAR 08 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14S	22E	24			STOCK	
	23E	17			STOCK	
		18			STOCK	
		19			STOCK	
		20			STOCK	
		29			STOCK	
		30			STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

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

Number of attachments: 1

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): X G H Callahan Date: May 17, 1989

Date: _____

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 17th day

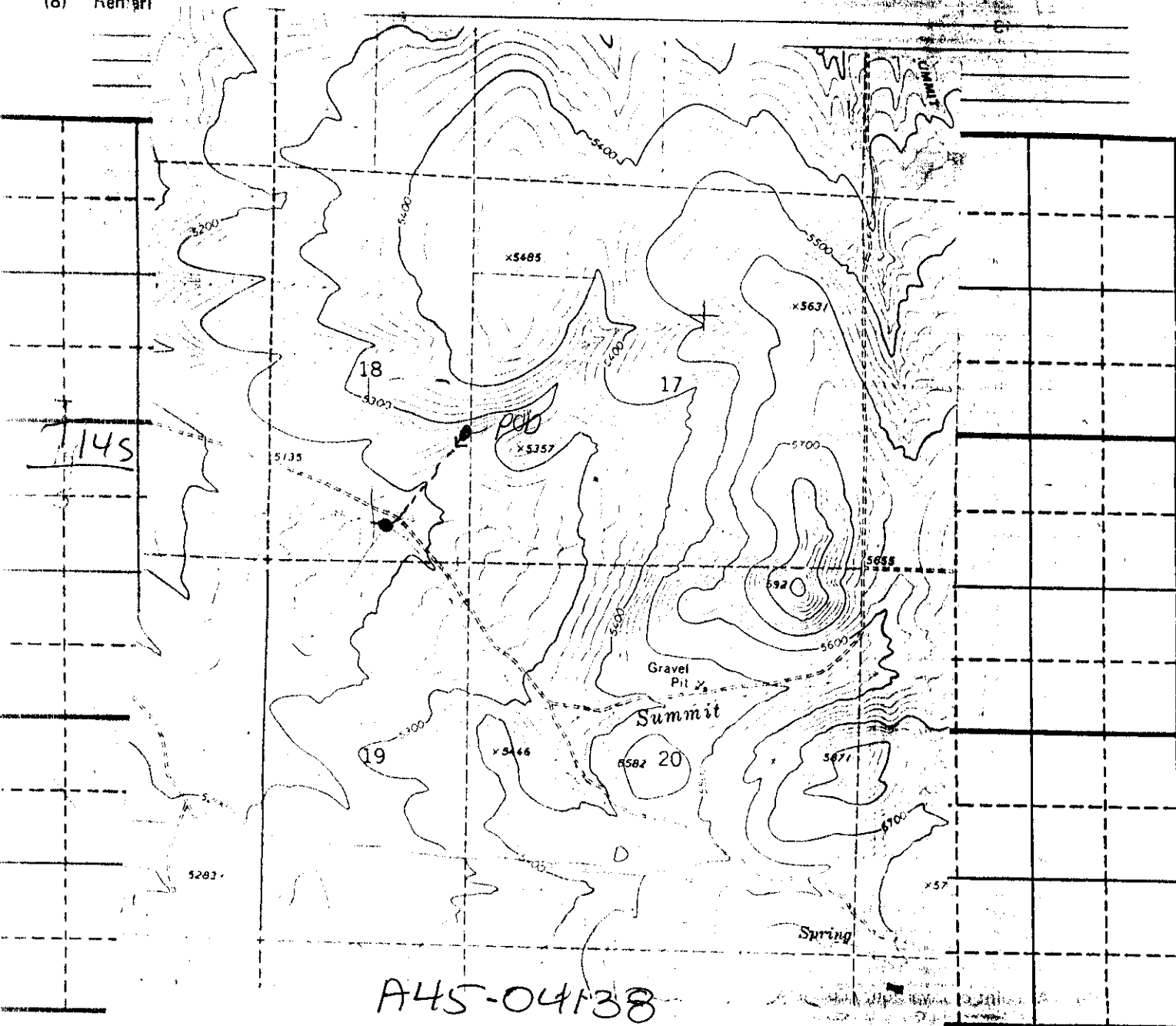
of May 19 89

Seal

Anna Baunhoff
Notary Public

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission ~~Expires~~ Expires December 7, 1994

(8) Remark



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

County of

Cassia

) \$5.

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.

Sworn to before me this 18th day of November

1987

MICROFILMED

Alta 7 MAR 08 1993

Notary Public

DATE: 09/14/99
PAGE: 1

Stage: BENEFICIAL USE

CASSIA County

SEE

POU County: CASSIA

Non-Irrigation Uses: S/ WATER TO UP TO 125 HEAD RANGE CATTLE

Other Rights: NONE

Remarks: GEN 07/03/1995, DJ: CHANGE OF OWNERSHIP FILED

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
--------	-----------------	----------------	-----------------------

Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

DATE: 09/14/99
PAGE: 2

Stage: BENEFICIAL USE

CASSIA County

SE

POU County: CASSIA

Other Rights: NONE

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER; 125 HEAD RANGE CATTLE

PARCEL NOS:
T14SR23E187200A
T14SR23E203000A
T14SR23E290150A

Dates:	Exam Made Date:	Verified Date:	02/06/1998	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that J. H. CALLAHAN 8 x 164
(Name of Claimant)
PAULEY, IDAHO Telephone No. 862-3370
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- 7 (1) Date of priority: (When was the water first applied to a beneficial use) 1931, Jan 1

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Summit Cr.
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive) (Mo., Day)	
Quantity	<u>0.20</u>	Use	<u>stock water</u>	Period of Use From	<u>Jan 1</u> To <u>Dec 31</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	<u>3</u>	Use	_____	Period of Use From	_____ To _____
Quantity	<u>3</u>	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____

- (4) 0.20 TOTAL QUANTITY USED.
(cfs, gpd, APM)
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SE 1/4, Sec. 18 Twp. 14S Rge. 23E B.M., County of CASSIA
Additional points of diversion: Spring ditch

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Spring WATER RUNS THRU DITCH TO pond for
Stock WATER U.S.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres _____

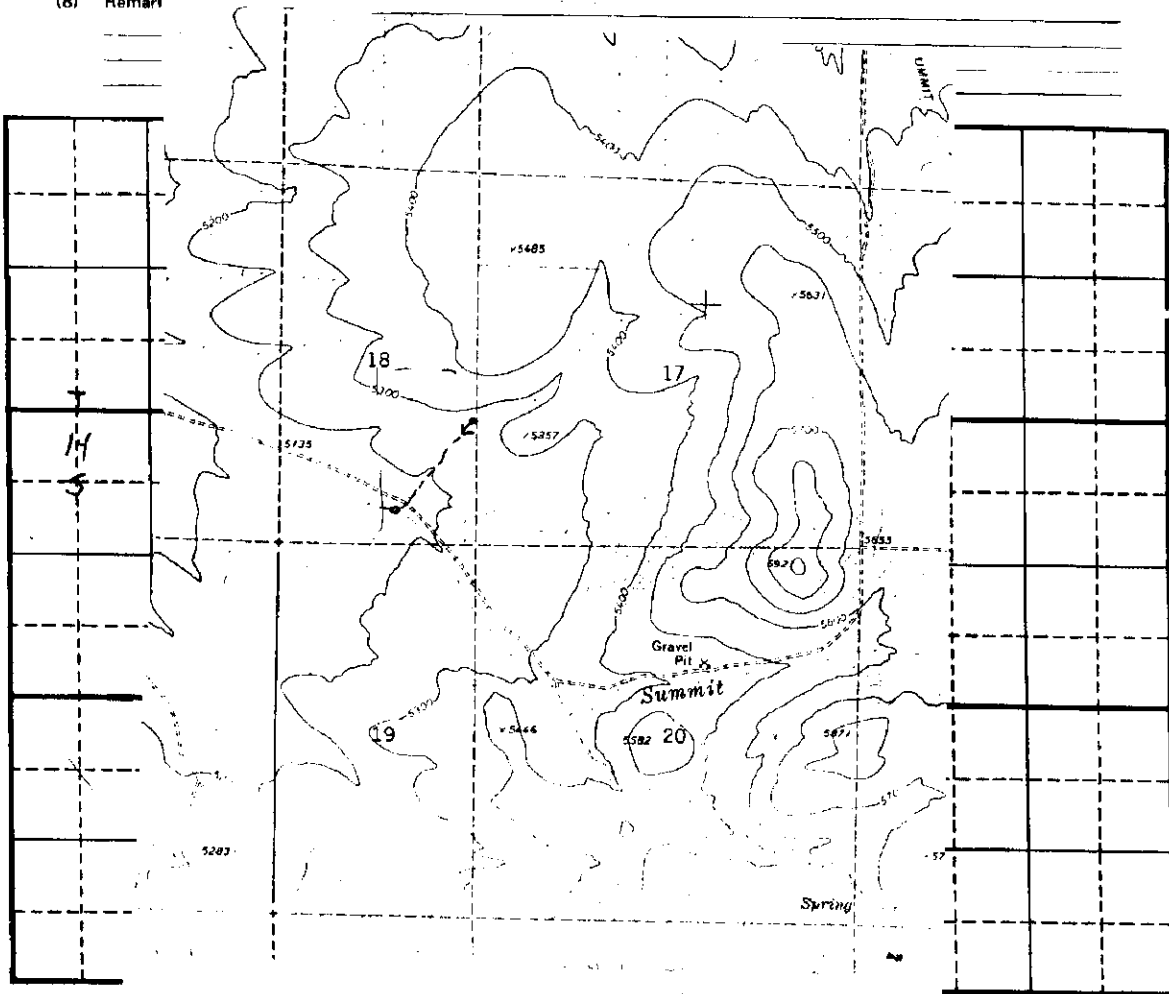
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stock water

NOTE: Include here the type and number of stock watered: 500 H&AD.
If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remark

R 23 E



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)
County of Cassia) ss.

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.

Sworn to before me this 18th day of November, 1981.

JH Callahan
(Claimant)

Olta Hunter
Notary Public
Residing at Osby, Idaho

My commission expires May 8, 1982.

FOR DEPARTMENT USE ONLY

Received by map Date 11/19/81 Exception filed by: _____ Date _____
Prelim. check by map Date 11-20-81
30.00-820.00 fee received by map Date 11/19/81 #20665
Published in South Idaho Press
Dates 12/3 + 12/10/81

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-4138

WATER RIGHT NUMBER: 45-4138

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J H CALLAHAN BOX 164 OAKLEY, ID 83346

Priority Date: 01/01/1931

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SUMMIT CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4SE1/4	Sec. 18, Twp 14S, Rge 23E, B.M.
CASSIA County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	23E	18																	X

Total Acres: 0

Conditions of Approval:Remarks:

1. General S/500 RANGE

Comments:Dates and Other Information:

