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JAN 14 1999

Department of Water Resources
Southern Region

RECEIVED 71-10057

JAN - 4 1999

Department of Water Resources
Adjudication BureauIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re the General Adjudication of Rights)
to the Use of Water from the Snake River)
Basin Water System)The State of Idaho, ex rel. R. Keith)
Higginson in his official capacity as)
Director of the Idaho Department of)
Water Resources,)

Petitioner,)

vs.)

The United States; the State of Idaho; and)
all Claimants to the Use of Water from the)
Snake River Basin Water System,)

Respondents.)

Water Right No. 71-10057

(The water right number you are objecting to must be inserted here)

STANDARD FORM 1

OBJECTION

INSTRUCTIONS

This form must be used to file an objection to a water right recommended in the director's report. *Only one party/claimant may object to one water right per objection form.* To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you do, the text must be on the front and back of each page exactly as it appears here. The objection must be received by the court on or before the deadline specified in the Notice of Filing the Director's Report that IDWR mailed to you. Follow the Instructions for Mailing this objection (Page 6) or the court will not accept it for filing. This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4, which may be consulted for further information.

Any party filing 25 or more objections must make an appointment with the Clerk of the SRBA Court.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay or needlessly increase the cost of litigation.



I. GENERAL INFORMATION

Please fill in the following information:

1. *Party/Claimant objecting:*

Name: Kathy Cole c/o Sawtooth Hotel
Address: Post Office Box 52
Stanley, ID 83278
Phone: Work: _____ Home: 208-774-2282

Briefly describe your interest in this water right: Owner

If this objection is *filed by an attorney*:

Attorney Name: J. Walter Sinclair
Attorney Address: P. O. Box 366
Twin Falls, ID 83303-0366
Attorney Phone No.: 208-733-5463

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

2. *Owner of the water right. You must identify the owner exactly as it appears in the Director's Report:*

Name: Kathy Cole/Sawtooth Hotel
Address: P.O. Box 52
Stanley, ID 83278

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ *Name and Address*: I object to the name and/or address of the owner of the water right.
2. ☐ *Source*: I object to the source of water.
3. ☐ *Quantity*: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ *Priority Date*: I object to the priority date.
5. ☐ *Points of Diversion*: I object to the legal description of the point(s) of diversion.
6. ☐ *Instream Flow*: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ *Purpose(s) of Use*: I object to the purpose(s) of use.
8. ☐ *Period of Year*: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ *Place of Use*: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ *Consumptive Use*: I object to the annual volume of consumptive use.
11. ☐ *Remarks*: I object to the "remarks" listed with the water right.
12. ☐ *Water Right Recommendation*: I object to:
 - a. ☐ this water right being recommended at all; or
 - b. ☐ this water right not being recommended.

13. ☐ *Description of Reservation:* I object to the legal description of the reservation.
14. ☒ *Other:* I object to: The "Explanatory Material" should describe
the legal description of the property as: Block 6, Lots 1,
2, 10, 11, 12 and Tract 88-26 Stanley Original Townsite.

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The legal description in the "Explanatory Material" left
out "Lot 10" and "Tract 88-26 Stanley Original Townsite".

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- ☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls

Attorney for Kathy Cole,
J. Walter Sinclair, /, being first duly sworn, upon oath, deposes and says:
(Name of party/claimant filing objection)

That I am the party/claimant filing this objection (as listed on Page 2, Section 1, "Party/Claimant Objecting"), as defined by I.C. § 42-1401A(1) and (7), and I have read this objection, know its contents and that the statements are true to the best of my knowledge and belief.

Signature of party/claimant filing objection

By: J. Walter Sinclair
(Attorney signing in representative capacity)
J. WALTER SINCLAIR

Subscribed and sworn to before me on: 12/28/98
(Insert Date)

Judy L. Lundy
Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 7/15/99

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to all of the parties listed below in the Certificate of Mailing.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on December 29, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. One copy to the owner of the water right, and you must fill in the following information:

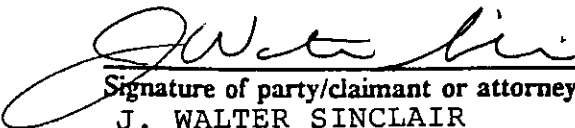
Owner name: Kathy Cole/Sawtooth Hotel
Owner's address: P.O. Box 52
Stanley, ID 83278

3. One copy to:

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

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


Signature of party/claimant or attorney
J. WALTER SINCLAIR

Hello Doug:

Here's a list of the objected to water rights in basin 71. Dave and Peter will be picking up the original claims for filing with the court Tuesday morning. Southern also should have received copies of the basin 71 objections for the claim file--do you know if you did??

71-00026A	71-00026B	71-00028	71-00029	71-00033B
71-00034C	71-00035C	71-00036B	71-02047A	71-02047B
71-02054	71-02085B	71-04006	71-04018	71-04021
71-10057	71-10080	71-10081	71-10117	71-10139
71-10197	71-10631	71-10763	71-10764	

I'm trying to double check the overlaps (unobjected to) involved--we'll need those original claims also for Tuesday. They are:

71-00027B 71-10059

THANKS FOR YOUR HELP!! Any questions, call me at 327-5458.

FAX MEMORANDUM

TO: DOUG JONES - SOUTHERN AJ SUPERVISOR
FROM: VICKI KELLY - PARALEGAL
DATE: 2/10/99

DATA ENTERED BY ADm
DATE 6/14/93

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: **A71-10057**
Date Received: 9/ 8/1989
Receipt No: S009113
Received By: _____

AMENDED

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

AMENDED

1. Name: SAWTOOTH HOTEL 208-774-9947
Address: PO BOX 52
STANLEY ID 83278
AND/OR
Name: MRS. KATHY COLE 208-774-9947
Address: PO BOX 52
STANLEY ID 83278

2. Date of Priority: JUN 1, 1931

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	13E	9	NE	NE			CUSTER

5. Description of diverting works:
8" X 110' WELL WITH PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL/ HOTEL, MOTEL & CAFE; DOMESTIC/ 1 RESIDENCE

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OCT 28 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	13E	9	NE	NE		COMMER	
			NE	NE		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/U IS BLK 6, LOTS 1,2,10,11,12 & TRACT 88-26 STANLEY ORIGINAL TOWNSITE.

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____ **MICROFILMED**
My Commission Expires **OCT 28 1994**

LAW OFFICES

BENOIT, ALEXANDER, SINCLAIR,
DOERR, HARWOOD & HIGH

HARRY BENOIT 1893-1966

EDWARD L. BENOIT
OF COUNSEL

J. ROBERT ALEXANDER
J. WALTER SINCLAIR
JOHN A. DOERR
ROBERT M. HARWOOD
THOMAS B. HIGH
FRITZ A. WONDERLICH
STEVEN D. PETERSON
JACQUELINE WAKEFIELD

126 SECOND AVENUE NORTH
POST OFFICE BOX 366
TWIN FALLS, IDAHO 83303-0366
TELEPHONE (208) 733-5463
FACSIMILE No. (208) 734-1438

KETCHUM OFFICE
POST OFFICE BOX 2246
KETCHUM, ID 83340-2246
TELEPHONE (208) 726-4900

August 4, 1989

Ms. Kathy Cole
c/o Sawtooth Motel
Stanley, ID 83278

RE: Water Filing

Dear Kathy:

I need the following information in order to file for your water rights which begin September 14th and end January 12, 1990.

1. I have the legal Block 6, Lots 1, 2, 10, 11, 12 & tract 8~~8~~, 26 (part of an alley in the middle of place).
2. Approximate date when the well was drilled. 1967
3. Draw a map and put an X where the well is in relation to the property (this can be rough)
4. How many wells and size if you know? 1 well - 8" - 110' deep
5. Is the water used to irrigate or feed livestock? No
6. Do you own the property? Yes
7. If you have a plat or like document showing location of property, this would be helpful.
8. Do you want the filing only in your name or perhaps in the name of Sawtooth Motel? SAWTOOTH HOTEL
9. A copy of your tax form would be helpful (old one is okay)
10. Source of water if you know; otherwise, I will say ground water

RECORDED

MAR 17 1993

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

COPY

**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

471-10057

Date Received

Receipt Number

Amended

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW
Sawtooth Hotel ~~for~~ Kathy Cole

Please type or print clearly

1. Name of Claimant (s) _____ Phone () 774-9947

Mailing Address P.O. Box 52, Stanley, ID Zip 83278

2. Date of Priority (Only one (1) per claim) 6/1/1931

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 10N Range 13E Section 9.

~~NE~~ 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 8" X 110' well with pump

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Commercial purposes from 1/1 to 12/31 amount 0.04 or _____

For Domestic purposes from 1/1 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Commercial / Hotel, Motel, Cafe ~~Hotel~~ Domestic / 1 Res.

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10N	13E	9	C/D																

Total number of acres irrigated _____

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

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

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

14. Remarks: P/u is BIK 6, Lots 1, 2, 10, 11, 12 & Tract
88-26 Stanley Original Townsite.

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Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Dec _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) Thomas H. Hall Date 6/3/93
Date _____

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

of _____ Title _____
Organization _____, that I have signed the foregoing
document in the space below as _____ of _____
Title _____ Organization _____

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 3rd day of June 19 93

SEAL

Notary Public Ann D. Merritt

Residing at Kimberly, ID

My Commission Expires 6/30/94

Please Print Name

17. Notice of Appearance:

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

Signature Walter Sinclair

Address P O Box 366, Twin Falls, ID 83303-0366

Date 11 June 1993

MICROFILMED
OCT 28 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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: A71-10057

Date Received: 8/23/1989

Receipt No: 5009113

Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAWTOOTH HOTEL
Address: P.O. BOX 52 208-774-9947
STANLEY, ID 83278
AND/OR
Name: MRS. KATHY COLE
Address: P.O., BOX 52 208-774-9947
STANLEY, ID 83278
2. Date of Priority: DEC 31, 1967
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 18N | 13E | 9 | NE | NE | NE | | CUSTER |
5. Description of diverting works:
8" X 110' WELL WITH PUMP.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| COMMERCIAL | 01/01 | 12/31 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
C/1 HOTEL, MOTEL & CAFE.

A71-10057

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Date: 08/23/89

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SEP 8 1989

Department of Water Resources
Southern Region Office

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	13E	9	NE NE		COMMER	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE.

14. Remarks:
BLOCK 6, LOTS 1,2,10, 11, 12 & TRACT 88 - 26 STANLEY ORIGINAL TOWNSITE.

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am X OWNER of
Organization X SAWTOOTH HOTEL, that I have signed the foregoing
document in the space below as X OWNER of
Organization X SAWTOOTH HOTEL and that the statements contained in the
foregoing document are true and correct. X [Signature]
Signature of Authorized Agent
X OWNER SAWTOOTH HOTEL
Title and organization
X 9/4/89
Date

State of Idaho)

X County of Custer) SS.

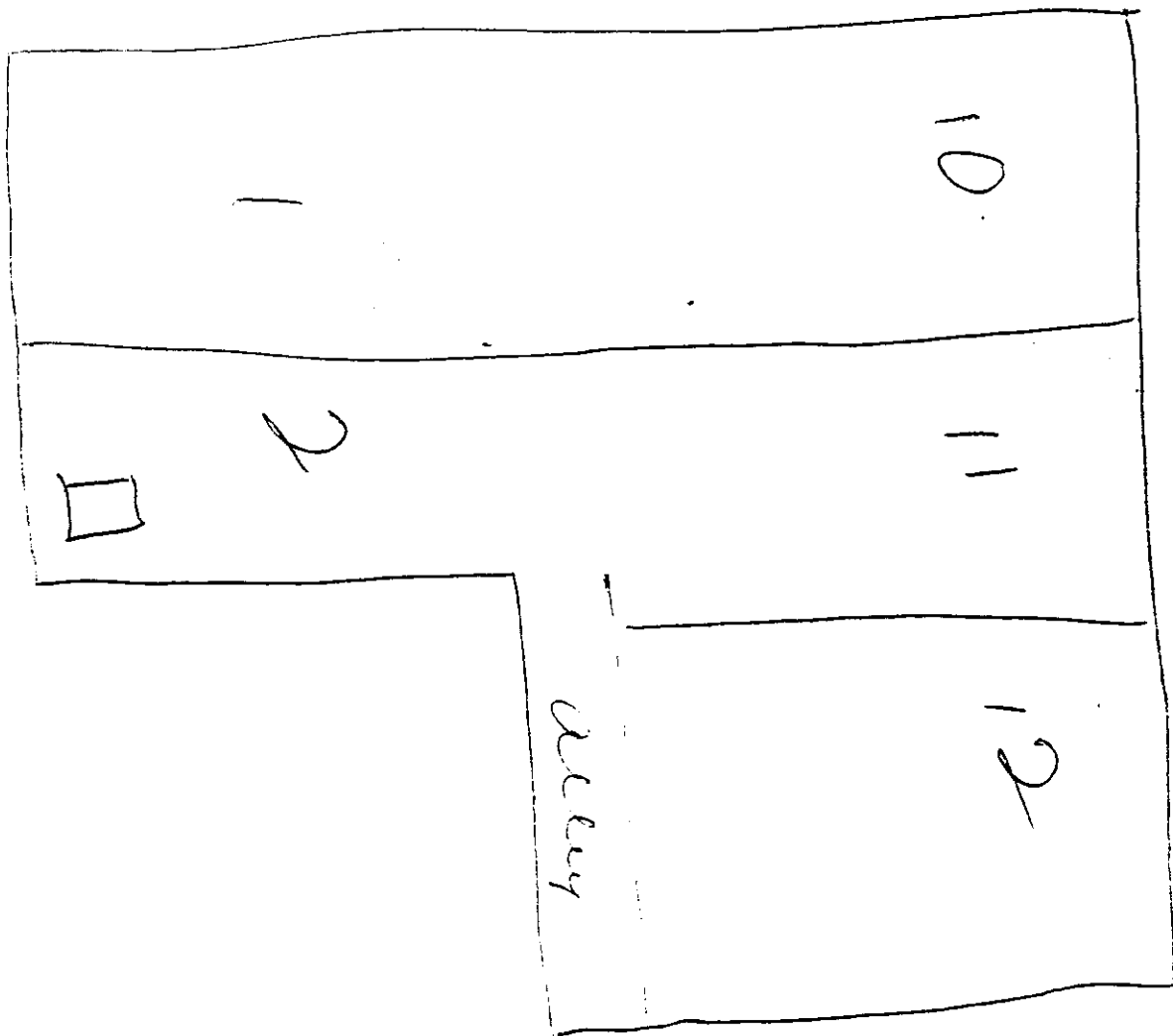
Subscribed and sworn (or affirmed) before me this 4 day
of Sept 19 89

Seal

[Signature]
Notary Public

Residing at Starkey
My Commission Expires June 6 1994

A71-10057
STANLEY HOTEL





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

• September 9, 1989

Re: A71-10057

- Sawtooth Hotel
- P O Box 52
- Stanley, ID 83278

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

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

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 17 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A71-10057
SAWTOOTH HOTEL
P.O. BOX 52

A71-10057
MRS. KATHY COLE
P.O., BOX 52

STANLEY

ID 83278

STANLEY

ID 83278

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided supporting the priority date you have claimed.

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by May 1, 1992, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

RECORDED
MAR 17 1993

LAW OFFICES

**BENOIT, ALEXANDER, SINCLAIR,
DOERR, HARWOOD & HIGH**

HARRY BENOIT 1893-1966

EDWARD L. BENOIT
OF COUNSEL

J. ROBERT ALEXANDER

J. WALTER SINCLAIR

JOHN A. DOERR

ROBERT M. HARWOOD

THOMAS B. HIGH

FRITZ A. WONDERLICH

JACQUELINE WAKEFIELD

ROGER B. HARRIS

126 SECOND AVENUE NORTH

POST OFFICE BOX 366

TWIN FALLS, IDAHO 83303-0366

TELEPHONE (208) 733-5463

FACSIMILE No. (208) 734-1438

KETCHUM OFFICE

160 SECOND ST. E., SUITE 209

POST OFFICE BOX 2246

KETCHUM, ID 83340-2246

TELEPHONE (208) 726-4900

April 23, 1992

Mr. Allen Merritt
Water Rights Supervision
State of Idaho
Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

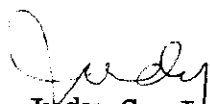
RE: Water Claim A-71-10057
Kathy Cole
Sawtooth Hotel

Dear Allen:

Enclosed you will find Affidavit and supporting documentation
with regard to Filing A-71-10057, Kathy Cole, Sawtooth Hotel.

Please call if you need further information.

Sincerely,


Judy S. Inlay
Legal Assistant

JSI/ka
(Merritt)

Enclosures

pc: Kathy Cole w/encs.

RECEIVED

APR 24 1992

Department of Water Resources
Sawtooth Hotel Office

INDEXED

MAR 17 1993

AFFIDAVIT OF KATHY COLE

STATE OF IDAHO)
) ss.
County of Twin Falls)

Kathy Cole, being first duly sworn on oath, deposes and says:

1. Your affiant is the owner of the Sawtooth Hotel located at Township 18N R13E Sec 9 NENE in Custer County, Idaho.

2. Attached hereto as Exhibit "A-1 through A-12 are the deeds representing the ownership of the real property upon which the Sawtooth Hotel is located.

3. In 1931, the Sawtooth Hotel was built and a well was dug to supply it with water, which it did until 1972.

4. In 1972, a deeper well was dug, attached hereto as Exhibit "A-13" is the well drillers report on this new well.

5. The hotel and water were put into use upon completion of the drilling, thus perfecting this claim in 1931.

6. That the priority date should read 12/31/31 for this claim.

7. That I make this Affidavit of my own personal knowledge and belief.

DATED this 16 day of April, 1992.

Kathy Cole
KATHY COLE

SUBSCRIBED AND SWORN to before me this 16 day of April, 1992.

Cathy Miller
NOTARY PUBLIC

Residing at: Twin Falls

My Commission Expires: 7/15/93

AFFIDAVIT OF KATHY COLE - 1
(Coleaff/jsi/ka)

INDEXED

1993

8/7/1923

This Indenture, Made this 7th day of August

in the year of our Lord one thousand nine hundred and twenty three
 between Chas. A. Clark and Jean E. Clark, husband and wife
 of Mackay County of Custer
 State of Idaho the part 1st of the first part, and
 Stanley Basin Land and Cattle Company
 of Stanley County of Custer
 State of Idaho the part 2nd of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the sum of
 Fifteen Thousand and No/100 DOLLARS
 Lawful Money of the United States of America, to in hand paid by the
 said party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant,
 bargain, sell and convey and confirm unto the said party of the second part, and to its heirs
 and assigns forever, all the certain piece or parcel of land situate lying and being in the
 County of Custer and State of Idaho, bounded and more particularly described as follows,
 to-wit: S. 1/4 Sec. 4, T. 10 N. R. 13 E. Sec. 5, Township 10 North, Range 13 East, Boise Meridian,
 containing one hundred sixty (160) acres. S. 1/4 Sec. 3, T. 10 N. R. 13 E. Sec. 10, N. 1/4 Sec. 10,
 N. 1/4 Sec. 9, T. 10 N. R. 13 E. Boise Meridian, containing three hundred thirty-nine
 (339) acres. S. 1/4 Sec. 4, T. 10 N. R. 13 E. Boise Meridian, containing 640 acres.
 Together, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise apper-
 taining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof and all estate, right, title and in-
 terest in and to the said property, as well in law as in equity, of the said part of the first part:

To Have and To Hold, All and singular the said premises, together with the appurtenances thereunto incident unto the said party of the second part, and to its
 heirs and assigns forever. And the said part 1st of the first part, and their heirs, the said premises in the quiet
 and peaceful possession of the said part 2nd of the second part, its heirs and assigns, against the said part 1st
 of the first part, and their heirs, and against all and every person or persons whomsoever, lawfully claiming
 or to claim the same shall and will WARRANT and by these presents forever DEFEND.
 In Witness Whereof, The said parties of the first part have hereunto set their hand and seal the
 day and year first above written.

Signed, Sealed and Delivered in the Presence of

Chas. A. Clark (SEAL)

Jean E. Clark (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO,

County of Custer

On this 7th day of August

in the year 1923, before me, H. D. Kilgore, Notary Public in and for
 said County, personally appeared Chas. A. Clark and Jean E. Clark
 known to me to be the persons whose name is subscribed to the within instrument, and acknowledged to me
 that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first
 above written.

H. D. Kilgore, Notary Public

Residence and P.O. Address, Mackay, Idaho.
 My Commission Expires May 10, 1924.

(444(Seal)))

(\$3.00 Documentary Stamp attached and Cancelled)

Recorded at the request of Wilson McCarthy this 14th day of

August A. D. 1923, at minutes past 9 o'clock A. M.

Fee, \$1.50 Paid.

Emmett Donohue.

Recorder.

E. J. Eyer

Deputy.

EXHIBIT A-1

MAR 17 1993

WARRANTY DEED. +

9/16/1929

THIS INDENTURE, made this 15th day of September in the year of our Lord one thousand nine hundred and twenty-nine between Stanley Basin Land and Cattle Company, a corporation of Mackay, County of Custer, State of Idaho, the party of the first part, and Martin E. Curran of Halley, County of Blaine, State of Idaho, party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Twelve Thousand Five Hundred and no/100 (\$12,500.00) Dollars, lawful money of the United States of America, to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns, forever, all the following described real estate, situated in Custer County, Idaho, to-wit:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4; E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9; E $\frac{1}{2}$ E $\frac{1}{2}$, Sec. 8; W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9; all in Tp. 10 N. R. 13 E. B. M., containing 640 acres (Sewell) N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16; (Franklin) Lot 6, Sec. 15; NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16; E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 17; All in Tp. 10 N. R. 13 E. B. M., containing 470.53 acres.

The south half of the southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$), of Section Four (4), and the east half of the southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Section Five (5), in Township Ten (10), North Range Thirteen (13), East of the Boise Meridian, in Idaho.

Lot Ten (10), (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 3, (SE $\frac{1}{4}$ SW $\frac{1}{4}$), N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9; Lots 2, (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 3, (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 6, (NW $\frac{1}{4}$ SW $\frac{1}{4}$), all in Section 10, Township 10 North, Range 13 East of the Boise Meridian, in Idaho. There is excepted from this deed as follows, to-wit: (A) Beginning at a point, 178 feet south of a point 933.5 east more or less of the N. W. Corner of Sec. 10 T. 10 N. R. 13 E. B. M. said point being corner No. 1, thence S 8° 30' W. 264 feet to corner No. 2, thence S. 58° 30' E. 638 feet to corner No. 3, thence N. 10° 51' E. 548 feet to corner No. 4, thence 9° 06' E. 225 feet to corner No. 5, thence S 75° 36' W. 665 feet more or less, to corner No. 1. The above described property after deducting the right of way for the present highway, contains 4.64 acres more or less. (B) Beginning at a point, which bears S. 3° 20' W. 448.75 feet from a point 934.64 feet more or less due East from NW Corner at Sec. 10 T. 10 N., R. 13 E. B. M. Said point being Corner No. 1, Thence S. 28° 17' E. 937.25 feet to corner to corner No. 2, thence N. 9° 38' E. 507.25 feet to corner No. 3, thence N. 58° 30' W. 621.05 feet to corner No. 1, the place of beginning. Said parcel of land lies wholly within Lot 2 of said Section, contains 3.37 acres more or less.

Parcel No. 3

Beginning at a point 1578.84' East more or less on Section line from S. W. Corner at Sec 3, T. 10 N., R. 13 E. B. M. said point being Corner No. 1, thence N. 8° 52' E. 1320' to corner No. 2, thence W. 49.5' to corner No. 3, thence S. 8° 52' W. 1320' to corner No. 4, thence E. 49.5 to corner No. 1 or place of beginning. Said tract of land contains 1.15 acres all land lying in Lot 10 of said Section.

Parcel No. 2

Beginning at a point 1683.39 E. on Section line of N. W. Corner Lot 2 Sec. 10, T. 10 N., R. 13 E. B. M. thence S. 10° 25' W. 1237.91 to the intersection at this point of the west bank of Salmon River and the right of way of the Stanley-Banks-Clayton Highway in Lot 2 of Sec. 10, T. 10 N., R. 13 E. B. M., thence in a northeasterly direction along the river bank to meander corner between Sec. 3 & 10, thence W. 106.6 to corner No. 1 or place of beginning, containing 1.745 acres.

Parcel No. 4

EXHIBIT A-2

RECORDED

MAY 17 1933

thence N. 7°55' E. 200' to corner No. 2, thence E. 87' to west bank at Salmon River, thence
 westerly along bank to meander corner between Sec. 3 & 10, thence W. 106.6 to point of be-
 ginning. Said tract lying wholly in Lot 10 Sec. 3, T. 10 N., R. 13 E. B. M. and containing
 acres more or less.

Commencing at the Section Cor. of Sections 3, 4, 9, 10, in Tp. 10 N. R. 13 E. B. M.
 running west 409 feet on Section line between Sections 4 and 9 to stake No. 1, the
 ending of this description; thence north 300 feet to corner stake No. 2; thence west
 feet to Cor. stake No. 3; thence south 750 feet to Cor. and stake No. 4; thence east
 feet to corner stake No. 5; thence north 450 feet to corner and stake No. 6; thence
 along section line between Sections 4 and 9, 351 feet to point of beginning of this
 description; said block of land containing five acres lying in the NE 1/4, Sec. 4, Tp. 10
 Range 13 E. B. M.; Also the sold portion of the Townsite of Stanley.

Also as per judgment in Book 3 of Judgments at page 172-172, for right of way, des-
 cribed as follows, to-wit: A strip of land 50 feet in width and 217 feet in length, being
 on each side of the following described center line; Beginning at a point 35.5
 north and 1320 feet west of the SE Corner Sec. 4, Tp. 10 N. R. 13 E. B. M., thence
 S 81° 13' east 217 feet to a point 2.4 feet north and 1105.5 feet west of SE corner
 Sec. 4, Tp. 10 N. R. 13 E. B. M., containing 0.25 Acre. situated in Custer County, Idaho.
 Also the right of way for highway deeded to Custer County, dated July 14th, 1927, and
 recorded in Book 20 of Deeds, pages 102 and 103; party of the second part, securing however
 benefits of the consideration of said last mentioned conveyance, to-wit: the building
 of a lawful fence on both sides of the right of way said consideration hereby being assigned
 to said second party.

Together with all and singular the tenements, hereditaments and appurtenances
 hereunto belonging or in anywise appertaining, the reversion and reversions, rents, issues
 and profits thereof; and all estate, right, title and interest in and to the said property,
 as well in law as in equity, of the said party of the first part.

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

WITNESS, The hand and seal of said Corporation this 16th day of September, 1929.

STANLEY BASIN LAND & CATTLE CO.,

By Chase A. Clark, President.

Mabel Patterson, Secretary.

((Corp. Seal)))

State of Idaho,)
) ss.
 County of Custer.)

On this 16th day of September in the year 1929, before me,
 M. D. Kilgore, a Notary Public, personally appeared Chase A. Clark and Mabel Patterson, known
 to me to be the President and Secretary of the Corporation that executed the instrument
 and acknowledged to me that such Corporation 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.

M. D. Kilgore, Notary Public, Residing at
 Mackay, Idaho.

My Commission expires May 10, 1932.

((Seal)))

MAR 17 1933

21-601

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

((seal))

H. C. MacBean
Notary Public, residing at Spokane,
My commission expires 9/22/34

STATE OF IDAHO,)
) ss.
County of Custer,)

This instrument was filed for record at the request of Mrs. R. W. Philips at 4 o'clock P. M. April 4th, 1932.

Emmett Donahue,

Ex-Officio Recorder

By [Signature]
Deputy

Fees \$1.00

#38869 *

3/5/1932

QUITCLAIM DEED

THIS INDENTURE, Made the 15th day of March in the year of our Lord, one thousand nine hundred and thirty two, between Martin E. Curran and Christine A. Curran, his wife, Hagerman of the County of ----- and State of Idaho, the parties of the first part, and Chase A. Clark of the County of ----- and State of Idaho, party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One and no/100 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents demise, release and forever quitclaim unto the said party of the second part, and to his heirs and assigns all the certain lot, piece or parcel of land situate, lying and being in the County of Custer and State of Idaho, and bounded and described as follows, to-wit:

S¹/₂SE¹/₄, Sec. 4; E¹/₂NW¹/₄, NE¹/₄SW¹/₄, W¹/₂NE¹/₄, NW¹/₄NE¹/₄, Sec. 9; E¹/₂SE¹/₄, Sec. 8; NW¹/₄SE¹/₄, Sec. 8; (Sewell) NW¹/₄NE¹/₄, SE¹/₄NW¹/₄, NW¹/₄NE¹/₄, Sec. 16; (Franklin) Lot 6, Sec. 15; NW¹/₄SE¹/₄, E¹/₂SE¹/₄, Sec. 16; E¹/₂NE¹/₄, E¹/₂SE¹/₄, Sec. 17; all in Tp. 10 N., R. 13 E.B.M., containing 470.53 acres. The South Half of the Southwest quarter (S¹/₂SW¹/₄), of Section Four (4) and the East Half of the South East Quarter (E¹/₂SE¹/₄), Section Five (5), ~~and the East Half~~ of Township Ten (10), North Range Thirteen (13), East of the Boise Meridian, in Idaho. Lot Ten (10), (SW¹/₄SW¹/₄), Section 3, SE¹/₄SW¹/₄, NE¹/₄SE¹/₄, SW¹/₄SE¹/₄, Section 9, Lots 2, 13 East of the Boise Meridian, in Idaho. There is excepted from this deed as follows, to-wit:

(A) Beginning at a point, 178 feet south of a point 933.5 East more or less of the N. W. Corner of Sec. 10 Tp. 10 N., R. 13 E.B.M. said point being corner No. 1, thence S. 8°30'W. 264 feet to corner No. 2, thence S. 58°30' E. 639 feet to corner No. 3, thence N. 10°51' E. 548 feet to corner No. 4, thence 9°06' E. 225 feet to corner No. 5, thence S. 75°36' W. 665 feet more or less, to corner No. 1, the above described property after deducting the right of way for the present highway, contains 4.64 acres more or less.

(b) Beginning at a point, which bears S. 3°20'W. 448.75 feet from a point 934.64 feet more or less due East from N. W. Corner at Sec. 10 T. 10 N., R. 13 E.B.M., said point being corner No. 1, thence S. 28°17' E. 937.25 feet to corner No. 2, thence N. 9°38' E. 607.85 feet to corner No. 3, thence N. 58°30' W. 621.05 feet to corner No. 1, the place of beginning. Said parcel of land lies wholly within Lot 2 of said Section, contains 3.37 acres more or less.

Parcel No. 3
Beginning at a point 1578.84' East more or less on Section line from S.W. Corner at Sec. 3 T. 10 N., R. 13 E.B.M. said point being corner No. 1, thence N 8°52' E. 1320' to corner No. 2, thence W. 49.5' to corner No. 3, thence S. 8°52' W. 1320' to corner No. 4, thence E. 49.5 to corner No. 1 or place of beginning. Said tract of land contains 1.5 acres, all land lying in Lot 10 of said Section.

Parcel No. 2.
Beginning at a point 1653.39 E. on Section line of N. W. Corner Lot 2 Sec. 10, T. 10 N., R. 13 E.B.M., thence S. 10°25' W. 1237.91 to the intersection at this point of the

EXHIBIT A-3

MAR 17 1932

21-602

west bank of Salmon River and the right of way of the Stanley-Banks Clayton Highway in Lot 2 of Sec. 10, T. 10 N., R. 13 E., B. M., thence in a northeasterly direction along the river bank to meander corner between Sec. 3 & 10, thence W. 106.6 to corner No. 1 or place of beginning, containing 1.745. acres.

Beginning at a point 1653.30' more or less East on Sec. line between Sec. 10 & sec. 3 T. 10 N., R. 13 E.B.M. Said point being corner No. 1, thence N. 7°55' E. 200' to corner No. 2, thence E. 87' to West Bank at Salmon River, thence southerly along bank to meander corner between Sec. 3 & 10, thence W. 106.6 to point of beginning. Said tract lying wholly in Lot 10 Sec. 3, Tp. 10 N., R. 13 E., B. M., and containing 0.41 acres more or less. Commencing at the Section Cor. of Sections 3, 4, 9, 10, in Tp. 10 N. R. 13 E.B.M. and running west 409 feet on section line between sections 4 and 9 to stake No. 1, then beginning of this description; thence north 300 feet to corner stake No. 2; thence West 501 feet to Cor. stake No. 3; thence south 750 feet to cor. and stake No. 4; thence East 150 feet to corner stake No. 5; thence North 450 feet to corner and stake No. 6; thence east along Section line between sections 4 and 9 351 feet to point of beginning of this description: said block of land containing five acres lying in the NE 1/4, Sec. 9, and the SE 1/4, Sec. 4, Tp. 10 North Range 13 E.B.M. Also the sold portion of the Townsite of Stanley. Also as per judgment in Book 3 of Judgments, at page 172-173, for right of way, described as follows, to-wit: A strip of land 50 feet in width and 217 feet in length, being 25 feet on each side of the following described center line; beginning at a point 35.5 feet north and 1320 feet West of the SE corner Sec. 4, Tp. 10 N., R. 13 E.B.M., thence South 81°13' East 217 feet to a point 2.4 feet North and 1108 feet West of SE corner Sec. 4, Tp. 10 N., R. 13 E.B.M., containing 0.25 acre, situated in Custer County, Idaho. Also the right of way highway deeded to Custer County, dated July 14th, 1927 and recorded in Book 20 of deeds, pages 102 and 103; party of the second part, securing however, the benefits of the consideration of said last mentioned conveyance to-wit: the building of a lawful fence on both sides of the right of way said consideration hereby being assigned to said second party. With appurtenances.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part and to his heirs and assigns forever.

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

Signed, sealed and delivered in the presence of:

STATE OF IDAHO,)
County of Gooding) ss.

Martin E. Curran (seal)
Christine A. Curran (seal)

I do hereby certify,

On this 2nd day of April, in the year 1932, before me, the undersigned a Notary Public in and for said County and State, personally appeared Martin E. Curran and Christine A. Curran, his wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Hagerman, Idaho, the day and year first above written.

((seal))

H. C. Frazier
Notary Public,

My commission expires March 23rd, 1936

Recorded at the request of Chase A. Clark April 6th, 1932, 30 minutes past 9 o'clock A. M.,

Fees \$2.00

Emmett D. Parker
Recorder

INDEXED

MAR 17 1933

#40807 ✓

3/23/1934

WARRANTY DEED

THIS INDENTURE, Made the twenty third day of March in the year of our Lord one thousand nine hundred and thirty-four between Clyde A. Torrey and Ella Torrey of Clayton, County of Custer, State of Idaho, the parties of the first part, and C. A. Gregory, unmarried, of Stanley, County of Custer, State of Idaho, the party of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Twenty-seven and 50/100 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the certain, piece, or parcel of land situate, lying and being in the County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit:

Lot 10, Block 6 of the original townsite of Stanley, Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

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

Signed, sealed and delivered in presence of

STATE OF IDAHO,)
County of Custer,) ss.

Clyde A. Torrey (seal)
Ella Torrey (seal)

On this twenty fourth day of March in the year 1934, before me F. W. Markle, a Notary Public in and for said State, personally appeared Clyde A. Torrey and Ella Torrey (his wife) known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

((seal))

F. W. Markle

Notary Public residing at Stanley, Idaho
My commission expires Sept. 5, 1937

STATE OF IDAHO,)
County of Custer,) ss.

I hereby certify that this instrument was filed for record at request of C. A. Gregory at 9 o'clock A. M. this 26 day of Mar. A. D. 1934.

Fees \$1.00

E. J. Donahue
Ex-Officio Recorder

EXHIBIT A-4

RECORDED

MAR 17 1934

ments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, all and singular the said premises unto the said The Federal Land Bank of Spokane, a corporation, its successors and assigns forever.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and seal the day and year in this Deed first above written.

M. H. Shull,
Sheriff of Custer County,
State of Idaho.

STATE OF IDAHO,)
County of Custer.) ss.

On this 7th day of April, in the year 1934, before me, Emmett Donahue, Clerk of the Court, personally appeared M. H. Shull, Sheriff of Custer County, State of Idaho, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he, as such Sheriff, executed the same.

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

Emmett Donahue.

Clerk of the Court

By John Boyd, Dept.

((seal))

STATE OF IDAHO,)
County of Custer.) ss.

This instrument was filed for record at the request of
L. E. Glennon at 9 o'clock A. M. Apr. 13th, 1934.

Fees \$1.60

Ex-Officio Recorder

#40853

D E E D

THIS INDENTURE, Made the 10th day of April in the year 1934, of our Lord, one thousand nine hundred and thirty four, between Chase A. Clark and Jean B. Clark of the County of Bonneville and State of Idaho, parties of the first part, and Dan J. Cavanagh of the Twin Falls County, Twin Falls, Idaho, party of the second part.

WITNESSETH: That the said parties of the first part,
for and in consideration of the sum of Twelve Thousand Dollars (\$12,000.00) lawful money
of the United States of America, to them in hand paid by the said party of the second part,
the receipt whereof is hereby acknowledged, does by these presents demise, release and convey
unto the said party of the second part, and to his heirs and assigns all the certain lot,
piece, or parcel of land situate, lying and being in the County of Custer and State of Idaho
and bounded and described as follows, to-wit: ^{Lot 6 of Sec. 12 and the NW 1/4 of the SE 1/4 of the}
^{13-0 30/100 acres} ~~SE 1/4 of the SE 1/4 of Sec. 12, T. 10 N. R. 13 E.B. m. Containing~~
S 1/2 Sec. 4; E 1/2 NW 1/4, NE 1/4 SW 1/4, NW 1/4 NE 1/4, Sec. 9;
E 1/2 Sec. 8; W 1/2 Sec. 9; all in Tp. 10 N., R. 13 E.B.M. containing 640 acres. NE 1/4 NW 1/4
NW 1/4 NE 1/4, Sec. 8; (Sewell) N 1/2 NW 1/4, SE 1/4 NW 1/4, NW 1/4 NE 1/4, Sec. 16 (Franklin) Lot 6, Sec. 16;
NW 1/4 SE 1/4, ~~NE 1/4~~ Sec. 16; E 1/2 NE 1/4, E 1/2 Sec. 17; all in Tp. 10 N., R. 13 E.B.M.

4/10/1934

EXHIBIT A-5

MAR 17 1993

containing 470.53 acres. The South Half of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$), of Section Four (4) and the East Half of the South East Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Section Five (5) in Township Ten (10) North Range Thirteen (13), East of the Boise Meridian, in Idaho. Lot Ten (10), (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 3, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, Lots 2, (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 3, (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 6, (NW $\frac{1}{4}$ SW $\frac{1}{4}$) all in Section 10, Township 10 North, Range 13 East of the Boise Meridian, in Idaho. There is excepted from this deed the small tract heretofore conveyed and the lots conveyed in the Stanley townsite as shown by the records of Custer County, Idaho.

This deed is also given subject to taxes for 1934, which the second party assumes and agrees to pay.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and the revision and revisions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.
\$12.00 worth of documentary stamps
attached and cancelled

Chase A. Clark (seal)
Jean E. Clark (seal)

STATE OF IDAHO,)
County of Bonneville) ss.

I do hereby certify: On this 10th day of April in the year 1934, before me, Mable Patterson, a Notary Public, in and for said County and State, personally appeared Chase A. Clark and Jean E. Clark, his wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Idaho Falls, Idaho, the day and year first above written.

Mable Patterson
Notary Public, Idaho Falls, Idaho

((seal))

My commission expires Oct. 10, 1935.

STATE OF IDAHO,)
County of Custer,) ss.

This instrument was filed for record at the request of Dan J. Cavanaugh at 9 o'clock A. M. Apr. 13th, 1934.

Emmett D. Dunshee
Ex-Officio Recorder

Fees \$1.50

RECORDED
MAR 17 1934

447

with the Clerk of the Board of County Commissioners of said county; and
WHEREAS, At the time advertised for said sale the said land was, by the Clerk
of said Board, sold at public auction to the party of the second part herein, who was
the highest bidder therefor, for the sum of \$200.00, cash, lawful money of the
United States of America, which said sum the said party of the second part has paid
to the Treasurer of the said Custer County:

NOW, THEREFORE, For and in consideration of the said sum heretofore mentioned
thus paid, and pursuant to the law in such cases made and provided, the party of the first
part herein does hereby grant, bargain, sell, convey and confirm unto the said party of
the second part, his heirs and assigns forever, all that certain tract or parcel of land
situated in the County of Custer, State of Idaho and more particularly described as
follows:

The SE $\frac{1}{4}$ of Section 34 in Twp. 8 N. R. 14 E. B. M.

Together with all and singular the tenements, hereditaments and appurtenances
thereunto belonging or in anywise appertaining; to have and to hold the same unto the
party of the second part, his heirs and assigns forever.

IN WITNESS WHEREOF, The Board of County Commissioners of said County has caused
the name of said County to be hereunto subscribed by the chairman of said board, and the
seal of said Board of Commissioners to be hereunto affixed.

Done at Challis, Idaho, the day and year first above written.

CUSTER COUNTY
By H. M. Gray
Chairman, Board of County
Commissioners

Attest:
Emmett Donahue
County Auditor and ex-officio Clerk of the Board of
County Commissioners.

STATE OF IDAHO)
) ss.
COUNTY OF CUSTER)

On this 15 day of Apr., 1937, before me, Henry Nichols, a Probate Judge in and for
said County, personally appeared H. M. Gray, known to me to be the chairman of the
Board of County Commissioners of said County, who executed the foregoing instrument, and
acknowledged to me that ~~he~~ he executed the same as such officer.

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

((SEAL))

Henry Nichols
Probate Judge

I hereby certify that this instrument was filed for record at the request of M. L.
Brake at 11 o'clock A. M., this 16th day of April, A. D. 1937.

Emmett Donahue
Ex-Officio Recorder

By John Boyd
Deputy

Fees, \$1.00

No. 44460 ✓
QUITCLAIM DEED

THIS INSTRUMENT, Made this Tenth day of February in the year of our Lord one thousand
nine hundred and Thirty Seven between Dan J. Cavanagh and Pearl L. Cavanagh, his Wife of
Twin Falls, County of Twin Falls State of Idaho, the parties of the first part, and
[redacted] of Stanley, County of Custer, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the
sum of ONE HUNDRED AND NO/100 \$DOLLARS lawful money of the United States of America, to
them in hand paid by the said party of the second part, the receipt whereof is hereby

EXHIBIT A-7

RECORDED

MAR 17 1933

party of the second part, and her heirs and assigns forever, all the following described real estate, situated in the County of Custer, State of Idaho, to-wit:

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the said party of the second part and to her heirs and assigns forever.

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

Signed, Sealed and delivered in the presence of:

J.
Dan/Cavanagh
Pearl L. Cavanagh

STATE OF IDAHO)
COUNTY OF TWIN FALLS) ss.

On this 22nd day of March in the year 1927, before me, the undersigned, a Notary Public in and for said County, personally appeared Dan J. Cavanagh and Pearl L. Cavanagh, his Wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

George M. Paulson
Notary Public in and for the
State of Idaho Residing at
Twin Falls

((SEAL))

STATE OF IDAHO)
COUNTY OF CUSTER) ss.

I hereby certify that this instrument was filed for record at request of Agnes Frakes at 4 o'clock P. M., this 16 day of April, A. D. 1937.

Emmett Donahue
Ex-Officio Recorder

By J. H. B. L.
Deputy

Fees, \$1.00

No. 44463
WARRANTY DEED

THIS INDENTURE, Made this 21st day of December in the year of our Lord one thousand nine hundred and thirty-five, between August Jargent, a single man, of Challis County of Custer State of Idaho, the party of the first part, and W. H. Shull, a single man, ~~the party of~~ of Challis County of Custer State of Idaho, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Six Hundred and no/100 DOLLARS, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate situated in County of Custer, State of Idaho, to-wit: EASW1, EASW1, Sec. 36, Tp. 14 N., R. 19, E., B. M. Together with all flumes, headgates, tunnels, ditches, ditch rights and water and water rights belonging to or used in connection with said premises.

\$1.00 revenue stamp attached and canceled.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and re-

INDEXED

MAR 17 1993

STATE OF IDAHO }
COUNTY OF CUSTER } ss.

On the 10th day of May, 1941, before me, Lou Etta B. Tanner, a Notary Public in and for said County and State, personally appeared Juanita Eddy and A. E. Margetts, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

In Witness Whereof I have hereunto set my hand and affixed my official seal this day and year in this Certificate first above written.

Lou Etta B. Tanner
Notary Public Residing at 227
W. N. Temple St., Salt Lake
City, Utah.

My commission expires: June 8, 1943.

((SEAL))

State of Idaho }
County of Custer } ss.

This instrument was filed for record at the request of A. E. Margetts at 3 o'clock P. M. May 10th, 1941.

Fees, 1.00

John Boyd
Ex-Officio Recorder

By Frank B. Buntz
Deputy

Co. 58020 ✓
WARRANTY DEED

5/23/1941

THIS INSTRUMENT, Made the 10th day of May in the year of our Lord one thousand nine hundred

and forty-one between Agnes Frakes, as Attorney in Fact for Lee Frakes, and Agnes Frakes, husband and wife, of Stanley, County of Custer, State of Idaho, the parties of the first part, and Frank B. Buntz and Pearl Buntz, husband and wife, of Stanley, County of Custer, State of Idaho, the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Hundred and no/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all those certain pieces or parcels of land situate, lying and being in the County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit:

Lots One (1), Two (2), Eleven (11) and Twelve (12), Block Six (6), Townsite of Stanley, Custer County, Idaho, are located and situated in the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) Section Nine (9) Township Ten (10) North, R. 13, E. 10, N. 10, as shown by the amended plat of townsite of Stanley now on file in the office of the County Recorder of Custer County, Idaho. Together with mineral and/or water and water rights, ditch and ditch rights appurtenant to, or in connection therewith, and with all improvements thereon.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

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

EXHIBIT A-8

RECORDED
MAR 17 1993

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

Signed, Sealed and Delivered in Presence of

*See (Rev Stamped)
attached and sealed
6-19-41
293*

Lee Frakes by Agnes Frakes,
Attorney in Fact (Seal)
Agnes Frakes (Seal)

STATE OF IDAHO)
County of Custer) ss.

On this 23rd day of May in the year 1941, before me, T. E. McDonald, a Notary Public in and for said State, personally appeared Agnes Frakes, as Attorney in Fact for Lee Frakes and Agnes Frakes, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

((SEAL))

T. E. McDonald
Notary Public, residing at
Challis, Idaho.

STATE OF IDAHO

County of Custer ss.

I hereby certify that this instrument was filed for record at request of John I. Brower at 9 o'clock A. M., this 24 day of May, A. D. 1941.

Fees, \$1.00

John I. Brower
Ex-Officio Recorder

No. 52024
QUITCLAIM DEED

THIS INSTRUMENT, Made the 20th day of May in the year of our Lord one thousand nine hundred and thirty nine, between David W. Williams and Carrie C. Williams (husband and wife) of Stanley, County of Custer, State of Idaho the parties of the first part, and Marie M. Sullivan (wife of one Sullivan) of Stanley, County of Custer, State of Idaho, the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One and no/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and for ever QUITCLAIM unto the said party of the second part, and to her heirs and assigns, all cert in lot, piece or parcel of land, situate, lying and being in Stanley, County of Custer, State of Idaho, bounded and particularly described as follows, to-wit:

NEL of NE1/4 of Section 30, containing 40 acres;
SW1/4 of SE1/4 of Section 19, containing 40 acres;
That portion lying west of the highway in the following subdivisions:
SW1/4 of SW1/4, NE1/4 of SW1/4 and SW1/4 of NE1/4 of Section 20, containing approximately 157 acres. All subdivisions being in Township 9, Range 14 East of Boise Meridian, Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appur-

RECORDED
MAR 17 1993

5/10/1954

No. 107180
WARRANTY DEED

THIS INDENTURE, Made the 13th day of May in the year of our Lord 1954, between C. A. (Charles A.) Gregory and Evadine L. Gregory (husband and wife) of Stanley County of Custer State of Idaho the parties of the first part, and John I. Brower of Stanley, County of Custer State of Idaho, the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar and other considerations DOLLARS lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the certain piece or parcel of land situate, lying and being the the County of Custer, State of Idaho, bounded and more particularly described as follows, to-wit:

~~Block 12 of the original Township of Stanley, Idaho~~

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits, thereto.

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

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

Signed Sealed and Delivered in Presence of

Charles A. Gregory

Evadine L. Gregory

STATE OF IDAHO)
County of Custer) ss.

On this 13th day of May in the year 1954, before me F. W. Markle, A Notary Public in and for said State, personally appeared Charles A. and Evadine L. Gregory known to me to be the persons whose names have been subscribed to the within instrument, and acknowledged to me that they executed the same.

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

F. W. Markle

Notary Public, residing at Stanley, Idaho

My Commission Expires May 12, 1956

SEAL

STATE OF IDAHO)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of John I. Brower at 9 o'clock A. D. this 21st day of July, A. D. 1954 in my office and duly recorded in Book 30 of Deeds at page 468.

John I. Brower

Ex-Officio Recorder

Fees \$1.00

No. 107224
WARRANTY DEED

THIS INDENTURE, Made this 26th day of July, in the year of our Lord one thousand nine hundred and fifty-four, between CLIFTON A. GUNDERSEN and FERN E. GUNDERSEN, husband and wife, of Mackay, County of Custer, State of Idaho, the parties of the first part, and PAUL GILCHRIST and HOWE GILCHRIST, husband and wife, of Mackay, County of Custer, State

5/10/1954

EXHIBIT A-9

MAR 17 1953

1423' W. 337.1 feet to the t of BEGINNING.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

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

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

SIGNED, SEALED AND DELIVERED IN PRESENCE OF:

E. C. Nieman (SEAL)

Etta G. Nieman (SEAL)

STATE OF IDAHO,)
County of Custer) ss:

On this 22nd day of January in the year 1965, before me the undersigned, a Notary Public in and for said State, personally appeared E. C. NIEMAN and ETTA G. NIEMAN, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(Seal)

J. Lessell Sharp
Notary Public, Residing at Challin, Idaho
My Commission expires: 3/17/67

STATE OF IDAHO)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of Custer County Title, Inc. at 30 minutes past 4:00 o'clock P. M., this 22nd day of January, A. D. 1965 in my office, and duly recorded in Book 35 of Deeds at Page 393.

Fees, \$1.50

Eva Mann
Ex-Officio Recorder

By Margaret Leaton Deputy

\$16.50 in Revenue Stamps
Attached & Cancelled

No. 119635

WARRANTY DEED

For Value Received JOHN I. and PEARL BROWER, husband and wife the grantors, do hereby grant, bargain, sell and convey unto CLARENCE H. & BLANCH R. COLE, husband and wife, and M. D. & MARY ANN MEYERS, husband and wife, whose address is: Stanley, Idaho the Grantees, the following described premises, in Custer County Idaho, to wit:

2, 10, 11 and 12, Blk. 6, of Townsite of The Village of Stanley and situated in the NE 1/4 Sec. 9, Twp. 10, No. Rge. 13, ERM, Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

John I. Brower

Pearl Brower

STATE OF MISSOURI, COUNTY OF MERCER

On this 13th day of November, 1964 before me, a notary public in and for said State, personally appeared John I. Brower and Pearl Brower his wife known to me to be the persons whose name were subscribed to the within instrument, and acknowledged to me that they executed the same.

A. B. Walker

11/13/64

EXHIBIT A-10

MAR 17 1965

STATE OF IDAHO,)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of Furey, Furey & Bennetts at 10:00 o'clock A. M., this 14th day of March, A. D. 1966 in my office, and duly recorded in Book 36 of Deeds at page 58.

Fees, \$1.20

Eva Mann
Ex-Officio Recorder

By Margaret Lenton Deputy

No. 120896

QUITCLAIM DEED

3/9/1966

THIS INDENTURE, Made the 9th day of March in the year of our Lord one thousand nine hundred and 66, between Mary A. Meyers sole heir of Melvin D. Meyers (deceased) and Mary A. Meyers Individually of Challis, County of Custer, State of Idaho the parties of the first part, and Clarence L. Cole and Blanche Cole husband and wife of Stanley, County of Custer, State of Idaho the partners of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of none DOLLARS, of the United States of America, to in hand paid by the said partners of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said partners of the second part, and to all heirs and assigns, all certain property lot, piece or parcel of land, situate, lying and being in Stanley, County of Custer, State of Idaho, bounded and particularly described as follows, to-wit:

Lots 1, 2, 10, 11, and 12 Block 6, of Townsite of the Village of Stanley in the NE 1/4 sec. 9, Twp 10 N Range 13 EMB Custer County Idaho

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All the singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to all heirs and assigns forever.

IN WITNESS WHEREOF, The said partners of the first part have hereunto set her hand and seal on, the day and year first above written.

Signed, Sealed and Delivered in Presence of

Mary A. Meyers sole heir (SEAL)
Melvin D. Meyers (deceased)

Mary A. Meyers (SEAL)
Individually

STATE OF IDAHO,)
County of Custer) ss:

On this 9th day of March, in the year 1966, before me Adrian Burstedt, a Notary Public in and for said State, personally appeared Mary A. Meyers known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

(Seal)

Adrian Burstedt
Notary Public, residing at Challis, Idaho.
My Comm. Expires 9/1/66

STATE OF IDAHO)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of Clarence L. Cole at 15 minutes past 11:00 o'clock A. M., this 14th day of March, A. D. 1966 in my office, and duly recorded in Book 36 of Deeds at Page 59.

Fees \$1.20

Eva Mann
Ex-Officio Recorder

By Margaret Lenton Deputy

EXHIBIT A-1P

RECORDED

MAR 17 1966

36-276

On this 30th day of July, in year 1965, before me the undersigned, a Notary Public in and for said State, personally appeared FRED GARDIOL and MARGARET GARDIOL, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Arthur B. Oderio
Notary Public for the State of California.
Residing at _____ California
My Com. Expires: _____

ARTHUR B. ODERIO
My Commission Expires Jan. 10, 1967

(Seal)
STATE OF IDAHO)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of Kay Hovren at 30 minutes past 3:00 o'clock P. M., this 13th day of December, A. D. 1966 in my office, and duly recorded in Book 36 of Deeds at page 274.

Fees \$1.80

Eva Mann
Ex-Officio Recorder

By Margaret Denton Deputy.

No. 122105 ✓
QUITCLAIM DEED

THIS INDENTURE, Made the 18th day of April, in the year of our Lord one thousand nine hundred and sixty-six, between CLARENCE H. COLE and BLANCH COLE, husband and wife, of Stanley, County of Custer, State of Idaho, the parties of the first part, and ALBERT DENNEY, or LUCILE DENNEY of Stanley, County of Custer, State of Idaho, the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SEVEN HUNDRED FIFTY AND NO/100ths DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns, all the certain lot, piece or parcel of land, situate, lying and being in upper Stanley, County of Custer, State of Idaho, bounded and particularly described as follows, to-wit:

Lot 10 in Block 6 of the Original Townsite of Stanley, as shown by the Official Plat thereof now on file in the office of the Custer County Recorder.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All the singular, the said premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever.

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

Signed, Sealed and Delivered in Presence of

H.G. Bevins
8/15/69

(Seal)
STATE OF IDAHO,)
County of Custer.) ss.

Albert Denney (SEAL)
Lucile Denney (SEAL)
Clarence H. Cole
Blanche A. Cole

On this ____ day of April, in the year 1966, before me the undersigned, a Notary Public in and for said State, personally appeared CLARENCE H. COLE AND BLANCH COLE known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this

4/18/1966

EXHIBIT A-2

MAR 17 1963

certificate first
ve written.

Signature above
Notary Public, residing at _____, Idaho

STATE OF IDAHO)
County of Custer) ss.

I hereby certify that this instrument was filed for record at request of Lucile Denney at 40 minutes past 3:00 o'clock P. M., this 13th day of December, A. D. 1966 in my office, and duly recorded in Book 36 of Deeds at Page 276.

Eva Mann
Ex-Officio Recorder

Fees \$1.20

By Margaret Leaton Deputy

No. 122111
WARRANTY DEED

THIS INDENTURE, Made this 2nd day of December, in the year of our Lord one thousand nine hundred and sixty-six, between CLYDE O. RIGBY and LOIS T. RIGBY, husband and wife, of Challis, County of Custer, State of Idaho the parties of the first part, and RICHARD L. SWINDELL and LULA MAY SWINDELL, husband and wife of Challis, County of Custer, State of Idaho the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SIX HUNDRED AND NO/100 DOLLARS (\$600.00) lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in Challis, County of Custer, State of Idaho, to-wit:

Lots 2, 4 and the West half of Lot 6, Block 47 of the Original Townsite of Challis as shown by the Official Plat thereof now on file in the Office of the County Recorder of Custer County, Idaho.

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

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

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

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

STATE OF IDAHO)
County of Custer) ss.

Clyde O. Rigby (Seal)
Lois T. Rigby (Seal)

On this 2nd day of December in the year 1966, before me the undersigned, a Notary Public in and for said State, personally appeared CLYDE O. RIGBY and LOIS T. RIGBY, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(Seal)

James R. Bennette
Notary Public for the State of Idaho,
Residing at Challis, Idaho
My Com. Expires: 1/2/67

MAR 17 1967

RECEIVED

MAR 17 1993

N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

C13 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER

- IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 71:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 71 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

AJ0749NP
No. R71-10057

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

DATE: 09/04/98
PAGE: 2

=====

Remarks:	EXP	NON-IRRIGATION USES:	
		DOMESTIC/ 1 RESIDENCE	
		COMMERCIAL/ 8 UNIT HOTEL, 10 UNIT MOTEL, CAFE	
		PROPERTY IS ALSO KNOWN AS LOTS 1, 2, 11 & 12 OF BLK 6 OF	
		VILLAGE OF STANLEY IDAHO.	
Dates:	Exam Made Date:	Verified Date: 09/04/1998	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

=====



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

September 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MRS. KATHY COLE
SAWTOOTH HOTEL
PO BOX 52
STANLEY ID 83278

RE: Notice of Error Response on SRBA Claim 71-10057

Dear Mrs. Kathy Cole,

Enclosed please find the revised recommendation of your proposed water right claim 71-10057. I have reviewed the priority date exhibits and discussed this matter with the initial reviewing agent. We have agreed to change the priority date to that requested of 6-1-1931.

Your request to have the Block 10 added to the legal description is not something I can change on the record. First, the Block 10 was never part of the claim as filed and secondly, the only segment we can enter such information on the recommendation is not printed as part of the partial decree. Since it is not part of the final decree, there is no provision in Idaho code to allow for objections to the portion described as Explanatory Remarks. See enclosed code 42-1411.

Please feel free to contact me at our office if you have further questions on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland', with a large, stylized loop at the end.

STEVE CLELLAND
Sr. Water Resource Agent

Enc:

RECEIVED

AUG 10 1998

Department of Water Resources
Southern RegionNOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation. **YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:**

Water Right Number: 71-10057

Daytime Telephone Number: 208 7749947 ✓

Evening Telephone Number: 208 7742282

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Priority date: 6-1-1931

Add Blk 10 : Original Townsite of Stanley
to Legal Description

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

Agnes Baker personally visited me at the hotel, and I also have documents that support the date the hotel was built.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 8/6/98

SIGNATURE: Katharine F. Cole

Please print your name: Katharine F. Cole

THE
FEDERAL
BUREAU OF
INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

Stage: BENEFICIAL USE

CUSTER County

7

7

Other Rights: NONE

N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR REPORTS NOT TO BE A DETERMINATION OF HISTORICAL BENEFIT

- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE
- THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP NON-IRRIGATION USES:

DOMESTIC/ 1 RESIDENCE
COMMERCIAL/ 8 UNIT HOTEL, 10 UNIT MOTEL, CAFE
PROPERTY IS ALSO KNOWN AS LOTS 1, 2, 11 & 12 OF BLK 6 OF
VILLAGE OF STANLEY IDAHO.

Dates:	Exam Made Date:	Verified Date:	06/24/1998	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

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

R PROOF

X

CVR

X

MAPS

X

PHOTOS

X

MISC

X

MICROFILMED

OCT 28 1990

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

06/14/93 11:41:41
Page 1

Water Right Number - R71-10057

Prefix Translation: RESEARCH

Old (D) Number -

*** A - ATTORNEY ***
SINGLAIR

J WALTER

1 - PO BOX 366
2 -
3 -
City- TWIN FALLS
Phone - 208-000-0000

State- ID Zip- 833030366

*** C - CURRENT OWNER ***
SAWTOOTH HOTEL

COLE

KATHY

1 - PO BOX 52
2 -
3 -
City- STANLEY
Phone - 208-774-9947
1 - PO BOX 52
2 -
3 -
City- STANLEY
Phone - 208-774-9947

State- ID Zip- 83278

Priority Date - - +
02/10/1937

Region - - - +
17 SOUTHERN

Stage - - - +
J - BENEFICIAL USE

Status - - - +

Source - - - - +
GROUNDWATER

Tributary - - - - +

Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County
10N 13E 9 SW NE NE (37) CUSTER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
10 - COMMERCIAL		01/01	12/31		0.040	1.90
43 - DOMESTIC		01/01	12/31		0.040	

+ - Total Div. Rate - + + - Total Div. Volume - +
0.080

+ - Total Consumptive Use - + + - KW Usage - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10N	13E	9	NE NE			10 COMMERCIAL			(37) CUSTER
10N	13E	9	NE NE			43 DOMESTIC			(37) CUSTER

Total Acres:

Diversion Means - 6" X 110' WELL WITH 1 1/2 HP PUMP.

Non-Irrigation Use - SEE REMARKS

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OCT 28 1994

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OCT 28 1994

Prefix Translation: RESEARCH

+ - - other Rights for Same Use - NONE

NON-IRRIGATION USES:
DOMESTIC/ 1 RESIDENCE
COMMERCIAL/ 8 UNIT HOTEL, 10 UNIT MOTEL, CAFE
PROPERTY IS ALSO KNOWN AS LOTS 1, 2, 11 & 12 OF BLK 6 OF
VILLAGE OF STANLEY IDAHO.

No Old Water Right Numbers Found

Conditions of Approval - -
No Conditions of Approval found

Decree Plaintiff - - - 4

Date: 06/14/1993 User Id: MERRITT Subject: COPIED FROM REMARKS
P/U IS BLK 6, LOTS 1,2,10,11,12 & TRACT 88-26 STANLEY ORIGINAL

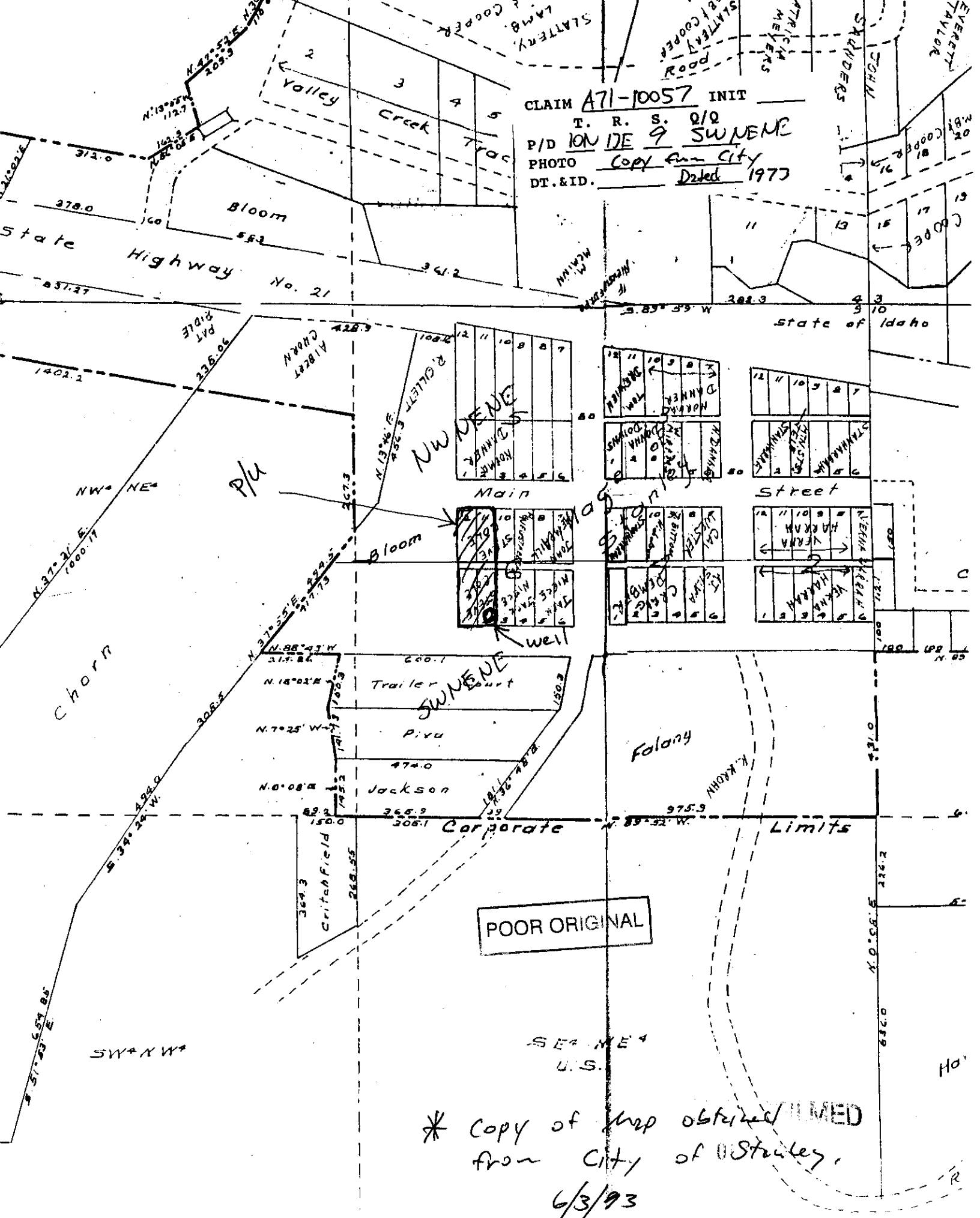
+ - - Audit Fields - - +
06/14/93 MERRITT

Adjudication Rights Dates and Flags Area

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	- 06/14/1993	Old Judicial District	-
Claim Received Date	- 09/08/1989	Last Amended Date	- 06/14/1993	Temporary Right	- P

POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- AND/OR	Presumption Flag	-
		Notice of Error Flag	-

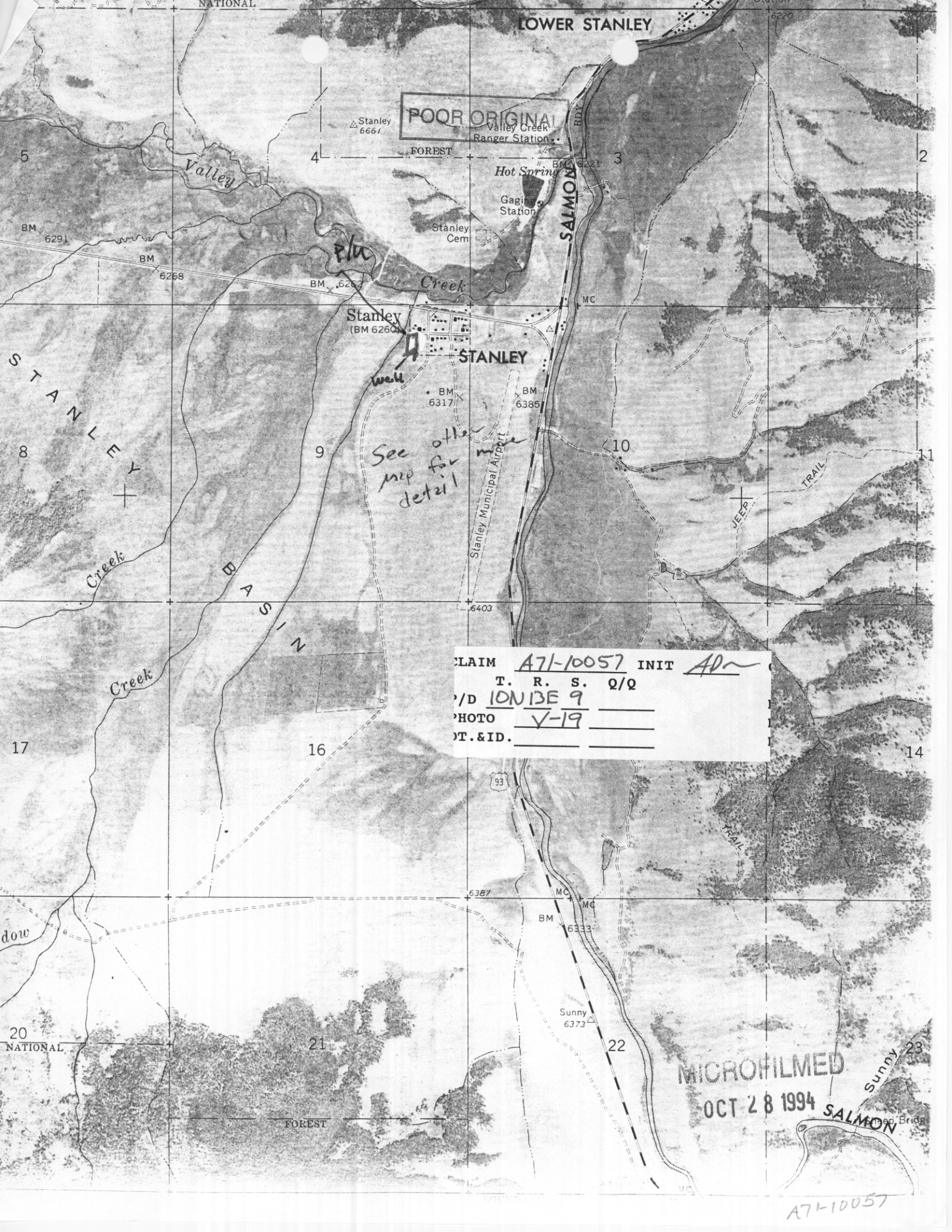
MICROFILMED
 OCT 20 1984



CLAIM A71-10057 INIT
T. R. S. Q/O
P/D ION DE 9 SW NE NE
PHOTO Copy from City
DT.&ID. Dated 1973

POOR ORIGINAL

* Copy of map obtained from City of O'Steley, 6/3/93



LOWER STANLEY

POOR ORIGINAL
Valley Creek
Ranger Station

FOREST

Hot Spring

Gaging
Station

Stanley
Cem

Stanley
(BM 6260)

STANLEY

BM
6317

BM
6385

Stanley Municipal Airport

See other
map for
detail

CLAIM A71-10057 INIT AD
T. R. S. Q/Q
D/D 10/13/94
PHOTO V-19
DT. & ID. _____

MICROFILMED
OCT 28 1994
SALMON BRIDGE

A71-10057

1/7

6/7/93 ADM

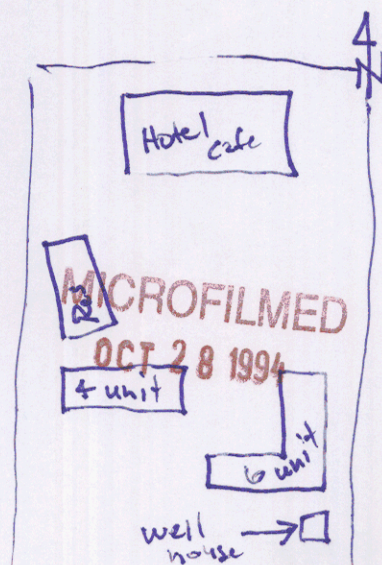
POOR ORIGINAL



Hotel & cafe



Residence at back of Hotel



2/3

6/3/93 ADM

POOR ORIGINAL



4 units of
motel



6 units of
motel

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6/3/93 AD~

3/3

POOR ORIGINAL



Pump house



well & pump
inside pump
house

1/2 H.P. stelite
pump.

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OCT 28 1994

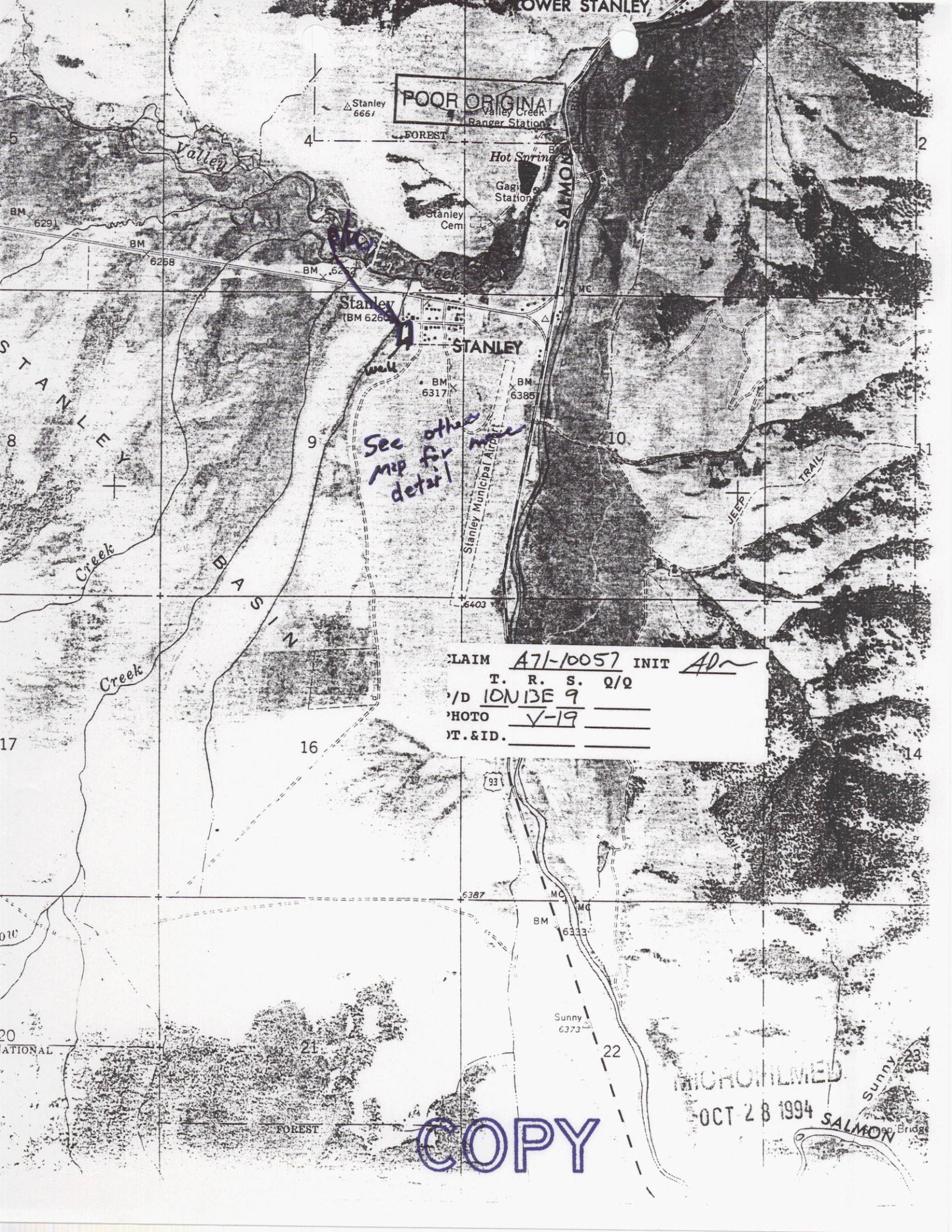
CLAIM A71-N-57 INIT

T. R. S. Q/Q
P/D ION DE 9 SW NENE
PHOTO Copy from City
DT.&ID. Dated 1973



COPY

* copy of map obtained
from City of Stanley.
6/3/93



POOR ORIGINAL
Valley Creek
Ranger Station

Stanley
6661

FOREST

Hot Springs

Gaging
Station

Stanley
Cem

Stanley
(BM 6268)

STANLEY

BM
6317

BM
6385

See other
map for
detail

Stanley Municipal Airport

6403

CLAIM A71-10057 INIT AD
T. R. S. Q/Q
D/D 10N13E 9
PHOTO V-19
T.&ID. _____

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OCT 28 1994

SALMON Bridge

COPY

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE:

A71-10057

DATE:

6/3/93

BY:

AD

THEORETICAL RATE OF FLOW:

$$Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (1.5) \times (0.70)}{[(20) + (40 \times 2.31)]} = 0.08 \text{ cfs}$$

LIFT FROM:

measurement ()

owner ()

area estimate ()

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate ()

owner gage (X)

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS

1 1/2 H.P. Stevite Pump

ANNUAL VOLUME ANALYSIS

$$\text{POTENTIAL Acre Feet/Acre/Annum} = \frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$$

(season) (days) CV-DV

5/01-09/30 153 2-3

4/15-10/15 184 2.5-3.5

4/01-10/31 214 3-4

3/01-11/30 275 VARIES

3/15-11/15 246 VARIES

$$\text{POTENTIAL} = \frac{(\dots) \times (1.98) \times (\dots)}{(\dots)}$$

$$\text{POTENTIAL} = \frac{(\dots) \times (1.98) \times (\dots)}{(\dots)}$$

REQUIRED Acre Feet/Acre/Annum =

(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

OCT 28 1994

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-10057

06:40:31
05/28/92

LAST: SAWTOOTH HOTEL
ADDRESS: P.O. BOX 52
CITY: STANLEY
PHONE NUMBER: 208-774-9947
OWNER CODE: C
FIRST: ID ZIP: 83278

LAST: COLE
ADDRESS: P.O. BOX 52
CITY: STANLEY
PHONE NUMBER: 208-774-9947
OWNER CODE: C
FIRST: MRS. KATHY
STATE: ID ZIP: 83278

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: BLOCK 6, LOTS 1,2,10, 11, 12 & TRACT 88 - 26 STANLEY ORIGINAL TOWNSHIP.

DATABASE ID FIELD EXAMINER
Y

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OCT 28 1994

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OCT 28 1994

CONTACT PERSON: Kathy Cole

DATE OF FIELD EXAM: 6/3/93 APPOINTMENT MADE: Y() N(☒)

ACCOMPANIED BY: Kathy Cole TIME: : A() P()

RELATIONSHIP TO CLAIMANT: PHONE NUMBER: () -

DIRECTIONS TO PROPERTY / REMARKS:

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OCT 28 1994

A. AJ CLAIM: # A71-10057 PRIORITY DATE: 12-31-1967

STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y (X) N ()
IF YES EXPLAIN.

REMARKS: Amended claim to 6/1/1931 date of exam.

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Further review of deeds submitted reveal that property section 11,
first road is on parcel where present hotel motel & cafe
2nd well are located (lots 142 & lots 114 & 12 B/K 6) in
1937. Affidavit indicates hotel built in 1931 however hotel probably
built later so priority recommended when land all put
together. 2-10-1937 Quit claim Deed No. 44460

RECOMMENDED PRIORITY DATE:

2-10-1937

REVIEWED BY

DATE

6/14/93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A71-10057	~~18N~~ 10N	13E	9		NE	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	

REMARKS:

Used copy of map of city obtained from city to locate & determine POD in SUNDENE Se. 9. Pl is lots 12, 11, 12, Blk 6. Lot 10 is vacant. Well located on lot 2.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
10N	13E	9		SW	NE	NE	Custer

SOURCE: Groundwater

TRIB:

DATE:

6/19/93

MICROFILMED

8 889

A. ROOT WATER RIGHT NUMBERS: A71-10057

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
-----	-----	-----	-----	-----	-----	------	---------------	---------------	-----------------	----------------	------------------

18N	13E	9	NE	NE		SANDYDUTR-ROTEL					
-----	-----	---	----	----	--	-----------------	--	--	--	--	--

TOTAL ACRES A71-10057

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER POU COUNTY: CUSTER

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y

PRESUMPTION FLAG:

REMARKS:

Plu Lots 1, 2, 11 & 12.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

AD 6/14/93

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OCT 28 1994

A. AJ CLAIMED USES:

A71-10057 PURPOSES
COMMERCIAL

MONTH/DAY
FROM 01-01 TO 12-31

DIVERSION QUANTITY
.040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1/1 12/71

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

~~0.040 CFS~~
1.04
0.086, 10/21

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAM REQUIRED?	DISCREPANCY?	(Y/N)	DATE	EXAMINER
DUE TO WATER-USE			(Y/N)		
DUE TO DIVERSION RATE			(Y/N)		
DUE TO PERIOD FROM/TO			(Y/N)		

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

Y() N()
Y() N() Explain in remarks, below.

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? *Amended*

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

~~0.040~~
0.08 CFS
CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

MEASUREMENT METHOD

See 2th ed FLOW MEASUREMENT
calc., SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE.

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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OCT 28 1994

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

13. IRRIGATION RATE

ACRES ----- X 0.02 CFS/ACRE = CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE =

AE/A

ACRES -----

X CONSUMPTIVE VOL. AE/A FOR AREA -----

TOTAL CONSUMPTIVE USE -----

AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME =

AE/A

ACRES -----

X DIVERSION VOL. AE/A FOR AREA -----

TOTAL DIVERSION VOLUME -----

AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on consumptive use for combined rights.)

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OCT 28 1994

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CES	REC. DIV VOL. AE/A	REC. CONS. USE
Domestic	1/1 12/3	0.04	—	
Commercial	1/1 12/31	0.04	1.9	
TOTAL FOR THIS RIGHT				

PREPARED BY:

ADW

DATE:

6/14/93

Domestic Used year round . . . 2/10w standard rate 0.04 cfs.
Vol $\approx$ 0.6 AF

Commercial

8 rooms in hotel year round
V-mix (2 beds/room) (8 rooms) (50 gal/bed/day) (365 days/yr) = 292,000

10 motel units 5 mo. /yr.
V-mix (10 units) (2 beds/unit) (50 gal/bed/day) (150 days/yr) = 150,000

Cafe year round
(est. 50 patrons/day and (10 gal/patro) (365 days/yr) =
182,500

C.U. $\approx$ negligible
624,500 gal/yr.
1.9 AF

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OCT 28 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-10057

DATABASE

EXAMINER

CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

A71-10057

0.040

-

TOTAL CFS

0.040

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

MICROFILMED

OCT 28 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-10057

06:40:31
05/28/92

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE
PRIORITY DATE	Y		AD- 6/3/97	Y		AD- 6/14/93	AD- 6/14/93	
POINT OF DIV	Y			Y	City Map			
SOURCE	Y			Y	Deeds			
PLACE OF USE	Y			Y				
DIV. AMOUNT CEFS/VOLUME	Y			Y	Calc.			
CONSUMPTIVE USE	-			Y	Calc.			
PURPOSES	Y			Y				
PERIOD OF USE				Y				
BASIS OF CLAIM	Y			Y				
REMARKS	Y			Y				

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OCT 28 1994

VERIFIED BY CODES
 TOPO MAP/ORTHO-PG = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
 USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.