

Philip A. Brown
Joseph F. James
Severt Swenson Jr.

BROWN, JAMES & SWENSON

ATTORNEYS AT LAW
130 FOURTH AVENUE WEST
GOODING, IDAHO 83330

RECEIVED
MAY 25 2006

DEPARTMENT OF
WATER RESOURCES

Telephone: (208) 934-8185
(208) 934-8414
Facsimile: (208) 934-4101

May 24, 2006

Matt Anders
GIS Specialist - Snake River Basin Adjudication
Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

RE: Snake River Basin Adjudication claims 37-4323 and 37-4325

Dear Mr. Anders:

I have enclosed a duplicate copy of several deeds and patents pertaining to the land on which this water is used and diverted. Please place a copy with each claim. The reason for the joint exhibit is because Johnson Spring is adjacent to Camas Creek and one of the points of diversion is at the confluence of the creek and the watercourse from Johnson Spring. The other point of diversion is upstream on Camas Creek. The water from both sources is used on the same land. I would request you put a copy with each application.

These documents show some of the chain of title on the transfer and purchase of the land to the present. As you note we are back to the 1920's on the land. I could not find any specific document which establishes the particular date of the initial diversion of the irrigation water. I would assume the dates of priority would be based upon the date the land was settled and proved up or the date of the patent. Also it could have been determined by the first adjudication of many years past.

To my knowledge there has been no objection to the use of the water in these claims during the years I have been in the family, which has been approximately 20 years. During the dry years the amounts used would be 100% of the flow from Johnson Springs and Camas Creek at those two points of diversion. During this use I do not believe there was any objection made. My wife who now owns the land with her sisters cannot recall any time the water was not used by her father and grandfather.

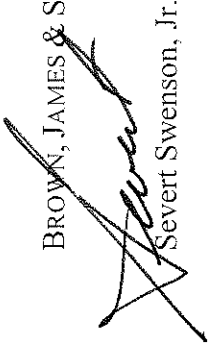
Matt Anders
May 24, 2006
Page two

I checked with the Big Wood River Water Master's office and they have records back to the 1920's, but nothing earlier. Too many people have died to give historical information.

Ann Anderson will attempt to garner further historical information in the future and it will be provided, if any.

Respectfully,

BROWN, JAMES & SWENSON

A handwritten signature in black ink, appearing to read "Severt Swenson, Jr.", written over a horizontal line.

Severt Swenson, Jr.

SS/vlp
enc.

PERSONAL REPRESENTATIVE'S DEED

RECEIVED

MAY 25 2006

DEPARTMENT OF
WATER RESOURCES

THIS DEED, made by Ann Anderson, as personal representatives of the joint estate of Oscar Frederick Malcomson and Agnes Malcomson, deceased, Grantor, to Ann Anderson, Sharon Malcomson (Olson), and Mary L. Swenson, as tenants-in-common, Grantee.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Probate Number 20582, in Gooding County, Idaho;

THEREFORE, in accordance with the will of the deceased filed herein and for valuable consideration received, Grantor sells and conveys to Grantee the following described real property in Elmore County, Idaho:

TOWNSHIP 2 NORTH, RANGE 9 EAST OF THE BOISE MERIDIAN

- Section 27: SW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 28: SE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 33: N $\frac{1}{4}$ NE $\frac{1}{4}$

TOWNSHIP 1 SOUTH, RANGE 10 EAST OF THE BOISE MERIDIAN

- Section 13: S $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 24: NE $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 25: N $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, together with all water rights in unnamed spring

TOWNSHIP 1 SOUTH, RANGE 11 EAST OF THE BOISE MERIDIAN

- Section 16: S $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 17: S $\frac{1}{4}$ S $\frac{1}{4}$
- Section 18: Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 19: N $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, except the following described

parcel known as Tax Lot 1, to wit:

A tract of land located in Elmore County, Idaho, commencing at a section corner common to Section 19, 20, 29, and 30, in Township 1 South, Range 11 East, Boise Meridian running thence North approximately 863.33 feet to the Northerly boundary of State Highway 68, thence N. 83° 58' W., along the Northerly right of way of Highway 68 a distance of 698.47 feet the true point of beginning. Thence continuing N. 83° 58' W., along the Northerly right of way of Highway 68 a distance of 1700 feet; thence N. 6° 02' E., a distance of 410 feet; thence S. 83° 58' E., a distance of 1700 feet; thence S. 6° 02' W., along the Westerly boundary of the County road right of way, a distance of 410 feet to the point of beginning.

- Section 20: All of said section.

- Section 21: W $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

- Section 22: S $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

- Section 27: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Together with all water rights in

Wild Horse Creek, for domestic purposes and .25 c.f.s. for irrigation

- Section 28: E $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, that portion of the NW $\frac{1}{4}$ lying

north of the Hill City-Pine Public Road, and that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying north of the

Hill City-Pine Public Road. The reference to the Hill City-Pine Public Road is as it existed on July 1, 1949. Together with water rights in unnamed spring.

Section 29: W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$

Section 32: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ together with all water rights from Johnson Spring and Camas Creek appurtenant thereto.

with all appurtenances.

TOWNSHIP 2 SOUTH, RANGE 11 EAST OF THE BOISE MERIDIAN

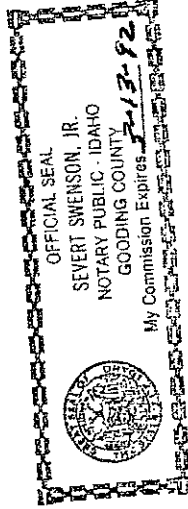
Section 5: N $\frac{1}{2}$ together with all water rights from Johnson Spring and Camas Creek appurtenant thereto.

EXECUTED this 4th day of ~~October~~ ^{December}, 1988.

Ann Anderson
Personal Representative of the
estate of Oscar Frederick
Malcomson and Agnes Malcomson,
deceased.

STATE OF IDAHO)
County of Gooding) ss.

On the 4th day of ~~October~~ ^{December}, 1988, before me, a notary public in and for said State, personally appeared Ann Anderson, known to me to be the person whose name is subscribed to the within instrument, as personal representative of the estate of Oscar Frederick Malcomson and Agnes Malcomson, and acknowledged to me that she executed the same as such personal representative.



Severt Swenson, Jr.
Notary Public for Idaho
Residing at Gooding

Send tax notice to:
Ann Anderson
Route 2, 423 Washington
Kimberly, ID 83341

251220

ELMORE COUNTY, IDAHO, ss
Request of Severt Swenson, Jr. for
Anderson, Botomey & Scoggin
Time 11:59 A.M.
Date December 21, 1988
Book _____ of _____
Page _____
By RAMON MORALES
Mark P. Decker Deputy
Fee \$6.00

PERSONAL REPRESENTATIVE'S DEED - 2

IN THE PROBATE COURT

OF THE COUNTY OF ELMORE, STATE OF IDAHO

In the Matter of the Estate of

NELS MALCOMSON,Decree of Settlement of Final
Account and Final
Distribution

Deceased.

Fred Malcomsonthe Administratorof the estate of NelsMalcomson deceased, having on the 10th.

day of December, 1949, rendered and presented for settlement and filed in this Court
his final account and report of his administration of said estate, which account was for
a final settlement, and having with said account filed a petition for the final distribution of the estate;

And the said account and petition this day coming on regularly to be heard, and proof having been
made to the satisfaction of the Court that notice of the day appointed for the settlement of said account
and hearing of said petition had been duly given as required by law and the order of this Court, and no
exception or objection in writing to said account or petition having been filed or made; the said

Fred Malcomson, appearing personally and also

appearing by

Charles Boeggin, his

attorney

And it appearing to the Court after having fully examined the said account and the vouchers filed herein
and heard the testimony in support thereof, that said account is in all respects true and correct;

that the residue of money in the hands of the Administrator at the

time of filing said account was One Hundred Twenty-one and 98/100 Dollars

; that the sum of Thirty-four Hundred

Thirty-two & 84/100 Dollars has been expended by said Administrator

as necessary charges, debts, claims and expenses of administration, the vouchers whereof have been pre-
sented and filed; and that said account is in all respects true and correct and entitled to be settled,
allowed and approved, and the Court having duly considered all the matters aforesaid;

It is Ordered and Decreed, That the said final account be and the same hereby is in all respects as
the same was rendered and presented for settlement, approved, allowed and settled;

No. _____ Filed _____, 19____.

_____, Clerk

Recorded in Book _____, Page _____.

And it further appearing that since the rendition of said final account there has been received by said

Said Administrator

the sum of **nothing**

and that there has been disbursed by **said Administrator**

the sum of **nothing**

the vouchers whereof, together with a statement of said receipts and disbursements, is now reported and filed, the said statement, receipts and disbursements are settled, allowed and approved, and it further appearing that the estimated expense of closing the estate will amount to **Two Dollars and**

Fifty Cents

leaving a

residue of **One Hundred Nineteen and 49/100 Dollars**; and it appearing that all claims and debts against the said decedent, and all State, County and Municipal taxes legally levied on the personal property of said estate, and all transfer and estate taxes that have attached to or accrued against the said estate, and all debts, expenses and charges of administration have been fully paid and discharged, and that said estate is ready for distribution and in condition to be closed:

And it further appearing to the court that the said **Nels Malcomson**

died **intestate**, in the County of **Gooding**, state of **Idaho, being at that time a resident of Elmore County, Idaho,** on the **30th.** day of **May**, A.D. 19**49**, leaving surviving **two children, namely:**

Fred Malcomson, a son, over 21 years old, of Hill City, Idaho.

Emma Bennett, a daughter, over 21 years old, of Fallon, Nevada.

That the said **Fred Malcomson and Emma Bennett are**

entitled to **the whole of** the residue of said estate **as their sole and separate property, share and share alike.**

It Is Further Ordered, Adjudged and Decreed, That the residue of said estate of **Nels Malcomson**, deceased, hereinafter particularly described and now remaining in the hands of said **Fred Malcomson, Administrator,**

described as follows, to-wit: all cash on hand and deposit amounting to \$110.43; \$4100 maturity value, U.S. Series K Bonds; all stock and dividend certificates of the Cassin Prairie Grain Growers, Inc., of Fairfield, Idaho, of which the deceased had any interest; the 771 brand, duly recorded in the State of Idaho; a one-half undivided interest in 405 head of mixed beef cattle and their increase branded with the above said brand on the right hip; one-half interest in two saddle horses, with above said brand; a one-half undivided interest in a 1940 Chev. pick-up, 1948 1 1/2 T. Chev. truck, Graham-Kane plow, D-4 Cat tractor, WC Allen-Chalmers tractor, Massey-Harris self-propelled combine, AG Alcrop combine, Case hay baler, side-delivery rake, harrow, plow, 3 discs, stacker, drills, and general small farm machinery and equipment, all located on the Malcomson Ranches near Hill City, in Elmore County, Idaho, and also all grains and hay on hand.

A one-half undivided interest in the following real estates: The NW 1/4, E 1/4 NW 1/4 and SW 1/4 Section 33 and the SW 1/4 Section 33 all in Twp. 15., Rge. 11 NEM; the SE 1/4 Sec. 4, Lots 3 & 4 and the SW 1/4 Sec. 6 all in Twp. 25., Rge. 11 NEM.

The NE 1/4 Sec. 5; the NW 1/4 Sec. 16; and the SW 1/4 Sec. 10 all in Twp. 25., Rge. 11 NEM.

The total interest in the following real estates:

The NW 1/4 Sec. 4, Twp. 25., Rge. 11 NEM; the NW 1/4 and SW 1/4 Sec. 5; the NW 1/4 Sec. 8; the E 1/4 and SE 1/4 Sec. 9; the NW 1/4 and SW 1/4 Sec. 10; the NW 1/4, NE 1/4, and SE 1/4, also SW 1/4 and NW 1/4 Sec. 30; and the NW 1/4, NE 1/4 and SW 1/4 Sec. 10, all in Twp. 15., Rge. 11 NEM; and the SW 1/4 Sec. 27, NE 1/4 Sec.

28 and the NW 1/4 Sec. 33 all in Twp. 25., Rge. 9 NEM, and all of the above described real estates being located in Elmore County, Idaho, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity of the said deceased Nels Malcomson and his estate

and any other property not now known and the same is hereby distributed as follows, to-wit: to

Fred Malcomson and Emma Bennett, brother and sister, share and share alike, as their sole and separate property.

This Court further orders that the typographical error in the description heretofore in this record made, be corrected to read properly as the NW 1/4 Sec. 5; Twp. 15., Rge. 11 NEM, instead as the NW 1/4 as it appears in the petition for distribution of the estate and that as it appears in the inventory & appraisalment and the petition for letters of administration.

CERTIFICATE OF TRUE COPY

STATE OF IDAHO,
COUNTY OF ELMORE,

SS.

I, H.W. Latimore, Probate Judge and Ex-Officio Clerk in and for the County of Elmore, State of Idaho, do hereby certify that the above is a true and correct copy of the original BOOKS OF SETTLEMENT OF FINAL ACCOUNT AND FINAL DISTRIBUTION, now on file in my office.

WITNESS MY HAND and the official seal, this 21st day of December, 1949.
(Court Seal)

H.W. Latimore
Probate Judge & Ex-Officio Clerk,
Probate Court Elmore County, Idaho.

PROBATE COURT

No
79443

STATE OF IDAHO,
County of Elmore,
ss.

In the Matter of the Estate of

Wm. W. Latimore
Deceased.

Decree of Settlement of Final
Account and Final
Distribution

STATE OF IDAHO,
County of Elmore,
ss.

I hereby certify that this instrument was filed for record at request of

Wm. W. Latimore
at 25 minutes past 11

o'clock P.M., this 21st

day of December, A. D., 1949.

in my office, and duly recorded in Book

40 at Wm. W. Latimore
at Page 311

Filed 21

By Wm. W. Latimore
Deputy
Ex-Officio Recorder,

Fees \$ 2.75
SYMS-YORK CO. PRINTERS & BINDERS, BOISE, 178022

THIS INDENTURE, Made this 1st day of July

in the year of our Lord one thousand nine hundred and forty-nine between

Emma Bennett and Elmer T. Bennett, Husband and wife

of Hill City, County of Camas, State of Idaho,

the parties of the first part, and Fred Malcomson

of Hill City, County of Camas, State of Idaho,
the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of

Ten ----- DOLLARS,

lawful money of the United States of America, and other valuable consideration

to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County

of Elmore, State of Idaho, to-wit: That part of the North West Quarter (NW $\frac{1}{4}$) and the East Half of the North East Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) lying north of the Hill City-Pine Public Road, being approximately 100 acres and being all of the North West Quarter of the North East Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) and a fraction of the South West Quarter of the North East Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) the South East Quarter of the North West Quarter of the North East Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), the North East Quarter of the North West Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and the North West Quarter of the North West Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$), all in Section Twenty-eight (28) in Township One (1) South of Range Eleven (11) East of the Boise Meridian. The South West Quarter of the South West Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), the East Half of the South West Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and the West Half of the South East Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) in Section Nineteen (19) and the North West Quarter (NW $\frac{1}{4}$) The North Half of the South West Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), the North Half of the South East Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), the South Half of the North East Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$) and the North West Quarter of the North East Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Thirty (30) all in Township One (1) South of Range Eleven (11) East of the Boise Meridian. The North East Quarter (NE $\frac{1}{4}$) of Section Five Township Two (2) South of Range Eleven, East of the Boise Meridian. The North West Quarter (NW $\frac{1}{4}$) of Section Five (5) Township Two (2) South of Range Eleven (11) East of the Boise Meridian. The South East Quarter (SE $\frac{1}{4}$) of Section Thirty-two (32) Township One (1) South of Range Eleven (11) East of the Boise Meridian. The East Half of the North West Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) and the West Half of the North East Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Thirty-two (32) Township One (1) South of Range Eleven (11) East of the Boise Meridian. The South West Quarter of the South West Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section

Twenty-seven (27); the South East Quarter of the South East Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twenty-eight (28) and the North Half of the North East Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Thirty-three (33) all in Township Two (2) North of Range Nine (9) East of the Boise Meridian.

The grantor herein also hereby transfer and convey all of their right, title and interest in and to all of the general farm machinery and equipment in the Nels Malcomson Estate, now all located on the Malcomson Farm, except the 1940 chevrolet pickup, D-4 Catipillar Tractor and 1947 Massey-Harris combine. Grantors herein also convey their full right to the Malcomson brand and all the Malcomson cattle more fully shown in the Nels Malcomson Estate and Decree now of record, together with the alfalfa and wheat also shown of record in said estate and decree.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

The other valuable consideration herein referred to is the
deeding by the grantee herein the balance of the Nels Malcomson Estate
to the grantors herein.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their
hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Emma Bennett (SEAL)

Clara T. Bennett (SEAL)

(SEAL)

(SEAL)

NEVADA
STATE OF ~~IDAHO~~,
County of Churchill } ss.

On this 11th day of March, in the year 19 50, before me,

Homer D. Bowers, a Notary Public in and for said State,
personally appeared Emma Bennett and Elmer Bennett, Wife and husband
known to me (or proved to me on the oath of)

{ persons whose names are subscribed to }
to be the { of the corporation that executed } the within instrument,

and acknowledged to me that they executed the same.

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

Homer D. Bowers

Nevada

Notary Public in and for the State of ~~Idaho~~, residing

(NOTARY SEAL)

My Commission Expires October 21, 1950

at Fallon, Churchill County therein.

WARRANTY DEED

No. 800002

TO
Emma Bennett
Nels Malcomson
Dated Aug 1, 1949
STATE OF IDAHO,
County of Elmore
ss. {
I Hereby Certify That this instrument
was filed for record at the request of
Nels Malcomson

at 30 minutes past 3
o'clock P. M., this 24th day
of Aug, A.D. 1950,
in my office and duly recorded in Book
50 of Monmouth
at page 338

By James O. Smith Ex-Officio Recorder,
Deputy
Fees, \$ 1.00

NEW-YORK CO. PRINTERS & BINDERS, BOISE 19123

Nels City, Idaho

Indexed
Proof Read

Instrument No. 81802
205- Warranty Deed - Short

THIS INSTRUMENT, Made this 22nd day of December, in the year of our Lord one thousand nine hundred and Fifty, between Axel Olson and Lela May Olson, husband and wife of Hill City, County of Elmore, State of Idaho, the parties of the first part, and of Hill City, County of Elmore, State of Idaho, the party of the second part, WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Three thousand Two hundred and no/100- - - - - DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, the following described real estate, situated in the County of Elmore, State of Idaho, to-wit:

An undivided one half interest in Lots One (1) and Two (2) and the South Half of the Northeast quarter (SE 1/4) of Section Five (5), Township Two (2) South, Range Eleven (11) East of the Boise Meridian.

Grantor covenants that he has had no other wife than Lela May Olson since acquiring title.

\$5.55 Revenue Stamps attached and cancelled.

Together, with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever, and the said party of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part have hereunto set their hand and seal the day and year first above written.

Signed, sealed and delivered in Presence of
Axel Olson
Lela May Olson
(SEAL) (SEAL) (SEAL)

STATE OF Idaho } ss.
County of Camas }
On this 22nd day of December, 1950, before me personally appeared Axel Olson and Lela May Olson, Husband and wife, known to me to be the persons and acknowledged to me that they executed the same, whose names are subscribed to the within instrument.

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

Notary Seal
STATE OF IDAHO } ss.
County of Elmore }
I hereby certify that this instrument was filed for record at the request of Fred Malcomson at 4 minutes past 3 o'clock P.M., this 17 day of April, A. D. 19 51.

THIS INDENTURE, Made this 14th day of May between
in the year of our Lord one thousand nine hundred and Forty-nine
Nels Malcomson, a widower

of Hill City, County of Elmore, State of Idaho,
the part y of the first part, and Fred Malcomson

of Hill City, County of Elmore, State of Idaho,
the part y of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
One and no/100 DOLLARS,
lawful money of the United States of America, and other considerations
to him in hand paid by the said part y of the second part, the receipt whereof is hereby
acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell,
convey and confirm unto the said part y of the second part, and to his heirs and assigns
forever, all of the following described real estate, situated in the County
of Elmore, State of Idaho, to-wit: An Undivided one half interest
in and to The East half of the Northwest quarter, the West half of the
Northeast quarter and the Southeast quarter of Section Thirty-two (32)
and the Southwest quarter of Section Thirty-three (33), Township One
(1) South, Range Eleven (11) and the South half of the Northwest quarter
of Section Four (4) and the Lots Three (3) and Four (4) and the South
half of the Northwest quarter of Section Five (5), Township Two (2)
South, Range Eleven (11) East of the Boise Meridian

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging
or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits
thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the
said part y of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the part y of the second part, and to his heirs and assigns
forever. And the said part y of the first part, and his heirs, the said premises in the quiet and
peaceable possession of the said part y of the second part, his heirs and assigns in the quiet and
part y of the first part, and his heirs and against all and every person and persons whomsoever,
lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Nels Malcomson (SEAL)

(SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, } ss.
COUNTY OF CAMAS }

On this 14th day of May, in the year 1949 before me,

Tom Wokarsien, a Notary Public in and for said State, personally appeared Nels Malcomson, a widower known to me (or proved to me on the oath of

{ person whose name is subscribed to the within instrument, of the corporation that executed

and acknowledged to me that he executed the same.

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

Tom Wokarsien

Notary Public in and for the State of Idaho, residing at Fairfield, Camas County therein.

My Commission expires October 11th, 1952.

WARRANTY DEED

No. 78263

Dated May 14, 1949
COUNTY OF Camas
STATE OF IDAHO,
ss.
TO Nels Malcomson

I Herby Certify That this instrument was filed for record at the request of

Nels Malcomson
at 47 minutes past 11

o'clock P.M., this 17th day

of May, A.D. 1949, in my office and duly recorded in Book

49 of my official file
at page 544

Tom A. O'Neill
Ex-Officio Recorder.

By Anna K. O'Neill, Deputy

Fees, \$ 1.50

This Indenture, Made this 22nd day of May

in the year of our Lord one thousand nine hundred and thirty between
 Axel Olson and Lela Olson, husband and wife

of Hill City Idaho County of Elmore

State of Idaho the part is of the first part, and

Mels Melomson

of Hill City County of Elmore

State of Idaho the part is of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
 One Dollar and other valuable considerations DOLLARS

of real money of the United States of America, to them in hand paid by the said
 part is of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and
 sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part is of the
 second part, and to his heirs and assigns forever, all the following described real estate,
 situated in the County of Elmore, State of Idaho, to wit:

one half
 An undivided interest in and to Lots One (1) and Two (2) and the
 South half of the Northeast Quarter (33 1/4) of Section Five (5),
 Township Two (2) South, Range Eleven (11) East of the Boise Meridian

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
 belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
 issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
 in law as in equity, of the said part is of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together
 with the appurtenances, unto the party of the second part, and to his heirs and assigns forever.
 And the said part is of the first part, and their heirs, the said premises in the quiet and peaceable
 possession of the said part is of the second part, his heirs and assigns, against the said part is of
 of the first part, and their heirs, and against all and every person and persons whomsoever, law-
 fully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said part is of the first part have hereunto set their hands
 and seal is the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Wm. H. Melomson Lela Olson Seal
Seal Seal Seal

State of Idaho, } ss.
County of Lamas }

On this 22nd day of May in the year 1930, before me
Tan Wokerson a Notary Public

in and for said State, personally appeared AXEL OLSON and JOLA OLSON, his wife

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

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

Tan Wokerson

Notary Public Residing at ... Idaho.
Commission expires October 1st, 1932.

INDEXED

No. 45624

WARRANTY DEED

Axel Olson, et al

Net Wokerson

Dated May 22nd 1930

State of Idaho,
County of Lamas
ss. }

I hereby certify that this instrument was filed for record at
the request of *Axel Olson, et al*

at 10 minutes past 10 o'clock a.m., this
2 day of July A. D. 1930
in my office, and duly recorded in Book 44 of
Warranty Deeds at page 218.

Ex-Office Recorder
By *Net Wokerson*
Fees, \$ 1.20
Deputy.

Notary Public
Statesman Shop, Boise, Idaho.
613

Instrument No. 78263

203--WARRANTY DEED--Short

THIS INSTRUMENT, Made this 14th day of May in the year of our Lord one thousand nine hundred and Forty-nine between Nels Malcomson, a widower of Hill City, County of Elmore, State of Idaho, the party of the first part, and Fred Malcomson of Hill City, County of Elmore, State of Idaho, the party of the second part;

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One and no/100 DOLLARS, lawful money of the United States of America, and other considerations to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Elmore, State of Idaho, to-wit: An Undivided one half interest in and to The East Thirty-two (32) and the Southwest quarter of Section Thirty-three (33), Township One (1) South, Range Eleven (11) and the South half of the Northwest quarter of Section Four (4) and the Lots Three (3) and Four (4) and the South half of the Northwest quarter of Section Five (5), Township Two (2) South, Range Eleven (11) East of the Boise Meridian

TOGETHER With all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part;

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Nels Malcomson (Seal)

STATE OF IDAHO,)
COUNTY of Camas)SS.

On this 14th day of May, in the year 1949, before me, Tom Wokorsien, a Notary Public in and for said State, personally appeared Nels Malcomson, a widower known to me (or proved to me on the oath of -) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Notary Seal

Tom Wokorsien
Notary Public in and for the State of Idaho,
residing at Fairfield, Camas County therein.
My commission expires October 11th, 1954.

STATE OF IDAHO,)
COUNTY of Elmore)SS.

I Heroby Certify That this instrument was filed for record at the request of Fred Malcomson at 47 minutes past 11 o'clock A.M., this 17th day of May, A.D. 1949, in my office and duly recorded in Book 49 of Warranty Deeds at page 544

James A. O'Mall
Ex-Officio Recorder
By David Friedman, Deputy
Fees, \$1.50

THIS INDENTURE, Made this 26th day of June
 in the year of our Lord one thousand nine hundred and Forty-seven
 between Andrew Malcolmson and Otelia Malcolmson, husband and wife
 of Bullaren, Bohus Lan, Sweden, *County of*
State of, the parties of the first part, and

Fred Malcolmson
 of Hill City, County of Elmore,
 State of Idaho, the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
 One Thousand and no/100 -- -- -- -- -- DOLLARS,
 lawful money of the United States of America,

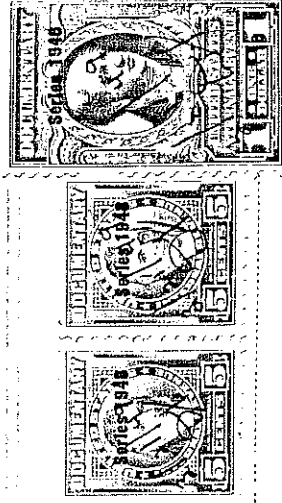
to them in hand paid by the said party of the second part, the receipt whereof is hereby
 acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey
 and confirm unto the said party of the second part, and to his heirs and assigns forever,
 all the following described real estate, situated in the County
 of Elmore, State of Idaho, to-wit:

The northwest quarter of the southwest quarter of Section
 thirty-three and the north half of the southeast quarter and the
 southwest quarter of the southeast quarter of Section thirty-two
 in Township one south, and the Lots two and three, the southwest
 quarter of the northeast quarter and the southeast quarter of the
 northwest quarter of Section five in Township two south all in Range
 ten east of the Boise Meridian, Idaho, containing three hundred
 nineteen and thirty hundredths acres, according to the official
 plat of the survey of said land on file in the General Land Office.

The Grantor Andrew Malcolmson covenants that he has had no
 other wife than Otelia Malcolmson all during the time that he has
 held title to the above property.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging
 or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits
 thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the
 said parties of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
 with the appurtenances, unto the party of the second part, and to his heirs and assigns forever.
 And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
 possession of the said party of the second part, his heirs and assigns, against the said parties
 of the first part, and their heirs and against all and every person and persons whomsoever, lawfully
 claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.



IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Guinnar M. Erikson

Guinnar M. Erikson

Andrew Malcolmson
(Signature of Andrew Malcolmson)

(SEAL)

Otelia Malcolmson
(Signature of Otelia Malcolmson)

(SEAL)

(Signature of Otelia Malcolmson)

(SEAL)

STATE OF IDAHO,

COUNTY OF

Kingdom of Sweden
Province of Göteborg & Bohus
Consulate General of the United States of America at Göteborg

On this 11th day of July, in the year 1947, before me,
Lamar D. Mulliner, Vice Consul of the United States Notary Public for said State,
personally appeared Andrew Malcolmson and Otelia Malcolmson, husband and wife
known to me (or proved to me on the oath of

{ person, whose name is are subscribed to }
to be the { of the corporation that executed }
and acknowledged to me that they executed the same.

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



Lamar D. Mulliner
Notary Public in and for the State of Idaho, residing at
Lamar D. Mulliner
Vice Consul of the
Country therein. United States of America



Notary No. 3077
Exp. 10/1/50

WARRANTY DEED

No. 77923

Dated June 26, 1947

STATE OF IDAHO,

ss.

I Hereby Certify That this instrument was filed for record at the request of

at 20 minutes past 11 o'clock A. M., this 19th day

of June, A.D. 1947, in my office and duly recorded in Book

19 of County Book

at page 519

James A. Erickson
Ex-Officio Recorder.

By *Andrew Malcolmson*, Deputy.

Fees, \$1.20

SWANSYORK CO. PRINTERS & BINDERS, BOISE 16861

THIS INDENTURE, Made this 30th day of June,

in the year of our Lord one thousand nine hundred and thirty-six, between
Axel H. Johnson and Ellen Johnson, his wife, Ewin E. Mattox and Ellen Mattox
his wife, & Anna Johnson by J. E. Graham, Atty. in fact
of Grangeville, County of Idaho, State of Idaho, parties of the first part, and
Nels Malcomson

Camas
 of Hill City, County of ~~XXXX~~, State of Idaho, part Y of the second part:

WITNESSETH, That the said part ies of the first part, for and in consideration of the sum
 of One dollar and other valuable considerations DOLLARS
 in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged,
 do by these presents, grant, bargain, sell, convey, and confirm unto the said part Y of the
 second part and to his heirs and assigns forever, all of the following described real estate,
 situated in Camas County, State of Idaho, to-wit:
SE $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ in Section 32; E $\frac{1}{2}$ SW $\frac{1}{4}$ and the W $\frac{1}{2}$ SW $\frac{1}{4}$ in
Section 33, Township 1 South, Range 11 East of the Boise Meridian. Lots
3 and 4 and the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 5; the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 4 in Township
2 South of Range 11 East of the Boise Meridian, containing in all
722.81 acres more or less.



TOGETHER with all and singular, the hereditaments and appurtenances therunto belonging
 or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents,
 issues, and profits thereof, and all estate, right, title, and interest in and to said property of the
 said part ies of the first part.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises,
 together with the appurtenances, unto the part Y of the second part and to his heirs
 and assigns forever. And the said parties of the first part covenant that they have
 good and lawful right to sell and convey the said land and that they possessed of fee sim-
 ple title thereto and that they and their heirs and assigns will forever
 WARRANT and DEFEND the same against all persons lawfully claiming the same

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their
 hands and seal s the day and year first above written.

Signed, sealed and delivered in the presence of:

Ellen Mattox (Seal)

Ewin E. Mattox (Seal)

Wm. H. Johnson (Seal)

Ellen Johnson (Seal)

Anna Johnson
By J. E. Graham Attorney in

STATE OF IDAHO,)
County of Idaho,) ss.

On this 1st day of July in the year 1936, before me
William J. Campbell a Notary Public in and for said County and State, per-
sonally appeared Ellen Mattox, Ewen E. Mattox
Axel H. Johnson & Ellen Johnson known to me to be the
persons whose names are subscribed to the within instrument, and acknowledged to me
that they executed the same.

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

My commission expires on the 31 day of August, 1936,
William J. Campbell, Notary Public,
Boise, Idaho, Residing
at Grangeville, Idaho

WARRANTY DEED

Axel H. Johnson, Ellen John-
son, Ewen E. Mattox, Ellen
Mattox, & Anna Johnson by
T. E. Graham, Atty. in fact

—TO—

Nels Matcomson

STATE OF IDAHO,
County of Blaine,
ss. {

Filed for record in the office of
the Recorder of Blaine County at
the request of Anna Johnson & Co.

on the 31 day of May
A. D., 1936, at 9:10 o'clock A.M.
and recorded in Book 47 of
Deeds at page 47 of the
records of said county.

County Recorder.

By Deputy.

Fees, \$ 1.40

59154 Indexed
Proof Read

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

On this 1st day of July, in the year 1936, before me,
Wilbur L. Campbell, a Notary Public of the State of Idaho,
personally appeared, J. E. Graham, whos name is subscribed
to the within instrument as the attorney-in-fact of Anna Johnson,
and acknowledged to me that he subscribed the name of Anna John-
son thereto as principal, and his own name as attorney in fact.

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


Notary Public of State of Idaho
Residing at Panguitchville, Idaho.

Blackfoot 038570.

4-1007.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho,

has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862,

"To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of

Nils F. Malcomson

has been established and duly consummated, in conformity to law, for the southwest quarter of the southwest quarter of Section twenty-eight, the southeast quarter of the southeast quarter, the west half of the southeast quarter, the east half of the southeast quarter, the east half of the northwest quarter of Section twenty-nine, the east half of the northeast quarter of Section thirty-two and the west half of the northwest quarter of Section thirty-three in Township one south of Range eleven east of the Boise Meridian, Idaho, containing four hundred eighty acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (39 Stat., 862).

IN TESTIMONY WHEREOF, I, Calvin Coolidge,

President of the United States of America, have caused these letters to be made

Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **FOURTEENTH**

day of **JANUARY**

In the year of our Lord one thousand

nine hundred and **TWENTY-SIX**

and of the Independence of the

United States the one hundred and **FIFTIETH**

By the President: *Calvin Coolidge*

By

Dwight D. Fugitt, Secretary.

M. D. LeMay

Recorder of the General Land Office.

RECORDED: Patent Number **972478**

Wm. F. Johnson

By W. A. Fryman
Deputy,
Ex. Office Recorder.

at Page 598
Book 18 of Deeds
in my office, and by recorded in
day of June A. D. 1927
State of Ill. this 27th
at 15 o'clock.
Wm. F. Johnson
Record was filed for record at request of

STATE OF ILLINOIS
COUNTY OF DECATUR

Wm. F. Johnson

United States of America

Dated

39891

THIS INDENTURE, Made this 1st day of October

in the year of our Lord one thousand nine hundred and twenty-four

Claus Nilsson, Marianna Nilsson, Charlotta Nilsson, Julia Nilsson
and

of Rouhos Len

#County of# Sweden

#State of#

the parties of the first part, and

Axel Olson, single,

of Hills City

County of Camas

State of

Idaho

the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of

Thirty-two Hundred and no/100 (\$3200.00) Dollars
lawful money of the United States of America, to them in hand paid by the saidpart y of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part yof the second part, and to his heirs and assigns forever, all the following described real estate,
situated in the , County of Elmore , State of Idaho, to-wit:

Lots one and two (1 & 2), South Half of the Northeast
Quarter (SE 1/4) of section five (5), Township two(2)
South, Range Eleven(11) East, Boise Meridian, together
with all water rights belonging or in anywise appertaining
to said property

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever.
And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said party of the second part, his heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, law-
fully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands
and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Jed og Markers skifteret 13 February 1924 [Seal]

Berndnes.

Augo Aasen [Seal]

Augo Aasen for Charlotta Nilsson Co [Seal]

[Seal]

Julia Nilsson [Seal]

[Seal]

Julianne Nilsson

CONSULATE GENERAL OF THE
UNITED STATES OF AMERICA,
CITY OF CHRISTIANIA, OSLO
KINGDOM OF NORWAY. SS:

Sigurd H. Roll, Vice Consul of the United States of America in and
for the district of ~~Christiania~~ ^{Oslo} Norway, do certify that the signature of

Aug. 0. Aaset, notary public at

Idø og Marker, Norway

scribed to the annexed instrument is his true and genuine signature and that as such
entitled to full faith and credit.

In testimony whereof, I have hereunto subscribed my name and affixed my seal of
office this 23rd day of January A. D. 1926

Serial No. 926

Fee \$ 2.00. -kr. 10.40



Vice Consul of the United States of America.

[Handwritten signature]