RECEIVED DELOG
JUN 15 1999 DC 6-22-99
Department of Water Resources
RECEIVED
SEP 16 1996
Department of Water Resources
Eastern Region

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DATE OF CLOSING: September 6, 1996

LEGAL DESCRIPTION OF PROPERTY: See attached Warranty Deed

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

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

A22-00487C; A22-00488; A22-00515B;
A22-00516B; A22-00517B; A22-00616;
A22-02029; A22-04040; A22-11544;
A22-12134; A22-12135; A22-12136;
A22-12137; A22-00042; A22-00043; 63
A22-00130B; A22-00130D; A22-00136C;
A22-00160; A22-00312; A22-00313;
A22-00481A; A22-00482A; A22-00483A A22-00488
22-00489; 22-00~~28~~ 208

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

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

[x] New Owner/Claimant (Purchaser):

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

[x] New Mailing Address:

3201 Ash Street
Palo Alto, California 94306-2240

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

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

_____

_____

_____

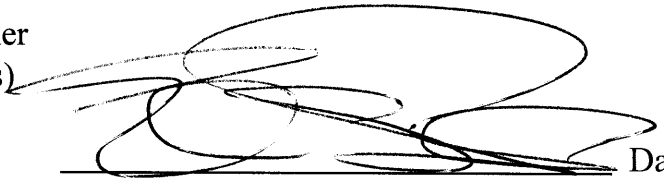
[x] Attach proof of ownership,
describe proof attached: Copy of Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[x] Signature of New Owner/Claimant(s)

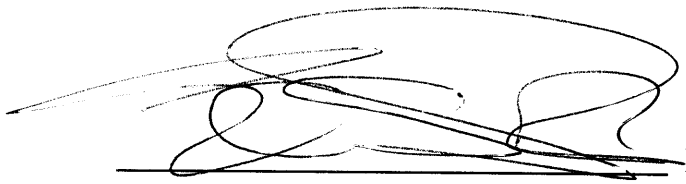
_____ Date 30 Aug 96
Boyd Charles Smith, and his successors,
not individually, but as Trustee of The Boyd
Charles Smith and Jill Johnson Smith Trust
created by that certain Trust Agreement dated
December 13, 1990

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

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



Date August 20, 1996
Edmund S. Twining, III, Individually



Date August 20 1996

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

Jane Forbes Clark Date 8.22.96

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Number of Split, if any:

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

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RECEIVED
JUN 15 1999
Department of Water Resources

RECEIVED
SEP 0 5 1996
TETON CO., ID
CLERK RECORDER

WARRANTY DEED

THIS INDENTURE is made this 20th day of August, 1996, by **EDMUND S. TWINING, III**, a married man dealing with his sole and separate property and **EDMUND S. TWINING, III** and **JANE FORBES CLARK, II**, acting not individually but as Trustees of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining, the "Grantor", and **BOYD CHARLES SMITH and JILL JOHNSON SMITH**, or their successors, not individually, but as Trustees of The Boyd Charles Smith and Jill Johnson Smith Trust created by that certain Trust Agreement dated December 13, 1990, whose mailing address is 3201 Ash Street, Palo Alto, California 94306-2240, the "Grantee".

WITNESSETH:

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

Tract 1: Township 6 North, Range 46 East, Boise Meridian

Section 30: S½
Section 31: N½
Section 32: NW¼
Lot 1 (NW¼NE¼)
Lot 2 (SW¼NE¼)
Lot 3 (NW¼SE¼)

Township 6 North, Range 45 East, Boise Meridian

Section 36: NE¼NE¼

Lots 50, 51, 52, 53, 54, 55 and 56, Galloway Hills Subdivision Plat No. 4, as per the recorded plat thereof, Teton County, Idaho.

124973

FILED
AT THE REQUEST OF
First American
AT 12 MINUTES PAST 1 P M
DATE September 5 1996
Lori A. Wade
CLERK OF RECORD
BY Gayle Bressler
DEPUTY

Tract 2: Township 6 North, Range 45 East, Boise Meridian

Section 25: S½SE¼

Tract 3: Beginning at the Southeast Corner of Section 25, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence North 0°02'51" East 2239.79 feet along the East section line to the true point of beginning; thence South 57°09'28" West 39.11 feet to the edge of county road easement; thence South 57°09'28" West 55.56 feet along fence line; thence South 83°42'38" West 531.14 feet; thence North 75°46'11" West 410.84 feet; thence North 62°29'07" West 386.35 feet; thence North 68°08'39" West 71.53feet; thence North 74°46'44" West 245.93 feet; thence South 89°36'04" West 477.0 feet; thence South 82°00'35" West 517.30 feet to the Section ¼ line; thence South 0°06'12" East 1105.68 feet; thence North 89°58'38" East 2638.47 feet; thence North 0°02'51" East 918.71 feet to the point of beginning.

SUBJECT TO THE FOLLOWING:

1. Rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and rights-of-way and easements established or of record and encroachments, overlaps and other matters which would be disclosed by an accurate survey.

2. Agreement for Electric Service recorded November 28, 1988, Recorder's No. 103448, records of Teton County, Idaho.

3. Electric Line Right-of-Way Easement recorded November 28, 1988, Recorder's No. 103489, records of Teton County, Idaho.

4. Agreement for Purchase of Power, between Don and Mary Lou Harlander as "Consumer", and Fall River Rural Electric Cooperative, Inc. as "Seller", recorded November 7, 1985, Recorder's No. 97780, records of Teton County, Idaho.

5. Agreement for Electric Service recorded November 28, 1988, Recorder's No. 103449, records of Teton County, Idaho.

6. Electric Line Right-of-Way Easement recorded November 28, 1988, Recorder's No. 103490, records of Teton County, Idaho.

7. Restrictive covenants included in Warranty Deed, recorded October 27, 1992, Recorder's No. 111350, records of Teton County, Idaho.

8. Electric Line Right-of-Way Easement recorded October 24, 1994, Recorder's No. 117962, records of Teton County, Idaho.

9. Agreement for Electric Service recorded October 24, 1994, Recorder's No. 118002, records of Teton County, Idaho.

10. The effect of and conditions contained in Deed recorded March 7, 1956, in Book 77, page no. 423, as follows: Saving, excepting, and reserving however unto the Union Central Life Insurance Company, its successor and assigns, from all the above described lands, an undivided one-half of the oil, gas and other hydrocarbons and minerals now or at any time hereafter situated therein and thereunder together with all easement and rights necessary or convenient for the production, storage and transportation thereof and the exploration and testing of said real property and also the right to drill for products and use water from the said property in connection with drilling or mining operations thereon.

11. Subject to the reservations and exceptions in Warranty Deed from the corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints to Edmund S. Twining, III and Susan C. Twining, husband and wife, wherein grantor specifically reserves and excepts unto itself all minerals, coal, carbons, hydrocarbons, oil, gas, chemical elements and compounds whether in solid, liquid or gaseous form, and all steam and other forms of thermal energy on, in or under the above-described land; recorded April 1, 1986, Recorder's No. 98530, official

124973

records of Teton County, Idaho. Also subject to fence encroachments as shown on Property Survey dated February 8, 1986, prepared by A W Engineering of Victor, Idaho.

12. Existing irrigation canal, notice of which is given by that certain Contract of Sale recorded March 6, 1972, Recorder's No. 70654, records of Teton County, Idaho. "Subject however to an easement for the existing irrigation canal and maintenance thereof.

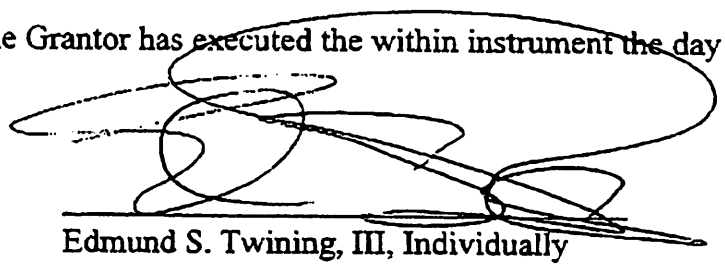
13. Covenants, Conditions and Restrictions recorded as Instrument No. 84484, recorded November 7, 1979, but deleting any covenants, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions, or restrictions violate 42 USC 3604(c).

TOGETHER with all water, gas, oil and geothermal rights owned by Grantor which are appurtenant to such property and all other tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

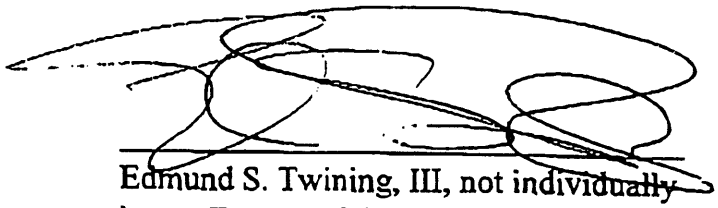
TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's heirs and successors shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's successors and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

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

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



Edmund S. Twining, III, Individually



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

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

The undersigned, Diana Reuter Twining, as the spouse of Edmund S. Twining, III, does hereby acknowledge and agree that she does not have any community property interest or any other interest in the property described in the foregoing Warranty Deed and agrees that such property shall be transferred and conveyed in a manner set forth therein without any claim or interest being asserted in such property by the undersigned.

Diana Reuter Twining

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 30th day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Edmund S. Twining, III**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

NOTARY PUBLIC
CHARLES A. HOMER
STATE OF IDAHO
(Seal)
Residing at Idaho Falls, Idaho
My Commission Expires Dec. 6, 1998

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/6/98

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 30th day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Edmund S. Twining, III**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining and acknowledged to me that he executed the same as such Trustee.

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

NOTARY PUBLIC
CHARLES A. HOMER
STATE OF IDAHO
(Seal)
Residing at Idaho Falls, Idaho
My Commission Expires Dec. 6, 1998

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/6/98

STATE OF New York)
)ss.
County of Otsego)

On the 22nd day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Jane Forbes Clark, II**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining and acknowledged to me that she executed the same as such Trustee.

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

MARY E. HIGGINS
NOTARY PUBLIC, State of New York
No. 4940232 Otsego County
(seal) Commission Expires 10-11-96

Mary E. Higgins
Notary Public for New York
Residing at Milford, N.Y.
My Commission Expires: 10-11-96

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 30th day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Diana Reuter Twining**, known or identified 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.

NOTARY PUBLIC
CHARLES A. HOMER
STATE OF IDAHO
(seal) Residing at Idaho Falls, Idaho
My Commission Expires Dec. 6, 1998

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/6/98

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RECEIVED
SEP 1 6 1996
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF NOTICE OF CLAIMS

The undersigned, **EDMUND S. TWINING, III**, a married man dealing with his sole and separate property and **EDMUND S. TWINING, III** and **JANE FORBES CLARK, II**, acting not individually but as Trustees of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining, hereby assign to **BOYD CHARLES SMITH and JILL JOHNSON SMITH**, or their successors, not individually, but as Trustees of The Boyd Charles Smith and Jill Johnson Smith Trust created under Trust Agreement dated December 13, 1990, whose mailing address is 3201 Ash Street, Palo Alto, California 94306-2240, the following:

> All our right, title, and interest in and to Notice of Claim Nos. A22-00487C; A22-00488; A22-00515B; A22-00516B; A22-00517B; A22-00616; A22-02029; A22-04040; A22-11544; A22-12134; A22-12135; A22-12136; A22-12137; A22-00042; A22-00063; A22-00130B; A22-00130D; A22-00136C; A22-00160; A22-00312; A22-00313; A22-00481A; A22-00482A; A22-00483A to a Water Right Acquired Under State Law.

Made this 30th day of August, 1996.

Edmund S. Twining, III, Individually

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

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

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 20th day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Edmund S. Twining, III**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

NOTARY PUBLIC
CHARLES A. HOMER
STATE OF IDAHO
(Seal)
Residing at Idaho Falls, Idaho
My Commission Expires Dec. 6, 1998

Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/6/98

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 20th day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Edmund S. Twining, III**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining and acknowledged to me that he executed the same as such Trustee.

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

NOTARY PUBLIC
CHARLES A. HOMER
STATE OF IDAHO
(seal) Residing at Idaho Falls, Idaho
My Commission Expires Dec. 6, 1998

Notary Public for Idaho
Residing at Idaho Falls Idaho
My Commission Expires: 12/6/98

STATE OF New York)
)ss.
County of Otsego)

On the 22nd day of August, 1996, before me, the undersigned, a notary public in and for said State, personally appeared **Jane Forbes Clark, II**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Trust under the Will of Susan Clark Twining for Edmund S. Twining, III, also known as the Residuary Trust U/W of Susan C. Twining and acknowledged to me that she executed the same as such Trustee.

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

MARY E. HIGGINS
NOTARY PUBLIC, State of New York
No. 4940232 Otsego County
Commission Expires 10-11-96
(Seal)

Mary E. Higgins
Notary Public for New York
Residing at Milford, N.Y.
My Commission Expires: 10-11-96

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EDMUND S. AND SUSAN TWINING III
Teton Ranch

Legal Descriptions

Teton Ranch

Lots 1 and 2, E½NW¼, NE¼ - Section 31
Lots 1, 2 and 3, NW¼ - Section 32
All in Township 6 North, Range 46 East,
Boise Meridian

Welfare Farm

NE¼NE¼ - Section 36
Township 6 North, Range 45 East, B.M.

Stillers Run

Lots 3 and 4; E½SW¼; SE¼
All in Section 30, Twn. 6 North, Rge. 46 E.B.M.

Galloway Hills

SW¼SW¼, S½NW¼SW¼, Sec. 29, Twn. 6 N., Rge 46 E.B.M.

Water Rights Described in Warranty Deeds

Teton Ranch

22-0160/T.2135 - 3.2 cfs - 1891
Source: South Leigh Creek
Amount: 3.2 cfs
Priority Date: 1891
Use: Irrigation
Place of Use: Lots 1 & 2, E½NW¼, NE¼, Section 31
Twn 6 N., Rge 46 EBM
Lots 1, 2, 3 & NW¼ of Sec 32
Diversion: See "Diversion" below

22-0616/T.2135 - 8.0 cfs - 1916
Source: South Leigh Creek
Amount: 8.0 cfs
Priority Date: 1916
Use: Irrigation
Place of Use: Lots 1 & 2, E½NW¼, NW¼, Section 31
Twn 6 N Rge 46 EBM
Lots 1, 2, 3 & NW¼ Sec 32
Diversion: See "Diversion" below

Diversion: Irrigation Pumps at Ida/Wyo State line
NW¼NE¼, Sec. 32, Twn. 6 N., Rge. 46 EBM
OR
SE¼NE¼, Sec. 6, Twn. 44 N., Rge 118 W6thPM
Kilpack Canal Diversion
SE¼NE¼, Sec. 6, Twn. 44 N,Rge118W-6PM
Hog Canal Diversion
NW¼NW¼, Sec. 6, Twn. 44 N, Rge118-6PM

80 acre feet - Fremont-Madison

MICROFILMED
NOV 06 1990

Welfare Farm
22-0042 - .8 cfs - So. Leigh - Jan. 22, 1916

Stillers Run
22-0063 (DECREE)
Source: ~~South~~ Leigh Creek
Amount: 6.4 cfs
Priority Date: January 22, 1916
Use: Irrigation
Place of Use: Sec. 30-6-46EBM
NE¼SW¼ NW¼SW¼
SW¼SW¼ SE¼SW¼
NE¼SE¼ NW¼SE¼
SW¼SE¼ SE¼SE¼
Diversion: Lot (2), Section 29-6-46 EBM
F. C. Gillette vs Lynn Waddell - December 7, 1938

22-0312 (DECREE)
Source: North Leigh Creek
Amount: 3.0 cfs
Priority Date: June 1, 1897
Use: Irrigation
Place of Use: Sec. 30-6-46 EBM
NE¼SW¼ NW¼SW¼
SW¼SW¼ SE¼SW¼
Diversion: SW¼NE¼ - Section 29, Twn. 6 N., Rge 46 EBM
Rexburg Irr. Co. vs Teton Canal Co. - 12/16/1910

22-0313 (DECREE)
Source: North Leigh Creek
Amount: .2 cfs
Priority Date: June 1, 1900
Use: Irrigation
Place of Use: SW¼ Sec. 30, Twn. 6 N., Rge 46 EBM
Diversion: SW¼NE¼ - Sec. 29, Twn. 6 N., Rge 46 EBM (originally recorded as Rge 45)
Rexburg Irrigation Co. vs Teton Canal Co. - 12/16/1920

22-0487 (DECREE)
Source: North Leigh Creek
Amount: 1.8 cfs
Priority Date: June 1, 1897
Use: Irrigation
Place of Use: SE¼, Sec. 30, Twn. 6 N., Rge. 46 EBM
Diversion: SW¼NE¼, Sec. 29, Twn. 6 N., Rge 46 EBM (originally reported as Rge 45)
Rexburg Irrigation Co. vs Teton Canal Co. 12/10/1910

MICROFILMED NOV 06

22-0488 (DECREE)
Source: North Leigh Creek
Amount: .7 cfs
Priority Date: June 1, 1899
Use: Irrigation
Place of Use: SE¼, Sec. 30, Twn. 6 N., Rge. 46 EBM
Diversion: Hansen Ditch
Rexburg Irrigation Co. vs Teton Canal Co. 12/10/1910

22-0489 (DECREE)
Source: North Leigh Creek
Amount: 3.2 cfs
Priority Date: June 1, 1899
Use: Irrigation
Place of Use: SE¼, Sec. 30, Twn 6 N., Rge 46 EBM
Diversion: Hansen Ditch
Rexburg Irrigation Co. vs Teton Canal Co. 12/10/1910

22-4040 (CLAIM)
Source: Indian Creek
Amount: 4.1 cfs
Priority Date: June 29, 1900
Use: Irrigation 4.0 cfs
Stock Water .1 cfs
Place of Use: S½, Section 30, Twn 6 N., Rge 46 EBM
Diversion: ~~NE¼~~SW¼, Section 29, Twn. 6 N., Rge 46 EBM
Published: Teton Valley News July 31, 1980 & August 1, 1980

~~22-7258 (PERMIT)~~
Source: Well
Amount: 6.4 cfs
Date: August 31, 1977
Use: Irrigation and Stock Water
Place of Use: S½ Section 30, Twn. 6 N., Rge 46 EBM
Diversion: SE¼SE¼ Section 30, Twn. 6 N., Rge. 46 EBM
NOTE: The application was filed on August 31, 1977. The applicant was given five (5) years to prove up on the well (August 31, 1982). On November 1, 1982 the applicant filed a Request for Extension of Time and was given until November 1, 1987 to complete his proof for permit to be issued.

MICROFILMED
NOV 06 1990

Galloway Hills
Water right unknown

Domestic Wells

Teton Ranch
Location: SE¼NW¼, Sec. 32, Twn. 6 N., Rge 46 EBM
Size: 6"
Depth: Unknown
History: Estimated 50 years
Use: Domestic: 2 homes, stock water

Stillers Run

(1) Location: NW¼SW¼, Sec. 30, Twn 6 N, Rge 46 EBM
Size: 6"
Depth: Unknown
History: Estimated 50 years
Use: Domestic - 1 house, stock water

(2) New South Well
Location: NW¼SW¼, Sec. 30, Twn 6 N, Rge 46 EBM
Size: 6"
Depth: 120 feet
Date Drilled: April 30, 1987
Use: ~~Domestic~~ and Stock Water

(3) New North Well
Location: NW¼SW¼, Sec 30, Twn 6 N, Rge 46 EBM
Size: 6"
Depth: 120 feet
Date Drilled: April 30, 1987
Use: ~~Domestic~~ and Stock Water

Stock Water
File for stock water on all parcels from South Leigh and Middle Leigh and North Leigh for estimated 600 head of stock.

MICROFILMED
NOV 06 ...

tiff, or her predecessor in interest, on or before and ever since the 22nd day of January, 1916, has so diverted 1.6 cubic feet or 80 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands during each irrigating season, which has been in addition to any other rights fixed, decreed, or granted to the said plaintiff, or her predecessor in interest.

XXXVI.

That the plaintiff, William Hanson, is the owner of or has an estate in the following described lands, to-wit:

NE¼NE¼ of section 36, in township 6 north, range 45 E.B.M.,

and is the owner of a ditch through which he conveys water from South Leigh Creek, with the point of diversion located one-fourth

22-042

mile east of the Idaho-Wyoming boundary line on the north side of South Leigh Creek, and the plaintiff, or his predecessor in interest, on or before and ever since the 22nd day of January, 1916, has so diverted .80 cubic feet per second or 40 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands during each irrigating season, which has been in addition to any other rights fixed, decreed, or granted to the plaintiff or his predecessors in interest.

XXXVII.

That the plaintiff, Eli Lewis, is the owner of or has an estate in the following described lands, to-wit:

S½SW¼ of section 10; NE¼NW¼ of section 15, in township 4 north, range 45 E.B.M.,

and is the owner of a ditch through which he conveys water from Derby Creek, with the point of diversion and diversion works located in the NE¼NW¼ of section 15 in township 4 north, range 45

EXCERPT FROM:
F.C. GILLETTE VS L. CANNON
1 DEC. 1938

EXHIBIT B

DESCRIPTION OF WATER RIGHTS

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

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

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

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

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

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

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

RECORDED
INDEXED
PLATTED

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