

81 5
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 61 5 79
 59

MICROFILMED
SEP 29 1992





8104-554

REPRODUCTION
SEP 24 1962

Pg. 1

1



Pump in Jordan cr. Sec. 13, S&SE. Irr. land on west side of creek.

2



Diversion in Sec. 19, S&NW. Conveyed by ditch.
36" culvert



Looking upstream from the diversion in Sec. 19.

4



Headgate where ditch splits & takes water to Bruce & Mayer.



5-13-92

From pump in creek to ditch.
Through a 12" culvert.

6



5-13-92

Land in sec. 13,
new, which is
irr. from pump
diversion.



Place of use in sec. 18, SWNW

8



Ditch which runs along eastern edge of irr. land & in front of corrals, From diversion in sec. 19.

● License 55-2150

TGS 5W
TGS 6W

A55-04018

Prepared by LW after field exam Page 5a

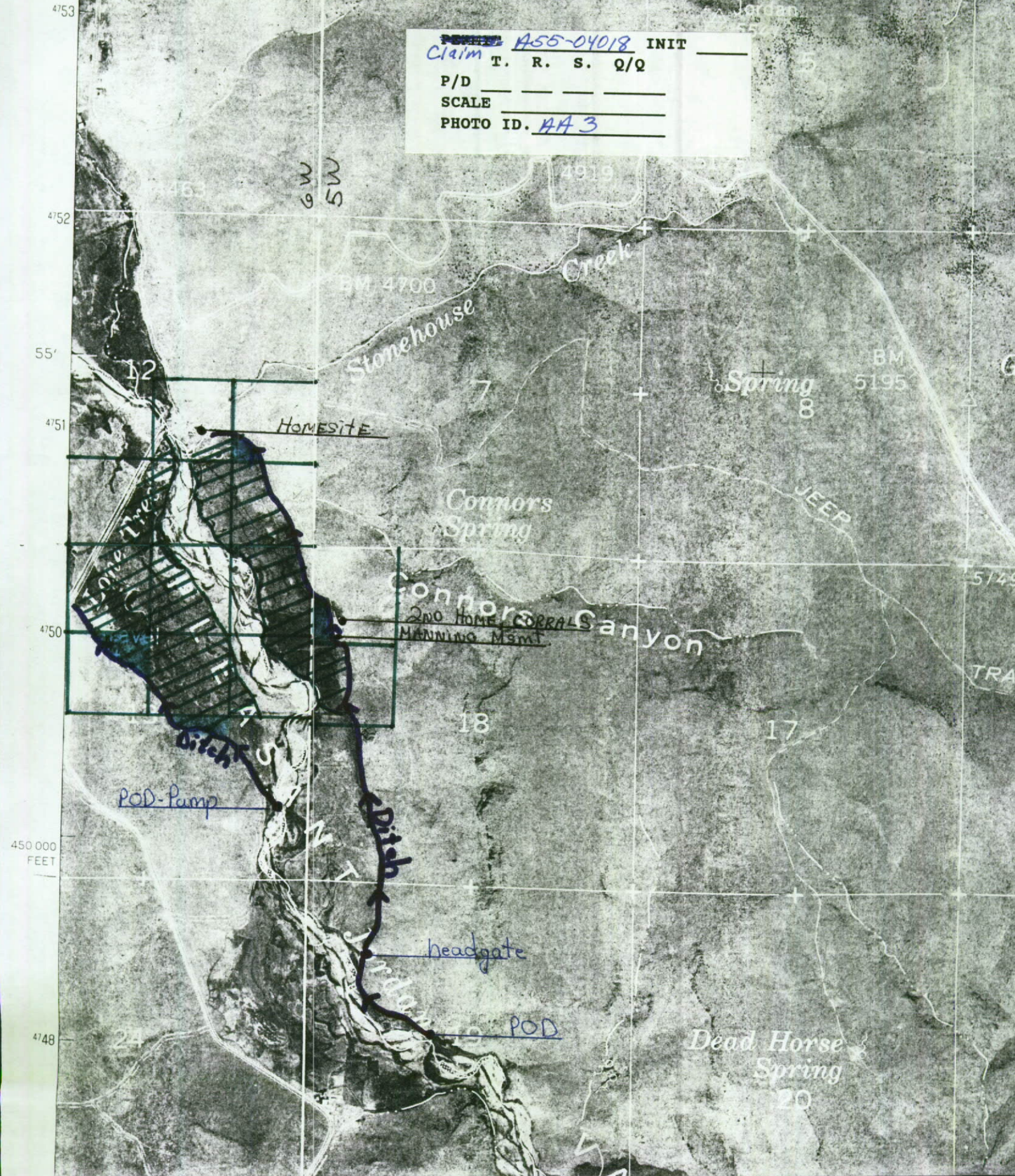
Claim A55-04018 INIT
T. R. S. Q/Q

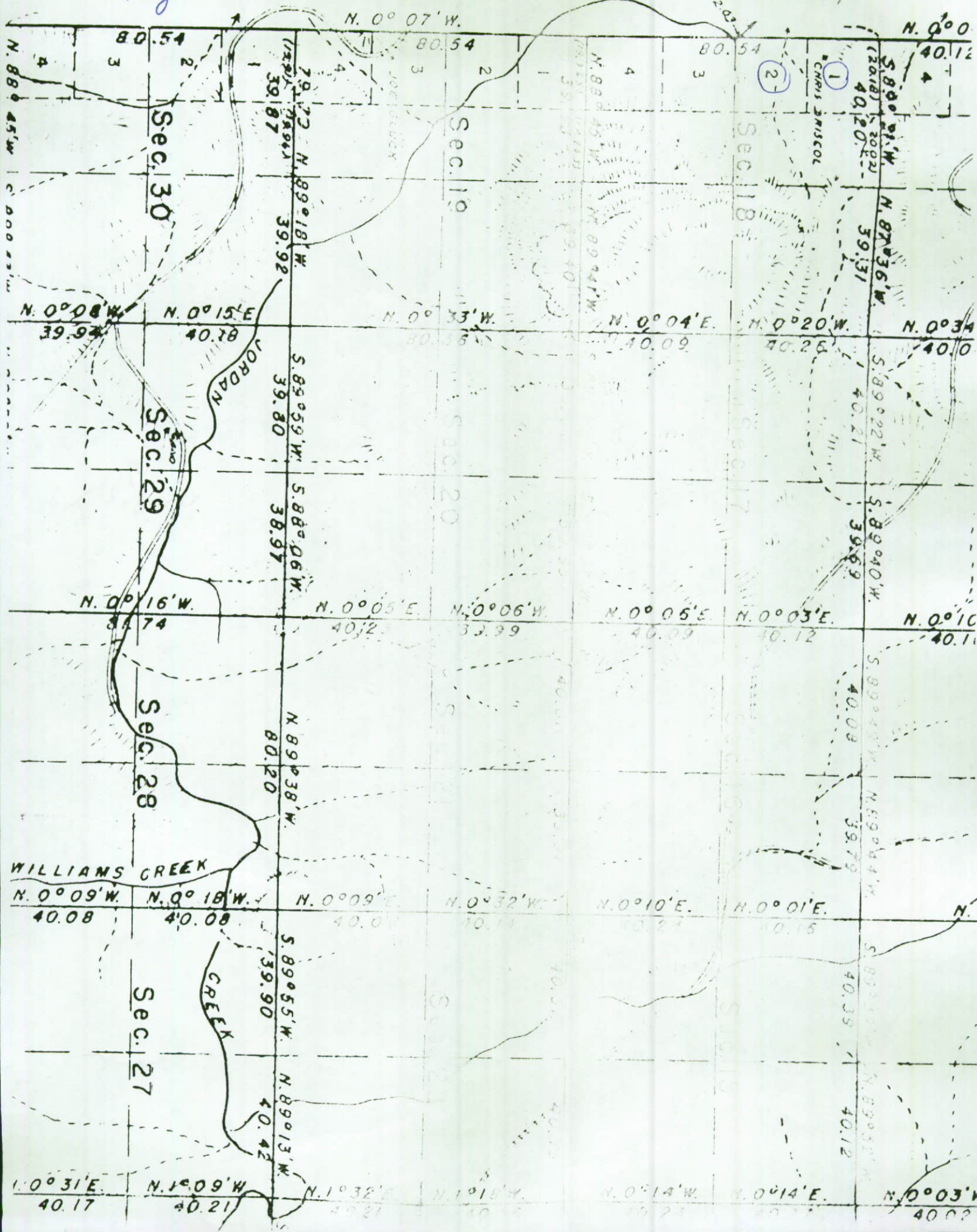
P/D

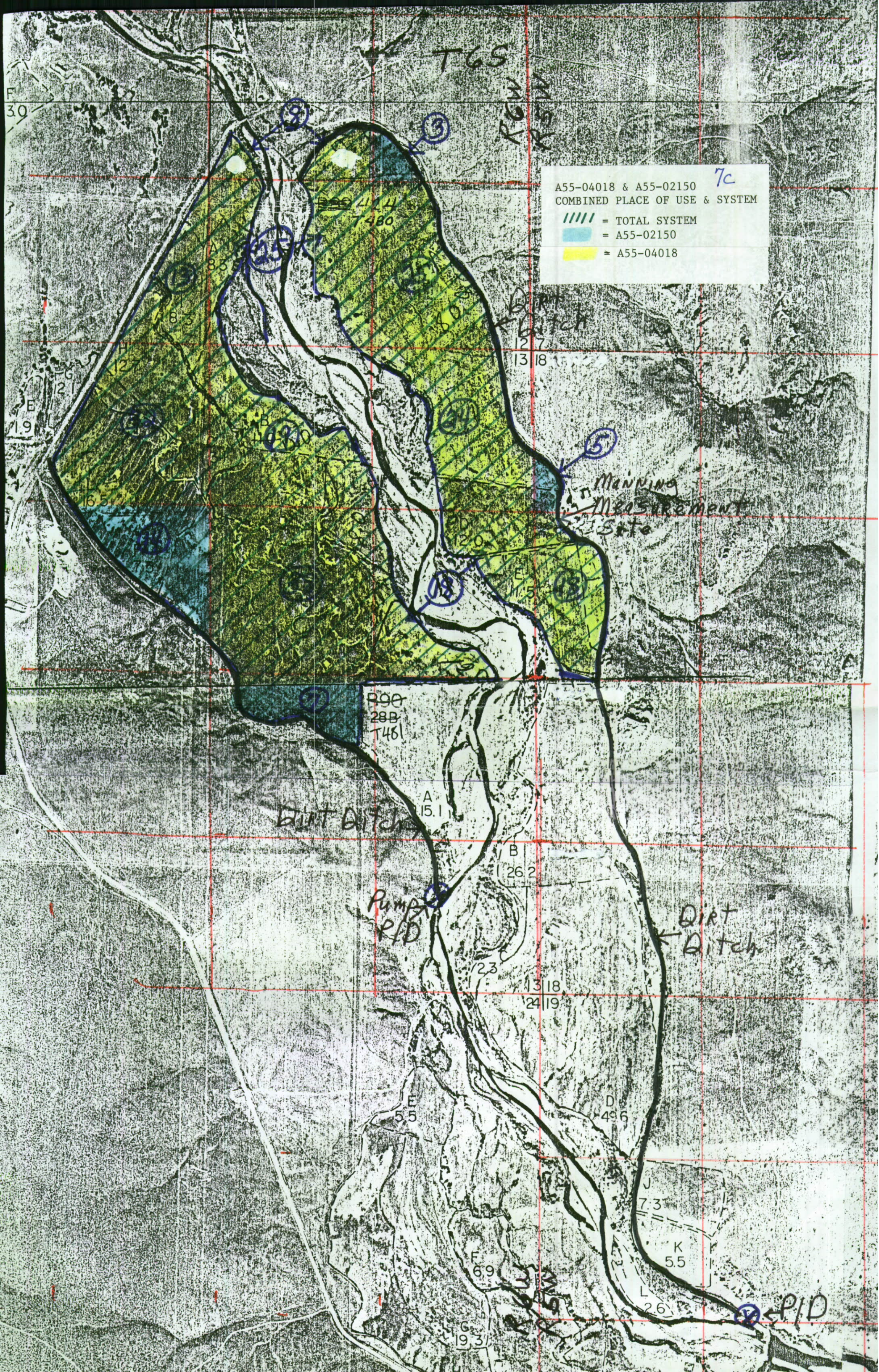
SCALE

PHOTO ID. AA3

S





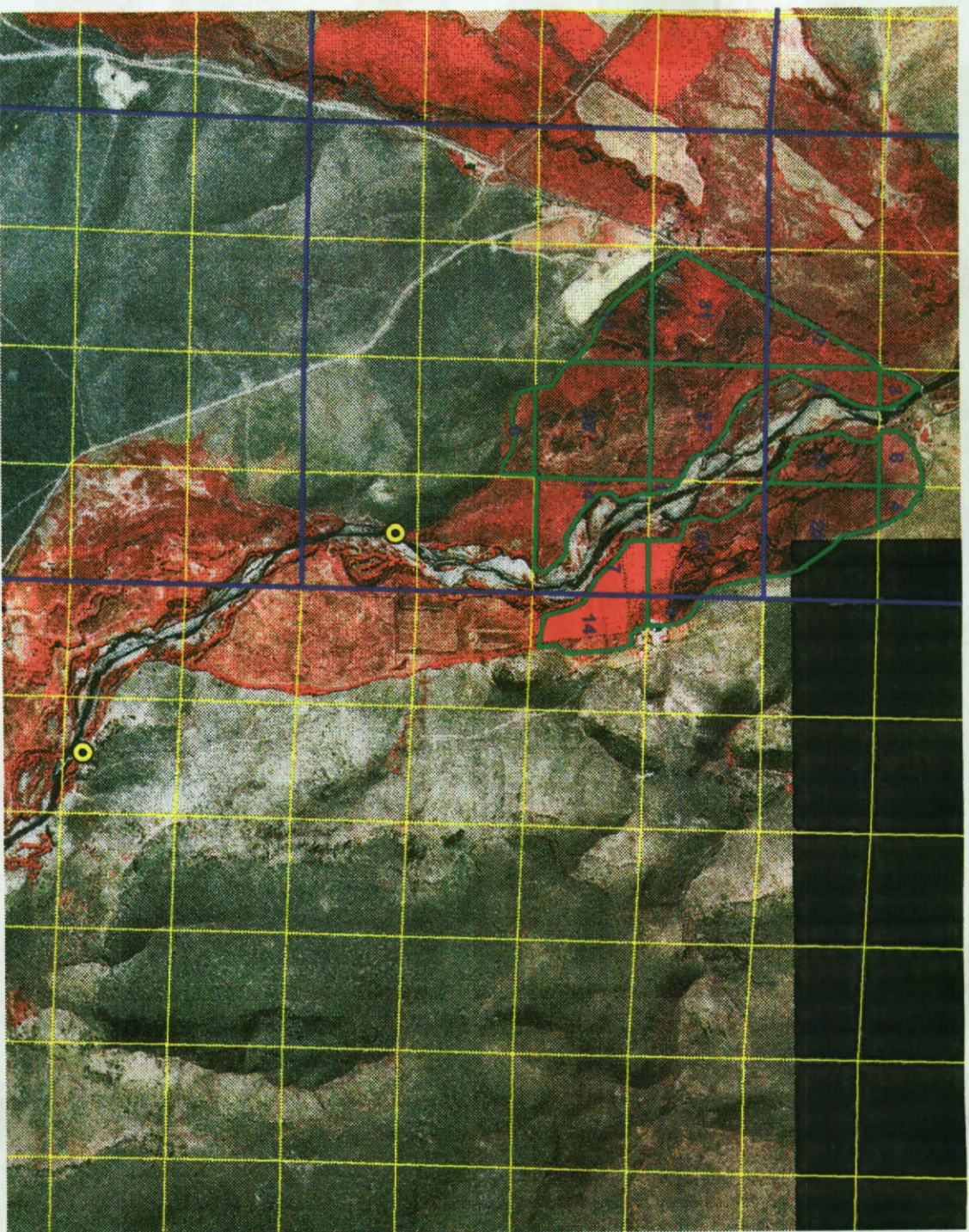


IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S18
T06S, R06W, S12 & 13



1987 NAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-02150 & 55-04018

OWNER(S): ROBERT BRUCE

Prepared by: Mel Schulte

Date: 2/7/1998



TOTAL ACRES = 249

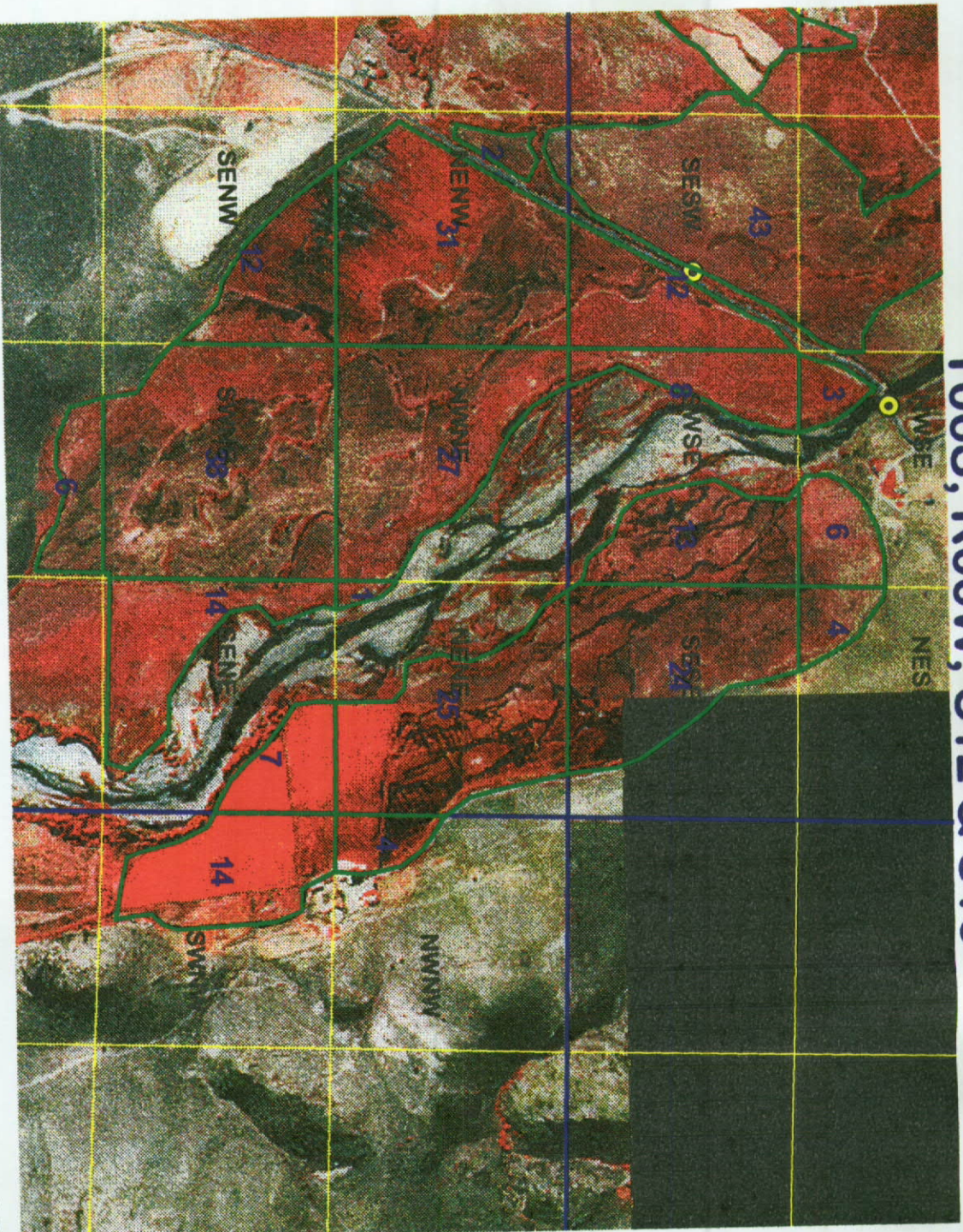
IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S18

T06S, R06W, S12 & S13



1987 NAAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-02150 & 5504018

OWNER(S) : ROBERT BRUCE

Prepared by: Mel Schulte

Date: 2/7/1998



TOTAL ACRES - 249

MANNING EQUATION CHANNEL CAPACITY RESULTS

05-27-1980

File Number: A55-04018

Claimant: ROBERT BRUCE

Channel measured: DITCH FROM JORDAN CREEK (On east side of Jordan creek)

Date of measurement: 5/13/92

Measurement location:

SECTION 18

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 96 feet.

The upstream and downstream rod readings are 4.70 and 5.10 feet.

The channel cross section is 8.78 ft-sq.

The wetted perimeter is 8.00 feet.

The hydraulic radius is 1.10 feet.

The slope is 0.0042

The roughness coefficient is 0.0550

The flow velocity is 1.861 ft/sec.

The rate of flow is 16.34 cfs.

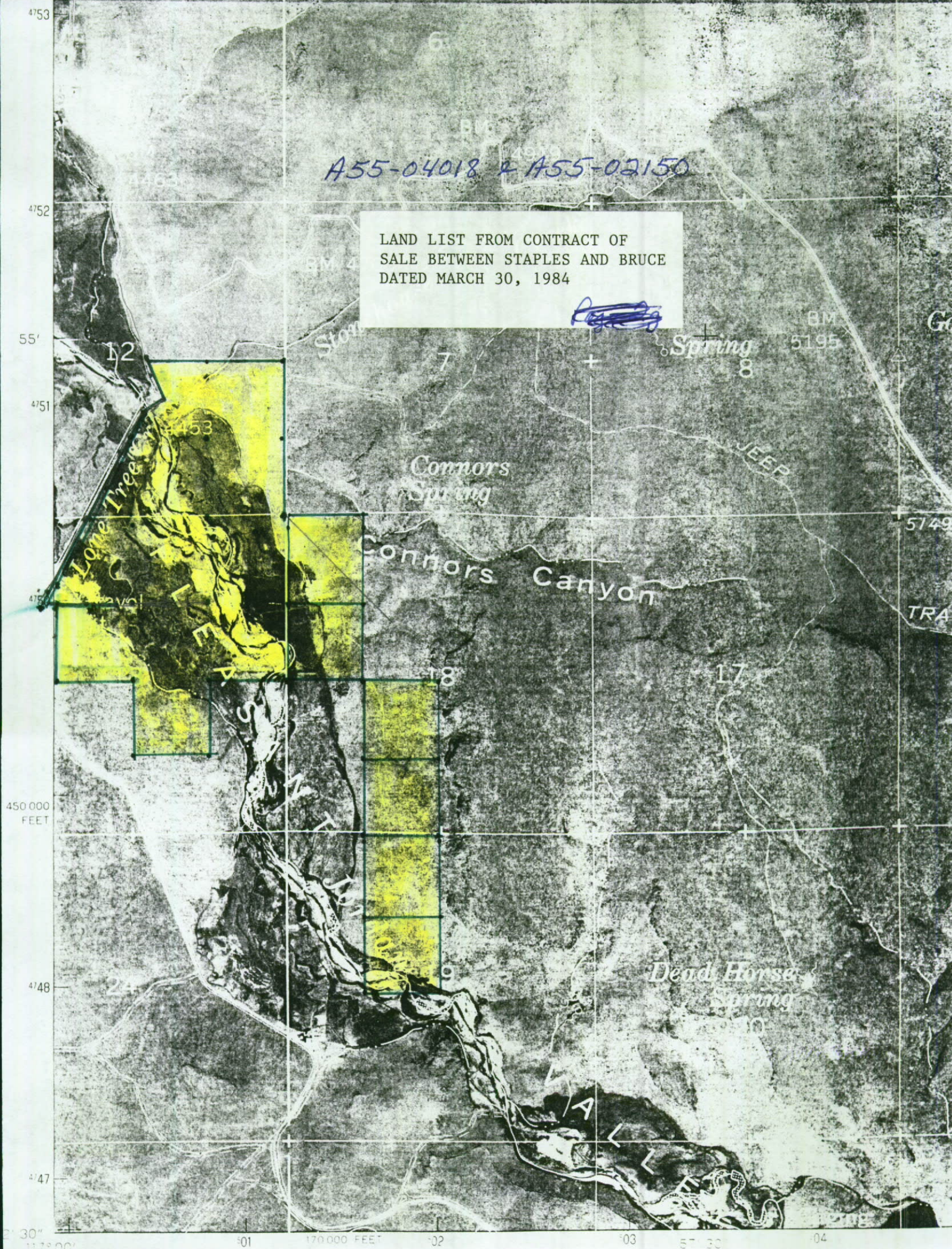


This is where
the first cross
section msmt.
was taken.

A55-04018 & A55-02150

LAND LIST FROM CONTRACT OF
SALE BETWEEN STAPLES AND BRUCE
DATED MARCH 30, 1984

[Handwritten signature]





N
↑

T6S
R 5W & 6W

A55-4018 + A55-02105

B. Bruce

Page ~~24~~

From S.C.S.
9-16-39

2182
Township

Range

40-A.

E. Mahler - 40-A.

114-22

3905

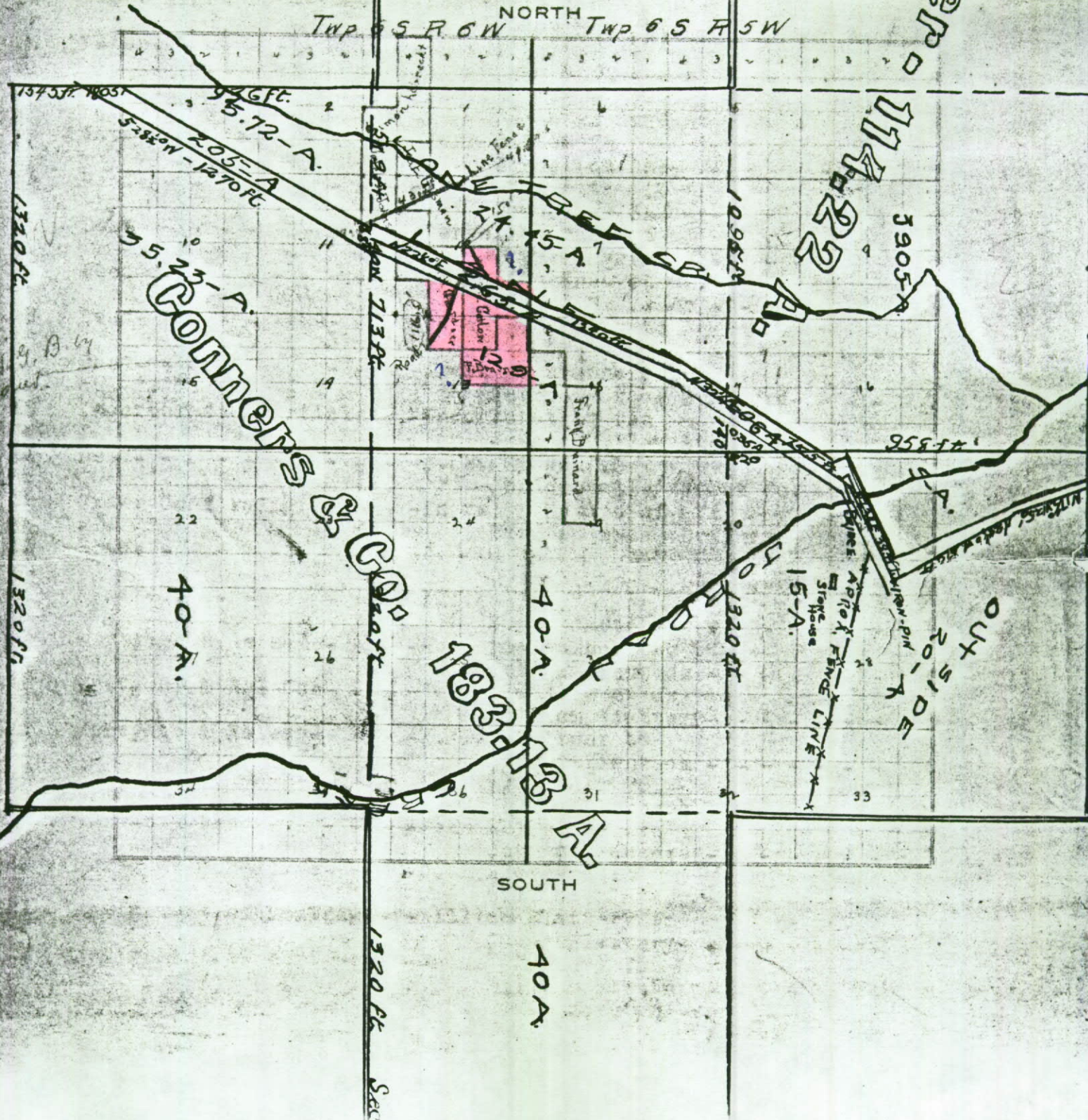
Twp 6 S R 6 W NORTH Twp 6 S R 5 W

94 Gt.
 5.72 - A.
 205 - A
 528 ± N - 1270 Ft.
 5.23 - A.
 Gonners

404

40A.

OUTSIDE
20-A



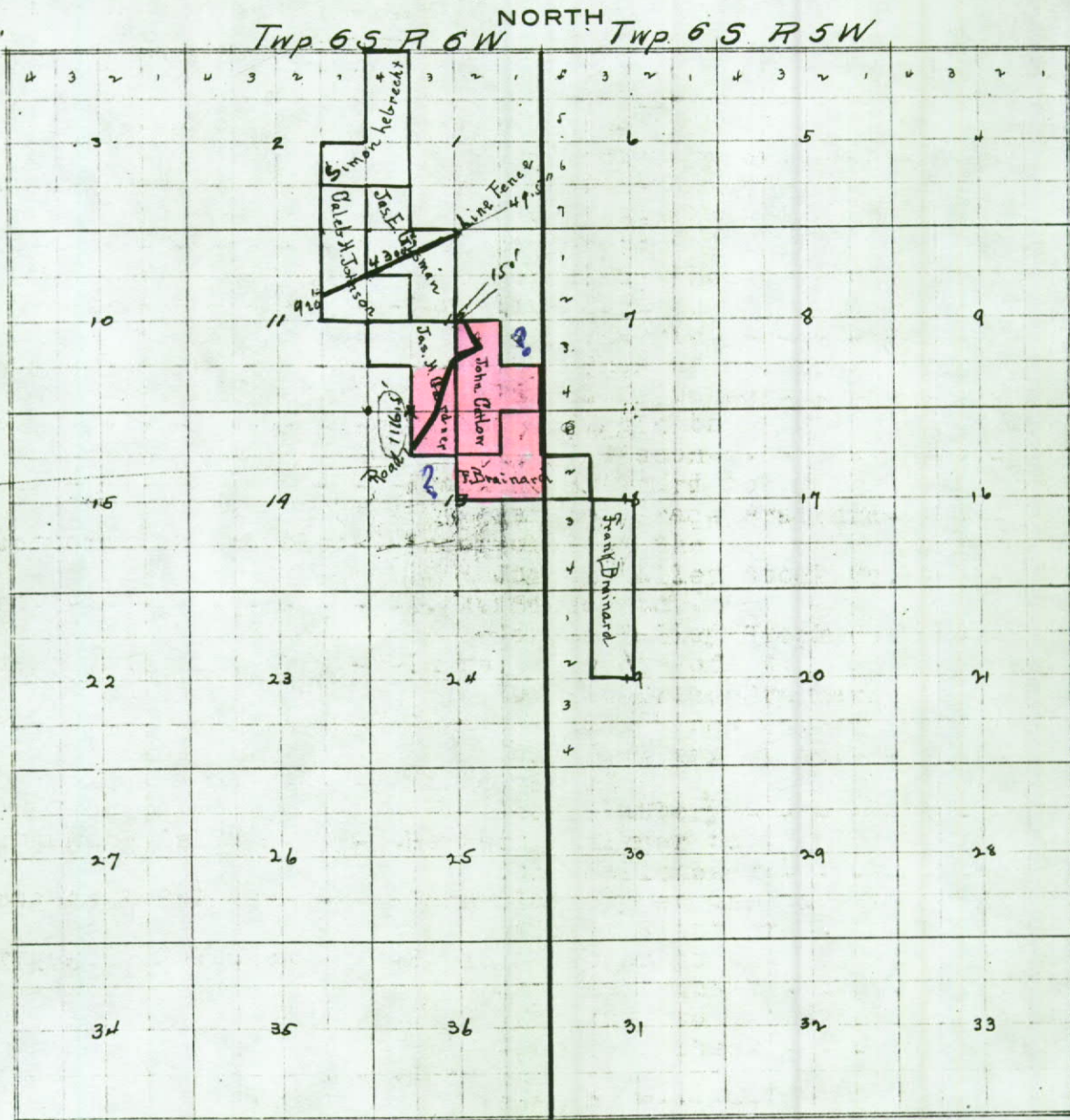
STAS

1913 M. E.
A-04

2192
~~786~~

Township

Range



Range

Twp 6 S R 6 W NORTH Twp 6 S R 5 W

40-A.

E. Maher - 11422

P = patent
W = warranty deed

400
23-A
CONNET'S
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40-A.

183-13A

SOUTH

40A

OUTSIDE
20-1-A
JAN-PIN

15-A.

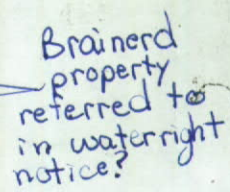
Conners & Maher Ranches

SM

786

Range

NORTH



F. Brainard
J. Catlow
J. Gardner

Catlow → Shea
Shea → Haggins

 Bruce-POU

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: A55-04018
Date Received: 1/16/1989
Receipt No: W1978
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT C. BRUCE 208-583-2441
Address: PO BOX 94
JORDAN VALLEY, OR 97910

2. Date of Priority: NOV 06, 1882

3. Source: JORDAN CREEK Trib. to: OWYHEE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	05W	19		SE	NW		OWYHEE
	06W	13		SE	SE		OWYHEE

5. Description of diverting works:
DAM, PUMP, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.780		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	05W	18	NW	NW		IRR	4.0
			SW	NW		IRR	16.0
Section Acres							20.0

A55-04018

Page 1

Date: 01/16/89

MICROFILMED

SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	06W	12	SE		SW		IRR	13.0
			NE		SE		IRR	2.0
			NW		SE		IRR	6.0
			SW		SE		IRR	32.0
			SE		SE		IRR	17.0
							Section Acres	70.0
		13	NE		NE		IRR	24.0
			NW		NE		IRR	32.0
			SW		NE		IRR	34.0
			SE		NE		IRR	19.0
			NE		NW		IRR	32.0
			SE		NW		IRR	8.0
							Section Acres	149.0
							Total Acres	239.0

11. Place of use in counties: OWYHEE

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: 2

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): Bafer C Bare Date: 1-16-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of Jan 19 89 Linda Wormer
Notary Public



Residing at Boise ID
My Commission Expires 12-8-94



H55-4018

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450 000
FEET

MICROFILMED
SEP 29 1952



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11

Stage: STATUTORY CLAIM

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

AJ0749NP
No. R55-04018

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

DATE: 02/09/98
PAGE: 2

Comments:

Date: 12/30/1997 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
THERE ARE TWO DIVERSION SYSTEMS: A HEADGATE AND DITCH DELIVER TO...
FIELDS ON THE EAST SIDE OF THE CREEK AND A PUMP AND DITCH DELIVER
TO FIELDS ON THE WEST SIDE OF THE CREEK.

Audit: 02/09/98 MSCHULTE

DATE: 12/30/97
PAGE: 1

DIVERSION
VOLUME

10-00-AFA

~~0-00-AFA~~

Stage: STATUTORY CLAIM

OWYHEE County
OWYHEE County

TOTAL ACRES

249.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources)-		
A55-02150	A55-04018	R55-02150

Other Water Rights Listing Overlapping Place(s) of Use:
A55-02150 A55-04018 A55-04060 A55-04061 R55-02150 R55-04060 R55-04066

REMARKS: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-02150 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 871.5 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 55-02150 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 249 ACRES IN A SINGLE IRRIGATION SEASON. 3

THIS RIGHT IS LIMITED TO THE IRRIGATION OF ~~220~~ ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

EXP RIGHT 55-02150 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 05/13/1992 Verified Date: 12/30/1997 Objection Filed Date:

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

AJ0749NP
No. R55-04018

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

DATE: 12/30/97
PAGE: 2

Comments: Date: 12/30/1997 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
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FIELDS ON THE EAST SIDE OF THE CREEK AND A PUMP AND DITCH DELIVER
TO FIELDS ON THE WEST SIDE OF THE CREEK.

Audit: 12/30/97 MSCHULTE

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO 1979 IDWR ID NO. 443	☒ YES ☐ NO Page 92
☐ TOPOGRAPHIC	DATE FIELD CHECKED 2-7-1998 IDWR ID NO. 443	☒ YES ☐ NO
☒ GIS maps	DATE OF PHOTO 8-1-87 IDWR ID NO. 443	☒ YES ☐ NO Page 7d, 7e
☒ VASCS AERIAL PHOTO	DATE OF PHOTO 1987	☒ YES ☐ NO Page 7d, 7e
☐ ASCS COLOR SLIDE	DATE OF PHOTO	☐ YES ☐ NO
☐ BLN OR USFS AERIAL PHOTO	DATE OF PHOTO	☐ YES ☐ NO
☒ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY Page 7a	☐ YES ☐ NO
☐ SCS SOIL SURVEY MAP	DATE ISSUED	☐ YES ☐ NO
☐ SUBDIVISION PLAT MAP	DATE OF MAP	☐ YES ☐ NO
☒ OTHER <u>Love Memo</u>	DATE 5-7-92 Page 3a	☐ YES ☐ NO
☒ OTHER <u>County State documents</u>	DATE 11-21-95 Page 33, 34	☐ YES ☐ NO
☒ OTHER <u>Copy of Affidavit</u>	DATE 11-21-95 Page 5b	☐ YES ☐ NO
=====		
LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM	
☒ <u>Water Right License</u>	DATE LICENSE-SIGNED 2-12-75	3
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED	
☒ SYSTEM DESCRIPTION	DATE DRAIN	
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN 5-13-92	4
☒ <u>PO4</u>	DATE REVIEW COMPLETED 11-2-95	2
☐ SPLIT-RIGHT REVIEW	DATE ANALYSIS COMPLETED	
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	
☒ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED 5-13-92	4
☒ OTHER <u>PO4 Analysis</u>	DATE 5-13-92	4
☒ OTHER <u>Flow measurement</u>	DATE 5-13-92	1

NOTES

Page 5a, 5b, 7c

Pages 20-2d

Pages 10a, 10b, 10c, 10d

Page 7b

Page 7c

Page 10a

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:01:02
05/22/91
CLAIM NUMBER: A55-04018

LAST: STAPLES
ADDRESS: P.O. BOX 284
CITY: JORDAN VALLEY
PHONE NUMBER: 208-000-0000

FIRST: RICHARD R.
STATE: OR ZIP: 97910

OWNER CODE: O

LAST: BRUCE
ADDRESS: PO BOX 94
CITY: JORDAN VALLEY
PHONE NUMBER: 208-583-2441

FIRST: ROBERT C.
STATE: OR ZIP: 97910

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER
DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

MR 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 WHOM/DATE
PRIORITY DATE					6	11-28-95 MTS	12-30-97 MTS	
POINT OF DIV	-				1,2,4,5			
SOURCE	-				1,5			
PLACE OF USE	-				1,2,4,5			
DIV. AMOUNT CFS/VOLUME	-				6			
CONSUMPTIVE USE	-				6			
PURPOSES	-				5			
PERIOD OF USE	-				6			
BASIS OF CLAIM	-				6			
REMARKS	-				1			

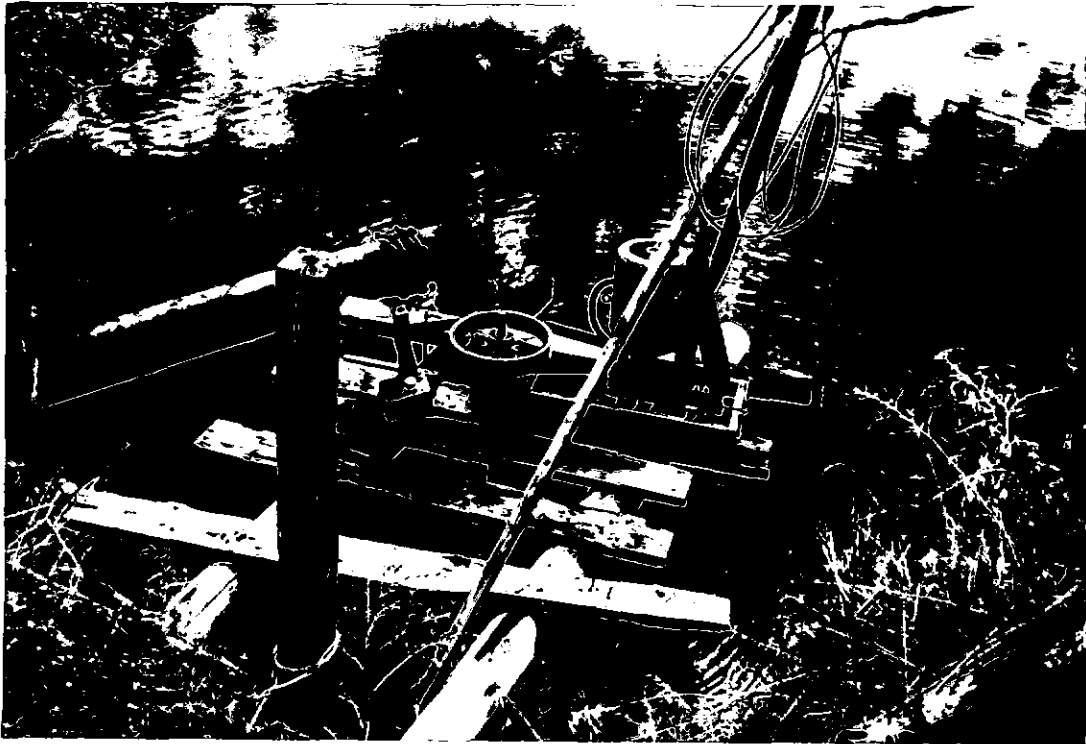
"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 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.

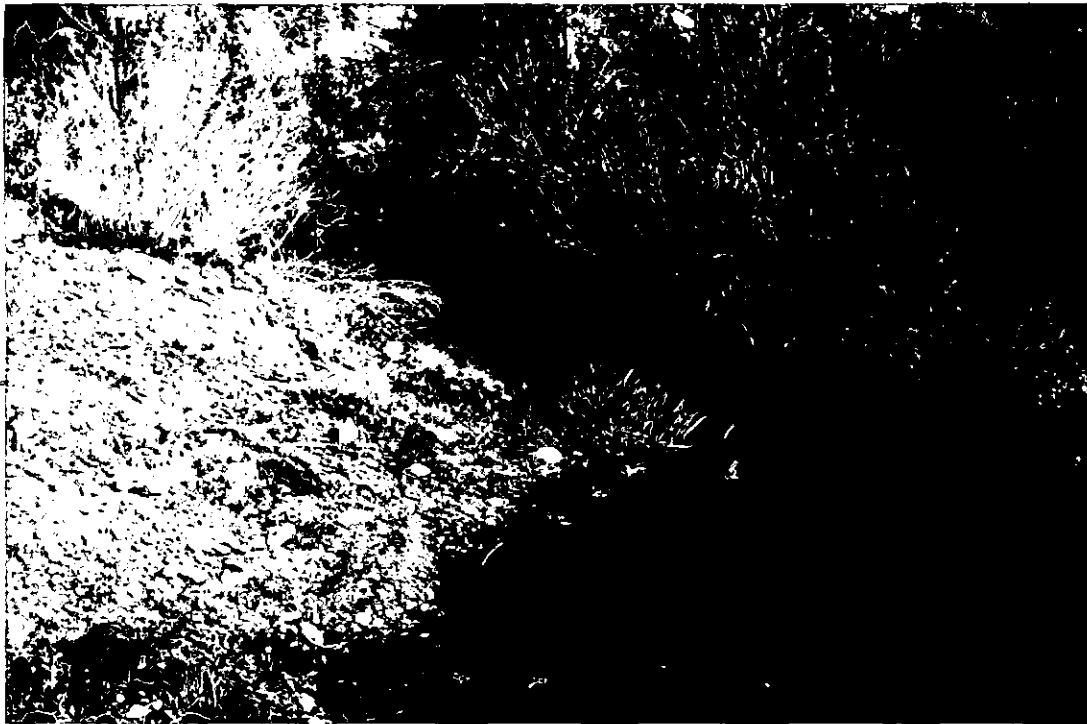
Pg. 1

1



Pump in Jordan cr. Sec. 13, S&SE. Irr. land on west side of creek.

2



Diversion in Sec. 19, S&NW. Conveyed by ditch.
36" culvert



Looking upstream from the diversion in Sec. 19.

4



Headgate where ditch splits & takes water to Bruce & Mayer.



From pump in creek to ditch.
Through a 12" culvert.

01572

6



Land in sec. 13,
north, which is
irr. from pump
diversion.

01572



5-15-72

Place of use in sec. 18, SWNW

8



5-15-72

Ditch which runs along eastern edge of irr. land & in front of corrals. From diversion in sec. 19.

CONTACT PERSON: Bob Bruce

PHONE NUMBER: () -

DATE OF FIELD EXAM: 5/13/93

APPOINTMENT MADE: Y (☒) N ()

TIME: : A () P ()

ACCOMPANIED BY: Bob Bruce

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: claimant

DIRECTIONS TO PROPERTY / REMARKS:

See phone conversation memo this file

Field exam conducted by Jenda Werner

5-7-92

3a

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A55-4018 2150 + 10082

NAME OF CONTACT Bob Bruce

PHONE NO. (208) 583-2441 ADJ. AGENT L. Warner

DATE SET FOR EXAM 9⁰⁰ - Wed. (5-13-92)

LOCATION To Jordan Valley - past Wim Lowry's
place; go around corner toward T. Lowry's. Right before bridge
Arena - Cream/Blue house, Left side of road
over
Jordan
cr.

Diverting at full rates? Yes

Type of measuring devices? None

Places to make measurements? Mannings

Type of system? (pipeline, ditches) Ditches

How many laterals are used?

Length and size of mainline?

Size of Motor used for each P/D?

Estimate of depth to water?

Pressure at well?

Pressure at sprinkler head?

COMMENTS Dam to ditch + pump in ditch
further downstream. Flood irr.

Look @ 55-10082; it used to be for stockw. storage, now
its not cause he leveled the res.

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-04018	06S	06W	13		SE	SE		OWYHEE
A55-04018	06S	05W	19		SE	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A55-02150 NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: JORDAN CREEK

TRIB: OWYHEE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-04018	06S	06W	13		SE	SE		OWYHEE
55-04018	06S	05W	19		SE	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A55-02150

NONE

SOURCE: JORDAN CREEK

TRIB: OWYHEE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y N

FIELD
EXAMINER

REMARKS:

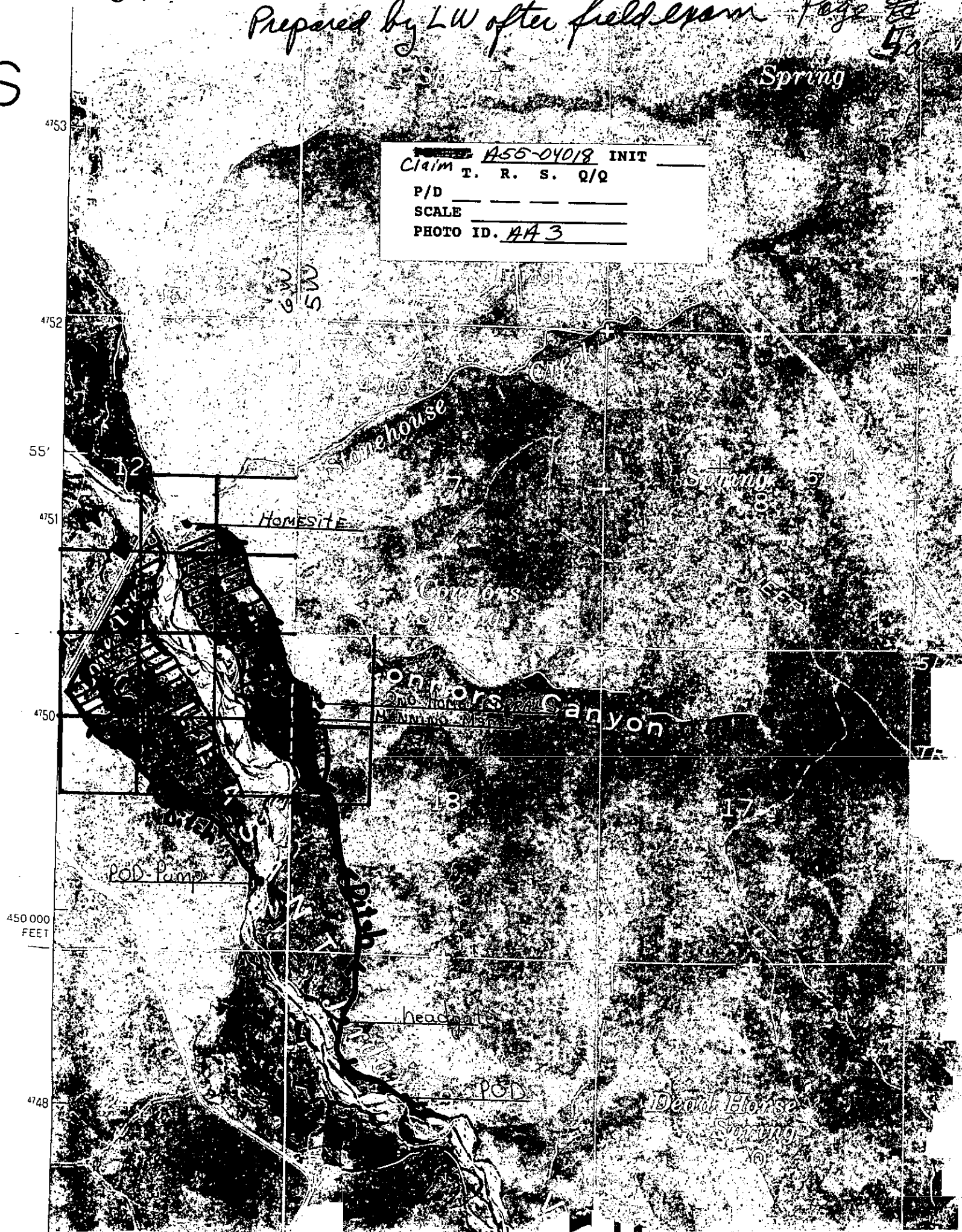
Overlapping claims

A55-12223. BLM Sec. 12, NWSE - Spring

A55-12224. BLM Sec. 12, SWNWSE - Spring

(A55-02150 - Bruce - water used in NWSE, S13, NWSE, S12; SE NW, S13; NW NW, S18.

Also located at 2 P10's above



IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A55-04018)
A55-02150)
)
State of Idaho)
County of Ada)

AFFIDAVIT

5b

I Robert C. Bruce being first duly sworn,
deposes and says: That since 1971, approximately 24
years I have dwelled on this property. The
two diversion points have been the same in
these 24 years.

Robert C Bruce
(Signature)

Subscribed and sworn to before me this
day 21st of November, 1995.

SEAL

Melvin T. Schultz
(Notary Public)

Residing at Bosse, Idaho.

My Commission Expires 7-24-2001.

A. AJ CLAIM: # A55-04018 PRIORITY DATE: 11-06-1882 STAGE: S
B. WR RECORD: # 55-04018 PRIORITY DATE: 11-06-1882 STAGE: S

C. FIELD EXAM REQUIRED? ☐
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N FIELD EXAMINER

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

NOTES: Need to get a copy of deed for ownership of NE 1/4 NE 1/4, Sec 13, T6S, R6W. 5-27-92 LRU

1-5-93. Still need evidence of priority for the NE 1/4 SE 1/4 of Sec 12. And the SE 1/4, Sec 13.
The estate right submitted w/ date of record of 11-6-1882 is for property owned by Frank Brownard. The map submitted w/ the indicated Brownard property is only a portion of lands claimed under P.O.U. The lands within Sec 13, 1/2 NE 1/4.

RECOMMENDED PRIORITY DATE: 11-06-1882

REVIEWED BY: M. Schulte

DATE: 11-6-1995

* More evidence of priority is required. At this time the Brownard property is the only lands I could recommend w/ above priority.
* Affidavit of Philip Clegg & Joseph Black dated 11-3-1923 confirms water was appropriated beginning Oct. 1882 on all of the 8/14 except the areas covered by license 55-82150. - See Affidavit with collection of priority documents in this file. The claimed date of 11-6-1882 is recommended because the posted notice on 11-6-1882 is evidence of the fixture of water and supported by the 11-3-1923 affidavit.

A. ROOT WATER RIGHT NUMBERS: A55-04018
B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06S	05W	18	NW	NW	1	BRUCE, ROBERT C. BRUCE, ROBERT C. BRUCE, ROBERT C. BRUCE, ROBERT C.	A55-04018 / 4.0 A55-02150 / 6.0 A55-10084 / A55-10084 /	55-04018 / 4.0 55-02150 / 6.0 - -			
06S	05W	18	SW	NW	2	BRUCE, ROBERT C.	A55-04018 / 16.0	55-04018 / 16.0			
06S	06W	12	SE	SW		BRUCE, ROBERT C. GLUCH, THOMAS R.	A55-04018 / 13.0 A55-04060 / 31.0	55-04018 / 13.0 55-04060 / 31.0	41.0	13	13
06S	06W	12	NE	SE		BRUCE, ROBERT C. BRUCE, ROBERT C.	A55-04018 / 2.0 A55-02150 / 8.0	55-04018 / 2.0 55-02150 / 8.0	3.0	3	3
06S	06W	12	NW	SE		BRUCE, ROBERT C. GLUCH, THOMAS R. BRUCE, ROBERT C. BRUCE, ROBERT C. BRUCE, ROBERT C. BRUCE, ROBERT C.	A55-04018 / 6.0 A55-04061 / 3.0 A55-10083 / A55-10082 / A55-10083 / A55-10082 /	55-04018 / 6.0 55-04061 / 3.0 - - - -	18.0	11	11
06S	06W	12	SW	SE		BRUCE, ROBERT C.	A55-04018 / 32.0	55-04018 / 32.0	29.0	25	25
06S	06W	12	SE	SE		BRUCE, ROBERT C.	A55-04018 / 17.0	55-04018 / 17.0	25.0	25	25
06S	06W	13	NE	NE		BRUCE, ROBERT C.	A55-04018 / 24.0	55-04018 / 24.0	34.0	24	24
06S	06W	13	NW	NE		BRUCE, ROBERT C.	A55-04018 / 32.0	55-04018 / 32.0	31.0	19	19
06S	06W	13	SW	NE		BRUCE, ROBERT C.	A55-04018 / 34.0	55-04018 / 34.0	38.0	38	38
06S	06W	13	SE	NE		BRUCE, ROBERT C.	A55-04018 / 19.0	55-04018 / 19.0	29.0	18	18
06S	06W	13	NE	NW		BRUCE, ROBERT C.	A55-04018 / 32.0	55-04018 / 32.0	41.0	32	32
06S	06W	13	SE	NW		BRUCE, ROBERT C. BRUCE, ROBERT C.	A55-04018 / 8.0 A55-02150 / 14.0	55-04018 / 8.0 55-02150 / 14.0	21.0	8	8
TOTAL ACRES							239.00	239.00	310.00	239	239

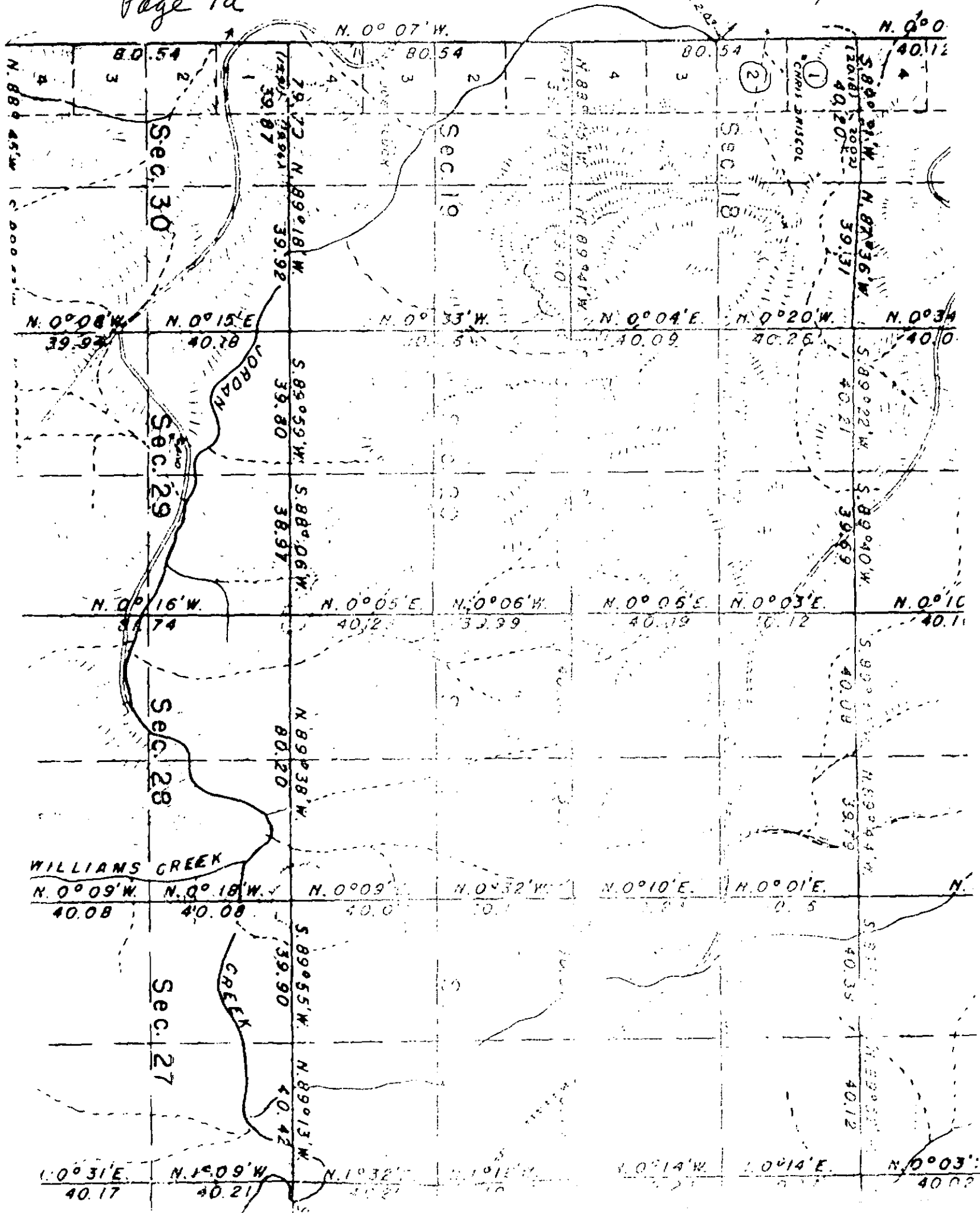
ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, () NO
IF YES SEE ATTACHED SHEET: See Overlap Analysis attached. as 7b

C. FIELD EXAM REQUIRED? DATABASE Y FIELD EXAMINER LW POU COUNTY: DAVENEE

* See A55-02150
** See A55 map listed as 7c
** See GIS map labeled 7d dated 2/7/1998
Recommended POU based on
GIS map dated 2/7/1998
with 55-02150

*** 249. - POU

5 5 4
4 covered by
A55-02150



Place of Use Analysis - 55-04018 & 55-02150

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
~~PERMIT~~ 55-04018			6S	5W	18							14/12									14	
FOUND				6W	12										12		9	21	24		66	
OVERLAP					13	26	27	38	21	31											143	
~~NEW ACRES~~																					223	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
~~PERMIT~~ 55-02105			6S	5W	18							4/4									4	
FOUND					12												4				4	
OVERLAP					13						12						6				18	
DIFFERENCE																					26	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
<i>System Total</i> ~~PERMIT~~			6S	5W	18							4/14/12									18	
FOUND					12										12	4	9	21	24		70	
OVERLAP					13	26	27	38	21	31		12					6				161	
DIFFERENCE																					249 = PP4	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT																						
FOUND																						
OVERLAPS																						
DIFFERENCE																						

= None

A55-04018 & A55-02150
 COMBINED PLACE OF USE & SYSTEM
 //// = TOTAL SYSTEM
 = A55-02150
 = A55-04018

7c

MANNING
 MESSIAH
 515

890
 288
 1461

BUT DIT
 A
 151

Rump
 R/D

DIT
 4210
 124

0-10
 10

55
 K

69
 F

1318
 12119

262
 B

23

193
 H

222

19
 B

21

22

23

24

25

26

27

28

29

30

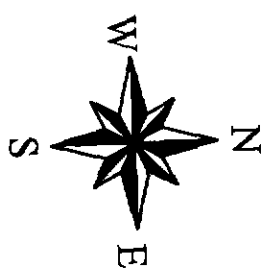
31

32

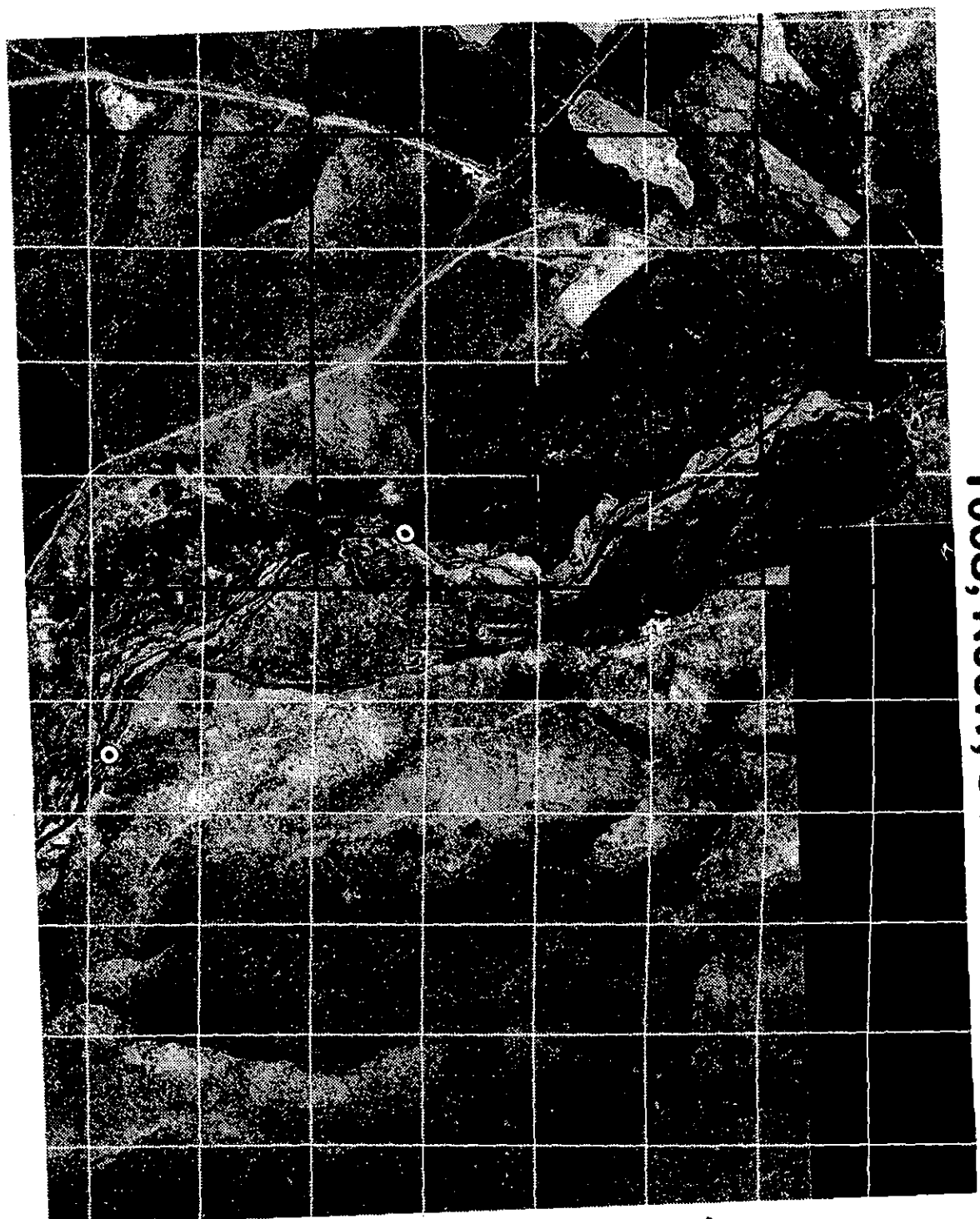
33

7/d

IDAHO DEPARTMENT OF WATER RESOURCES
T06S, R05W, S18
T06S, R06W, S12 & 13



1987 NAPP PHOTO



 **SECTION LINES**

 **POD**

 **PLACE OF USE**

1/4 1/4 LINES

6 ACRES

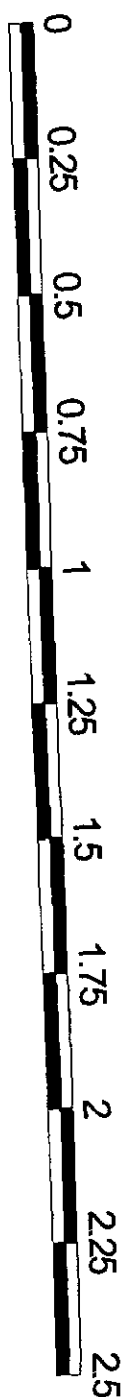
CLAIM(S) : 55-02150 & 55-04018

OWNER(S): ROBERT BRUCE

Prepared by: Mel Schulte

Date: 2/7/1998

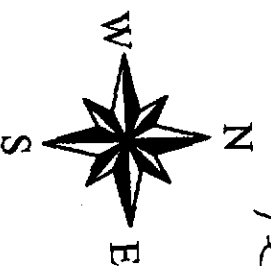
TOTAL ACRES = 249
Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T06S, R05W, S18

T06S, R06W, S12 & S13



1987 NAPP PHOTO

SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

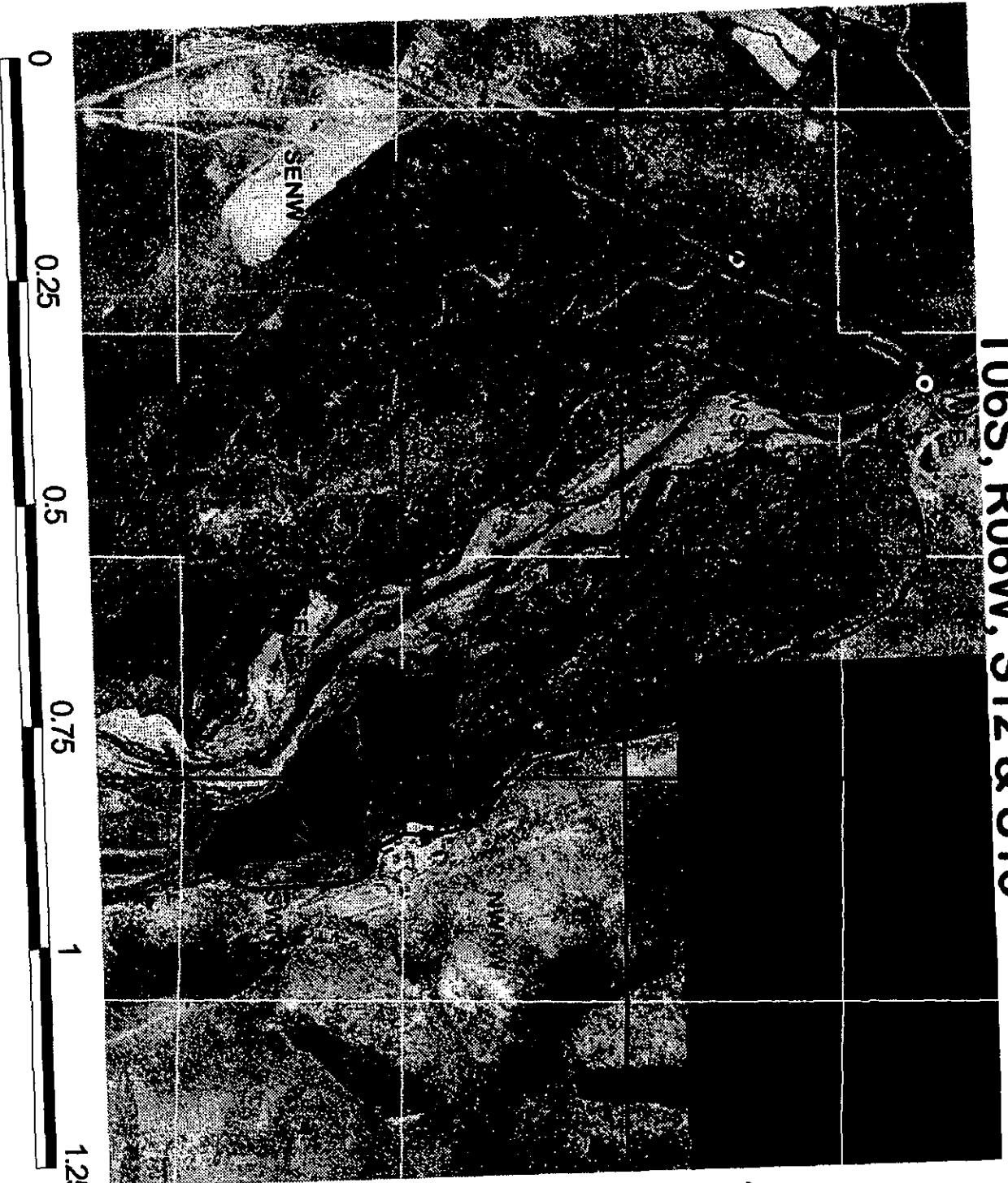
6 ACRES

CLAIM(S) : 55-02150 & 5504018

OWNER(S): ROBERT BRUCE

Prepared by: Mel Schulte

Date: 2/7/1998



TOTAL ACRES - 249

PRESUMPTION FLAG:

NOTES:

239 acres were calculated using the 1979 O-P grid & a dot grid to calculate acreage. The 1987 (O&P) acreage are similar to those sum and the O-P grid & my field sum. A previous calculation of acreage was done before. I had access to the dot grid. I have added 246 acres. All better dated

RECOMMENDATIONS:

TOTAL ACRES:

~~239~~ ~~230~~ 249

REVIEWED BY:

Standa Vernon

DATE:

1-4-93

6-2-92. The average also the same on the enclosed A55 map. (239 ac.) flight date unknown. Map submitted by claimant.

- * Recommendation of 239 acres can only be made when claimant submits evidence of priority for other lands. As for priority date page. * Recommended acres adjusted to 220 based on priority evidence submitted 11-1-95. Total combined acres for A55-04018 and A55-02105 = 249 acres. = PAI described as POA 11-21-95. Claimant agreed to 249 total acres during review of A55 map in our office.

A. AJ CLAIMED USES:

PURPOSES
A55-04018 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
4.780 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

4.780 CFS

B. WR RECORDED USES:

PURPOSES
55-04018 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
4.780 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

4.780 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N()

Explain in remarks, below.

4-15 to 10-15 - department standard

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y (X) N ()

AJ TOTAL CLAIMED DIVERSION RATE: 4.780 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.780 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) Y

DATABASE EXAMINER FIELD Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Manning's SEE ATTACHED CALCULATIONS.

a Theoretical from pump in creek.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-04018	JORDAN CREEK	BRUCE, ROBERT C.	4.780	0.020		
~~A55-04060~~	LONE TREE CREEK	GLUCH, THOMAS R.	9.770	0.021		
~~A55-04061~~	JORDAN CREEK	GLUCH, THOMAS R.	0.950	0.022		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A55-10082	STOCKWATER	BRUCE, ROBERT C.	FROM 01-01 TO 12-31	.050 CFS	3.10 AF/A
A55-10082	STOCKWATER STORAGE	BRUCE, ROBERT C.	FROM 07-01 TO 12-31		
A55-10082	STOCKWATER FROM STORAGE	BRUCE, ROBERT C.	FROM 07-01 TO 12-31		
A55-10083	DOMESTIC	BRUCE, ROBERT C.	FROM 01-01 TO 12-31	.060 CFS	
A55-10083	STOCKWATER	BRUCE, ROBERT C.	FROM 01-01 TO 12-31	.020 CFS	
A55-10084	DOMESTIC	BRUCE, ROBERT C.	FROM 01-01 TO 12-31	.040 CFS	
A55-10084	STOCKWATER	BRUCE, ROBERT C.	FROM 01-01 TO 12-31	.090 CFS	

Claimed Hens-pass overlap - No overlap - LRU, 1-4-93

Sec. 12. Bruce
Gluch
Sec. 12. Sec. 13Ae
Claiming 3ac. NW of Bruce property in NWSE, S12.
Sec. 12, Sec. 31 Ac.

Claim

Permit No. A55-04018

IRRIGATION RIGHT FROM A GROUND WATER SOURCE

A theoretical calculation is necessary to determine if a measurement is required for irrigation from a groundwater source.

=====

1. Using the found acres (or an estimate by the permit holder) calculate the acre-foot per annum limit. This is the volume that the system must be able to theoretically produce to exclude a rate of flow measurement.
2. Next, given the pump hp and the estimated dynamic water level, calculate the theoretical rate of flow that the system can produce.
3. Using the rate found in step 2 and the days in the permitted irrigation season, calculate the theoretical AFA that the system could produce. This volume is then compared to the first AFA calculation. If the theoretical volume (step 3) is greater than the irrigation requirement volume (step 1) then no measurement is necessary. If it is less, then you must make a diversion rate measurement during the field examination.

1.
$$\frac{\text{Found Acres}}{\text{Irr. Req.}} = \text{AFA}$$
2.
$$\frac{(15) \text{ HP} * 8.8 * (0.70) \text{ EFF}}{(5.5) \text{ Dyn Level} + (2.3 * (0) \text{ PSI})} = 16.8 \text{ CFS}$$

Theor. Div. Rate
3.
$$\frac{\text{Theoretical Div. Rate}}{\text{Days in season}} * 1.9835 = \text{AFA}$$

Note: for electrical motors
EFF = 0.70
for diesel motors
EFF = 0.60

Data Requires Verification ☐
Measurement Required -- ☐
Measurement Not Required ☐

Calculation data sources:

Found acres = _____
HP = 15
Dyn Level = 5.5'
PSI = 0 - Open Q

Motor
B0154FGF203
Serial # = 80018489
Pump
Parma water lifter #6

MANNING EQUATION CHANNEL CAPACITY RESULTS

05-27-1980

File Number: A55-04018

Claimant: ROBERT BRUCE

Channel measured: DITCH FROM JORDAN CREEK (On east side of Jordan creek)

Date of measurement: 5/13/92

Measurement location:

SECTION 18

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 96 feet.

The upstream and downstream rod readings are 4.70 and 5.10 feet.

The channel cross section is 8.78 ft-sq.

The wetted perimeter is 8.00 feet.

The hydraulic radius is 1.10 feet.

The slope is 0.0042

The roughness coefficient is 0.0550

The flow velocity is 1.861 ft/sec.

The rate of flow is 16.34 cfs.



This is where
the first cross
section msmt.
was taken.

CROSS SECTION NUMBER 2

For File Number A55-04018 for the DITCH FROM JORDAN CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	2.70	2.70	0.50
3	2.75	2.75	1.00
4	2.35	2.35	1.50
5	2.40	2.40	2.00
6	2.30	2.30	2.50
7	2.10	2.10	3.00
8	1.90	1.90	3.50
9	1.70	1.70	4.00
10	1.40	1.40	4.50
11	1.00	1.00	5.00
12	0.00	0.00	5.10

The area for this cross section is 10.10 square feet
and the wetted perimeter is 8.75 feet.

CROSS SECTION NUMBER 1

For File Number A55-04018 for the DITCH FROM JORDAN CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	1.80	1.80	0.50
3	2.15	2.15	1.00
4	2.25	2.25	1.50
5	2.19	2.19	2.00
6	2.18	2.18	2.50
7	2.15	2.15	3.00
8	2.20	2.20	3.50
9	0.00	0.00	4.00

The area for this cross section is 7.46 square feet
and the wetted perimeter is 7.25 feet.

MANNING EQUATION-DATA COLLECTION

106a

Claim No(s): A 55-04018

Name of Claimant: B. Bruce

Name of Ditch, Canal, or Stream Name: Conveyance ditch from Jordan cr.

Date of Measurement: 5-13-92 Data Collected By: L. Werner

Measurement Location: SW 1/4 NW 1/4 Section 18 T 6S R 5W

General Description and Comments

This ditch conveys water to irr. lands on the east side of Jordan creek.

Cross-section Data

Basis: High water mark ☒ Maximum capacity ☒ [Ditch was flowing as such]

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero

Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading X 5#1	Dist. from Initial Point
1. <u>0</u>	<u>0</u>	11. <u>0</u>	<u>0</u>
2. <u>2.22</u>	<u>.8</u>	12. <u>1.7880</u>	<u>.5</u>
3. <u>2.22</u>	<u>1.6</u>	13. <u>2.15</u>	<u>1.0</u>
4. <u>2.20</u>	<u>2.2</u>	14. <u>2.25</u>	<u>1.5</u>
5. <u>2.06</u>	<u>2.8</u>	15. <u>2.19</u>	<u>2.0</u>
6. <u>X 5#2</u>	<u>4.4</u>	16. <u>2.18</u>	<u>2.5</u>
7. <u>0</u>	<u>0</u>	17. <u>2.15</u>	<u>3.0</u>
8. <u>2.70</u>	<u>.5</u>	18. <u>2.20</u>	<u>3.5</u>
9. <u>2.15</u>	<u>1.0</u>	19. <u>0</u>	<u>4.0</u>
10. <u>2.35</u>	<u>1.5</u>		
<u>2.4</u>	<u>2.0</u>		
<u>2.3</u>	<u>2.5</u>		
<u>2.1</u>	<u>3.0</u>		
<u>1.9</u>	<u>3.5</u>		
<u>1.70</u>	<u>4.0</u>		

Slope Data

Basis: High water mark () Channel bottom () Land surface ☒

Channel length from cross section: Upstream 30' Downstream 66'

Total channel length used for slope measurement: 96'

Rod reading at engineers level: 4.84

Upstream rod reading 4.70 - High Water Mark(if taken from channel bottom) _____ = _____

Downstream rod reading 5.10 - High Water Mark(if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading.

Are maps and/or photos attached? Yes ☒

Downstream TXH = 5.42
5.42
4.76
66'

MXH = 5.10
BXH = 4.76

Upstream TXH = 4.85
BXH = 4.55
MXH = 4.70
4.85
4.55
30'

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	✓	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010	✓	(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000	✓	(1)	low	.005		(1)
minor	.005		(2)		.010		(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020	✓	(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000		(1)	minor	1.00	✓	(1)
occasional	.005	✓	(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

D.

Claimed

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 282 x 0.02 CFS/ACRE = 4.78 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 282 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 597.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

See attached envelope - the above calculation is 155.02150.

Found

282 acres x 0.02 cfs = 4.72 cfs

246 ac x 2.5 AF/A = 615.0 AF/A

Round

280 x .02 = 4.40 cfs.

220 x 3.5 cfs = 770.0 cfs = 220

220 x 2.5 cfs = 550.0 cfs = 220

=====

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

X

IRRIGATION

4-15 10-15
~~04-01~~ ~~11-01~~

DATABASE EXAMINER
4.180 4.40

DATABASE EXAMINER
770

DATABASE EXAMINER
0.0 560

TOTAL FOR THIS RIGHT

4.760

0.0

REVIEWED BY: Mel DeLuitta

DATE: 11-6-85

* waiting on claimant contact response, LRU 6-2-92

* Claimant response received 11-1-95 and 11-21-95

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	(X)
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

04

B. SPLIT WATER RIGHT REVIEW NA

ROOT WATER RIGHT NUMBER: 55-04018
TOTAL DIVERSION RATE OF WR SPLITS 4.780

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-04018	4.780	-		55-04018	4.780
TOTAL CFS		4.780				4.780

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)

REMARKS:

AUTHENTICATION:
SIGNATURE: [Signature] DATE: 11-26-95
NAME OF FIELD EXAMINER: [Signature] TITLE: As Agent

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-01	11-01	4.780		
<i>Augmentation</i>	<i>4-15</i>	<i>10-15</i>	<i>4.40</i>	<i>770 gfa</i>	<i>5500 gfa</i>
TOTAL FOR THIS RIGHT			~~4.780~~ <i>4.40</i>	<i>770 gfa</i>	~~0-0~~ <i>5500 gfa</i>

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: *Michael*

DATE: *11-22-95*

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXP-F05
POU E11, H06.
QNT E25

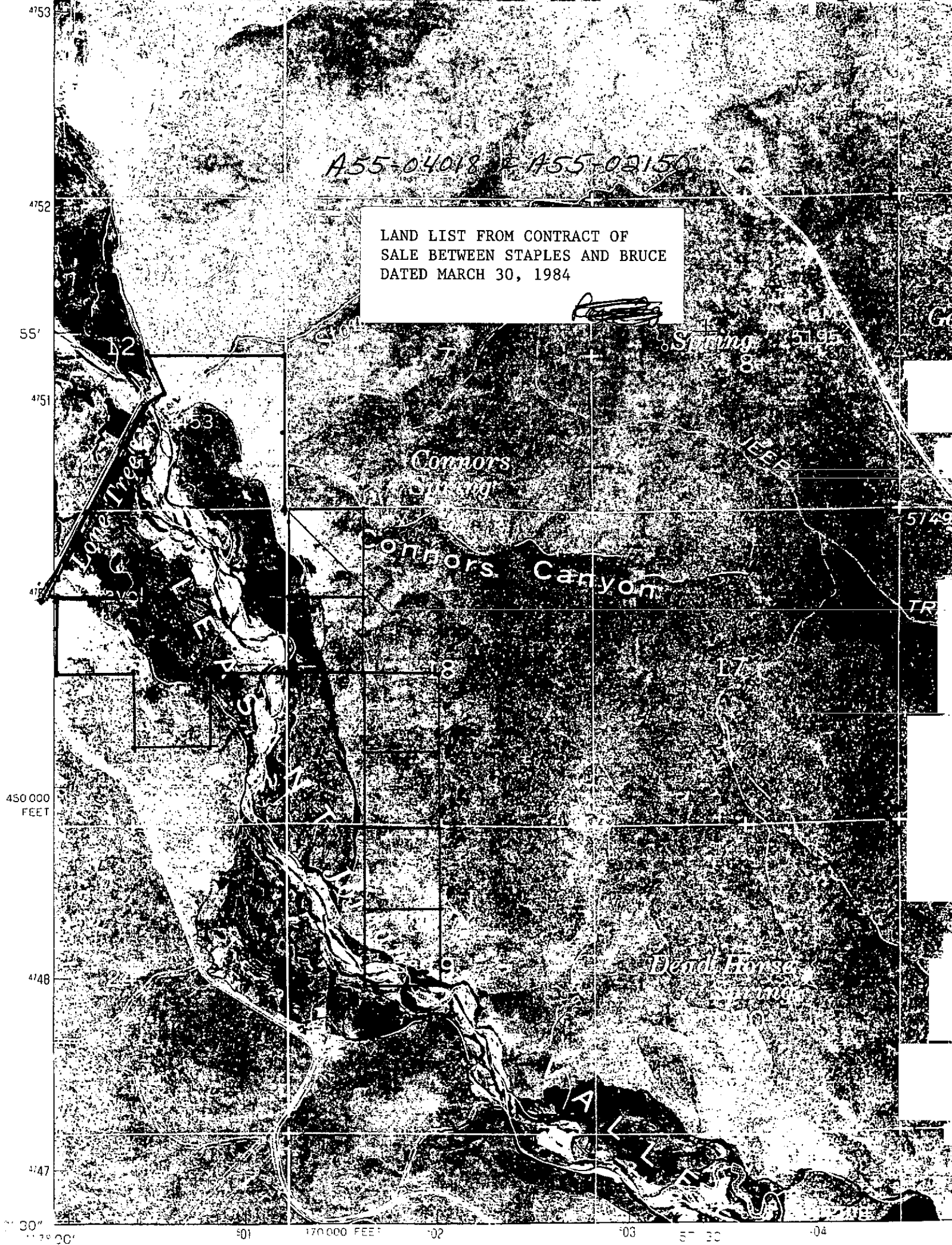
EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A55-04018 & A55-02156

LAND LIST FROM CONTRACT OF
SALE BETWEEN STAPLES AND BRUCE
DATED MARCH 30, 1984

[Handwritten signature]





N
↑

T6S
R 5W & 6W

Page ~~38~~

A55-4018 + A55-02105

B. Bruce

From S.C.S.
9-16-39

Old (D) Number -

```

+ - - - - Address - - - - - +

```

State- OR Zip- 97910

[illegible]

57.1

100

(173) 01

(73) 01

$$\begin{pmatrix} 73 \\ 73 \end{pmatrix} \begin{pmatrix} 0 \\ 0 \end{pmatrix}$$

(73) 0
(73) 0

(73) 0
(73) 0

WATER RIGHT

```

+-----+-----+-----+-----+-----+-----+-----+-----+
- - - - - Old Water Right Numbers - - - - -
- - - - - No Old Water Right Numbers found.

```

Decree Plaintiff	Decree Defendant	Decree Date
00/00/0000		

```
+-----+-----+-----+-----+-----+-----+-----+-----+
-Comments- -Comments- -Comments- -Comments- -Comments-
No Comments Found
```

+ - - Audit Fields - 01/08/85 04/30/88 CONVERT

[illegible]

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protected Date	- 00/00/0000	Stern Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 01/08/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Microfilm Roll No	-	Presumption Flag	-

ESCROW AGREEMENT OF SALE
OF REAL PROPERTY

RECEIVED
NOV 09 1995
WATER RESOURCES
WESTERN REGION

THIS AGREEMENT, made and entered into this 30th day of March, 1984, by and between HARRY STAPLES and DELPHINA STAPLES, as Co-Trustees for the RICHARD R. STAPLES TRUST, as established in his Will and Testament dated October 3, 1977, and DELPHINA STAPLES, a widow, the parties of the first part, hereinafter referred to as Seller, and ROBERT C. BRUCE and CAROL A. BRUCE, husband and wife, the parties of the second part, hereinafter referred to as Buyer:

WITNESSETH:

Seller, for and in consideration of the sum of TWO HUNDRED AND SEVENTY SIX THOUSAND AND 00/100 DOLLARS (\$276,000.00), to be paid by Buyer at the times and in the manner hereafter specified and agreed, and the performance by Buyer of all other promises herein contained to be done or performed by Buyer, hereby agrees to sell and convey unto Buyer, the following described real property, situated and being in Owyhee County, Idaho, to-wit:

IN TOWNSHIP 6 SOUTH, RANGE 5 WEST, BOISE MERIDIAN,
OWYHEE COUNTY, IDAHO:

Section 18: Lots 1 and 2, E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 19: E $\frac{1}{2}$ NW $\frac{1}{4}$

IN TOWNSHIP 6 SOUTH, RANGE 6 WEST, BOISE MERIDIAN,
OWYHEE COUNTY, IDAHO:

Section 12: NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, LESS the following parcel: BEGINNING at a point from whence the Southeast corner of Section 12, Township 6 South, Range 6 West, Boise Meridian, bears South 40°43' East 2559.75 feet; thence South 85°53' West 328 feet; thence South 67°5' West 38 feet; thence South 3°40'30" East 90 feet; thence South 73°36' East 262.19 feet; thence North 78°41' East 102 feet; thence North 150 feet more or less to the Point of Beginning.

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WATER RESOURCES
WESTERN REGION

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

AND ALSO all that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 12 and of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, lying East and South of what is known as the "Stone House Lane", and which is also known as the Pleasant Valley and Lone Tree Creek Road, which portions are more particularly bounded as follows:

Commencing at a point on the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 where the center of said Stone House Lane or Pleasant Valley and Lone Tree Creek Road crosses said North line, running thence South 17°30' East 250 feet to a point; thence South 28°30' East 510 feet to an iron pin; thence South 63°30' West 385 feet to a point; thence South 32°15' West 755 feet to a point; thence South 22°30' West 1240 feet to a point on the line between said Sections 12 and 13; thence East 40 feet; thence South 28°30' West 1270 feet to the West line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 13; thence South 203.5 feet to the center of the NW $\frac{1}{4}$ of said Section 13; thence East 1320 feet; thence North 2640 feet; thence East 1320 feet; thence North 1320 feet; thence West to the place of beginning.

Buyer agrees to purchase said real property and pay said total sum or consideration at the times and in the manner as follows:

\$25,000.00 in cash, the receipt of which is hereby acknowledged;

\$251,000.00 to be paid in regular annual payments of \$20,000.00, or more, per year, with the first of said annual payments to be paid on or before the 1st day of April, 1985, and like payments, or more, on or before the like day of the like month of each and every year thereafter until said principal balance left due, together with interest accrued thereon as hereinafter set forth, is paid in full.

Interest is to be computed at the rate of six percent (6%) per annum on the deferred balances, with interest to commence on April 1, 1984.

It is further understood and agreed that in each of said annual payments, the amount so paid is first to apply to the interest accrued thereon to date of payment and the balance upon principal.

It is understood and agreed that any part or the whole of said deferred balance in excess of said annual payment may be paid at any time or from time to time, at the option of Buyer, and shall go

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WATER RESOURCES
WESTERN REGION

RICHARD R. STAPLES TRUST

By *[Signature]*
HARRY STAPLES, Co-Trustee

[Signature]
DELPHINA STAPLES, Co-Trustee

[Signature]
DELPHINA STAPLES, a widow

SELLER

[Signature]
ROBERT C. BRUCE

[Signature]
CAROL A. BRUCE

BUYER

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 4th day of November, 1985, before me,
the undersigned, a Notary Public in and for said State,
personally appeared HARRY STAPLES and DELPHINA STAPLES,
known to me to be the duly appointed and acting Co-Trustees
for the RICHARD R. STAPLES TRUST, and 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 such capacity, and on behalf of said Trust.

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

[Signature]
Notary Public for Idaho,
Residing at Nampa, Idaho.

(SEAL)

EVIDENCE OF PRIORITY
SUBMITTED 7/24/91

BY ROBERT BRUCKER
A55-04018. JPL

Water Right.
Notice

Is hereby given that I, the undersigned, claim the right of the water from this creek, (Jordan Creek) I claim Five Hundred inches of water for irrigating purposes, my ditch commences at this notice about two hundred and fifty yards below where, S. T. N. Smith house formerly stood, the water will be used on the meadow below this notice. My ditch will be four feet wide on top and three feet on the bottom and two and one half feet deep.

Pleasant Valley, Owyhee Co., I. T., Oct. 30", 1882.

Frank Brainerd.

Date of Record---Nov. 6", 1882, at 7 o'clock A. M.

Where Recorded---Book 3 of Water Rights, Page 83, Owyhee County Records.

Seal of the General Land Office affixed.

Recorded Nov. 2, 1882.

Description---The West half of the South East quarter and the Northeast corner of the Northeast quarter of Section Twelve, and the Southeast corner of the Northeast quarter of Section Thirteen, Township 20 N., Range 10 E., 1st Meridian, 1st District of Idaho, subject to sale at the 1882, Idaho Territory, containing 36 acres and six tenths.

Witness my hand and seal at the City of Boise, Idaho, this 1st day of November, 1882.

OWYHEE COUNTY ABSTRACT
BONDED
ABSTRACTERS CO.
SILVER CITY, IDAHO

Priority
Documents

WATER RIGHT

Notice:

Is hereby given that I, the undersigned, claim the right of the water from this creek (Jordan Creek) I claim Five Hundred inches of water for irrigating purposes. My ditch commences at this Notice about two hundred and fifty yards below where, S.T.M. Smith house formerly stood, the water will be used on the meadow below this Notice. My ditch will be Four feet wide on top and Three feet on the bottom and Two and one half feet deep. Pleasant Valley, Owyhee Co. I.T.

Oct 30th 1882

Frank Brainard

Filed Nov. 6th 1882 at 7 o'clock, A.M.

James Lynan, Recorder

STATE OF IDAHO, }
County of Owyhee, } ss.

CERTIFICATE

I, Nick Ihli, Ex-Officio Recorder in and for Owyhee County, State

Idaho, do hereby certify that the foregoing is a full, true and correct copy of certain

Water Right

from Frank Brainard to Whom it May Concern

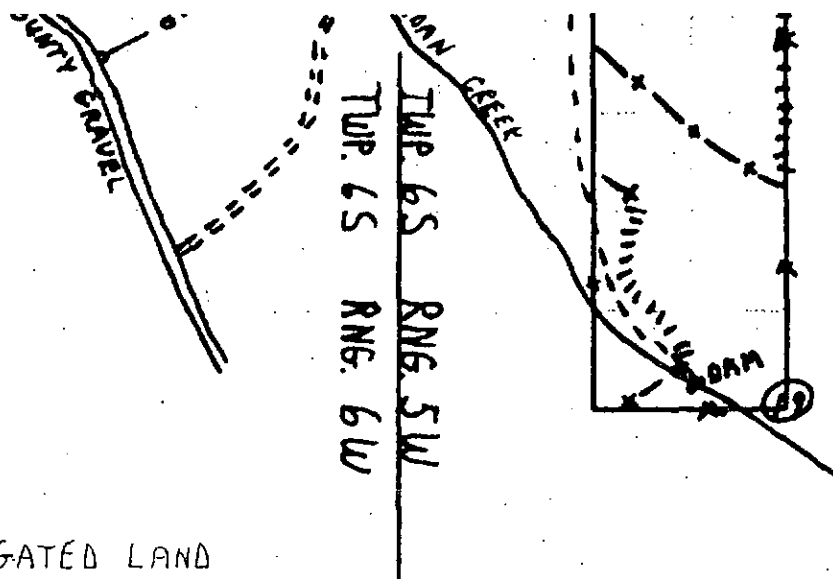
as the same appears on record in Book No. 3 of Land Claims and Mill Sites at Page 83 Record of Owyhee County, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 30th

day of July, 19 58

By _____, Deputy.

Nick Ihli
Ex-Officio Recorder.



IRRIGATED LAND

OWYHEE COUNTY, IDAHO

TWP. 6S; RNG. 5+6W

SCALE: 1" = ~~660~~ 1320'

PLATTING
Appd. [Signature]
Filed [Signature]
Month 7.25.72

AFFIDAVIT.

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State of Idaho, :
: ss.
County of Owyhee. :

WATER RESOURCES
WESTERN REGION

Philip Clegg and Joseph Gluch, being first duly sworn, each for himself and not one for the other, deposes and says, that he is a citizen of the United States over the age of twenty-one years and ever since the year 1882, he has been well acquainted with John C. Connors, and that certain ranch owned and occupied by said John C. Connors, and described as follows, to-wit: *SW SE, SE SE, S 1/2*

NE 1/4, S 13
L 1/2, NE SW
SE SW, S 18
The south half of the southeast quarter of Section twelve, the northeast quarter of Section thirteen, all in Township six south of Range six west of the Boise Meridian, and also the Lot numbered two, the east half of the southwest quarter of Section eighteen and the east half of the northwest quarter of Section nineteen, all in Township six south of Range five west of the Boise Meridian, and also all that portion of the northwest quarter of the southeast quarter and of the east half of the southwest quarter of said Section twelve and of the northeast quarter of the northwest quarter of said Section thirteen, lying east and south of what is known as the "Stone House Lane", and which is also known as the Pleasant Valley and Lone Tree Creek Road, which portions are more particularly bounded as follows, to-wit:

OWYHEE COUNTY ABSTRACT
SILVER CITY, IDAHO
Commencing at the point on the north line of said northwest quarter of the southeast quarter of said Section twelve where the center of said Stone House Lane or Pleasant Valley and Lone Tree Creek Road, crosses said north line; thence south 17° 30' east, 250 feet to a point; thence south 28° 30' east, 510 feet to an iron pin; thence south 63° 30' west, 385 feet to a point; thence south 32° 15' west 755 feet to a point; thence south 22° 30' west, 1240 feet to a point on the line between said Sections twelve and thirteen; thence east 40 feet; thence south 28° 30' west, 1270 feet to the west line of the northeast quarter of the northwest quarter of said Section thirteen; thence south 203.5 feet to the center of the northwest quarter of said Section thirteen; thence east 1320 feet; thence north 2640 feet; thence east 1320 feet; thence north 1320 feet; thence west to the place of beginning.

That he is also acquainted with the Brainard Ditch or canal from which the said ranch is irrigated and thru which water was diverted and appropriated by one Frank Brainard in the month of October, 1882. That the said water was actually used and applied to the irrigation of said ranch at that time and that ever since said date and each and every year thereafter to and until the present time the said water so diverted and appropriated by means of said ditch and canal has been used continuously on the said ranch for the purpose of irrigating the same.

Philip Clegg
Joseph Gluch

Subscribed and sworn to before me this 3rd day of November, 1922.

Daniel P. Connors

Justice of the Peace

Pleasant Valley, Precinct.

Appended is a certificate by Asher A. Getchell, Clerk of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Owyhee, and ex-officio Auditor and Recorder of said County, bearing date of November 27th, 1922, and under seal,

"that Daniel P. Connors, whose name is subscribed to the foregoing instrument as Justice of the Peace, was, at the time of taking same, a Justice of the Peace in and for Owyhee County, duly elected; and qualified, and authorized by law to administer oaths; that I am well acquainted with the handwriting of said Daniel P. Connors and believe that his signature, as affixed to said affidavit is genuine."

Date of Record---November 27th, 1922, at 9:20 o'clock A. M.

Where Recorded---Book 8 Miscellaneous Record, pages 464 & 465,
among the records of Owyhee County, Idaho.

OWYHEE COUNTY ABSTRACT CO.
BONDED
ABSTRACTERS
SILVER CITY, IDAHO

ABSTRACT OF TITLE

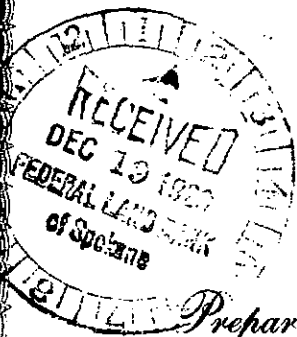
TO

Stykes

SWSE, SESE, S12

The south half of the southeast quarter of Section *NE4, SE* twelve, the northeast quarter of Section thirteen, all in Township six south of Range six west of the Boise Meridian, and also the Lot numbered two, the east half of the southwest quarter of Section eighteen and the east half of the northwest quarter of Section nineteen, all in Township six south of Range five west of the Boise Meridian, and also all that portion of the northwest quarter of the southeast quarter and of the east half of the southwest quarter of said Section twelve and of the northeast quarter of the northwest quarter of said Section thirteen, lying east and south of what is known as the "Stone House Lane", and which is also known as the Pleasant Valley and Lone Tree Creek Road, which portions are more particularly bounded as follows, to-wit:

Commencing at the point on the north line of said northwest quarter of the southeast quarter of said Section twelve where the center of said Stone House Lane or Pleasant Valley and Lone Tree Creek Road, crosses said north line, running thence south $17^{\circ} 30'$ east, 250 feet to a point; thence south $28^{\circ} 30'$ east, 510 feet to an iron pin; thence south $63^{\circ} 30'$ west, 385 feet to a point; thence south $32^{\circ} 15'$ west 755 feet to a point; thence south $22^{\circ} 30'$ west, 1240 feet to a point on the line between said Sections twelve and thirteen; thence east 40 feet; thence south $28^{\circ} 30'$ west, 1270 feet to the west line of the northeast quarter of the northwest quarter of said Section thirteen; thence south 203.5 feet to the center of the northwest quarter of said Section thirteen; thence east 1320 feet; thence north 2640 feet; thence east 1320 feet; thence north 1320 feet; thence west to the place of beginning.



FEDERAL LAND BANK OF SPOKANE

DISTRICT NO. 12

APPLICATION NO.

APPLICANT

N. F. L. A. STATE OF

TO ABSTRACTOR: DO NOT REMOVE THIS SLIP

DATE FIRST REC'D.

RECEIVED FROM

Prepared for J. C. Conn

by the Owyhee County Abstract Co.

LOAN NO. 2664

11-6-04

2192
Township

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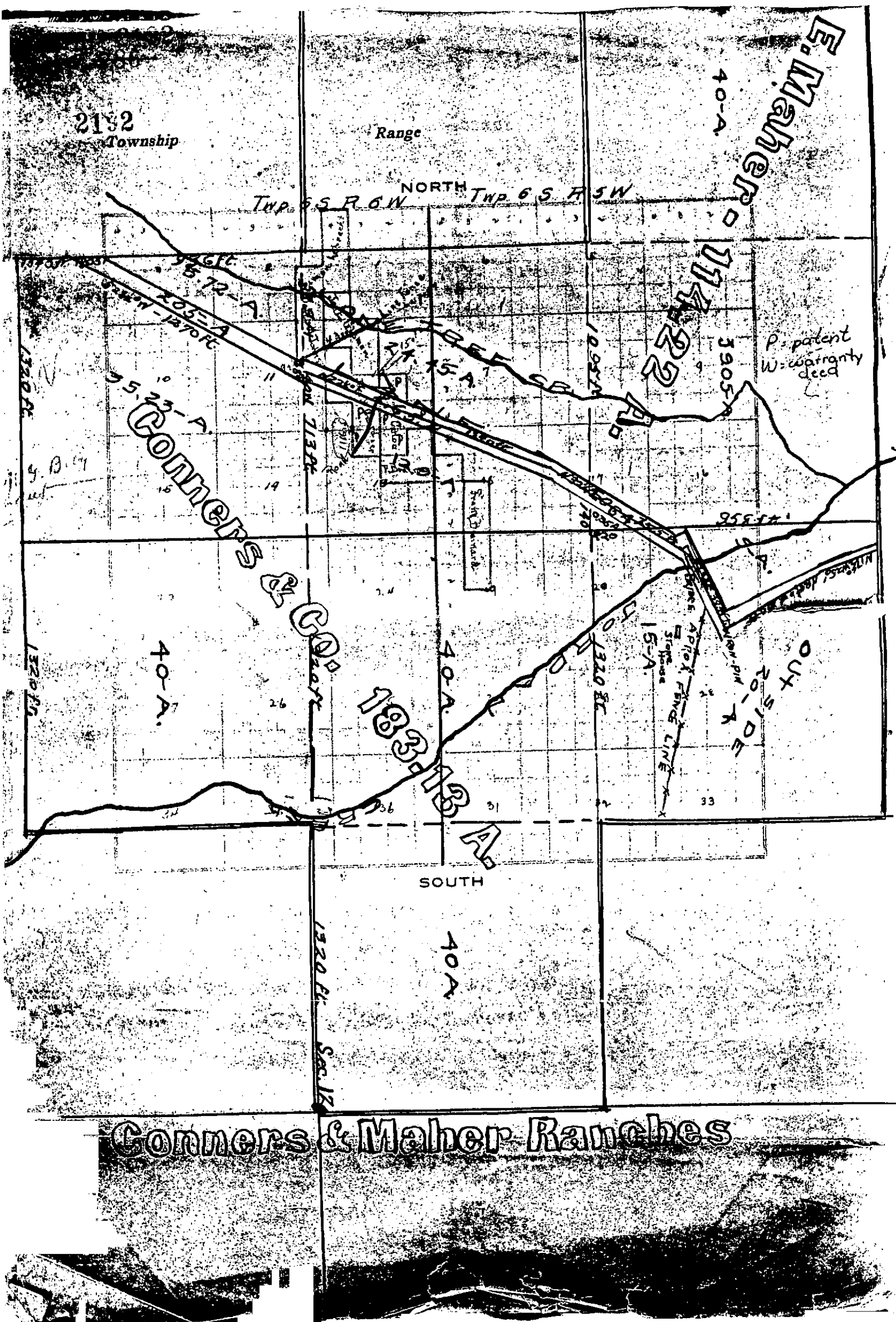
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United States,	:	Character of Instrument,
Grantor,	:	Patent.
to	:	Date of Instrument,
John Catlow,	:	May 20th, 1874.
Grantee.	:	Date of Record,
	:	Dec. 22", 1882, at 2 o'clock P. M.
	:	Book 5 of Patents, pages 101 and 102,
	:	Owyhee County Records.

Certificate No. 164.

Issued according to the provisions of the Act of Congress of the 24" of April, 1820, entitled an "act making further provision for the sale of the Public Lands."

Executed by the President: U. S. Grant.

By S. A. Williamson, Secretary.

L. K. Lippincott,

Recorder of the General Land Office.

Seal of the General Land Office affixed.

Recorded Vol. 2, page 38. *NWSE + SWSE Sec 12*

SESE Description---The West half of the South East quarter and the Southeast quarter of the Southeast quarter of Section twelve, and the Northwest quarter of the Northeast quarter of Section thirteen *NWNE Sec. 13* in Township six South of Range six West, in the District of Lands subject to sale at Boise City, Idaho Territory, containing one hundred and sixty acres.

Covenants---Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of courts. x x x

to
(GIVEN FOR)
INTERIOR DEPT.

Date of Instrument
Issued
OFFICE OF THE REGISTER

United States, : Character of Instrument,
Grantor, : Patent.
to : Date of Instrument,
James H. Gardner, : May 20th, 1874.
Grantee. : Date of Record,
: Dec. 22, 1882, at 2 o'clock P.M.
: Book 5 of Patents, pages 103 and 104,
: Owyhee County Records.

Certificate No. 165.

Issued according to the provisions of the Act of Congress of the
24th of April, 1820, entitled an Act making further provision for the
sale of the Public Lands.

Executed by the President: U. S. Grant.

By S. A. Williamson, Secretary.

L. K. Lippincott,

Recorder of the General Land Office.

Seal of the General Land Office affixed.

Recorded Vol. 2, page 39.

SEED S. 12

Description---The east half of the southwest quarter and the
northwest quarter of the southwest quarter of Section twelve and
the northeast quarter of the northwest quarter of Section thirteen
in Township six South of Range six west, in the District of Lands
subject to sale at Boise City, Idaho Territory, containing one
hundred and sixty acres. S. 13

Covenants---Subject to any vested and accrued water rights for
mining, agricultural, manufacturing, or other purposes, and the
rights to ditches and reservoirs used in connection with such water
rights as may be recognized and acknowledged by the local customs,
laws and decisions of courts. x x x

SILVER CITY, IDAHO

United States, : Character of Instrument,
Grantor, : Patent.
to : Date of Instrument,
Frank Brainard, : September 26th, 1890.
Grantee. : Date of Record,
: Nov. 27th, 1922, at 9:10 o'clock A.M.
: Book 8 of Patents, page 229,
: Owyhee County Records.

Certificate No. 764.

Issued according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto.

Executed by the President: Benjamin Harrison.

By M. McKean, Secretary.

I. R. Conwell, Recorder of the General Land Office
ad-interim.

.....

: L.S. :

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1063225

Description---The East half of the South West quarter of Section eighteen and the East half of the North West quarter of Section nineteen in Township six South of Range five West of Boise Meridian in Idaho Territory, containing one hundred and sixty acres. Covenants Subject to the usual water right and mineral reservations.

Appended is a certificate by John G. Connell, Acting Recorder of the General Land Office, Department of the Interior, bearing date of Nov. 3, 1922, and under seal, "that this photograph is a true copy of the patent record which is in my custody in this office!"

United States,	:	Character of Instrument,
Grantor,	:	Patent.
to	:	Date of Instrument,
Frank Brainard,	:	January 20th, 1880.
Grantee.	:	Date of Record,
	:	Nov. 27th, 1922, at 9:05 o'clock A.M.
	:	Book 8 of Patents, page 237,
	:	Owyhee County Records.

Homestead Certificate No. 204.

Application 315.

Issued pursuant to the Act of Congress approved 20th May, 1862, "To secure Homesteads to actual Settlers on the Public Domain," and the acts supplemental thereto.

Executed by the President:

R. B. Hayes.

By Wm. H. Crook, Secretary.

S. W. Clark, Recorder of the General Land Office.

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1063225

Description---The east half of the north east quarter and the south west quarter of the north east quarter of section thirteen in township six south of range six west and the lot numbered two of section eighteen in township six south of range five west, in the district of lands subject to sale at Boise City, Idaho Territory containing one hundred and sixty acres and twenty-two hundredths of an acre.

Covenants--Subject to the usual, Idaho right and mineral reservations.

Appended is a certificate by John O' Connell, Acting Recorder, General Land Office, Department of the Interior, bearing date of Nov. 3, 1922, and under seal, "that this photograph is a true copy of the patent record which is in my custody in this office."

OWYHEE COUNTY ABSTRACT
BONDED
ABSTRACTERS
SILVER CITY, IDAHO

John Catlow, : Character of Instrument,
Grantor, : Warranty Deed.
to : Date of Instrument,
Cornelius Shea, : May 27th, 1881.
Grantee. : Date of Record,
: May 28", 1881, at 9:30 o'clock P.M.
: Book T of Deeds, pages 194 and 195,
: Owyhee County Records.

Consideration---Ten Dollars in hand paid.
Signature--- John Catlow (SEAL)
Witness---None.

Date of Acknowledgment---May 27th, A. D., 1881.
Before Whom Acknowledged---A. L. Richardson, Clerk of the
District Court of the Second Judicial District of Idaho Territory,
in and for the County of Owyhee, by Wm. Moody, Deputy Clerk.
Statutory form. Seal.

Granting Words---Does by these presents grant, bargain,
sell, convey and confirm unto the said party of the second part,
and to his heirs and assigns forever.

Description---All the following described pieces, parcels
and lots of land, situated in Owyhee County, Idaho Territory,
and more particularly described as follows, to-wit:

The North west one fourth of the North east one fourth of NW 1/4, S. 1
Section Thirteen and the south one half of the south east one 1/2 SE & S. 12
fourth and the North west one fourth of the South east one fourth NW 1/4 S. 12
of Section Twelve; also the undivided one half of the North east NW 1/4 S. 1
one fourth of the North west one fourth of Section Thirteen, and E 1/2 SW
the undivided one half of the east one half of the south west one NW 1/4 S. 1
fourth, and the undivided one half of the North west one fourth of the south west one fourth
of Section Twelve, all of Township six South of Range six West, Sec
Boise Meridian.

(Also other property.)

Covenant---Usual covenant contained in warranty deed.

to
CLERK OF
JOHN CATLOW

Date of inst. was
MAY 31st 1881
Owyhee County of Idaho

John Catlow,
Grantor,
to
Cornelius Shea,
Grantee.

: Character of Instrument,
: Deed.
: Date of Instrument,
: May 31st, 1881.
: Date of Record,
: May 31st, 1881, at 2 O'clock P. M.
: Book T of Deeds, pages 196 and 197,
: Owyhee County Records.

Consideration---One Thousand Dollars, in hand paid.

Signature---

John Catlow (SEAL)

Witness---A. L. Richardson.

Date of Acknowledgment---May 31st, A.D., 1881.

Before Whom Acknowledged---A. L. Richardson, Clerk of the
District Court of the Second Judicial District of Idaho Territory,
in and for the County of Owyhee. Statutory form. Seal.

Granting Words---Has remised, released and forever quit-
claimed, and by these presents does remise, release and forever
quitclaim unto the said party of the second part, and to his
heirs and assigns.

Description---All the right, title and interest, estate,
claim and demand of the party of the first part, both in law and
equity, of, in and to the following described lots, pieces or
parcels of land:

Situate Township number Six (6) South of Range number Six
(6) West of the Boise Meridian, in Owyhee County, Idaho Territory,
and described as follows: The West half ($\frac{1}{2}$) of the south east
quarter ($\frac{1}{4}$) and the south east quarter ($\frac{1}{4}$) of the south east
quarter ($\frac{1}{4}$) of Section twelve (12) and the North west quarter ($\frac{1}{4}$)
of the North east quarter ($\frac{1}{4}$) of Section thirteen (13) and the
east half ($\frac{1}{2}$) of the south west quarter ($\frac{1}{4}$) and the North west
quarter ($\frac{1}{4}$) of the south west quarter ($\frac{1}{4}$) of Section Twelve (12)
and the North east quarter ($\frac{1}{4}$) of the North west quarter ($\frac{1}{4}$) of
Section Thirteen (13) W $\frac{1}{2}$ SE, Sec. 12
SESE
NWNE. S. 13
E $\frac{1}{2}$ SW
NW SW S. 12
NENW. S. 13

(Also other property.)

Covenant---None.

Cornelius Shea,	:	Character of Instrument,
Grantor,	:	Deed.
to	:	Date of Instrument,
J. B. Haggin,	:	December 22nd, 1882.
Grantee.	:	Date of Record,
	:	Dec. 22 nd , 1882, at 8 o'clock A.M.
	:	Book T of Deeds, pages 454 and 455,
	:	Owyhee County Records.

Consideration---One Thousand Dollars in hand paid.

Signature--- Cornelius Shea (SEAL)

Witness---H. Martin.

Date of Acknowledgment---December 22nd, A. D., 1882.

Before Whom Acknowledged---James Lynam, County Recorder in and for the County of Owyhee, Territory of Idaho. Statutory form. Seal.

Granting Words---Has remised, released and forever quit-claimed, and by these presents does remise, release and forever quitclaim unto the said party of the second part, and to his heirs and assigns.

Description---All the right, title and interest, estate, claim and demand of the party of the first part, both in law and equity, of, in and to the following described pieces and parcels of land and lots, situate in Township No. Six (6) south of Range No. Six West of Boise Meridian, in Owyhee County, Idaho Territory, and described as follows:

The West one-half ($\frac{1}{2}$) of the southeast one quarter ($\frac{1}{4}$) of ^{W $\frac{1}{2}$ SE S. 12} section twelve (12) and the southeast quarter ($\frac{1}{4}$) of ^{SESE} southeast quarter ($\frac{1}{4}$) of section twelve (12) and the north west quarter ($\frac{1}{4}$) ^{NWNE, S. 1} of north east quarter ($\frac{1}{4}$) of section thirteen (13) being the one hundred and sixty acres patented to John Catalow. Also, the east half ($\frac{1}{2}$) of south west quarter ($\frac{1}{4}$) of section twelve (12) and north ^{E $\frac{1}{2}$ SW, NWSW} west quarter ($\frac{1}{4}$) of south west quarter ($\frac{1}{4}$) of Section twelve (12) and north east quarter ($\frac{1}{4}$) of north west quarter ($\frac{1}{4}$) of Section ^{NENE, S. 13} thirteen (13) being the one hundred and sixty acres patented by James Gusman; (also other property) and being all the land and premises and tract of eight hundred acres conveyed by John Catalow to Cornelius Shea by quit claim deed dated May 31st, 1881, excepting about two hundred and forty five (245) acres, being the one hundred and sixty acres patented by Lebrecht, and the south east quarter ($\frac{1}{4}$) of the south east quarter ($\frac{1}{4}$) of Section two (2) and the fraction part, the East half ($\frac{1}{2}$) of the north east quarter ($\frac{1}{4}$) of Section eleven (11), which lies north of the line fence above described, and the water right of James E. Gusman, which was conveyed by Jas. E. Gusman on the 22nd day of December, 1882.

Covenant---None.

Remarks---And I, Cornelius Shea, do hereby and herewith in

John Hollenbeck, : Character of Instrument,
Grantor, : Warranty Deed.
to : Date of Instrument,
John C. Connors, : November 17th, 1897.
Grantee. : Date of Record,
: Sept. 16th, 1901, at 9:20 o'clock A.M.
: Book 1 of Deeds, page 433 etc.,
: Owyhee County Records.

Signature---

Jno. Hollenbeck

(SEAL)

Consideration---Two Thousand Six Hundred and Seventy Five Dollars, in hand paid.

Witness---J. G. Watts.

Date of Acknowledgment---November 17th, 1897.

Before Whom Acknowledged---J. G. Watts, a Notary Public in and for the County of Owyhee, State of Idaho, Statutory form. Seal.

Granting Words---Has granted, bargained, sold, remised, released, alienated and confirmed, and by these presents does grant, bargain, sell, remise, release, alien and confirm unto the said party of the second part, and to his heirs and assigns forever.

Description---All the following described lot, piece or parcel of land, situated in the County of Owyhee, and State of Idaho, and known and described as follows, to-wit:

An undivided one-half interest of, in and to the West half of the Southeast quarter of Section twelve (12); the Southeast quarter of the Southeast quarter of Section twelve (12), and the Northwest quarter of the Northeast quarter of Section thirteen (13) being the one hundred and sixty acres patented to John Catlow.

Also the East half of Southwest quarter of Section twelve (12) and the Northwest quarter of the Southwest quarter of Section twelve (12), and the Northeast quarter of Southwest quarter of Section twelve (12), and the Northeast quarter of the Northwest quarter of Section thirteen (13), being the one hundred and sixty acres patented to James Gardner.

All the above is situated in Township six (6) South of Range six (6) West of Boise Meridian.

(Also other property). and being all the land and premises and portion of eight hundred acres conveyed by John Catlow to Cornelius Shea by quit claim deed dated May 31st, 1881, excepting about two hundred and forty-five acres, being the one hundred and sixty acres patented to Lebritch and the Southeast quarter of the Southeast quarter of Section two (2) and the fractional part of the East half of the Northeast quarter of Section eleven (11) which his North of said above described fence, and the water right of James F. Gussman, conveyed to said Gussman, December 22nd, 1882.

Covenants---It is intended hereby to convey only an undivided one-half interest in all the above described property.

And the said party of the first part, for his heirs, executors and administrators does covenant, grant, bargain and agree to and with the said party of the second part, his heirs and assigns, that at the time of the ensembling and delivering of these presents he was well seized of the premises above conveyed, as of good, sure, perfect, absolute and indefeasable estate of inheritance in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same to him.

H. F. Faulkner, : Character of Instrument,
 Grantor, : Deed.
 to : Date of Instrument,
 John Hallenbeck, : November 28th, 1896.
 Grantee. : Date of Record,
 : Nov. 9th, 1897, at 9:15 o'clock A. M.
 : Book Y of Deeds, page 232 etc.,
 : Owyhee County Records.

Consideration---Two Thousand and Seventy-Five Dollars, in hand paid.

Signatures--- H. F. Faulkner (SEAL)
 Mrs. H. F. Faulkner (SEAL)

Witness---None.

Date of Acknowledgment---As to H. F. Faulkner, November 28th, 1896.

As to Mrs. H. F. Faulkner, November 9th, 1897.

Before Whom Acknowledged---As to H. F. Faulkner, before E. L. Ballard, Recorder in and for the County of Owyhee, State of Idaho. Statutory form. Seal.

As to Mrs. H. F. Faulkner, before E. L. Ballard, Recorder in and for the County of Owyhee, State of Idaho, by J. S. St Clair, Deputy. Statutory form in which the wife acknowledged without the hearing of her husband. Seal.

Granting Words---Has this day bargained, sold, conveyed, transferred, remised, ^{released} and delivered unto the party of the second part, his heirs and assigns.

Description---The following described real estate, situated in the County of Owyhee, State of Idaho, to-wit: An undivided one-half interest of, in and to the West half of the Southeast quarter of Section 12; the Southeast quarter of the Southeast quarter of Section 12, and the Northwest quarter of Northeast quarter of Section 13, being the 160 acres patented to John Catlow.

Also, the East half of Southwest quarter of Section 12, and the Northwest quarter of Southwest quarter of Section 12, and the Northeast quarter of Northwest quarter of Section 13, being the 160 acres patented to James Gardner; all in Township 6 South of Range 6 West; (also other property); and being all the land and premises, and tract of 800 acres conveyed by John Catlow to Cornelius Shea by quit claim deed, dated May 31st, 1881, excepting about 245 acres, being the 160 acres patented by Lebritch and the Southeast quarter of the Southeast quarter of Section 2, and the fractional part, the East half of Northeast quarter of Section 11, which lies North of said fence above described, and the water right of James F. Gussman, which was conveyed to James E. Gussman, December 22nd, 1882.

Covenants---None.

Jordan Valley Stock Co., a corporation existing under the laws of the State of California, Character of Instrument, Deed.
Date of Instrument, November 6th, A. D., 1890.
Date of Record, Dec. 4th, 1890, at 3:45 o'clock P. M.
to Book V of Deeds, page 53 etc.,
John Slattery and Herbert Falkner, Owyhee County Records.
Grantees.

Consideration---Seven Thousand Dollars in hand paid.

Signature---Jordan Valley Stock Company

By J. H. Strobbridge, President (SEAL)
(SEAL) Geo. W. Scott, Secretary (SEAL)

Witness---None.

Date of Acknowledgment---November 8th, A. D., 1890.

Before Whom Acknowledged---Geo. T. Knox, a Notary Public in and for the City and County of San Francisco, State of California. Statutory form. Seal. J. H. Strobbridge and Geo. W. Scott, President & Secretary, respectively, of the Jordan Valley Stock Company, severally duly acknowledged that such Corporation executed the same.

Granting Words---Has granted, bargained, sold & conveyed to John Slattery and Herbert Falkner.

Description---All its right, title and interest, of, in & to the following described property, situate in Township Six (6) South of Range Six (6) West of Boise Meridian, in Owyhee County, Idaho Territory, and described as follows, to-wit:

The West half of the South East quarter of Section twelve, the South East quarter of the South East quarter of Section twelve, and the North West quarter of the North East quarter of Section thirteen, being the one hundred and sixty acres patented to John Catlow.

Also, the East half of the South West quarter of Section twelve and the North West quarter of South West quarter of Section twelve and the North East quarter of the North West quarter of Section thirteen, being the one hundred & sixty acres patented to James Gardner; all in Township Six South of Range Six West; (also other property); and being all the land and premises and tract of eight hundred acres conveyed by John Catlow to Cornelius Shea by quit claim deed, dated May 31st, 1881, excepting about two hundred and forty five (245) acres being the one hundred and sixty acres patented by Lebritet and the South East quarter of the South East quarter of Section two (2), and the fractional part, the East half of the North East quarter of Section Eleven (11), which lies North of the said fence above described, and the water right of James E. Gussman, which was conveyed to James E. Gussman on the 22nd day of December, 1882; it being the same property conveyed to the Jordan Valley Stock Co. by A. W. Sisson, by deed dated July 9th, A. D., 1884, and this deed is intended to convey the interest so conveyed to the Jordan Valley Stock Co. and no other.

(Covenant---None.)

IN THE PROBATE COURT OF OWYHEE COUNTY, TERRITORY OF IDAHO.

In the Matter of the Estate of :

Harriet Grace Brainard, :--Order Confirming Sale of Real
Deceased. : Estate.

W. F. Sommercamp, the administrator of the estate of Harriet Grace Brainard, deceased, having made to this Court, and filed in the office of the Clerk thereof, on the 7th day of December, 1887, a return of his proceedings under the order of sale herein, duly verified by affidavit, and said matter, after due proof of due notice made and given as required by law, coming on regularly to be heard this fifteenth day of December, 1887, and the Court having examined the said return, and heard the testimony of witnesses, in support thereof, and it duly appearing to the Court, that in pursuance of said order of sale, said Administrator caused notice of the time and place of holding said sale to be posted up in three of the most public places in the County of Owyhee, in which the land ordered to be sold is situated, and to be published in the Idaho Avalanche, a newspaper printed and published in the same County of Owyhee for three weeks successively next before such sale, in which order of sale and notice the lands and tenements to be sold were described with common certainty, as follows; to-wit:

The E $\frac{1}{4}$ of the North East $\frac{1}{4}$ and the South West $\frac{1}{4}$ of the North East $\frac{1}{4}$ of Section 13 in township 6 south, of range 6 west, and lot numbered 2 of Section 18 in township 6 South of range 5 West, situate, lying and being in Pleasant Valley, Owyhee County, Idaho Territory.

That at such sale, John C. Connors became the purchaser of said real estate for the sum of thirty six hundred and twenty-five dollars, he being the highest and best bidder, and said sum being the highest and best sum bid,

And all and singular the law and the premises being by the Court here seen, heard, understood and fully considered,

Wherefore, it is hereby the Court, ordered, adjudged and decreed that the said sale be and the same is hereby confirmed and approved, and declared valid,

And the proper and legal conveyances of said real estate are hereby directed to be executed to said purchaser by said administrator.

Done in open Court, this 15th day of Dec., 1887.

James B. Coakley,
Probate Judge.

(SEAL)

Appended is a certificate by Jas. B. Coakley, Clerk of the Probate Court of the County of Owyhee, Territory of Idaho, bearing date of December 15th, 1887, and under the seal of said Court, "that the foregoing is a full, true and correct copy of the order confirming sale of real estate, remaining on file in this office."

Date of Record---Dec. 16th, 1887, at 10 min. past 2 o'clock P.M.

Where Recorded---Book 4 Miscellaneous Record, among the records of Owyhee County, Idaho, at page 23.

A. W. Sisson,	:	Character of Instrument,
Grantor,	:	Deed.
to	:	Date of Instrument,
Jordan Valley Stock Com-	:	July 9th, A.D., 1884.
pany,	:	Date of Record,
Grantee.	:	July 14th, 1884, at 8 o'clock A.M.
	::	Book T of Deeds, page 579 etc.,
	:	Owyhee County Records.

Consideration---Fifteen thousand dollars, in hand paid.

Signature--- A. W. Sisson (SEAL)

Witnesses---Edw'd Chattin and Geo. L. Knox.

Date of Acknowledgment---July 9th, 1884.

Before Whom Acknowledged---Edward Chattin, a Commissioner of Deeds for the Territory of Idaho, duly commissioned and qualified, residing in the City and County of San Francisco, State of California. Statutory form. Seal.

Granting Words---Have granted, bargained, sold and conveyed to the Jordan Valley Stock Company.

Description---All my right, title and interest of, in and to the following described property, situate in Township Six (6) South of Range six (6) West of Base Meridian, in Owyhee County, Idaho Territory, and described as follows, to-wit:

The West half of the South East quarter of Section Twelve (12) the South East quarter of the South East quarter of Section (12) twelve and the North West quarter of the North East quarter of Section (13) thirteen, being the one hundred and sixty acres patented to John Catlow.

Also, the East half of the South West quarter of Section twelve (12) and North West quarter of South West quarter of Section twelve (12) and North East quarter of North West quarter of Section thirteen (13), being the 160 acres patented to James Gardner; (also other property); and being all the land and premises and tract of eight hundred acres conveyed by John Catlow to Cornelius Shea by quit claim deed dated May 31st, 1881, excepting about two hundred and forty-five (245) acres, being the one hundred and sixty acres patented by Lebrecht and the South East quarter of the South East quarter of Section two (2) and the fractional part, the East half of the North East quarter of Section Eleven (11) which lies North of the said fence above described, and the water right of James E. Gussman, which was conveyed to James E. Gussman on the 22nd day of December, 1882; it being the same property heretofore conveyed to me by J. B. Haggin by deed dated February 19, 1883, and by Cornelius Shea to him by deed dated the 22nd day of December, 1882, and this deed is intended to convey the interest so conveyed to me and no other.

Covenant---None.

Frank A. Brainard,	:	Character of Instrument,
Grantor,	:	Deed.
to	:	Date of Instrument,
Harriet Grace Brainard,	:	March 17th, 1884.
(his wife),	:	Date of Record,
Grantee.	:	March 18th, 1884, at 12 o'clock M.
	:	Book T of Deeds, page 527 etc.,
	:	Owyhee County Records.

Consideration---One Dollar, in hand paid, and as well for the consideration of love and affection.

Signature--- Frank A. Brainard (SEAL)

Witness---J. H. Wickersham.

Date of Acknowledgment---March 17th, 1884.

Before Whom Acknowledged---James H. Wickersham, clerk of the Probate Court, in and for the County of Owyhee, Territory of Idaho. Statutory form. Seal.

Granting Words---Does by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever.

Description---All that certain piece or parcel of land, situate, lying and being in Pleasant Valley, Owyhee County, Idaho Territory, and more particularly described as follows, viz:

East half of the North East quarter, and the South West quarter of the North East quarter of Section (13) thirteen, in Township Six (6) South, of Range Six (6) West, and the lot numbered two of Section (18) Eighteen in Township Six (6) South of Range Five (5) West, in the District of Lands subject to sale at Boise City, Idaho Territory, containing one hundred and sixty acres & twenty-two (22) hundredths of an acre; being lands patented to party of the first part, Janry 20th, 1880, Homestead Certificate No. 204---Application No. 315.

Covenants---Usual covenant contained in warranty deed.

James B. Haggin, : Character of Instrument,
Grantor, : Deed.
to : Date of Instrument,
A. W. Sisson, : February 19", A. D., 1883.
Grantee. : Date of Record,
: February 26", 1883, at 10 o'clock A.M.
: Book T of Deeds, pages 463 and 464,
: Owyhee County Records.

Consideration---One Dollar in hand paid.

Signature--- J. B. Haggin (SEAL)

Witness---None.

Date of Acknowledgment---February 19th, A. D., 1883.

Before Whom Acknowledged---Holland Smith, a Notary Public in
and for the City and County of San Francisco, State of California.
Statutory form. Seal.

Granting Words---Have granted, bargained, sold and conveyed
to A. W. Sisson.

Description---All my right, title and interest, of, in and
to the following described property, situate in Township Six (6)
South of Range Six (6) West of Boise Meridian, in Owyhee County,
Idaho Territory, and described as follows, to-wit: The West half
of the South East quarter of Section Twelve (12) the South East
quarter of South East quarter of Section Twelve (12) and the North
West quarter of the North East quarter of Section Thirteen (13)
being the one hundred and sixty acres patented to John Catalow.
Also, the East half of the South West quarter of Section Twelve
(12) and North West quarter of South West quarter of Section
Twelve (12) and North East quarter of North West quarter of
Section Thirteen, being the 160 acres patented to James Gardner.
(Also other property), and being all the land and premises and
Tract of eight hundred acres conveyed by John Catlow to Cornelius
Shea by quit claim deed dated May 31st, 1881; excepting about two
hundred and forty five (245) acres, being the one hundred and
sixty acres patented by Lebrecht, and the south east quarter of
the south east quarter of Section Two (2) and the fractional part,
the East half of the North East quarter of Section Eleven (11)
which lies North of the fence above described, and the water right
of James E. Gusman, which was conveyed to James E. Gusman on the
22" day of December, 1882, it being the same property heretofore
conveyed to me by Cornelius Shea, by deed dated the 22" day of
December, 1882, and this deed is intended to convey the interest
so conveyed to me, and no other.

Covenant---None.

Cornelius Shea and Etta : Character of Instrument,
Shea, his wife, : Deed.
Grantors, : Date of Instrument,
to : May 13th, 1915.
Edward M. Maher, : Date of Record,
Grantee. : Sept. 18th, 1915, at 9:05 o'clock A. M.
: Book 9 of Deeds, pages 595 & 596,
: Owyhee County Records.

Consideration---One and no one-hundredths Dollars (\$1.00) in hand paid.

Signatures--- Cornelius Shea (SEAL)
Etta Shea (SEAL)

Witness---None.

Date of Acknowledgment---September 2nd, 1915.

Before Whom Acknowledged---Walter S. Davis, a Notary Public in and for the County of Sonoma, State of California. Idaho form. Seal.

Granting Words---Have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever.

Description---All the following described real estate, situated in the County of Owyhee, State of Idaho, to wit:

The West one-half of the Southeast quarter, and the Southeast quarter of the Southeast quarter of Section Twelve, and the Northwest quarter of the Northeast quarter of Section Thirteen, in Township Six South, Range Six West of Boise Meridian, being the one hundred sixty (160) acres patented to John Catlow; also, the East one-half of the Southwest quarter of the Northwest quarter of the Southwest quarter of Section Twelve and the Northeast quarter of the Northwest quarter of Section Thirteen in Township Six South of Range Six West of Boise Meridian, being the one hundred sixty (160) acres patented to James H. Gardner; and also the Southwest quarter of the Northwest quarter of Section Twelve, and the East one-half of the Northeast quarter of Section Eleven, and the Southeast quarter of the Southeast quarter of Section Two, in Township Six South, Range Six West of Boise Meridian, being the one hundred sixty acres (160) patented to Caleb Johnson; and also the following lot, piece and parcel of land, particularly described as follows, to wit: Commencing at a point seventy-three and one-half (73½) rods south of the Section corner common to Sections One (1), Two (2), Eleven (11) and Twelve (12) in Township Six South of Range Six West of Boise Meridian; thence following the line fence established by Cornelius Shea and James E. Gusman northeasterly about one-half a mile to a point three (3) rods south of the half-mile post and mound on the East and West lines, between Sections One (1) and Twelve (12) in Township Six South, Range Six West of Boise Meridian; thence south one hundred fifty-seven (157) rods to center of Section Twelve (12), thence west eighty (80) rods, thence north eighty (80) rods, thence west eighty (80) rods, thence north six and one-half (6½) rods to said line fence, and being eighty-one and ninety-eight one-hundredths (81.98) acres of the one hundred sixty (160) acres patented to James E. Gusman, the said land lying south of said line fence established by said James E. Gusman and Cornelius Shea.

Covenant---Usual covenant of warranty.

Recital---The purpose of this deed is to correct the errors in description in that certain deed from Cornelius Shea, one of the grantors herein, to one J. B. Haggin, dated December 22d, 1882, recorded on the same date in Book "T" of Deeds, at pages 454 and 455, of the Deed Records of Owyhee County, Idaho.

Mrs. Elizabeth E. Droll- : Character of Instrument,
inger nee Connors & : Warranty Deed.
Alice Catherine Connors, : Date of Instrument,
Grantors, : July 10th, 1908.
to : Date of Record,
John Connors, : July 13th, 1908, at 9 o'clock A. M.
Grantee. : Book 4 of Deeds, page 329,
Owyhee County Records.

Consideration---\$1500 Fifteen Hundred Dollars in hand paid.

Signatures--- Mrs. Elizabeth E. Drollinger

nee Connors

(SEAL)

Alice Catherine Connors

(SEAL)

Witness---Jess Hawley.

Date of Acknowledgment---July 10th, 1908.

Before Whom Acknowledged---Chas. W. Mack, a Notary Public in
and for the County of Ada, State of Idaho. Statutory form.

Seal.

Granting Words---Have granted, bargained and sold, and by
these presents do grant, bargain, sell and convey and confirm
unto the said party of the second part, and to his heirs and
assigns, forever.

Description---All the following described real estate, situate
in Owyhee County, State of Idaho, to-wit:

The East half (E 2) of the North East quarter (N E 4) and
South West quarter (S W 4) of the North East quarter (N E 4) of
Section Thirteen (13) in Township Six (Twp. 6 S.) Range Six West
(R. 6 W.) and Lot numbered Two (2) of Section Eighteen (18) in
Township Six South (Twp. 6 S.) Range Five West (R. 5 W.) B. M.
containing one hundred and sixty and twenty two hundredths acres
(160.22 acres) More or less, together with all buildings, water
rights and other appurtenances thereto.

Covenant---Usual covenant contained in warranty deed.

John C. Connors,	:	Character of Instrument,
Grantor,	:	Warranty Deed.
to	:	Date of Instrument,
Daniel A. Connors,	:	April 2nd, 1891.
Grantee.	:	Date of Record,
	:	July 28th, at 9:30 o'clock A. M.
	:	Book W of Deeds, page 170 etc.,
	:	Owyhee County Records.

Consideration---One thousand (\$1,000.00) Dollars in hand paid.

Signature--- John C. Connors

Witness---Wm. Young.

Date of Acknowledgment---May 9th, 1893.

Before Whom Acknowledged---John Lamb, a Notary Public in and for the County of Owyhee, State of Idaho. Acknowledgment recites "personally appeared John C. Connors, and his wife, known to me to be the person whose name are subscribed to the within instrument, and acknowledged to me that he executed the same." Seal.

Granting Words---Has granted, bargained, sold, remised, released, alienated and confirmed, and by these presents do grant, bargain, sell, remise, release, alien and confirm unto the said party of the second part, and to his heirs and assigns forever.

Description---All the following described lot, piece or parcel of land, situated in the County of Owyhee, and State of Idaho, known and described as follows, to-wit:

All that certain piece or parcell of land, situate, lying and being in Pleasant Valley, Owyhee County, Idaho, and more particularly described as follows:

East half of the North East quarter and the South West quarter of the North East quarter of Section (13) Thirteen in Township (6) South of Range (6) West, and the Lot Numbered Two of Section (18) Eighteen in Township (6) Six South of Range (5) West in the district of lands subject to sale at Boise City, Idaho, containing one hundred and sixty acres and twenty two (22) hundredths of an acre being lands patented to Frank A. Brainard Jan. 20, 1880, Homestead Certificate No. 204, Application No. 315.

Covenants---And the said party of the first part, for his heirs, executors and administrators, do covenant, grant, bargain and agree to and with the said party of the second part, his heirs and assigns, that at the time of signing and delivering of these presents well seized of the premises above conveyed, as of a good, sure, perfect, absolute and indefeasible estate of inheritance in law in fee simple, and ha good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form aforesaid; and that the same are free and clear of all former or other grants, bargains, sales, liens, taxes, assessments, and incumbrances, of what kind or nature soever.

(Also usual covenant contained in warranty deed.)

H. C. Ballard, the	:	Character of Instrument,
Sheriff of Owyhee County,	:	Sheriff's Deed on Foreclosure.
State of Idaho,	:	Date of Instrument,
Grantor,	:	June 29th, 1926.
to	:	Date of Record,
Rose C. Regan and William	:	June 29th, 1926, at 10:30 o'clock A.M.
V. Regan,	:	Book 19 of Deeds, page 637 et seq.,
Grantees.	:	Owyhee County Records.

Recitals---Whereas, a Judgment and Decree of Foreclosure and Sale was rendered and entered in the District Court of the Third Judicial District of the State of Idaho, in and for the County of Owyhee, on the 27th day of May, 1925, in an action then pending in said court in favor of said Rose C. Regan and William V. Regan, as plaintiffs and against John C. Connors, Defendant. And an Order of Sale issued out of and under the seal of the said District Court reciting the material parts of said Judgment and Decree, duly attested on the 27th day of May, 1925, and to the Sheriff of Owyhee County, State of Idaho, directed and to said H. C. Ballard, as such Sheriff delivered on the said 27th day of May, 1925, for execution, commanding and requiring him as such Sheriff to proceed to notice for sale and sell the premises in and to wit: men and described in said Decree as follows, to-wit:

The South Half of the Southeast Quarter of Section Twelve, the Northeast Quarter of Section Twelve, all in Township Six, South of Range Six West of the Boise Meridian, also the lot numbered two, the East Half of the Southwest Quarter of Section Eighteen and the East Half of the Northwest Quarter of Section Nineteen, all in Township Six South of Range Five West of the Boise Meridian, and also all that portion of the Northwest Quarter of the Southeast Quarter and of the East Half of the Southwest Quarter of said Section Twelve and of the Northeast Quarter of the Northwest Quarter of said Section Thirteen, lying East and South of what is known as the "Stone House Lane" and which is also known as the Pleasant Valley and Lone Tree Creek road, which portions are more particularly bounded as follows, to-wit:

Comencing at the point on the North line of said Northwest Quarter of the Southeast Quarter of said Section Twelve where the center of said Stone House Lane, or Pleasant Valley and Lone Tree Creek road crosses said North line, running thence South 17° 30' East Two Hundred and Fifty (250) feet to a point; thence South 28° 30' East Five Hundred Ten (510) feet to an iron pin; thence South 63° 30' West 385 feet to a point; thence South 32° 15' West, 755 feet to a point; thence South 22° 30' West 1240 feet to a point on the line between said Sections Twelve and Thirteen; thence East 40 feet; thence South 28° 30' West, 1270 feet to the West line of the Northeast Quarter of the Northwest Quarter of said Section Thirteen; thence South 203.5 feet to the center of the Northwest Quarter of said Section Thirteen; thence East 1320 feet; thence North 2640 feet; thence East 1320 feet; thence North 1320 feet; thence West to the place of beginning, all of the above described premises being known as the J. C. Connors Ranch, situated in Pleasant Valley in said Owyhee County, and containing 523.70 acres with all water rights, ditches and canals thereto appurtenant, as described in that certain Decree of the District Court, Owyhee County, made and entered on the 7th day of September, 1915, and duly filed and recorded in the office of the County Recorder of the said County of Owyhee, together with all and singular the tenements, hereditaments and appurtenances

thereto belonging or in anywise appertaining. Subject only to a certain mortgage for the sum of Eighty-Five Hundred (\$8,500.00) Dollars, dated September 29, 1922, and made, executed and delivered by the said party of the first part to the Federal Land Bank of Spokane, which mortgage is duly recorded in the Office of the County Recorder of the said County of Owyhee, in the manner prescribed by law and to apply the proceeds of such sale to the satisfaction of said Judgment with interest thereon and costs together with Sheriff's fees, and to execute the usual certificate and deed to the purchaser or purchasers, and within named and described premises. Whereas, in compliance with said writ, that on the 27th day of June, 1925, between the hours of 9 o'clock in the morning and 5 o'clock in the afternoon, to wit: at the hour of Two o'clock in the afternoon of that day in front of the front door of the County Court House in Owyhee County, State of Idaho, and after due and legal notice having been given in the said behalf as by the Statutes of Idaho, in such case made and provided, H. C. Ballard, Sheriff, duly sold at public auction all and singular the premises above described and in said writ mentioned and described, and by said Decree directed to be sold to Rose C. Regan and William V. Regan, who were the highest bidders therefor in the sum of Nine Thousand Nine Hundred Eighty Eight and 79/100 (\$9,988.79) Dollars. And whereupon the said purchasers paid to said Sheriff the said sum of \$9,988.79 so bidden by them and thereupon said H. C. Ballard, as such Sheriff made and issued said certificate of Sale as by law directed in duplicate and delivered the said certificate and filed the other in the office of the Recorder for said Owyhee County for record, and in the office of the County Recorder of said Owyhee County, Silver City, Idaho.

Whereas, the period of one year has expired since the date of said sale and no redemption of or for said premises has been made. Now Therefore, This Indenture Witnesseth, that the said party of the first part, the said H. C. Ballard, Sheriff as aforesaid in order to carry into effect the sale so made by him as such Sheriff, as aforesaid in pursuance of said writ and in conformity to the Statutes in such case made and provided.

Consideration---The premises, and of the said sum of \$9,988.79 so bidden and paid by the said purchasers, to him as such Sheriff as aforesaid.

Signature---

H. C. Ballard,
Sheriff of Owyhee County, State of Idaho.

Witness---None.

Date of Acknowledgment---June 29th, 1926.

Before Whom Acknowledged---W. A. Lewis, Clerk of the District Court of Owyhee County, Idaho. Statutory form. Seal. H. C. Ballard, Sheriff, acknowledged, "that he as such Sheriff aforesaid executed the same."

Granting Words---Hath granted, bargained, sold and conveyed and by these presents doth grant, bargain, sell and convey unto the parties of the second part and to their heirs and assigns forever.

Description---All and singular the above described lands and premises, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

J. C. Driscoll and Fran- : Character of Instrument,
ces C. Driscoll, husband : Warranty Deed.
and wife, : Date of Instrument,
Grantors, : May 27th, 1943.
to : Date of Record,
Jack F. Staples, : June 16th, 1943 at 3:10 o'clock P.M.
Grantee. : Book 33 of Deeds, pages 186 & 187,
: Owyhee County Records.

Consideration---Ten Dollars and other valuable consideration,
in hand paid.

Signatures---

J. C. DRISCOLL (Seal)

FRANCES C. DRISCOLL (Seal)

(\$6.60 Doc. Rev. Stamps, duly cancelled.)

Witness---A. Y. Meyers.

Acknowledgments---As to J. C. Driscoll, June 15th, 1943 before
W. H. Davison, a Notary Public in and for the State of Idaho, re-
siding at Boise, Idaho. Statutory form. Seal.

As to Frances C. Driscoll, June 1st, 1943 before A. Y. Meyers,
a Notary Public in and for the County of Coos, State of Oregon,
residing at Marshfield, Oregon. Idaho form. Seal. Exp. of Com.
Feb. 16, 1944.

Granting Words---Have granted, bargained and sold, and by these
presents do grant, bargain, sell, convey and confirm unto the said
party of the second part, and to his heirs and assigns forever.

Description---All of the following described real estate, sit-
uated in Pleasant Valley, County of Owyhee, State of Idaho, to-wit:

The South Half of the Southeast Quarter of Section Twelve, the
Northeast Quarter of Section Thirteen, all in Township Six South of
Range Six West of the Boise Meridian, and also the Lot numbered Two,
the East Half of the Southwest Quarter of Section Eighteen, and the
East Half of the Northwest Quarter of Section Nineteen, all in Town-
ship Six South of Range Five West of the Boise Meridian, and also all
that portion of the Northwest Quarter of the Southeast Quarter and of
the East Half of the Southwest Quarter of said Section Twelve and of
the Northeast Quarter of the Northwest Quarter of said Section Thir-
teen, lying East and South of what is known as the "Stone House Lane"
and which is also known as the Pleasant Valley and Lone Tree Creek
road, which portions are more particularly bounded as follows, to wit:

Commencing at the point on the North line of said Northwest Quar-
ter of the Southeast Quarter of said Section Twelve where the center
of said Stone House Lane, or Pleasant Valley and Lone Tree Creek road
crosses said North line, running thence South 17°30' East Two Hundred
and Fifty feet to a point; thence South 28°30' East Five Hundred Ten
feet to an iron pin; thence South 63°30' West Three Hundred Eighty-
five feet to a point; thence South 32°15' West Seven Hundred Fifty-
five feet to a point; thence South 22°30' West Twelve Hundred Forty
feet to a point on the line between said Sections Twelve and Thirteen;
thence East Forty feet; thence South 28°30' West Twelve Hundred Seven-
ty feet to the West line of the Northeast Quarter of the Northwest
Quarter of said Section thirteen; thence South Two Hundred Three and
five-tenths feet to the center of the Northwest Quarter of said Sec-
tion Thirteen; thence East Thirteen Hundred Twenty feet; thence North
Twenty-six Hundred Forty feet; thence East Thirteen Hundred Twenty
feet; thence North Thirteen Hundred Twenty feet; thence West to the
place of beginning, all of the above described premises being known
as the J. C. Connors Ranch, situate in Pleasant Valley in said Owyhee

Rose C. Regan, a widow, : Character of Instrument,
and William V. Regan, a : Bargain and Sale Deed.
widower, : Date of Instrument,
Grantors, : Nov. 15th, 1929.
to : Date of Record,
J. C. Driscoll, : Dec. 19th, 1929, at 9:05 o'clock A. M.
Grantee. : Book 25 of Deeds, pages 274 & 275,
: Owyhee County Records.

Consideration---Four Thousand and no/100 Dollars, in hand paid.
Signatures--- Rose C. Regan (SEAL)
William V. Regan (SEAL)

Witness---C. H. Nixon.

Date of Acknowledgment---November 15th, 1929.

Before Whom Acknowledged---C. H. Nixon, a Notary Public in and
for the State of Idaho, residing at Boise, Idaho. Statutory form.
Seal.

Granting Words---Have granted, bargained, sold and conveyed,
and by these presents do grant, bargain, sell and convey unto the
said party of the second part, and to his heirs and assigns, forever.

Description---All that certain lot, piece, or parcel of land
situate, lying and being in Pleasant Valley in the County of Owyhee
and State of Idaho, particularly described as follows, to-wit:

The South Half of the Southeast Quarter of Section Twelve, the
Northeast Quarter of Section Thirteen, all in Township Six, South
of Range Six West of the Boise Meridian, and also the Lot numbered
Two, the East Half of the Southwest Quarter of Section Eighteen and
the East Half of the Northwest Quarter of Section Nineteen, all in
Township Six South of Range Five West of the Boise Meridian, and
also all that portion of the Northwest Quarter of the Southeast
Quarter and of the East Half of the Southwest Quarter of said Section
Twelve and of the Northeast Quarter of the Northwest Quarter of said
Section Thirteen, lying East and South of what is known as the
"Stone House Lane" and which is also known as the Pleasant Valley
and Lone Tree Creek road, which portions are more particularly bound-
ed as follows, to-wit:

Commencing at the point on the North line of said Northwest
Quarter of the Southeast Quarter of said Section Twelve where the
center of said Stone House Lane, or Pleasant Valley and Lone Tree
Creek road crosses said North line, running thence South 17° 30' East
Two Hundred and Fifty (250) feet to a point; thence South 28° 30'
East Five hundred Ten (510) feet to an iron pin; thence South 63° 30'
West 385 feet to a point; thence South 32° 15' West, 755 feet to a po-
int; thence South 22° 30' West 1240 feet to a point on the line be-
tween said Sections Twelve and Thirteen; thence East 40 feet; thence
South 28° 30' West, 1270 feet to the West line of the Northeast Quar-
ter of the Northwest Quarter of said Section Thirteen; thence South
203.5 feet to the center of the Northwest Quarter of said Section
Thirteen; thence East 1320 feet; thence North 2640 feet; thence
East 1320 feet; thence North 1320 feet; thence West to the place of
beginning, all of the above described premises being known as the
J. C. Connors Ranch, situated in Pleasant Valley in said Owyhee
County, and containing 523.70 acres with all water rights, ditches
and canals thereto appurtenant, as described in that certain Decree
of the District Court, Owyhee County, made and entered on the 7th
day of September, 1915, and duly filed and recorded in the office
of the County Recorder of the said County of Owyhee, together with

CLAIM TO A WATER RIGHT

Notice is hereby given that **Richard R. Staples**

Box 284, Jordan Valley, Oregon 97910
(mailing address)

groundwater or surface water tributary to Owyhee River

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Jordan Creek

Amount	4.78 cfs	Use	Irrigation	Period of Use	From	Apr 1	To	Nov 1
--------	----------	-----	------------	---------------	------	-------	----	-------

Amount	Use	Period of Use	From	To
--------	-----	---------------	------	----

Amount	Use	Period of Use: From	To
--------	-----	---------------------	----

(cls, gpm or a/f)	(dom., int., stock, etc.)	(both dates inclusive)

(4) Priority claimed: (the date water was first applied to beneficial use) 11-6-1882

(5) A Point of diversion: (give location of point where water is diverted from its source)

SE ¼ SE ¼, Sec. 13 Twp. 6S Rge. 6W B. M. County of Owyhee

Additional points of diversion: SE NW Sec. 19, Twp. 6S; Rng. 5W

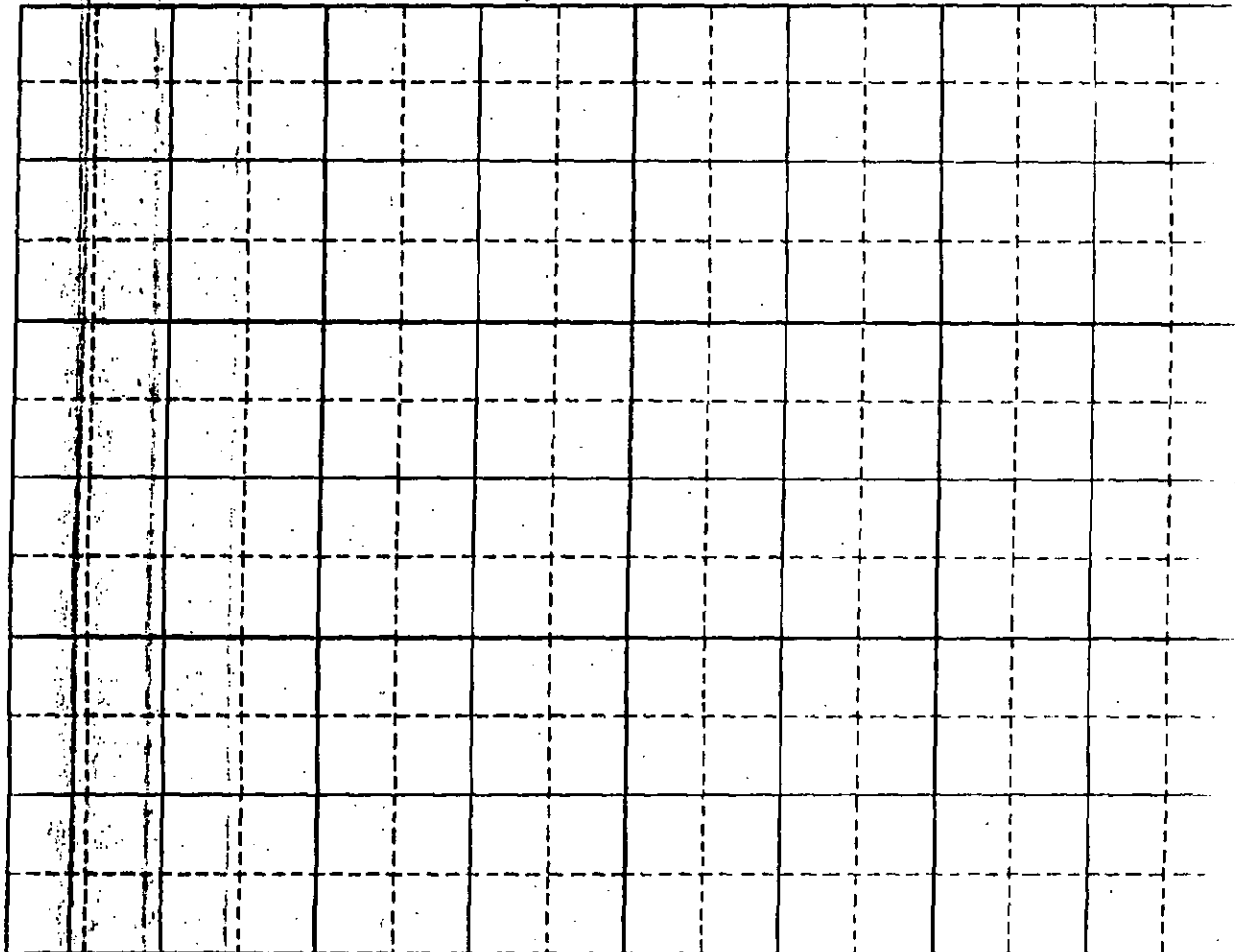
B1 Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 7.5 h.p. Cent. pump #01-881 and Diversion dam.

[illegible]

Total No. of acres 239

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

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



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system

State of Idaho

ss.

County of ADA

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 12 day of FEBRUARY 1975

Richard D. [Signature]
(Claimant)

Joseph E. [Signature]
Notary Public
Residing at Boise, Idaho

My commission expires AUG. 2, 1978

Pict # 784

For Department Use Only

Received by [Signature]

Date 2/12/75

Exception filed by:

Forwarded to

Date

Prelim. check by JBB

Date 2/19/75

claimant by:

\$10.00 fee received by [Signature]

Date 2-11-75

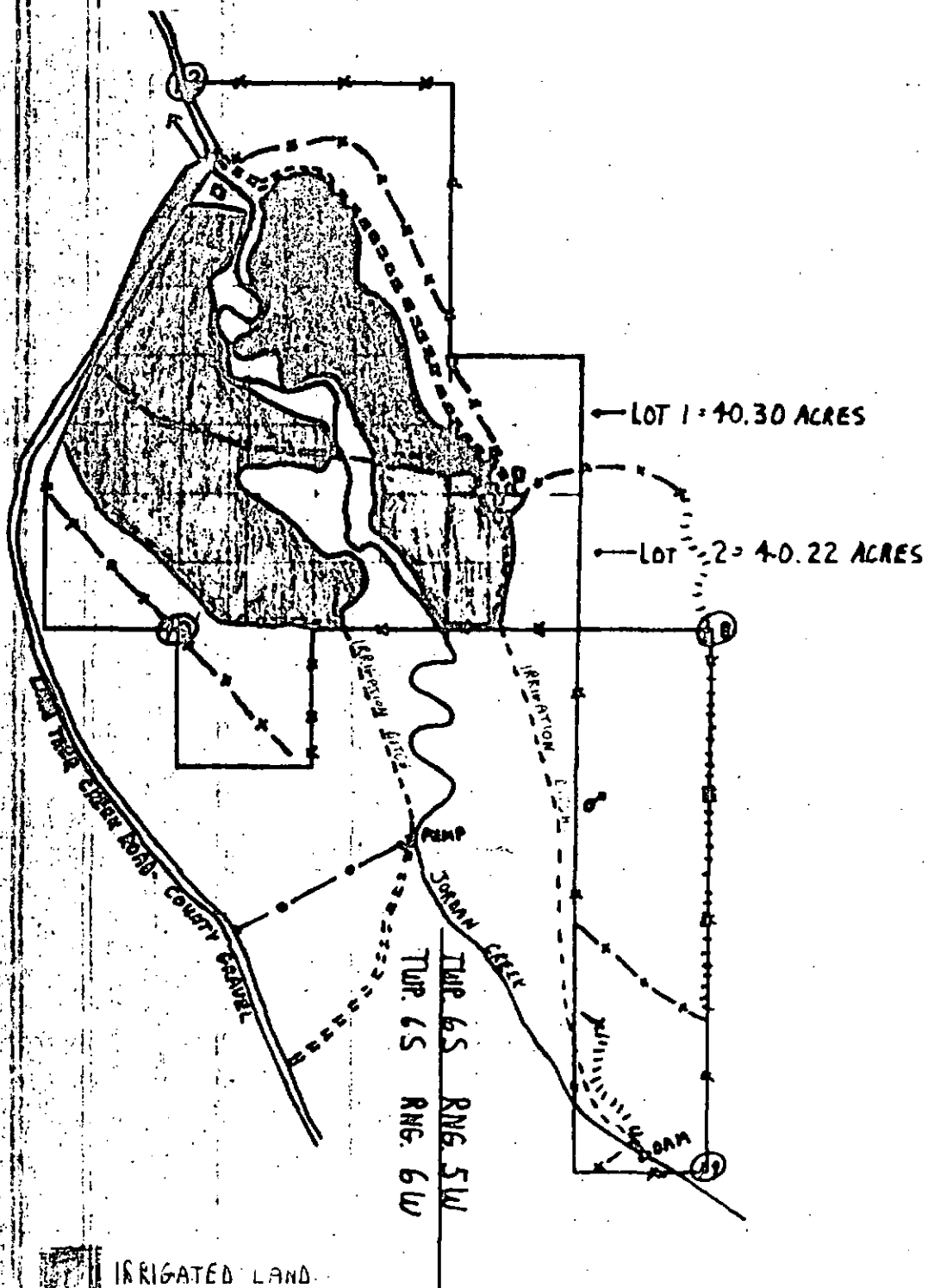
Approved for publication by [Signature]

Date 2-11-75

Published in [Signature]

Date 2-11-75

(8) Remarks



IRRIGATED LAND

OWYHEE COUNTY, IDAHO
TWP. 6S; RING. 5+6W
SCALE: 1" = 660' 1320'

2000
100
50
25
12.5
6.25
3.125
1.5625
0.78125
0.390625
0.1953125
0.09765625
0.048828125
0.0244140625
0.01220703125
0.006103515625
0.0030517578125
0.00152587890625
0.000762939453125
0.0003814697265625
0.00019073486328125
0.000095367431640625
0.0000476837158203125
0.00002384185791015625
0.000011920928955078125
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(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

NR-NUMBER	SOURCE	NE Lt Ac	NW Lt Ac	SW Lt Ac	SE Lt Ac	NE Lt Ac	NW Lt Ac	SW Lt Ac	SE Lt Ac	NE Lt Ac	NW Lt Ac	SW Lt Ac	SE Lt Ac	SUM
A5504018	T06S R05W S18 JORDAN CREEK													20

NO MATCHES FOR THIS POU IN AJ-POU-TEMP

5502150	JORDAN CRE :													6
A5502150	JORDAN CRE :													6
5504017	JORDAN CRE :													64
A5504017	JORDAN CRE :													64
5504018	JORDAN CRE :													20
A5510084	GROUNDWATE :													
R5510084	GROUNDWATE :													
A5512229	CONKORS CA :													
C730-AA 3	MAPING													1

Lot01-05 Lot02-20 Lot03-27 Lot04-36

A5504018	T06S R06W S12 JORDAN CREEK													70
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NO MATCHES FOR THIS POU IN AJ-POU-TEMP

R5502065	LONE TREE :													18
5502150	JORDAN CRE :													8
A5502150	JORDAN CRE :													8
5504018	JORDAN CRE :													70
A5504018	JORDAN CRE :													37
5504046	JORDAN CRE :													22
A5504046	JORDAN CRE :													15
R5504046	JORDAN CRE :													84
5504060	LONE TREE :													41
A5504060	LONE TREE :													84
R5504060	LONE TREE :													41
5504061	JORDAN CRE :													43
A5504061	JORDAN CRE :													43
R5504061	JORDAN CRE :													28
5504070	LONE TREE :													25
A5504070	LONE TREE :													21
R5510082	STONEHOUSE :													
A5510082	STONEHOUSE :													
R5510083	GROUNDWATE :													
A5511100	STONEHOUSE :													
R5511100	STONEHOUSE :													
A5512223	SPRING													
A5512224	SPRING													
C730-AA 3														325

A5504018	T06S R06W S13 JORDAN CREEK													149
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NO MATCHES FOR THIS POU IN AJ-POU-TEMP

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
5502150	JORDAN CRE :													14 :				21
A5502150	JORDAN CRE :													14 :				21
5504017	JORDAN CRE :															28		44
A5504017	JORDAN CRE :															28		44
5504018	JORDAN CRE :																	149
5504070	LONE TREE :																	60
A5504070	LONE TREE :																	62
A5510059	GROUNDWATE :																	
R5510059	GROUNDWATE :																	
A5510092	GROUNDWATE :																	5
R5510092	GROUNDWATE :																	1
C730-AA	3 :	34	31	38	29	41	42	38	21			18	01			27	13	18 : 351



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

November 15, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BOB AND CAROL BRUCE
PO BOX 94
JORDAN VALLEY OR 97910

Dear Bob & Carol:

I received the copy of the Agreement of Sale for your ranch. Thank You! This document covers all of the land irrigated under your claims. When you come back to our office to pick up the abstract and other documents, I would like to review with you on an ASCS map the land you irrigate. As you are aware I did not conduct the field work myself for your claims so a review will help ensure that the acres I recommend will be correct.

The land described on your purchase agreement is all South and East of the county road. It appears at this time the BLM claims in the NWSE, Section 12 could relate to the land North and West of the road in this same quarter section. We can discuss this matter in more detail when you are in my office.

Call me at the number below if you have any questions.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

ContactBruceA5504018

DATE 10-26-95FILE A55-04018NAME OF PARTY Bob BruceEMPLOYEE Mel Schulte

RE: Bob Bruce called in response to my
10-19-95 letter. They have patents and seeds
to confirm ownership and priority. He will
call Monday, 10-30 to set an appointment
to come in.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 19, 1995

PHILIP E. BATT
GOVERNOR

ROBERT C BRUCE
PO BOX 94
JORDAN VALLEY OR 97910

KARL J. DREHER
DIRECTOR

Re: Notice of Claim No A55-04018

Dear Mr Bruce:

In reviewing the file for the above referenced claim in preparation of making our final recommendation, I note we still need additional documentation as evidence of priority and ownership.

The copies of deeds and patents you previously provided does not cover all of the land under your place of use. They do not cover the land that was historically owned by F Brainard in the NENE, SWNE, SENE of Section 13. While the deeds and patents indicate transfers of ownership, they are not an indication of when irrigation of the land began. The copy of the water right posted notice filed by Frank Brainard you submitted indicates an intention to develop a water right but does not prove it was ever developed. Consequently, we also still need additional documentation to confirm the priority date of 11/6/1882.

In her letter dated May 11, 1995 Linda Werner requested a copy of the deed that conveys your property to you. We still need the deed to determine specifically the ownership of NWSE, Sec 12, T6S, R6W. The Bureau of Land Management has filed two claims for stock water from a spring on that parcel and we need to find out how the overlap of these claims impact your claims.

Enclosed for your information and use is a pamphlet that discusses evidence of priority and several copies of affidavit forms if you need them. Call me at the number below if you have any questions.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc
ContactBruceA5504018



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: May 11, 1995
RESPONSE DATE: May 25, 1995

ROBERT BRUCE
PO BOX 94
JORDAN VALLEY OR 97910

Dear Mr. Bruce;

SUBJECT: Notice of Claim to a Water Right, A55-04018

We are in the process of reviewing this claim for decree in the Snake River Basin Adjudication. A portion of the land you claimed, namely T6S, R6W, Section 12, NW1/4SE1/4, has also been claimed by the Bureau of Land Management for stockwater usage from a spring.

Please send me a copy of the warranty deed of your property so we can determine whether or not their claims are overlapping with yours. I would appreciate it if you would send this to my attention before the response date shown above.

Sincerely,

Linda A. Werner
Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

CONVERSATION MEMORANDUM

DATE 8-11-92

FILE A55-2150

A55-4018

A55-10082

NAME OF PARTY Robert Bruce

EMPLOYEE Linda Werner

RE: Our claimant contact letter dated 6-2-92.

1. Amended A55-10082 to instream stockwatering

2. A55-4018

Priority date - He submitted a map taken out of the Patent book which shows the Bramard property.

Place of use - He will submit an ASCS map, recently completed by them, which indicates more ir. land than what was found or claimed. Does this land correspond with the priority date claimed?

3. A55-2150

Point of diversion - I gave him an affidavit which his mother-in-law will comply to indicate how long the present diversions have been used.

This claim may be disallowed in favor of A55-4018 which includes all the acreage at 1" / Ac.

4. Add his mother-in-law's mammoth claims



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ROBERT C BRUCE
PO BOX 94
JORDAN VALLEY OR 97910

MAILING DATE: January 5, 1993
RESPONSE DATE: February 5, 1993

RE: NOTICE OF CLAIM NO: A55-04018

Dear Mr. Bruce;

I am currently in the process of preparing the above referenced Notice of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claim listed above.

During the review of the information you submitted for evidence of proof of priority, I found that more information is needed before I can recommend all of the acreages listed under the place of use with the 1882 priority date. The water right you submitted showing Frank Brainerd as the owner of the land only covers a portion of the land listed under your place of use.

The patents that you submitted on the other lands indicate that these lands were, in fact, patented in the 1880's, however they are not a clear indication that the lands were irrigated. Given the history of this area and the possibility that your claim may be objected to should it be recommended with the above priority date, I believe it would be prudent for you to submit some other types of evidence substantiating the priority date of 1882.

Such evidence may be in the form of a water right issued to John Catlow or James Gardner, the individuals listed as grantees on the patents, or copies of records of hay sold. Affidavits of individuals who knew of the water usage can also be submitted. I have enclosed some blank affidavits should you need them.

Thank-you for your cooperation. If you should have any questions, or feel that you need help in any way, please contact me at 334-2190.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Bureau



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

Robert C. Bruce or Delphina Staples
PO Box 94
Jordan Valley, OR 97910
Jordan Valley. OR 97910

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

MAILING DATE: June 2, 1992
RESPONSE DATE: July 2, 1992

RE: NOTICE OF CLAIM NO[S]: A55-04018, A55-02150

Dear Mr. Bruce

This letter is in regard to my field examination of May 13, 1992. It requests information regarding some of the differences found in irrigated lands, the change of the diversion points and the priority date for the portion of lands which were missing from the information previously submitted. I believe we have discussed most of these points but the following information will more thoroughly outline what is needed for each topic we discussed.

There is still the matter of deleting the storage component of your stockwatering right (A55-10082) plus possible filing on your instream stockwatering. I would suggest that you make an appointment to come in so we can do this and at that time we can discuss the information outlined below.

Claim No(s): A55-04018-Priority Date *Received - 8-11-92 of ASCS map Will send me a copy showing 254 acres.*

The claim(s) listed above is based on a Statutory Claim, showing the priority date as November 6, 1882. You now need to submit evidence to support the priority date claimed on the portions of land which were not included in the previous information you submitted supporting the priority date claimed. The property that is missing from this information is that located in T6S, R6W, Section 13, NE1/4NE1/4 and S1/2NE1/4. A copy of the patent and/or deed to F. Brainerd is one type of proof which may be submitted.

Claim No(s): A55-02150-Point of Diversion

In our initial investigation of this claim(s) it appears that there has been a change in the point of diversion of the water from that which was shown on the original water right.

The original water right shows the point of diversion in the NW1/4SW1/4, Section 18, T6S, R5W and the NE1/4SE1/4, Section 13, T6S, R6W. The current point of diversion is shown in the SE1/4NW1/4, Section 19 and the SE1/4SE1/4, Section 13, T6S, R6W.

A change in the point of diversion of a water right can be recommended only if certain requirements are met. One requirement is that the change must have occurred prior to the commencement of this adjudication, November 19, 1987. The other requirement is that this change cannot result in an injury to other water rights.

Before your claim can be recommended to the court you must provide the Department with the date the change occurred and some evidence to support that date. If the change was prior to November 19, 1987, then you must include the month, day and year. If the change occurred after November 19, 1987, then a specific date is not necessary and you need only support that the change occurred after November 19, 1987. An information sheet is enclosed that describes the types of evidence that can be submitted to support the date of change.

Some types of evidence to submit can include statements from neighbors who knew of the change, relatives, watermasters, ditchriders, etc. If you go through ASCS office or SCS, they may have documentation of such a change. If none of the above can be found, your notarized statement that you made the change or witnessed it may satisfy this requirement. Also-please submit some information on the pump. How long has it been in usage at either site and what was used previous to the pump as a diverting method.

Claim No(s): A55-04018-Place of Use

During our initial investigation of this claim the following unclaimed portions of your right were discovered: 239 acres claimed irrigated versus 246 found irrigated.

In order to confirm or establish these unclaimed portions you may want to do one of the following:

1. Amend your claim to include the unclaimed portions.
2. File an additional claim to include the unclaimed portions.
3. File an application for permit, or
4. File a transfer to represent the changes in use.

The decision about which of these options is appropriate is dependent on the nature of your existing right and the date the additional use was initiated. Please contact this office at (208)322-2190 for further information by the date indicated above. Although an application for permit can be filed at any time, an amended claim or additional claim must be filed promptly for the claim to be considered in this adjudication.

Page 3

Claim No(s): A55-02150

*Possible disallowed. Covered
under A55-04018*

Our initial investigation of this claim indicates that the following portion of the water right claimed was not used: The original license was for 35 irrigated acres; however, information we now have indicates only 16 acres are presently irrigated.

Under Idaho law, a portion of a water right may be forfeited by five years continuous nonuse of the right. The use of water may be resumed under certain conditions. However, resumption of use after forfeiture may sometimes result in a change in the priority of the water right to the date of resumption.

Before we can recommend the portion of claim listed above, you must submit one of two types of evidence. First, you may submit evidence showing use of the water. This evidence should show use frequent enough to leave no five year period of nonuse. Second, you may provide us with the date you resumed using the water and submit some evidence tending to support that date.

Please contact me by the response date of July 2, 1992. If, at the time you come in for the appointment you could have some or all of the requested affidavits, it will allow for the prompt completion of your claim review and court recommendation.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures: Information sheet
Blank affidavits



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

A55-04018

ROBERT C. BRUCE

PO BOX 94

JORDAN VALLEY

OR 97910

RE: Claim No(s): A55-04018

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by August 1, 1991, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh

Enclosures