

AJ0749NP
No. R31-04123

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

DATE: 04/12/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYNN WOOD 1014 E 1500 W TERRETON ID 83450 (208) 663-4448	02/12/1959	IRRIGATION STOCKWATER DOMESTIC	04-01 10-31 01-01 12-31 01-01 12-31	0.030 CFS 0.040 CFS 0.040 CFS	3.50 AFA
TOTAL DIVERSION:					0.080 CFS	3.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T05N R35E S05 Lot04(SWNW)

JEFFERSON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM
05N	35E	5	:	:	:	:	:	:	:	:	:	:	:	:	:	1.0
TOTAL ACRES																1.0

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
05N	35E	5	:	:	:	:	:	:	:	:	:	:	:	:	:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
05N	35E	5	:	:	:	:	:	:	:	:	:	:	:	:	:	

POU County: JEFFERSON

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
- HISTORICAL BENEFICIAL USE.
N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
- STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 200 CATTLE

Dates: Exam Made Date: 07/28/1994 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

C/8

Presumption Flag:

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A31-04123
Date Received: 11/29/1988
Receipt No: E004562
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: LYNN WOOD
Address: 1014 E 1500 W
MONTEVIEW ID 83435 208-663-4448
2. Date of Priority: JAN 1, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|-----------|
| 05N | 35E | 5 | NW | NW | | | JEFFERSON |
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.080 | | |
| STOCKWATER | 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 10.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/200 BEEF CATTLE
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05N | 35E | 5 | NW | NW | | IRR | 4.0 |

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
					Total Acres	4.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGED OWNERSHIP 2/16/96/JT/EC

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
NOV 14 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A31-04123
Date Received: 11/29/1988
Receipt No: E004562
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REED OLDHAM 208-356-3780
Address: 1670 W. 3000 N.
REXBURG, ID 83440

2. Date of Priority: JAN 01, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	35E	5	NW	NW			JEFFERSON

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		
STOCKWATER	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 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	35E	5	NW	NW		IRR	4.0
Section Acres							4.0

A31-04123

Page

1

Date: 11/29/88

MICROFILMED

NOV 17 1992



10. Place of Use: Continued

Total Acres 4.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: 0

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): Reed Aldham Date: 11/29/88
Date:

State of Idaho)
) ss.
County of BONNEVILLE)

Subscribed and sworn (or affirmed) before me this 29TH day
of NOVEMBER 19 88 *John P. [Signature]*

Jeff Pappas
Notary Public

Residing at BOISE, IDAHO

My Commission Expires 11/8/1994

A31-04123

Page

2

Date: 11/29/88

MICROFILMED

NOV 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-94125

LAST: BLOMAN
ADDRESS: 1678 N. 3000 N.
CITY: REXBURG
PHONE NUMBER: 208-856-3700

FIRST: REED
STATE: ID ZIP: 83640

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

DATE OF FIELD EXAM: 7/26/94

ACCOMPANIED BY:

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

PHONE NUMBER: () -

TIME: : A() P()

PHONE NUMBER: () -

Field Exam: (Signature)

CLAIM NUMBER: A31-04128

⑤

DATABASE **FIELD**
H **EXAMINER**

~~(c)~~

Handwritten practice on lined paper:

Row 1: ~~Handwritten scribbles~~ / ~~Handwritten scribbles~~

Row 2: ~~Handwritten scribbles~~

01-04-1957

DATE: 7/28/64

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-04123	05N	35E	5		NW	NW		JEFFERSON
OTHER AJ CLAIMS WITH SAME AJ POB			MR RECORDS IN SAME 40 ACRE TRACT					
A PREFIX			R PREFIX					
NONE			NONE					

SOURCE: GROUNDWATER

TRIG:

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-04123	05N	35E	5		NW	NW		JEFFERSON
OTHER MR RECORDS WITH SAME MR POB			AJ CLAIMS IN SAME 40 ACRE TRACT					
			A PREFIX R PREFIX					
NONE			NONE					

SOURCE: GROUNDWATER

TRIG:

C. FIELD EXAM REQUIRED?

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

NOTES:

Pod is wrong GOVT LOTS
sec 5 LOT 4 SW NW

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:						
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---

COUNTY	DIVERSION NAME
---	---
---	---
---	---
---	---
---	---
---	---

SOURCE: GROUNDWATER TRIB:

REVIEWED BY: DATE: 7/28/94

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-04123
B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ 8/ACRES	WR 8/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05N	35E	5	ND	NN		OLDHAM, REED	A31-04123 / 4.0	31-04123 / 4.0			4.0
TOTAL ACRES							A31-04123	4.00	4.00		

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

1 AC

C. FIELD EXAM REQUIRED? DUE TO POU DISCREPANCY? (Y/N) DATABASE Y FIELD EXAMINER POU COUNTY: JEFFERSON

PRESUMPTION FLAG:

NOTES: *Domestic and Irrigation ASAC*

D/S sec 5 SW 1/4 Lot 4 1 ACRE IRRIGATED
DOMESTIC/STOCK

RECOMMENDATIONS: TOTAL ACRES: *1 AC* DC 4/2000
REVIEWED BY: *DC* DATE: *7/28/94*

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-04123 IRRIGATION	FROM 04-01 TO 11-01	-000 CFS
A31-04123 STOCKWATER	FROM 01-01 TO 12-31	-040 CFS
A31-04123 DOMESTIC	FROM 01-01 TO 12-31	-040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		-080 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-04123 IRRIGATION	FROM 04-01 TO 11-01	-000 CFS
31-04123 STOCKWATER	FROM 01-01 TO 12-31	-040 CFS
31-04123 DOMESTIC	FROM 01-01 TO 12-31	-040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		-080 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	☒
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	☒
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	☒

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() EXPLAIN IN NOTES, BELOW.

NOTES:

Disproportionate

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
JUN 2 6 1955
Department of Reclamation

Log No. _____
Rec. _____, 19____
Well No. _____
Permit No. _____

(DO NOT FILL IN)

Owner ROY SAUER Address TERRETON, IDAHO
Driller J. EMMETT SMITH, INC. Address JEROME, IDAHO Lic. No. 11
Location of Well LOT 4 1/4 Sec. 5, T. 5 N. 16 R. 35 E/W JEFFERSON County,
and _____ feet N/S, and _____ feet E/W from _____ Corner of _____ 1/4 Sec. _____
Size of Drilled Hole 6 1/2" Total depth of Well 300'
Give depth of standing water from surface 243 Water Temp. _____ °Fahrenheit
On pumping test delivery was 15 g.p.m. or _____ c.f.s. Drawdown was _____ feet.
Size of pump and motor used to make the test _____
Length of time pumped during check was 1 hr., _____ minutes.
If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
If flowing well, describe control works _____
(TYPE AND SIZE OF VALVE, ETC.)
Water will be used for DOMESTIC Weight of casing per linear foot 12.9
Thickness of casing .188 Casing material STEEL
E.G., PIPE, CONCRETE, WOOD.
Diameter, length and location of casing 6 5/8", 113' 7", FROM 1' 7" ABOVE gn. LEVEL TO 112' BELOW
(CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
Number and size of perforations _____ located _____ feet to _____ feet
from surface of ground.
Other perforations _____
Date of commencement of well 2-12-59 Date of completion of well 2-24-59
Type of well rig CABLE TOOLED

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	REMARKS—SEALS, GROUTING, ETC.
6 5/8"	1' 7"	112'	113' 7"	DRIVEN IN WITH 6" DRIVE SHOE

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

SN-356 - 5

2/

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.000 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 NOTES. **

FLOW MEASUREMENT REQUIRED? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y DATABASE EXAMINER

ok D/S with 1Ac
irrigated
USED 0.08 CFS

B. FLOW MEASUREMENT

MEASUREMENT METHOD 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 POB AND IRRIGATION USAGE

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

0. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/A 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 = 10.0 AF/A
ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES 1 X DIVERSION VOL. AF/A FOR AREA 3.5 =
TOTAL DIVERSION VOLUME 3.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION STOCKPILING DOMESTIC	~~04-01~~	~~11-01~~	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	01-01	12-31	0.000	0.03	3.5		10.0	
	01-01	12-31	0.040					
TOTAL FOR THIS RIGHT			0.080					
REVIEWED BY: <u>DC</u>			DATE: 7/28/94					

IRRIGATION 0.03 CFS IAC
DOMESTIC 0.04 CFS
STOCK 0.04 CFS
0.08 CFS total

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED {X}
NEEDS
REVIEW { }

B. SPLIT MAVER RIGHT REVIEW

ROOT MAVER RIGHT NUMBER: 31-04123

TOTAL DIVERSION RATE OF MR SPLITS

DATABASE
0.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM MON.	"R" DIV. RATE	MR RIGHT NUMBERS	DIVERSION RATE
-	A31-04123	0.000	-		31-04123	0.000
TOTAL CFS		0.000				0.000

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
Y

FIELD
EXAMINER

NOTES:

OK

AUTHENTICATION:

SIGNATURE: Dave Carlson

DATE: 7/28/94

NAME OF FIELD EXAMINER: Dave Carlson

TITLE: WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22145C51
03/13/93

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-04123

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY MM/DD/DATE	FIELD EXAM BY MM/DD/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW MM/DD/DATE	COMPLETED DATA ENTRY MM/DD/DATE	VERIFIED DATE MM/DD/DATE
PRIORITY DATE								
POINT OF DIV	Y		DC 7/91	Yes				
SOURCE								
PLACE OF USE	Y			Yes				
DIR. AMOUNT CFS/VOLUME				Yes				
CONSUMPTIVE USE	-							
PURPOSES				Yes				
PERIOD OF USE				Yes				
BASES OF CLAIM				No				
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
RSCS 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.

STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05:13:13
03/15/93

PAGE: 12
PROFILE REPORT

CLAIM NUMBER: A31-04123

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REED OLDHAM 1670 W. 5000 N. REXBURG ID 83440 (208) 356-3700	01/01/1957	IRRIGATION STOCKWATER DOMESTIC	04-01 11-01 01-01 12-31 01-01 12-31	0.00 CFS 0.04 CFS 0.04 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					0.00 CFS	10.0 AFI

WATER SOURCE: GROUNDWATER TRIBUTARY TO: STAGE: STATUTORY CLAIM
POINT(S) OF DIVERSION: TOSH RISE S05 NAME: JEFFERSON COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION																																													
				NE				NW				SW				SE																													
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	:	SUM																				
05N	35E	5	:																					:	4.0																				
																								04	:																	4.0			
																																												TOTAL ACRES	4.0

PLACE OF USE LOCATION FOR STOCKWATER IS THE SAME LOCATION AS DESCRIBED FOR: IRRIGATION
PLACE OF USE LOCATION FOR DOMESTIC IS THE SAME LOCATION AS DESCRIBED FOR: IRRIGATION
POU COUNTY: JEFFERSON
NON-IRRIGATION USES: 5/200 BEEF CATTLE
OTHER RIGHTS: NONE
DATES: EXAM MADE DATE: VERIFIED DATE: 01/31/1986
MISC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

E004562

Bu

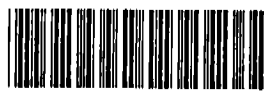
A31-04123
REED OLIDHAM
1670 W. 3000 N.
REXBURG



5N
35E

ID 83440

No evidence
B Wood (B Wine Larson)



A3104123

RP 05 N 35 E 053001

1598E 12N

192

186

01/25/2001

**NOTICE 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: March 9, 2001

Water right number: 31-4123

LYNN WOOD
1014 E 1500 N
TERRETON ID 83450
Telephone Number: (208)663-4448

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

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:

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

DATE:

5-7-01

SIGNATURE:

Lynn Wood

Please print your name:

Lynn Wood

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 1, 2000

KIRK EGBERT
PO BOX 87
TERRETON ID 83450

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICES OF CLAIM TO A WATER RIGHT A31-07267A, A31-
10964A

Dear Mr. Egbert:

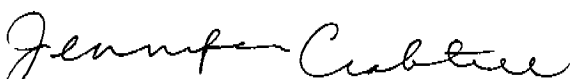
The request for Change of Water Right Ownership concerning the above-referenced Notices of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed reports show this change along with the elements of the water right being claimed. Please review these reports and contact this office if there are corrections or questions.

Please keep these reports for your records.

A31-04123 was retained by Mr. and Mrs. Wood and was not changed.

Respectfully yours,


Jennifer Crabtree
Technical Records Specialist

Enclosure

To: Lynn Wood/Kirk Egbert Change of Ownership File
Fr: Bryce Contor
Date: 7/25/2000 *Bryce*
Re: Change of Ownership A31-04123, A31-07267A, A31-10964A

The attached Notice of Change of Ownership requests changing ownership of two claims, A31-07267A and A31-10964A. The sales contract references original claims A31-07267 and A31-10964, but acknowledges that a split will be necessary. The contract also references A31-04123, but contains the provision "to the extent that such claims pertain to water rights which are properly appurtenant to the Property."

In reviewing the electronic record of A31-04123, the purchaser Kirk Egbert and I thought that this claim was appurtenant to the home, lawns, and buildings on the lands retained by the seller in the NE portion of Lot 4, Section 5, T5N, R35E. A careful review of the original claim 31-04123 and the paper file A31-04123 more or less confirms this conclusion.

AJ claims A31-07267A and A31-10964A appear to claim slightly more irrigated acres in Lot 4 than were conveyed by the sales contract, but the attached GIS illustration shows that all the actual irrigated acres in Lot 4 were conveyed.

Therefore, I conclude that the ownership of A31-07267A and A31-10964A can be changed without a split, and that the ownership of A31-04123 should not be split.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

OK BAC
7/25/00

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
~~A31-04123~~	~~X~~				
A31-07267A	~~X~~				
A31-10964A	~~X~~				

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

A. ~~The appropriate FIDMS form. See instructions for details.~~

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former
Owner/Claimant(s)

Lynn Wood
Terreton Idaho

4. New Owner/Claimant(s)

Kirk Egbert
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

Box 87

City, State and ZIP Code

Terreton Idaho 83450

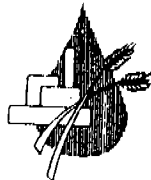
New Telephone Number

(208) 663-4505

5. Date you acquired the property

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



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

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

Notice is hereby given that Reed Oldham
Rt. #2, Box 297, Rexburg, ID 83440 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 356-3780

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

- (1) Date of priority: (When was the water first applied to a beneficial use) January 1, 1957
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
groundwater tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>0.08 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity	<u>0.04 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
(4)	<u>0.08 cfs</u>	TOTAL QUANTITY USED.			
(cfs, af)					

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 5 Twp. 5N Rge. 35E B.M., County of Jefferson
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. well and pump

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	35E	5						4											4

No. of acres 4

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: single family domestic, stockwater

NOTE: Include here the type and number of stock watered: 200 head beef cattle

- (7) If you are claiming water as a member of an organization, list name of organization: _____

R 35 E

PD-

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5

7

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State of Idaho)
County of Bingham) ss.

Resal Oldham
(Claimant)

Sworn to before me this 27th day of June, 1983.

Notary Public
Residing at Firth, Idaho

My commission expires 2/14/86

Received by SDC Date 6/27/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWT Date 9-12-83
\$30.00 fee received by (u) Date 5-27-83 claimant by: _____
Published in: NY 46 by star 7/30/81
Dates 10/6 - 10/13/83

Your water right numbers 31-02371, 31-02327A, 31-04123, 31-07204, 31-07267A, 31-10964A and 31-10583 have been modified to reflect the address on the front of this card.

Respectfully submitted,

Autumn Jones

Autumn Jones
Records Clerk
Adjudication Bureau
Idaho Dept. of Water Resources

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

- ☐ No account number on mail
☐ Account number illegible

Addressee's Name

Lynn Wood North Wood

Old Address (Include apartment or suite number)

1014 E. 1500 N.

City, State, and ZIP Code

Montevue, ID 83435

New Address (Include apartment or suite number)

1014 E. 1500 N.

City, State, and ZIP Code

Terreton ID 83450

This card is furnished:

- ☒ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

- ☐ Moved, left no address
☐ No such street
☐ No such number
☐ Refused
☐ Attempted, not known
☐ Unclaimed



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

FEBRUARY 16, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LYNN WOOD
1014 E 1500 W
MONTEVIEW ID 83435

RE: CHANGE IN OWNERSHIP FOR A31-10964A, -04123, & -07267A

Dear Mr. Wood:

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

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

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

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A31-10964A, A31-04123, A31-07267A

☐ Name and Address of Former Owner/Claimant(s)(Seller): F MITCHELL JACOBS

☐ New Owner/Claimant (Purchaser): DEE LYNN WOOD
1014 E 1500 W

☐ New Mailing Address: MONTEVIEW ID 83435

☐ New Telephone Number: (208) 663-4448

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

☐ Attach proof of ownership, describe proof attached: SALES CONTRACT.

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

☒ Signature of New Owner/Claimant(s): [Signature] Date 2-15-96

☐ Signature of Former Owner/Claimant(s): _____ Date _____

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

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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NOV 14 1996

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

CONTRACT OF SALE

THIS CONTRACT OF SALE is entered into as of this 22nd day of November, 1993, by F. MITCHELL JACOBS and VALYNN H. JACOBS, husband and wife, hereinafter referred to as "SELLER", and DEE LYNN WOOD and JANET WOOD, husband and wife, hereinafter referred to as "BUYER",

WITNESSETH:

In consideration of the mutual covenants set forth herein the parties agree as follows:

1. SALE.

SELLER hereby agrees to sell to BUYER on the performance of the agreements of BUYER as hereinafter set forth, and to convey or cause to be conveyed by the legal owner or owners thereof by good and sufficient Warranty Deed, free and clear of liens and encumbrances, excepting any liens or encumbrances that may have attached by reason of any act or deed of BUYER, or any lien or encumbrance to which this Contract of Sale is expressly made subject, the following described real and personal property situate in Jefferson County, Idaho (the "Property"):

REAL PROPERTY:

Township 5 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho

Section 5: Lot 4, NW1/4 SW1/4

Section 6: Lots 1, 2, and 3, NE1/4 SW1/4,
N1/2 SE1/4

EXCEPTING THEREFROM: County road right of ways.

SUBJECT TO THE FOLLOWING:

1. All road, ditch and utility rights of way as they exist over, upon and across the subject property.

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NOV 14 1996

2. Power line easement granted to UTAH POWER & LIGHT COMPANY, a corporation, recorded August 15, 1966, as Instrument No. 142250, records of Jefferson County.
3. All existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

PERSONAL PROPERTY:

All irrigation equipment located on the above-described real property including, but not limited to, the following:

1 Valley Pivot System, Model 6000, Serial Number 58770

1 Valley Pivot System, Model 6000, Serial Number 58049

1 VertiLine - Layne Bowler Pump, Model APH100, Serial Number D2451

1 G.E. Motor, Model Number 5k 6317XC209A, Serial Number EEJ51409

2. PAYMENT AND PURCHASE.

BUYER agrees to buy the Property and to pay SELLER therefor the sum of FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$560,000.00), in lawful money of the United States of America, which such amount shall be paid to SELLER by BUYER simultaneously with the execution of this Contract of Sale.

3. INSTRUMENTS OF CONVEYANCE.

Simultaneously with the execution of this Contract of Sale, SELLER shall make, execute and deliver to BUYER a

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NOV 14 1996

Warranty Deed conveying the Property to BUYER, free and clear of any lien or encumbrance, excepting any lien or encumbrance to which this Contract of Sale is expressly made subject, and excepting any lien or encumbrance that may have attached by reason of any act, deed or omission of said BUYER.

4. POSSESSION.

Except for the rights to use the potato cellars which shall be retained by SELLER pursuant to a Lease Agreement to be executed by SELLER and BUYER simultaneously with the execution of this Contract of Sale, BUYER shall receive possession of the Property simultaneously with the execution of this Contract of Sale.

5. APPORTIONMENTS.

All taxes and assessments upon the Property shall be prorated between the parties as of December 31, 1993. SELLER shall pay all taxes and assessments levied upon the Property for the time prior to and including said date, and BUYER shall pay all such taxes levied upon the Property for the term after said date before the same become delinquent.

6. TRANSFER OF WATER RIGHTS

It is understood and agreed that water right claims pertaining to the Property have previously been filed with the Idaho Department of Water Resources in the Snake River Basin Water Adjudication case which is now pending in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, under Case No. 39576. Said claims have been filed under Identification Nos. A31-10964, A31-04123 and A31-07267 (the "Water Right Claims"). SELLER agrees after closing at SELLER's expense to assign and transfer to BUYER whatever interest SELLER has in such claims to the extent that such claims pertain to water rights which are properly appurtenant to the Property. It is understood and agreed that Claim Nos. A31-10964 and A31-07267 also relate to the Weeks Property. In order to properly divide the water rights between the Property and the Weeks Property, it may be necessary for SELLER to obtain approval for a change of the point of diversion for the portion of the water rights which are properly appurtenant to the Weeks Property. SELLER hereby agrees to indemnify and hold harmless BUYER from any cost or expense in connection with the above-referred to transfer of water rights and change in point of diversion of water rights. BUYER agrees that BUYER will not object to such change in the

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NOV 14 1996

point of diversion and will cooperate with SELLER in obtaining such change in the point of diversion. It is specifically understood and agreed that it is the intent of SELLER to divide the water rights referred to in Claim Nos. A31-10964 and A31-07267 between the Property and the Weeks Property in the same proportion that the acreage in each parcel bears to the total acreage of both parcels and BUYER shall not object to the division of such water rights in such manner. SELLER agrees that SELLER shall use SELLER's best efforts to complete the division and transfer of water rights referred to herein prior to the commencement of the 1994 farm season.

7. WARRANTIES AND DISCLAIMERS.

BUYER ACKNOWLEDGES AND AGREES THAT BUYER HAS BEEN INFORMED AND UNDERSTANDS THAT SELLER MAKES NO WARRANTIES IN REGARD TO THE PROPERTY, EXPRESS OR IMPLIED TO BUYER, EXCEPT ANY WARRANTIES OF TITLE THAT MAY BE OTHERWISE CONTAINED IN THIS CONTRACT OF SALE OR THE WARRANTY DEED TO BE GIVEN TO BUYER BY SELLER. THERE IS NO WARRANTY GIVEN AS TO FITNESS FOR ANY PARTICULAR PURPOSE OR AS TO MERCHANTABILITY AND BUYER IS ACQUIRING THE PROPERTY "AS IS".

8. TITLE INSURANCE.

SELLER agrees to provide to BUYER at SELLER's cost a standard form owner's title insurance policy in the amount of FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$560,000.00) insuring title to the Property in BUYER, free and clear of any lien or encumbrance, excepting any lien or encumbrance to which this Contract of Sale is expressly made subject, and excepting any lien or encumbrance that may have attached by reason of any act, deed or omission of said BUYER, and excepting the usual printed exceptions contained in such policies of title insurance, and taxes and assessments for the current year, easements and rights of way of public record and the rights of BUYER under the terms of this Contract of Sale.

9. ENFORCEMENT.

Should either party default in the performance of any of the covenants or agreements contained herein, such defaulting party shall pay to the other party all costs and expenses, including, but not limited to, a reasonable attorney's fee, including such fees on appeal, which the offended party may incur in enforcing this Contract of Sale or

in pursuing any remedy allowed by law for breach hereof, whether such is incurred by the filing of suit or otherwise.

10. BINDING EFFECT.

This Contract of Sale shall be binding upon and inure to the benefit of the heirs, personal representatives, administrators, successors and assigns of the parties hereto.

11. SURVIVAL OF TERMS.

The terms and provisions of this Contract of Sale shall survive the closing and the execution and delivery of instruments of transfer and conveyance. The terms of this Contract of Sale shall not be merged out by the execution and delivery of the instruments of transfer and conveyance.

12. WAIVER.

A waiver of any default or breach of any term of this Contract of Sale shall not be deemed to be a waiver of any simultaneous or subsequent breach of the same or any other term of this Contract of Sale. All waivers must be in writing and must be signed by SELLER. No failure or delay of SELLER to exercise any right or remedy hereunder shall operate as a waiver.

13. ATTORNEYS.

The law firm of Holden, Kidwell, Hahn, & Crapo, drafters of this Contract of Sale, have acted as attorneys for SELLER and as such have in no way advised BUYER in regard to this agreement or any other matters. The law firm of Breck Barton & Associates have acted as attorneys for BUYER and as such have in no way advised SELLER in regard to this Contract of Sale or any other matters. SELLER and BUYER have agreed that the legal fees charged by SELLER's attorney and by BUYER's attorney shall be divided equally between SELLER and BUYER. At the time of closing, SELLER and BUYER shall each pay one-half (1/2) of such combined amount of legal fees.

14. ASSIGNMENT OF LEASE.

SELLER has entered into a Farm Lease with Steven Joel Weeks and Ruth H. Weeks, husband and wife, ("Weeks") dated the 18th day of June, 1992 (the "Weeks Farm Lease").

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NOV 19 1996

Simultaneously with the execution of this Contract of Sale, SELLER and BUYER are entering into an Assignment Agreement wherein SELLER is assigning to BUYER the SELLER's interest in the Weeks Farm Lease.

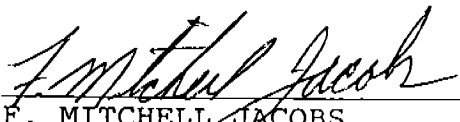
15. RIGHT OF FIRST REFUSAL.

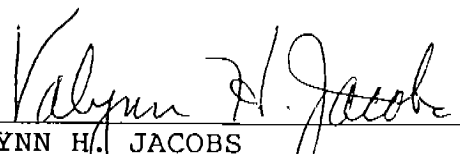
SELLER has previously entered into a Right of First Refusal Agreement with Weeks, wherein SELLER obtained from Weeks a right of first refusal to purchase the Weeks Property. A copy of such Right of First Refusal Agreement was recorded in the records of Jefferson County, Idaho, on June 18, 1992, as Instrument No. 284312. Simultaneously with the execution of this Contract of Sale, SELLER shall execute and deliver to BUYER an assignment of right of first refusal wherein SELLER shall assign to BUYER the first purchase rights obtained by SELLER pursuant to the terms and provisions of said Right of First Refusal Agreement. In addition, BUYER has agreed to grant to SELLER a right of first refusal to purchase the Property in the event BUYER decides to sell the Property at some time in the future. Therefore, simultaneously with the execution of this Contract of Sale, SELLER and BUYER shall also enter into a separate Right of First Refusal Agreement wherein SELLER is granted a right of refusal to purchase the Property.

16. INTEGRATION OF AGREEMENT.

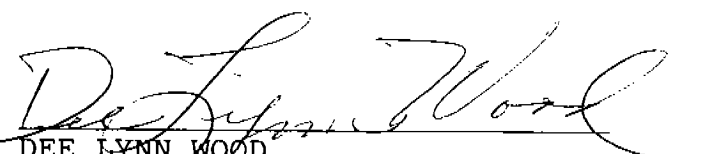
SELLER and BUYER acknowledge that the terms of this Contract of Sale may vary from the terms contained in any earnest money agreement or any other preliminary agreements made prior to the execution of this Contract of Sale and may vary from any negotiations between the parties prior to the execution of this Contract of Sale. SELLER and BUYER agree that the terms, covenants and conditions of this Contract of Sale shall supersede all such prior negotiations and agreements, that there are no other verbal promises, implied promises, agreements, stipulations, representations or warranties of any kind or nature, excepting those set forth in this Contract of Sale, and that this Contract of Sale shall be and is the final expression of the agreement of the parties and shall control. No modification of this Contract of Sale shall be valid unless in writing and executed by the parties to this agreement.

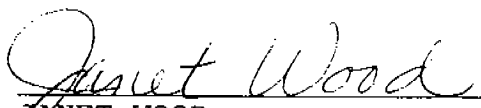
IN WITNESS WHEREOF, the parties have caused their names to be subscribed, all as of the day and year first above written.


F. MITCHELL JACOBS


VALYNN H. JACOBS

SELLER


DEE LYNN WOOD


JANET WOOD

BUYER

STATE OF IDAHO)
) ss.
County of Jefferson)

On the 22nd day of November, in the year of 1993, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared F. MITCHELL JACOBS and VALYNN H. JACOBS, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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)

Dale Tinker
Notary Public for Idaho
Residing at Rigby, Idaho
My Commission Expires: 5-20-94

STATE OF IDAHO)
) ss.
County of Jefferson)

On the 22nd day of November, in the year of 1993, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared DEE LYNN WOOD and JANET WOOD, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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)

Dale Tinker
Notary Public for Idaho
Residing at Rigby, Idaho
My Commission Expires: 5-20-94

#3353.00
3787m/srs

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NOV 14 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. S. Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

POOR ORIGINAL

EASTERN REGION
FEBRUARY 9, 1993

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

*

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". 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, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, 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".

EVIDENCE OF PRIORITY
Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

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

Please submit the required evidence supporting the priority date by MARCH 9, 1993, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

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APR 14 1994

36/31

31
6/5

31/32
5

#2503
(9536)

HEL
②
12.6
HEL
①
6.5

HEL
③
6.3

HEL
④
129.0

⑥
15.5

HEL
⑤
127.7

NHEL
①
8.1
#2503
(9537)

NHEL
②
15.0

6/5
7/8

NHEL
⑥
127.0

NHEL
⑤
6.7

NHEL
④
6.2

HEL
③
129.6

#207
(446)

NHEL
①
30.4

NHEL
②
44.6
BLM

7/8
18/17