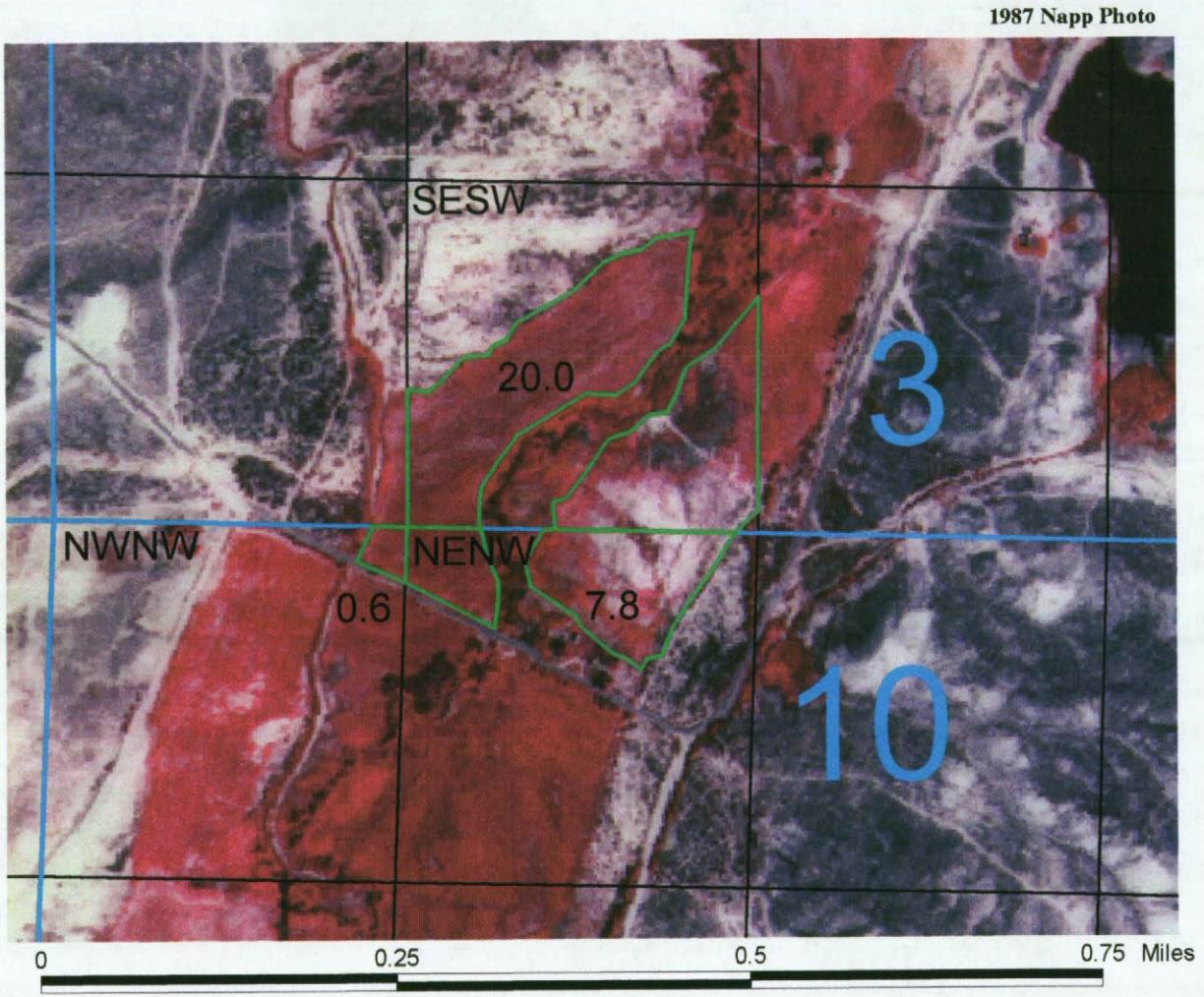
Idaho Department of Water Resources

Claim Number: 57-00085B
Legal: T05S, R01E, S03, 10
Reviewed By:



Point of Diversion
(Located outside of view)

Place of Use

Section Lines

Quarter Quarter Lines

Township/Range Lines

N
W
E
S

4/03

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00085B Date: 4-17-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5S	1E	3												35					35
GIS															20					20
Claim			10					6	5											11
GIS								7.8	6											8.4
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2

Total Claimed Acres: 46

Total GIS Acres: 28.4

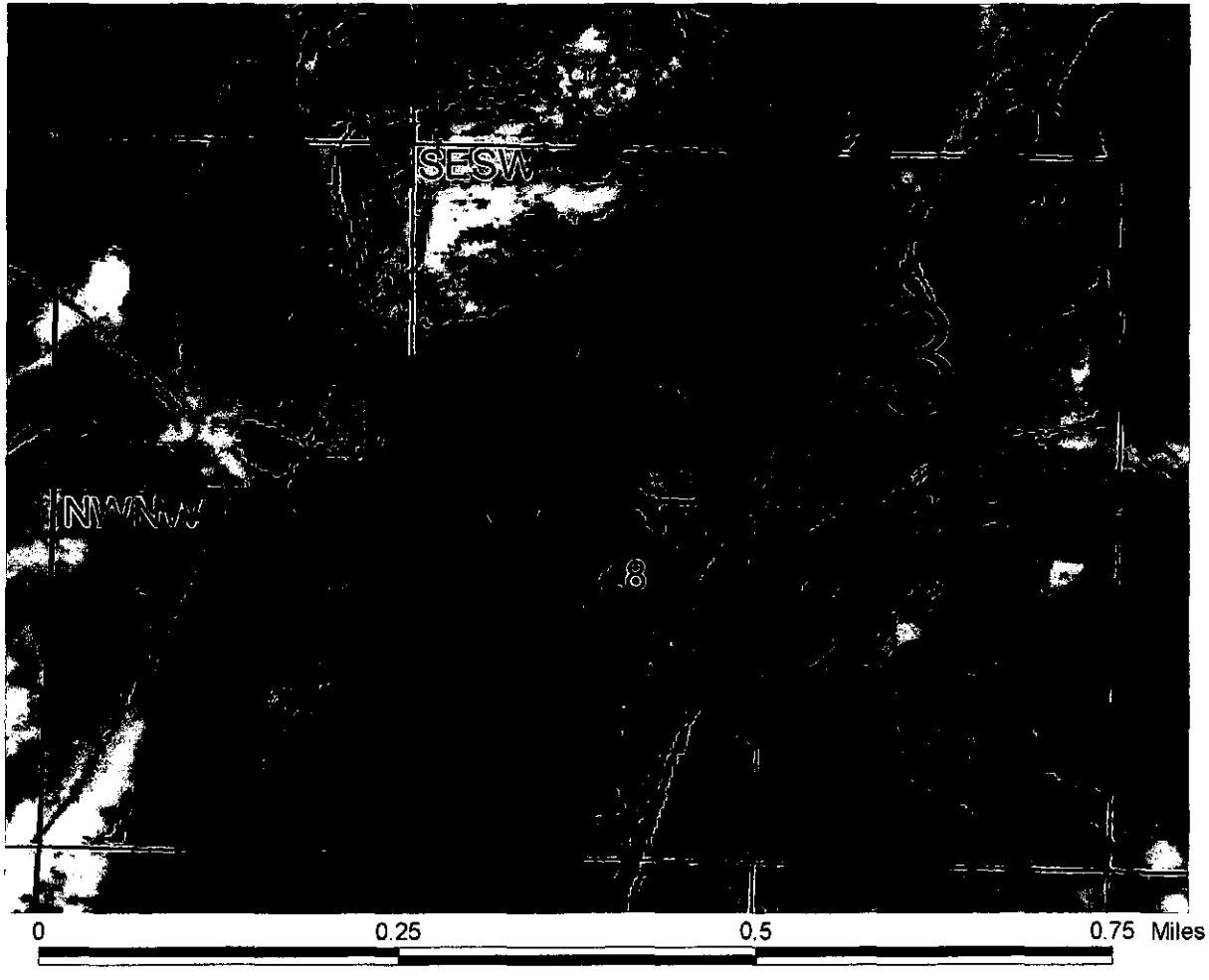
Overlapping POU Claim #'s:
57-00087B; 57-00108B, 57-00112B, 57-00114B, 57-00115B
57-00121B; 57-00135B, 57-00147B, 57-00162B,
57-02249B, 57-00102B 57-00100B

COMMENTS:
See comments in 57-00087B.

Idaho Department of Water Resources

Claim Number: 57-00085B
Legal: T05S, R01E, S03, 10
Reviewed By:

1987 Napp Photo



⊙ Point of Diversion
(Located outside of view)

Place of Use

Section Lines

Quarter Quarter Lines

Township/Range Lines

N
W E
S

4/03

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

In Re SRBA)
)
Case No. 39576)
)
)
)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-00085B

1997 APR -9 AM 9:34
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: CAROL P GILBERT
OREANA RT
MURPHY ID 83650

RECEIVED
APR 10 1997
Department of Water Resources

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 04/01/1870

POINT OF DIVERSION: T05S R01E S10 NWNWSW Within OWYHEE County
S16 SWNENE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.07 CFS
STOCKWATER	Irrigation Season	0.06 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T05S R01E S03 SESW 35.0
S10 NENW 6.0 NWNW 5.0
46.0 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-00087B, 57-00100B, 57-00102B, 57-00108B, 57-00112B, 57-00114B, 57-00115B, 57-00121B, 57-00135B, 57-00147B, 57-00162B AND 57-02249B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 46.0 ACRES IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

CONSUMPTIVE USE:

~~USE OF THIS RIGHT WITH RIGHT NOS. 57-00087B, 57-00100B, 57-00102B, 57-00108B, 57-00112B, 57-00114B, 57-00115B, 57-00121B, 57-00135B, 57-00147B, 57-00162B AND 57-02249B IS LIMITED TO A~~ TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 161.0 AF.

Fritz X. Haemmerle

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

DATED: 4/9/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

MICROFILMED
MAR 2 - 1998

RECEIVED
MAY 0 2 1997
Department of Water Resources
Adjudication Bureau

1997 APR 30 PM 3:07
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED 02

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

In Re SRBA Case No. 39576	NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION Water Right(s): 57-00085B (SEE ATTACHED EXHIBIT A)

On April 30, 1997, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S REPORT AND RECOMMENDATION for the above subcase pursuant to SRBA Administrative Order 1 (AO1), Section 9.

Pursuant to SRBA Administrative Order 1, Section 14b, any party to the adjudication may file a Notice of Challenge to a SPECIAL MASTER'S REPORT AND RECOMMENDATION within 21 days following the date of publication of the filing of the Special Master's report in the Docket Sheet except parties to the subcase who failed to file a Motion to Alter or Amend before the Special Master (AO1, Section 9f). The Notice of Challenge shall appear on the Docket Sheet and shall be served on parties to the subcase(s) covered by the challenged report and the SRBA Court Reporter.

DATED April 30, 1997.

Debbie Lash
DEBBIE LASH
Deputy Clerk

MICROFILMED
MAR 2 - 1998

Exhibit A

Subcase Nos:

57-00085B
57-00087B
57-00100B
57-00102B
57-00108B
57-00112B

57-00115B
57-00121B
57-00135B
57-00147B
57-00162B

MICROFILMED
MAR 2 - 1998

RECEIVED
MAY 0 2 1997
Department of Water Resources
Adjudication Bureau

97 APR 30 PM 3:06
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	**Subcase 57-00085 and 57-00085B**
	)	
Case No. 39576	)	**SPECIAL MASTER'S REPORT**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by Carol Gilbert. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for areas 1, 2, and 3 and investigated the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

On January 24, 1997, a *Notice of Completed Administrative Proceeding* was filed splitting water right 57-00085 into water rights 57-00085A and 57-00085B. An objection to the *Director's Report* for the original water right was filed by the United States on behalf of the Bureau of Land Management (BLM). When the right was split, the objection filed by the BLM was resolved and therefore, withdrawn.

A Preliminary Special Master's Report and Recommendation was issued. No motion to alter or amend was filed and the time for filing such a motion has expired; now therefore,

IT IS RECOMMENDED that water right 57-00085 be **disallowed**. IT IS FURTHER RECOMMENDED that water right 57-00085B be **decreed** as recommended in the Amended Director's Report and the attached ***Recommendation for Partial Decree.***

DATED April 30, 1997.

MICROFILMED
MAR 2 - 1998

FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 31, 1997

Carol Gilbert
Oreana Rt.
Murphy, ID 83650

RE: Snake River Basin Adjudication (SRBA)
Claim No(s).: 57-00085B et al.
Owyhee County

Dear Carol,

I've enclosed a partially completed *Notice of Change of Water Right Ownership* for your use. Please complete the elements highlighted in yellow. The other information is not required for this simple name change. We will need a copy of the deed; please enclose it with the completed form.

Send everything to my attention at 1301 N. Orchard, Boise, 83706-2237. As always, please call if you have any questions.

Sincerely,

Roxanne

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

RB:r:so:tf
Enclosures:
Form 42-248/1409(6)

MICRO

MAR 2 - 1998

1997 APR 30 PM 3:07
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED 02

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

In Re SRBA)	CERTIFICATE OF MAILING
)	
Case No. 39576)	
)	Water Right(s): 57-00085B (SEE ATTACHED EXHIBIT A)

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on April 30, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CAROL GILBERT
OREANA RT
MURPHY, ID 83650

Debbie Lash
DEBBIE LASH
Deputy Clerk

MICROFILMED
MAR 2 - 1998

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

In Re SRBA)
)
Case No. 39576)
)
)
)

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-00085B

1997 APR 30 PM 3:06
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: CAROL P GILBERT
OREANA RT
MURPHY ID 83650

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 04/01/1870

POINT OF DIVERSION: T05S R01E S10 NWNWSW Within OWYHEE County
S16 SWNENE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.07 CFS
STOCKWATER	Irrigation Season	0.06 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T05S R01E S03 SESW 35.0
S10 NENW 6.0 NWNW 5.0
46.0 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-00087B, 57-00100B, 57-00102B, 57-00108B, 57-00112B, 57-00114B, 57-00115B, 57-00121B, 57-00135B, 57-00147B, 57-00162B AND 57-02249B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 46.0 ACRES IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

DATED: 4/30/97

FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

MICROFILMED
MAR 2 - 1998

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED: MAY 23 1997

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full, true and correct copy of the original on file in the above entitled action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By _____
DEPUTY CLERK

CLERK OF THE DISTRICT COURT ★ FIFTH JUDICIAL DISTRICT ★ TWIN FALLS COUNTY IDAHO ★

MICROFILMED
MAR 2 - 1998

RIGHTS FROM: SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00085B

NAME & ADDRESS: CAROL P GILBERT
OREANA RT
MURPHY ID 83650

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 04/01/1870

POINT OF DIVERSION: T05S R01E S10 NWNWSW Within OWYHEE County
S16 SWNENE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.07 CFS
STOCKWATER	Irrigation Season	0.06 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T05S R01E S03 SESW 35.0
S10 NENW 6.0 NWNW 5.0
46.0 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-00087B, 57-00100B, 57-00102B, 57-00108B, 57-00112B, 57-00114B, 57-00115B, 57-00121B, 57-00135B, 57-00147B, 57-00162B AND 57-02249B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 46.0 ACRES IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

CONSUMPTIVE USE:

USE OF THIS RIGHT WITH RIGHT NOS. 57-00087B, 57-00100B, 57-00102B, 57-00108B, 57-00112B, 57-00114B, 57-00115B, 57-00121B, 57-00135B, 57-00147B, 57-00162B AND 57-02249B IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 161.0 AF.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

MICROFILMED
MAR 2 - 1998

RIGHTS FROM: SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00085B (CONT)

EXPLANATORY MATERIAL: (CONT)
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00085A, 57-00085B, 57-00087A, 57-00087B, 57-00100A, 57-00100B, 57-00102A, 57-00102B, 57-00108A, 57-00108B, 57-00112A, 57-00112B, 57-00114A, 57-00114B, 57-00115A, 57-00115B, 57-00121A, 57-00121B, 57-00135A, 57-00135B, 57-00147A, 57-00147B, 57-00162A, 57-00162B.
STOCKWATER, 2000 HEAD CATTLE TOTAL FOR 57-00085A AND 57-00085B

MICROFILMED
MAR 2 - 1998

B portions

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: DEC-4-1996
PAGE: A-1

RIGHTS FROM: SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00085

NAME & ADDRESS: CAROL P GILBERT
OREANA RT
MURPHY ID 83650

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: ~~0.5~~ CFS
0.070

PRIORITY DATE: 04/01/1870

POINT OF DIVERSION: T05S R01E S10 NWNWSW Within OWYHEE County
S16 SWNENE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.07
STOCKWATER	04-01 10-15	~~0.5~~ CFS
		~~0.44~~ CFS
		0.06

PLACE OF USE: IRRIGATION Within OWYHEE County

T05S R01E S03 SESW 35.0 ~~SWSE 7.0~~
~~S09~~ ~~NENE 37.0~~ ~~SENE 29.0~~ ~~NESE 20.0~~ ~~SWSE 1.0~~
~~SESE 37.0~~
S10 NENW ~~24.0~~ 6.0 NWNW ~~36.0~~ 5.0 ~~SWNW 36.0~~ ~~SENW 5.0~~
~~NESW 2.0~~ ~~NWSW 39.0~~ ~~SWSW 23.0~~

~~331.0~~ ACRES TOTAL
46.0

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

1.016 QNT

46.0 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.77 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1235.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 353.0 ACRES IN A SINGLE IRRIGATION SEASON. 161.0 CON POU 1
COMBINED RIGHT NOS.: 57-00085, 57-00087, 57-00100, 57-00102, 57-00108, 57-00112, 57-00114, 57-00115, 57-00121, 57-00135, 57-00147, 57-00162 AND 57-02249. B

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00085, 57-00087, 57-00100, 57-00102, 57-00108, 57-00112, 57-00114, 57-00115, 57-00121, 57-00135, 57-00147 AND 57-00162. B EXP

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

NOS NOS

MAR 2 - 1998

Form 42-1409(7)

RECEIVED
MAY 17 1996
Department of Water Resources

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED
MAY 10 1996
Department of Water Resources

DATE OF CLOSING: May 1,1996

RECEIVED
MAY 13 1996
WATER RESOURCES
WESTERN REGION

LEGAL DESCRIPTION OF PROPERTY: Township 5 S, Range 1 E,
Section 9,10, 1/4 of 1/4 of 1/4,Govt. Lot, BM.
Lot ,Block, ,Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

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

[ ] Water Right Number(s) Assigned by IDWR: 57-02249, 57-00085, 57-00087, 57-00100, 57-00102, 57-00108, 57-00112, 57-00115, 57-00121, 57-00135, 57-00147, 57-00162,

[ ] Name and Address of Former Owner/Claimant(s)(Seller): Donald R. Barnhill
HC 79 Box 2195, Oreana, ID 83650

[ ] New Owner/Claimant (Purchaser): Jack D. Ward, Orpha G. Ward, David J. Ward, ~~Gregory S. Ward~~

[ ] New Mailing Address: #15 Loman Road, Garden Valley, ID 83622

[ ] New Telephone Number: (208) 462- -3486

[ ] Does the change in ownership result in a splitting of the water right owned/claimed? X yes ___ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
90% flow to Wards: 10% flow to Moon Ranch Trust

[ ] Attach proof of ownership, describe proof attached: Warranty Deed: Quitclaim Deed

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

[ ] Signature of New Owner/Claimant(s) Agent Date 5/1/96
Date

[ ] Signature of Former Owner/Claimant(s): Donald R. Barnhill Date 5/1/96
Donald R. Barnhill Date

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

MICRO
MAR 2 - 1998

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: **By:**
Further Action Needed:

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

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

229

WARRANTY DEED

FOR VALUE RECEIVED,
DONALD BARNHILL, a single man, individually; and DONALD R. BARNHILL, as Trustee of The Wintercamp Ranch Trust, a trust for the benefit of Jeff Barnhill

the Grantors, do hereby grant, bargain, sell and convey unto **JACK D. WARD and ORPHA G. WARD, husband and wife; DAVID J. WARD and GREGORY S. WARD, both married men, as their sole and separate property,**

the Grantees, whose current address is

#15 Loman Road, Garden Valley, Idaho 83622

the following described real property, located in Owyhee County, Idaho, to-wit:

Exhibit "A" attached hereto and made a part hereof:

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and ditch rights and rights of way for water and ditches.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except: None.

Subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

Taxes and assessments of all taxing units not yet due and payable.

Reservations in patents or state grants or in acts authorizing the issuance thereof.

MICROFILMED
MAR 2 - 1998

All repayment contracts between any irrigation district within which the premises are situated and any government or agency.

The bonded debt of all taxing units within which said premises are located.

Restrictions imposed by law, ordinance, or regulation imposed by any governmental entity, department or agency.

Restrictions contained in any covenants of record affecting the premises.

All rights of way or easements affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not.

DATED: May 1, 1996

Donald Barnhill

Donald R. Barnhill, Trustee
The Wintercamp Ranch Trust

STATE OF IDAHO, COUNTY OF OWYHEE, ss.

On this 1st day of May, 1996, before me, a Notary Public in and for the State, personally appeared Donald Barnhill, individually, and Donald R. Barnhill, Trustee of The Wintercamp Ranch Trust, a trust for the benefit of Jeff Barnhill, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

NICHOLAS K. IHLI NOTARY PUBLIC STATE OF IDAHO

Notary Public for Idaho
Residing at Murphy Idaho
Commission Expires 4/[illegible]/2000

MICROFILMED
MAR 2 - 1998

RECORDED-RECORDED
96 MAY 1 AM 10 29
LYNN HUNTLEY JR.
OWYHEE COUNTY RECORDER
DEPUTY
REQUEST OF
FEE

218732

Ihli Title

Order No. 2291
Land Description:
PARCEL NO. 1:

IN TOWNSHIP 5 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 9: E½SE¼, E½NE¼
Section 10: NE¼SW¼, W½SW¼, That part of the NW¼ described as follows:

A PORTION of the NW¼ of Section 10, Township 5 South, Range 1 East, B. M., Owyhee County, Idaho, and is more particularly described as follows:

COMMENCING at the Northwest corner of said Section 10; thence North 89°07'55" East along the North boundary of said Section 10, a distance of 723.74 feet to the TRUE POINT OF BEGINNING; thence continuing North 89°07'55" East along said North boundary, a distance of 227.20 feet; thence South 23°08'34" West, a distance of 64.62 feet to a point on the centerline of a county road; thence South 64°02'28" East along said centerline, a distance of 1395.31 feet; thence North 63°57'39" East, a distance of 518.39 feet; thence North 19°52'56" East, a distance of 45.30 feet to a point on the East boundary of said NW¼; thence South 00°32'37" East along said East boundary, a distance of 1461.67 feet; thence South 89°14'25" West, a distance of 538.55 feet; thence South 13°13'32" West, a distance of 779.70 feet to a point on the South boundary of said NW¼; thence South 88°50'08" West along said South boundary, a distance of 1944.43 feet to the W¼ Corner of said Section 10; thence North 00°18'16" West along the East boundary of said Section 10, a distance of 2314.93 feet; thence North 89°07'55" East parallel with the North boundary of said Section 10, a distance of 565.00 feet; thence North 24°44'58" East, a distance of 374.83 feet to the TRUE POINT OF BEGINNING.

FILMED
MAR 2 - 1998

PARCEL NO. 2:

A portion of the SE¼NW¼ of Section 10, Township 5 South, Range 1 East, B. M., Owyhee County, Idaho, more particularly described as follows:

Commencing at the southeast corner of said SE¼NW¼; thence South 88°50'08" West along the South boundary of said SE¼NW¼, a distance 724.16 feet to a point on the Easterly boundary of a county road known as Poison Creek Road; thence North 13°13'32" East along the Easterly boundary of said county road, a distance of 307.82 feet to the REAL POINT OF BEGINNING; thence South 76°46'29" East, a distance of 82.80 feet; thence North 13°13'32" East, parallel with the Easterly boundary of said county road, a distance of 10.00 feet; thence North 76°46'29" West, a distance of 82.80 feet to a point on the Easterly boundary of said county road; thence South 13°13'32" West a distance of 10.00 feet to the REAL POINT OF BEGINNING.

Original Documents and Field Exam

in A57-00085

MICROFILMED
MAR 2 - 1998