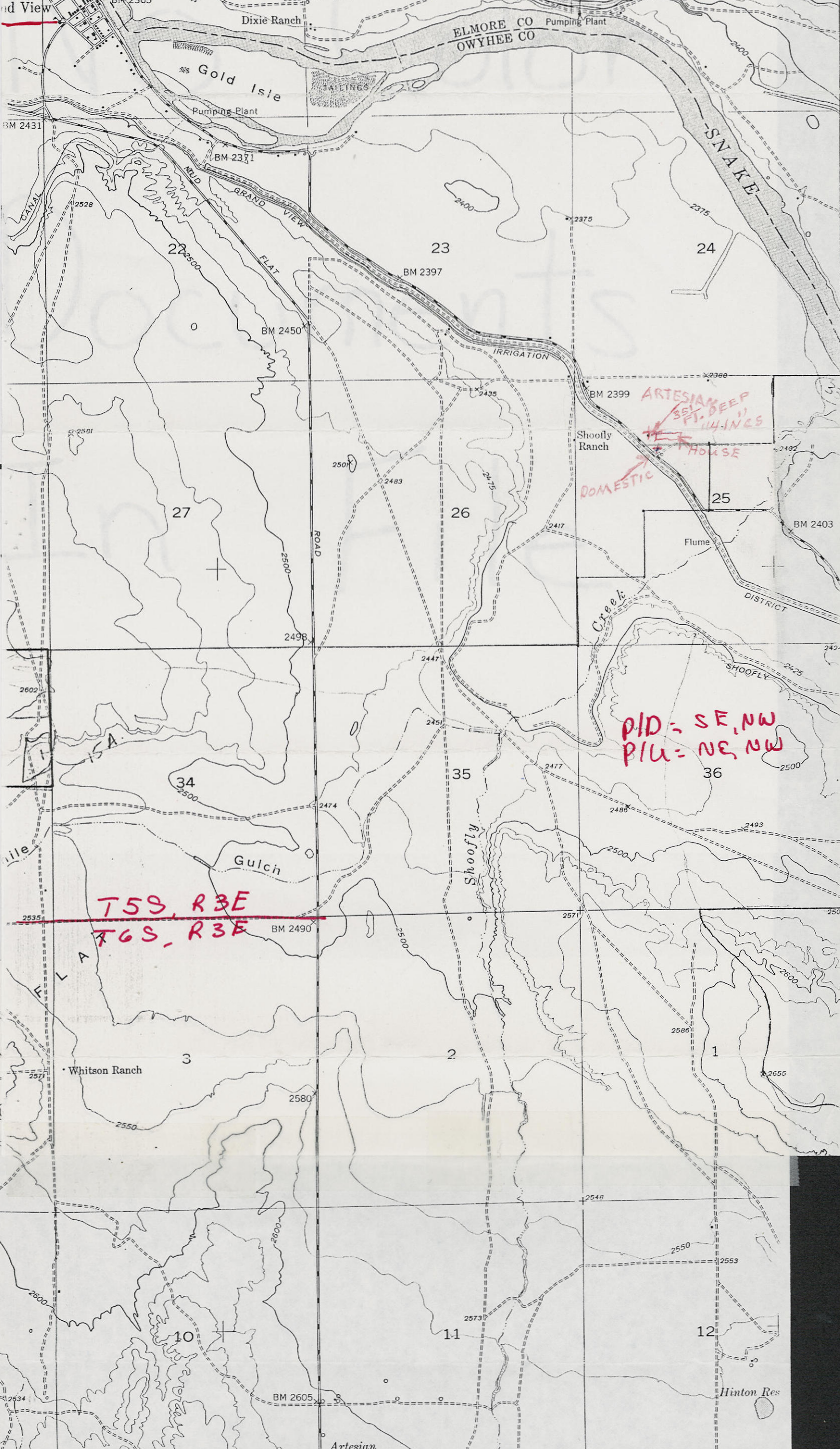
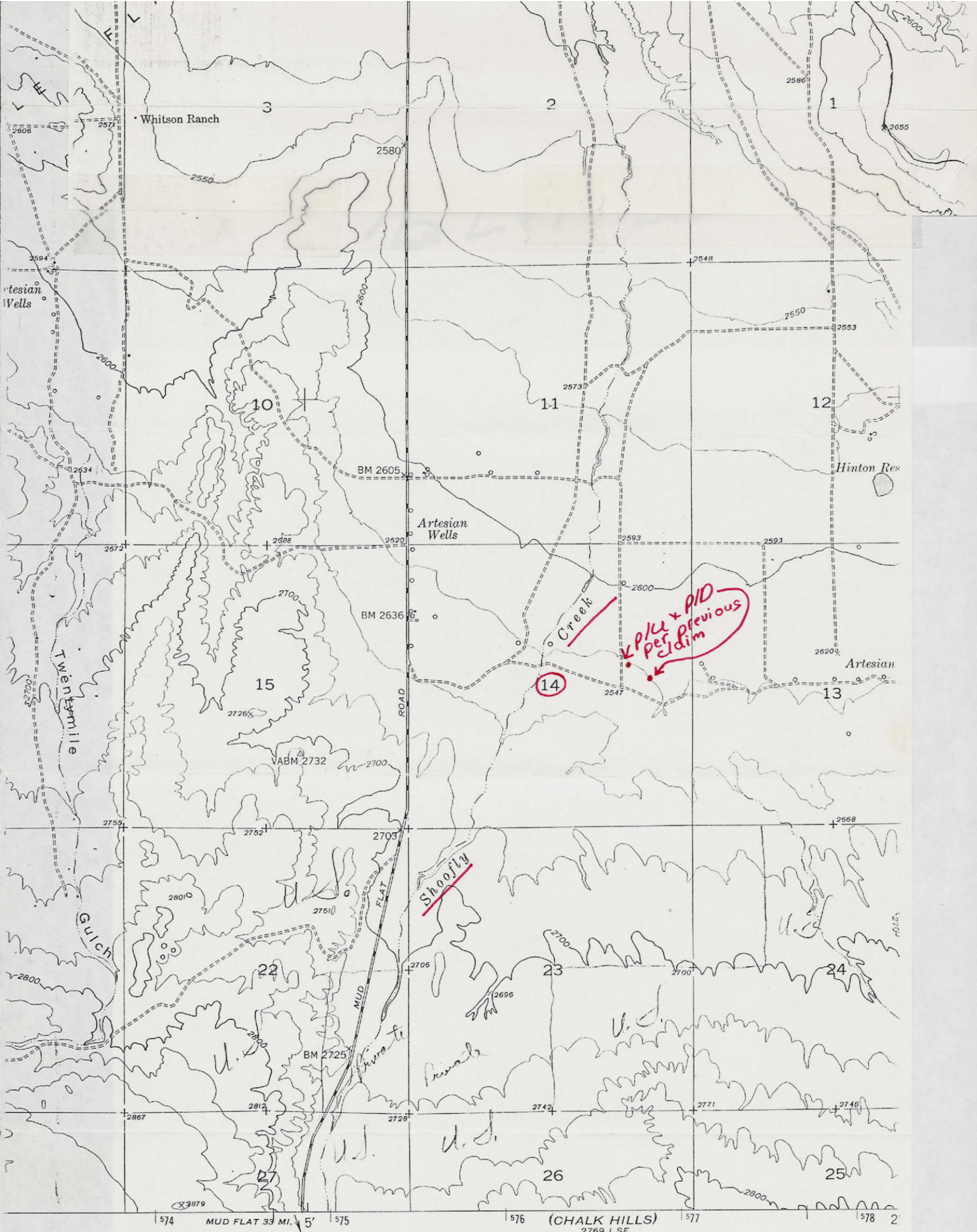


MICROFILMED  
OCT 06 1992

Correct section?

14





## INSTRUCTIONS

RECEIVED  
MAR 15 1992  
DEPARTMENT OF WATER RESOURCES

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

RECEIVED  
MAR 15 1992  
DEPARTMENT OF WATER RESOURCES

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form, please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

RECEIVED  
MAR 15 1992  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsit or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

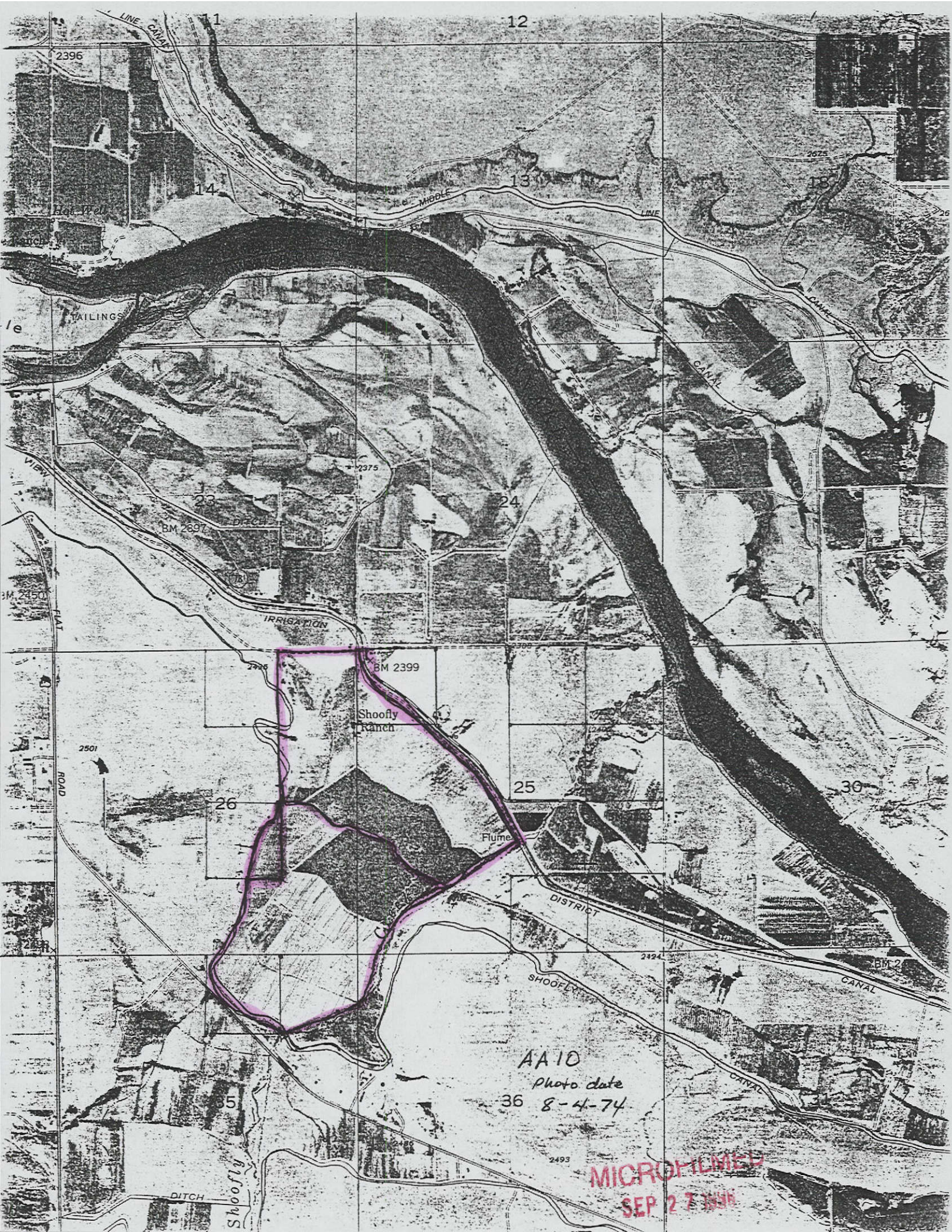
After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED  
MAR 15 1992  
DEPARTMENT OF WATER RESOURCES



AA 10

Photo date  
36 8-4-74

MICROFILMED  
SEP 27 1974

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: A57-10796  
Date Received: 4/17/1989  
Receipt No: M002181  
Received By: DE m. #

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: SHOO FLY TRUST  
Address: MARGARET L. DORIUS, TRUSTEE  
P.O.BOX 563  
WINCHESTER, OR 97495 503-672-7053

2. Date of Priority: DEC 31, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 03E   | 25      | NW     | NW     |     |     | OWYHEE |

5. Description of diverting works:  
380' WELL, WITH CASING

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S | (or) | A.F.A. |
|----------|-------|-------|-------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D\ 1 HOUSE WITH SHOP, LAWN AND GARDEN

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05S      | 03E   | 25      | NW     | NW  |     | DOMEST |       |

11. Place of use in counties: OWYHEE

A57-10796

Page 1

Date: 04/17/89

MICROFILMED  
OCT 06 1992

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: 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 \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A57-10796Date Received 12-14-88Receipt Number MO02181NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

RECEIVED  
DEC 14 1988

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Shoo Fly TRUST  
MARGARET L. DORRIS TRUST Phone (503) 672-7053Mailing Address P.O. Box 563, Winchester, OR Zip 974952. Date of Priority (Only one per claim) 12/31/35 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other ( ) (a) \_\_\_\_\_  
Name or kind of source

which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 5 Range 9Section 25, N.W 1/4 of N.W 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, B.M.,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. Steel casing, 25 inches, diameter 6 5/8, case 39  
DEPTH, 380'

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

For Domestic purposes from 1/1 to 12/31 amount .04 (cfs)For Shop purposes from 1/1 to 12/31 amount \_\_\_\_\_  
(Both dates are inclusive)7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1- Domestic, Shop & LAWN-GARDEN

MICROFILMED

OCT 06 1992

## **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.

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: 5 Range 9

Section 25, N.W 1/4 of N.W 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of Owyhee 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 X No \_\_\_\_\_  
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.  
None

14. Remarks: \_\_\_\_\_

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 Shoo Fly TRUST, that I have signed the foregoing  
document in the space below as TRUSTEE of Shoo Fly TRUST  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Margaret L. Morris Date 12/24/88

Title and Organization Trustee Shoo Fly Trust

State of Idaho/or \_\_\_\_\_ }  
County of Owyhee } SS.

Subscribed and sworn (or affirmed) before me this 14th day of Dec. 1988

SEAL

Notary Public Linda Warner

Residing at Boise, ID

My Commission Expires Dec. 8, 1994

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

MICROFILMED  
OCT 06 1992

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.

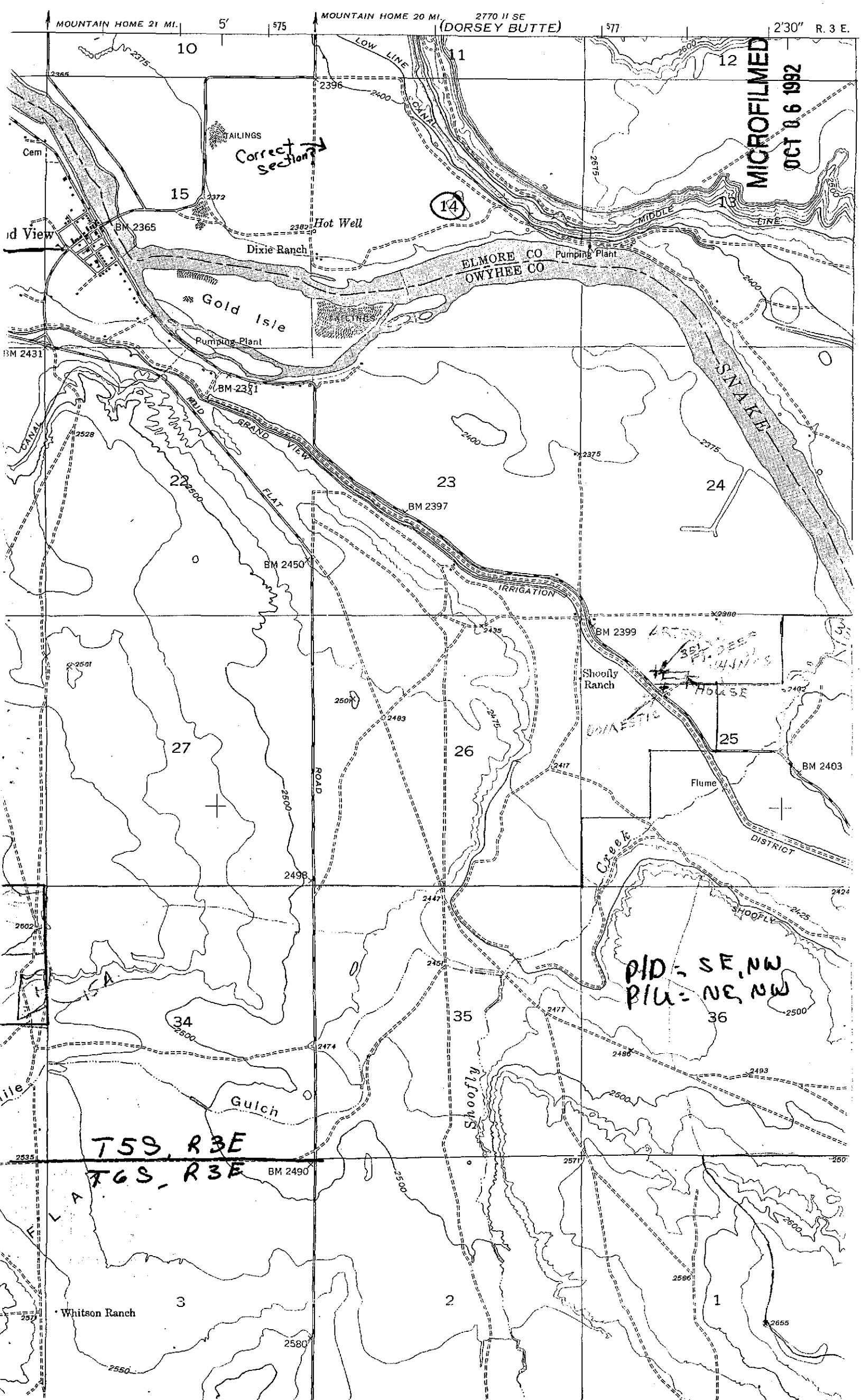
5S. 3E

Remarks

Artesian well

RECEIVED

SEP 8 1988

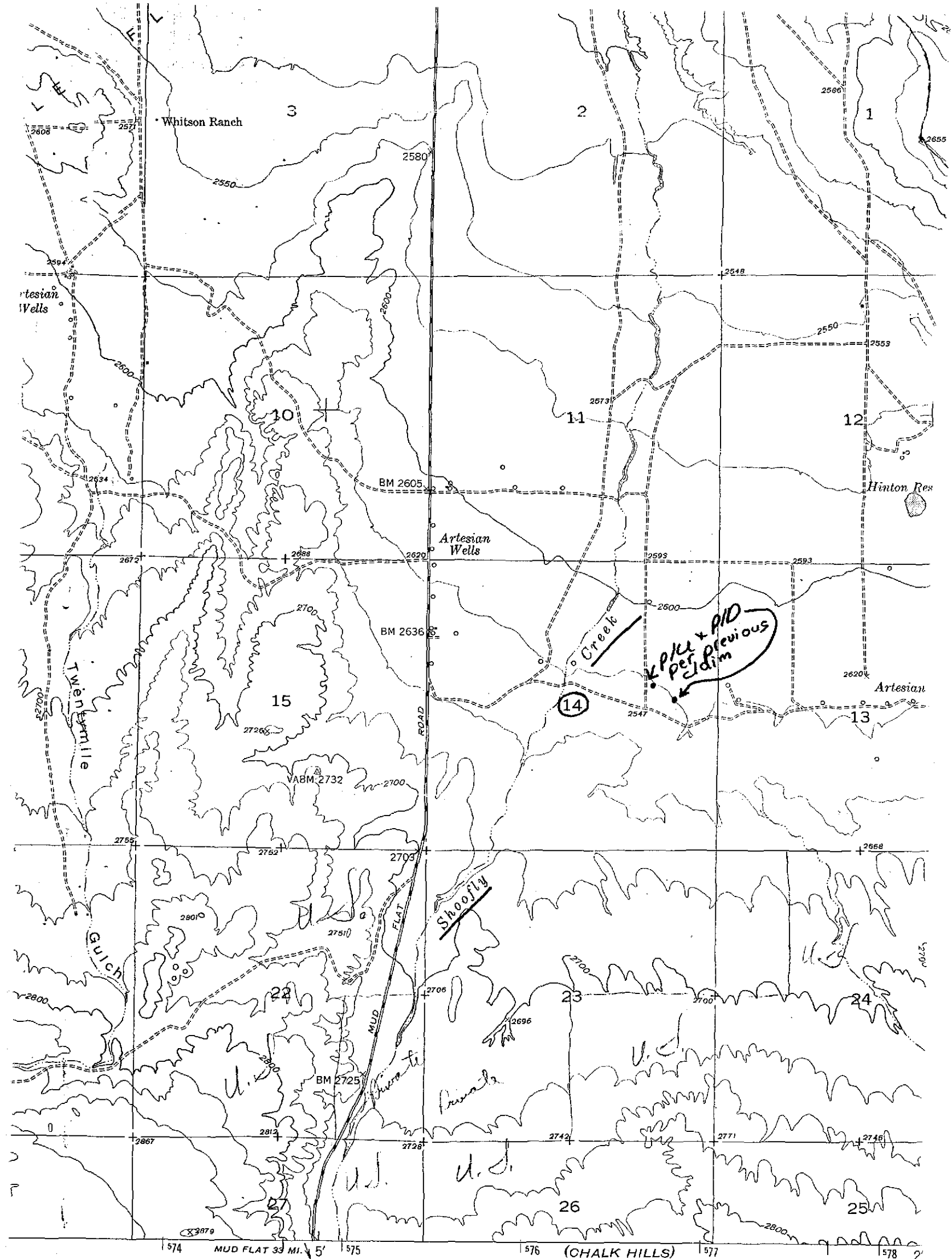


MICROFILMED  
OCT 06 1992

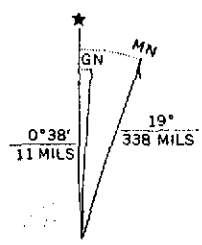
Correct section

P1D: SE, NW  
P1U: NE, NW

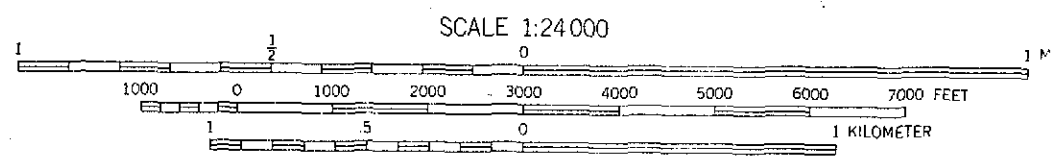
T5S, R3E  
T6S, R3E



al Survey



UTM GRID AND 1947 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



CONTOUR INTERVAL 25 FEET  
CONTOUR INTERVAL ON RIVER SURFACE 5 FEET  
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D.C. 20  
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

1/23/1988

## SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Shoo Fly Trust

CLAIM IDENT. NO.

DATE RECEIVED

12-14-88CR # M2181

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO \*
2. Is a priority date entered? ☒ YES ☐ NO \*
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO \*
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO \*
3. (a) Is a source entered? ☒ YES ☐ NO \*
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☒ YES ☐ NO \*
5. Is there a description of the diverting works? ☒ YES ☐ NO \*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO \*
- Is the period of use included? ☒ YES ☐ NO \*
- Is a quantity claimed for each use? ☒ YES ☐ NO \*
7. Is a total quantity claimed entered? ☒ YES ☐ NO \*
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
- Is the consumptive use correct? ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☒ YES ☐ NO \*
11. Is (are) the county(ies) entered? ☒ YES ☐ NO \*
12. Is the ownership of p.u. checked? ☒ YES ☐ NO \*
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO \*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
15. Is the basis of the claim indicated? ☒ YES ☐ NO \*
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO \*
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO \*
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO \*
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt ☒ YES ☐ NO \*
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A ☒ YES ☐ NO \*
22. Should this claim be receipted and data entered? ☒ YES ☐ NO \*

Claim checked by: LWDate: 4-4-89Claim must be returned to claimant: (Yes) (No)Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

Claim data entered by: \_\_\_\_\_

Date: \_\_\_\_\_

Sent to claimant by: \_\_\_\_\_

Date: \_\_\_\_\_

Checked by: OCT 08 1992Comments: Legal does not indicate direction, total quantity, docket sheet

MICROFILMED

AJ0749NP  
No. R57-10796

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

DATE: 11/26/97  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                                         | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C             | LAJEAN DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                          | 12/31/1935       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          |                     |
|               |                                                                                                        |                  |           | TOTAL DIVERSION:      | 0.04 CFS          |                     |
| C             | LISA FIELD                                                                                             |                  |           |                       |                   |                     |
| C             | PATRICK FIELD<br>PO BOX 245<br>GRANDVIEW ID 83624<br>(208) 834-2963                                    |                  |           |                       |                   |                     |
| C             | ALVIN G DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                         |                  |           |                       |                   |                     |
| D             | SHOO FLY TRUST<br>MARGARET L DORIUS TRUSTEE<br>PO BOX 563<br>WINCHESTER OR 974950563<br>(503) 672-7053 |                  |           |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05S R03E S25

NNW

OWYHEE County

Place of use Legal Description for: DOMESTIC

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |    |   |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 05S | 03E | 25 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |
|     |     |    | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

MICROFILMED

OCT 07 1998

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 PARCEL NO. RP0154602.

Dates: Exam Made Date: Verified Date: 11/26/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

AJ0749NP  
No. R57-10796

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

DATE: 11/26/97  
PAGE: 2

=====

Comments: Date: 04/06/1995 User-ID: MMINICUC Subject: OWNERSHIP  
OWNERSHIP CHANGED 04/06/1995.

Date: 10/28/1996 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE  
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 11/26/97 RHOWERTO

MICROFILMED

OCT 07 1998

AJ0749NP  
No. R57-10796

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

DATE: 11/26/97  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                                         | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C             | LAJEAN DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                          | 12/31/1935       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          |                     |
|               |                                                                                                        |                  |           | TOTAL DIVERSION:      | 0.04 CFS          |                     |
| C             | LISA FIELD                                                                                             |                  |           |                       |                   |                     |
| C             | PATRICK FIELD<br>PO BOX 245<br>GRANDVIEW ID 83624<br>(208) 834-2963                                    |                  |           |                       |                   |                     |
| C             | ALVIN G DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                         |                  |           |                       |                   |                     |
| D             | SHOO FLY TRUST<br>MARGARET L DORIUS TRUSTEE<br>PO BOX 563<br>WINCHESTER OR 974950563<br>(503) 672-7053 |                  |           |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05S R03E S25

NWNW

OWYHEE County

Place of use Legal Description for: DOMESTIC

|     | NE  |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S  | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 05S | 03E | 25 | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    |

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

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 PARCEL NO. RP0154602.

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

DATE: 11/26/97  
PAGE: 2

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

Date: 10/28/1996 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE  
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO AN EXP REMARK.

**Audit:** 00/00/00

OCT 07 1998

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 11/26/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R57-10796

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A57-10796  
57-10796

R57-10796

## B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME            | AJ<br>#/USE/ACRES | WR<br>#/USE/ACRES | LANDSAT<br>DATA |
|-------------|-----|-----|-----|-----|-----|-----------------|-------------------|-------------------|-----------------|
| 05S         | 03E | 25  | NW  | NW  |     | DALLEY, LAJEAN  | R57-10796 /43/    | - / /             | 41.0            |
|             |     |     | NW  | NW  |     | MEDINA, RUTH    | A57-10180 /43/    | - / /             |                 |
|             |     |     | NW  | NW  |     | DALLEY, LAJEAN  | 57-10796 /43/     | - / /             |                 |
|             |     |     | NW  | NW  |     | DALLEY, ALVIN G | A57-10796 /43/    | - / /             |                 |
|             |     |     | NW  | NW  |     | MEDINA, FRANK   | 57-10180 /43/     | - / /             |                 |
| TOTAL ACRES |     |     |     |     |     |                 | R57-10796         |                   | 41.00           |

POU COUNTY: OWYHEE

MICROFILMED

OCT 07 1998

AJ0749NP  
No. 57-10796

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

DATE: 04/06/95  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                                         | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C             | LAJEAN DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                          | 12/31/1935       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          |                     |
|               |                                                                                                        |                  |           | TOTAL DIVERSION:      | 0.04 CFS          |                     |
| C             | LISA FIELD                                                                                             |                  |           |                       |                   |                     |
| C             | PATRICK FIELD<br>PO BOX 245<br>GRANDVIEW ID 83624<br>(208) 834-2963                                    |                  |           |                       |                   |                     |
| C             | ALVIN G DALLEY<br>BOX 213<br>DRIGGS ID 83422<br>(208) 354-2926                                         |                  |           |                       |                   |                     |
| D             | SHOO FLY TRUST<br>MARGARET L DORIUS TRUSTEE<br>PO BOX 563<br>WINCHESTER OR 974950563<br>(503) 672-7053 |                  |           |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T05S R03E S25 NWNW

OWYHEE County

Place of use Legal Description for: DOMESTIC

|            | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T R S      | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 05S 03E 25 | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  |

PDU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 1 HOUSE

Other Rights: NONE

Remarks: PARCEL NO. RP0154602.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

MICROFILMED  
SEP 27 1996

AJ0749NP  
No. 57-10796

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

DATE: 04/06/95  
PAGE: 2

=====

Comments: Date: 04/06/1995 User-ID: MMINICUC Subject: OWNERSHIP  
OWNERSHIP CHANGED 04/06/1995.

Audit: 04/06/95 MMINICUC

MICROFILMED  
SEP 27 1998



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

Date: APRIL 6, 1995

RE: Notice of Claim to a Water Right No(s). A57-10796

[ ALVIN E DALLEY  
LAJEAN DALLEY  
BOX 213  
DRIGGS ID 83422 ]

[ ]

Dear Claimant(s):

We have received the Change of Ownership Form 42-1409(7) in connection with the above referenced claim. Enclosed is a computer generated copy of the information on this claim, which now reflects the change of ownership to the Department's records. Please be advised that this claim was previously submitted to the Snake River Basin Adjudication (SRBA) Court in Twin Falls to be decreed as a part of the Department's Director's Report for water rights in Basin 57.

Although the Department's records have been changed to reflect this ownership change, SRBA Judge Daniel C. Hurlbutt, Jr. has issued a Court Order dated June 17, 1993, requiring that any claimant with a claim submitted for final decree must complete the enclosed Standard Form 3 before the Court's records for the decree will be changed to reflect the new owner. Standard Form 3 is enclosed along with the directions on how and where to mail the completed form.

If you have any questions concerning this Standard Form 3, please do not hesitate to contact this office at (208)334-2190 or the SRBA Court at (208)736-3011.

Sincerely,

Adjudication Staff  
Department of Water Resources  
Western Region Office  
(208)334-2190

Enclosures

MICROFILMED  
SEP 27 1996



# 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

Date: APRIL 6, 1995

RE: Notice of Claim to a Water Right No(s). A57-10796

[  
LISA FIELD  
PATRICK FIELD  
PO BOX 245  
GRANDVIEW ID 83624  
]

Dear Claimant(s):

We have received the Change of Ownership Form 42-1409(7) in connection with the above referenced claim. Enclosed is a computer generated copy of the information on this claim, which now reflects the change of ownership to the Department's records. Please be advised that this claim was previously submitted to the Snake River Basin Adjudication (SRBA) Court in Twin Falls to be decreed as a part of the Department's Director's Report for water rights in Basin 57.

Although the Department's records have been changed to reflect this ownership change, SRBA Judge Daniel C. Hurlbutt, Jr. has issued a Court Order dated June 17, 1993, requiring that any claimant with a claim submitted for final decree must complete the enclosed Standard Form 3 before the Court's records for the decree will be changed to reflect the new owner. Standard Form 3 is enclosed along with the directions on how and where to mail the completed form.

If you have any questions concerning this Standard Form 3, please do not hesitate to contact this office at (208)334-2190 or the SRBA Court at (208)736-3011.

Sincerely,

Adjudication Staff  
Department of Water Resources  
Western Region Office  
(208)334-2190

Enclosures

MICROFILMED  
SEP 27 1996



## 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

**DATE** April 6, 1995

[ MARGARET L DORIUS, TRUSTEE  
SHOO FLY TRUST  
PO BOX 563  
WINCHESTER OR 97495 ]

RE: Notice of Claim(s) No(s): A02-00056, A57-10796

**Dear Claimant:**

Enclosed is a copy of the "Notice of Change of Water Right Ownership" which has been submitted to this office. This form identifies you as the former owner of the above-referenced water right(s).

This letter is to notify you that the ownership of the water right(s) has been changed to the name(s) identified as the New Owner/Claimant. This reflects the change in ownership of the land and appurtenant water right(s).

If you have any questions regarding this matter, please contact this office.

Sincerely,

Adjudication Staff  
Western Region Office

MM/m  
Enc.

MICROFILMED

SEP 27 1996



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

MAR 15 1995

Department of Water Resources

DATE OF CLOSING: 3/8/1994

LEGAL DESCRIPTION OF PROPERTY: Township 55 Range 3E  
 Section 25, NW 1/4 of NW 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)

RECEIVED

MAR 20 1995

WATER RESOURCES  
WESTERN REGION

☒ Water Right Number(s)  
 Assigned by IDWR:

A57-10796

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

5400 FLY TRUSTMARGARET L. DORIS, TrusteeP.O. Box 56 Winchester OR 97495

☐ New Owner/Claimant  
 (Purchaser):

PATRICK & LISA FIELD ALVIN & LAJAN DALLEY

☐ New Mailing Address:

P.O. Box 245Box 213Grandview IdahoDRIGGS, IDAHO8362483422

☐ New Telephone Number:

(208) 834-2963208-354-2926

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

undivided 1/2 interest to eachparty

☐ Attach proof of  
 ownership, describe  
 proof attached:

warranty deeds attached

(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)

Alvin Dalley  
Patrick B. Field

Date March 15-95Date 3-15-95

☐ Signature of Former  
 Owner/Claimant(s):

Date

Date

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

No objection to W/R found. as they were given 8F3.

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 03/24/1995 By: TTM

Further Action Needed:

Deed from Dalley's - Request 03/24/1995

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

MICROFILMED

SEP 27 1996

## INSTRUCTIONS

RECEIVED  
MAR 1 2 1992  
This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

RECEIVED  
MAR 1 2 1992  
Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form, please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

RECEIVED  
MAR 1 2 1992  
The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

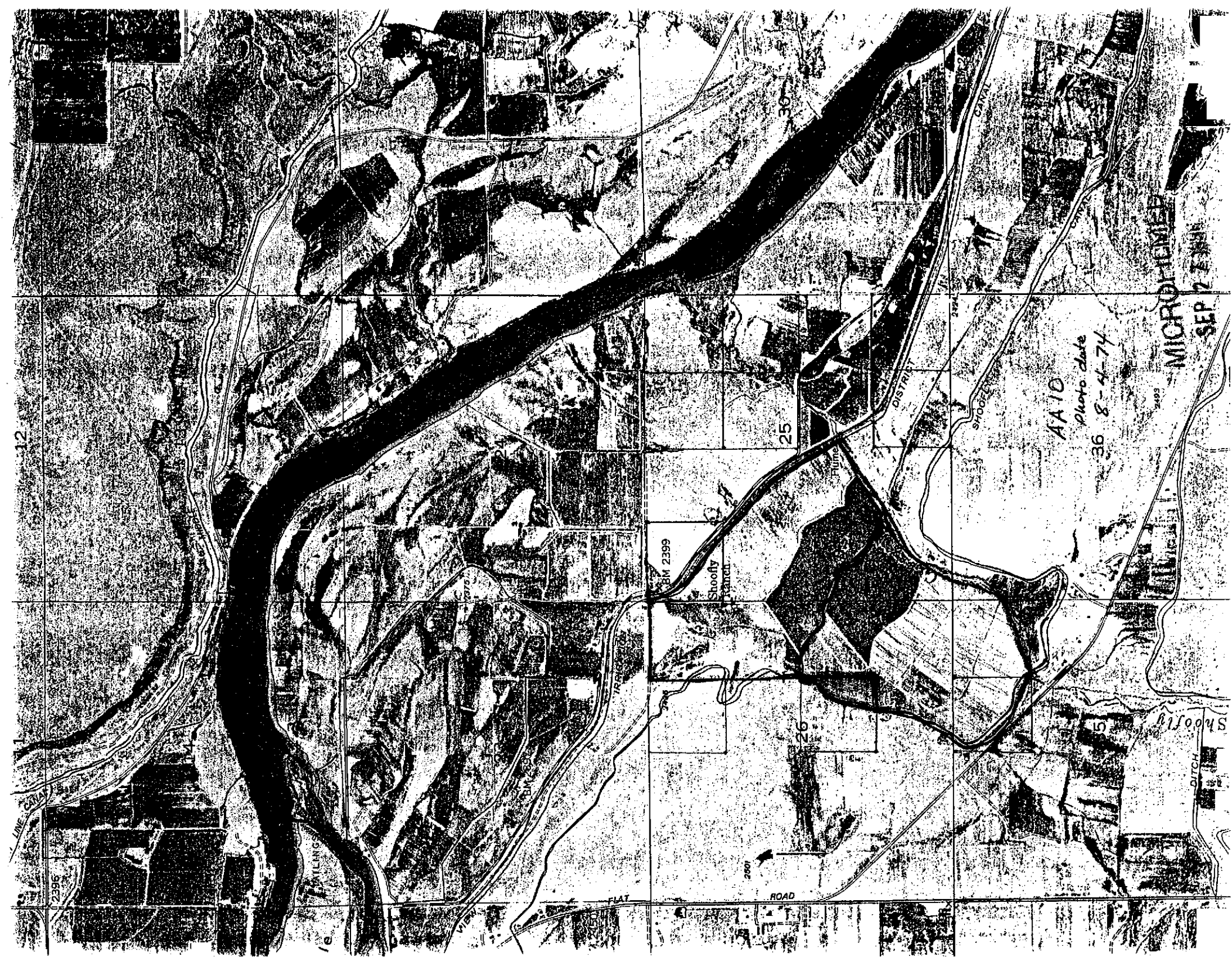
If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.



12

25

26

30

LINE CANAL

SHOOTING CANAL

DISTRICT

SHOOTING

ROAD

FLAT

VIEW

BM 2399

Shoofly Branch

BM 2398

BM 2397

AA 10

Photo date 36 8-4-74

Shoofly

DITCH

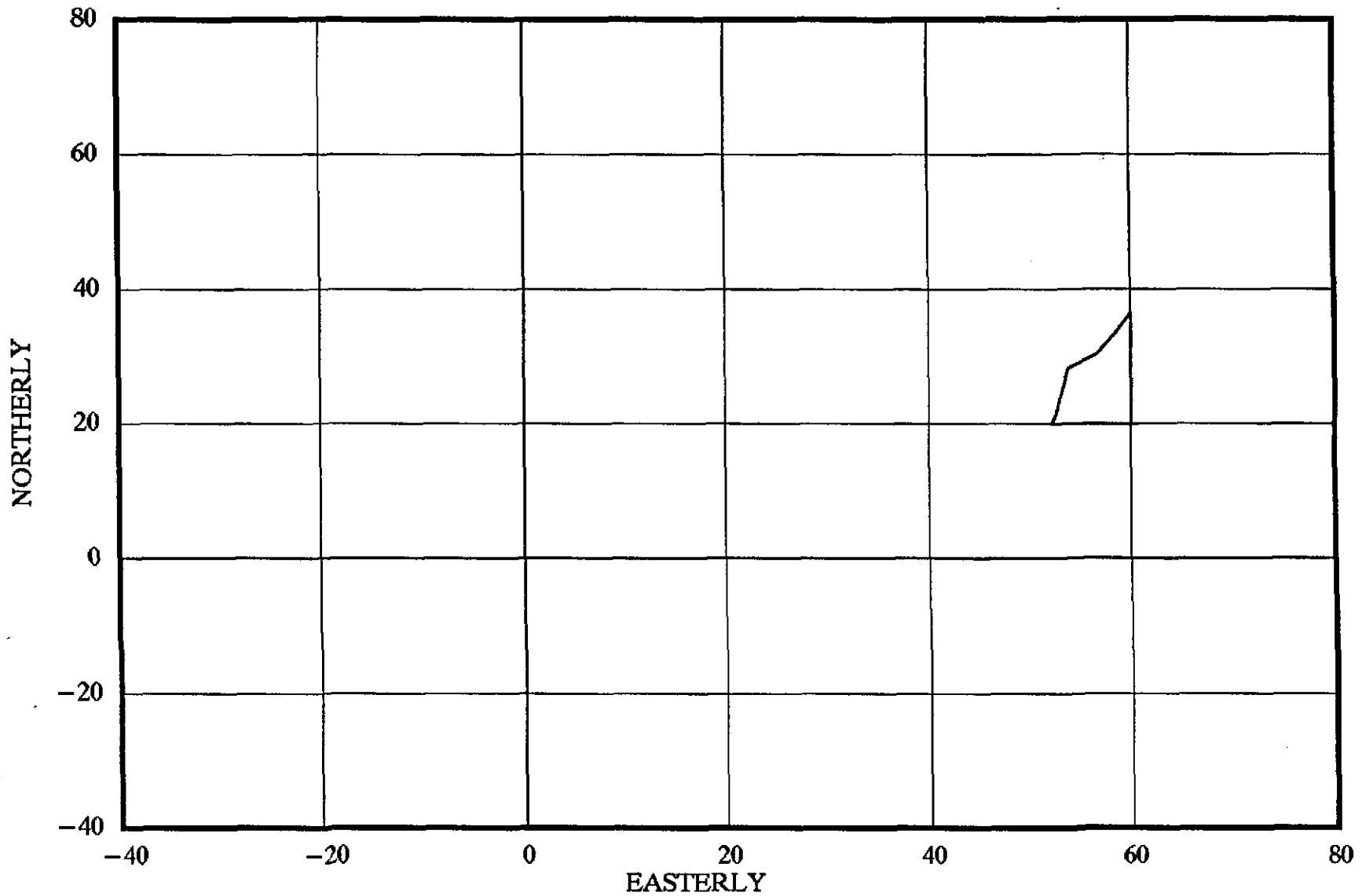
MICROFILMED

SEP 2 1974

Parcel described as being in  
Toss RO3E 5.26

## PARCEL PLOT – METES & BOUNDS

DISTANCE IS IN CHAINS



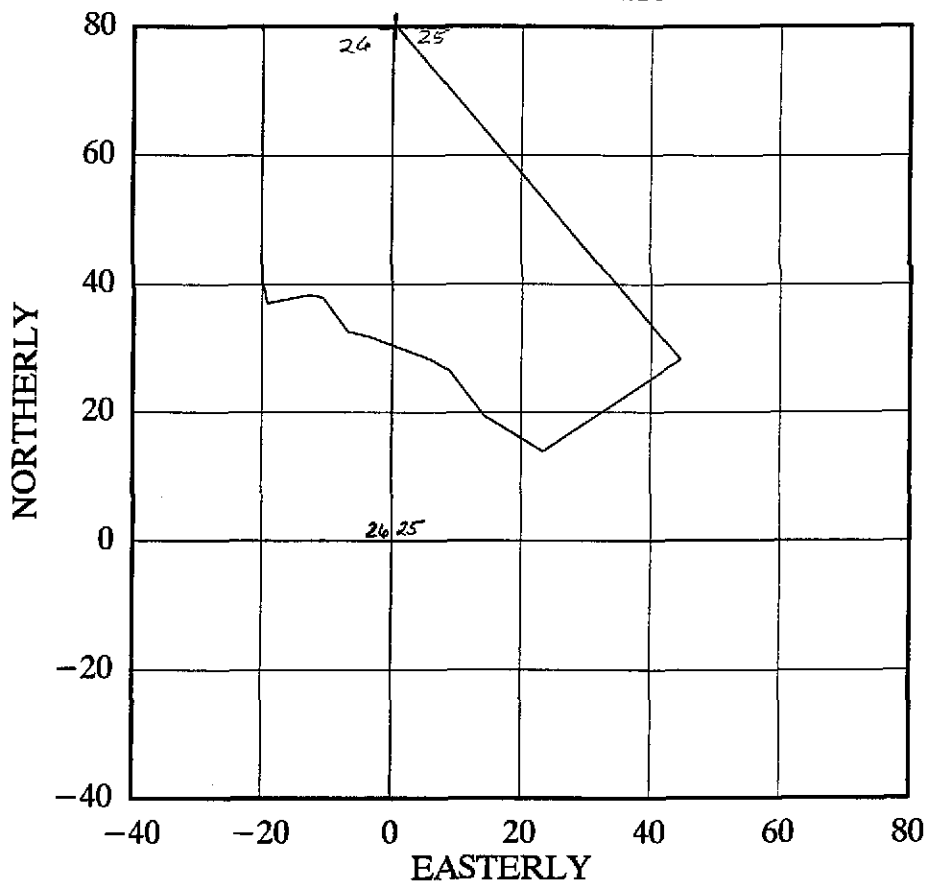
MICROFILMED  
SEP 27 1996

RECEIVED

MAR 20 1995

WATER RESOURCES  
WESTERN REGION

PARCEL PLOT - METES & BOUNDS  
DISTANCE IS IN CHAINS



Parcel described as being in T5S, R3E Sec 25,  
fractions of  $W\frac{1}{2}NW\frac{1}{4}$ ,  $SE\frac{1}{4}NW\frac{1}{4}$ ,  $SW\frac{1}{4}$ ,  $NW\frac{1}{4}SE\frac{1}{4}$  and  
Sec. 26, fractions of  $E\frac{1}{2}NE\frac{1}{4}$ ,  $NE\frac{1}{4}SE\frac{1}{4}$

MICROFILMED

SEP 27 1996

# WARRANTY DEED

For Value Received SHOO FLY TRUST as created by Declaration of Trust dated May 29, 1985, wherein Margaret Lorraine Dorius and James Spooner are named Trustees

the grantors, do hereby grant, bargain, sell and convey unto  
ALVIN G. DALLEY and LaJEAN B. DALLEY, husband and wife

the grantees, whose current address is, P O Box 213, Driggs, ID 83422  
the following described premises, to-wit:

As per Exhibit "A" attached hereto and by reference thereto made a part hereof.

Together with all water rights, ditch rights, rights of way, tenements, hereditaments and appurtenances thereto belonging or used in connection therein.

Subject to exceptions and reservations contained in patents from the United States.

Subject to all easements, restrictions and reservations of record and of use.

SUBJECT TO unrecorded farm lease dated January 22, 1993 by and between Shoo Fly Trust, Lessor, and Randy Hipwell and Nancy Hipwell, husband and wife, Lessee, which lease terminates December 31st, 1995.

RECEIVED  
APR 05 1995  
WATER RESOURCES  
WESTERN REGION

BARBARA JAYO  
OWYHEE COUNTY RECORDER  
BY *[Signature]*  
DEPUTY

94 JUN 22 PM 1 35

FILED-RECORDED

213093

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s that they are the owners in fee simple of said premises; that said premises are free from all incumbrances except taxes and assessments levied for the year 1994 and subsequent years.

and that they will warrant and defend the same from all lawful claims whatsoever.  
Dated: March 8, 1994

Shoo Fly Trust

By *[Signature]*  
Margaret Lorraine Dorius, Trustee

Shoo Fly Trust

By *[Signature]*  
James Spooner, Trustee

Oregon

STATE OF INDIANA COUNTY OF DOUGLAS  
On this 9th day of June, 1994,  
before me, a notary public in and for said State, personally  
appeared

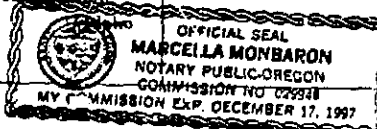
Margaret Lorraine Dorius  
Trustee of Shoo Fly Trust

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to  
me that she executed the same.

*[Signature]*

Residing at *[Signature]*, Oregon  
Comm. Expires 12/17/97

Notary Public



STATE OF IDAHO  
COUNTY OF

On this 8th day of June, 1994, before me, a Notary Public, personally appeared

James Spooner, Trustee of Shoo Fly Trust

known or identified to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to me that  
he executed the same.

*[Signature]*

Notary Public

Residing at *[Signature]*

MICROFILMED

EXHIBIT "A"

AN UNDIVIDED ONE-HALF (1/2) INTEREST

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
 Section 25, being fractions of W $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
 Section 26, being fractions of E $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , more particularly  
 described as follows:

BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 26,  
 T5S, R3E, B.M., Owyhee County, Idaho; thence South 0°03' East a  
 distance of 2600 feet, to a point on the West boundary line of  
 E $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence South 9°54' East, a distance of 249.5 feet to a  
 point on the East right-of-way line of the Grand View Mutual  
 Canal; thence North 78°16' East along a ditch 433.0 feet to a  
 point; thence South 80°04' East along a ditch 145.5 feet to a  
 point; thence South 36°04' East along a ditch 430.0 feet to a  
 point; thence South 77°04' East along a ditch 209.5 feet to a  
 point; thence South 69°16' East along a ditch 700.0 feet to a  
 point; thence South 57°56' East along a ditch 200.0 feet to a  
 point; thence South 37°56' East along a ditch 600.0 feet to a  
 point; thence South 58°56' East along a ditch 692.0 feet to the  
 centerline of Shoofly Creek; thence North 56°03' East, a distance  
 of 1690.4 feet more or less to a point on the Southwest sideline  
 of the R/W of the Grand View Canal; thence Northwest along the  
 above R/W line of the Grand View Canal, a distance of 4488 feet,  
 more or less, to a point on the North Section line of Section 25,  
 T5S, R3E, B.M.; thence North 89°57' West, a distance of 1403  
 feet, more or less, to the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , THE POINT  
 OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO

A parcel of land lying in the following Sections:

Section 25: fractions of SE $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 26: fractions of SE $\frac{1}{4}$

Section 35: fractions of NE $\frac{1}{4}$

Section 36: fractions of NW $\frac{1}{4}$ NW $\frac{1}{4}$  more particularly described as  
 follows:

BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec.  
 26, T5S, R3E, B.M.; thence South 0°03' East, 2600 feet to THE  
 TRUE POINT OF BEGINNING; thence South 0°03' East, 1360 feet to  
 the Northwest corner of SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26; thence West 553 feet  
 along the North boundary line of SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26, to a point  
 on said boundary line, 15 feet West of the West side of Shoofly  
 Canal (now Grand View Mutual Canal); thence Southerly on a  
 meandering line 15 feet West and parallel to the West side of  
 Shoofly Canal (now Grand View Mutual Canal) for a distance of  
 3571 feet, more or less, to a point on the South boundary, also  
 referred to as the South sideline, of NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 35, T5S,  
 R3E, B.M.; thence East a distance of 200 feet more or less to the  
 center of Shoofly Creek; thence Northeasterly along the

CONTINUED

MICROFILMED

SEP 27 1996

centerline of Shoofly Creek a distance of 3592.58 feet more or less to a point; thence North 58°56' West along a ditch 692.0 feet to a point; thence North 37°56' West along a ditch 600.0 feet to a point; thence North 57°56' West along a ditch 200.0 feet to a point; thence North 65°16' West along a ditch 700.00 feet to a point; thence North 77°04' West along a ditch 209.5 feet to a point; thence North 36°04' West along a ditch 430.0 feet to a point; thence North 80°04' West along a ditch 145.5 feet to a point; thence South 78°16' West along a ditch 433.0 feet to a point; thence North 9°54' West, a distance of 249.5 feet to the POINT OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
Section 26: A tract of lying South and East of the Grand View Mutual Canal main canal in the NW¼NE¼ and more particularly described as follows: BEGINNING at the Southeast corner of NW¼SE¼, Section 26, T5S, R3E, B.M., THE TRUE POINT OF BEGINNING; thence North 0°03' East along the East boundary line of the NW¼SE¼, Section 26, as described above, 1,077.24 feet to a point on the Grand View Mutual Canal; thence South 27°18' West, 235.52 feet along the Grand View Mutual Canal right-of-way to a point; thence South 31°27' West, 235.25 feet along the Grand View Mutual Canal right-of-way to a point; thence South 55°20' West, 217.40 feet along the Grand View Mutual Canal right-of-way to a point; thence South 19°23' West 357.42, feet along the Grand View Mutual Canal right-of-way to a point; thence South 8°04' West, 93.55 feet along the Grand View Mutual Canal right-of-way to a point; thence South 16°51' West, 114.31 feet to a point on the South boundary line of the NW¼SE¼ of Section 26; thence East 554.8 feet along the South boundary line of the NW¼SE¼ of Section 26 to THE TRUE POINT OF BEGINNING.

MICROFILMED

SEP 27 1986

INSTRUMENT No.

## QUITCLAIM DEED

For Value Received RELLIS Q. DORIUS

does ~~do~~ hereby convey, release, remise and forever quit claim  
an undivided one half interest  
unto ALVIN G. DALLEY and LAJEAN B. DALLEY, husband and wife, and  
PATRICK B. FIELD and LISA D. FIELD, husband and wife, an undivided one half  
the following described premises, to-wit: interest  
As per Exhibit "A" attached hereto and by reference thereto made a  
part hereof.

RECEIVED  
MAR 29 1995  
WATER RESOURCES  
WESTERN REGION

FILED - RECORDED  
94 JUN 22 PM 1 36  
BARBARA JAYO  
OWYHEE COUNTY RECORDER  
BY *[Signature]*  
DEPUTY  
FEE \$4.00  
INDEXED  
MICROFILMED

213095

together with their appurtenances.

Dated: March 8, 1994

*[Signature]*  
Rellis Q. Dorius

~~CREDAW~~  
STATE OF IDAHO, COUNTY OF ~~Quincy~~ DOUGLAS  
On this 8th day of March, 1994,  
before me, a notary public in and for said State, personally  
appeared  
Rellis Q. Dorius

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to  
me that he executed the same.

*[Signature]*  
Notary Public  
Residing at *[Signature]*  
Comm. Expires 12/17/97

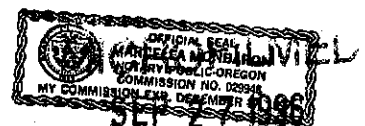


EXHIBIT "A"

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
 Section 25, being fractions of W $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
 Section 26, being fractions of E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{2}$ SE $\frac{1}{4}$ , more particularly  
 described as follows:

BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 26,  
 T5S, R3E, B.M., Owyhee County, Idaho; thence South 0°03' East a  
 distance of 2600 feet, to a point on the West boundary line of  
 E $\frac{1}{2}$ NE $\frac{1}{4}$ ; thence South 9°54' East, a distance of 249.5 feet to a  
 point on the East right-of-way line of the Grand View Mutual  
 Canal; thence North 78°16' East along a ditch 433.0 feet to a  
 point; thence South 80°04' East along a ditch 145.5 feet to a  
 point; thence South 36°04' East along a ditch 430.0 feet to a  
 point; thence South 77°04' East along a ditch 209.5 feet to a  
 point; thence South 69°16' East along a ditch 700.0 feet to a  
 point; thence South 57°56' East along a ditch 200.0 feet to a  
 point; thence South 37°56' East along a ditch 600.0 feet to a  
 point; thence South 58°56' East along a ditch 692.0 feet to the  
 centerline of Shoofly Creek; thence North 56°03' East, a distance  
 of 1690.4 feet more or less to a point on the Southwest sideline  
 of the R/W of the Grand View Canal; thence Northwest along the  
 above R/W line of the Grand View Canal, a distance of 4488 feet,  
 more or less, to a point on the North Section line of Section 25,  
 T5S, R3E, B.M.; thence North 89°57' West, a distance of 1403  
 feet, more or less, to the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , THE POINT  
 OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO

A parcel of land lying in the following Sections:

Section 25: fractions of SE $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 26: fractions of SE $\frac{1}{4}$

Section 35: fractions of NE $\frac{1}{4}$

Section 36: fractions of NW $\frac{1}{4}$ NW $\frac{1}{4}$  more particularly described as  
 follows: BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec.

26, T5S, R3E, B.M.; thence South 0°03' East, 2600 feet to THE  
 TRUE POINT OF BEGINNING; thence South 0°03' East, 1360 feet to  
 the Northwest corner of SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26; thence West 553 feet  
 along the North boundary line of SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26, to a point  
 on said boundary line, 15 feet West of the West side of Shoofly  
 Canal (now Grand View Mutual Canal); thence Southerly on a  
 meandering line 15 feet West and parallel to the West side of  
 Shoofly Canal (now Grand View Mutual Canal) for a distance of  
 3571 feet, more or less, to a point on the South boundary, also  
 referred to as the South sideline, of NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 35, T5S,  
 R3E, B.M.; thence East a distance of 200 feet more or less to the  
 center of Shoofly Creek; thence Northeasterly along the

CONTINUED

RECEIVED

MAR 29 1995

WATER RESOURCES  
 WESTERN REGION

MICROFILMED

SEP 27 1996

centerline of Shoofly Creek a distance of 3592.58 feet more or less to a point; thence North 58°56' West along a ditch 692.0 feet to a point; thence North 37°56' West along a ditch 600.0 feet to a point; thence North 57°56' West along a ditch 200.0 feet to a point; thence North 69°16' West along a ditch 700.00 feet to a point; thence North 77°04' West along a ditch 209.5 feet to a point; thence North 36°04' West along a ditch 430.0 feet to a point; thence North 80°04' West along a ditch 145.5 feet to a point; thence South 78°16' West along a ditch 433.0 feet to a point; thence North 9°54' West, a distance of 249.5 feet to the POINT OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
Section 26: A tract of lying South and East of the Grand View Mutual Canal main canal in the NW¼NE¼ and more particularly described as follows: BEGINNING at the Southeast corner of NW¼SE¼, Section 26, T5S, R3E, B.M., THE TRUE POINT OF BEGINNING; thence North 0°03' East along the East boundary line of the NW¼SE¼, Section 26, as described above, 1,077.24 feet to a point on the Grand View Mutual Canal; thence South 27°18' West, 235.52 feet along the Grand View Mutual Canal right-of-way to a point; thence South 31°27' West, 235.25 feet along the Grand View Mutual Canal right-of-way to a point; thence South 55°20' West, 217.40 feet along the Grand View Mutual Canal right-of-way to a point; thence South 19°23' West 357.42, feet along the Grand View Mutual Canal right-of-way to a point; thence South 8°04' West, 93.55 feet along the Grand View Mutual Canal right-of-way to a point; thence South 16°51' West, 114.31 feet to a point on the South boundary line of the NW¼SE¼ of Section 26; thence East 554.8 feet along the South boundary line of the NW¼SE¼ of Section 26 to THE TRUE POINT OF BEGINNING.

RECEIVED

MAR 29 1995

WATER RESOURCES  
WESTERN REGION

MICROFILMED

SEP 27 1996

## WARRANTY DEED

For Value Received SHOO FLY TRUST as created by Declaration of Trust dated May 29, 1985, wherein Margaret Lorraine Dorius and James Spooner are named Trustees

the grantors, do hereby grant, bargain, sell and convey unto  
PATRICK B. FIELD and LISA D. FIELD, husband and wife

the grantees, whose current address is, P O Box 245, Grand View, ID 83624  
the following described premises, to-wit:

As per Exhibit "A" attached hereto and by reference thereto made a part hereof.

Together with all water rights, ditch rights, rights of way, tenements, hereditaments and appurtenances thereto belonging or used in connection therein.

Subject to exceptions and reservations contained in patents from the United States.

Subject to all easements, restrictions and reservations of record and of use.

SUBJECT TO unrecorded farm lease dated January 22, 1993 by and between Shoo Fly Trust, Lessor, and Randy Hipwell and Nancy Hipwell, husband and wife, Lessee, which lease terminates December 31st, 1995.

RECEIVED  
MAR 20 1995  
WATER RESOURCES  
WESTERN REGION

INDEXED  
MICROFILMED

BARBARA JAYO  
OWYEE COUNTY RECORDER  
BY *[Signature]*  
DEPUTY

94 JUN 22 PM 1 35

FILED-RECORDED

213094

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s that they are the owners in fee simple of said premises; that said premises are free from all incumbrances except taxes and assessments levied for the year 1994 and subsequent years.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 8, 1994

Shoo Fly Trust

By *[Signature]*  
Margaret Lorraine Dorius, Trustee

Shoo Fly Trust

By *[Signature]*  
James Spooner, Trustee

Oregon

STATE OF OREGON, COUNTY OF DOUGLAS

On this *8th* day of *June*, 19 *94*, before me, a notary public in and for said State, personally appeared

Margaret Lorraine Dorius  
Trustee of Shoo Fly Trust

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

*[Signature]*  
Notary Public  
Residing at *Sheridan, Oregon*  
Comm. Expires *12/17/97*

STATE OF IDAHO  
COUNTY OF

On this *8* day of *June* in the year 19 *94*, before me, a Notary Public, personally appeared

James Spooner, Trustee of Shoo Fly Trust  
known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

*[Signature]*  
MICHAEL J. EVANS  
Notary Public  
Residing at *[Address]* Idaho

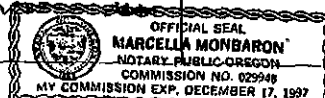


EXHIBIT "A"

AN UNDIVIDED ONE-HALF (1/2) INTEREST

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
Section 25, being fractions of W $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Section 26, being fractions of E $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , more particularly  
described as follows:

BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 26,  
T5S, R3E, B.M., Owyhee County, Idaho; thence South 0°03' East a  
distance of 2600 feet, to a point on the West boundary line of  
E $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence South 9°54' East, a distance of 249.5 feet to a  
point on the East right-of-way line of the Grand View Mutual  
Canal; thence North 78°16' East along a ditch 433.0 feet to a  
point; thence South 80°04' East along a ditch 145.5 feet to a  
point; thence South 36°04' East along a ditch 430.0 feet to a  
point; thence South 77°04' East along a ditch 209.5 feet to a  
point; thence South 69°16' East along a ditch 700.0 feet to a  
point; thence South 57°56' East along a ditch 200.0 feet to a  
point; thence South 37°56' East along a ditch 600.0 feet to a  
point; thence South 58°56' East along a ditch 692.0 feet to the  
centerline of Shoofly Creek; thence North 56°03' East, a distance  
of 1690.4 feet more or less to a point on the Southwest sideline  
of the R/W of the Grand View Canal; thence Northwest along the  
above R/W line of the Grand View Canal, a distance of 4488 feet,  
more or less, to a point on the North Section line of Section 25,  
T5S, R3E, B.M.; thence North 89°57' West, a distance of 1403  
feet, more or less, to the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , THE POINT  
OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO

A parcel of land lying in the following Sections:

Section 25: fractions of SE $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 26: fractions of SE $\frac{1}{4}$

Section 35: fractions of NE $\frac{1}{4}$

Section 36: fractions of NW $\frac{1}{4}$ NW $\frac{1}{4}$  more particularly described as  
follows:

BEGINNING at the Northwest corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec.  
26, T5S, R3E, B.M.; thence South 0°03' East, 2600 feet to THE  
TRUE POINT OF BEGINNING; thence South 0°03' East, 1360 feet to  
the Northwest corner of SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26; thence West 553 feet  
along the North boundary line of SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 26, to a point  
on said boundary line, 15 feet West of the West side of Shoofly  
Canal (now Grand View Mutual Canal); thence Southerly on a  
meandering line 15 feet West and parallel to the West side of  
Shoofly Canal (now Grand View Mutual Canal) for a distance of  
3571 feet, more or less, to a point on the South boundary, also  
referred to as the South sideline, of NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 35, T5S,  
R3E, B.M.; thence East a distance of 200 feet more or less to the  
center of Shoofly Creek; thence Northeasterly along the

CONTINUED

MICROFILMED

SEP 27 1996

centerline of Shoofly Creek a distance of 3592.58 feet more or less to a point; thence North 58°56' West along a ditch 692.0 feet to a point; thence North 37°56' West along a ditch 600.0 feet to a point; thence North 57°56' West along a ditch 200.0 feet to a point; thence North 69°16' West along a ditch 700.00 feet to a point; thence North 77°04' West along a ditch 209.5 feet to a point; thence North 36°04' West along a ditch 430.0 feet to a point; thence North 80°04' West along a ditch 145.5 feet to a point; thence South 78°16' West along a ditch 433.0 feet to a point; thence North 9°54' West, a distance of 249.5 feet to the POINT OF BEGINNING.

IN TOWNSHIP 5 SOUTH, RANGE 3 EAST, B.M., OWYHEE COUNTY, IDAHO  
Section 26: A tract of lying South and East of the Grand View Mutual Canal main canal in the NW¼NE¼ and more particularly described as follows: BEGINNING at the Southeast corner of NW¼SE¼, Section 26, T5S, R3E, B.M., THE TRUE POINT OF BEGINNING; thence North 0°03' East along the East boundary line of the NW¼SE¼, Section 26, as described above, 1,077.24 feet to a point on the Grand View Mutual Canal; thence South 27°18' West, 235.52 feet along the Grand View Mutual Canal right-of-way to a point; thence South 31°27' West, 235.25 feet along the Grand View Mutual Canal right-of-way to a point; thence South 55°20' West, 217.40 feet along the Grand View Mutual Canal right-of-way to a point; thence South 19°23' West 357.42, feet along the Grand View Mutual Canal right-of-way to a point; thence South 8°04' West, 93.55 feet along the Grand View Mutual Canal right-of-way to a point; thence South 16°51' West, 114.31 feet to a point on the South boundary line of the NW¼SE¼ of Section 26; thence East 554.8 feet along the South boundary line of the NW¼SE¼ of Section 26 to THE TRUE POINT OF BEGINNING.

MICROFILMED

SEP 27 1996

# REAL ESTATE PURCHASE AND SALE AGREEMENT AND RECEIPT FOR EARNEST MONEY

This contract stipulates the terms of sale of the property. Read carefully before signing: (including information on reverse side). This is a legally binding contract. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY BEFORE SIGNING.

Grandview Idaho Feb 16 1994  
Alvin G. Dalley and LaJean B. Dalley, husband and wife, or Assigns  
 (hereinafter called "Buyer") agrees to purchase, and the undersigned Seller agrees to sell the following described real estate hereinafter referred to as "premises" commonly known as Shoo Fly Farm  
 City of Grandview County of Owyhee Idaho legally described as: As per attached  
being part of Section 25 and 26 T5S, R3E, B.M., Owyhee County, Idaho  
 (A FULL AND COMPLETE LEGAL DESCRIPTION MUST BE INSERTED, ATTACHED OR WRITTEN ON THE REVERSE HEREOF PRIOR TO EXECUTION BY SELLER. Buyer hereby authorizes broker to insert over his signature the correct legal description of the premises if unavailable at the time of signing, or to correct the legal description previously entered if erroneous or incomplete.)

## EARNEST MONEY

(a) Buyer hereby deposits as earnest money, and a receipt is hereby acknowledged of Five hundred and no/100 dollars (\$ 500.00) evidenced by: ☐ Cash, ☒ Personal Check, ☐ Cashiers Check, ☐ Note Due, ☐ Or \_\_\_\_\_  
 (b) Earnest Money to be deposited in trust account upon acceptance by all parties and shall be held by ☐ Listing Broker, ☐ Selling Broker, ☒ Other Owyhee County Title for the benefit of the parties hereto, and N/A (Broker) shall hold the completely executed broker's copy of this agreement and is responsible for the closing.  
 (c) If all conditions have been met by Buyer, Buyer and Seller agree that the earnest money (less credit report fees, and any other Buyer's costs) shall be refunded to Buyer in the event the financing contemplated herein by Buyer is not obtainable.  
 (d) The parties agree that Owyhee County Title Company shall provide said title policy and preliminary report of commitment and the "closing agent" for this transaction shall be Owyhee County Title. If a long term escrow/collection is involved, then the escrow holder shall be Owyhee County Title Co.

1. TOTAL PURCHASE PRICE IS Six Hundred Eighty Thousand and no/100 DOLLARS (\$ 680,000.00) payable as follows:  
80,500.00

a. \$ See Addendum Cash down, including above Earnest Money (Closing costs are additional).  
 b. \$ \_\_\_\_\_ Balance of the purchase price (M.I.P. not included).

2. FINANCING. This agreement is contingent upon Buyer qualifying for: N/A  
 L.I.F.A. (L.I.V.A. (Conventional), (F.I.N.A. Purchase loan balance as noted above for a period of \_\_\_\_\_ years at \_\_\_\_\_ % per annum. (If FHA or VA loan is sought, read the applicable provisions on the reverse side hereof.) Buyer shall pay no more than \_\_\_\_\_ points plus origination fee if any. Seller to pay only the discount points necessary in order to obtain above described financing but not to exceed \_\_\_\_\_ %.

f. Assumption of existing loan of approximately \$ \_\_\_\_\_ at no more than \_\_\_\_\_ % with monthly payments of \$ \_\_\_\_\_ P.L.T.I.  
 Type of loan \_\_\_\_\_ Buyer shall apply for such loan or assumption within three (3) banking days after Seller's acceptance of this agreement.

OTHER FINANCING, TERMS & CONDITIONS: See Addendum

Seller hereby acknowledges that it is the intention of the Buyer to complete an IRA Code Section 1031 tax deferred exchange & that the Seller's rights and obligations under this agreement may be assigned to Rocky Mountain Accommodators, Inc. for the purpose of completing such exchange. Seller agrees to cooperate with Buyer & accommodator as necessary to complete said exchange at no additional cost or liability to the Seller.

3. THIS AGREEMENT IS, IS NOT CONTINGENT upon sale and closing of \_\_\_\_\_ on or before \_\_\_\_\_  
 (If a contingency is noted please read applicable conditions on the reverse hereof.)

4. PERSONAL PROPERTY SPECIFICALLY INCLUDED IN THIS SALE: Lift pump, motor and power meter base  
24 X 52 Nashua Mobile Home

5. ITEMS SPECIFICALLY EXCLUDED IN THIS SALE: None

## COSTS PAID BY:

Costs in addition to those listed below may be incurred by Buyer and Seller. Unless otherwise agreed herein, or provided by law or required by lender, Buyer shall purchase Seller's reserve account if loan assumption.  
☐ Yes ☒ No. Purchaser's Extended Coverage Title Policy requested. Additional premium paid by \_\_\_\_\_ See item #17 on reverse side.  
 If requested by lender or otherwise stated herein, the below costs will be paid as indicated.

| Costs Paid By | Appraisal | Loan Assumpt. | Well Inspect. | Pump/Inspect Septic | City/County Code Inspect. If required | Contract and/or Document Prep. | Closing Agent's Fee | Long Term Escrow Fees | Lender or Code Repairs | 1031 Exchange |
|---------------|-----------|---------------|---------------|---------------------|---------------------------------------|--------------------------------|---------------------|-----------------------|------------------------|---------------|
| BUYER         |           |               |               |                     |                                       |                                |                     |                       |                        |               |
| N/A           | X         | X             | X             | X                   | X                                     |                                |                     |                       | X                      | X             |
| SELLER        |           |               |               |                     |                                       |                                |                     |                       |                        |               |
| SPLIT EQUALLY |           |               |               |                     |                                       | X                              | X                   | X                     |                        |               |

Cost of lender or code repairs not to exceed \$ N/A. Discount points to be paid as agreed on line 29 and 30. SELLER UNDERSTANDS that as a result of any city or county inspections HE MAY BE REQUIRED TO MAKE REPAIRS to the property in order to comply with the housing code WHETHER OR NOT A SALE IS COMPLETED UNDER THIS AGREEMENT. Per terms and upon expiration of existing Farm Lease & \_\_\_\_\_

7. POSSESSION. Buyer shall be entitled to possession of the property on \_\_\_\_\_ House Rental/Lease \_\_\_\_\_ means the date on which all documents are either recorded or accepted by an escrow agent and the sale proceeds are available to Seller. Taxes and water assessments (using the last available assessment as a basis), rent, insurance premiums, interest and reserves on liens, encumbrances or obligations assumed and utilities shall be pro-rated as of \_\_\_\_\_ assuming 1994 taxes & water. Buyer shall pay for fuel in tank, amount to be determined by the supplier at Seller's expense.

8. CLOSING. On or before the closing date, Buyer and Seller shall deposit with the closing agent all funds and instruments necessary to complete the sale. The closing date shall be no later than March 10, 1994 but preferable by March 1, 1994.

9. ACCEPTANCE. Buyer's offer is made subject to the acceptance of Seller on or before 12:00 o'clock midnight of February 21, 1994 If Seller does not accept this agreement within the time specified, the entire Earnest Money shall be refunded to Buyer on demand. Seller's counter offer (if any) is made subject to the acceptance of Buyer on or before 12:00 o'clock midnight of \_\_\_\_\_ TIME IS OF THE ESSENCE OF THIS AGREEMENT.

10. IMPORTANT: It is understood that the REALTORS are agents of and represent only the Seller unless otherwise stipulated and as such will not be compensated by the Buyer.

Listing Agency: N/A Selling Agency: N/A  
 By: \_\_\_\_\_ Phone: \_\_\_\_\_ By: \_\_\_\_\_ Phone: \_\_\_\_\_  
 Buyer: \_\_\_\_\_ Buyer's Address: \_\_\_\_\_  
 Buyer: \_\_\_\_\_ Buyer's Phone: Residence \_\_\_\_\_ Business \_\_\_\_\_

On this date, \_\_\_\_\_ I/We hereby approve and accept the sale set forth in the above agreement and agree to carry out all the terms thereof on the part of the Seller and the undersigned further agrees to pay a commission of \_\_\_\_\_ to the above named Broker(s) for services. Commission will be paid in cash unless otherwise agreed in writing. I/We further acknowledge receipt of a true copy of this agreement signed by both parties.

Seller: \_\_\_\_\_ Seller's Address: \_\_\_\_\_  
 Seller: \_\_\_\_\_ Seller's Phone: Residence \_\_\_\_\_ Business \_\_\_\_\_

A true copy of the foregoing agreement, signed by the Seller and containing the full and complete legal description of the premises, is hereby received on this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

Buyer: \_\_\_\_\_ Buyer: \_\_\_\_\_  
 THE PROVISIONS CONTAINED ON THE REVERSE SIDE OF THIS PAGE SHALL ALSO CONSTITUTE PART OF THE AGREEMENT. EACH OF THE PARTIES ACKNOWLEDGES READING THIS AGREEMENT IN FULL.

Buyer's Initial

Seller's Initial  
 SEP 27 1996

Addendum to Real Estate Purchase and Sale Agreement

Buyer: Alvin G. Dalley and LaJean B. Dalley

Seller: Shoo Fly Trust

1(b) and 2. Balance of Purchase price shall be paid as follows:

1) Accommodator shall assign to Seller at closing the Mortgage secured by Demand Note dated January 26, 1994 executed by Edwin James Thomas II recorded as Instrument No. 115207, Madison County, Idaho in the principal sum of \$93,500.00. Seller shall receive all interest and payments under said note and mortgage. (A copy of said mortgage and note is attached)

2) Because sale is subject to an existing Lease on the Land and Improvements Seller shall not be obligated to deliver possession and shall receive all lease payments for 1994 and 1995 as follows:

A) Farm lease for 1994 of \$52,000.00 plus house lease of \$4,200.00

B) Farm Lease for 1995 of \$54,000.00 plus house lease of \$4,200.00.

C) Total sum of leases being One Hundred Fourteen Thousand Four Hundred Dollars (\$114,400.00) to be deducted from the Sales Price.

3) Balance of purchase price shall be payable as follows:

Buyer shall executed a promissory note secured by a first mortgage in favor of the Seller in the principal sum of Three Hundred Ninety One Thousand Six Hundred Dollars (\$391,600.00) plus interest at six percent (6%) per annum payable as follows:

A) Interest shall commence January 1, 1996.

B) Semi-annual payment in the sum of Twenty Six Thousand Dollars (\$26,000.00) payable June 30 and December 31 of each year commencing in 1996.

C) Prepayment in full or in part may be made at any time.

D) If not paid sooner the entire balance shall be due and payable in full December 1, 2005.

7. As additional consideration Buyer agrees to assume and pay all 1994 and 1995 County taxes and water assessments.

Special provisions: Buyer agrees to complete filing of all Snake River Water rights adjudication as Buyer's expense. Seller acknowledges that the only water right currently on file for the real property is "Beneficial Use" and Seller agrees to provide such information as Seller may have available. Buyer agrees to provide Seller with copies of said filings on or before September 30, 1994. Buyer shall not be obligated to perfect 1912 priority as currently calmed.

MICROFILMED  
SEP 27 1996

MANT'S NAME: Shoo Fly Trust / Dalley - Field

DATE: \_\_\_\_\_

TY: OwyheeOYEE: TTT. WICUCCI

03/24/1995: Mr. Alvin Dalley confirmed that all four persons own all of the land. He will send a warranty deed to IDWR which shows Dalleys' ownership.

03/30/1995: Called Mrs. LaJean Dalley, who asked that I call the Fields, as she had no knowledge of the paperwork. I called Lisa Field and explained that although R. Dorris had quitclaimed any interest to the property, IDWR requires proof that Shoo Fly Trust sold to Dalley. Mrs. Field indicated that she would contact the title co. for that documentation and update me ASAP.

MICROFILMED  
SEP 27 1996

WATER RIGHT NUMBER - A57-10796

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
SHOO FLY TRUST

1 - MARGARET L. DORRIS, TRUSTEE

2 - P.O. BOX 563

3 -

CITY- WINCHESTER

STATE- OR ZIP- 97495

PHONE - 503-672-7053

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +  
12/31/1935 ERROR IN REGION J - BENEFICIAL USE+ - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +  
GROUNDWATER+ - - - - POINT OF DIVERSION - - - - - +  
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05S 03E 25 NW NW (73) DWYHEE

+ - - - - WATER USE - - - - - +  
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME  
43 - DOMESTIC 01/01 12/31 0.040+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +  
0.040+ - - - - PLACE OF USE - - - - - +  
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY  
05S 03E 25 NW NW 43 DOMESTIC (73 ) DWYHEE

+ - - DIVERSION MEANS - 380' WELL, WITH CASING

+ - - NON-IRRIGATION USE - DN 1 HOUSE WITH SHOP, LAWN AND GARDEN

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +  
NO REMARKS FOUND.+ - - - - OLD WATER RIGHT NUMBERS - - - - - +  
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - CONDITIONS OF APPROVAL - - - - - +  
NO CONDITIONS OF APPROVAL FOUND.+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +  
00/00/0000

+ - - AUDIT FIELDS - 04/17/89 HARRIS 10/24/89 REFUNDML

MICROFILMED  
OCT 06 1992

WATER RIGHT NUMBER - A57-10796

PREFIX TRANSLATION: ADJUDICATION CLAIM

- - -COMMENTS- -  
NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA

|                       |              |                       |              |                         |         |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING   | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER       | - 39576 |
| OBJECTION FILED DATE  | - 00/00/0000 | FIELD INSPECTION FLAG | -            | OLD CASE NUMBER         | -       |
| RESPONSE FILED DATE   | - 00/00/0000 | VERIFIED DATE         | - 00/00/0000 | OLD JUDICIAL DISTRICT   | -       |
| CLAIM RECEIVED DATE   | - 12/14/1988 | LAST AMENDED DATE     | - 00/00/0000 | TEMPORARY RIGHT         | - P     |
| PROOF DUE DATE        | - 00/00/0000 | PROOF MADE DATE       | - 00/00/0000 | WATER DISTRICT          | -       |
| LICENSED DATE         | - 00/00/0000 | RECEIPT NUMBER        | - M002181    | FEDERAL/STATE INDICATOR | - S     |
| CLAIMS TAPE ERROR FLG | -            | POU OWNERSHIP FLAG    | - Y          | PRESUMPTION FLAG        | -       |
| FEE EXEMPT FLAG       | -            | NAME CONNECTOR        | -            |                         |         |

RP 0154602

**DATA ENTRY**

DATA EN  
ENTERED 11/25/91 ca  
CHECKED 12-2-91 AS

"Verified By"  
 Topo Map/Ortho-PQ  
 ASOS Map  
 Watermaster Records  
 NAPP Photos  
 Field Exam  
 Other (See Remarks)  
 County Records  
 Witness Statement  
 Project Records  
 IDWR Records

**MICROFILMED**  
**OCT 06 1992**

**VERIFIED**

MAR - 1991

CERTIFIED  
MAR 21 1991

WATER EXAMINER

## CONVERSATION MEMORANDUM

DATE 4-4-89FILE 57

NAME OF PARTY

EMPLOYEE

*Margaret Davis*  
*Shor Fly Trust*  
*Linda W. Porter*

RE:

*Directions on legal = 5S, 3E, Sec. 25**total quantity = 0.04**docket sheet fee = sending check*  
*receipt # W2548**4-7-89**artesian well**A02-00056 - vir. claim*

MICROFILMED

OCT 06 1992