

10-24-05

Dear Mike,

Here are the
signed & notarized
papers you requested.

I have the original
Richard signed

Yours truly


208-253-6023

RECEIVED
OCT 26 2005
Department of Water Resources

9-16-05

Dear Sirs

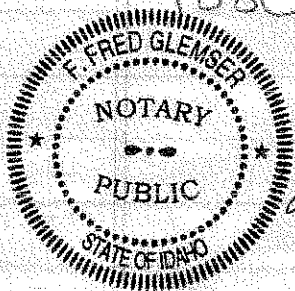
Enclosed is a legal description of
the property at Crooked River.
Water right #'s are 69,04103 crooked
river - 4-1-1888

69-04015 Crooked River Flood

69-04104, 4-1-1888 Moonshine

69-04016 - 4-1-1888 Moonshine Flood

This ground came to me
through my family. I remember
hearing my grandparents say that
it had been irrigated in the late
1880's.



9/29/2005
Fred Glemser

Yours truly,
V. Richard Harrington
V. Richard Harrington
9/29/05

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 69-4103

WATER RIGHT NUMBER: 69-4103

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RICHARD V HARRINGTON HC 62 BOX 378 COUNCIL, ID 83612
<u>1st</u> Original Owner	CLARA HARRINGTON HORNET CREEK STAR RT COUNCIL, ID 83612 (208)253-4896
Current Owner	CHARLETA A SCISM PO BOX 44 COUNCIL, ID 83612 (208)253-6023
Current Owner	DOUGLAS M SCISM PO BOX 44 COUNCIL, ID 83612 (208)253-6023
Original Owner	MELBA J HARRINGTON HC 62 BOX 378 COUNCIL, ID 83612

4-1-1888

Priority Date: 04/01/1888
Basis: Statutory Claim
Status: Active

SourceTributary

CROOKED RIVER

WILDHORSE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/01	6.810 CFS	
	<u>Total Diversion:</u>	6.810 CFS	

Location of Point(s) of Diversion

CROOKED RIVER	NE1/4SW1/4SE1/4	Sec. 10, Twp 18N, Rge 03W
ADAMS County		
CROOKED RIVER	SW1/4NE1/4NE1/4	Sec. 15, Twp 18N, Rge 03W
ADAMS County		

Place of UseIRRIGATION Within ADAMS County

T18N R03W S14	NWNE	10.0	T18N R03W S14	SWNE	3.0
T18N R03W S14	NENW	40.0	T18N R03W S14	NWNW	39.0
T18N R03W S14	SWNW	35.0	T18N R03W S14	SENW	40.0
T18N R03W S14	NESW	30.0	T18N R03W S14	SESW	40.0
T18N R03W S15	NENE	20.0			

Total Acres: 257

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 69-4103

Conditions of Approval:

1. CLAIMANTS OWN SIGNIFICANT PORTIONS OF LAND COVERED BY 69-04103, 04104, 04015, 04016. THIS ADJ. CLAIM INCORPORATES THE OTHER THREE RIGHTS AND THUS IS NOT AN EXPANSION OF 04103 BUT A CONSOLIDATION OF CLAIMANTS' PART OF RIGHTS. ALL FOUR RIGHTS HAVE THE SAME PRIORITY.
SUMMARY OF PORTIONS OF OTHER RIGHTS CLAIMED UNDER THIS CLAIM: 69-04103 - .68 CFS FOR 40 ACRES 69-04104 - 1.25 CFS FOR 40 ACRES 69-04015 - 1.82 CFS FOR 91 ACRES 69-04016 - 3.06 CFS FOR 153 ACRES TOTAL - 6.81 CFS FOR 257 TOTAL ACRES IRRIGATED.

SCHEDULE B - Section 1

Requirements

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- (e) Release(s) or Reconveyance(s) of item(s) _____
- (f) Other

If title is to be vested in Douglas M. Scism, a married man, this Company will require a Quitclaim Deed from the spouse of Douglas M. Scism.

- (g) You must give us the following information:

- 1. Any off record leases, surveys, etc.
- 2. Statement(s) of identity, all parties.
- 3. Other

NOTE: General taxes and assessments for the year 1991, according to the Adams County Tax Assessor, are:

Parcel No. MH18N03W140631A - \$165.52 (with homeowner's exemption)

Parcel No. RP18N03W140631A - \$271.72

Parcel No. RP18N03W150001A - \$ 54.54

SCHEDULE B - Section 2

Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART I:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
7. GENERAL TAXES AND ASSESSMENTS for the year 1992 which are a lien but not yet due or payable.
8. ANY PRESENT OR DEFERRED TAX OR LIEN on the above described property arising under or by virtue of the Forest Products Yield Tax as provided by Idaho Code 63-1701 or 63-1706, as amended.
9. AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to IDAHO POWER COMPANY (no representation is made as to present ownership of easement), recorded April 27, 1973 as Instr. No. 51488, records of Adams County, Idaho.
10. RIGHT, TITLE LAND INTEREST in and to the mobile home.
11. MORTGAGE dated August 15, 1991 between RICHARD R. HARRINGTON and MELBA J. HARRINGTON, husband and wife, Mortgagors, and WEST ONE BANK, IDAHO, N.A., Mortgagee, to secure the original principal sum of \$29,403.28 and any other sums or obligations secured thereby, recorded August 15, 1991 as Instr. No. 80785, records of Adams County, Idaho.

The following numbered exceptions _____ will be eliminated in an ALTA Extended Coverage Policy.

SCHEDULE A

1. Commitment Date: October 1, 1992 @ 8:30 A.M. Commitment No: 100-92-400
2. Policy or Policies to be issued: Policy Amount
 - ☒ (a) Owners Policy \$ 180,000.00
Proposed Insured: DOUGLAS M. SCISM 830.00
 - ☐ (b) Loan Policy \$
Proposed Insured:
 - ☐ (c) \$
Proposed Insured:
3. Fee Simple interest in the land described in this Commitment is owned, at the Commitment Date, by RICHARD R. HARRINGTON, aka VERA RICHARD HARRINGTON, aka V. RICHARD HARRINGTON, aka DICK HARRINGTON AND MELBA J. HARRINGTON, husband and wife
4. The land referred to in this Commitment is described as follows:

SEE ATTACHED EXHIBIT "A"

EXHIBIT A

Township 18 North, Range 3 West, Boise Meridian, Adams County, Idaho
Section 15: N1/2NE1/4
Section 14: NW1/4, SE1/4SW1/4, W1/2NE1/4, NE1/4SW1/4, NW1/4SE1/4,
EXCEPTING THEREFROM the following tracts of land:

A parcel of land situated within the W1/2NE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian, more particularly described as follows:

Beginning at the Northeast corner of the W1/2NE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian;
Thence North 89 degrees 44'51" West 134.64 feet along the North line of said W1/2NE1/4 to a point on the Easterly right-of-way line of existing County Road known as Council Cuprum Road;
Thence South 02 degrees 50'40" West 834.12 feet along the Easterly right-of-way line of said Council Cuprum Road;
Thence South 09 degrees 02'47" West 231.38 feet along the Easterly right-of-way line of said Council Cuprum Road;
Thence South 26 degrees 04'11" West 188.80 feet along the Easterly right-of-way line of said Council Cuprum Road;
Thence South 32 degrees 26'08" West 282.00 feet along the Southeasterly right-of-way line of said Council Cuprum Road;
Thence South 89 degrees 59'22" East 446.36 feet to a point on the East line of said W1/2NE1/4;
Thence North 00 degrees 00'38" East 1468.68 feet along the East line of said W1/2NE1/4 to the POINT OF BEGINNING.

A parcel of land situated within the NW1/4SE1/4 and the NE1/4SW1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian, more particularly described as follows:

Beginning at the Southeast corner of the NW1/4SE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian;
Thence North 00 degrees 00'35" East 970.11 feet along the East line of said NW1/4SE1/4;
Thence North 89 degrees 59'25" West 1322.74 feet to a point on the Easterly right-of-way line of an existing County Road known as Council Cuprum road;
Thence South 07 degrees 55'48" West 85.71 feet along the Easterly right-of-way line of the said Council Cuprum Road to a point within the NE1/4SW1/4 of said Section 14;
Thence South 03 degrees 06'03" East 218.86 feet along the Easterly right-of-way line of said Council Cuprum Road to a point within the said NW1/4SE1/4;
Thence South 20 degrees 24'51" East 121.23 feet along the Easterly right-of-way line of said Council Cuprum Road;
Thence South 34 degrees 33'16" East 268.83 feet along the Northeasterly right-of-way line of said Council Cuprum road;
Thence South 39 degrees 45'13" East 70.39 feet along the Northeasterly right-of-way line of said Council Cuprum Road to a point of a curvature;
Thence along the Northeasterly right-of-way line of said Council Cuprum Road a distance of 420.62 feet along the arc of a 506.36 foot radius curve left with a central angle of 47 degrees 35'39" and a long chord bearing South 63 degrees 33'03" East 408.63 feet to a point on a tangent;
Thence South 87 degrees 20'52" East 191.09 feet along the Northerly right-of-way line of said Council Cuprum Road to a point on a curvature;

CONTINUED

Exhibit "A" Continued

Thence along the Northerly right-of-way line of said Council Cuprum Road a distance of 280.15 feet along the arc of a 518.45 foot radius curve right with a central angle of 30 degrees 57'38" and a long chord bearing South 71 degrees 52'03" East 276.76 feet to a point on the South line of said NW1/4SE1/4;

Thence South 89 degrees 49'41" East 263.04 feet along the South line of said NW1/4SE1/4 to the POINT OF BEGINNING.

Township 18 North, Range 3 West, Boise Meridian, Adams County, Idaho
Section 14: A parcel in the SW1/4NE1/4 and the NW1/4SE1/4 described as follows:

Commencing at a point on the East line of the SW1/4NE1/4, which point is South 00 degrees 00'38" West 1468.68 feet from the Northeast corner of the NW1/4NE1/4;

Thence Southerly along the East line of the SW1/4NE1/4 and the East line of the NW1/4SE1/4 to a point North 00 degrees 00'35" East 970.11 feet from the Southeast corner of the NW1/4SE1/4;

Thence North 89 degrees 59'25" West 1322.74 feet to a point on the Easterly right-of-way line of an existing county road known as Council Cuprum Road;

Thence Northerly along the Easterly right-of-way of said county road along the following courses:

North 07 degrees 55'48" East 63.57 feet; Thence

North 19 degrees 52'15" East 146.33 feet; Thence

North 31 degrees 43'14" East 1556.08 feet to a point

North 89 degrees 59'22" West 446.36 feet from the East line of the SW1/4NE1/4;

Thence South 89 degrees 59'22" East 446.36 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM the right of way of Council-Cuprum Road as now established.