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DEPARTMENT OF
WATER RESOURCES

Names of Parties Filing Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

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Environment and Natural Resources Division

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General Litigation Section
Environment and Natural Resources Division
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Ph.: (303) 312-7322 FAX: (303) 312-7379

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

In Re SRBA

Case No. 39576

STATE OF IDAHO)

COUNTY OF ADA)

ss:

) Subcase Numbers: 74-14782 et. al.

) See Attachment 1

) **AFFIDAVIT OF**

) **FREDRIC W. PRICE**

I Fredric W. Price, being of lawful age, and having first been duly sworn, state the following:

1. My present position is that of Water Rights Specialist for the United States, Department of Interior, Bureau of Land Management (hereinafter "BLM"), Idaho State office. My current responsibilities include coordinating the BLM's efforts for the Snake River Basin Adjudication (hereinafter "SRBA") in Idaho. In that capacity, I provide guidance and technical support to the State Director, Field Office Managers, and technical specialists in BLM field offices, particularly those specialists working in water rights and related issues. I develop agency policy on water issues and in other programs affected by water rights, such as the range management and realty programs. I also review, interpret and analyze water rights claims for preparing opinions, recommendations, objections and other SRBA documents to the Department of Justice.

2. I have been employed by the BLM since 1982 in the following positions:

a. Eleven and a half years in various positions within the Rangeland Firefighting Program at the BLM, Shoshone Field Office. I spent 12 months working on that office's water rights team to develop and create 5,500 BLM claims;

b. Since August of 1993 as a Water Rights Specialist in the BLM, State Office;

3. My experience with water rights is as follows:

a. My eleven and a half years in BLM's fire program required that I have the ability to understand and interpret maps, legal land descriptions, and Range Improvement Project Files. I was routinely required to: travel to remote fire locations with just a map; map the position and extent of fires for which I was responsible; locate, construct and maintain range improvements (including but not limited to: spring developments, pipelines and fences), and to supplement the range improvement project files. I taught several

courses to new employees in interpreting maps and BLM Master Title Plats, as well as, in the use of a compass. In my work with the BLM, I have been responsible for tasks requiring an ability to interpret: maps, legal land descriptions, and water claims, including the preparation, mapping and review of 5,500 SRBA water right claims for BLM. I have reviewed hundreds of Range Improvement Project Files for the purpose of locating the project, to determine when it was constructed, whether it was completed, whether it is still functional, to identify candidates for filing SRBA water claims, and to capture certain types of projects into the Geographic Information System (i.e. computer mapping system).

b. As a Water Rights Specialist in the BLM State Office, it is my responsibility to provide guidance and direction to Idaho BLM offices in all matters relating to water rights, and make recommendations to the Department of Justice. My experience with water rights in my present position is as follows. I develop policy for BLM across several programs to deal with water issues, such as the range management and realty programs. I have reviewed tens of thousands of legal land descriptions represented in Points of Diversion (hereinafter "POD") and Places of Use (hereinafter "POU") that were published in SRBA Director's Reports to determine land ownership by comparing those land descriptions to BLM's Master Title Plats and Historical Indexes. I have reviewed hundreds of deeds to determine who owned what land descriptions. I've determined the changes needed to over a thousand water right descriptions for use with the SRBA Standard Form 5 (hereinafter "SF-5") to resolve objections involving the BLM. I have extensive knowledge of, and experience with, the official business records of BLM and the Idaho Department of Water Resources (hereinafter "IDWR"), including but not limited to: BLM water right claim files, BLM field investigations, Master Title Plats, Historical

Indexes, Control Document Indexes (hereinafter "CDI"), Tract Books, IDWR Adjudication Files, and IDWR Water Right Files. I provide advice, guidance and direction to BLM field office personnel as to investigating and preparing claims, how to interpret water rights and how they relate to other water rights. For hundreds of subcases, I have made determinations whether multiple claims exist for the same source and what the nature of their relationship is to each other. I have reviewed hundreds of Range Improvement Project Files for the purpose of locating the project, to determine when it was constructed, whether it was completed, if it is still functional, who contributed to the construction and in what amounts, and to determine whether water is present and in what amounts. I developed the investigative criteria to be used for BLM field offices to investigate water sources for claims preparation and for objection purposes. I have reviewed thousands of BLM claim files and field investigations conducted by BLM. I have also performed investigations of water rights in the field. I routinely provide technical assistance, reports, recommendations and opinions to the Department of Justice concerning all the above matters.

4. At the request of counsel for the United States, I have reviewed the official business records of BLM and IDWR regarding the subcases listed on Attachment 1 for SRBA claims made by the United States of America on behalf of the BLM, and have reached the determinations described herein.

5. The Master Title Plat (hereinafter "MTP") is an official business record of BLM. The MTP is the United States' official Record of Title. It is a graphic display of township survey data, and is drafted from information abstracted, compiled, and composed from the latest approved

U.S. Government Survey Plats, survey field notes, and protraction diagrams. It describes the locations of United States property, aliquot parcels, and government surveyed "lots."

The Historical Index (hereinafter "HI") is an official business record of the United States that maintains a time line of events occurring on United States' property.

6. Based upon a review of BLM's SRBA water right claim files and IDWR's abstract/recommendations, the subcases listed on Attachment 1 are BLM "dual" claims based upon state and federal law, except as noted below. The federal claim basis is claimed pursuant to an Executive Order, dated April 17, 1926, and known as Public Water Reserve 107 (hereinafter "PWR 107"). The state basis is based on beneficial use with a priority date of June 28, 1934. The 1934 date was reached through settlement with the State of Idaho.

a. The claims listed immediately below are for stockwater use from springs located on land reacquired by the United States. BLM's Notices of Claim do not contain a federal reserve basis and were asserted under state law with a priority date of when the land went to patent. See Attachments 2 through 12. **BLM would prefer to receive a partial decree of the claims listed below under state law with the claimed priority date noted below.** Attachments 2 through 12 are true and correct copies of IDWR's Director's Report recommendations/abstracts that are marked up with hand written corrections and of BLM's Notice of Claim for each of the subcases listed immediately below.

74-15474, 10-20-1930, Attachment 2

74-15475, 10-20-1930, Attachment 3

74-15478, 08-14-1916, Attachment 4

74-15479, 08-20-1930, Attachment 5

74-15481, 10-20-1930, Attachment 6

74-15482, 03-18-1916, Attachment 7

74-15483, 08-14-1916, Attachment 8

74-15484, 08-14-1916, Attachment 9

74-15485, 10-20-1930, Attachment 10

74-15486, 10-20-1930, Attachment 11

74-15487, 10-20-1930, Attachment 12

7. I have reviewed the official business records of BLM and compared the subcases listed on Attachment 1 to BLM's MTP and HIs. I was able to determine that the above captioned subcases are located on unreserved federal public domain as of April 17, 1926; and this land currently remains under Department of Interior administration, except as follows:

a. **74-15476:** This claim is for a stockwatering use from a spring located on land reacquired by the United States. This land left federal ownership on 10-20-1930 pursuant to Patent 1041303 issued to Fletcher A. Wheaton and was reacquired on 12-09-2002 pursuant to Warranty Deed 253058 from The John Sells Family Trust. See Attachment 13. This claim should not have contained a federal reserve basis pursuant to the 1926 Executive Order. **BLM would prefer to receive a partial decree of this claim under state law with a priority date of 10-20-1930.** Attachment 13 contains true and correct copies that I made of a patent and warranty deed that are official records of the United States located in my office.

8. The water sources described by the subcases listed on Attachment 1 were confirmed by field investigation.

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9. Based upon the field verification and my review of the field investigation and claim file documents for the subcases listed on Attachment 1, there is sufficient surface water at these sites for consumptive use by livestock.

10. Based upon the field verification and my review of the field investigation and claim file documents, the sources of water for the subcases listed on Attachment 1 are springs or waterholes located at the Point of Diversion (hereinafter "POD") and Place of Use (hereinafter "POU") described in the January 19, 2006 Basin 74 Irrigation & Other Claims Director's Report recommendations/abstracts, except as follows:

a: **74-15468:** This claim is for instream stockwater along a segment of Hayden Creek. Since the source is a stream, this claim should not contain a federal reserve basis. BLM would prefer to receive a partial decree of this right under state law with a 06-28-1934 priority date.

11. I have reviewed the official business records of BLM for the subcases listed on Attachment 1 for a federal reserved water right pursuant to PWR 107. The elements of the claimed water rights have been verified through examination of the claim files and physical field investigations and are correctly described in the January 19, 2006 Basin 74 Irrigation & Other Claims Director's Report recommendations/abstracts. The quantity for a federal reservation based upon Public Water Reserve 107 should be 0.02 cfs, not to exceed 13,000 gpd.

a. BLM would prefer to receive a partial decree of the federal reserve basis for each of the subcases listed on Attachment 1, except for the following. For the following subcases, BLM would prefer to receive partial decrees under state law:

74-15468, stream, state law, 06-28-1934, ¶10.a.

74-15474, reacquired, state law, 10-20-1930, ¶6.a.

74-15475, reacquired, state law, 10-20-1930, ¶6.a.

74-15476, reacquired, state law, 10-20-1930, ¶7.a.

74-15478, reacquired, state law, 08-14-1916, ¶6.a.

74-15479, reacquired, state law, 08-20-1930, ¶6.a.

74-15481, reacquired, state law, 10-20-1930, ¶6.a.

74-15482, reacquired, state law, 03-18-1916, ¶6.a.

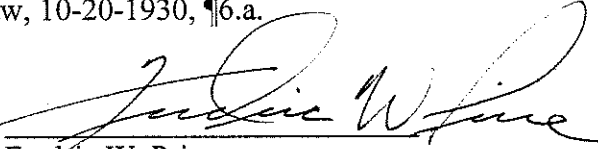
74-15483, reacquired, state law, 08-14-1916, ¶6.a.

74-15484, reacquired, state law, 08-14-1916, ¶6.a.

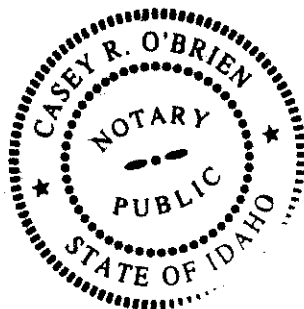
74-15485, reacquired, state law, 10-20-1930, ¶6.a.

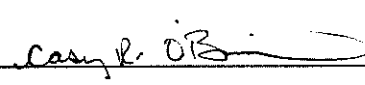
74-15486, reacquired, state law, 10-20-1930, ¶6.a.

74-15487, reacquired, state law, 10-20-1930, ¶6.a.


Fredric W. Price

Subscribed and sworn to before me this 13 day of JANUARY, 2007.
Witnessed by my hand and official seal.




Notary Public in and for the State of Idaho

Residing at: NAUPO, IDAHO

My Commission Expires: 10-31-2009

CERTIFICATE OF SERVICE

I certify that on Jan. 13, 2007, I served a true and correct copy of the foregoing **AFFIDAVIT OF FREDRIC W. PRICE; SUBCASE NUMBERS: 74-14782 et. al. together with Attachments 1 through 13** by placing the document in the United States Mail in Boise, Idaho, postage paid, and addressed as follows:

Original to:

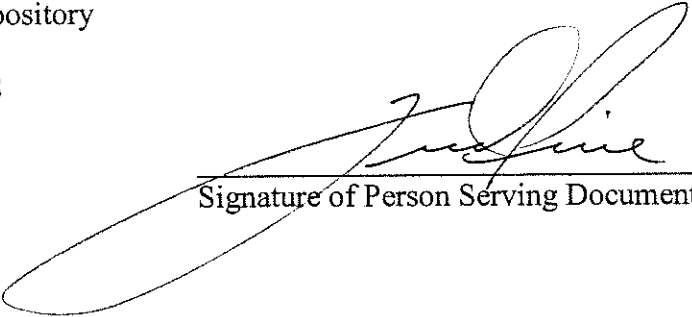
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Copies to:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098



Signature of Person Serving Documents

ATTACHMENT 1

SUBCASES

74-14782
74-15456
74-15457
74-15458
74-15459
74-15460
74-15465
74-15467
74-15468
74-15469
74-15471
74-15472
74-15474
74-15475
74-15476
74-15477
74-15478
74-15479
74-15481
74-15482
74-15483
74-15484
74-15485
74-15486
74-15487
74-15488
74-15505
74-15538
74-15541
74-15543
74-15651
74-15652

ATTACHMENT 2

SUBCASE

74-15474

01/19/2006

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

RIGHT NUMBER: 74-15474

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: AGENCY CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 107.~~

POINT OF
DIVERSION: T19N R25E S8 NWSENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S08 SENW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682110

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NCAF

NOTICE of CLAIM for Water
Right number:

7415474 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

7404682110

J

S

Other Right and date:

SOURCE:

Source

Tributary

SPRING

AGENCY CREEK

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Not associated with 7404682109, 74-15475. Two separate spring claims with in 50 ft. of one another.

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	NW	SE	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 30-Aug-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

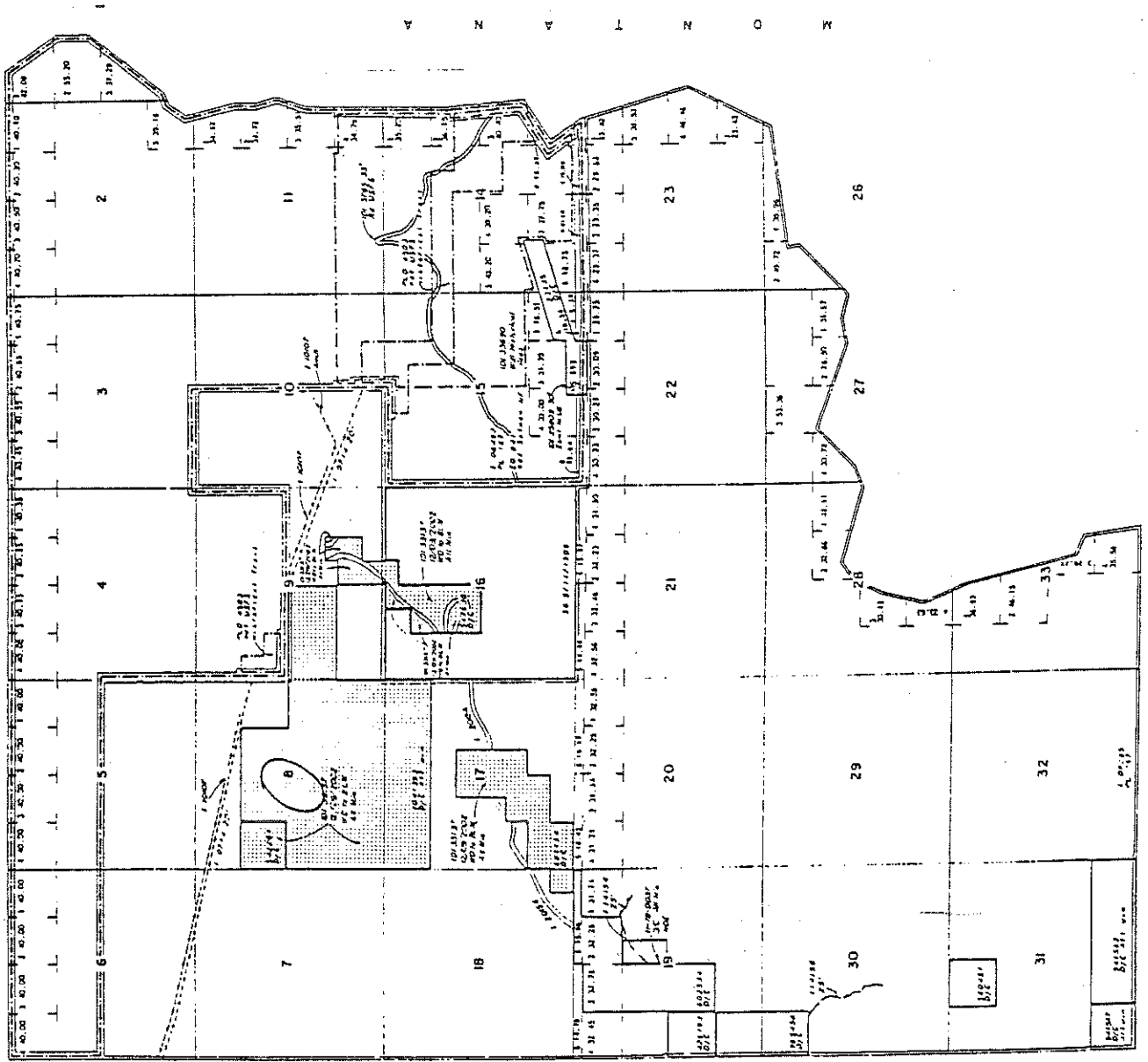
Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SE	NW		59	LEMHI

TOWNSHIP 19 NORTH RANGE 25 EAST OF THE BOISE MERIDIAN, IDAHO

LEMHI COUNTY 059
SANDWICH DISTRICT SEC 1

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT



INDEX TO SEGREGATED TRACTS			
TRACT NO.	SEC.	TOWNSHIP	RANGE
1	1	19	25
2	1	19	25
3	1	19	25
4	1	19	25
5	1	19	25
6	1	19	25
7	1	19	25
8	1	19	25
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36	1	19	25

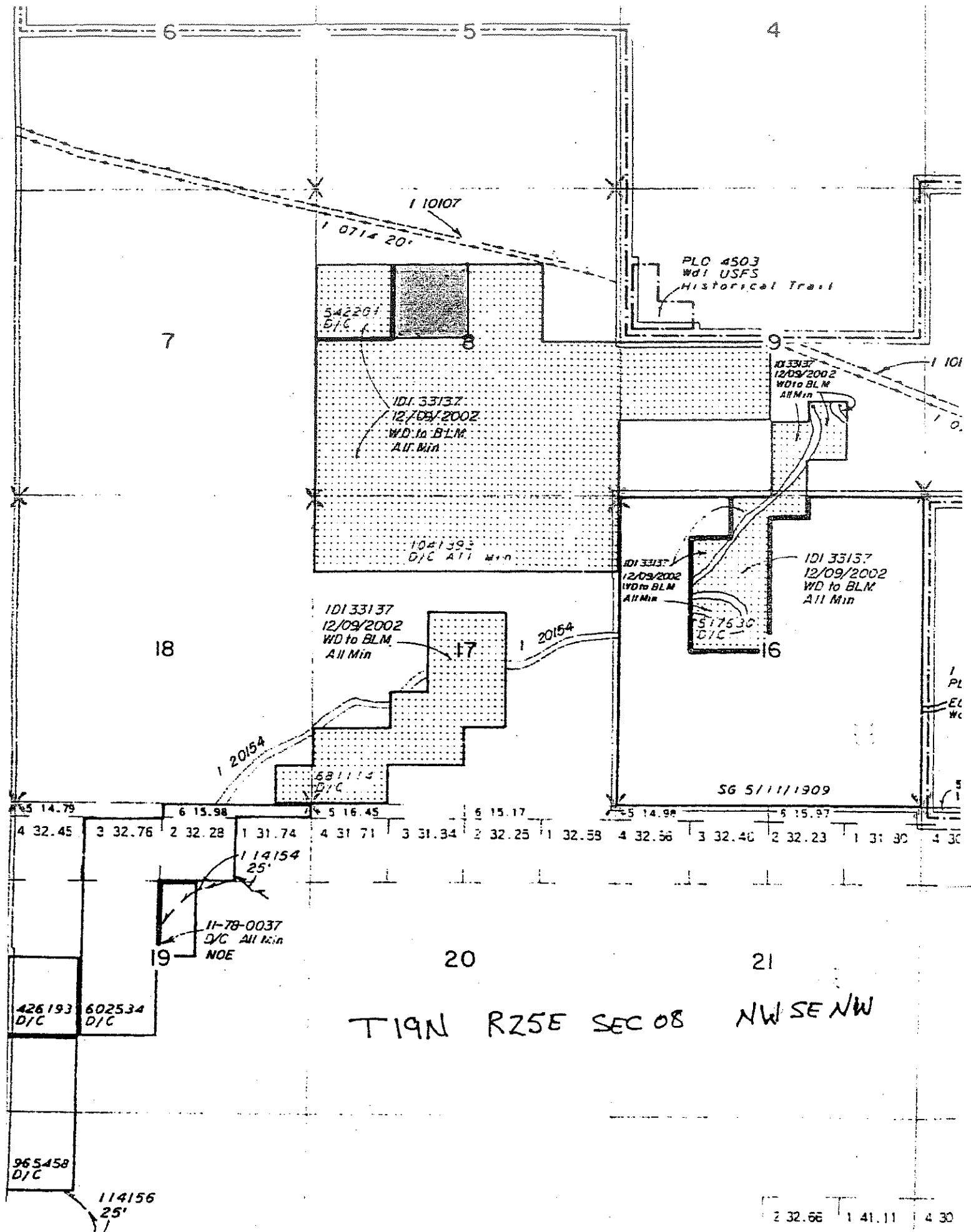
0091 Sec 1, Mt. Plat of Cong. 1/12/1931
completed 8/22/1960. All 80 surface area of 80/1

0093 Sec 1, Mt. Plat of Cong. 1/12/1931
completed 11/22/1960. All 80 surface area of 80/1

FOR ORDERS EFFECTING RECORD OR USE OF
UNRECORDED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	CURRENT TO
FILE	FILE

USE PLAT	USE PLAT
----------	----------



Spring
GPS U080717B
8/07/03
IDWR 74- 15474
BLM # 7409682110
Photo AB50 24-25
T1N R25E SEC 08 NWSE NW

8

Eckersell
Spring

Creek

The United States of America,

Do all in whom these presents shall come. Granting:

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 Fletcher A. Wheaton has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER in the year of our Lord one thousand

nine hundred and THIRTY and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola E. Engel Secretary
John O. Connell Acting Recorder of the General Land Office

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

- Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$
- Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$
- Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho)
County of Lemhi) SS No. 253058
This instrument was filed for record at the request
of William F. Little
at 4:25 clock p.m. 1-6-2003
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By Brenda L. [Signature]
Fee 12.00
Return to AT

253058

Parcel 1 - Beginning at a point on the East boundary of the $\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 - Beginning at a point on the North boundary of the $\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\text{SW}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 - Beginning at a point on the North boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 – Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 – Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDI-33137

Page 3 of 4

Acknowledgment on Page 4

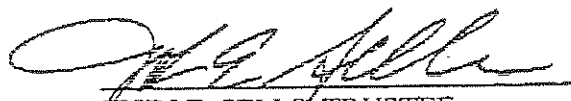
253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

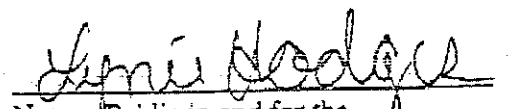
TRUSTEE ACKNOWLEDGMENT

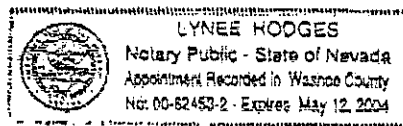
STATE OF)
) ss:
COUNTY OF)

On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15474

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title
of United States of America, acting through U.S.D.I., BLM, that I have signed the
foregoing documents in the space below as Water Right Team Leader of
Title
United States of America, acting through U.S.D.I., BLM and that the statements
contained in the foregoing documents are true and correct.

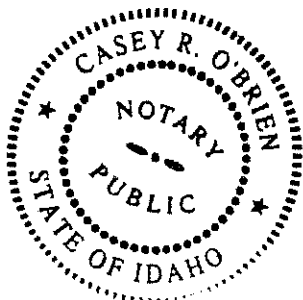
Signature of Authorized Agent *Gary A. Madenford*
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Casey R. O'Brien
Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 3

SUBCASE

74-15475

01/19/2006

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

RIGHT NUMBER: 74-15475

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: AGENCY CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT *
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 187.~~

POINT OF
DIVERSION: T19N R25E S8 NWSENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T19N R25E S08 SENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
BLM ID# 7404682109

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NCAF

NOTICE of CLAIM for Water
Right number:

7415475 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

7404682109

J

S

Other Right and date:

SOURCE:

Source Tributary
SPRING AGENCY CREEK

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Not associated with 7404682110, 74-15474. A separate spring claim about 50 ft. to the north in the draw.

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	NW	SE	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101 1231	0.02		

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 30-Aug-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

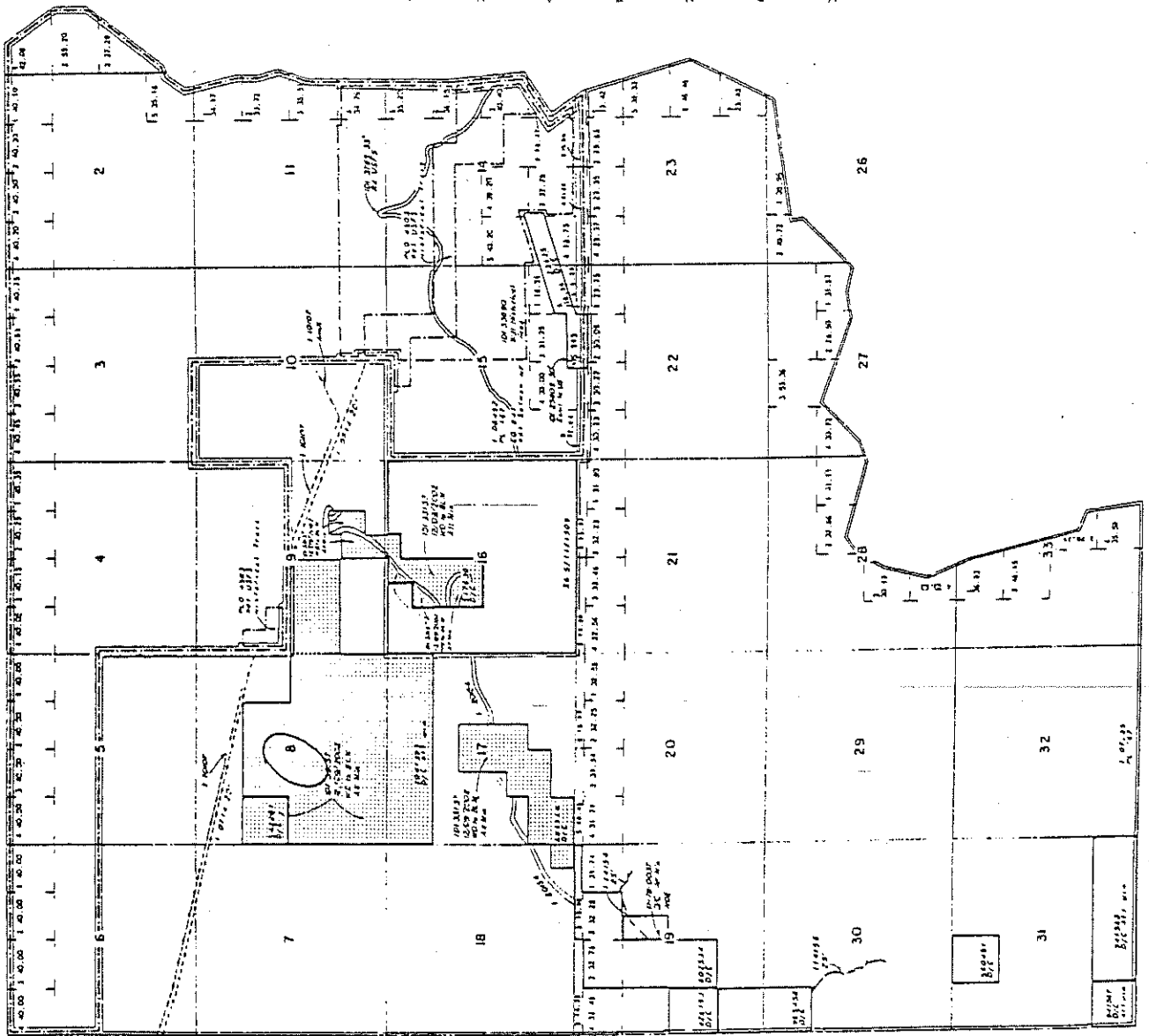
Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SE	NW		59	LEMHI

TOWNSHIP 19 NORTH RANGE 25 EAST OF THE BOISE MERIDIAN, IDAHO

LEMHI COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

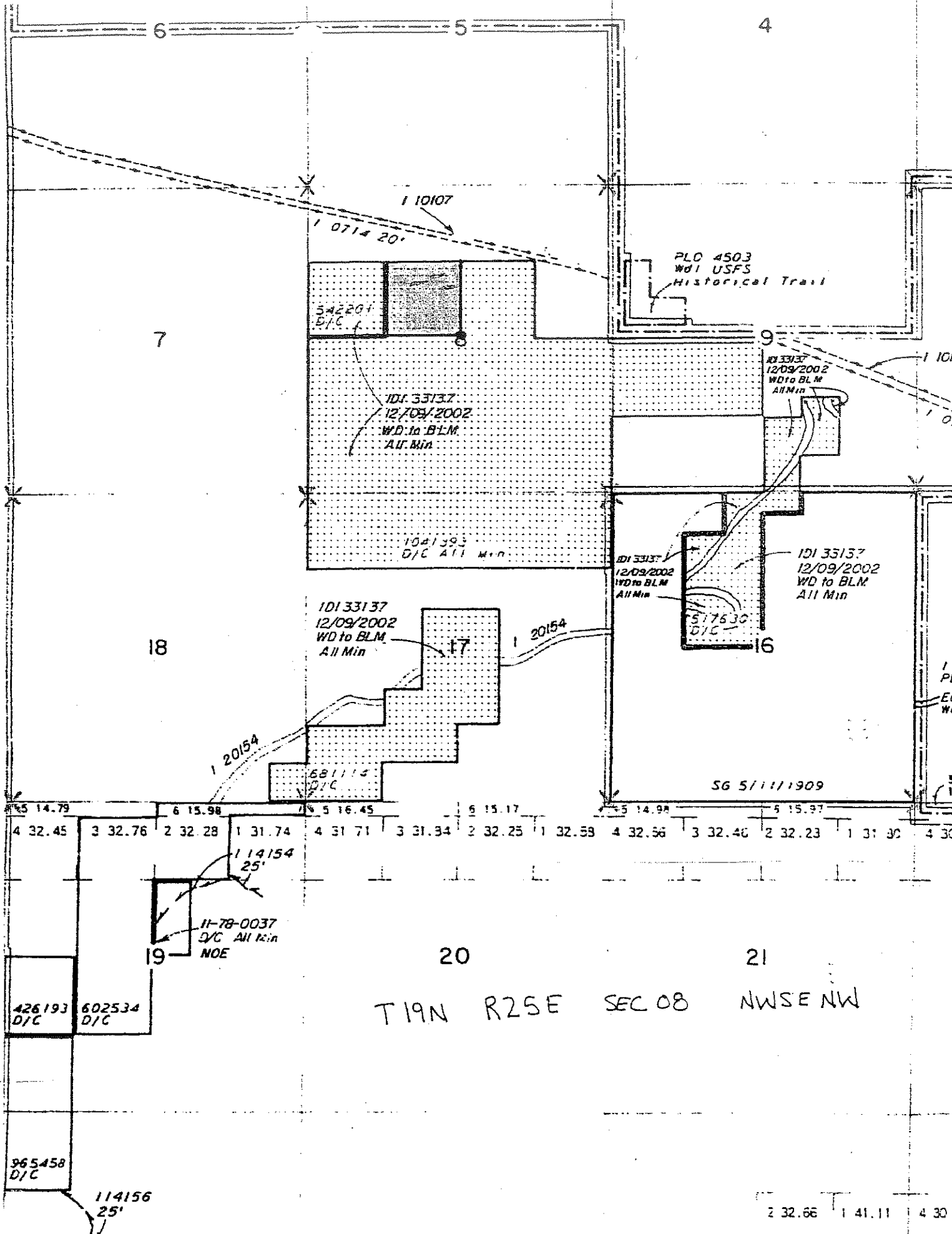


INDEX TO SEGREGATED TRACTS			
TRACT NO.	T	R	SEC.
1	1	2	3
2	1	2	3
3	1	2	3
4	1	2	3
5	1	2	3
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32	1	2	3
33	1	2	3
34	1	2	3
35	1	2	3
36	1	2	3

1000000000, Mt. East of Cong. 1/1/1933
completed 8/1/1960. All mt. surface legal by US.
1000000000, Mt. East of Cong. 1/1/1933
completed 11/1/1960. All mt. surface legal by
US.

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	SURVEY 19
PLAT	
USE PLAT	



Spring

GPS U080717B

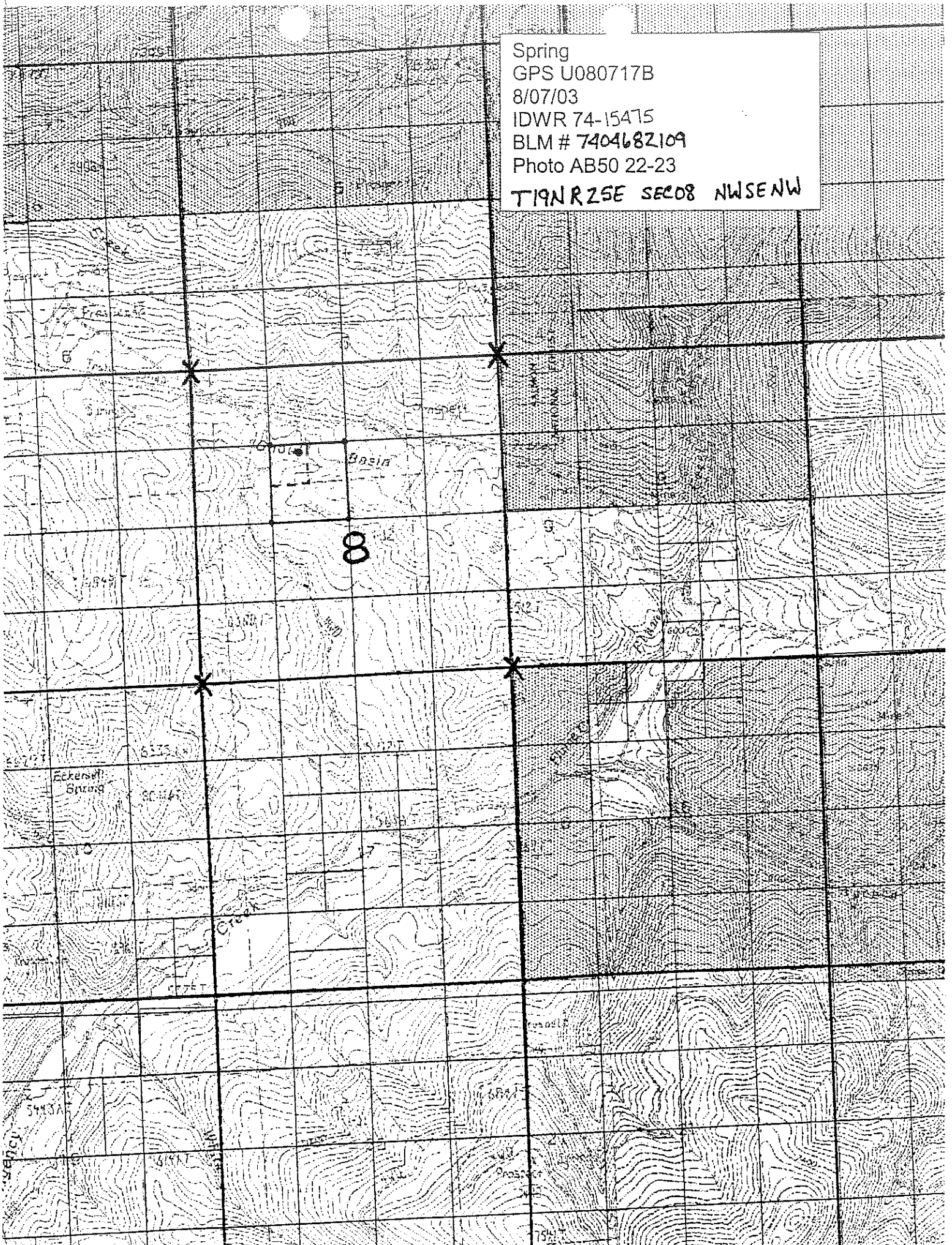
8/07/03

IDWR 74-15475

BLM # 7404682109

Photo AB50 22-23

T19NR25E SEC08 NWSENW



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 Fletcher A. Wheaton

has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (39 Stat., 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIEITH

(SEAL)

day of OCTOBER

in the year of our Lord one thousand

nine hundred and THIRTY

and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. Craig Secretary
John O. Connell Acting Recorder of the General Land Office

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK

Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, SKSE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SKNE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SKNE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The SKSE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the SKNE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho)
County of Lemhi)

SS No.

253058

This instrument was filed for record at the request of William Little

at 4:25 o'clock p m. 1-6 2003

and duly filed and indexed in the records of Lemhi County

Terri J. Morton

Ex-Officio Recorder

By Terri J. Morton DeputyFee 12.00Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\text{SW}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 – Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

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Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 – Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

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Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

DI-33137

Page 3 of 4

Acknowledgment on Page 4

253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

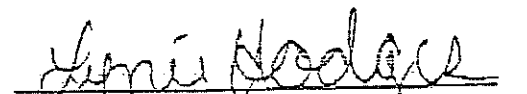
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

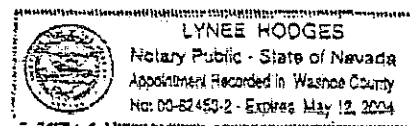
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



STATE OF IDAHO)
) ss:
COUNTY OF ADA)

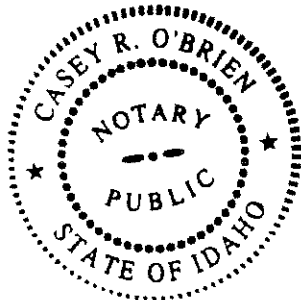
Water Right Number: 74-15475

For Organizations:

Signature of Authorized Agent Larry W. Madenfer
for the United States of America, acting through U.S.D.I., BLM

Subscribed and sworn to before me on this 2nd day of September, 2004.

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 4

SUBCASE

74-15478

01/19/2006

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

RIGHT NUMBER: 74-15478

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1637

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 08-14-1916

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 107.~~

POINT OF
DIVERSION:

T19N R25E S8 NWSNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER Within LEMHI County

T19N R25E S08

SWNW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682100

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NCAF

NOTICE of CLAIM for Water
Right number:

7415478 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

7404682100

Stg:

StFed:

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

08/14/1916

Diversion Means: UNDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	NW	SW	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	NW		59	LEMHI

LEMHI COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

[illegible]

100492 Dat PL 167 Act of Cong 7/23/1951
completed 8/9/1960. All surface rights by USFS

1 01103 GWT PL 107 Act of Cong 11/23/1931
completed 12/22/1960. Alt PO surface wgt of

Figure 1

Journal of Management Education 36(8) 907-924
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Variable	Mean	SD	Min	Max
Age	34.5	10.2	21	55
Gender	0.45	0.50	0	1
Marital Status	0.65	0.48	0	1
Education	12.5	1.5	9	16
Income	1500	500	500	3000
Health Status	0.75	0.43	0	1
Job Satisfaction	0.60	0.49	0	1
Life Satisfaction	0.70	0.46	0	1
Work-Life Balance	0.55	0.50	0	1
Stress Level	0.40	0.50	0	1
Family Support	0.80	0.40	0	1
Community Support	0.60	0.49	0	1
Healthcare Access	0.90	0.30	0	1
Quality of Life	0.75	0.43	0	1
Overall Well-being	0.65	0.48	0	1

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Figure 1. Schematic representation of the experimental design. The study was divided into two parts: a pretest and a main experiment. In the pretest, 10 participants were asked to rate the perceived effort of the task. In the main experiment, 20 participants were asked to perform the task at two different intensities (low and high) and to rate the perceived effort. The results of the pretest and the main experiment are presented in the text.

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$\frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx = \frac{1}{\sqrt{\pi}} \int_{-\infty}^{\infty} f(x) e^{-x^2} dx$

[illegible]

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

1. The first part of the document is a title page. It contains the title "The Role of the State in the Development of the Economy" and the author's name "John Doe".

2. The second part of the document is an abstract. It provides a brief summary of the main points of the paper.

3. The third part of the document is the introduction. It discusses the importance of the state in the development of the economy.

4. The fourth part of the document is the main body of the paper. It is divided into several sections, each discussing a different aspect of the state's role in the economy.

5. The fifth part of the document is the conclusion. It summarizes the findings of the paper and provides some final thoughts.

6. The sixth part of the document is the bibliography. It lists the sources used in the paper.

7. The seventh part of the document is the appendix. It contains additional information that is not included in the main body of the paper.

8. The eighth part of the document is the index. It provides a list of the topics covered in the paper.

9. The ninth part of the document is the glossary. It defines the terms used in the paper.

10. The tenth part of the document is the endnotes. It contains additional information that is not included in the main body of the paper.

$\frac{d}{dt} \left(\frac{\partial L}{\partial \dot{x}} \right) = \frac{\partial L}{\partial x}$

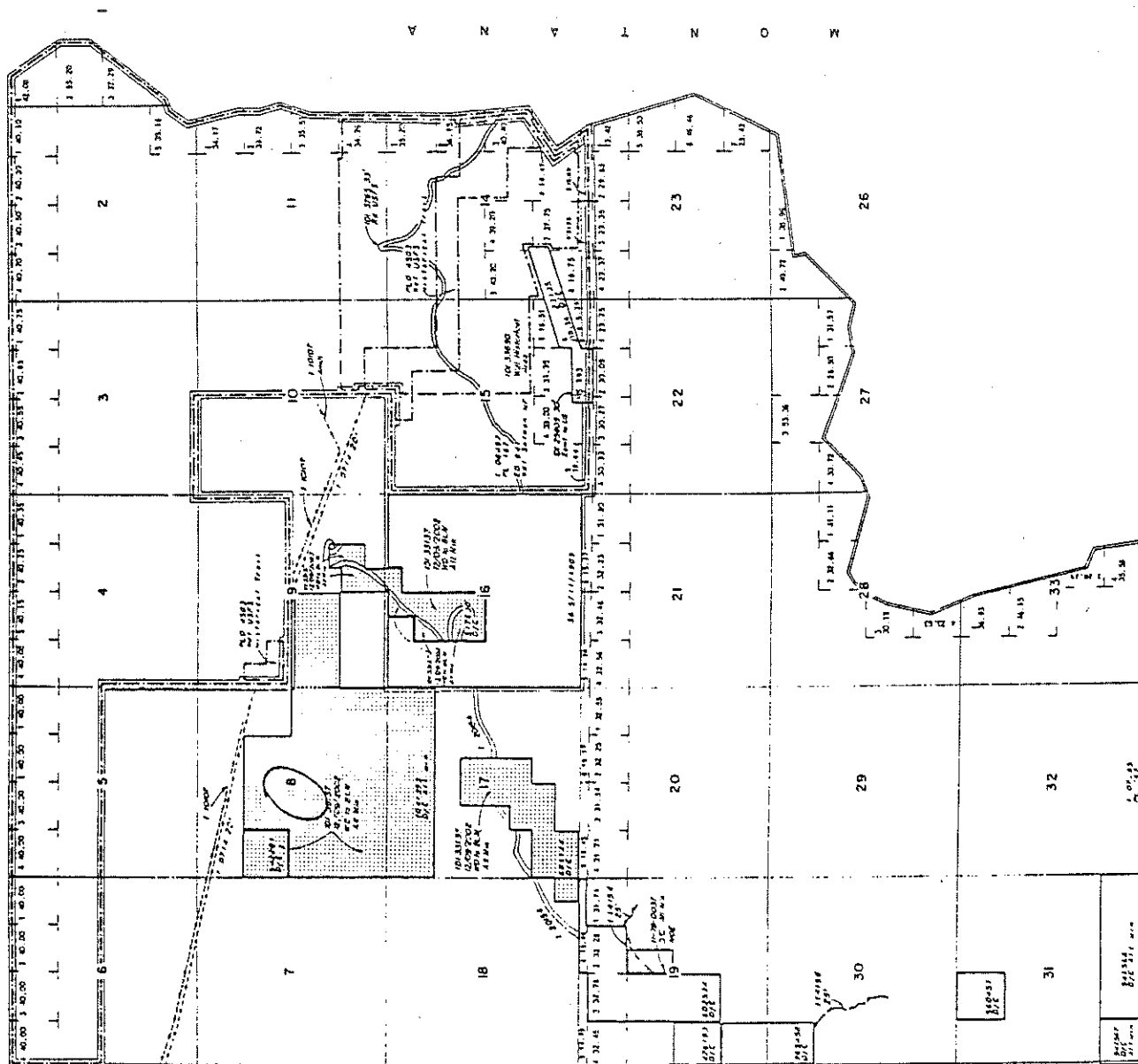
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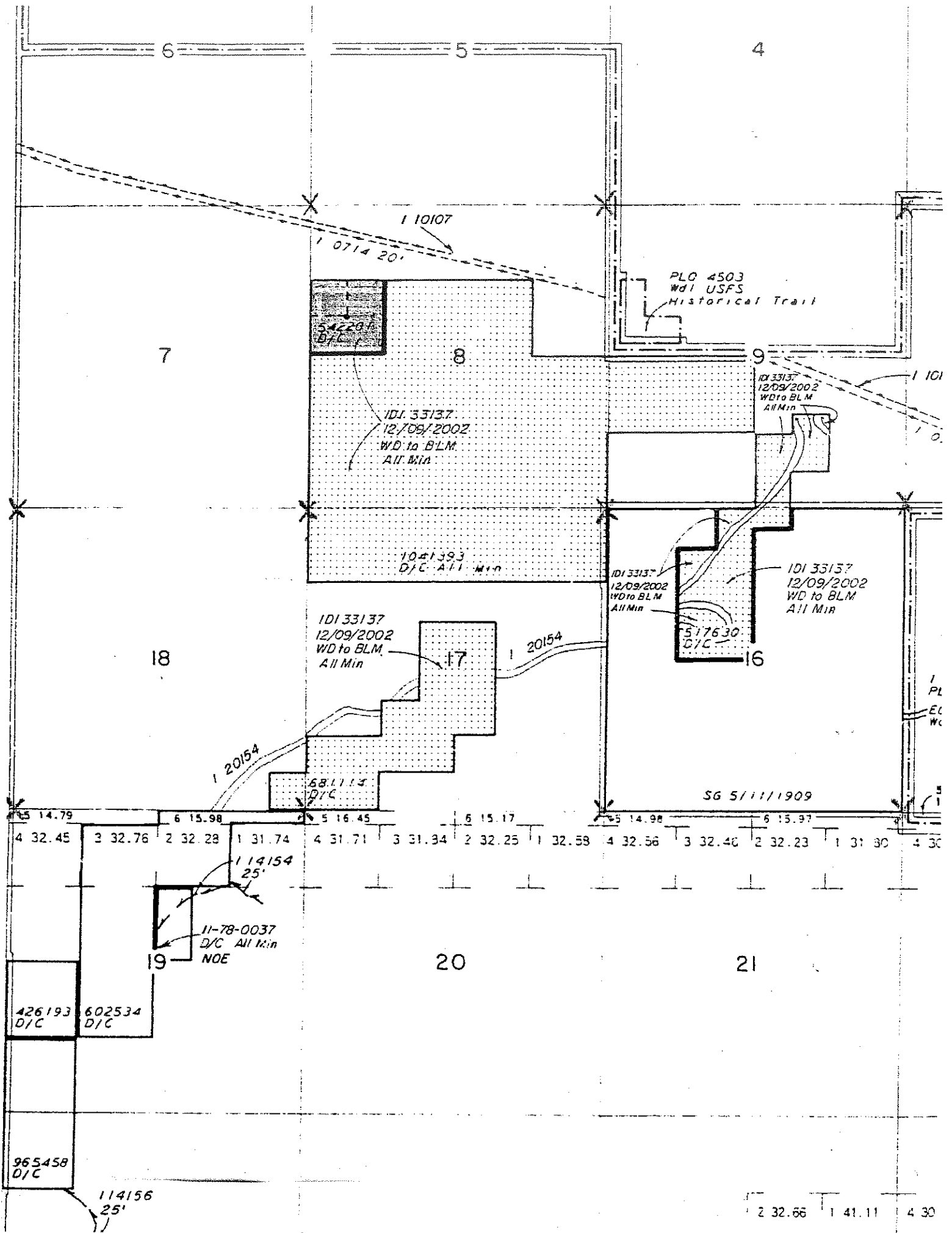
Journal of Management Inquiry 20(6) 789–804
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FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF

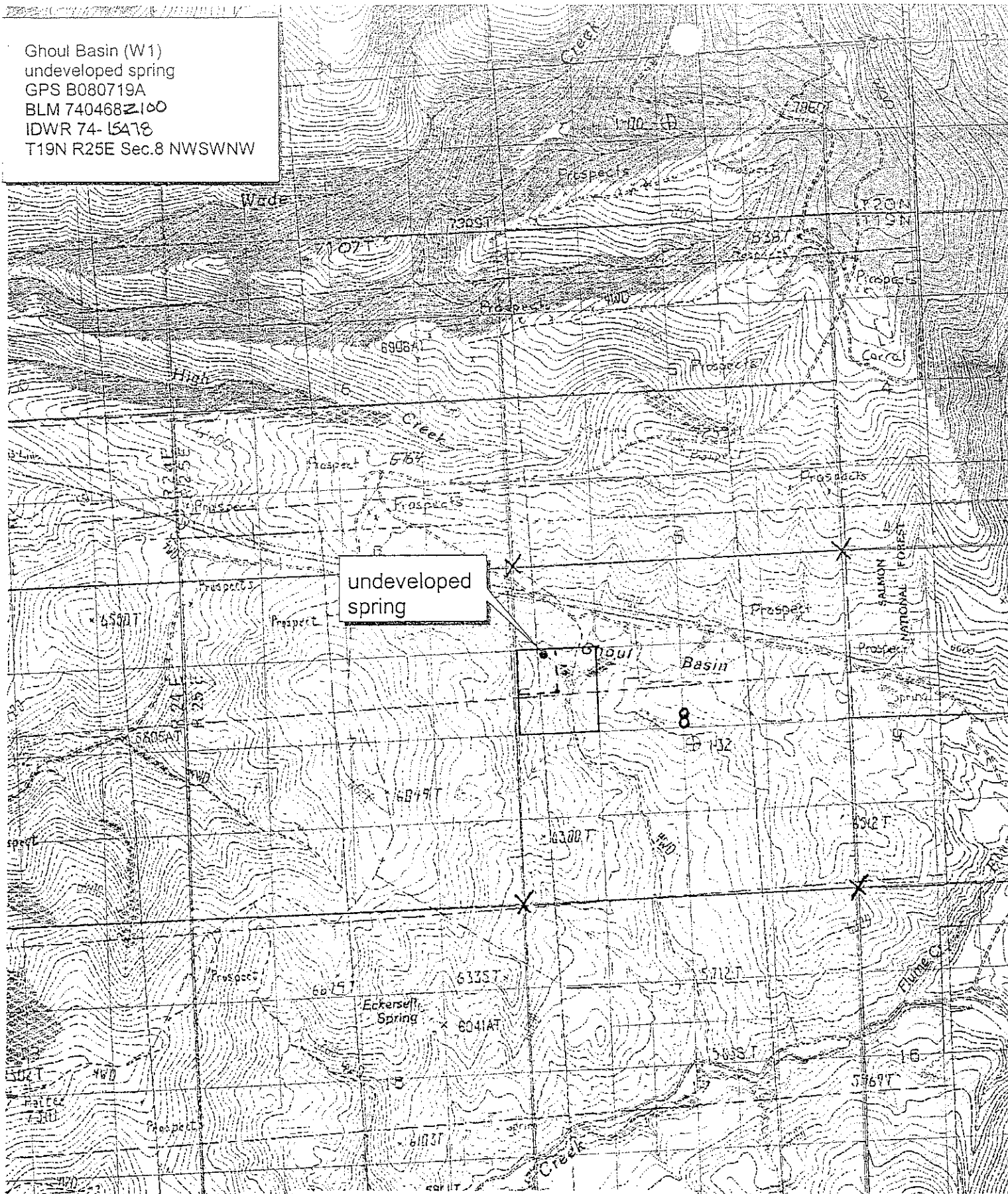
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO

[illegible]



Ghoul Basin (W1)
undeveloped spring
GPS B080719A
BLM 740468Z100
IDWR 74-15478
T19N R25E Sec.8 NWSWNW



No warranty is made by the Bureau
of Land Management for use of the
data for purposes not intended by BLM.



The United States of America,

Do all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, 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 A. Roy Buchanan, Assignee of Joseph F. Penn, has been established and duly consummated, in conformity to law, for the southwest quarter of the northwest quarter of Section eight in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing forty 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.

IN TESTIMONY WHEREOF, I,

Woodrow Wilson

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 AUGUST In the year of our Lord one thousand

nine hundred and SIXTEEN and of the Independence of the

United States the one hundred and FORTY-FIRST.

By the President:

By

Woodrow Wilson
M. P. Le Roy, Secretary.

L. L. Lamar
Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

- Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$
- Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$
- Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho) SS No. 253058
County of Lemhi)
This instrument was filed for record at the request
of William B. Bette
at 4:25 clock p.m. 1-6 2003
and duly filed and indexed in the records of Lemhi
County Tami J. Morton
Ex-Officio Recorder
By [Signature]
Fee 12.00
Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\frac{3}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{3}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\frac{3}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{3}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 – Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 – Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDI-33137

Page 3 of 4

Acknowledgment on Page 4

253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

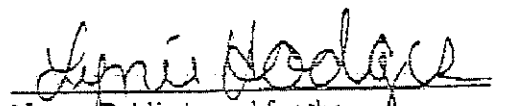
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

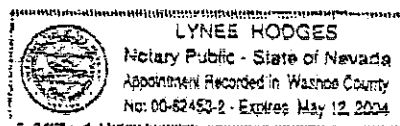
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: 4/12/12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15478

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of

Title

United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

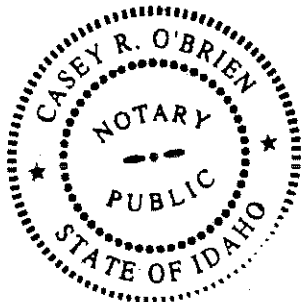
Signature of Authorized Agent Larry A. Henderson
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Casey R. O'Brien
Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 5

SUBCASE

74-15479

01/19/2006

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

RIGHT NUMBER: 74-15479

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 08-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 107.~~

POINT OF
DIVERSION:

T19N R25E S9 NENWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER Within LEMHI County

T19N R25E S09

NWSW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682098

☐ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415479 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

7404682098

Stg: StFed:

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

08/20/1930

Diversion Means: UDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	9	NE	NW	SW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in AcFt
04	0101	1231	0.02

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	9	NW	SW		59	LEMHI

LEMMI COUNTY 059
SALMON DISTRICT SEC J

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

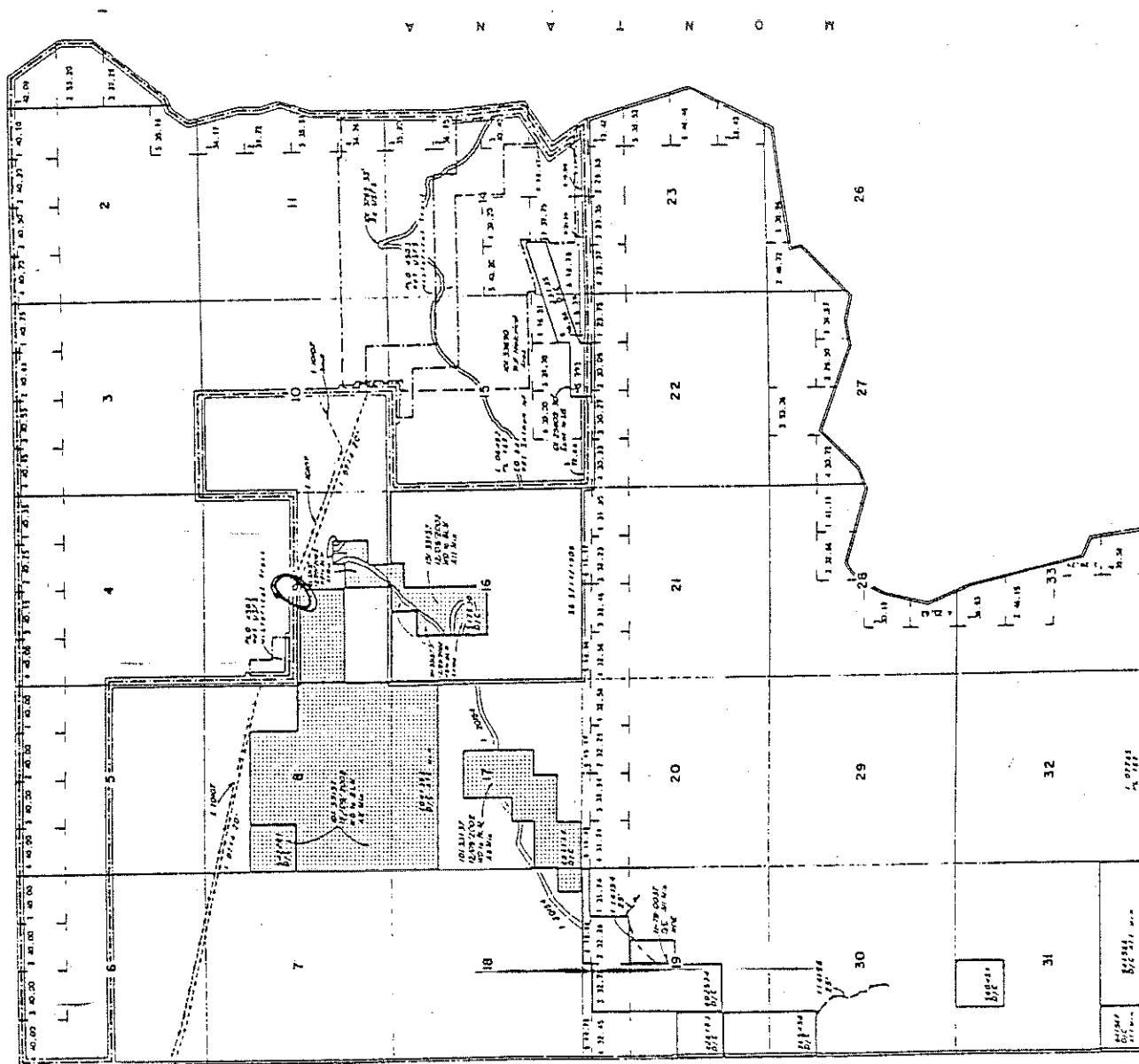
MT PLAT

[illegible]

73661771 Buoy 10 1341 NW W 400 6000

101151 Dyt M 167 (Act of Cong 7/22/1911)

478 12/22/1950, 1st PD write report



SCALE 10: Children

WATERBURY

The plot in the Bureau's Record at Tokyo, and should be used only as a graphic display of the inwardly moving data. Records become so and reflect the changes which may have been effected by lateral movement of 2000 ft as where London is water

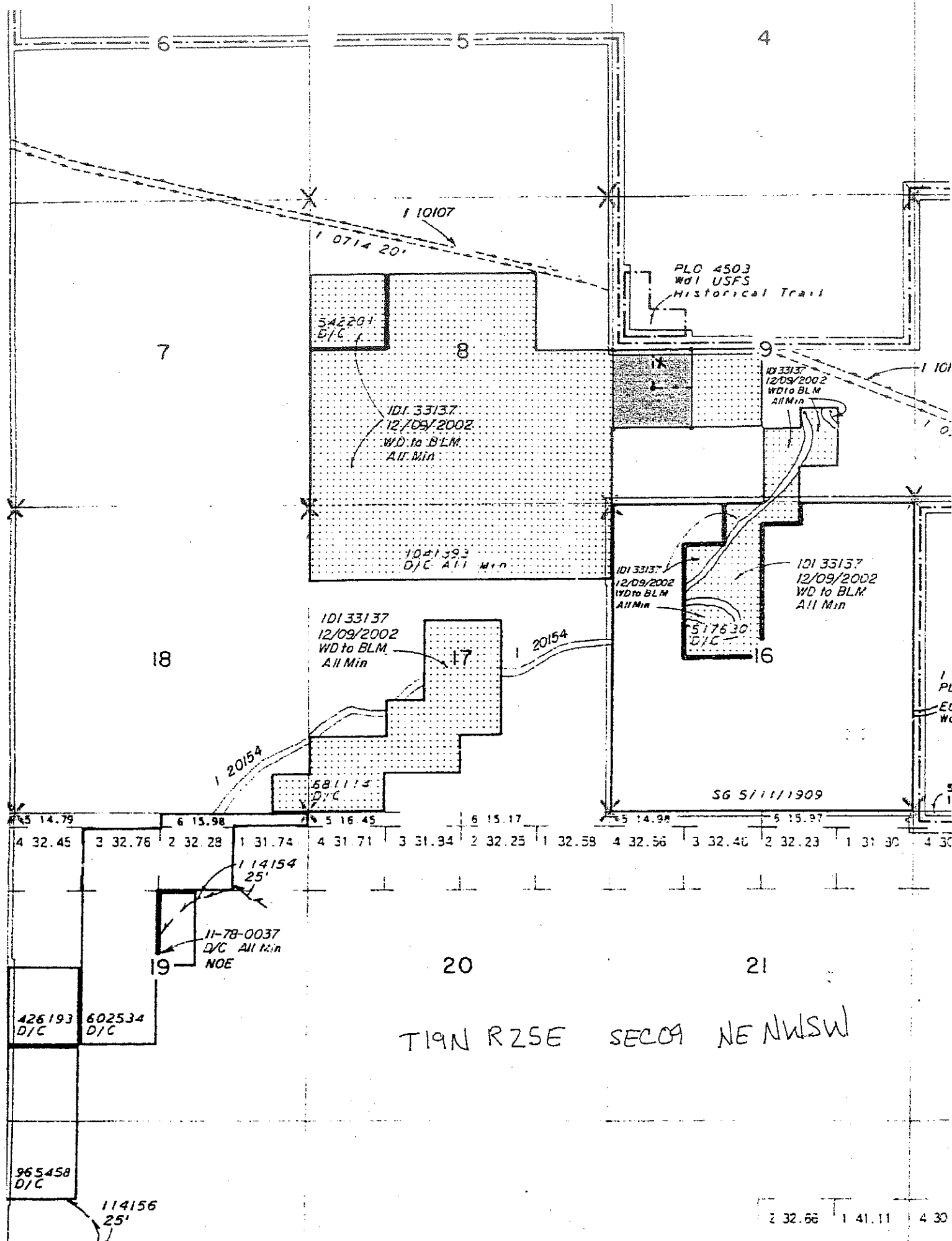
THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER

256

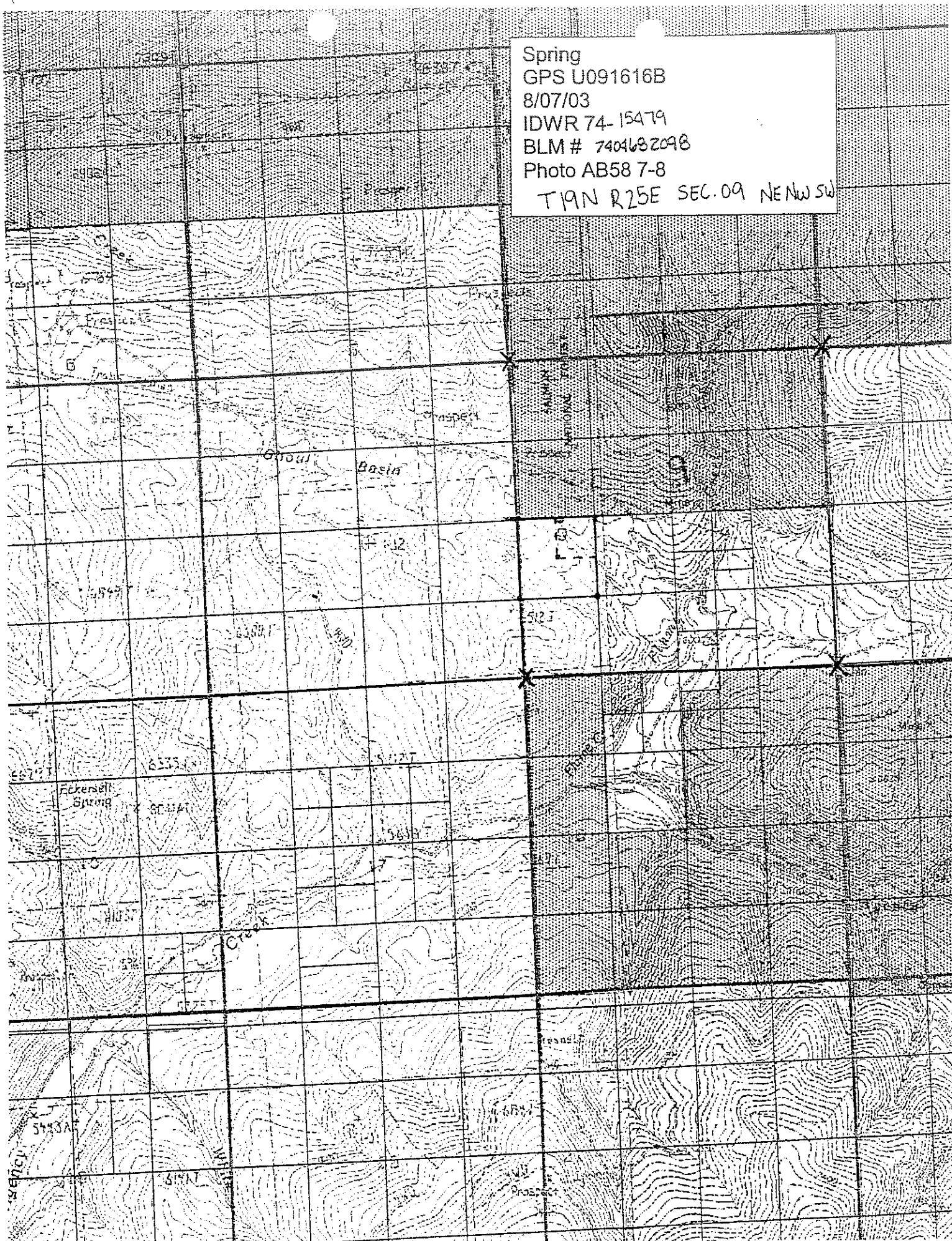
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
ABC 8	

USE PLAYS



Spring
GPS U091616B
8/07/03
IDWR 74-15479
BLM # 7404682098
Photo AB58 7-8
T19N R25E SEC.09 NENW SW



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 Fletcher A. Wheaton has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (39 Stat., 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER in the year of our Lord one thousand

nine hundred and THIRTY and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. Page, Secretary.
John O. Cornwell
 Acting Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK

Section 9: N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho)
County of Lemhi)

SS No.

253058

This instrument was filed for record at the request
of William B. Bille

at 4:25 clock pm on 1-6 2003

and duly filmed and indexed in the records of Lemhi
County

Tami J. Morton

Ex-Officio Recorder

By William B. Bille DeputyFee 12.00Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.59 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
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S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\text{SW}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 - Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 - Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDL-33137

Page 3 of 4

Acknowledgment on Page 4

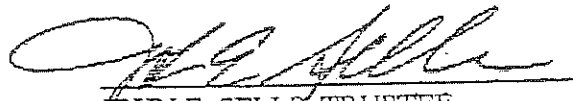
253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

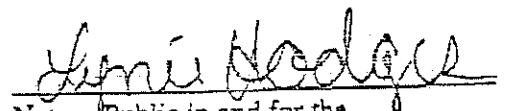
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

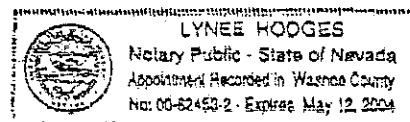
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15479

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title

Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of

Title

United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

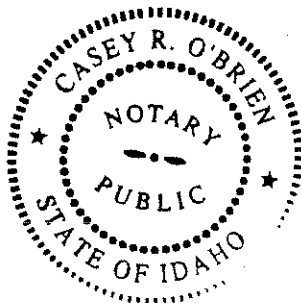
Signature of Authorized Agent Larry A. Mendenford
for the United States of America, acting through U.S.D.I./BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.


Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 6

SUBCASE

74-15481

01/19/2006

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

RIGHT NUMBER: 74-15481

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVE WATER RIGHT.
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 107.~~

POINT OF
DIVERSION:

T19N R25E S8 NWSWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER Within LEMHI County

T19N R25E S08

SWNE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682108

One of three separate springs within the same quarter quarter.

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415481 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT: Stg: StFed:

7404682108 J S

Other Right and date:

SOURCE:

Source Tributary
SPRING SINKS

QUANTITY:

0.02 CFS or VOLUME: Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930 Diversion Means: UNDEVELOPED SPRING

REMARKS:

One of three separate springs within the same quarter quarter.

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	NW	SW	NE			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101 1231	0.02		

CONSUMPTIVE
USE:

de minimis stockwater DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	NE		59	LEMHI

LENNI COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

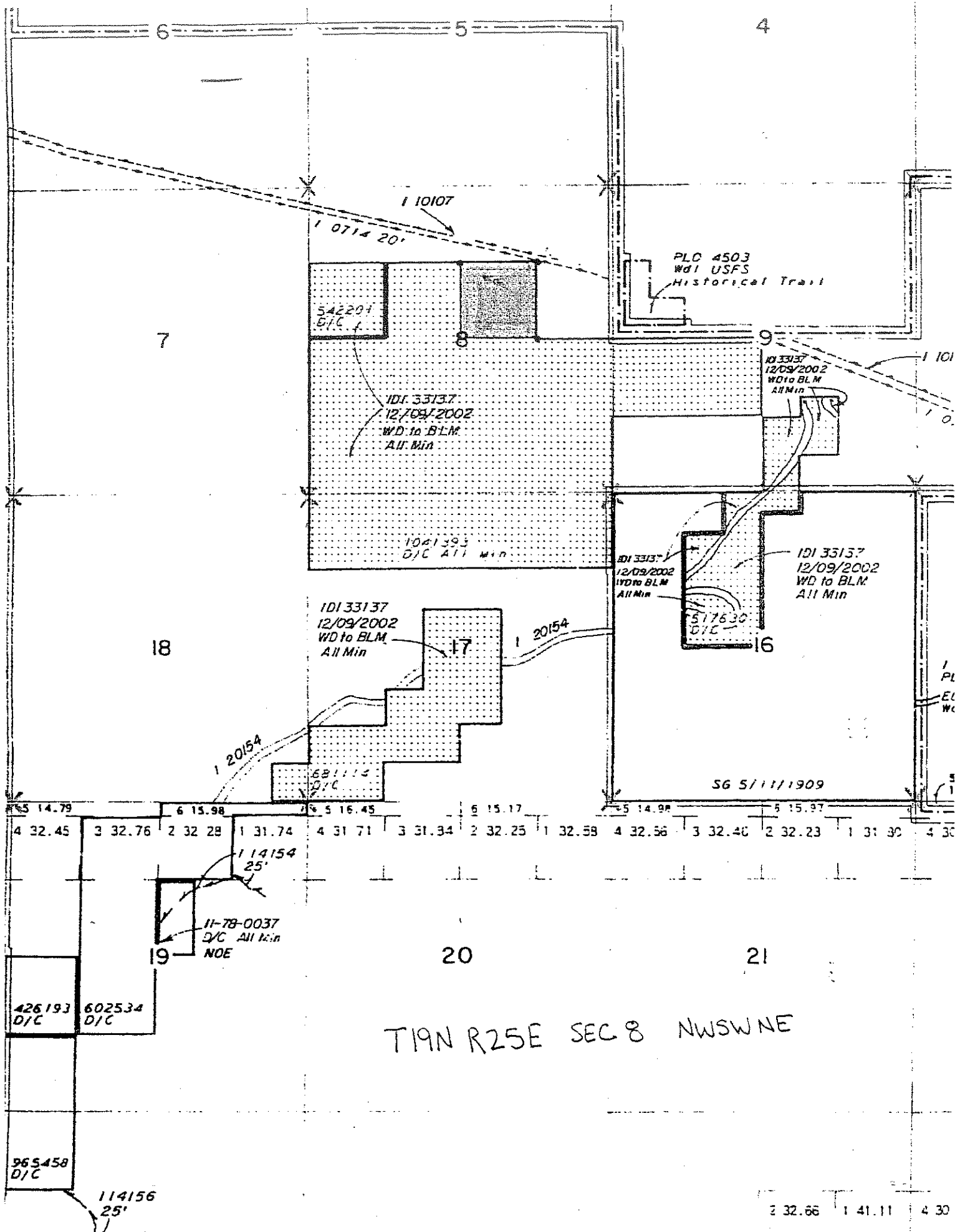
MT PLAT

INDEX TO SEGREGATED TRACTS		ORIGINAL SURVEY		SUPERVISION	
TRACT NO	F	A	SEC		
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[illegible]

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAMOS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	DATE
10-11-68	10-11-68
USE PLANT	DATE
10-11-68	10-11-68

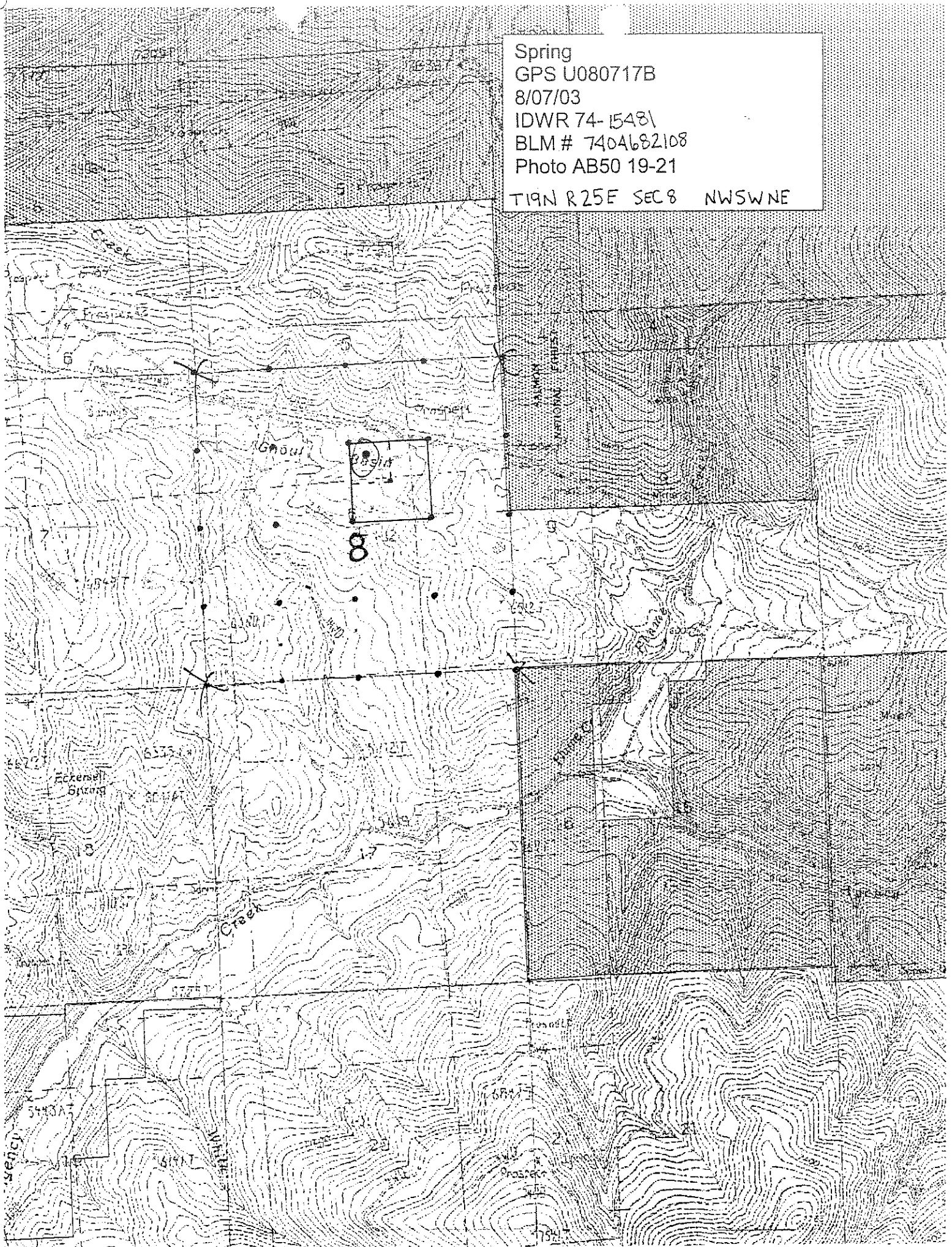


Spring
GPS U080717B
8/07/03
IDWR 74-1548\

BLM # 7404682108

Photo AB50 19-21

T19N R25E SEC 8 NWSWNE



The United States of America,

In 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 Fletcher A. Wheaton has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (39 Stat. 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER in the year of our Lord one thousand

nine hundred and THIRTY and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. English Secretary
John O. Connell
 Acting Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK

Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho) SS No. 253058
County of Lemhi)
This instrument was filed for record at the request
of William E. Pate
at 4:25 clock p.m. 1-6-2003
and duly filed and indexed in the records of Lemhi
County Terri J. Morion
Ex-Officio Recorder
By Heather O'Leary Deputy
Fee 12.00
Return to AT

253058

Parcel 1 - Beginning at a point on the East boundary of the $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 - Beginning at a point on the North boundary of the $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 - Beginning at a point on the North boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

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Bearing	Tangent	Curve	Central	Arc	
	Distance			Radius Distance	In Feet
	In Feet	L-R	Angle	In Feet	In Feet
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Parcel 5 - Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent	Curve	Central	Arc	
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The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDI-33137

Page 3 of 4

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253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

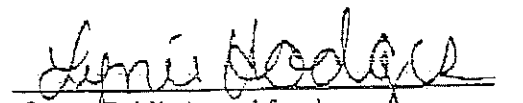
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

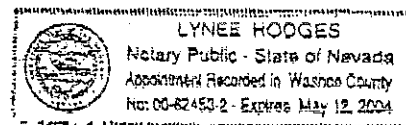
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15481

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of

Title
United States of America, acting through U.S.D.I., BLM and that the statements
contained in the foregoing documents are true and correct.

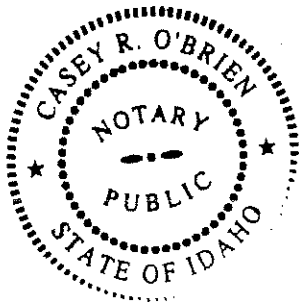
Signature of Authorized Agent Gary A. Madenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 7

SUBCASE

74-15482

01/19/2006

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

RIGHT NUMBER: 74-15482

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 03-18-1916

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*~~
~~THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH~~
~~AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE~~
~~ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER~~
~~RESERVE 197.~~

POINT OF

DIVERSION: T19N R25E S9 NESWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S09

SWSE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682102

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415482 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

7404682102

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

03/18/1916

Diversion Means: UNDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	9	NE	SW	SE			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in AcFt
		or	
04	0101 1231	0.02	

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 02-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	9	SW	SE		59	LEMHI

LEMHI COUNTY 059
SALMON DISTRICT SEC J

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS			Serial Number	Location
Tract No	T	R	SEC	
1				
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3				
4				
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10				
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A Subsequent to the 1966/12/11 patrol, the 155 B1/12/15 crew is not to be involved in any further operations until the 1966/12/15/16/17.

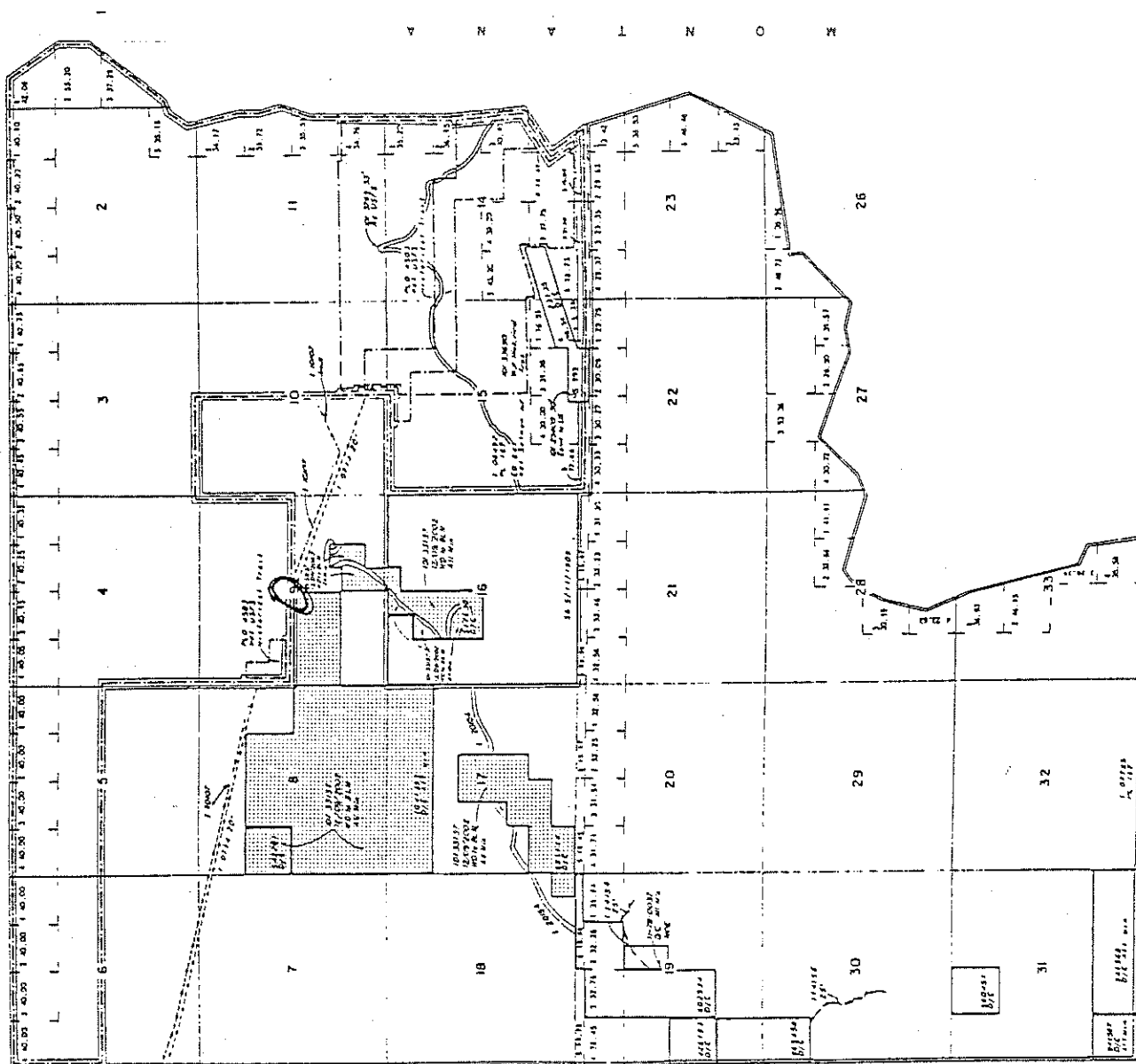
FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

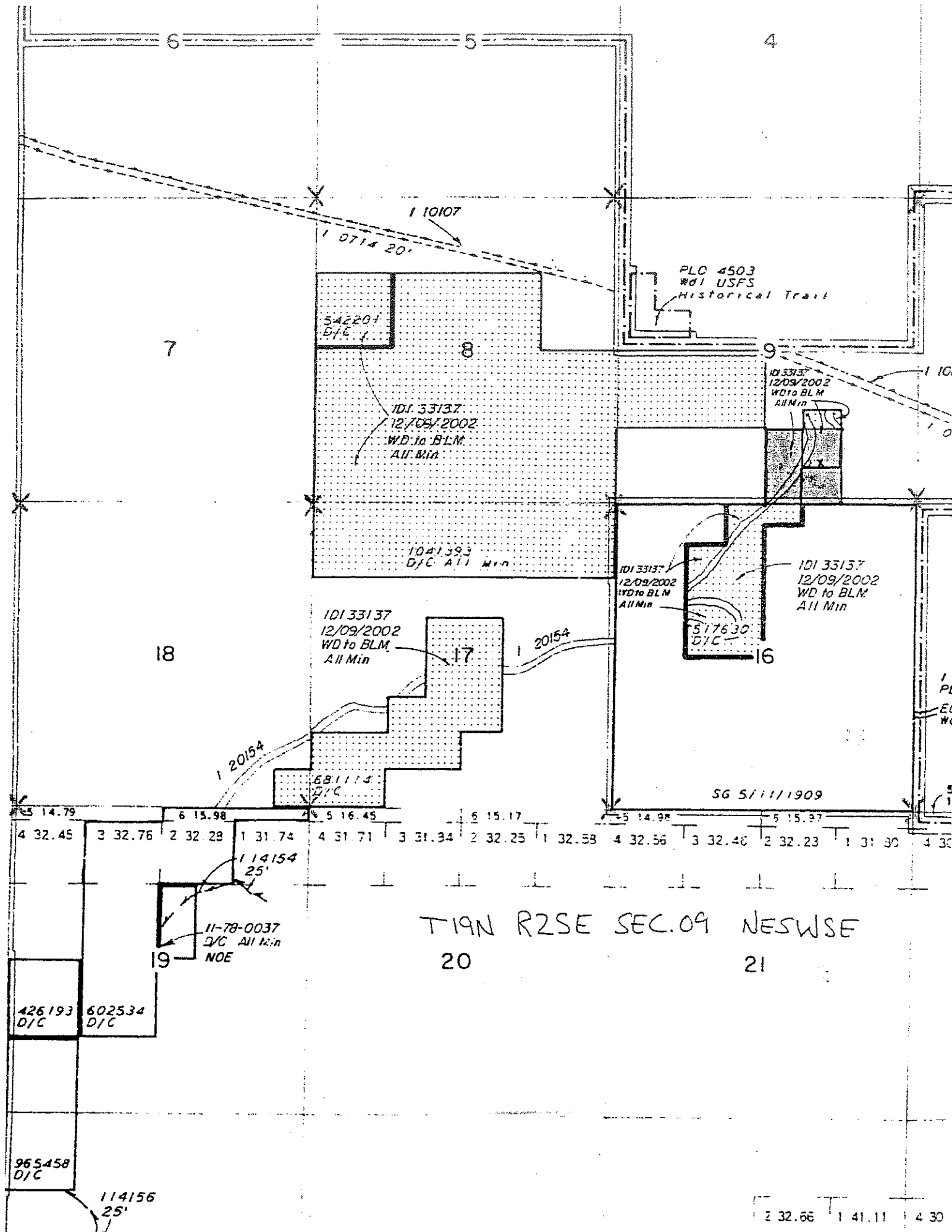
CURRENT TO	CURRENT TO
ALC. \$	

1957 03 27 5

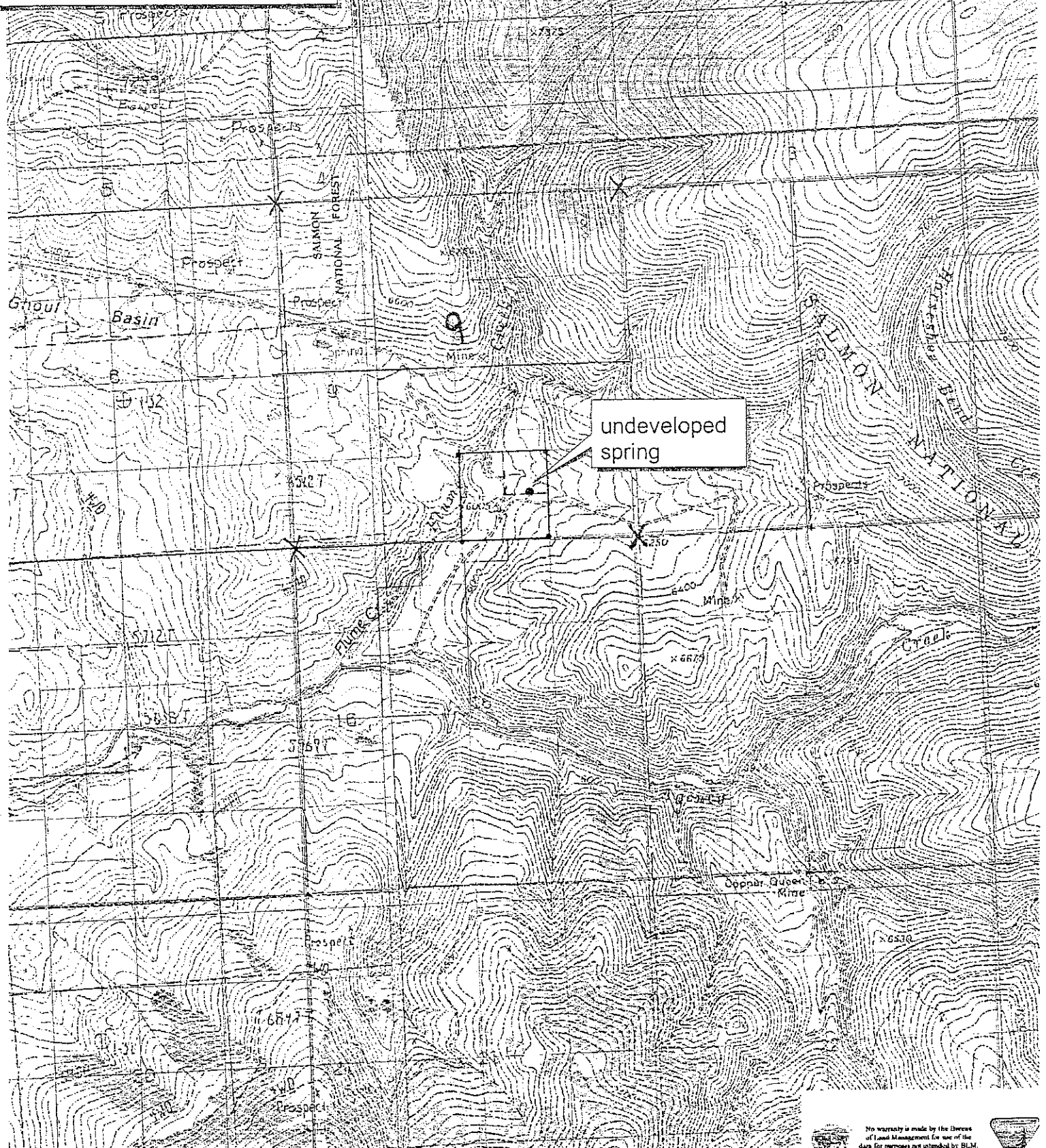
THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER

SCALE IN CHAINS

[illegible]



Ghoul Basin
undeveloped spring (J23)
GPS U091616B
T19N R25E Sec.9 NESWSE
IDWR A74-15482
BLM 740468-2102



The United States of America,

On all its subjects these presents shall have effecting:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, 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

Archib Ekersell

has been established and duly transmitted, in conformity to law, for the south half of the southeast quarter of the northwest quarter of the southeast quarter, the north half of the southwest quarter of the southeast quarter and the southwest quarter of the southwest quarter of the southeast quarter of Section nine and the north half of the northwest quarter of the northwest quarter of the northeast quarter, the northeast quarter of the northeast quarter of the northwest quarter, the south half of the northeast quarter of the northwest quarter and the southeast quarter of the northwest quarter of Section sixteen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing one hundred ten 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.

IN TESTIMONY WHEREOF, I Woodrow Wilson

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 EIGHTH

(SEAL)

day of MARCH in the year of our Lord one thousand nine hundred and SIXTEEN and of the Independence of the United States the one hundred and FORTIETH.

By the President:

Woodrow Wilson,

By

M. R. Gulick, Assistant Secretary,

L. L. C. Lammie,

Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$

Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho) SS No. 253058
County of Lemhi)

This instrument was filed for record at the request of William Bate

at 4:25 clock p.m. 1-6 2013

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By [Signature] Deputy

Fee 12.00

Return to AT

253058

Parcel 1 - Beginning at a point on the East boundary of the $\frac{S}{4}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{S}{4}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 - Beginning at a point on the North boundary of the $\frac{S}{4}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{SW}{4}\frac{SW}{4}\frac{SE}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 - Beginning at a point on the North boundary of the $\frac{NE}{4}\frac{NE}{4}\frac{NW}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\frac{NE}{4}\frac{NE}{4}\frac{NW}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 - Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N38°59'30"W	621.85	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 - Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDL-33137

Page 3 of 4

Acknowledgment on Page 4

253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

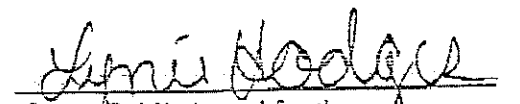
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

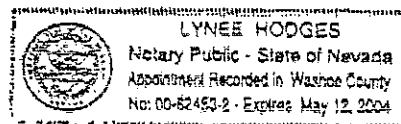
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



STATE OF IDAHO)
) ss:
COUNTY OF ADA)

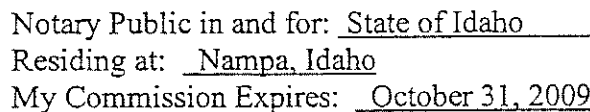
Water Right Number: 74-15482

For Organizations:

Signature of Authorized Agent Larry A. Macdonald
for the United States of America, acting through U.S.D.I., BLM

Subscribed and sworn to before me on this 2nd day of September, 2004.

Seal



ATTACHMENT 8

SUBCASE

74-15483

01/19/2006

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

RIGHT NUMBER: 74-15483

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/23/1934~~ 08-14-1916

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 187.~~

POINT OF
DIVERSION: T19N R25E S8 SWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T19N R25E S08 SWNW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682103

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415483 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

7404682103

Stg:

StFed:

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

08/14/1916

Diversion Means: UNDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	SW	SW	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in AcFt
		or	
04	0101	1231	0.02

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	NW		59	LEMHI

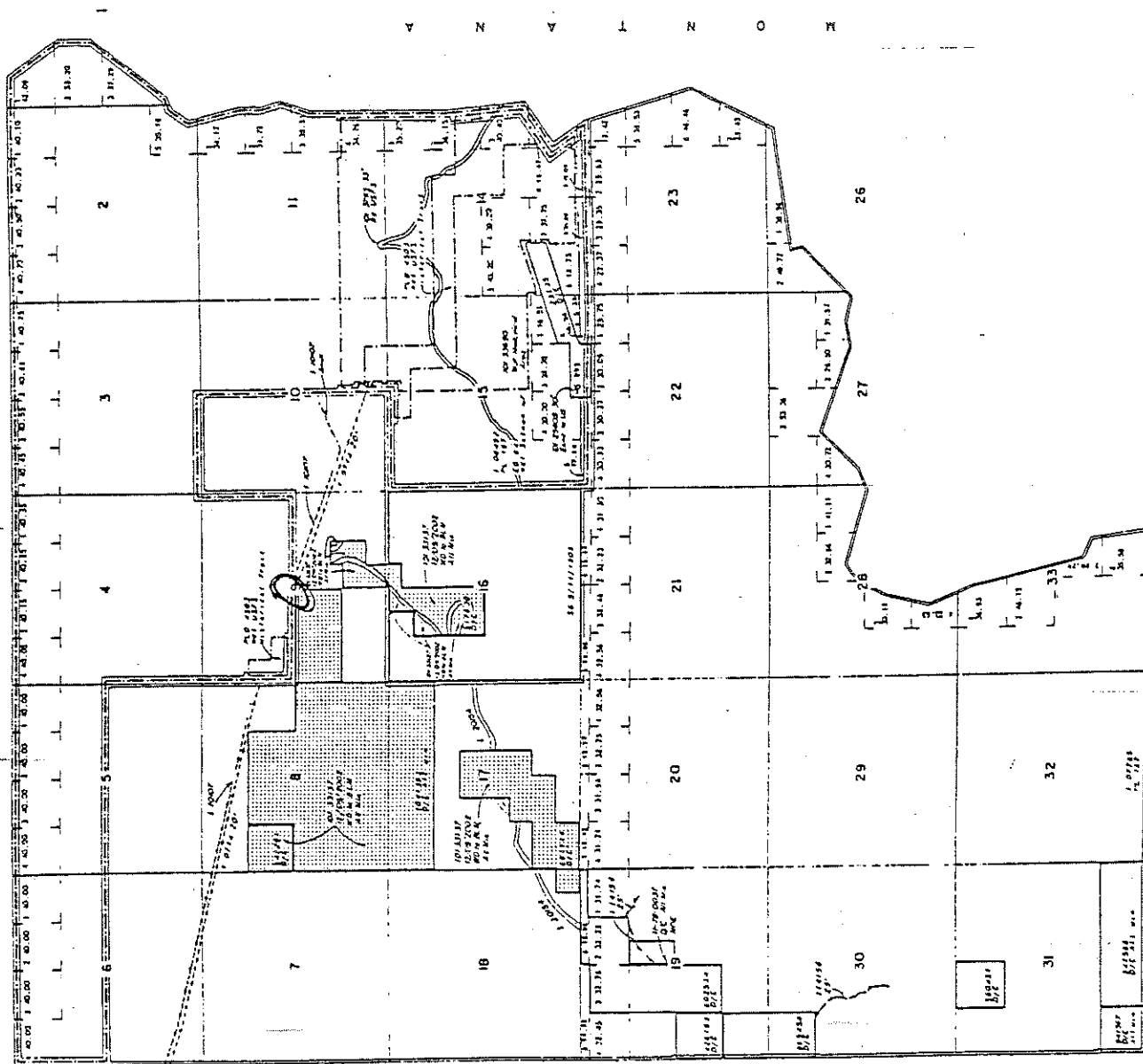
LEMINI COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

[illegible]

101785 Det PL 167 1st Lt at Cong 7/23/1953.
completed 8/9/1960. All AF surface mgmt by 03/21



THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER

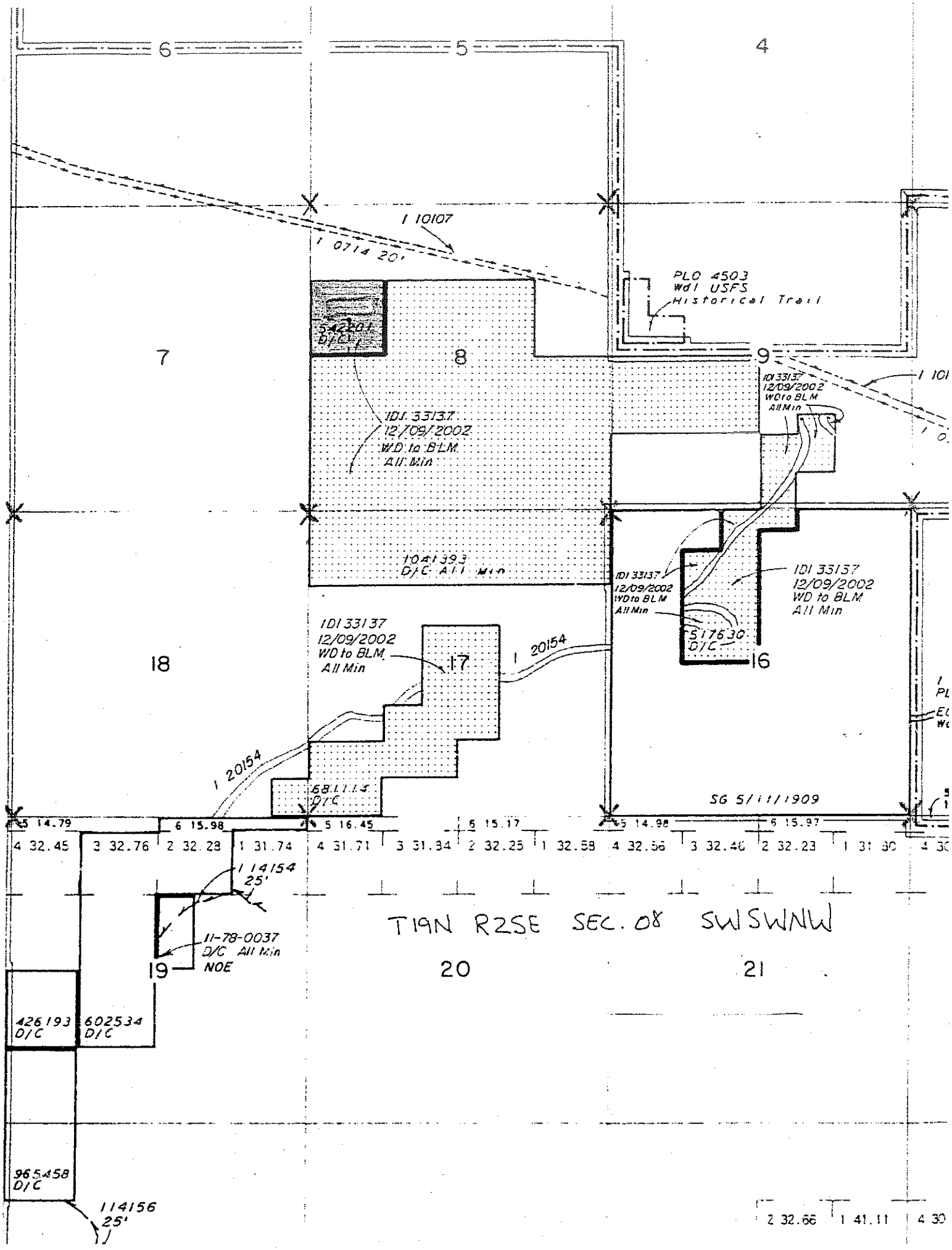
WARNING FOR THE TIME

It is the duty of every citizen to be prepared at all times to defend his country. The National Guard is the main source of our defense. It is important that we keep it as strong as possible. This can be done by making certain that our equipment is up to date and that our personnel are well trained. We must also make sure that our supplies are adequate. Only by doing these things can we be ready for any emergency.

SCALE 1a Chain

[illegible]

Doyle Moe
Y. 1944
R. 23E



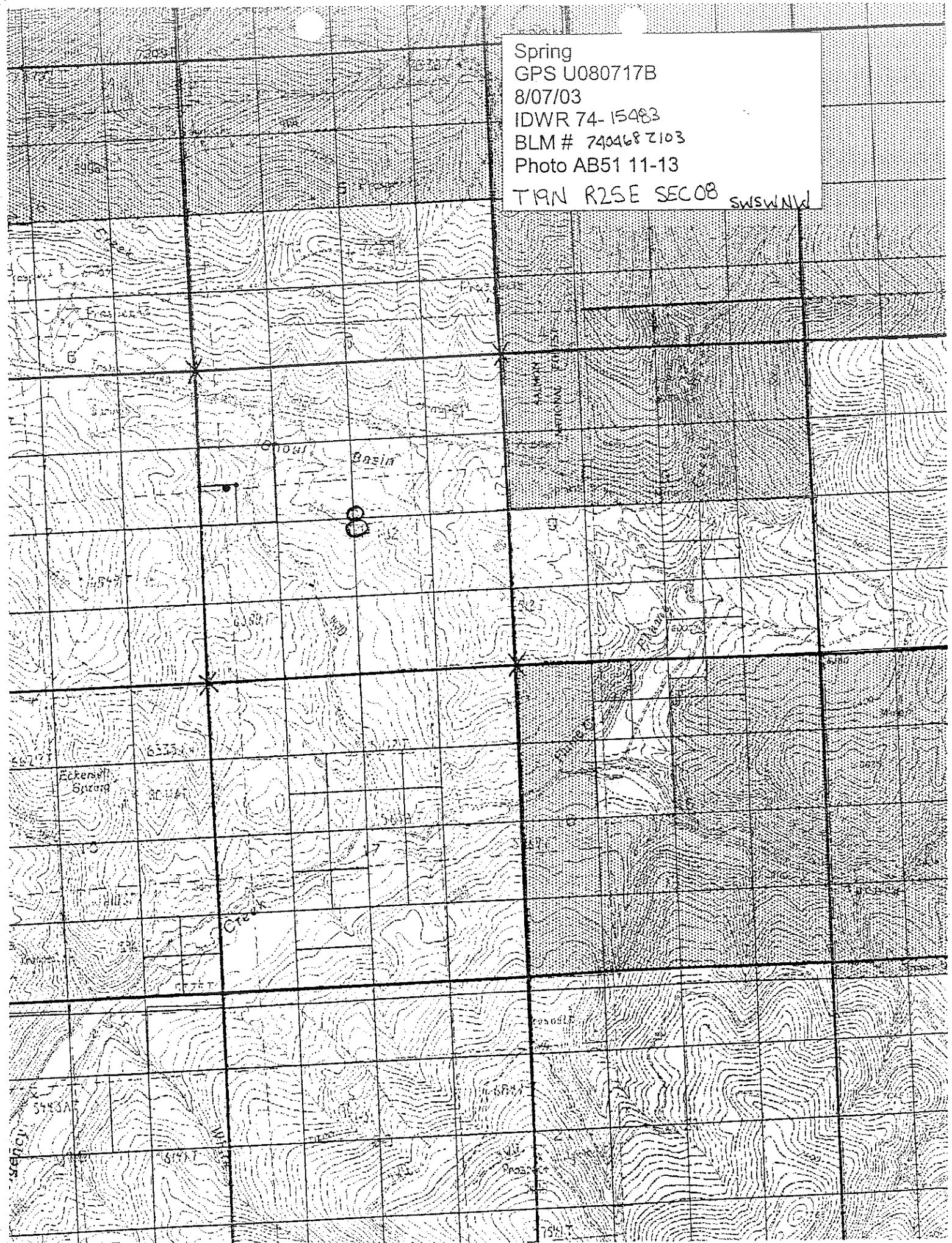
TIAN R2SE SEC. 08 SW SWNW

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Spring
GPS U080717B
8/07/03
IDWR 74-15483
BLM # 740468 Z103
Photo AB51 11-13
T19N R25E SEC08 SWSW1/4



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 Hailey, 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 A. Roy Buchanan, Assignee of Joseph F. Penn, has been established and duly consummated, in conformity to law, for the southwest quarter of the northwest quarter of Section eight in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing forty 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.

IN TESTIMONY WHEREOF, I,

Woodrow Wilson

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

(SEAL)

day of AUGUST in the year of our Lord one thousand nine hundred and SIXTEEN and of the Independence of the United States the one hundred and FORTY-FIRST.

By the President:

By

Woodrow Wilson
M. P. Le Roy, Secretary.

L. C. Lamar
Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK

Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SKNE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SKNE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho) SS No. 253058
County of Lemhi)

This instrument was filed for record at the request of William Little

at 4:25 clock p m. 1-6 2003

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Registrar

By [Signature] Deputy

Fees 12.00

Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\frac{S}{2}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{S}{2}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\frac{S}{2}\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
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S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{SW}{4}\frac{SW}{4}\frac{SE}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\frac{NE}{4}\frac{NE}{4}\frac{NW}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

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Parcel 4 – Beginning at a point on the North boundary of the SW¼NE¼NW¼ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW¼NE¼NW¼ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 – Beginning at a point on the West boundary of the SE¼NW¼ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

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The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

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Page 3 of 4

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TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

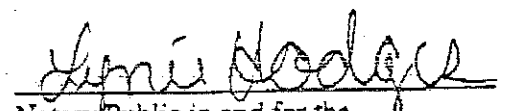
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

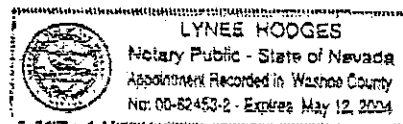
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15483

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
 Title

Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of _____

Title

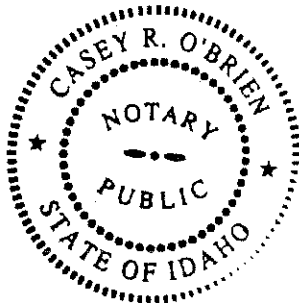
United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

Signature of Authorized Agent Gary A. Whalenford
for the United States of America, acting through U.S.D.I./BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Seal



Casey R. O'Brien
Casey R. O'Brien

Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 9

SUBCASE

74-15484

01/19/2006

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

RIGHT NUMBER: 74-15484

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 08-14-1916

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT *~~
~~THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH~~
~~AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE~~
~~ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER~~
~~RESERVE 107.~~

POINT OF
DIVERSION: T19N R25E S8 SWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S08 SNNW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682104

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415484 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

7404682104

J

S

Other Right and date:

SOURCE:

Source

Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

08/14/1916

Diversion Means: UNDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	SW	SW	NW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	

CONSUMPTIVE
USE:

de minimis stockwater

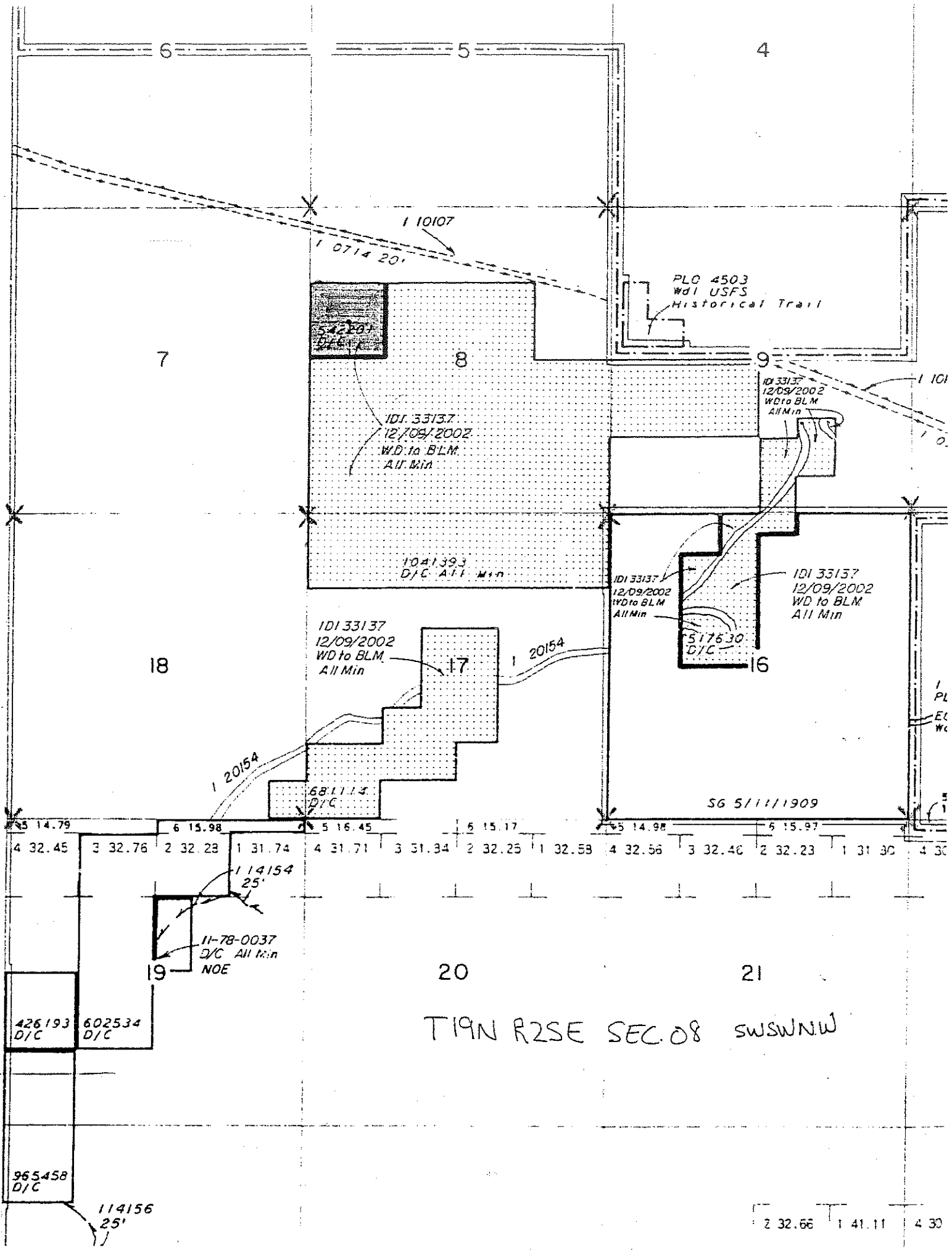
DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	NW		59	LEMHI



542201
D/C

PLD 4503
Wd USFS
Historical Trail

101.33137
12/09/2002
WD to BLM
All Min

101.33137
12/09/2002
WD to BLM
All Min

1041393
D/C All Min

101.33137
12/09/2002
WD to BLM
All Min

101.33137
12/09/2002
WD to BLM
All Min

517630
D/C

101.33137
12/09/2002
WD to BLM
All Min

681115
D/C

SG 5/11/1909

5 14.79 6 15.98 5 16.45 6 15.17 5 14.98 6 15.97 4 32.45 3 32.76 2 32.28 1 31.74 4 31.71 3 31.34 2 32.25 1 32.58 4 32.56 3 32.46 2 32.23 1 31.30 4 30

114154
25'

11-78-0037
D/C All Min
NOE

426193
D/C

602534
D/C

965458
D/C

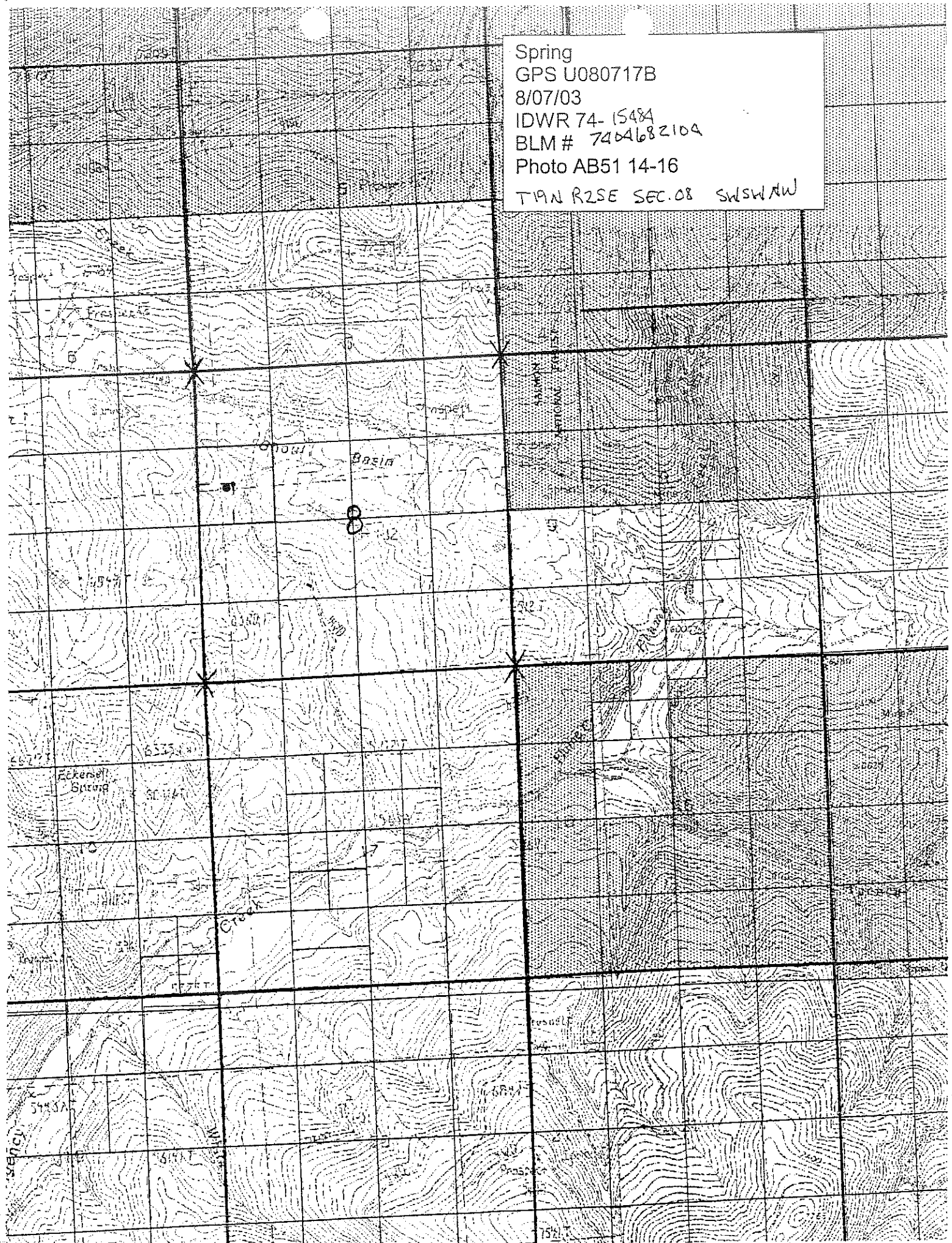
114156
25'

T19N R2SE SEC.08 SWSWNW

2 32.66 1 41.11 4 30

110

Spring
GPS U080717B
8/07/03
IDWR 74-15484
BLM # 7404682104
Photo AB51 14-16
T19N R2SE SEC.08 SWSW4W



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 Hailey, 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 A. Roy Buchanan, Assignee of Joseph F. Penn, has been established and duly consummated, in conformity to law, for the southwest quarter of the northwest quarter of Section eight in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing forty 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.

IN TESTIMONY WHEREOF, I,

Woodrow Wilson

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 AUGUST In the year of our Lord one thousand

nine hundred and SIXTEEN and of the Independence of the

United States the one hundred and FORTY-FIRST.

By the President:

By

Woodrow Wilson
M. P. Le Roy Secretary.

L. B. Lamar
 Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

- Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$
- Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
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Dated this 9 day of DEC, 2002

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

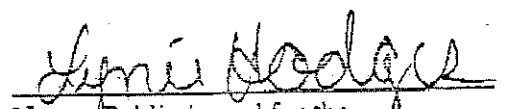
TRUSTEE ACKNOWLEDGMENT

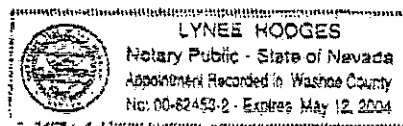
STATE OF)
) ss:
COUNTY OF)

On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15484

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title
of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of
Title
United States of America, acting through U.S.D.I., BLM and that the statements contained in the foregoing documents are true and correct.

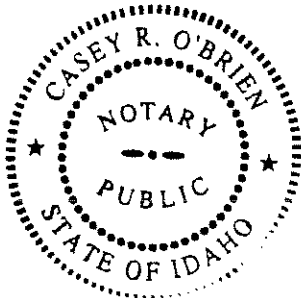
Signature of Authorized Agent Gary A. Madenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Casey R. O'Brien
Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 10

SUBCASE

74-15485

01/19/2006

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

RIGHT NUMBER: 74-15485

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*~~
~~THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH~~
~~AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE~~
~~ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER~~
~~RESERVE 107.~~

POINT OF
DIVERSION: T19N R25E S8 SESWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S08 SWSE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682122

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

NCAF

NOTICE of CLAIM for Water
Right number:

7415485 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

7404682122

Stg:

StFed:

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930

Diversion Means:

UNDEVELOPED SPRING

REMARKS:

Not associated with 7404682121, 74-15486. Two separate springs within 20 feet of one another.

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	SE	SW	SE			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0101	1231	0.02	

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	SE		59	LEMHI

LEMMING COUNTY 059
SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS[illegible]

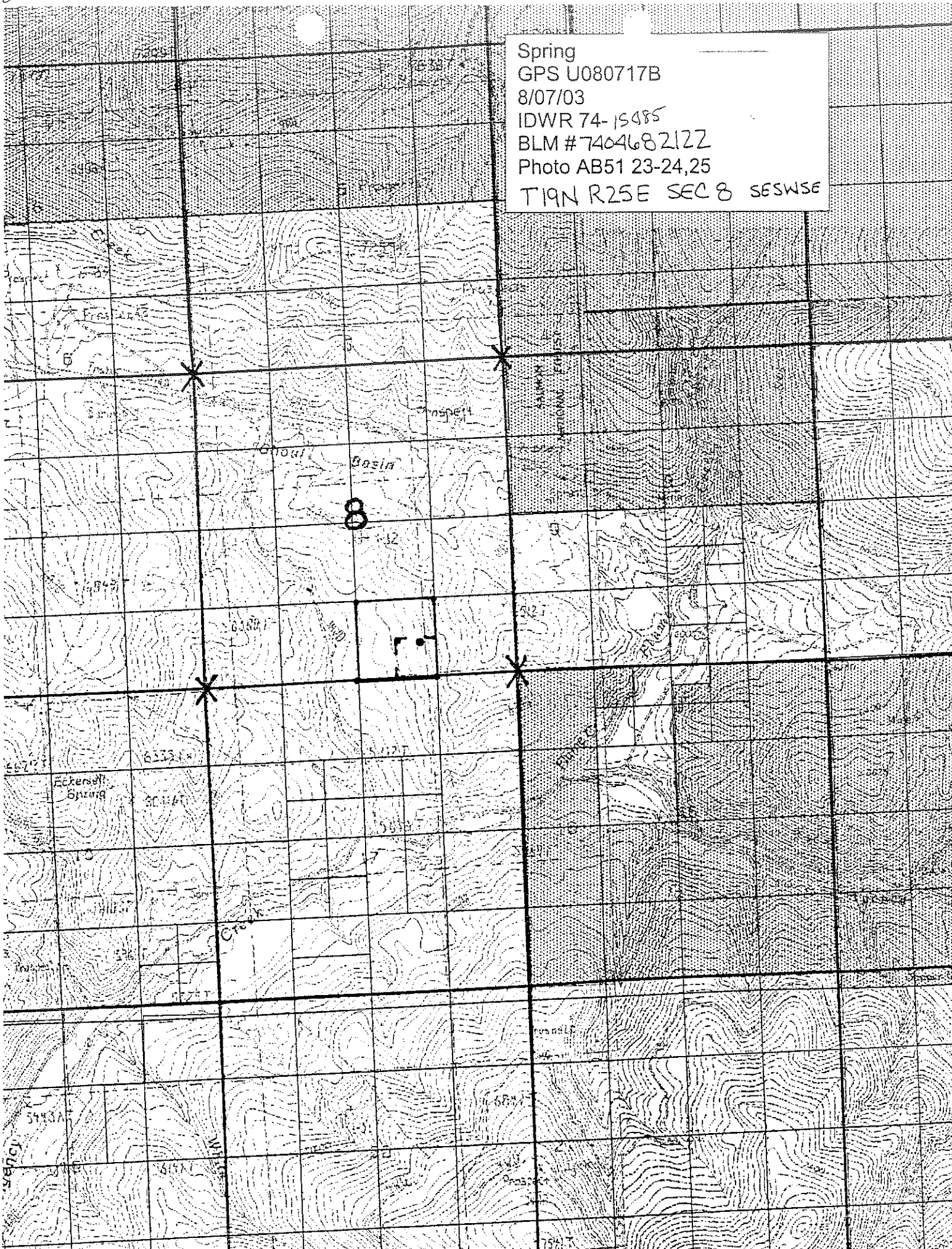
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 1561/1571 0003 10 011 101 10 100 5010 1
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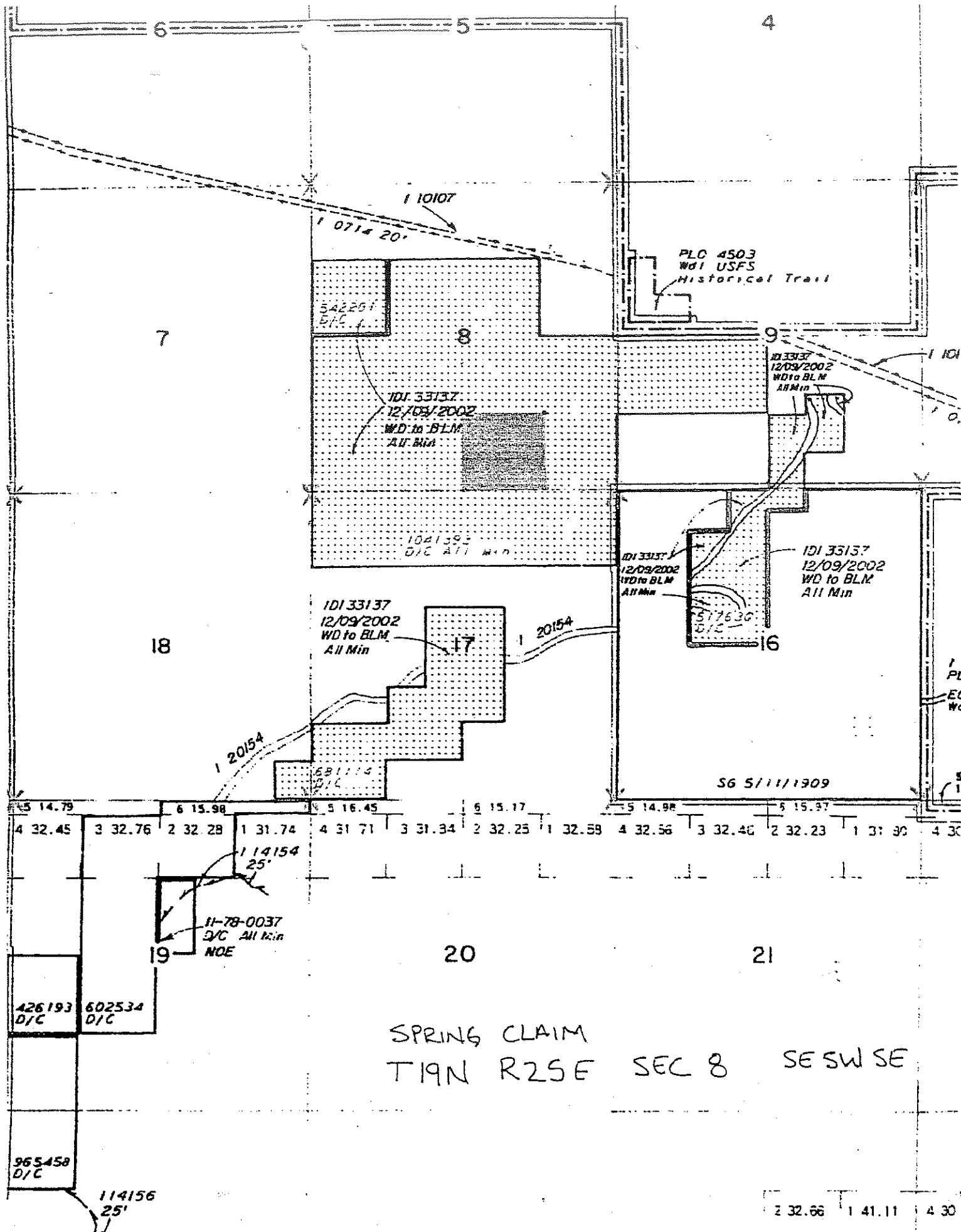
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	QUANTITY TO
PLATE	
USE PLATE	

112 n

Spring
GPS U080717B
8/07/03
IDWR 74-15485
BLM #7404682122
Photo AB51 23-24,25
T19N R25E SEC 8 SESWSE





The United States of America,

In 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 Fletcher A. Wheaton

has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south-half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (35 Stat. 862).

IN TESTIMONY WHEREOF, I,

Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER

in the year of our Lord one thousand

nine hundred and

THIRTY

and of the Independence of the

United States the one hundred and

FIFTY-FIFTH

By the President:

By

Herbert Hoover
 Viola G. Engel, Secretary
 John O. Connell, Acting Recorder of the General Land Office

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$

Section 9: N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho)
County of Lemhi)

SS No.

253058

This instrument was filed for record at the request of William E. Little

at 4:25 clock p.m. 1-6-2003

and duly filmed and indexed in the records of Lemhi County

Tami J. Morton
Ex-Officio Registrar

By: William E. LittleFee 12.00Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\frac{1}{4}\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 - Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance			Radius Distance	In Feet
	In Feet	L-R	Angle	In Feet	In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 - Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance			Radius Distance	In Feet
	In Feet	L-R	Angle	In Feet	In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDI-33137

Page 3 of 4

Acknowledgment on Page 4

253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

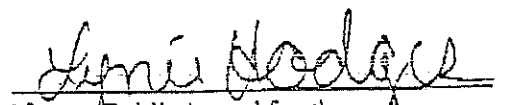
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

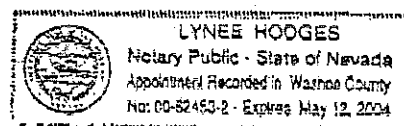
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15485

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
of United States of America, acting through U.S.D.I., BLM, that I have signed the
foregoing documents in the space below as Water Right Team Leader of
United States of America, acting through U.S.D.I., BLM and that the statements
contained in the foregoing documents are true and correct.

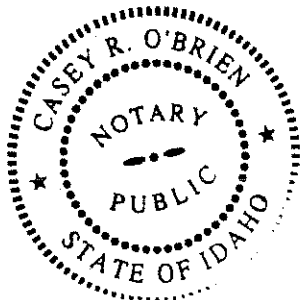
Signature of Authorized Agent Greg A. Mordenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.

Casey R. O'Brien
Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 11

SUBCASE

74-15486

01/19/2006

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

RIGHT NUMBER: 74-15486

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *~~
~~THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH~~
~~AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE~~
~~ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER~~
~~RESERVE 107.~~

POINT OF

DIVERSION: T19N R25E S8 SESWSE Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S08

SWSE

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682121

☐ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415486 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg: StFed:

7404682121

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Not associated with 7404682122, 74-15485. Two separate spring within 20 feet of one another.

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	SE	SW	SE			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in AcFt
04	0101	1231	0.02

CONSUMPTIVE
USE:

de minimis stockwater

DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	SW	SE		59	LEMHI

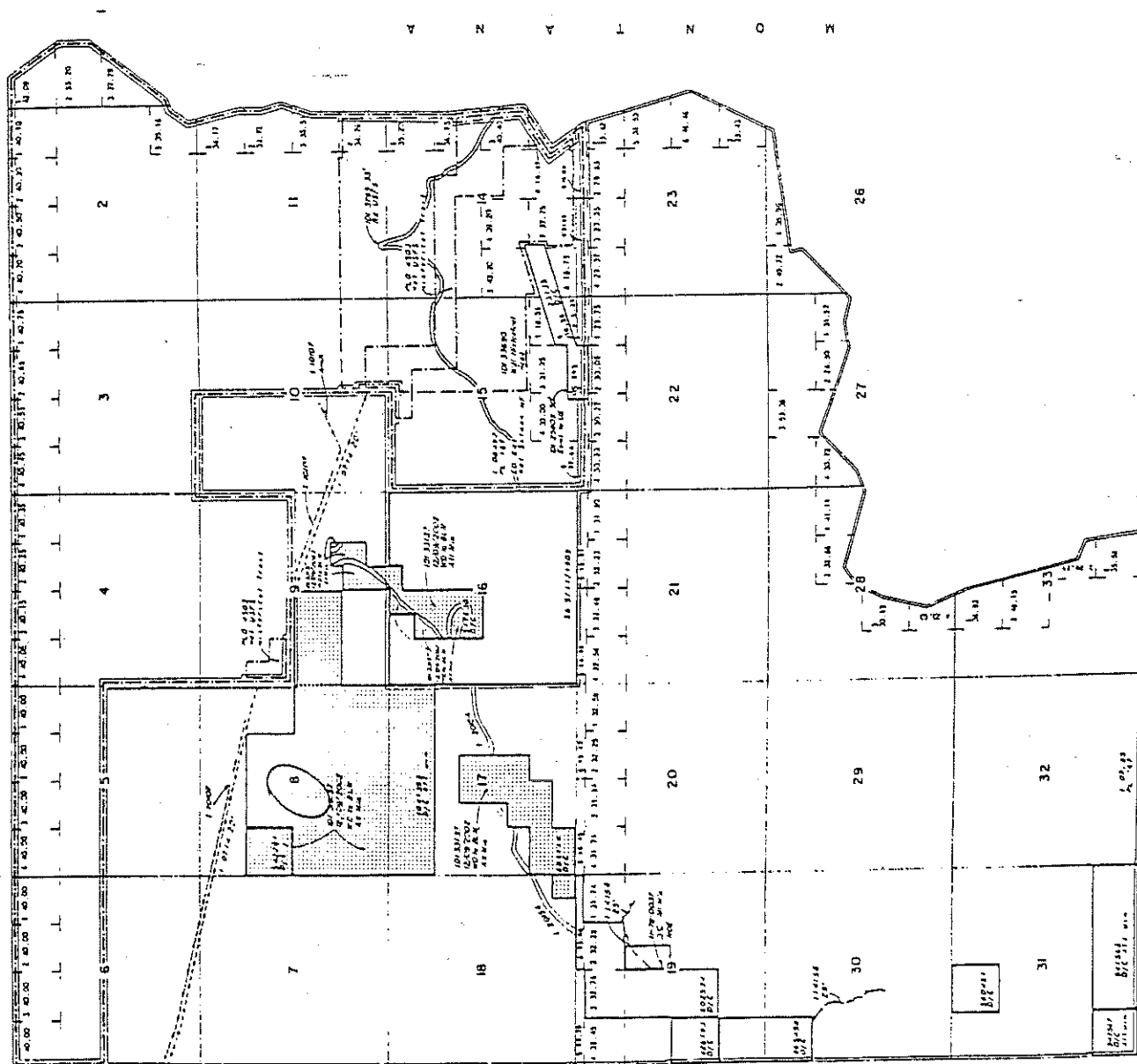
LEMMI COUNTY 059
SALMON DISTRICT SEC J

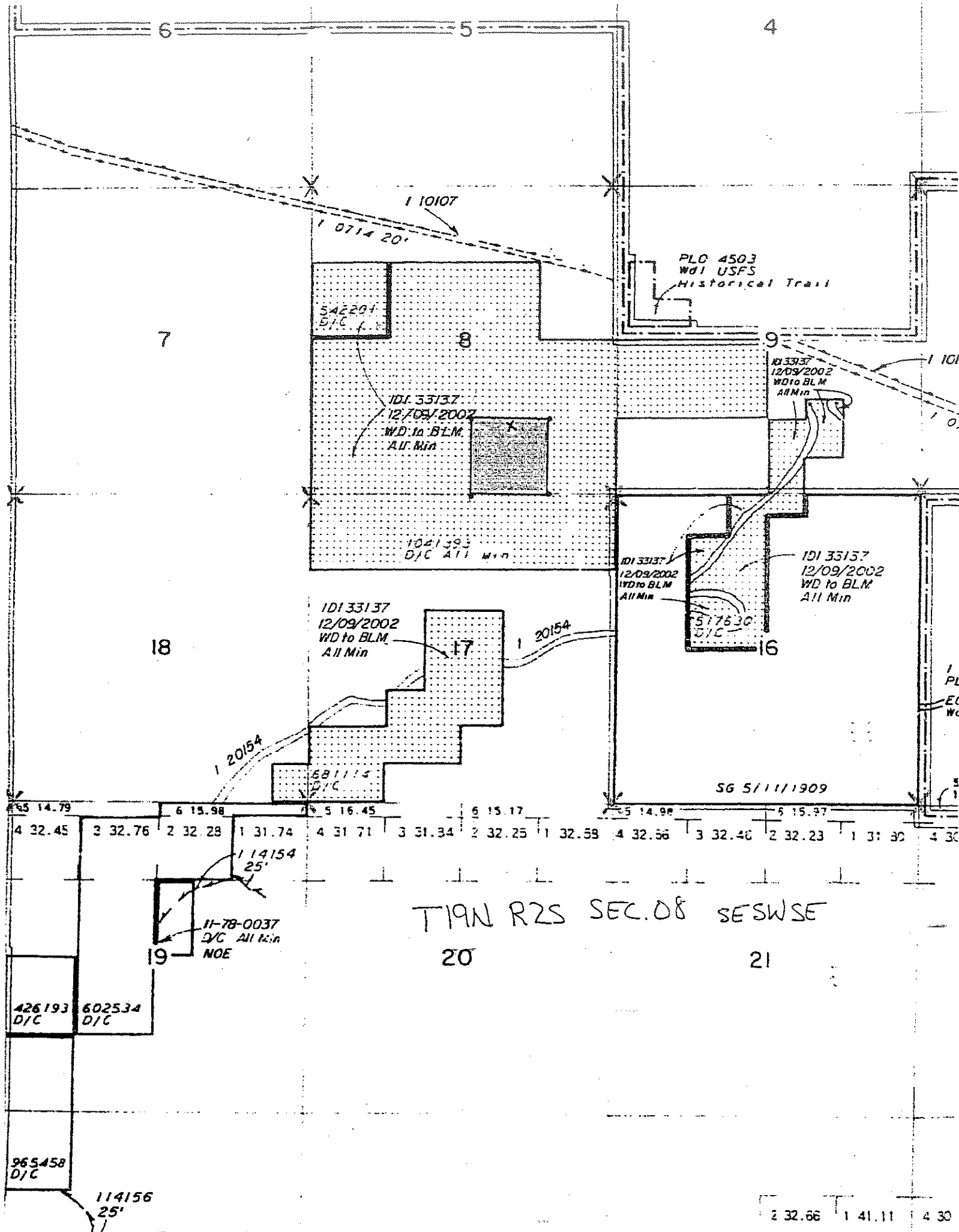
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
AND ACQUIRED LANDS

MT PLAT

[illegible][illegible]

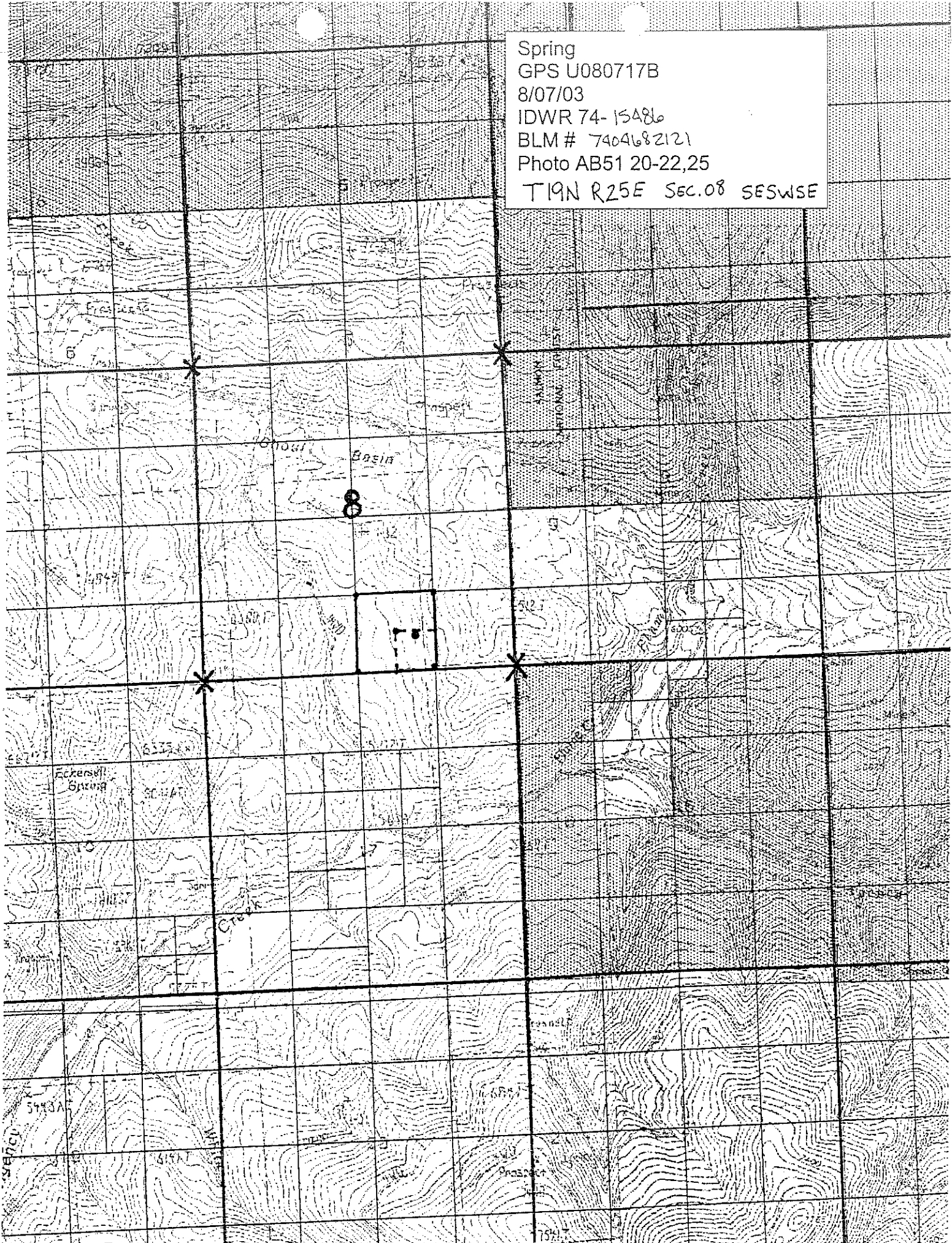
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

[illegible]



112

Spring
GPS U080717B
8/07/03
IDWR 74-15486
BLM # 7404682121
Photo AB51 20-22,25
T19N R25E Sec.08 SESWSE



The United States of America,

In 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 Fletcher A. Wheaton

has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south-half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (39 Stat., 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER in the year of our Lord one thousand

nine hundred and THIRTY and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. Pugh Secretary
John O'Connell Acting Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$

Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ N $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137

Page 1 of 4

Acknowledgment on Page 4

State of Idaho) SS No. 253058
County of Lemhi)

This instrument was filed for record at the request of William B. Balle

at 4:25 clock p.m. 1-6 2013

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton

Ex-Officio Recorder

By [Signature] Deputy

Fee 12.00

Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\text{SE}\frac{1}{4}\text{NW}\frac{1}{4}\text{SE}\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\text{SW}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the $\text{NE}\frac{1}{4}\text{NE}\frac{1}{4}\text{NW}\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

Parcel 4 – Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 – Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent	Curve	Central	Arc	
	Distance In Feet			Radius Distance In Feet	In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

IDI-33137

Page 3 of 4

Acknowledgment on Page 4

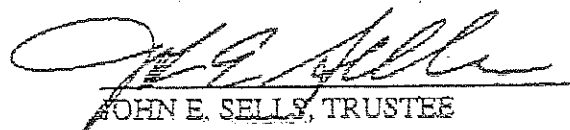
253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002.

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

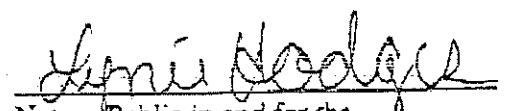
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

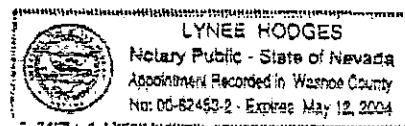
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



STATE OF IDAHO)
) ss:
COUNTY OF ADA)

Water Right Number: 74-15486

For Organizations:

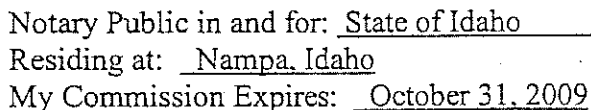
Title

Title

Signature of Authorized Agent Gary A. Madenford
for the United States of America, acting through U.S.D.I., BLM

Subscribed and sworn to before me on this 2nd day of September, 2004.

Seal



ATTACHMENT 11

SUBCASE

74-15486

01/19/2006

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

RIGHT NUMBER: 74-15487

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.*~~
~~THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH~~
~~AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE~~
~~ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER~~
~~RESERVE 107.~~

POINT OF

DIVERSION: T19N R25E S8 NWNWSW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County

T19N R25E S08

NWSW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682105

☒ PPD? ☐ PD? ☐ Adm? ☐ Prob? ☐ IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

NCAF

NOTICE of CLAIM for Water
Right number:

Case No. 39576

7415487 (IDWR number)

NAME and
ADDRESS

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

Stg:

StFed:

7404682105

J

S

Other Right and date:

SOURCE:

Source Tributary

SPRING

SINKS

QUANTITY:

0.02

CFS

or VOLUME:

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

10/20/1930

Diversion Means: UNDEVELOPED SPRING

REMARKS:

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
19N	25E	8	NW	NW	SW			59	LEMHI

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in AcFt
04	0101	1231	0.02

CONSUMPTIVE
USE:

de minimis stockwater

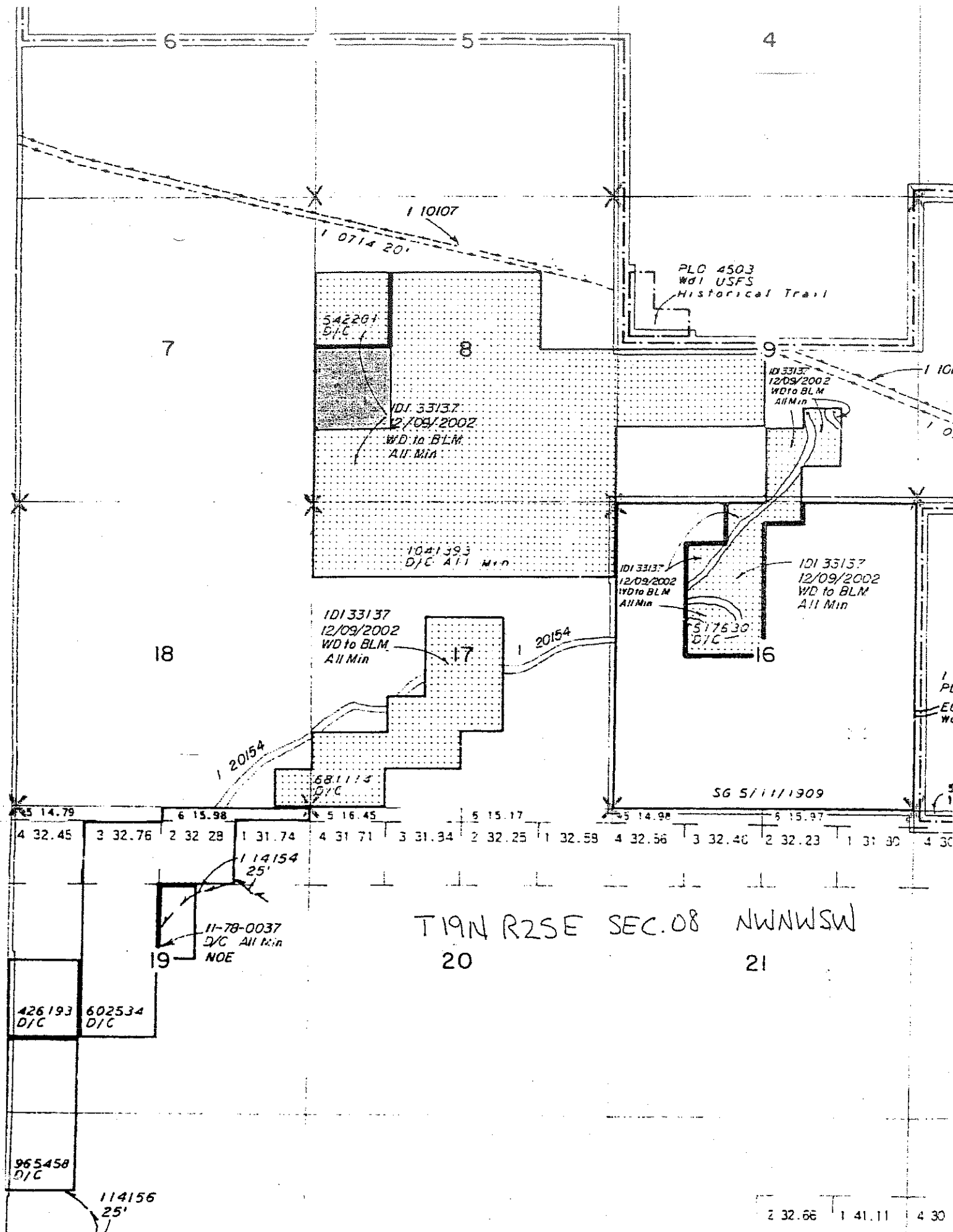
DATE: 01-Sep-04

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

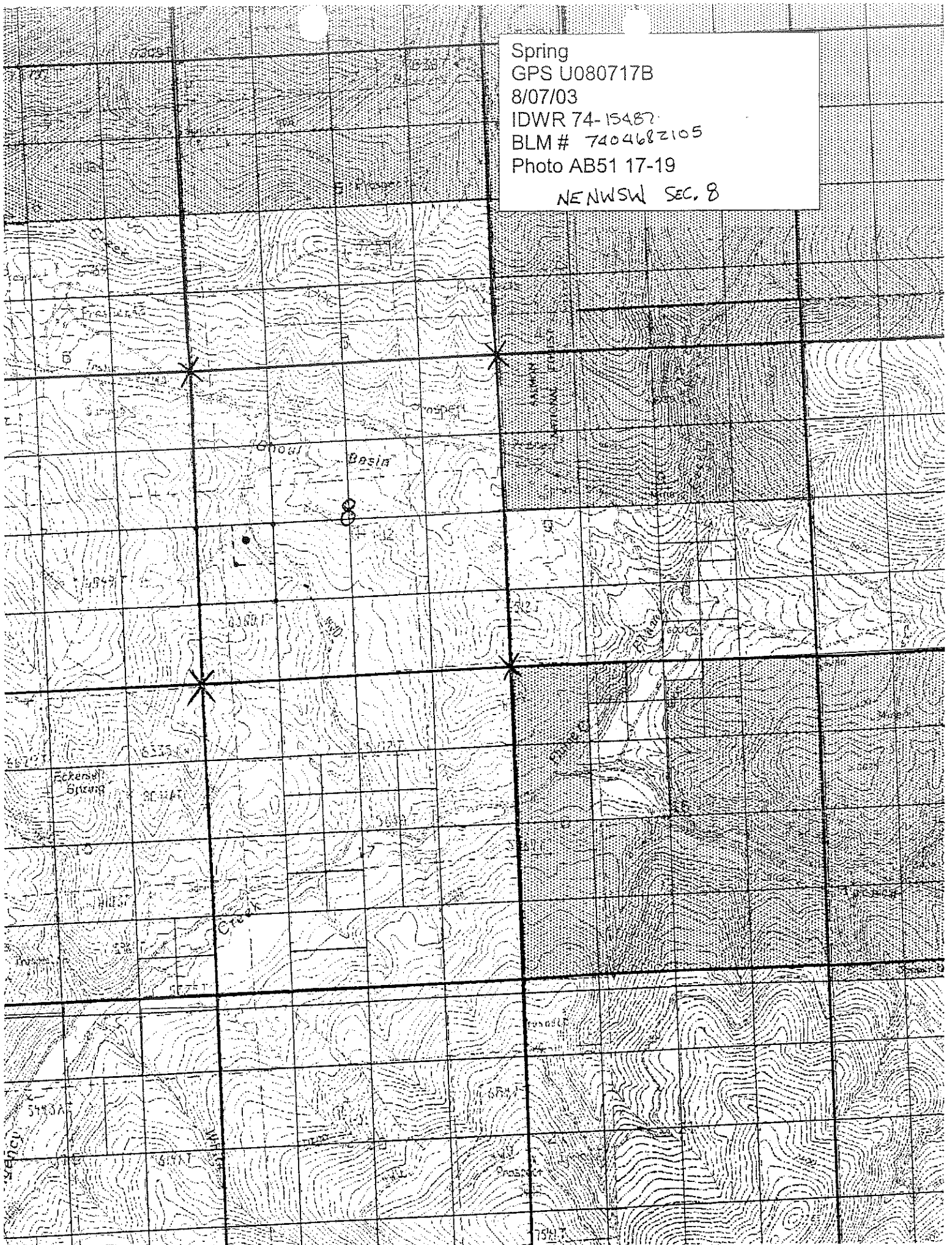
PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	19N	25E	8	NW	SW		59	LEMHI



Spring
GPS U080717B
8/07/03
IDWR 74-15487
BLM # 7404682105
Photo AB51 17-19

NE NWSW SEC. 8



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 Fletcher A. Wheaton

has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1918 (39 Stat., 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER in the year of our Lord one thousand

nine hundred and THIRTY and of the Independence of the

United States the one hundred and FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. Pugh, Secretary.
John O'Connell
 Acting Recorder of the General Land Office.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

- Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK
- Section 9: N $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$
- Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

IDI-33137
Page 1 of 4
Acknowledgment on Page 4

State of Idaho)
County of Lemhi) SS No. 253058
This instrument was filed for record at the request of William R. Pyle
at 4:25 clock p.m. on 1-6-2003
and duly filmed and indexed in the records of Lemhi County
Tami J. Morton
Ex-Officio Recorder
By [Signature] Deputy
Fee 12.00
Return to HT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{SE}{4}\frac{NW}{4}\frac{SE}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

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IDI-33137

Page 2 of 4

Acknowledgment on Page 4

253058

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S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

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253058

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 9 day of DEC, 2002

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

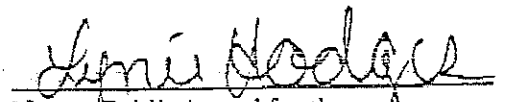
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

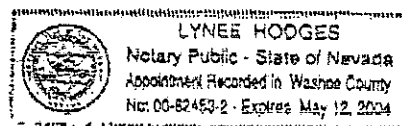
On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

IDI-33137
Page 4 of 4



WATER RIGHT CLAIM VERIFICATION

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

CLAIMANT VERIFICATION:

Water Right Number: 74-15487

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

For Organizations:

I do solemnly swear or affirm that I am Gary A. Madenford, Water Rights Team Leader
Title

of United States of America, acting through U.S.D.I., BLM, that I have signed the foregoing documents in the space below as Water Right Team Leader of

Title
United States of America, acting through U.S.D.I., BLM and that the statements
contained in the foregoing documents are true and correct.

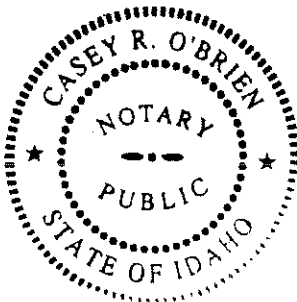
Signature of Authorized Agent Larry A. Madenford
for the United States of America, acting through U.S.D.I., BLM

NOTARY:

Subscribed and sworn to before me on this 2nd day of September, 2004.


Casey R. O'Brien

Seal



Notary Public in and for: State of Idaho
Residing at: Nampa, Idaho
My Commission Expires: October 31, 2009

ATTACHMENT 13

SUBCASE

74-15476

01/19/2006

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

RIGHT NUMBER: 74-15476

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~06/28/1934~~ 10-20-1930

~~* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT.
THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW WITH
AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN EXECUTIVE
ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC WATER
RESERVE 1977~~

POINT OF
DIVERSION: T19N R25E S9 NESESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T19N R25E S08 SESE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM ID# 7404682101

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 Fletcher A. Wheaton,

has been established and duly consummated, in conformity to law, for the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter and the south half of Section eight, the north half of the southwest quarter of Section nine and the north half of the north half of Section seventeen in Township nineteen north of Range twenty-five east of the Boise Meridian, Idaho, containing six hundred forty acres,

according to the Official Plat of the Survey of the said Land, on file in the GENERAL LAND OFFICE:

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, 1913 (38 Stat., 862).

IN TESTIMONY WHEREOF, I, Herbert Hoover,

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 TWENTIETH

(SEAL)

day of OCTOBER

in the year of our Lord one thousand

also hundred and

THIRTY

and of the Independence of the

United States the one hundred and

FIFTY-FIFTH

By the President:

By

Herbert Hoover
Viola G. O'Connell Secretary

John O'Connell
Acting Recorder of the General Land Office

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IDI-33137

WARRANTY DEED

For the true and actual consideration of \$ 1,000,000.00,

THE JOHN SELLS FAMILY TRUST, JOHN E. SELLS, TRUSTEE

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following described real property situated in the County of Lemhi, State of Idaho, to wit:

That portion of property located in Township 19 North, Range 25 East, Boise Meridian, Lemhi County, Idaho, described as follows:

Section 8: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SK $\frac{1}{2}$

Section 9: N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 16: N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$

Section 18: SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Excepting Therefrom a strip of land 66 feet in width traversing the following property:

The S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, the N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; the N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, the S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, all in Township 19 North, Range 25 East of the Boise Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, the said centerline being more particularly described as follows:

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Acknowledgment on Page 4

State of Idaho)
County of Lemhi)

SS No.

253058

This instrument was filed for record at the request of Alliance Title

at 4:25 clock p.m. 1-6-2003

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton

Ex-Officio Registrar

By [Signature] Deputy

Fee 12.00

Return to AT

253058

Parcel 1 – Beginning at a point on the East boundary of the $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $43^{\circ}05'42''$ West, 1924.95 feet from the Southeast corner of Section 9; said point is a point on a curve to the right having a radius of 350.00 feet; the chord of said curve bears North $22^{\circ}13'39''$ West, thence 215.69 feet along the arc of said curve; thence North $04^{\circ}35'00''$ West, 53.70 feet to a point on the North boundary of said $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $40^{\circ}12'40''$ West, 2168.08 feet from the Southeast corner of said Section 9.

Parcel 2 – Beginning at a point on the North boundary of the $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 9, said point bears North $49^{\circ}03'23''$ West, 2529.75 feet from the Southeast corner of said Section 9, said point is a point on a curve to the left having a radius of 250.0 feet, the chord of said curve bears South $13^{\circ}33'13''$ East, thence 121.53 feet along the arc of said curve; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S27°28'00"E	18.12	R	34°7'00"	450	267.98
S06°39'00"W	109.81	R	28°13'30"	800	394.07
S34°52'30"W	309.86	R	18°40'30"	2,200	691.10

Ending at a point on the West boundary of the $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, said point bears North $89^{\circ}06'46''$ West 2632.12 feet from the Southeast corner of said Section 9.

Parcel 3 – Beginning at a point on the North boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears North $89^{\circ}46'$ West, 2672.28 feet from the Northeast corner of said Section 16; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius In Feet	Arc Distance In Feet
S53°33'00"W	175.37	L	14°33'30"	1600	406.59
S38°59'30"W	292.11				

Ending at a point on the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South $79^{\circ}39'13''$ West, 3344.49 feet from the Northeast corner of said Section 16.

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Parcel 4 - Beginning at a point on the North boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 79°08'17" West, 3389.41 feet from the Northeast corner of said Section 16; thence along the following general courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N38°59'30"W	621.88	R	12°49'30"	400	89.51
S51°48'30"W	211.69				

Ending a point on the West boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 71°28'14" West, 4164.34 feet from the Northeast corner of said Section 16.

Parcel 5 - Beginning at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 19 North, Range 25 East of the Boise Meridian, said point bears South 68°07'56" West, 4254.76 feet from the Northeast corner of said Section 16; said point is a point on a curve to the left having a radius of 140.0 feet, the chord of said curve bears South 80°05'59" East; thence along the arc of said curve 69.00 feet; thence along the following courses and distances:

Bearing	Tangent Distance In Feet	Curve L-R	Central Angle	Radius Distance In Feet	Arc Distance In Feet
N85°48'30"E	210.78	R	28°34'30"	400	199.48
S65°37'00"E	245.19	R	101°56'00"	300	533.62
S36°18'00"W	2.28	R	91°55'30"	300	481.32
N51°46'30"W	473.34	R	10°41'30"	400	15.84

Ending at a point on the West boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point bears South 64°00'48" West, 4392.97 feet from the Northeast corner of said Section 16.

The boundary lines of said right-of-way shall be prolonged or shortened to begin on and end on and conform to the property lines.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the grantors as the true centerline of the easement granted.

The parcel of land to which the above descriptions applies contains 930 acres, more or less.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

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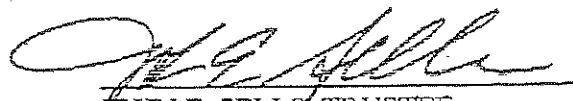
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Dated this 9 day of DEC, 2002

THE JOHN SELLS FAMILY TRUST


JOHN E. SELLS, TRUSTEE

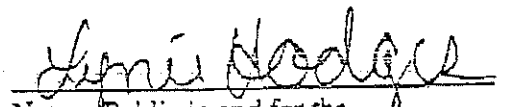
TRUSTEE ACKNOWLEDGMENT

STATE OF)
) ss:
COUNTY OF)

On this 9th day of December, 2002, personally came before me, a notary public in and for said County and State, appeared JOHN E. SELLS, TRUSTEE known or identified to me to be the Trustee of The John Sells Family Trust, to me personally known to be the identical person described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposed therein mentioned.

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

Seal


Notary Public in and for the
State of Nevada
Residing Washoe County
My commission expires: May 12, 2004

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