

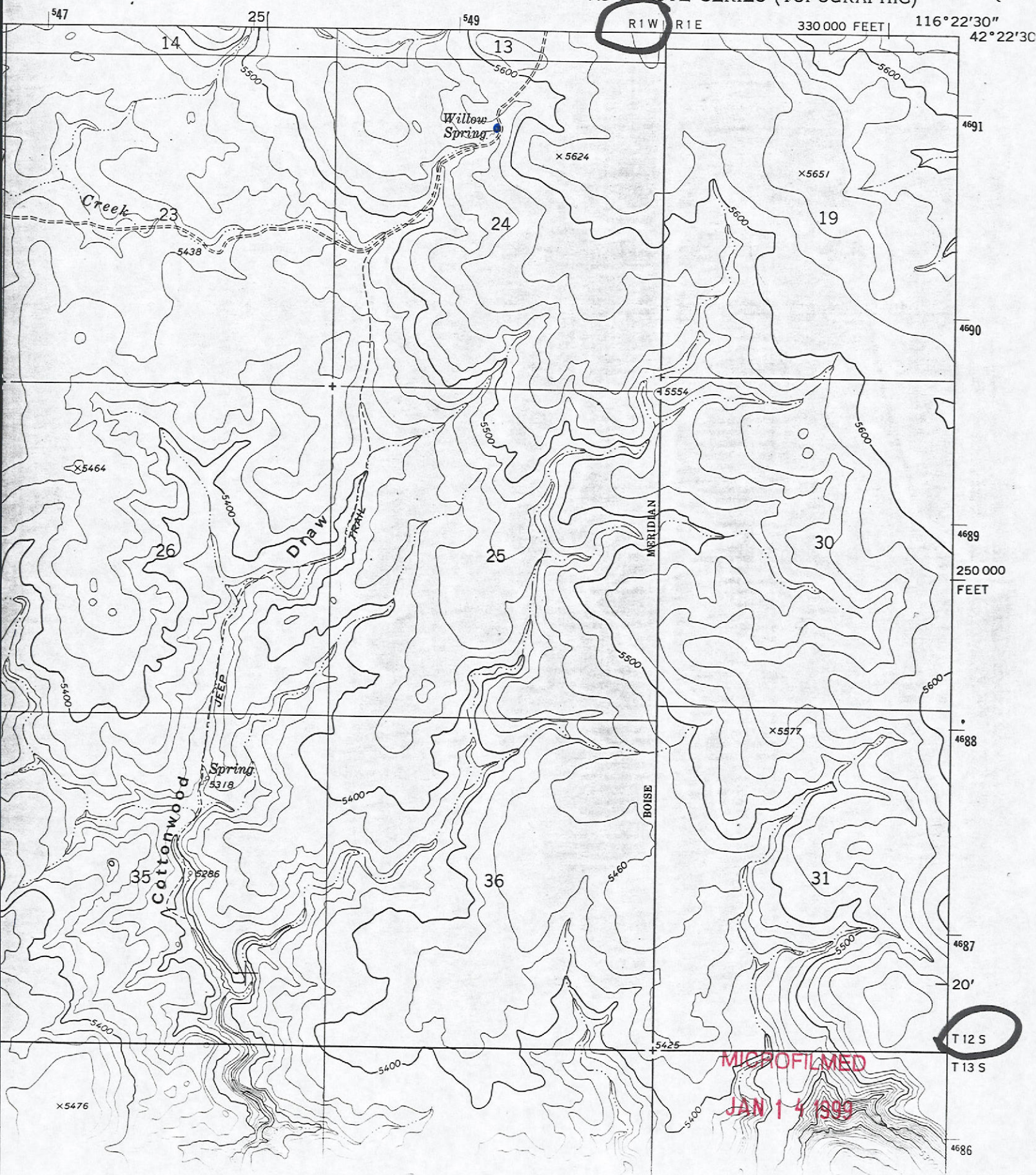
# CC57(1972)

## BATTLE CREEK LAKES QUADRANGLE

### IDAHO-OWYHEE CO.

#### 7.5 MINUTE SERIES (TOPOGRAPHIC)

LOST V  
270°



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: A55-13470  
Date Received: 10/20/1993  
Receipt No: W016872  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: J R SIMPLOT SELF DECLARATION REVOC TRUST 208-336-2110  
Address: J R SIMPLOT AS TRUSTEE  
ATTN RONALD N GRAVES  
PO BOX 27  
BOISE ID 83707

2. Date of Priority: FEB 3, 1931

3. Source: WILLOW SPRING Trib. to: COTTONWOOD DRAW

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 12S      | 01E   | 24      | SW     | NE     | NW  |     | OWYHEE |

5. Description of diverting works:  
STOCKWATERING FROM SPRING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 03/01 | 10/01 | 0.240 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 1,000 HEAD RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 12S      | 01E   | 24      | NE     | NW  |     | STOCK |       |

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:  
NONE

14. Remarks:  
STATE GRAZING LEASE  
OWNERSHIP CHANGED 9/20/94 RDH.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

AJ0749NP  
No. R55-13470

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

DATE: 07/12/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                              | PRIORITY<br>DATE | WATER USE    | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------------------------------------------------------------------------------------------|------------------|--------------|-----------------------|-------------------|---------------------|
| C                | J R SIMPLOT SELF DECLARATION REVOC TRUST<br>J R SIMPLOT AS TRUSTEE<br>ATTN RONALD N GRAVES<br>PO BOX 27<br>BOISE ID 83707<br>(208) 336-2110 | 02/03/1931       | STOCKWATER ✓ | 03-01 10-01           | 0.24 CFS          |                     |
| TOTAL DIVERSION: |                                                                                                                                             |                  |              |                       | 0.24 CFS          |                     |

Water Source: WILLOW SPRING ✓

Tributary to: BATTLE CREEK ✓

Stage: BENEFICIAL USE

Point(s) of Diversion:

T12S R01W S24 ✓

SENEW ✓

OWYHEE County

Place of use Legal Description for: STOCKWATER ✓

| NE  |     |    |         | NW    |       |       |         | SW    |       |       |         | SE    |       |         |       |       |         |       |       |
|-----|-----|----|---------|-------|-------|-------|---------|-------|-------|-------|---------|-------|-------|---------|-------|-------|---------|-------|-------|
| T   | R   | S  | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac |
| 12S | 01W | 24 | ✓       |       |       |       |         | S     | ✓     |       |         |       |       |         |       |       |         |       |       |

POU County: OWYHEE

Other Rights: NONE

Conditions of Approval:

- ✓ N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- ✓ N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 1000 RANGE CATTLE ✓

Dates: Exam Made Date: Verified Date: 07/12/1997 Objection Filed Date:

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

Comments: Date: 07/12/1997 User-ID: KWALKER Subject: COPIED FROM REMARKS  
STATE GRAZING LEASE  
OWNERSHIP CHANGED 9/20/94 RDH.

Date: 07/12/1997 User-ID: KWALKER Subject: RECOMMENDATION

MICROFILMED  
JAN 14 1999

no OL rights

AJ0749NP  
No. R55-13470

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

DATE: 07/12/97  
PAGE: 2

=====

Comments: Date: 07/12/1997 User-ID: KWALKER Subject: RECOMMENDATION  
I FOUND WILLOW SPRING ON TOPO CC57 AND IN RGE 1W RATHER THAN 1E.  
SEE COPY OF TOPO IN FILE. I ALSO CHANGED THE TRIBUTARY TO BATTLE  
CREEK SINCE "DRAWS" ARE NOT AN ACCEPTABLE SOURCE PER D.E.  
STANDARDS.

Audit: 07/12/97 KWALKER

MICROFILMED  
JAN 14 1999

AJ5809NP  
No. A55-13470

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/10/97  
PAGE: 10

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

C J R SIMPLOT SELF DECLARATION REVOC TRUST 02/03/1931 STOCKWATER 03-01 10-01 0.24 CFS

J R SIMPLOT AS TRUSTEE  
ATTN RONALD N GRAVES  
PO BOX 27  
BOISE ID 83707  
(208) 336-2110

TOTAL DIVERSION: 0.24 CFS

Water Source: WILLOW SPRING

Tributary to:

COTTONWOOD DRAW

Stage: BENEFICIAL USE

Point(s) of Diversion:

T12S R4E S24

SENE NW

OWYHEE County

Place of use Legal Description for: STOCKWATER

NE NW SE  
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac

12S R4E S24 : S

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 1,000 HEAD RANGE CATTLE

Other Rights: NONE

Remarks: GEN STATE GRAZING LEASE  
OWNERSHIP CHANGED 9/20/94 RDH.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

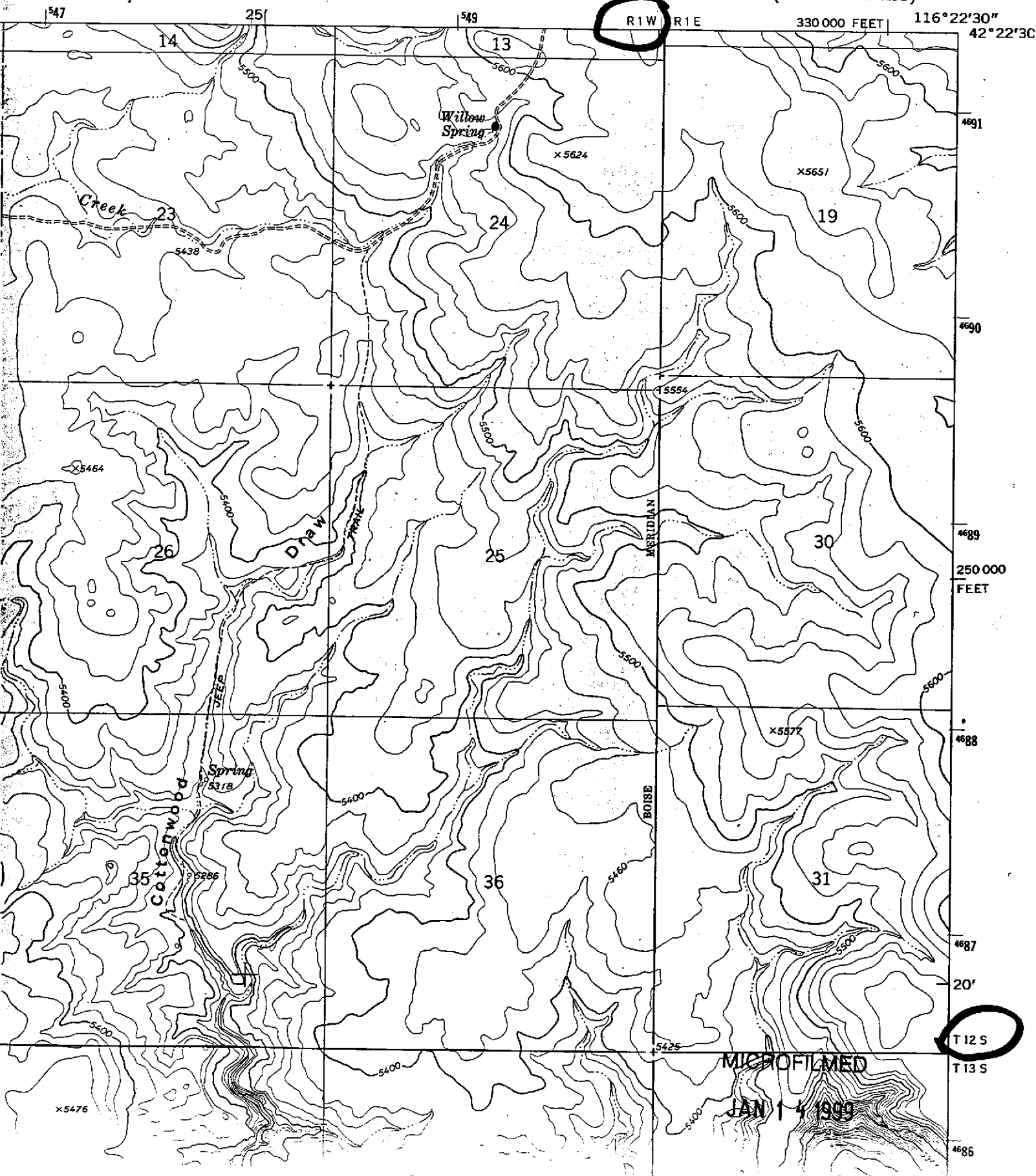
Field Inspection Flag:  
Presumption Flag:

Audit: 11/03/93 HARRIS 09/20/94 MMILLER 03/30/95 POST-STD 08/04/95 DBURNSID

add N11, N13

JAN 14 1999  
MICROFILMED

(LOST V  
2763)



DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702  
(208) 338-8200

RECEIVED

OCT 20 1993

WATER RESOURCES  
WESTERN REGION

October 19, 1993

Ms. Jan Shurte  
Idaho Department of Water Resources  
Western Regional Office  
2735 Airport Way  
Boise, ID 83705-5082

Re: SRBA Water Right Claims for Owen Ranches

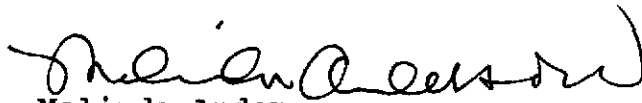
Dear Jan:

I enclose a check in the amount of \$525.00 which represents the filing fees for the 21 SRBA claims filed last week on behalf of Owen Ranches.

I very much appreciate the assistance you and Laurie provided. It was nice to meet you both and I look forward to working with you in the future.

Very truly yours,

DAVIS WRIGHT TREMAINE

  
Melinda Anderson

ma:  
Enclosure

cc: Mr. Richard L. Owen

MICROFILMED

JUL 20 1994

32797\11\00007.LTR  
Boise

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON  
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

A55-13470

J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300  
P.O. BOX 27 BOISE, IDAHO 83707-0027 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

**HAND DELIVERY**

**September 8, 1994**

David R. Tuthill, Jr., P.E.  
Manager, Western Regional Office  
State of Idaho  
Department of Water Resources  
2735 Airport Way  
Boise, Idaho 83705-5082

**RECEIVED**

**SEP 09 1994**

**WATER RESOURCES  
WESTERN REGION**

**Re: Simplot Trust Purchase of Owen Owyhee County, Idaho Property.**

Dear Mr. Tuthill:

Enclosed for filing are the following fully executed original documents connected with the August 31, 1994, sale of the Owen Family Revocable Trust A and Owen's Ranch Trust Owyhee County, Idaho farm and ranch properties to the J. R. Simplot Self-Declaration of Revocable Trust:

- 1. State of Idaho Department of Water Resources Assignment of Permits and Pending Application for Permit.**
- 2. New Property Owner Notice of Change of Water Right Ownership.**

As I mentioned to you in our telephone conversation yesterday, Owen retained ownership of one of the ranches known as "Pole Creek". The water rights associated with the Pole Creek Ranch are not included in any of the enclosed water right lists.

Please arrange for a photo-copy of the enclosed with your date stamp indicating receipt to be mailed to my attention at the letterhead address.

Sincerely,



Vic Conrad  
Associate, Simplot  
Land and Development

encl. Original Notice of Change of Water Right Ownership  
Original Assignment of Permits and Pending Application for Permit

**MICROFILMED**

**SEP 25 1996**

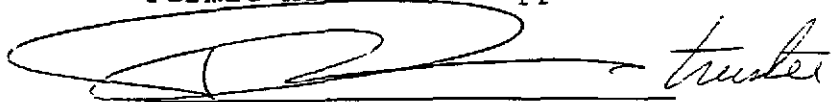
State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMITS AND PENDING APPLICATION FOR PERMIT

We, Richard L. Owen, Trustee of the Owen Family Revocable Trust A Established August 30, 1966, as Amended and Restated on October 12, 1988, and Velma Marie Owen, Successor Trustee of Owen's Ranch Trust Dated May 17, 1967, hereby assign to J. R. Simplot as Trustee, J. R. Simplot Self-Declaration of Revocable Trust, established by Written Instrument Dated December 1, 1989 of Post Office Box 27 Boise, ID, 83707:

All right, title, and interest in and to Permit No's 51-04104, 51-07082, 51-07107, 51-07119, 51-07183, 51-07281, 51-07293 and all right, title, and interest in and to pending Application for Permit No. 51-07346.

Made this 31st day of August, 1994.

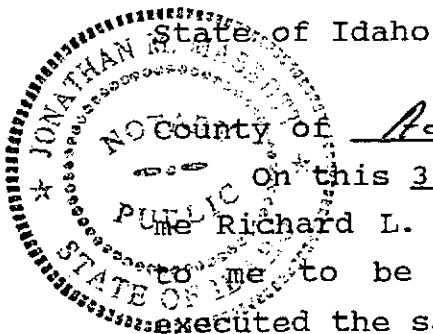
Permit Holder and Applicant



Richard L. Owen, Trustee of the  
Owen Family Revocable Trust A



Velma Marie Owen, Successor Trustee  
of Owen's Ranch Trust Dated May 17,  
1967

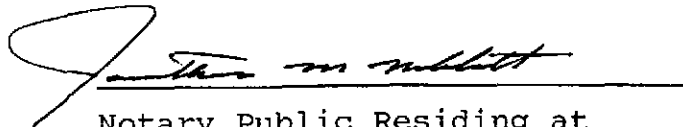


State of Idaho )

ss

County of Ada )

On this 31st day of August, 1994, personally appeared before me Richard L. Owen, Trustee and Velma Marie Owen, Trustee known to me to be the signer(s) of the above instrument and who executed the same.



Notary Public Residing at

Meridian, ID

MICROFILMED

Exp. Date: 4.25.2 SEP 25 1996

**NEW PROPERTY OWNER  
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

**DATE OF CLOSING:** August 31, 1994

**LEGAL DESCRIPTION OF PROPERTY:** See Exhibit A

Water Right Numbers: See Exhibit B

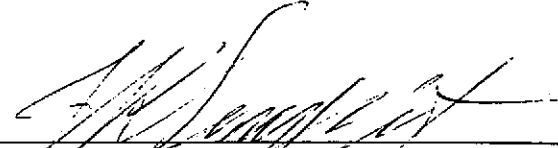
Name and Address of Former Owner/Claimant(s) (Seller): Richard L. Owen, Trustee of the Owen Family Revocable Trust A, Post Office Box 590, Bruneau, Idaho, 83604-0590 and Velma Marie Owen, Successor Trustee of Owen's Ranch Trust Dated May 17, 1967, Post Office Box 590, Bruneau, Idaho 83604-0590.

New Owner/Claimant (Purchaser): J. R. Simplot as Trustee, J. R. Simplot Self-Declaration of Revocable Trust, Established by Written Instrument Dated December 1, 1989, Post Office Box 27, Boise, Idaho, 83707, ATTN: Ronald N. Graves.

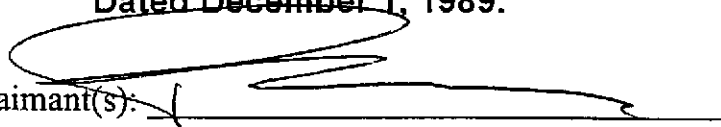
Does the change in ownership result in a splitting of the water right owned/claimed? \_\_\_ yes X no

Attach proof of ownership, describe proof attached: See Exhibit A (Warranty Deed)

Signature of New Owner/Claimant(s)

  
J. R. Simplot as Trustee, J. R. Simplot  
Self Declaration of Revocable Trust,  
Established by Written Instrument  
Dated December 1, 1989.

Signature of Former Owner/Claimant(s):

  
Richard L. Owen, Trustee of the  
Owen Family Revocable Trust A

 - TRUSTEE  
Velma Marie Owen, Successor  
Trustee of Owen's Ranch Trust  
Dated May 17, 1967.

MICROFILMED  
SEP 25 1996

## WARRANTY DEED

FOR VALUE RECEIVED, Richard L. Owen, Trustee of the Owen Family Revocable Trust A established August 30, 1966, as amended and restated on October 12, 1988, and Velma Marie Owen, Trustee of the Owens Ranch Trust dated May 17, 1967, the Grantor, hereby GRANTS, BARGAINS, SELLS AND CONVEYS to J. R. Simplot, as Trustee of the J. R. Simplot Self-Declaration of Revocable Trust, established by written instrument dated December 21, 1989, and registered in the Fourth Judicial District of the State of Idaho, Ada County, as No. 3T-788 of H.C. 85, Box 275, Grandview, Idaho 83624, the following described real property situated in the County of Owyhee, State of Idaho, to-wit:

Legally described in Exhibit A attached hereto and made a part hereof,

To have and to hold the said premises with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances save and except as hereinafter provided, and that Grantor will warrant and defend the same from all lawful claims whatsoever. The encumbrances to which the premises are subject are as follows:

- (1) Mortgage dated May 15, 1991, executed by Grantor for the benefit of Northwest Farm Credit Services, ACA, recorded in the records of Owyhee County, Idaho, as Instrument No. 205101 which said Mortgage the Grantee has assumed and agreed with the Grantor to timely repay.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey.
- (3) Taxes or special assessments for 1994 and thereafter.
- (4) Setbacks, zoning regulations, rules, regulations and laws affecting and governing the said premises.
- (5) Those certain matters contained in the public records of Owyhee County, Idaho and specifically identified on Schedule B, section 2, as special exception Nos. 1-26, inclusive, 28 and 32 on that certain Commitment for Title Insurance of Chicago Title Insurance Company dated August 29, 1994, bearing file No. PO781, SECOND AMENDED.

WARRANTY DEED - 1

  
MICROFILMED  
SEP 25 1996

DATED this 31<sup>st</sup> day of August, 1994.

OWEN FAMILY REVOCABLE  
TRUST A ESTABLISHED AUGUST 30, 1966  
AS AMENDED AND RESTATED ON  
OCTOBER 12, 1988

By [Signature]  
Richard L. Owen, Trustee

TRUSTEE

THE OWENS RANCH TRUST  
DATED MAY 17, 1967

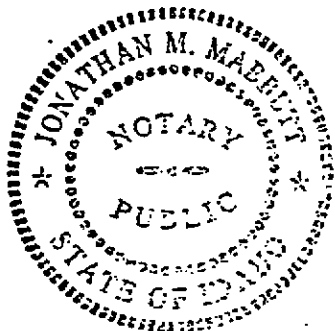
By [Signature]  
Velma Marie Owen, Trustee

TRUSTEE

STATE OF IDAHO )  
 ) ss.  
County of Ada )

On this 31<sup>st</sup> day of August, 1994, before me, a notary public, personally appeared Richard L. Owen, known or identified to me to be the Trustee of THE OWEN FAMILY REVOCABLE TRUST A ESTABLISHED AUGUST 30, 1966 AS AMENDED AND RESTATED ON OCTOBER 12, 1988, and Velma Marie Owen, known or identified to me to be the Trustee of THE OWENS RANCH TRUST DATED MAY 17, 1967, the Trusts that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of said Trusts and acknowledged to me that such Trusts executed the same.

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



[Signature]  
Notary Public for Idaho  
Residing at Meridian, Id  
Commission Expires: 4-25-2000

STATEMENT OF RICHARD L. OWEN - 2

PARCEL I:

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO  
Sections 22 and 23: Those portions of the SE1/4, the SW1/4,  
the NW1/4 and the NE1/4 of Sec. 22; and the NW1/4 of Sec.  
23, lying South of the following described line, to-wit:  
BEGINNING at the Section corner common to Sections 15, 16,  
21 and 22; thence South 42°32' East 1915.0 feet to a point  
on the West line of the SE1/4, Sec. 22, which is the REAL  
POINT OF BEGINNING: thence South 60°43' East 209.2 feet;  
thence South 58°52' East 442.6 feet; thence South 69°05'  
East 226.2 feet; thence South 57°42' East 340.3 feet; thence  
South 29°44' East 293.4 feet; thence South 40°50' East 218.8  
feet; thence South 63°58' East 598.3 feet; thence South  
Continued

213665

FILED-RECORDED

'94 AUG 31 PM 1 06

BARBARA JAYO  
OWYHEE COUNTY RECORDER  
BY G. A. Scherburn  
DEPUTY

RECEIVED BY  
Dunham, Little, Co.  
FFC 139.00

INDEXED

MICROFILMED

EXHIBIT A

OWYHEE COUNTY  
SEP 25 1996

77°54' East 686.9 feet; thence South 21°50' East 258.2 feet; thence South 71°05' East 448.4 feet; thence South 57°39' East 117.6 feet; thence South 32°34' East 379.3 feet; thence North 87°32' East 670.6 feet; thence South 72°47' East 1392.6 feet to the SE corner of NW¼SW¼ of Section 23.

Section 22: NE¼SW¼, S¼SE¼ EXCEPTING from the SE¼SE¼ the following three (3) tracts of land more particularly described as follows:

COMMENCING at the Section corner common to Sections 22, 23, 26 and 27, T6S, R5E, B. M., and running thence North 37 feet to the Northwesternly line of the Bruneau to Grand View Highway, that point being marked by a right of way marker designated as POC-427+72.3; thence running South 89°55' West along said right of way line for a distance of 562.3 feet, said point being the REAL POINT OF BEGINNING; running thence South 89°55' West a distance of 428 feet; thence North a distance of 30 feet; thence North 89°55' East, a distance of 128 feet; thence North a distance of 270 feet; thence North 89°55' East a distance of 300 feet; thence South 300 feet to the POINT OF BEGINNING

and

COMMENCING at the section corner common to Sections 22, 23, 26 and 27, T6S, R5E, B. M., and running thence North 37 feet to the Northwesternly line of the Bruneau to Grand View Highway, that point being marked by a right of way marker designated as POC-427+72.3; thence running South 89°55' West along said right of way line for a distance of 562.3 feet; running thence South 89°55' West, a distance of 428 feet; thence North a distance of 30 feet, being the REAL POINT OF BEGINNING; thence North 89°55' East, a distance of 128 feet; thence North a distance of 270 feet; thence South 89°55' West, a distance of 128 feet; thence South 270 feet to the REAL POINT OF BEGINNING.

and

BEGINNING at the section corner common to Sections 22, 23, 26 and 27, T6S, R5E, B. M.; thence North 37.0 feet to the Northwesternly line of the Bruneau to Grand View Highway, the point being marked by a right of way marker, POC-427+72.3; thence North 89°20' West a distance of 989.95 feet, (formerly South 89°55' West a distance of 990.38 feet) to a point, which is the REAL POINT OF BEGINNING; thence North 89°20'00" West a distance of 300.00 feet; thence North 00°44'43" West a distance of 707.96 feet to a point on the South right of way of County Road; thence South 67°36'28" East along the South right of way of County Road a distance of 450.06 feet; thence South 00°44'43" East a distance of 241.32 feet; thence North 89°20'00" West (formerly south 89°55' West) a distance of 113.98 feet; thence South 00°44'43" East (formerly South) a distance of 300.00 feet to the REAL POINT OF BEGINNING.

Section 23: SW $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 25: W $\frac{1}{2}$ NE $\frac{1}{2}$ , NW $\frac{1}{2}$ , W $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 26: NE $\frac{1}{2}$ , E $\frac{1}{2}$ SE $\frac{1}{2}$   
Section 36: SW $\frac{1}{2}$ NE $\frac{1}{2}$ , W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{2}$

EXCEPTING FROM ALL THE ABOVE DESCRIBED PROPERTY various irregular strips of land as conveyed by Warranty Deed recorded August 17, 1954 as Instrument Number 89769 in Book 46 of Deeds page 117+ to the State of Idaho for the Grand View connection as surveyed and shown on the official plat of the Bruneau - Duck Valley St. 3806 (501) Highway Survey on file in the office of the Department of Highways of the State of Idaho, and lying over and across the portions SE $\frac{1}{2}$ SE $\frac{1}{2}$  of Section 22, S $\frac{1}{2}$ SW $\frac{1}{2}$  of Section 23, N $\frac{1}{2}$ NE $\frac{1}{2}$  of Section 26, NW $\frac{1}{2}$ NW $\frac{1}{2}$  of Section 25, SE $\frac{1}{2}$ SW $\frac{1}{2}$  of Section 24, NE $\frac{1}{2}$ NW $\frac{1}{2}$  of Section 25, NW $\frac{1}{2}$ NE $\frac{1}{2}$  of Section 25

ALSO EXCEPTING FROM ALL THE ABOVE DESCRIBED PROPERTY a strip of land as conveyed by Warranty Deed recorded May 27, 1955 as Instrument No. 91956 in Book 47 of Deeds page 129 to the State of Idaho as surveyed and shown on the official plat of Bruneau -Duck Valley - Project No. St. 3806(2) Highway Survey on file in the office of the Department of Highways of the State of Idaho.

IN TOWNSHIP 7 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 31: Lots 1 and 2, NE $\frac{1}{2}$ NW $\frac{1}{2}$

IN TOWNSHIP 8 SOUTH, RANGE 3 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 1: Lot 3, SW $\frac{1}{2}$ NW $\frac{1}{2}$   
Section 2: NE $\frac{1}{2}$ SW $\frac{1}{2}$

IN TOWNSHIP 8 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 5: SW $\frac{1}{2}$ SE $\frac{1}{2}$ , SE $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 8: NW $\frac{1}{2}$ NE $\frac{1}{2}$ , NE $\frac{1}{2}$ NW $\frac{1}{2}$   
Section 29: SE $\frac{1}{2}$ NE $\frac{1}{2}$

IN TOWNSHIP 8 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 16: All

IN TOWNSHIP 10 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 15: NW $\frac{1}{2}$ NE $\frac{1}{2}$ , S $\frac{1}{2}$ NE $\frac{1}{2}$ , SE $\frac{1}{2}$ NW $\frac{1}{2}$ , W $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 21: N $\frac{1}{2}$ NE $\frac{1}{2}$ , SE $\frac{1}{2}$ NE $\frac{1}{2}$ , N $\frac{1}{2}$ NW $\frac{1}{2}$ , E $\frac{1}{2}$ SE $\frac{1}{2}$   
Section 22: W $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 28: E $\frac{1}{2}$ , SE $\frac{1}{2}$ NW $\frac{1}{2}$ , SE $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 33: NW $\frac{1}{2}$ NE $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{2}$ , NE $\frac{1}{2}$ SW $\frac{1}{2}$

IN TOWNSHIP 11 South, RANGE 1 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 3: SW $\frac{1}{2}$ NW $\frac{1}{2}$ , SW $\frac{1}{2}$   
Section 10: W $\frac{1}{2}$ NE $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{2}$ , NW $\frac{1}{2}$ NW $\frac{1}{2}$ , NE $\frac{1}{2}$ SW $\frac{1}{2}$ , NW $\frac{1}{2}$ SE $\frac{1}{2}$   
Section 27: S $\frac{1}{2}$ S $\frac{1}{2}$   
Continued

IN TOWNSHIP 11 SOUTH, RANGE 2 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 8: SE½SW¼  
Section 17: E½NW¼, NE½SW¼

IN TOWNSHIP 12 SOUTH, RANGE 2 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 7: SW½SE¼

IN TOWNSHIP 9 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO  
Section 33: SW½SE¼

IN TOWNSHIP 10 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO  
Section 1: SW½SE¼  
Section 3: SW¼, S½SE¼  
Section 4: Lot 2, S½NE¼, E½SE¼, SW½SE¼  
Section 9: NE¼, SE¼, E½SW¼, that portion of E½NW¼ lying  
Easterly of the line described as follows:

BEGINNING at a point on the Section line between Sections 4  
and 9, T10S, R1W, B. M., 23 feet East of the quarter corner  
common to said Sections 4 and 9; thence running South 18°  
West a distance of 2,750.0 feet, more or less, to the South  
boundary line of the E½NW¼ of Section 9.

Section 10: N¼, N½S¼, SW½SW¼, SE½SW¼, S½SE¼,  
EXCEPTING the one-half (½) acre of land in the NW  
corner of NE½SE¼, as Reserved in Deed dated April 22, 1916  
and recorded April 26, 1916 in Book 10 of Deeds, page 327,  
Owyhee County Records.

Section 14: SW½SW¼  
Section 15: W½NE¼, E½NW¼, E½SE¼  
Section 23: N½NW¼, SE½NW¼, SW½NE¼, W½SE¼, SE½SE¼  
Section 25: W½NW¼, NW½SW¼, E½SW¼  
Section 26: E½NE¼  
Section 36: E½W¼, SW½NW¼, NW½SW¼

IN TOWNSHIP 11 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO  
Section 24: NW½SW¼  
Section 35: SW½SE¼

IN TOWNSHIP 12 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO  
Section 7: NE½SW¼  
Section 21: W½E¼, E½W¼  
Section 35: W½SE¼

PARCEL II:

IN TOWNSHIP 10 SOUTH, RANGE 3 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 11: SE $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$   
Section 14: N $\frac{1}{4}$ NE $\frac{1}{4}$   
Section 33: SE $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 34: NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{4}$ S $\frac{1}{4}$   
Section 35: W $\frac{1}{4}$ W $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$

IN TOWNSHIP 10 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 18: Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$   
Section 22: W $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{4}$ SW $\frac{1}{4}$

IN TOWNSHIP 11 SOUTH, RANGE 2 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 11: SE $\frac{1}{4}$ , W $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$   
Section 12: S $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 13: N $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{4}$   
Section 14: NE $\frac{1}{4}$ NE $\frac{1}{4}$

IN TOWNSHIP 11 SOUTH, RANGE 3 East, B. M., OWYHEE COUNTY, IDAHO

Section 2: Lots 2 and 3  
Section 18: Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$   
Section 19: Lots 1 and 2, E $\frac{1}{4}$ NW $\frac{1}{4}$

PARCEL III:

IN TOWNSHIP 7 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 23: SE $\frac{1}{4}$  SAVING AND EXCEPTING the following described real property to-wit:

A tract of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  and NE $\frac{1}{4}$ SE $\frac{1}{4}$ , bounded and described as follows: BEGINNING at the NW corner of NW $\frac{1}{4}$ SE $\frac{1}{4}$ , the TRUE POINT OF BEGINNING; running thence North 89°57' East a distance of 2,056.8 feet to a point; thence South 54°57' West 905 feet to a point; thence South 59°39' West 860 feet to a point; thence North 33°42' West 79 feet to a point; thence South 67°04' West 598.8 feet to a point on the West boundary line of NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence running North a distance of 1165 feet to the POINT OF BEGINNING.

Section 23: S $\frac{1}{4}$ SW $\frac{1}{4}$  and

A tract of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  bounded and described as follows:

BEGINNING at the East quarter corner of Section 23; the TRUE POINT OF BEGINNING: running thence South 89°57' West 583.2 feet to a point; thence North 54°57' East 273 feet to a point; thence North 73°32' East 380.2 feet, more or less, to the East Section line of said Section 23, running thence South a distance of 264.6 feet, more or less, to the POINT OF BEGINNING

Section 24: NW¼SW¼, W¼NW¼  
Section 26: N¼NE¼, NE¼NW¼, W¼NW¼, SE¼NW¼

PARCEL IV:

IN TOWNSHIP 7 South, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 23: E¼SW¼ EXCEPT the following parcel:

BEGINNING at the south quarter corner, a brass cap properly identified as Sec. 23, T7S, R6E, B. M.; thence North 00°24' West a distance of 1152.6 feet along the north-south center line to an iron pin, the TRUE POINT OF BEGINNING; thence North 13° 31' West a distance of 1020.9 feet to an iron pin; thence North 89°56' West a distance of 405.8 feet to an iron pin; thence North 00°04' East a distance of 359.2 feet to an iron pin; thence North 89°50' West a distance of 677 feet, more or less, to the west boundary line of NE¼SW¼; thence North 00°04' East along the West boundary line of NE¼SW¼ a distance of 125 feet to a point; thence South 89°50' East along the north boundary line of NE¼SW¼ a distance of 1311 feet, more or less, to the north-east corner of NE¼SW¼; thence South 00°04' West a distance of 1479 feet, more or less, to the POINT OF BEGINNING

Section 23: NW¼SW¼ EXCEPT the following two (2) parcels of land:

BEGINNING at the west quarter corner of Sec. 23, thence South 89°50' East a distance of 181.5 feet along the north boundary line of NW¼SW¼ to an iron pin; thence South 02°50'55" West a distance of 1321.5 feet to an iron pin on the south boundary line of NW¼SW¼; thence North 89°50' West a distance of 115.5 feet to an iron pin on the West boundary line of NW¼SW¼; thence North 00°22' East a distance of 1320 feet, more or less, to the POINT OF BEGINNING.

Also

BEGINNING at the West quarter corner of Sec. 23, thence South 89°50' East along the North boundary line of NW¼SW¼ a distance of 320.1 feet to an iron pin, the TRUE POINT OF BEGINNING; thence South 89°50' East along the North boundary of NW¼SW¼ a distance of 987 feet, more or less, to the NE corner of NW¼SW¼; thence South 00°04' West a distance of 30 feet along the East boundary line of NW¼SW¼ to a point; thence North 89°50' West a distance of 987 feet to a point on the East right of way line of a county road; thence North 03°43'40" West a distance of 30.1 feet to the POINT OF BEGINNING.

Continued

**PARCEL V:**

IN TOWNSHIP 10 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 17: S½SW¼  
Section 18: S½SE¼  
Section 19: NE¼, N½SE¼  
Section 20: NW¼, N½SW¼

**PARCEL VI:**

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 19: A portion of Government Lot 4 (SW¼, SW¼) more particularly described as follows:

Beginning at an iron pin marking the Southwest corner of the said Section 19, also said point being the Southwest corner of the said Government Lot 4 of Section 19; thence North 0°54'09" West 46.47 feet along the Westerly boundary of the said Government Lot 4 of Section 19 to an iron pin on the Northwesternly right-of-way line of State Highway 51, Federal Aid Project No. S-97(1), also said point being the REAL POINT OF BEGINNING; thence continuing North 0°54'09" West 1,291.08 feet along the said Westerly boundary of Government Lot 4 of Section 19 to an iron pin marking the Northwest corner of the said Government Lot 4 of Section 19; thence North 89°37'53" East 1,203.18 feet along the Northerly boundary of the said Government Lot 4 of Section 19 to an iron pin on the said Northwesternly right-of-way line of State Highway 51 marking a point of beginning of curve; thence Southwesterly along the said Northwesternly right-of-way line of State Highway 51 along a curve to the right 32.15 feet, said curve having a central angle of 1°56'52", a radius of 945.92 feet, tangents of 16.08 feet, and a long chord of 32.15 feet bearing South 45°46'35" West to a highway monument stamped "P.C. Sta. 2615+80.0" marking the point of ending of curve; thence South 3°30'48" West 248.17 feet along the said Northwesternly right-of-way line of State Highway 51 to an iron pin; thence South 46°45'00" West 1,346.38 feet along the said Northwesternly right-of-way line of State Highway 51 to a highway monument stamped "P.T. Sta. 2600+52.1" marking a point of curve; thence Southwesterly along the said Northwesternly right-of-way line of State Highway 51 along a curve to the right 196.26 feet, said curve having a central angle of 20°42'38", a radius of 542.96 feet, tangents of 99.21 feet, and a long chord of 195.20 feet bearing South 57°06'19" West to a point of ending of curve, also said point being the point of beginning.

Continued

**PARCEL VII:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 3: S½SW½  
Section 4: SE½SE½  
Section 9: NE½NE½, SE½NE½, NE½SE½  
Section 10: W½NW½, NW½SW½, NE½SW½, S½SW½  
Section 15: N½NW½

**PARCEL VIII:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 14: SW½SW½  
Section 15: S½SE½  
Section 22: NE½NE½  
Section 23: NW½NW½

**PARCEL IX:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 22: SE½, SE½NE½, S½SW½  
Section 23: That portion of NW½SW½ more particularly described as follows:

COMMENCING at the NW corner of NW½SW½, Sec. 23, T7S, R6E, B.M., and running thence South 80 rods; thence East 7 rods; thence North along the West bank of the Buckaroo Ditch 80 rods; thence West 11 rods to the PLACE OF BEGINNING.

Section 27: That portion of NE½NE½ described as follows:  
BEGINNING at the Section corner common to Sections 22, 23, 26 and 27, T7S, R6E, B. M., being the REAL POINT OF BEGINNING; thence North 89°04' West on the Section line between said Sections. 22 and 27, a distance of 1320.66 feet to the NW corner of NE½NE½, Sec. 27; thence South 0°14' West along the West sideline of NE½NE½, Sec. 27, a distance of 788.5 feet; thence North 80°41' East a distance of 1291.2 feet; thence North 64°18' East a distance of 53.9 feet to a point on the section line between said Sections 26 and 27; thence North 0°17' East on the Section line between Sections 26 and 27, a distance of 535 feet to the POINT OF BEGINNING.

Continued

**PARCEL X:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 23: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 26: W $\frac{1}{4}$ NW $\frac{1}{4}$  EXCEPTING that portion lying South and West  
of Center line of the Bruneau River.  
NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$

**PARCEL XI:**

IN TOWNSHIP 7 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 24: E $\frac{1}{4}$ SE $\frac{1}{4}$

Section 25: E $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$

IN TOWNSHIP 7 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 19: Lots 1, 2, 3, 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$

EXCEPT THE FOLLOWING PARCEL OF LAND:

COMMENCING at the North quarter corner of Section 19, thence North 89°33' West 260.75 feet; thence South 52°06' West 40.29 feet to the REAL POINT OF BEGINNING; thence North 89°33' West 34.64 feet; thence South 0°27' West 10 feet; thence South 89°33' East 22 feet; thence North 52°06' East 16.12 feet to the REAL POINT OF BEGINNING

ALSO EXCEPTING THE RIGHT OF WAY as described in Warranty Deed recorded December 12, 1958, as Instrument No. 99240 in Book 51 of Deeds, page 61 as follows: A strip of land 80.0 feet wide, being 40.0 feet on each side of the following described center line of highway as surveyed and shown on the official plat of State Highway 51 Project No. S-3806 (5) Highway Survey on file in the office of the Department of Highways of the State of Idaho and lying over and across Government Lots 4, 3, 2 and 1 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$  OF Section 19, T7S, R5E, B. M.

BEGINNING at a point in the South line of Section 19, T7S, R5E, B. M., coincident with Station 36+04.75 of the said Highway Survey, which station is a point on tangent approximately South 89°19'55" East - 666.79 feet from the Southwest corner of said Section 19, thence North 1°24'45" East - 1550.94 feet to Station 51+55.69 of said Survey, which station is a point of spiral curvature; thence 200.0 feet with a spiral curve right, said curve having a central angle of 1°00' to Station 53+55.69, which station is a point of circular curvature; thence 1522.50 feet with a 1°00' curve right, said curve having a central angle of 15°13'30", to Station 68+78.19, which station is a point of spiral curvature; thence 200.0 feet with a spiral curve right, said curve having a central angle of 1°00' to Station 70+78.19, which station is a point of tangent; thence North 18°38'15"

Continued

East on tangent 1921.23 feet to a point in the North line of said Section 19, coincident with Station 89+99.42, which station is a point on tangent approximately North 89°32'25" West - 883.14 feet from the North Quarter corner of said Section 19.

AND ALSO,

Additional irregular strips of land adjacent and contiguous to and on both sides of the above described right of way being as follows: On the Westerly Side, a strip of land widening from 0.0 feet at Station 70+78.19 to 10.0 feet wide at Station 72+00, continuing 10.0 feet wide to Station 74+00 and tapering to 0.0 feet at Station 75+00; on the Easterly Side, a strip of land widening from 0.0 feet at Station 57+00 to 15.0 feet wide at Station 57+50, continuing 15.0 feet wide to Station 59+00, and tapering to 0.0 feet wide at Station 59+50, a strip of land widening from 0.0 feet at Station 68+50 to 10.0 feet at Station 69+50, continuing 10.0 feet wide to Station 79+00, and tapering to 0.0 feet at Station 80+00.

Section 30: Lots 1 and 2, SE½NW½

**PARCEL XII:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 10: SW½SE½  
Section 14: SW½NW½, NW½SW½  
Section 15: SE½NE½, W½NE½, S½NW½, N½SE½  
Section 16: S½NE½, SE½NW½, W½W½, E½SW½, SE½

EXCEPTING FROM Section 15, Township 7 South, Range 6 East, B.M., the following described property:

A parcel of land being a portion of the NW½SE½ of Section 15, T7S, R6E, B.M., Owyhee County, Idaho and more particularly described as follows: BEGINNING at a brass cap marking the South Quarter corner of the said Section 15; thence along the westerly boundary of the said Southeast Quarter of Section 15, North 00°11'24" East 1532.90 Feet to a point, also said point being the REAL POINT OF BEGINNING; thence continuing North 00°11'24" East 170.00 feet to an iron pin; thence along a line northerly of and parallel with the southerly boundary of the said NE½SW½ of Section 15; South 89°34'00" East 93.85 feet to a point on the centerline of Hot Springs Road; thence along the said centerline of Hot Springs Road; South 30°28'57" East 198.15 feet to a point; thence along a line northerly of and parallel with the said southerly boundary of the NE½SW½ of Section 15; North 89°34'00" West 194.93 feet to the POINT OF BEGINNING.

Continued

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1-25-80

**PARCEL XIII:**

IN TOWNSHIP 14 SOUTH, RANGE 2 WEST, B.M. OWYHEE COUTNY, IDAHO  
Section 2: SW $\frac{1}{2}$ NE $\frac{1}{2}$ , NW $\frac{1}{2}$ SE $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{2}$

**PARCEL XIV:**

IN TOWNSHIP 8 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 2: NW $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 3: NE $\frac{1}{2}$ SE $\frac{1}{2}$  and Lots 1 and 2

**PARCEL XV:**

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 26: W $\frac{1}{2}$ NW $\frac{1}{2}$  South and West of Centerline of Bruneau  
River

**PARCEL XVI:**

IN TOWNSHIP 7 SOUTH, -RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 26: W $\frac{1}{2}$ SW $\frac{1}{2}$  and NE $\frac{1}{2}$ SW $\frac{1}{2}$   
Section 34: E $\frac{1}{2}$ SE $\frac{1}{2}$   
Section 35: W $\frac{1}{2}$ W $\frac{1}{2}$

IN TOWNSHIP 8 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO  
Section 2: Lots 2 and 3

\* \* \*

**EXHIBIT B**  
**NEW PROPERTY OWNER**  
**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

**IDWR Water Right Numbers :**

|            |           |            |                                   |
|------------|-----------|------------|-----------------------------------|
| A51-00012  | A51-02238 | A51-10289  | A55-10222                         |
| A51-00013  | A51-04023 | A51-10379  | A55-10223                         |
| A51-00014  | A51-04103 | A51-10380  | A55-10224                         |
| A51-00031  | A51-04104 | A51-12741  | A55-10225                         |
| A51-00032  | A51-04105 | A51-12748  | A55-10226                         |
| A51-00033  | A51-07047 | A51-12749  | A55-10227                         |
| A51-00034A | A51-07058 | A51-12750  | A55-10228                         |
| A51-00035A | A51-07082 | A51-12751  | A55-13460                         |
| A51-00036A | A51-07092 | A51-12752  | A55-13461                         |
| A51-00068A | A51-07093 | A51-12753  | A55-13462                         |
| A51-00069  | A51-07107 | A51-12754  | A55-13463                         |
| A51-00071  | A51-07119 | A55-02020  | A55-13464                         |
| A51-00072  | A51-07281 | A55-02053  | A55-13465                         |
| A51-00073  | A51-10170 | A55-02059  | A55-13466                         |
| A51-00074  | A51-10171 | A55-02061  | A55-13467                         |
| A51-02044A | A51-10211 | A55-02062B | A55-13469                         |
| A51-02044B | A51-10212 | A55-02079B | A55-13470                         |
| A51-02089B | A51-10213 | A55-02173  | A55-13471                         |
| A51-02091  | A51-10272 | A55-04008  | A55-13472                         |
| A51-02108  | A51-10273 | A55-04009  | A55-13474                         |
| A51-02120  | A51-10274 | A55-04010  | A55-13478                         |
| A51-02123  | A51-10275 | A55-04011  | 51-02088                          |
| A51-02126  | A51-10276 | A55-10136  | 51-02074                          |
| A51-02127  | A51-10277 | A55-10137  | 51-07183                          |
| A51-02133  | A51-10278 | A55-10138  | 51-07293                          |
| A51-02138  | A51-10279 | A55-10139  | 51-07346 <i>changed at Wester</i> |
| A51-02150  | A51-10280 | A55-10140  |                                   |
| A51-02152  | A51-10281 | A55-10141  |                                   |
| A51-02165  | A51-10282 | A55-10142  |                                   |
| A51-02167  | A51-10283 | A55-10143  |                                   |
| A51-02169  | A51-10284 | A55-10144  |                                   |
| A51-02170  | A51-10285 | A55-10145  |                                   |
| A51-02178  | A51-10286 | A55-10146  |                                   |
| A51-02196  | A51-10287 | A55-10147  |                                   |
| A51-02213B | A51-10288 | A55-10221  |                                   |

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: **A55-13470**  
Date Received: 10/20/1993  
Receipt No: W016872  
Received By: \_\_\_\_\_

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

1. Name: OWEN FAMILY REVOCABLE TRUST A 208-845-2001  
Address: PO BOX 590  
BRUNEAU ID 83604-0590

2. Date of Priority: FEB 3, 1931

3. Source: WILLOW SPRING Trib. to: COTTONWOOD DRAW

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 12S      | 01E   | 24      | SW     | NE     | NW     |     | OWYHEE |

5. Description of diverting works:  
STOCKWATERING FROM SPRING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 03/01 | 10/01 | 0.240 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 1,000 HEAD RANGE CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use   | Acres |
|----------|-------|---------|--------|--------|-----|-------|-------|
| 12S      | 01E   | 24      | NE     | NW     |     | STOCK |       |

11. Place of use in counties: OWYHEE

**MICROFILMED**

**JUL 20 1994**

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:  
NONE

14. Remarks:  
STATE GRAZING LEASE

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

MICROFILMED  
JUL 20 1994

CCT

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

Identification No. 12S, 1E, Sec. 24 A55-13470

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

NOTICE OF CLAIM  
TO A  
WATER RIGHT

RECEIVED

OCT 20 1993

WATER RESOURCES  
WESTERN REGION

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Owen Family Revocable Trust A Phone (208) 845-2001Mailing Address P.O. Box 590, Bruneau, ID Zip 83604-05902. Date of Priority (Only one per claim) 2-3-31 Month/Day/Year3. Source of water supply (Check one) ( ) Groundwater or Other (x) (a) Willow Springwhich is tributary to (b) Cottonwood Draw Name or kind of source4. Location of point of diversion is: Township 12 S Range 1 ESection 24, SW 1/4 of NE 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_, BM.,County of Owyhee

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Stock Watering from Spring

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater purposes from 3-1 Month/Day to 10-1 Month/Day amount 0.24 (cfs)

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ (Both dates are inclusive)

7. Total quantity claimed 0.24 (cfs)8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1000 Head Range Cattle

MICROFILMED

JUL 20 1994

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

RECEIVED  
By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 12 S Range 1 E  
Section 24, NE 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_, B.M.,  
for (Circle One) Domestic Stock Domestic and Stock  
Additional places of use, if any \_\_\_\_\_

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

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

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

14. Remarks: State Grazing Lease

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

16. Signature (s)

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

Number of Attachments \_\_\_\_\_

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

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

of Owen Family Revocable Trust A, that I have signed the foregoing  
Organization  
document in the space below as Trustee of Owen Family Revocable Trust A  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

/ Signature of Authorized Agent [Signature] Date 8/31/93

Title and Organization RICHARD L. OWEN  
Trustee, Owen Family Revocable Trust A

State of Idaho/or \_\_\_\_\_ )

County of OWYHEE )

SS.

**NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 31st day of August 1993

SEAL

Notary Public TRISHA Z. BAUMAN [Signature]

Residing at 27 Canyon Creek, Mtn Home, Idaho

My Commission Expires 8/9/99

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_ **MICROFILMED**

Copies: White-State, Yellow-Claimant

**JUL 20 1994**

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.