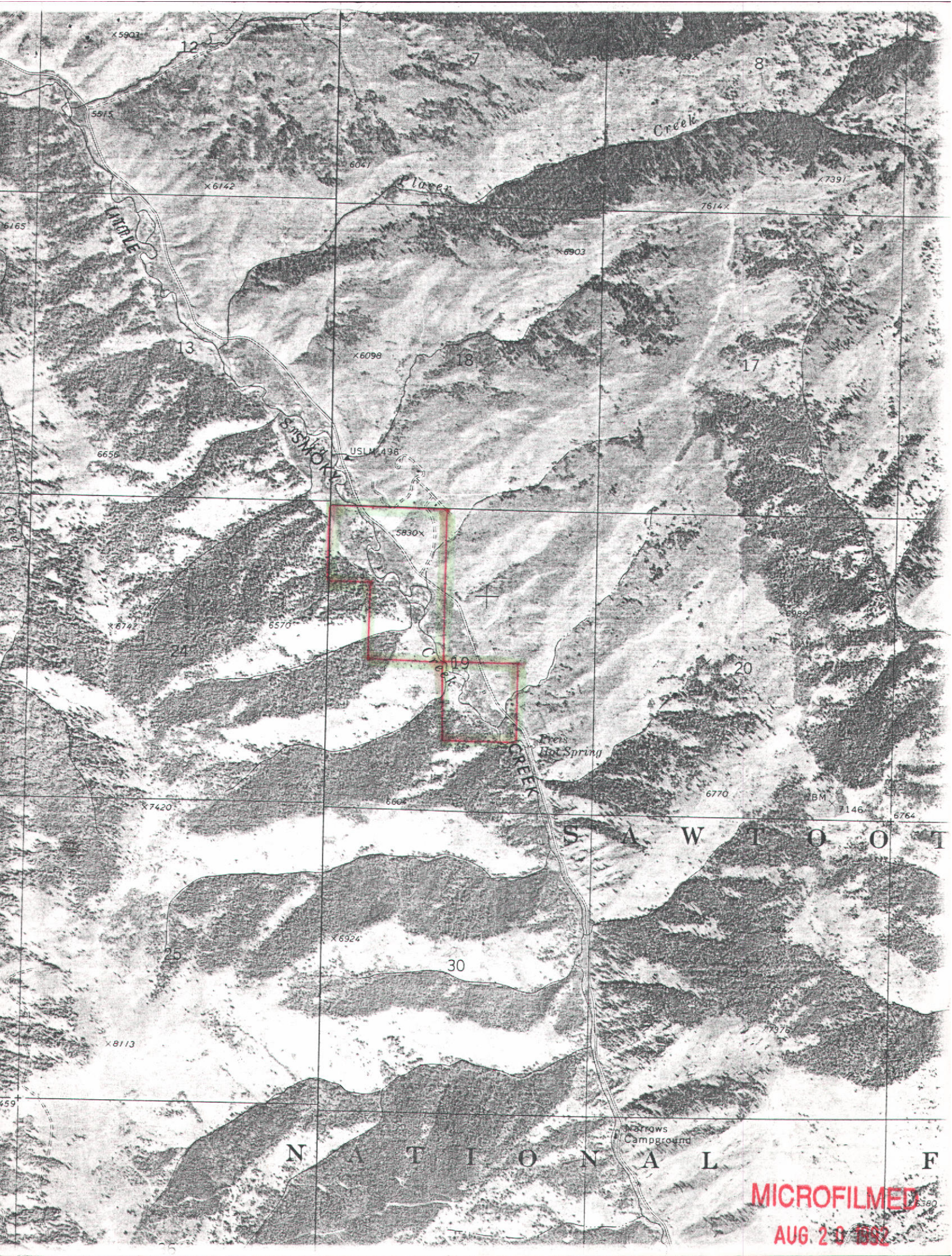




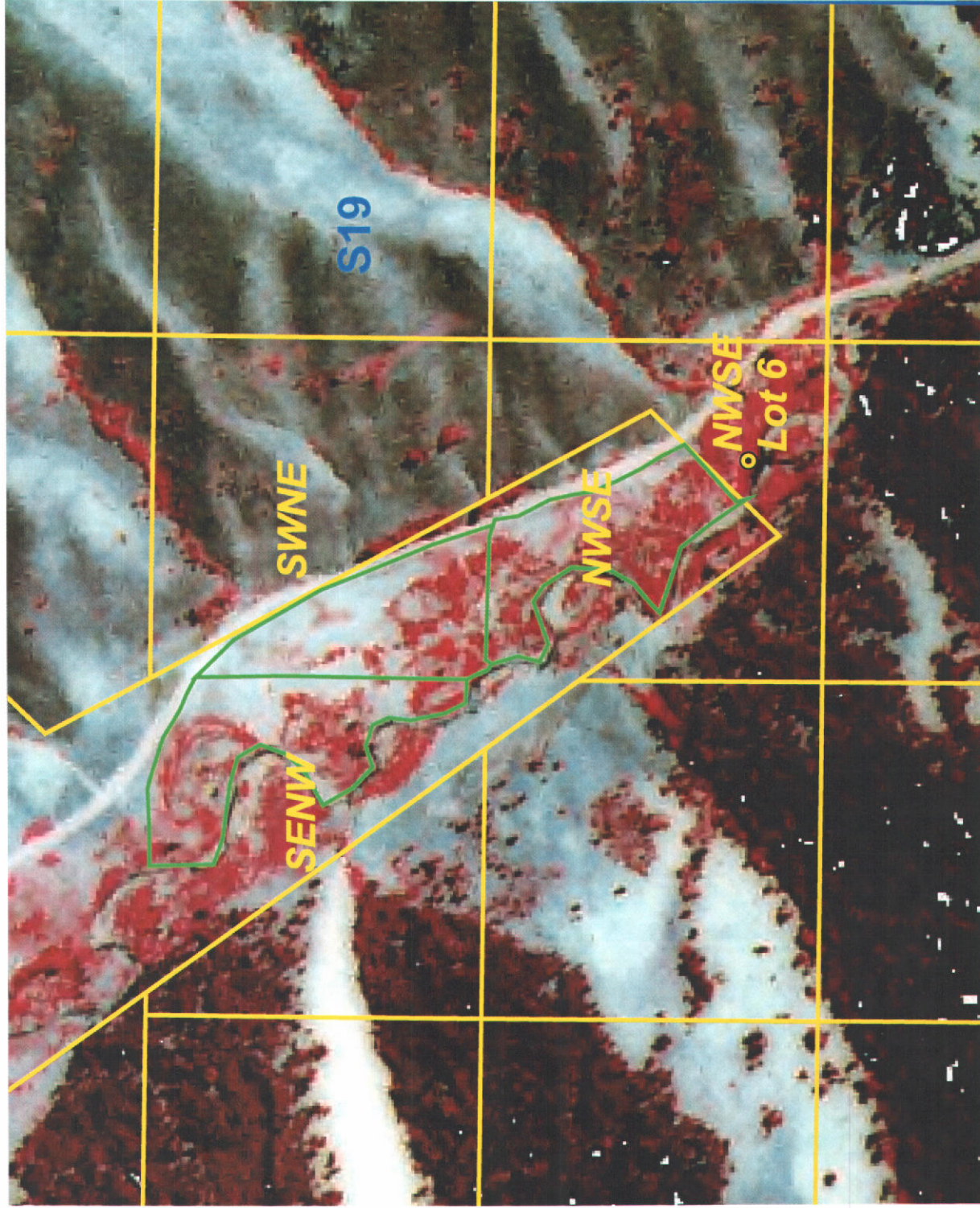
MICROFILMED
AUG. 20 1992

IDAHO DEPARTMENT OF WATER RESOURCES

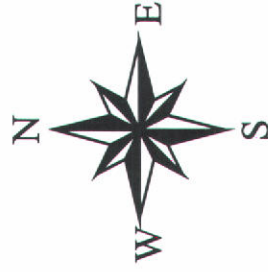
Claim: 63-4277B

Date Prepared: 06-26-03

Prepared By: Gene Gibson



T03N, R14E
S19



○ Point of Diversion



Place of use

Section

1/4 1/4

1987 NAPP

0 1 2 3 4 5 6 Miles

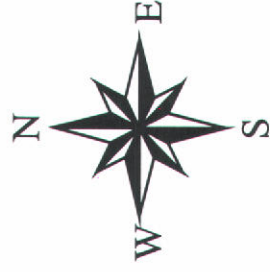
IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4277B

Date Prepared: 06-26-03

Prepared By: Gene Gibson

T03N, R14E
S19



● Point of Diversion

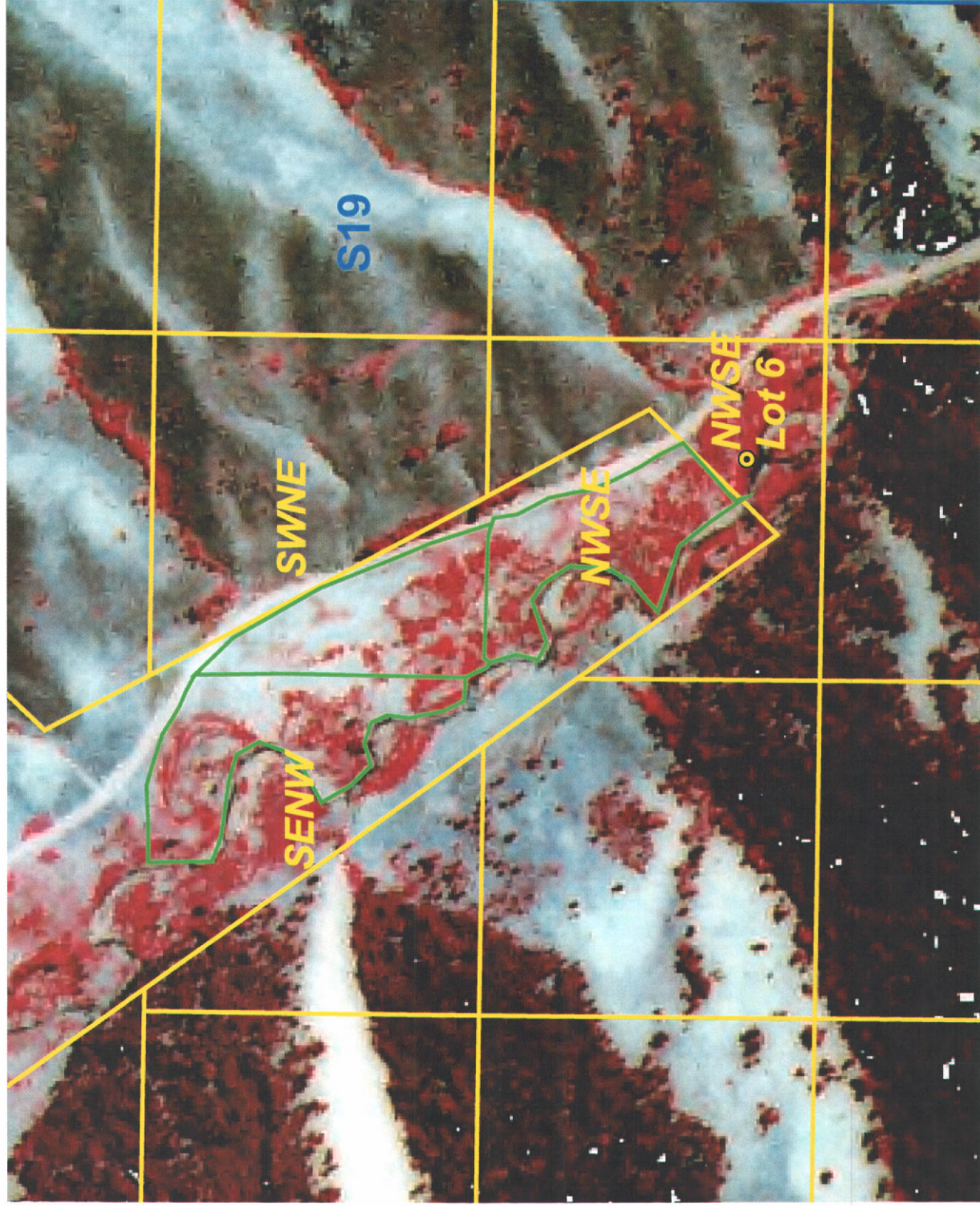


Place of use

Section

1/4 1/4

1987 NAPP



0 1 2 3 4 5 6 Miles

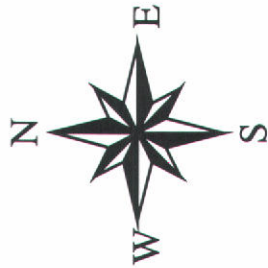
IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4277B

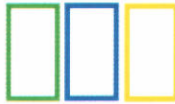
Date Prepared: 06-26-03

Prepared By: Gene Gibson

T03N, R14E
S19



Point of Diversion



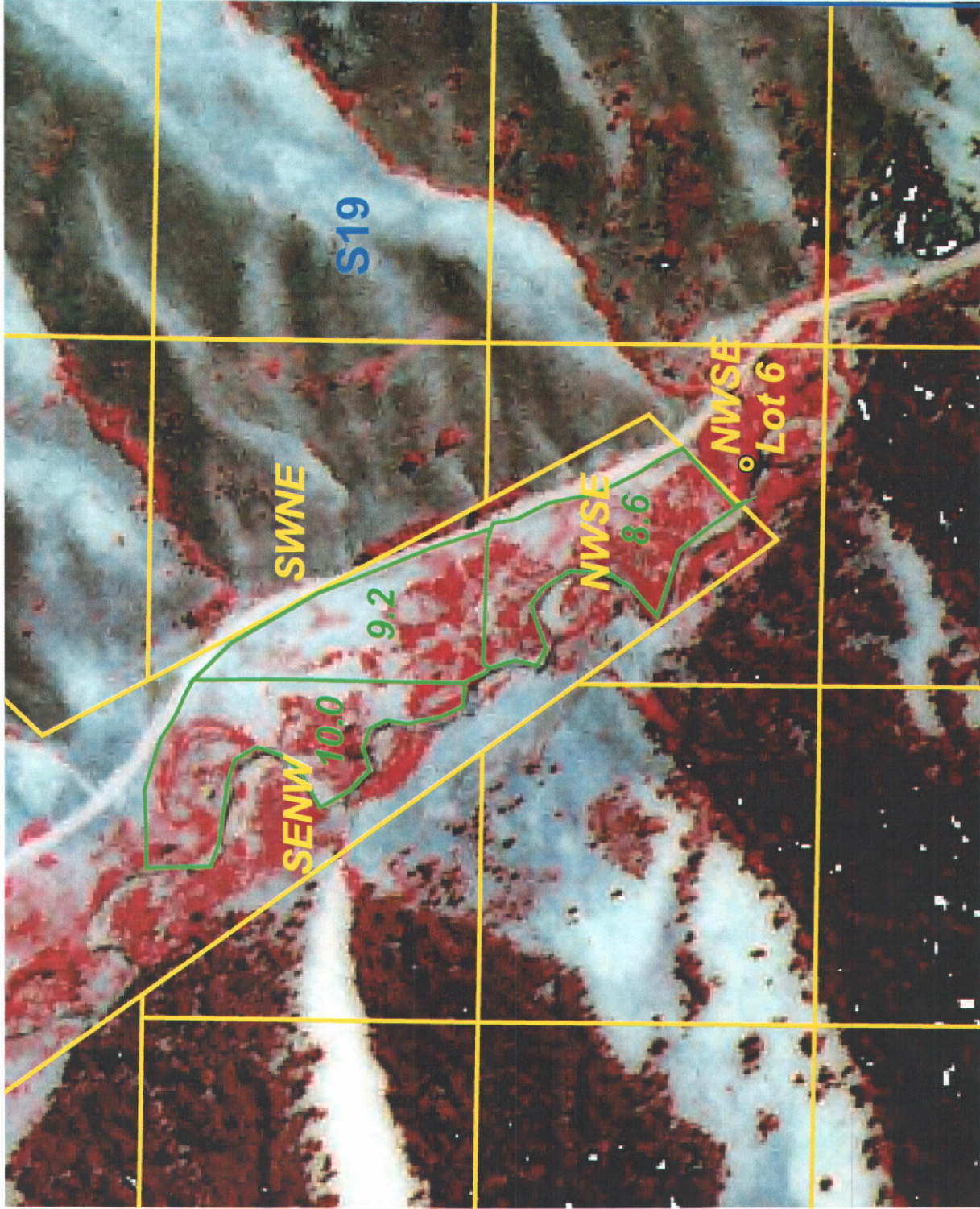
Place of use

Section

1/4 1/4

27.8 acres

1987 NAPP



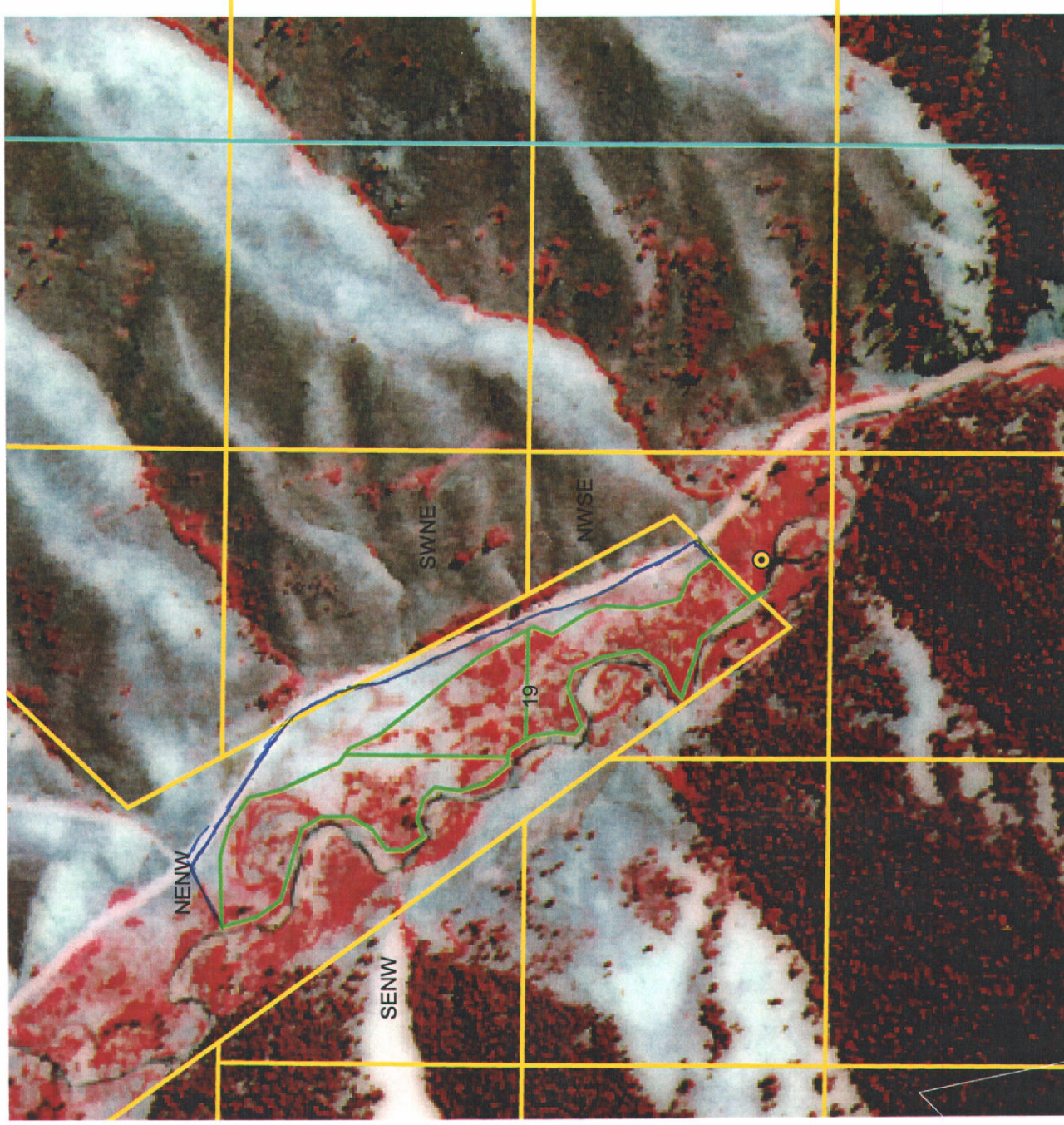
6 Miles



Claim No(s): 63-4277B
 T03N, R14E, S 19
 Prepared by: Sue Bock
 Date: 8/17/2001

Place of Use
T03N, R14E, S19, NWSE
 Point of Diversion

Section lines
 1/4 1/4 lines



1987 NAPP Photo

Claim No(s): 63-4277B
T03N, R14E, S 19
Prepared by: Sue Bock
Date: 8/17/2001

 Place of Use

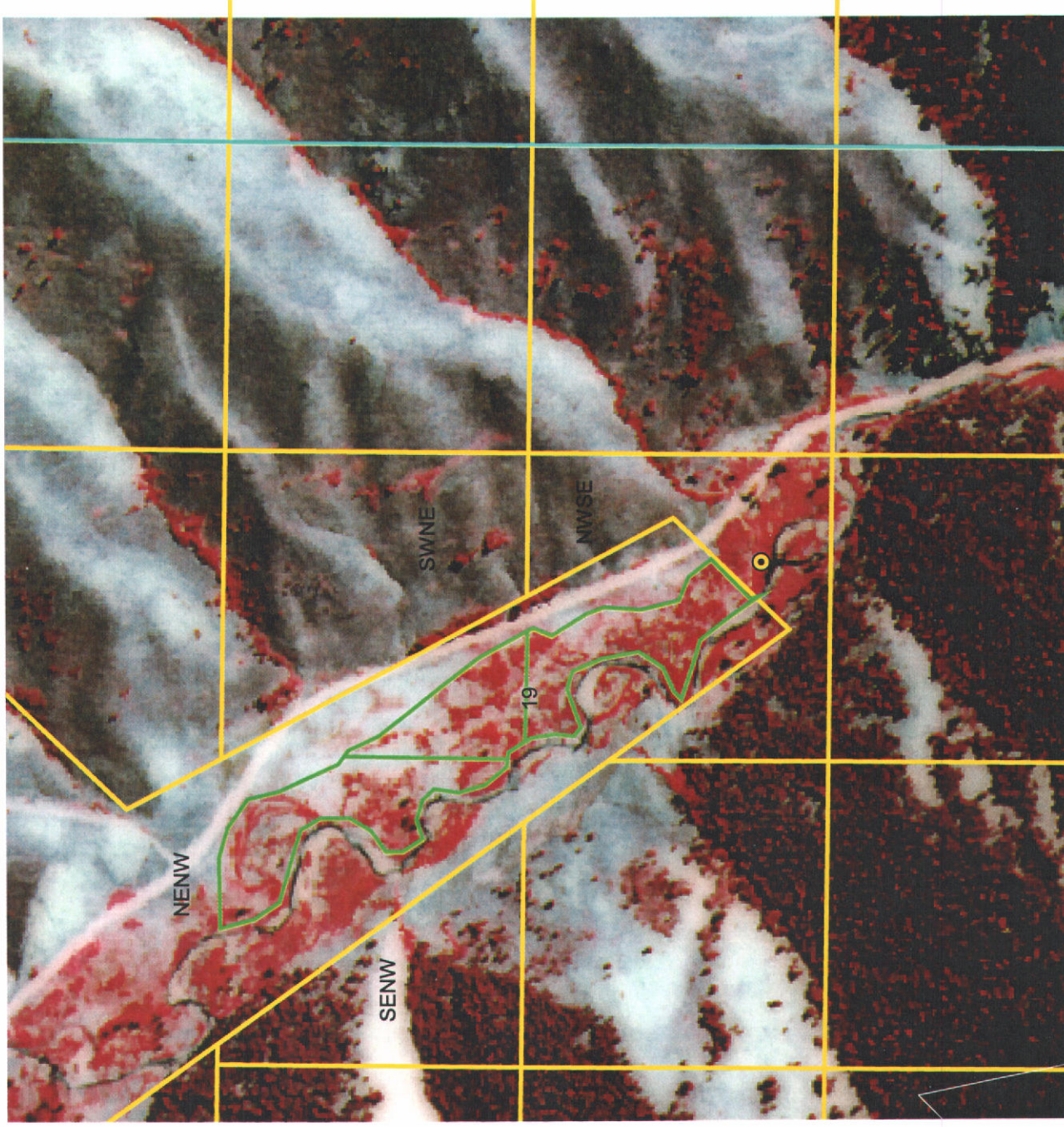
 Point of Diversion

 Section lines

 1/4 1/4 lines



600 0 600 1200 Feet



1987 NAPP Photo

Claim No(s): 63-4277B
T03N, R14E, S 19
Prepared by: Sue Bock
Date: 8/17/2001

 Place of Use

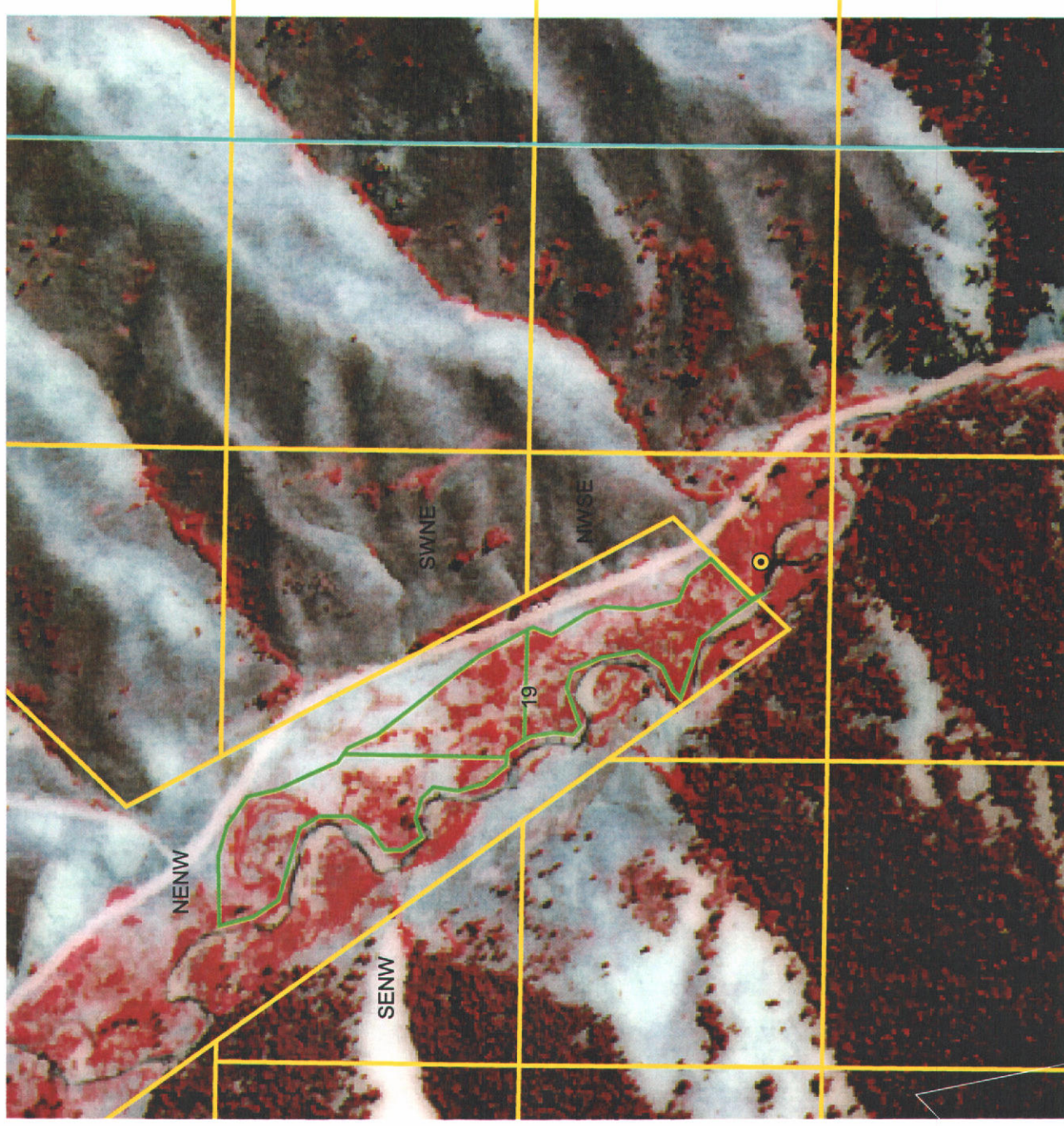
 Point of Diversion

 Section lines

 1/4 1/4 lines



600 0 600 1200 Feet



1987 NAPP Photo

IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

POD from Little Smoky Cr.
Photo taken facing S.W.



Upstream mannings reading
Ditch is deep in the area, past
the willows the ditch consist of
a very shallow fine grading



IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

Downstream mannings
reading



POU facing S.W. this is the
Southernmost portion of the
property



IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

POU facing north



POU facing north
horses are close to
the property line



WITNESSETH, That the said party of the first part, for and in consideration of the sum of Five Thousand and No/100 DOLLARS lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents, does grant, bargain, sell, convey and confirm unto the said party of the second part, and to its heirs and assigns forever, all of the following described real estate, situated in Trin Falls County, State of Idaho, to-wit:

H.X. Survey No. 496, embracing a portion of, approximately, Sections thirteen and twenty-four in Township three north of range thirteen East and Sections eighteen and nineteen in Township three north of Range fourteen east of the Boise Meridian, Idaho, more particularly bounded and described as follows:

Beginning at corner No. 1, from which the U.S. Location Monument No. 496, bears south forty-seven degrees two minutes west eleven and sixteen hundredths chains distant; thence, south fifty-one degrees fifty-nine minutes east thirty-four and eighty-eight hundredths chains to corner No. 2; thence south forty-two degrees thirty-five minutes east sixteen and eighty-one hundredths chains to corner No. 3; thence south twenty-eight degrees thirty minutes east twenty-one and one hundredth chains to corner No. 4; thence, south forty-two degrees one minute west five and sixty-one hundredths chains to corner No. 5; thence, north thirty-seven degrees six minutes east eight and six hundredths chains to corner No. 6; thence, north thirty-seven degrees twenty minutes east twenty-two and eight hundredths chains to corner No. 1, the place of beginning, containing one hundred fifty-six acres and ninety-three hundredths of an acre, according to the official plat of the Survey of the said land, returned to the GENERAL LAND OFFICE by the Surveyor General.

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

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

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.
Signed, Sealed and Delivered in Presence of:) Frederick Preis (Seal)

(Documentary stamps: \$5.00 attached and duly cancelled)

STATE OF IDAHO,)
County of Twin Falls) ss.

On this 21st day of May, 1936, before me, the undersigned, a notary public in and for said County, personally appeared Frederick Preis, a bachelor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(Notarial Seal)

Harry W. Barry

Notary Public, residing at Puhl, Idaho
My commission expires on the 3 day of March, 1940.

Filed for record at the request of Harry W. Barry, May 21, 1936 at 11:30 A.M. Fee: \$1.20

John A. Edwards,

Recorder

INDEXED	☒
PROOF READ	☒

No. 18045

COPIED IN DEED

THIS INSTRUMENT, made the 21st day of May, in the year of our Lord One Thousand Nine Hundred and Thirty-six, between Walter Wolf and Georgia Wolf, husband and wife, the parties of the first part, and E. C. Wolfe, the party of the second part,

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One Hundred and no/100 DOLLARS, legal money of the United States of America, to them in hand paid by the said party of the second part, receipt whereof is hereby acknowledged, have granted, bargained, sold, remised and released, and forever quit-claimed, and by these presents do grant, bargain, sell, remise, release, and forever quit-claim, unto the said party of the second part, and to his heirs, and assigns, the following described real estate situated in the County of Cass and State of Idaho, to-wit:

An undivided two-thirds (2/3) interest in and to the Southwest quarter of the Southwest quarter of Section Ten (10), Township Two (2) North, Range Thirteen (13) East of the Boise Meridian.

Subject to any delinquent taxes

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular, the said premises together with the appurtenances, unto the said party of the second part, his heirs and assigns forever.

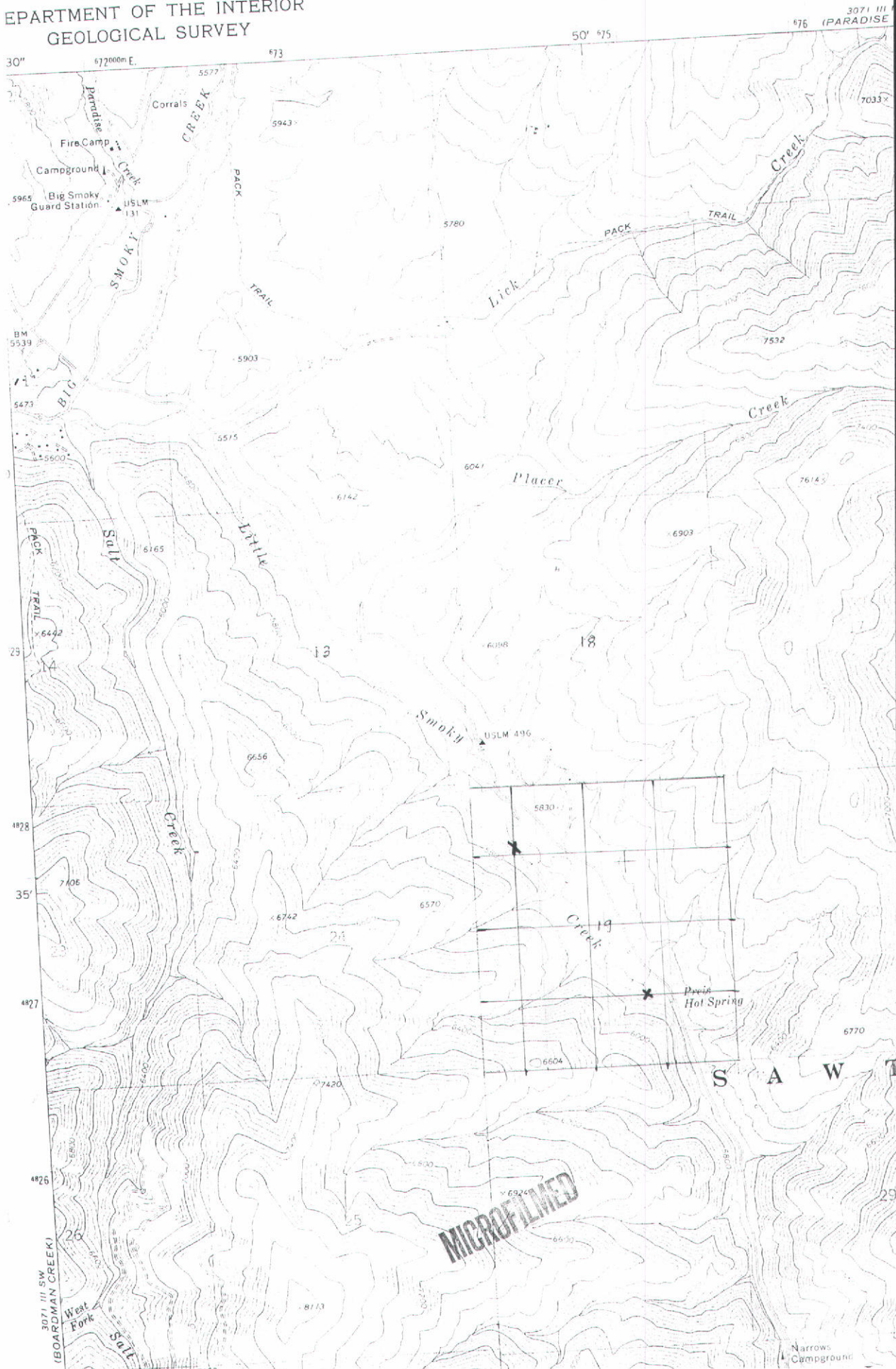
IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of)

Walter Wolf (Seal)

Georgia Wolf (Seal)

Fr/c here maybe I mark X



AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Gooding } SS.

GORDON O. GLASMANN

being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 24 day of October,

19 74, and the date of the last publication was on the 31

day of October, 19 74.

[Signature]

Subscribed and sworn to before me this 29

day of October, 19 74.
(SEAL)

[Signature]
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36 36

Number of Insertions 2 2

Lines tabular at 315c

36 Lines straight at 36 21c 7.56

36 Subsequent lines at 36 15c 5.40

TOTAL COST 12.96

COPY OF NOTICE

NOTICE OF CLAIM TO A WATER RIGHT NO. 63-4277

Notice is hereby given that Gary and/or Erle Byram 625 Colorado St., Gooding, ID. has filed a claim to a water right established by diversion and application to beneficial use of 5.65 cubic feet per second of water from Little Smokey Creek, trib. to Big Smokey Creek with the point of diversion in the NW¹/₄SE¹/₄, SE¹/₄NW¹/₄ Sec. 19, T. 3N, R. 14E, B.M. Camas County.

The water is claimed to be used from June 1 to Oct. 31 for irrigation of 52 acres with a priority of 1930 the place of use is within the SE¹/₄SE¹/₄, Sec. 13, T. 3N, R. 13E, B.M.; SW¹/₄SW¹/₄, Sec. 18, N¹/₂NW¹/₄, SE¹/₄NW¹/₄, NW¹/₄SE¹/₄, Sec. 19, T. 3N, R. 14E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director
Pub: 10-24, 31.

RECEIVED

NOV 1 1974
Department of Water Resources
NOV 1 1974

OK
11-1-74
Ch

PUBLICATION RATES

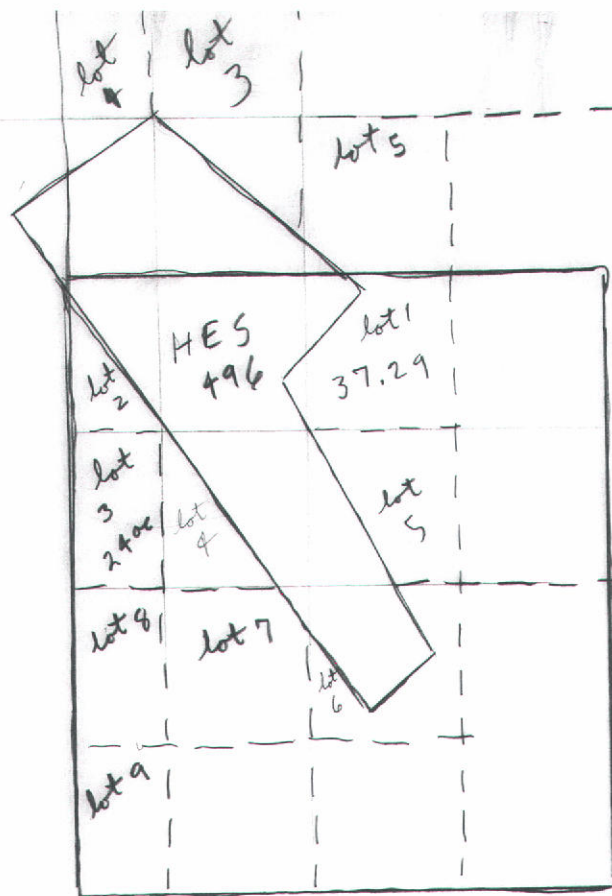
(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

Whiz #3047

No 220

MICROFILMED



634277

MICROFILMED

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-4277B
Date Received: 12/6/1989
Receipt No: S010596
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ERLE B BYRAM
PO BOX 204
GOODING ID USA 83330

Phone: (208) 934-4379

CYNTHIA C BYRAM
PO BOX 204
GOODING ID USA 83330

Phone: (208) 934-4379

2. Date of Priority: 06/01/1930

3. Source: LITTLE SMOKY CREEK Trib. to: BIG SMOKY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
03N	14E	19	NW	SE		CAMAS	
03N	14E	19	SE	NW		CAMAS	

5. Description of diverting works:

60'X3.5' DAM, 35'X3' DAM, POLES, BOARDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	6/01	10/01	4.56	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
4.56 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	14E	19	NE	NW	IRRIGATION	10.8
			NW	NW	IRRIGATION	10.8
			SE	NW	IRRIGATION	10.8
			NW	SE	IRRIGATION	10.8
					Section Acres	43.2
					Total Acres	43.2

11. Place of use in counties: CAMAS

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Middle initial of Cynthia added per claimant request. DB 4/2/2002

ORIGINALLY CLAIMED 52 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTION 19 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 42/52 PORTION OR 4.56 CFS. CLAIMANT ALSO ADDED 1 ACRE TO SECTION 19, WHICH SHOULD HAVE BEEN INCLUDED ON THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 43 ACRES UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED.

CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

15. Basis of Claim: Statutory Claim

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-04277B
Date Received: 11/16/1989
Receipt No: S010596
Received By: lu

RECEIVED

DEC 08 1989

Department of Water Resources
Western Regional Office

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ERLE B. BYRAM 208-934-4379
Address: P.O. BOX 204
GOODING, ID 83330

AND/OR

Name: CYNTHIA BYRAM 208-934-4379
Address: P.O. BOX 204
GOODING, ID 83330

2. Date of Priority: JUN 01, 1930

3. Source: LITTLE SMOKEY CREEK Trib. to: BIG SMOKEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	14E	19	SE	NW			CAMAS
			NW	SE			CAMAS

5. Description of diverting works:
60'X3.5' DAM, 35'X3' DAM, POLES, BOARDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	10/01	4.560		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 107.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 BEEF STOCK (INSTREAM STOCK USE)

A63-04277B

Page 1

Date: 12/06/89

MICROFILMED

AUG 20 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	14E	19	NE	NW		IRR	10.8
			NW	NW		IRR	10.8
			SE	NW		IRR	10.8
			NW	SE		IRR	10.8
						Section Acres	43.2
						Total Acres	43.2

11. Place of use in counties: CAMAS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

ORIGINALLY CLAIMED 52 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTION 19 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 42/52 PORTION OR 4.56 CFS. CLAIMANT ALSO ADDED 1 ACRE TO SECTION 19, WHICH SHOULD HAVE BEEN INCLUDED ON THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 43 ACRES UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED. CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____

Date 11-15-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 15 day of Nov 19 89

SEAL

Notary Public Lon White

Residing at TF

My Commission Expires 5/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White State Yellow Claimant
MICROFILMED

APR 20 1992

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Gary &/or Erle Byram
(name of claimant)
of 625 Colorado St., Gooding, Idaho, 83330, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Little Smokey Creek
tributary to, Big Smokey Creek
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	5.65	Use	Irrigation	Period of Use:	From	June 1	To	October 1
Amount		Use		Period of Use:	From		To	
Amount		Use		Period of Use:	From		To	
	(cts. ppm. or a/l)		(dom., irr., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 5.65 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1930

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼, SE ¼, Sec. 19, Twp. 3 N, Rge. 14 E, B. M. County of Camas
Additional points of diversion: SE ¼ NW ¼, Sec. 19, Twp. 3 N, Rge. 14 E, B. M.

1b) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible.

(East Side) Poles, boards & plastic dam; length is 60 feet - height is 3.5 feet

(West Side) Poles, boards & plastic dam; length is 35 feet - height is 3 feet

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 52

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

MICROFILMED

AUG 20 1992

Water Right Number - 63-04277

Adj.	Flag Translation:	Standard Water Right Number	Old (D) Number -
------	-------------------	-----------------------------	------------------

Old (D) Number -

[illegible]

*** C - CURRENT OWNER ***
BYRAM

GARY

1 - 625 COLORADO ST.
2 -

BYRAM

FRI, F.

State- ID Zip- 83330

1 - 625 COLORADO ST.

State- ID Zip- 833330

City- GOODING
Phone -

[illegible]

```

+ - - - - Source - - - - - +
                                - - - - - Tributary - - - - -
                                LITTLE SMOKEY CREEK          BIG SMOKEY CREEK

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Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
-----	-----	-----	-------	-----	------	--------	--------------------

03N	14E	19	SE NW	(25)	CAMAS
03N	14E	19	NW SE	(25)	CAMAS

Code	Description	Period From	Water Use	Period To	Diversion Rate	Diversion Volume
+	+	+	+	+	+	+

01 - IRRIGATION	06/01	10/01	5.650
+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	
5.650			

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
03N	13E		SE SE		5.0	01	IRRIGATION	(25) CAMAS
03N	14E	18	SW SW		5.0	01	IRRIGATION	(25) CAMAS
03N	14E	19	NE NW			01	IRRIGATION	(25) CAMAS
03N	14E	19	NW NW			01	IRRIGATION	(25) CAMAS
03N	14E	19	SE NW			01	IRRIGATION	(25) CAMAS
03N	14E	19	NW SE			01	IRRIGATION	(25) CAMAS

Total Acres: 10.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED

AUG 20 1992

+ - - Other Rights for Same Use -

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AUG 20 1992

```

+ - - Audit Fields -
+ - - - - -
+ - - - - - Water Rights Dates and Flags Area - - - - -

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MICROFILMED
AUG 20 1992

Done

DISTRICT COURT-SRGA
TWIN FALLS CO. IDAHO
FILED

PAGE 1
Sep-11-2003

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

RIGHT NUMBER: 63-4277B

NAME AND ADDRESS:

CYNTHIA C BYRAM
PO BOX 204
GOODING ID 83330

ERLE B BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: LITTLE SMOKY CREEK Tributary: BIG SMOKY CREEK

QUANTITY: 0.594 CFS ~~0.390 CFS~~

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

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION:

~~T03N R14E S19 NWSE~~
~~Within CAMAS County~~T03N R14E S19 NWSE Lot 6
Within CAMAS CountyPURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	<u>04/15 10/31</u>	<u>0.594 CFS</u>
	~~05/01 10/31~~	~~0.390 CFS~~
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE:

IRRIGATION within CAMAS County

T03N R14E S19 SWNE 9.2~~T03N R14E S19 SWNE 5.1~~T03N R14E S19 SENW 10.0~~T03N R14E S19 SENW 8.2~~T03N R14E S19 NWSE 8.6~~T03N R14E S19 NWSE 6.4~~

STOCKWATER Same As IRRIGATION

27.8 ACRES TOTAL~~19.7 ACRES TOTAL~~All places of use are on private land within Homestead Entry Survey (HES) 496.

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 for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater is for 100 range cattle.

RECEIVED

JAN 31 2003

Department of Water Resources

**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

A. Subcase: 63-4277B

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724
Daytime Phone: (208) 331-5943

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: Erle B. Byram
Address: Cynthia C. Byram
PO Box 204
Gooding, ID 83330

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☒ **Point(s) of Diversion**
Should be: See E below.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Places of Use**
Should be: See E below.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The point of diversion, NWSE of Section 19, T3N R14E shown on the Directors Report Recommendation is on National Forest System Land. The claimant is not authorized to occupy and use National Forest System lands for this purpose. The place of use is all private land. The correct legal description of the private land is Homestead Entry Survey 496.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Michael Collette , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

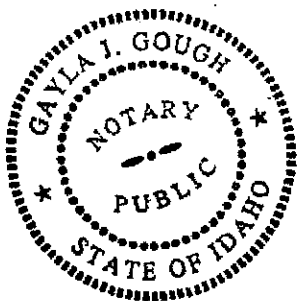
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Michael Collette
(Signature of person filing objections)

David Abner
(Attorney signing in representative capacity)

Subscribed and sworn before me on:

January 30, 2003



Gayla J. Gough
Gayla J. Gough

Notary Public for: Idaho
Residing at: Kuna, Idaho
Commission Expires: 11/17/2004

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 1/30/03, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

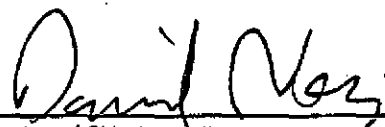
Name: Erle B. Byram
Address: Cynthia C. Byram
PO Box 204
Gooding, ID 83330

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource
Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

with Stanley

BYRAM OBJECTION

63-4277B

RECEIVED

JAN 30 2003

Department of Water Resources

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

A. Subcase _____
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: EARL B BYRAM

Address: P.O. Box 204

Gooden, Idaho 83330

Daytime Phone: (208) 934-4379

Name & Address of Attorney, if any:

ME!

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: EARL B BYRAM

Address: SAME AS ABOVE

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address
Should be: _____
2. ☐ Source
Should be: _____
3. ☒ Quantity *For 43 acres 1" per acre.*
Should be: _____
4. ☐ Priority Date
Should be: _____
5. ☐ Point(s) of Diversion *ORIG CLAIM - 42 AC.*
Should be: _____
6. ☐ Instream Flow Description *REC. - 19.2 AC AT*
Should be: _____ *1" / ACRE*
7. ☐ Purpose(s) of Use *BASIC OBJECTION*
Should be: _____
8. ☐ Period of Year *15 ACRE AMOUNT.*
Should be: _____
9. ☐ Place of Use *OK ON CHANGE IN*
Should be: _____ *1936 ORIG*
11. I object because: *PRIORITY DATE. 1936 REC.*
- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): *There are 43*

acres that are being irrigated. Been filing in on this since 1936. I want 1" per acre as filed nothing less! Adhered to info @ trial.

F.

VERIFICATION (Must be Completed)

State of Idaho)
County of Twin Falls) ss.

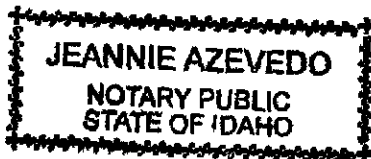
Erle B. Buraim , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Erle B. Buraim
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 1-28-03

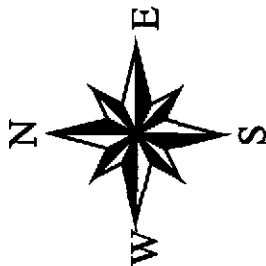


Jeannie Azevedo
Notary Public for Idaho
Residing at: Buhl
My Commission Expires: 5/31/06

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4277B
Date Prepared: 06-26-03
Prepared By: Gene Gibson

T03N, R14E
S19



④ Point of Diversion

Place of use

Section

1/4 1/4

1987 NAPP

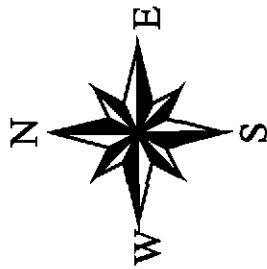


0 1 2 3 4 5 6 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4277B
Date Prepared: 06-26-03
Prepared By: Gene Gibson

T03N, R14E
S19



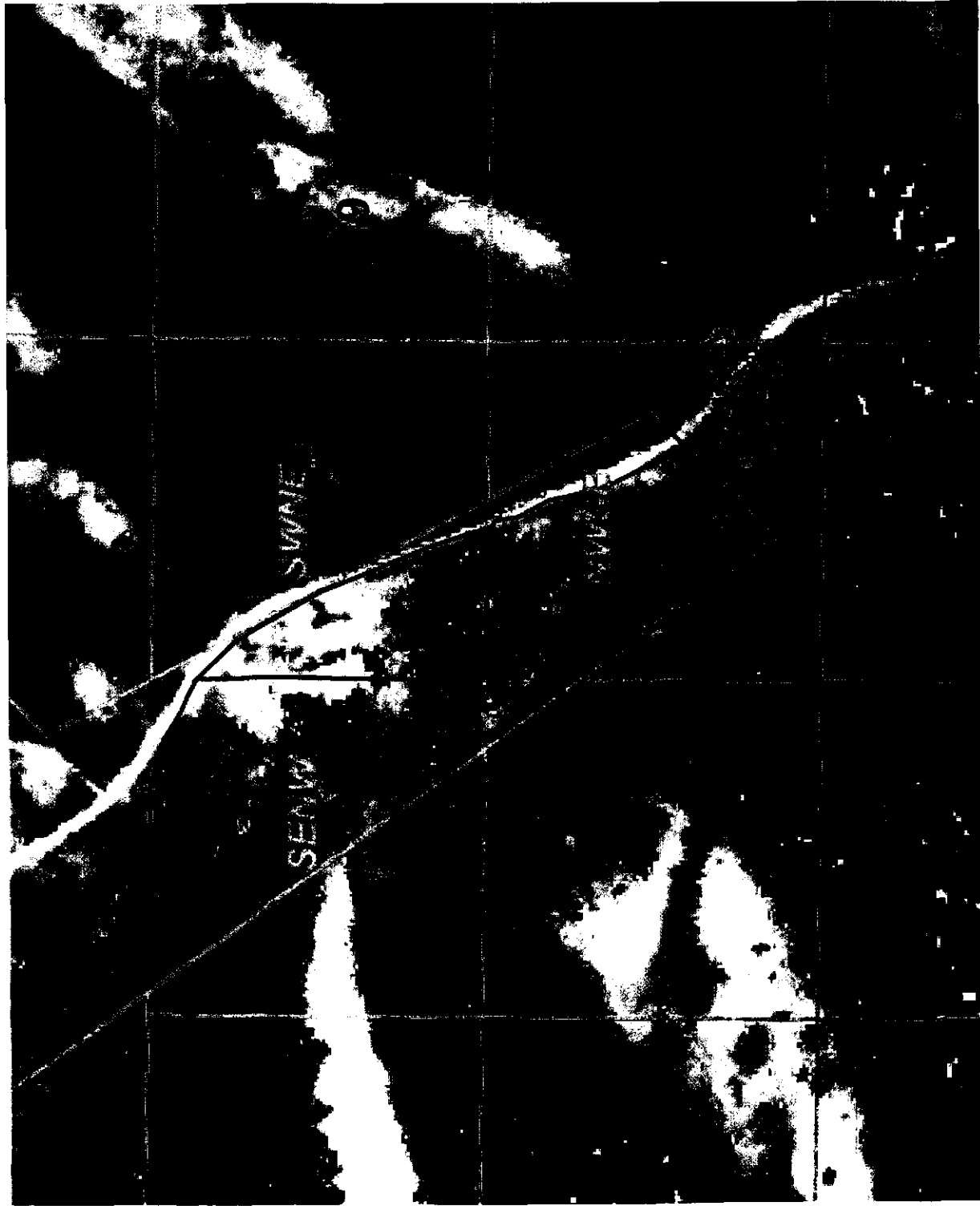
● Point of Diversion

□ Place of use

□ Section

1/4 1/4

1987 NAPP



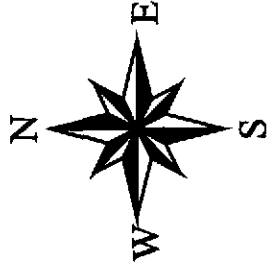
6 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-4277B
Date Prepared: 06-26-03
Prepared By: Gene Gibson

T03N, R14E
S19



● Point of Diversion

□ Place of use

□ Section

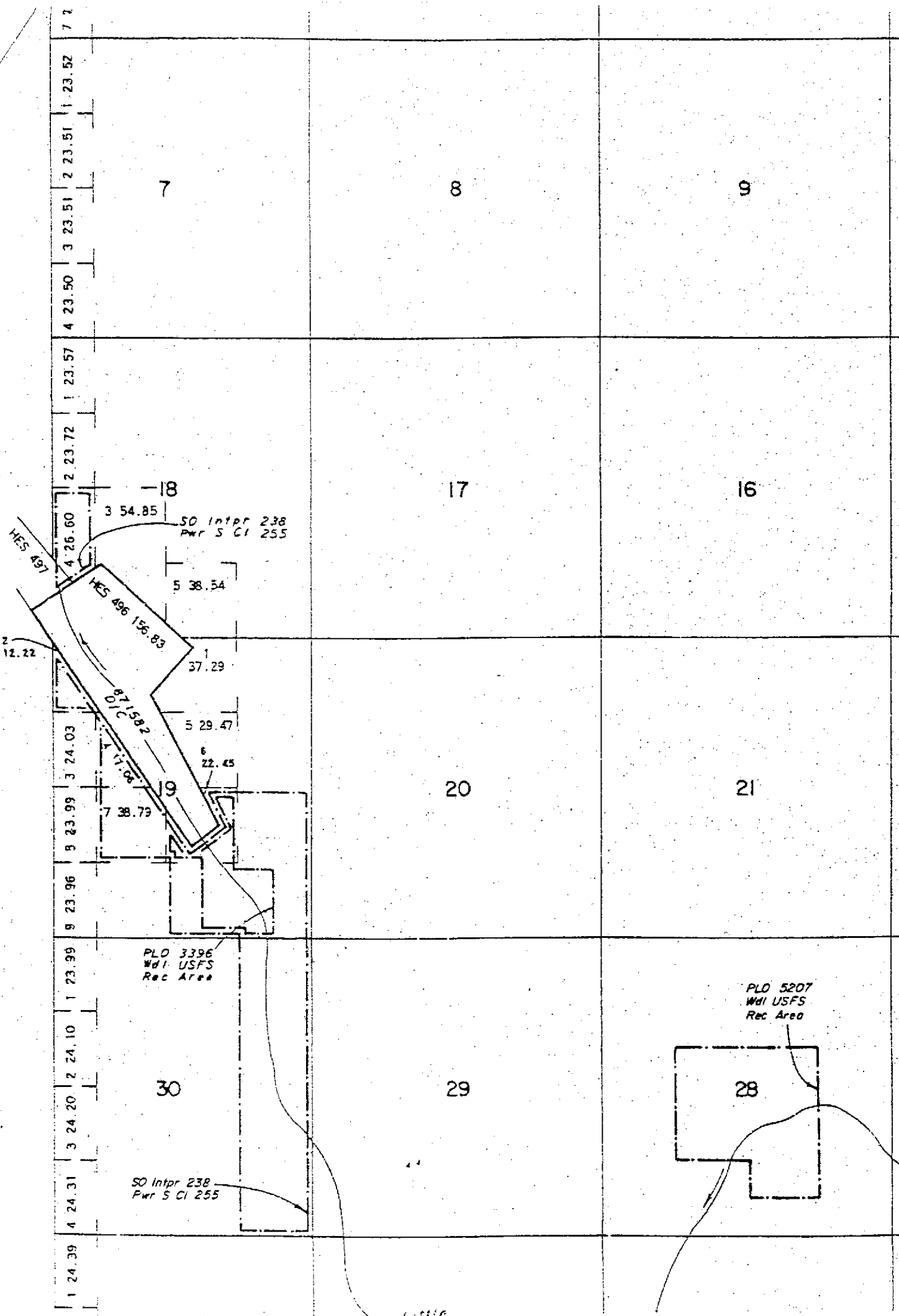
□ 1/4 1/4

27.8 acres

1987 NAPP



0 1 2 3 4 5 6 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4277B V1

WATER RIGHT NUMBER: 63-4277B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379
Current Owner	CYNTHIA C BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379

Priority Date: 05/01/1936

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE SMOKY CREEK	BIG SMOKY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/31	0.390 CFS	
STOCKWATER	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.390 CFS	

Location of Point(s) of Diversion

LITTLE SMOKY CREEK	NW1/4SE1/4	Sec. 19, Twp 03N, Rge 14E, B.M.
CAMAS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	14E	19			5.1				8.2								6.4		19.7

Total Acres: 19.7

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4277B V1

1. Explanatory STOCKWATER IS FOR 100 RANGE CATTLE.

Comments:

1. sbock 8/17/2001 CLAIM

Comment: Mel Schulte and I met with Earl on 7/18/01. He showed us his property and pod. We talked about irrigated a

2. sbock 2/14/2002 priority date

Comment: Claimant provided information for priority date back to 1936, a letter sent on oct 15, 2001 informed claimant that without further information, I would not be able to recommend the 1930 date.

3. dbuffing 4/3/2002 Name field

Comment: Middle initial of Cynthia added per claimant request

4. sbock 9/6/2002 pou

Comment: Mel and I met the claimant in the field for the exam. Before conducting the exam I asked Mr. Byram to show me on the GIS map and in the field the acres he irrigated. I told Mr. Byram that it appeared to irrigated acres would come out to be around 20 +/- He said that sounded about right. After receiving my recommendation, he indicated that I did not include enough acres, which he marked on the map and returned. The area he has indicated on the map is higher ground that abuts the road. It would be next to impossible for the water to reach this area through flood irrigation and this area is thick with sagebrush, no evidence of irrigation.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

April 2, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Erle B Byram
PO Box 204
Gooding, Idaho 83330

Re: Contest of water rights

Dear Erle:

I received the copies of letters that you want submitted to the court and your notice of error reply letters. As I had mentioned to you, the department will not send out the recommendations to the court until mid to late May. Before that time, there is nothing for you to object to. Once the court has received the department's recommendation, you will receive another packet of information from the court showing the department's recommendation. At that time you can file an objection, I have included the objection form for your review. You will need a separate form for every objection you wish to make.

When you file your objection, you need not send in any additional information, as the court will not be reviewing it, rather our staff will contact you to set up a preliminary meeting to attempt to resolve the objection. If after meeting we are unable to come up with a solution that you feel is beneficial, a date will be set with an officer from the court and you will present any information pertinent to your claims.

At this time we will be able to add the middle initial of "C" to Cynthia's name. When showing the source and tributary, we must follow the nomenclature set forth by the USGS; I have enclosed a copy of the map showing their spelling of Little Smoky Creek.

Let me know if you have any questions.

Sincerely,

Sue Bock
Sr. Water Resource Agent

04/03/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-4277B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330

CYNTHIA C BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: LITTLE SMOKY CREEK TRIBUTARY: BIG SMOKY CREEK

QUANTITY: 0.39 CFS

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

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION:

T03N R14E S19 NWSE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.390 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T03N R14E S19	SWNE	5.1	T03N R14E S19	SENE	8.2
T03N R14E S19	NWSE	6.4			

STOCKWATER same as IRRIGATION

19.7 ACRES TOTAL

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 FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER IS FOR 100 RANGE CATTLE.

02/28/2002

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 5, 2002

Water right number: 63-4277B

ERLE B BYRAM
PO BOX 204
GOODING ID 83330
Telephone Number: (208) 934-4379

CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330
Telephone Number: (208) 934-4379

RECEIVED

APR 02 2002

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): *OKAY*

2. Describe the changes you wish to make in the proposed recommendation:

I've outlined property ~~that~~ in Black Ink which is in addition to your green-out line. Saying more land receives water than you say! SO the area which lays within

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: *3-25-2002* SIGNATURE: *Erle B. Byram*

Please print your name: *Erle B. Byram*

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

Both Outline is considerable larger than 19.7 Acres or acres. please make

adjustment.

P.S. 1" ^{of water} = one acre

Erle B.

Little Smokey

02/28/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER ST

RECEIVED
APR 02 2002
WATER RESOURCES
WESTERN REGION

RIGHT NUMBER: 63-4277B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330
C
CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330

Runs into Big Smokey

SOURCE: LITTLE SMOKY CREEK

TRIBUTARY: BIG SMOKY CREEK

QUANTITY: 0.390 CFS

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

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION:

T03N R14E S19 NWSE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.390 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T03N R14E S19	SWNE	5.1	T03N R14E S19	SENW	8.2
T03N R14E S19	NWSE	6.4			

STOCKWATER same as IRRIGATION

19.7 ACRES TOTAL

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 FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

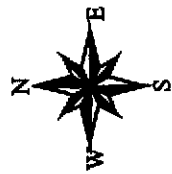
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER IS FOR 100 RANGE CATTLE.

Claim No(s): 63-4277B
T03N, R14E, S 19
Prepared by: Sue Bock
Date: 8/17/2001

☐ Place of Use
T03N, R14E, S19, NWSE
☒ Point of Diversion

☐ Section lines
☐ 1/4 1/4 lines



1987 NAPP Photo

02/20/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-4277B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330

CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: LITTLE SMOKY CREEK TRIBUTARY: BIG SMOKY CREEK

QUANTITY: 0.39 CFS

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

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION:

T03N R14E S19 NWSE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.390 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T03N R14E S19	SWNE	5.1	T03N R14E S19	SENE	8.2
T03N R14E S19	NWSE	6.4			

STOCKWATER same as IRRIGATION

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 FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER IS FOR 100 RANGE CATTLE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4277B V1

WATER RIGHT NUMBER: 63-4277B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379
Current Owner	CYNTHIA BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379

Priority Date: 05/01/1936

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE SMOKY CREEK	BIG SMOKY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/31	0.390 CFS	
STOCKWATER	01/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.390 CFS	

Location of Point(s) of Diversion

LITTLE SMOKY CREEK	NW1/4SE1/4	Sec. 19, Twp 03N, Rge 14E, B.M.
CAMAS County		

Place of UseIRRIGATION Within CAMAS County

T03N R14E S19	SWNE	5.1	T03N R14E S19	SENE	8.2
T03N R14E S19	NWSE	6.4			

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. General Stockwater use is for 100 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-4277B V1

Comments:

1. sbock 8/17/2001 CLAIM

Comment: Mel Schulte and I met with Earl on 7/18/01. He showed us his property and pod. We talked about irrigated a

2. sbock 2/14/2002 priority date

Comment: Claimant provided information for priority date back to 1936, a letter sent on oct 15, 2001 informed claimant that without further information, I would not be able to recommend the 1930 date.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 15, 2001

Erle B Byram
PO Box 204
Gooding, ID 83330

Re: Amending priority dates on claims

Dear Erle:

You submitted evidence to amend the priority dates on your water right claims. Claims 63-4278B and 63-31282 have been amended to reflect the date 8/16/1916, a date you feel is defensible based on the data submitted. Please sign these claims before a notary and return to my attention by October 31, 2001.

Your claim, 63-4277B, from Little Smoky Creek was claimed with a priority date of 6/1/1930. Based on the information you provided, the earliest date I see referenced is May 1936. Should I change the date on this claim to reflect the 1936 date, or do you have additional information to submit?

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sue Bock', is written over a horizontal line.

Sue Bock
Sr. Water Resource Agent
Western Region

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 15, 2001

ERLE B BYRAM
PO BOX 204
GOODING, ID 83330

Re: Claim No(s) 63-4277B

63-4278B, 63,31282

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water ~~rights within the Snake River Basin as accurately as possible. Field exams to verify~~ claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures

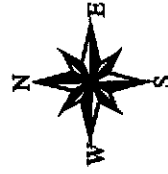
Claim No(s): 63-4277B
T03N, R14E, S 19
Prepared by: Sue Bock
Date: 8/17/2001

☐ Place of Use

☒ Point of Diversion

☐ Section lines

☐ 1/4 1/4 lines



1987 NAPP Photo



RIGHT NUMBER: 63-4277B
NAME AND ADDRESS: ERLE B BYRAM
PO BOX 204
GOODING ID 83330

CYNTHIA BYRAM
PO BOX 204
GOODING ID 83330

SOURCE: LITTLE SMOKY CREEK TRIBUTARY: BIG SMOKY CREEK
QUANTITY: 0.39 CFS

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

PRIORITY DATE: 06/01/1930

POINT OF DIVERSION:

T03N R14E S19 NWSE Within CAMAS County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	0.390 CFS0.390 CFS
	05/01 10/31	
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T03N R14E S19	SWNE	5.1	T03N R14E S19	SENE	8.2
T03N R14E S19	NWSE	6.4			

STOCKWATER same as IRRIGATION

19.7 ACRES TOTAL

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 FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
Stockwater use is for 100 range cattle.

EXPLANATORY MATERIAL: Beneficial Use

Comments: would not save to CUR

Mel Schulte + I conducted field exam on 7/18/01 with Earl. He showed us ir. lands + pod. The pod on the West Side of creek had not been used since his grandfather died in the 1970's. He said ir lands probably were about 20 acres. On a follow up exam 8/9/01 we conducted manning's Readings.

OWNER CODE

NAME & ADDRESS

PRIORITY DATE

WATER USE

USE PERIOD FROM TO

DIVERSION RATE

DIVERSION VOLUME

C

ERLE B BYRAM

06/01/1950

IRRIGATION

06-01 10-01

4.560 CFS

C

CYNTHIA BYRAM

STOCKWATER

01-01 12-31

0.040 CFS

PO BOX 204

GOODING ID 83330

(208) 934-4379

TOTAL DIVERSION:

CONSUMPTIVE USE:

107.50 AFA

Water Source: LITTLE SMOKEY CREEK

Tributary to: BIG SMOKEY CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T03N R14E S19

SENE

CANAS County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
NENE NAME SENE :		NENE NAME SENE :		NENE NAME SENE :		NENE NAME SENE :		NENE NAME SENE :		SUM	
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03N	14E 19 :	10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	
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		10		10		10		10		43.2	
		10		10		10		10		43.2	
		10		10		10		10		43.2	

Claim Number(s): Bycam

Name of Claimant(s): 103-4277B

Name of Ditch, Canal, or Stream: Little Smoke Cr Upstream Reading

Date of Measurement: 8/9/01 Data Collected By: SB/MS

Measurement Location: NW 1/4 SE 1/4 Section 19 T3N R14

Cross Section Data

Basis: high water mark ☒ maximum capacity ☐

Note: minimum of five depth or rod readings; first and last must be equal or zero

Re-shoot

	depth or rod reading	distance from initial point		depth or rod reading	distance from initial point
	0	0		0	0
1.	.5	.5	7.	.2	.5
	.65	1.5		.65	1.5
2.	.8	2.5	8.	1.05	2.5
	.9	3.5		1.4	3.5
3.	1.0	4.5	9.	1.45	4.5
	1.05	5.5		1.4	5.5
4.	1.2	6.5	10.	1.2	6.5
	1.3	7.5		1.1	7.5
5.	1.35	8.5	11.	1.15	8.5
	1.4	9.5		1.15	9.5
6.			12.	1.1	10.5
				1.8	11.5
				1.8	12.5
				1.6	13.5

Slope Data

Basis: high water mark ☒ channel bottom ☐ land surface ☐

Level Readings: Re-shoot → SB upstream downstream

upper stadia 5.91 5.92 6.14

center 5.88 5.64 5.78

lower stadia 5.26 5.38 5.54

channel
length

stadia difference $(\underline{.65} + \underline{.60}) \times 100 = \underline{125}$

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes ☐

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020		(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010	✕	(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028	✕	(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000		(1)	low	.005		(1)
minor	.005	✕	(2)		.010	✕	(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	✕	(1)	minor	1.00	✕	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

CROSS SECTION NUMBER 1

For File Number 63-4277b for the little smoky

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.50	0.50	0.50
3	0.65	0.65	1.50
4	0.80	0.80	2.50
5	0.90	0.90	3.50
6	1.00	1.00	4.50
7	1.05	1.05	5.50
8	1.20	1.20	6.50
9	1.30	1.30	7.50
10	1.35	1.35	8.50
11	1.00	1.00	9.50

The area for this cross section is 9.13 square feet
and the wetted perimeter is 9.82 feet.

CROSS SECTION NUMBER 2

For File Number 63-4277b for the little smoky

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.20	0.20	0.50
3	0.65	0.65	1.50
4	1.05	1.05	2.50
5	1.40	1.40	3.50
6	1.45	1.45	4.50
7	1.40	1.40	5.50
8	1.20	1.20	6.50
9	1.10	1.10	7.50
10	1.15	1.15	8.50
11	1.15	1.15	9.50
12	1.10	1.10	10.50
13	1.00	1.00	11.50
14	0.80	0.80	12.50
15	0.60	0.60	13.50

The area for this cross section is 13.90 square feet
and the wetted perimeter is 13.85 feet.

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-16-2001

File Number: 63-4277b

Claimant: byram

Channel measured: little smoky

Date of measurement: 8/9/01

Measurement location:

100 feet from pod

Calculation prepared by: sue bock

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 125 feet.

The upstream and downstream rod readings are 5.58 and 5.78 feet.

The channel cross section is 11.51 ft-sq.

The wetted perimeter is 11.83 feet.

The hydraulic radius is 0.97 feet.

The slope is 0.0016

The roughness coefficient is 0.0530

The flow velocity is 1.104 ft/sec.

The rate of flow is 12.71 cfs.

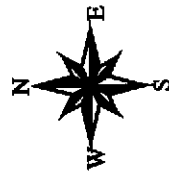
Claim No(s): 63-4277B
T03N, R14E, S 19
Prepared by: Sue Bock
Date: 8/17/2001

☐ Place of Use

☒ Point of Diversion

☐ Section lines

☐ 1/4 1/4 lines

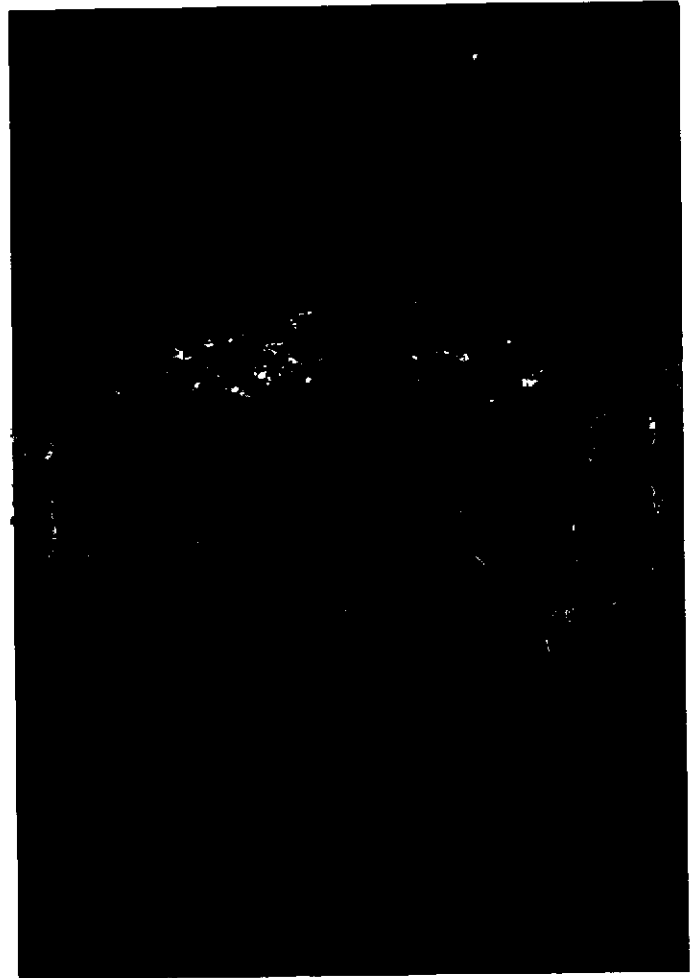


600 0 600 1200 Feet

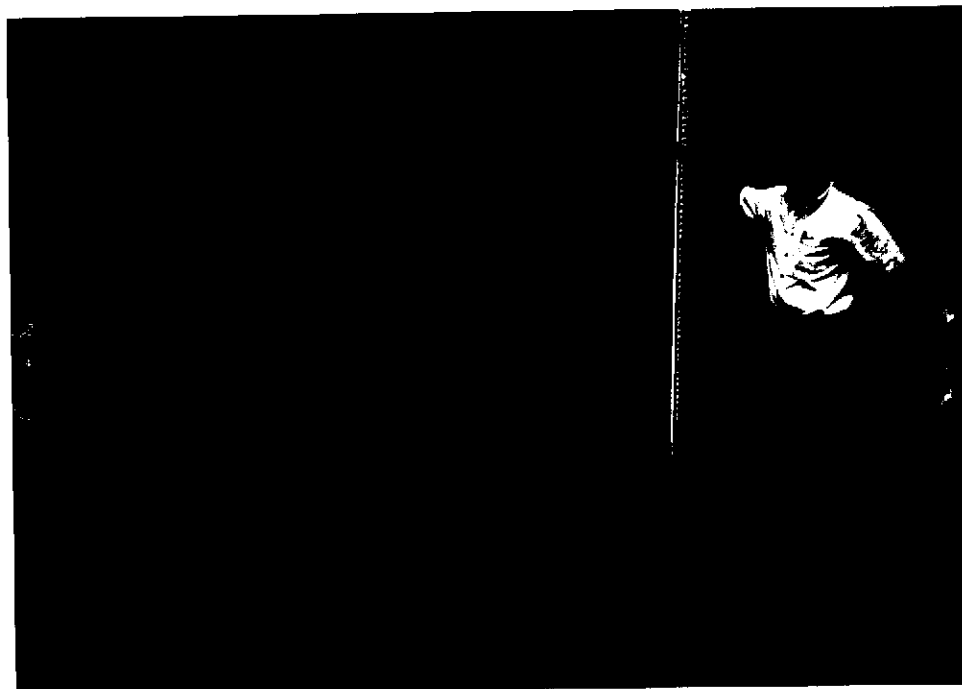


IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

POD from Little Smoky Cr.
Photo taken facing S.W.



Upstream mannings reading
Ditch is deep in the area, past
the willows the ditch consist of
a very shallow fine grading



IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

Downstream mannings
reading



POU facing S.W. this is the
Southernmost portion of the
property



IDWR FIELD EXAM
63-4277B BYRAM
AUG 9, 2001
SUE BOCK AND MEL SCHULTE

POU facing north



POU facing north
horses are close to
the property line





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 24, 2001

GARY BYRAM
JOY A BYRAM
2250 CAROL DR
LEWISTON ID 83501

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 63-4277A
Change of Address

Dear Water Right Holder(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone number

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4277B

WATER RIGHT NUMBER: 63-4277B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERLE B BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379
Current Owner	CYNTHIA BYRAM PO BOX 204 GOODING, ID 83330 (208)934-4379

RECEIVED

OCT 04 2001

WATER RESOURCES
WESTERN REGION

Priority Date: 06/01/1930
Basis: Statutory Claim
Status: Active

May 1934

<u>Source</u>	<u>Tributary</u>
LITTLE SMOKY CREEK	BIG SMOKY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	6/01 to 10/01	4.560 CFS	
STOCKWATER	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	4.560 CFS	

Location of Point(s) of Diversion

LITTLE SMOKY CREEK	NW1/4SE1/4	Sec. 19, Twp 03N, Rge 14E, B.M.
CAMAS County		
LITTLE SMOKY CREEK	SE1/4NW1/4	Sec. 19, Twp 03N, Rge 14E, B.M.
CAMAS County		

Place of UseIRRIGATION Within CAMAS County

T03N R14E S19	NENW 10.8	T03N R14E S19	NWNW 10.8
T03N R14E S19	SENW 10.8	T03N R14E S19	NWSE 10.8
Total Acres: 43.2			

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

1. General ORIGINALLY CLAIMED 52 ACRES ON STATUTORY CLAIM...ACRES NOT SPECIFIED (SEE ATTACHED). THIS CLAIM REPRESENTS SECTION 19 OF THE ORIGINAL STATUTORY CLAIM, WHICH IS A 42/52 PORTION OR 4.56 CFS. CLAIMANT ALSO ADDED 1 ACRE TO SECTION 19, WHICH SHOULD HAVE BEEN INCLUDED ON THE ORIGINAL STATUTORY CLAIM, AS WELL AS INSTREAM STOCK USE. ACTUAL LOCATION OF THE 43 ACRES UNDETERMINED...ACRES DIVIDED EQUALLY AMONG QTRS INVOLVED.^^^ CLAIMANT WANTS ACRES DETERMINED IN FIELD EXAM.^^^

(Documentary stamps: \$5.00 attached and duly cancelled)

STATE OF IDAHO,)
County of Twin Falls:) ss.

On this 21st day of May, 1936, before me, the undersigned, a notary public in and for said County, personally appeared Frederick Preis, a bachelor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Harry W. Barry

(Notarial Seal)

Notary Public, residing at Pahl, Idaho
My commission expires on the 3 day of March,
1937.

Filed for record at the request of Harry W. Barry, May 22, 1936 at 11:30 A.M. Fee: \$1.00



John W. Edwards,

Recorder

No. 18048

QUINTAIN DEED

THIS INSTRUMENT, made the 21st day of May, in the year of our Lord One Thousand Nine Hundred and Thirty-six, between Harry W. Barry, husband and wife, the parties of the first part, and E. C. Quintain, the party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One Hundred and no/100 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, receipt whereof is hereby acknowledged, have granted, conveyed, sold, released and released, and forever will claim, and by these presents do grant, bargain, sell, release, convey and forever will claim, unto the said party of the second part, and to his heirs and assigns, the following described real estate situated in the County of Twin Falls and State of Idaho, to-wit:

An undivided two-thirds (2/3) interest in and to the
Southeast quarter of the Southeast quarter of Section
Ten (10), Township Two (2) North, Range Twenty (20)
East of the Boise Meridian.

Subject to any validly existing liens.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular, the said premises together with the appurtenances, unto the said party of the second part, his heirs and assigns forever.

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

Signed, Sealed and Delivered in the Presence of

Walter Wolf (Seal)

Georgia Wolf (Seal)

thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

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

IN WITNESS WHEREOF, The party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

(Corporate Seal)

DRAKE-BALLARD COMPANY

Signed Sealed Delivered in presence of

M. M. Hogan
C. R. Fauser

A. N. Drake
President
R. O. Morden
Secretary

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)

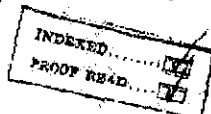
On this 24th day of August in the year 1933, before me John G. Loeffler a Notary Public in and for said State, personally appeared A. N. Drake and R. O. Morden known to me to be the President and Secretary respectively of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

(Notarial Seal)

John G. Loeffler
Notary Public for the State of Minnesota
Residing at, Hennepin County, Minn.
My commission expires May 8, 1938.

Filed at request of Tom Wokorsien
Jan. 3, 1946 at 1:35 P.M. Fee \$1.00
John L. Edwards, Recorder



17D618

No. 26277

WARRANTY DEED

THIS INDENTURE, Made this second day of July, 1945, between the Paradise Gold Dredging Company, Inc., a corporation, of Buhl, Idaho, party of the first part, and J. W. Newman, of Twin Falls, County of Twin Falls, Idaho, party of the second part, WITNESSETH:

That the party of the first part, for and in consideration of the sum of One Thousand Dollars (\$1000.00) in lawful money of the United States of America, to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell and convey unto the second party, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Camas, State of Idaho, to-wit:

The M. E. Survey No. 496, embracing a portion of, approximately Sections thirteen and Twenty-four in Township three North of Range thirteen east and Sections eighteen and nineteen in Township three north of Range fourteen East of the Boise Meridian, Idaho, more particularly bounded and described as follows:

Beginning at corner No. 1, from which the U. S. Location Monument No. 499 bears south forty-seven degrees two minutes west eleven and sixteen-hundredths chains distant; thence, South fifty-one degrees fifty-nine minutes east thirty-four and eighty-eight hundredths chains to corner No. 2; thence, south forty-two degrees thirty-five minutes west sixteen and eight-one-hundredths chains to corner No. 3; thence, South twenty-eight degrees eleven minutes east forty-one and ten-hundredths chains to corner No. 4; thence, south forty-three degrees four minutes west ten and sixty-one-hundredths chains to corner no. 5; thence north thirty-five degrees fifty-six minutes west eighty and sixty-three-hundredths chains to corner No. 6; thence north fifty-seven degrees twenty minutes east twenty-two and eighty-nine-hundredths chains to corner No. 1, the place of beginning, containing one hundred fifty-six acres and eighty-three hundredths of an acre, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General;

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

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

In witness whereof, the party of the first part has caused these presents to be signed by C. C. Voeller, its president, and attested by H. W. Barry, its secretary, the day and year first above written.

(Seal)

Paradise Gold Dredging Company, Inc.,
By C. C. Voeller
President

Attest: H. W. Barry
Secretary

(Cancelled \$1.10 Documentary Stamps)

State of Idaho }
County of Twin Falls } ss

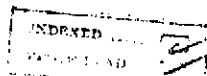
On this 2nd day of July, 1945, before me, the Undersigned, a Notary Public in and for the said County and State, personally appeared C. C. Voeller and H. W. Barry, known to me to be the persons whose names are subscribed to the foregoing instrument as the president and secretary, respectively, of the Paradise Gold Dredging Company, Inc., a corporation, and acknowledged to me that said corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Notarial Seal)

J. W. Taylor.
Notary Public for the State of Idaho.
residing at Buhl, Idaho.

Filed at request of Frank L. Stephan
January 5, 1946 at 10:20 A.M. Fee \$1.40
John L. Edwards, Recorder



full right and privilege of making all and every payment necessary to be made to said Trustees to save them from liability or loss and to keep the trust property intact.

The Trustees shall receive no salary nor compensation but their actual expenses and the actual expenses of carrying out the trust imposed upon them shall be paid, including all costs, expenses and attorneys' fees by them incurred by reason of their being party to any action or proceeding by reason of their being such Trustees, save only proceedings arising from their own willful neglect or willful misfeasance.

IN WITNESS WHEREOF, the parties of the first part, having been first hereto duly authorized by conference of the Community Methodist Church, have hereunto subscribed their names as of the day and year herein first above written.

(Four documentary stamps cancelled)

Luther Koonce
Luther Koonce
Harry Durall
Harry Durall
H. Max Hanson
H. Max Hanson
Roland Muffley
Roland Muffley
Dorothy Muffley
Dorothy Muffley
Howard St. Clair
Howard St. Clair
TRUSTEES OF COMMUNITY
METHODIST CHURCH

STATE OF IDAHO, }
COUNTY OF CAMAS, } SS.

On this 15th day of July, in the year 1957, before me, the undersigned, a Notary Public in and for said State, personally appeared Luther Koonce, Harry Durall, Max Hanson, Roland Muffley, Dorothy Muffley and Howard St. Clair, known to me to be the persons whose names are subscribed to the within instrument as Trustees of the Community Methodist Church, sometimes otherwise known as Fairfield Community Church, and acknowledged to me that they executed the same as such Trustees.

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

(Notary Seal)

Filed at request of Eugene H. Anderson
August 10, 1957 at 10:15 A.M. Fee \$2.25
John L. Edwards, Recorder.

Tom Wokersion
Notary Public for Idaho,
Residing at Fairfield, Idaho

19D 449

No. 33173
WARRANTY DEED

THIS INDENTURE, made this 1st day of August, 1957, between J. W. NEWMAN and RACHEL F. NEWMAN, husband and wife at all times since prior to acquisition of the real property hereinafter described, of Twin Falls, County of Twin Falls, State of Idaho the parties of the first part, hereinafter called the grantor, and LESTER SLIMAN and ABLE SLIMAN, husband and wife, and JOE SLIMAN, a single person, of Gooding, County of Gooding, State of Idaho the parties of the second part, hereinafter called the grantee.

WITNESSETH, that the grantor, for and in consideration of the sum of One and no/100 Dollars in lawful money of the United States of America, and other good and valuable considerations, to the grantor in hand paid by the grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the grantee, and to the grantee's heirs and assigns forever, all the following described real estate, situate in Camas County, State of Idaho:

The S.E. Survey No. 1496 embracing a portion of, approximately Sections Thirteen (13) and Twenty-four (24) in Township Three (3) North of Range Thirteen (13) East of the Boise Meridian, and Sections Eighteen (18) and Nineteen (19) in Township Three (3) North of Range Fourteen (14) S.B.M., more particularly bounded and described as follows:

BEGINNING at Corner No. 1, from which the U. S. Location Monument No. 496 bears south 47°21' west eleven and sixteen hundredths chains distant; THENCE South 51°52' east thirty-four and eighty-eight hundredths chains to corner No. 2; THENCE South 42°35' west sixteen and eighty-one hundredths chains to corner No. 3; THENCE South 23°11' east forty-one and ten hundredths chains to corner No. 4; THENCE south 43°41' west ten and sixty-one hundredths chains to corner No. 5; THENCE North 35°56' west eighty and sixty-three hundredths chains to corner No. 6; THENCE North 57°20' east twenty-two and eighty-nine hundredths chains to corner No. 1, the place of beginning, containing 156.33 acres, more or less, according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General, subject to all existing easements for rights-of-way and subject also to all reservations contained in Patents or Deeds from the United States or the State of Idaho, subject to taxes and assessments to be levied and assessed against said premises for the year 1957 and subsequent years.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto, be longing on in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the grantor.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with appurtenances, unto the grantee, and to the grantee's heirs and assigns forever. And the grantor, and the grantor's heirs, the said premises in the quiet and peaceable possession of the grantee, and the grantee's heirs and assigns, against the grantor, and the grantor's heirs, and against all and every person and persons whomsoever, lawfully claiming the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the grantor has subscribed this deed the day and year first above written.

(\$5.60 documentary stamps attached and cancelled)

J. W. Newman
Rachel P. Newman

STATE OF IDAHO,

COUNTY OF TWIN FALLS,) SS.

On this 1st day of August, 1957, before me, the undersigned, a Notary Public in and for said State, personally appeared J. W. NEWMAN and RACHEL P. NEWMAN, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

(Notary Seal)
Filed at request of Fred A. Schwartz
August 12, 1957 at 9:45 A.M.
John L. Edwards, Recorder. Fee \$1.50.

Edward H. Heap
Notary Public in and for the State
of Idaho, residing at Twin Falls, Idaho.
My commission expires on the 23d day
of November, 1959.

No. 33175
WARRANTY DEED

THIS INDENTURE, made this 12th day of August in the year of our Lord one thousand and nine hundred and Fifty Seven, between Ray Gray, a bachelor and Elmer Gray, a bachelor of Bliss, County of Gooding, State of Idaho, the parties of the first part, and Harold Stroud and Dorothy Stroud, husband and wife of Bliss, County of Gooding, State of Idaho the parties of the second part:

WITNESSETH, That said parties of the first part, for and in consideration of the sum of Three Thousand Six Hundred Eighty Eight and no/100 (\$3,688.00) Dollars, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate situated in Cassia County, State of Idaho to-wit:

No. 34935
WARRANTY DEED

THIS INDENTURE, Made this 1st day of March, 1961, between DAVE (DEV) SLIMAN and PHOENIA M. SLIMAN, husband and wife, of Gooding, County of Gooding, State of Idaho, the parties of the first part, and LESTER SLIMAN and ADELE SLIMAN, husband and wife, of Gooding, County of Gooding, State of Idaho, the parties of the second part:

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of Thirty Thousand and no/100 Dollars lawful money of the United States of America to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate situate as follows:

The following described real estate situate in Camas County, State of Idaho to wit:

Township 1 North, Range 15 East Boise Meridian in Camas County, Idaho. Lots 1, 2, 3, 4, Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$); East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$); Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$); Southwest Quarter (SW $\frac{1}{4}$), of Section 1; Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$); North Half of the Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$); Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$); Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$); and Lot 1 of Section 10;

Lots 1 and 3; Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$); the South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 11; Lots 1, 2, 3, 4, the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$); the North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 11; North Half of the Northeast Quarter of Section 15; North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$) and the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 23; Township 1 North, Range 15 East Boise Meridian in Camas County, Idaho.

156.83 acres of land in the Little Smokey in Camas County, Idaho, more particularly described as follows:

The H. E. Survey No. 496, embracing a portion of approximately Sections Thirteen (13) and Twenty-four (24) in Township Three (3) North of Range Thirteen (13) East of the Boise Meridian, and Sections Eighteen (18) and Nineteen (19) in Township Three (3) North of Range Fourteen (14) East of the Boise Meridian, more particularly bounded and described as follows: BEGINNING at Corner No. 1, from which the U. S. Location Monument No. 496 bears south 47° 2' west 11.15 chains distant; thence South 51° 59' East 34.88 chains to corner No. 2; thence South 42° 35' West 16.81 chains to corner No. 3; thence N 28° 11' East 41.10 chains to corner No. 4; thence South 43° 4' West 10.61 chains to corner No. 5; thence North 35° 56' West 80.63 chains to corner No. 6; thence North 57° 20' East 22.89 chains to corner No. 1, the place of beginning, containing 156.83 acres, more or less, according to the official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General; SUBJECT to all existing easements for rights of way and subject also to all reservations contained in Patents or Deeds from the United States or the State of Idaho.

TOGETHER with U. S. Forest Service grazing rights for 1930 head of sheep on F. O. Creek and Skunk Creek in the Sawtooth National Forest; for 1504 head of sheep on Little Smokey and Rosetta Creek in the Sawtooth National Forest; and grazing rights under Pasture Corral Cabin No. 0-5008-3 land.

The following described real estate situate in Gooding County, State of Idaho, to wit:

The East Half of the Southwest Quarter of Section Twenty-nine, Township Five South, Range Fifteen East of the Boise Meridian;

Commencing at a point on the North and South half Section line of Section Twenty-nine, Township Five South, Range Fifteen East of the Boise Meridian, 320 feet North of the South Quarter Corner of said Section Twenty-nine, thence North 67° 42' East 482 feet, thence North 58° 17' East 600 feet, thence North 51° 12' East 300 feet, thence South 70° 48' East 176 feet, thence North 12° 59' West 114 feet, thence North 62° 19' East 517 feet, thence Westerly along the North line of the Southeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of said Section Twenty-nine 1782 feet to point of intersection with the North and South Half Section line of said Section Twenty-nine, thence South along said Half section line 971 feet, more or less, to point of beginning, containing 22 acres, and being a part of the South Half of the Southeast Quarter, of said Section Twenty-nine, sometimes known as Tax No. 1;

The Northwest quarter of the Southeast Quarter of Section Twenty-nine, Township Five South, Range Fifteen East of the Boise Meridian;

The West Half of the Northeast Quarter of Section Twenty-nine, Township Five South, Range Fifteen East of the Boise Meridian.

The West ten acres of that part of the following described real estate situate in the South Half of the Southwest Quarter of the Southeast Quarter, Section 29, Township 5 South, Range 15 E.B.M.:

Commencing at the South Quarter corner of Section 29, Township 5 South, Range 15 E.B.M.; thence North along the North and South one-half Section line of said Section 320 feet; thence North 67° 42' E 432 feet; thence North 53° 17' E 600 feet; thence North 51° 12' E 300 feet; thence South 70° 45' E 176 feet; thence North 12° 59' W 114 feet; thence North 62° 19' E 517 feet; thence easterly along the North line of the Southeast Quarter of the Southeast Quarter to point of intersection with the North and South Section line of Section 29 and Section 28; thence South along said section line to the section corner common to Sections 28, 29, 32 and 33; thence westerly along the section line common to Sections 29 and 32 to the point of beginning, being part of the South Half of the Southwest Quarter of the Southeast Quarter, Section 29, Township 5 South, Range 15 E.B.M., together with water right appurtenant thereto consisting of 8 inches of Big Wood River water decreed under date of August 15, 1886, and 3 inches of Big Wood River water decreed under date of April 15, 1887; sometimes known as Tax #6.

The Following described parcel of land situate in Section 32, Township 5 South, Range 15, E.B.M., to wit:

Beginning at a point on the north boundary line of the Southeast Quarter of the Northeast Quarter of said section, which point is 361.5 feet east of the northwest corner of said Southeast Quarter of the Northeast Quarter of said section; thence south 361.5 feet, thence west 361.5 feet, thence south 958.5 feet to the southwest corner of said southeast Quarter of the Northeast Quarter, thence east 1320 feet, thence north 1320 feet, thence west 958.5 feet, more or less to the point of beginning, sometimes known as Tax #60.

TOGETHER with Taylor Grazing rights for 1979 AUMA, and TOGETHER with all interest of the parties of the first part in the Sliman Sheep Company, a co-partnership, livestock, machinery, and the following numbered State Lands Leases: 148870, 15499, and 142461 and TOGETHER with certificates of stock in the Idaho Livestock Production Credit Association, of Boise, Idaho.

(\$33.00 documentary stamps attached & cancelled)

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

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

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

Witnesses to marks of Dave (Dev)
Sliman and Phomia M. Sliman:

Leland M. Burrows
Sophia Burrows

Dave (Dev) () Sliman
Dave His mark Sliman

Phomia M. () Sliman
Phomia M. Her mark Sliman
Parties of the first part.

STATE OF IDAHO)
Gooding County) ss.

On this 1st day of March, 1961, before me, the undersigned, a Notary Public in and for said county personally appeared Dave (Dev) Sliman and Phomia M. Sliman, husband and wife, known to me to be the persons whose names are subscribed to the

within instrument, and acknowledged to me that they executed the same.

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

(Notary Seal)

Filed at request of Andrew P. James

March 10, 1961 at 9:50 A.M.

John L. Edwards, Recorder. Fee \$ 5.10

Andrew P. James
Notary Public for the State of Idaho,
Residing at Gooding, Idaho.
My commission expires Nov. 1, 1962.

INDEXED - ☒
PROOF READ - ☒

No. 34537
WARRANTY DEED

THIS INDENTURE, made the 2nd day of August, in the year of our Lord one thousand nine hundred and fifty-five, between Lillian R. Love of Fairfield, County of Camas, State of Idaho, the party of the first part, and Freeman J. Love of Fairfield, County of Camas, State of Idaho the party of the second part:

WITNESSETH, That said party of the first part, for and in consideration of love and affection and of One and no/100 Dollars, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party and to his heirs and assigns forever, all the following described real estate situate in CAMAS County, State of Idaho, to-wit:

Northeast Quarter of Section twenty-two, Township One North, Range Fourteen East of Boise Meridian. (NE $\frac{1}{4}$ of Sec. 22, Twp. 1 N., R. 14 EBM) and the Southeast Quarter of Section One, Township One South, Range Thirteen East of the Boise Meridian. (SE $\frac{1}{4}$ of Sec. 1, Twp. 1 S., R. 13 EBM) Also Lots 4, 5 and 6 in Block 3 in the Village of Fairfield, Camas County, Idaho, as the same appears on the official Plat of said Village now on file in the office of the Recorder of Camas County, Idaho.

The parties hereto are wife and husband and the above described property, together with the rents, issues and profits thereof, and all increase in value is hereby conveyed to Freeman J. Love as his sole and separate property and from this date on shall no longer be deemed the community property of the parties above named; and the said Lillian R. Love has no interest of any kind in or to said property or any part thereof.

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

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

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

STATE OF IDAHO,)
County of Gooding) ss.

Lillian R. Love

On this 2nd day of August, in the year 1955, before me, the undersigned, a Notary Public in and for said county personally appeared Lillian R. Love known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

Filed at request of F.J. Love
March 11, 1961 at 10:25 A.M.

(Notary Seal)
INDEXED - ☒

and for the County of Gooding State

is ordered to pay to the plaintiff the sum of \$50.00 per month per child as and for the support of said children during the minority of said children, such payments to commence on September 1, 1961.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Property Settlement Agreement entered by and between the parties hereto on the 31st day of August, 1961, which Agreement was duly admitted into evidence as plaintiff's Exhibit No. 1 in the above entitled cause, be and the same hereby is adopted in full by this court as a part of this decree and the court's Judgment is attached hereto;

Dated this 22nd day of September, 1961.

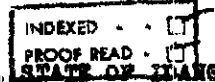
Filed at request of John L. Edwards, Clerk
September 26, 1961 at 2:30 P.M.
John L. Edwards, Recorder. No fee.

Charles Scoggin
District Judge

20+D 469

No. 35256

IN THE PROBATE COURT OF GOODING COUNTY,



IN THE MATTER OF THE ESTATE OF
JOE SLIMAN, Deceased.

} DECREE OF SETTLEMENT OF FINAL
} ACCOUNT AND FINAL DISTRIBUTION.

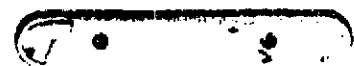
Lester Sliman, the administrator of the above named deceased, having on the 8th day of September, 1961, rendered and presented for settlement and filed in this court his final account and report of his administration of said estate, which account was for a final settlement, and having with said account filed a petition for the final distribution of the estate;

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

And it appearing to the Court, after having fully examined the said account and the vouchers filed herein and heard the testimony in support thereof, that said account is in all respects true and correct; that the residue of money in the hands of the administrator at the time of filing said account was none; that the sum of \$4,370.68 has been expended by the administrator as necessary charges, debt, claims and expenses of administration, the vouchers whereof have been presented and filed; and that said account is in all respects true and correct and entitled to be settled, allowed and approved, and the Court having duly considered all the matters aforesaid;

IT IS ORDERED AND DECREED, That the said final account be and the same hereby is in all respects as the same was rendered and presented for settlement, approved, allowed and settled;

And it further appearing that since the rendition of said final account there has been received by said administrator sum of none and that there has been disbursed by administrator sum of \$449.24 for Idaho State inheritance taxes the vouchers whereof,



together with a statement of said receipts and disbursements, are now reported and filed, the said statement, receipts and disbursements are settled, allowed and approved, and it further appearing that the estimated expense of closing the estate will amount to none, leaving a residue of real estate and personal property of the value of \$30,012.92 and it appearing that all claims and debts against the said decedent, and all taxes on the personal property of said estate, and all transfer and estate taxes that have attached to or accrued against the said estate, and all debts, expenses and charges of administration have been fully paid and discharged, and that said estate is ready for distribution and in condition to be closed:

And it further appearing to the Court that the said Joe Sliman died intestate, in the County of Salt Lake, State of Utah on the 8th day of February, A.D. 1961, leaving surviving the following named persons: Dave (Dev) Sliman, Gooding, Idaho father. Phomia Sliman, Gooding, Idaho, mother. That the said survivors have heretofore executed a warranty deed conveying all of their right, title and interest in and to the property comprising the estate of Joe Sliman, deceased, to Lester Sliman and Adele Sliman, husband and wife, which warranty deed is recorded in Book 20 of Deed, page 28, Camas County Records, Camas County, Idaho, and recorded as Instrument No. 609, Gooding County Records, Gooding County, Idaho;

That the said Lester Sliman and Adele Sliman, husband and wife, are entitled to all the residue of said estate consisting of the real estate and personal property set forth below.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the residue of said estate of Joe Sliman, deceased, hereinafter particularly described and now redescribed as follows, to-wit:

Accounts receivable	108,600 lbs grain
20 head of cattle	10 head of horses
250 tons of hay	2250 head of ewes and 30 bucks
1954 Chevrolet 1/2 ton truck, ID #W54K-001,069, model #6403	
1955 Willys Jeep pickup, ID #TW61226-104,167, serial #5526B 16109	
1958 Bel Air Chevrolet 4-dr sedan, ID #F-580,101,135	
1958 Chevrolet sedan Del Ray, ID #A-530,125,256	
1951 Ford 1 1/2 ton truck, ID #RIKC-19,375, model F5	
1959 Chevrolet pickup, ID #3A59L-100,100	
1956 Ford automobile	
Camp wagons and sheep equipment	
Hay swather	
Hay baler	
Hay chopper	
four tractors	
Miscellaneous farm tools and equipment	
565 shares of stock in Idaho Livestock Production Credit Association	
6 shares of stock in Old American Life Insurance Company	
Paid-up construction charges under American Falls Reservoir District No. 2.	

The following described real estate situate in Gooding County and Camas County, State of Idaho, to wit:

Camas County:

Township 1 North, Range 15 E.B.M. in Camas County, Idaho.
 Lots 1, 2, 3, 4; the SE $\frac{1}{4}$ NE $\frac{1}{4}$; the E $\frac{1}{2}$ SE $\frac{1}{4}$; the SW $\frac{1}{4}$ NW $\frac{1}{4}$; the SW $\frac{1}{4}$ of Section 3;
 the NE $\frac{1}{4}$ NE $\frac{1}{4}$; the N $\frac{1}{2}$ NW $\frac{1}{4}$; the SE $\frac{1}{4}$ NW $\frac{1}{4}$; the SW $\frac{1}{4}$ NE $\frac{1}{4}$; the W $\frac{1}{2}$ SE $\frac{1}{4}$; the SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 and Lot 1 of Section 10;

penses and charges of administration have been fully paid and discharged, and that said estate is ready for distribution and in condition to be closed:

And it further appearing to the Court that the said Joe Sliman died intestate, in the County of Salt Lake, State of Utah on the 8th day of February, A.D. 1961, leaving surviving the following named persons: Dave (Dev) Sliman, Gooding, Idaho father. Phomia Sliman, Gooding, Idaho, mother. That the said survivors have heretofore executed a warranty deed conveying all of their right, title and interest in and to the property comprising the estate of Joe Sliman, deceased, to Lester Sliman and Adele Sliman, husband and wife, which warranty deed is recorded in Book 20 of Deed, page 28, Camas County Records, Camas County, Idaho, and recorded as Instrument No. 609, Gooding County Records, Gooding County, Idaho;

That the said Lester Sliman and Adele Sliman, husband and wife, are entitled to all the residue of said estate consisting of the real estate and personal property set forth below.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the residue of said estate of Joe Sliman, deceased, hereinafter particularly described and now redescribed as follows, to-wit:

Accounts receivable	108,600 lbs grain
20 head of cattle	10 head of horses
250 tons of hay	2250 head of ewes and 30 bucks
1954 Chevrolet 1/2 ton truck, ID #WS4E-001,069, model #6403	
1955 Willys Jeep pickup, ID #TW61226-104,167, serial #5526B 16109	
1958 Bel Air Chevrolet 4-dr sedan, ID #F-580,101,135	
1958 Chevrolet sedan Del Ray, ID #A-580,125,256	
1951 Ford 1 1/2 ton truck, ID #F1KC-19,375, model F5	
1959 Chevrolet pickup, ID #3A59L-100,100	
1956 Ford automobile	
Cam wagens and sheep equipment	
Hay swather	
Hay baler	
Hay chopper	
Four tractors	
Miscellaneous farm tools and equipment	
565 shares of stock in Idaho Livestock Production Credit Association	
6 shares of stock in Old American Life Insurance Company	
Paid-up construction charges under American Falls Reservoir District No. 2.	

The following described real estate situate in Gooding County and Camas County, State of Idaho, to wit:

Camas County:

Township 1 North, Range 15 E.B.M. in Camas County, Idaho.
Lots 1, 2, 3, 4; the SE $\frac{1}{4}$ NE $\frac{1}{4}$; the E $\frac{1}{2}$ SE $\frac{1}{4}$; the SW $\frac{1}{4}$ NW $\frac{1}{4}$; the NW $\frac{1}{4}$ of Section 3;
the NE $\frac{1}{4}$ NE $\frac{1}{4}$; the N $\frac{1}{2}$ NW $\frac{1}{4}$; the SE $\frac{1}{4}$ NW $\frac{1}{4}$; the SW $\frac{1}{4}$ NE $\frac{1}{4}$; the W $\frac{1}{2}$ NE $\frac{1}{4}$; the SE $\frac{1}{4}$ NE $\frac{1}{4}$;
and Lot 1 of Section 10;

Lots 1 and 3; the NE $\frac{1}{4}$ SW $\frac{1}{4}$; the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 11;

Lots 1, 2, 3, 4; the E $\frac{1}{2}$ SW $\frac{1}{4}$; the S $\frac{1}{2}$ SE $\frac{1}{4}$, of Section 14;

The N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 15;

The N $\frac{1}{2}$ NE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 23;
all in Township 1 North, Range 15 E. B. M.

156.83 acres of land in the Little Smokey in Camas County, Idaho, more particularly described as follows:

The N. E. Survey No. 496, embracing a portion of approximately Sections 13 and 24 in Township 3 North of Range 13 E. B. M., and Section 18 and 19 in Township 3 North of Range 14 E. B. M., more particularly bounded and described as follows:

BEGINNING at Corner No. 1. from which the U. S. Location Monument No. 496 bears south 47° 2' west 11.16 chains distant; thence South 51° 59' East 34.88 chains to corner No. 2; thence South 42° 35' West 16.81 chains to corner No. 3; thence South 28° 11' East 41.10 chains to corner No. 4; thence South 43° 4' West 10.61 chains to corner No. 5; thence North 35° 56' West 80.63 chains to Corner No. 6; thence North 57° 20' East 22.89 chains to corner No. 1, the place of beginning, containing 156.83 acres, more or less, according to the official plat of the Survey of said land, returned to the General Land Office by the Surveyor-General; SUBJECT to all existing easements for rights of way and subject also to all reservations contained in Patents or Deeds from the United States or the State of Idaho.

U. S. Forest Service grazing rights for 1930 head of sheep on P. O. Creek and Skunk Creek in the Sawtooth National Forest; for 1504 head of sheep on Little Smokey and Mosetta Creek in the Sawtooth National Forest; and grazing rights under Pasture Corral Cabin No. 0-5008-3 land.

Gooding County:

The E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 29, Township 5 South, Range 15 E. B. M.; Commencing at a point on the North and South Half Section line of Section 29, Township 5 South, Range 15 E. B. M., 320 feet north of the south quarter corner of said Section 29; thence North 67° 42' East 482 feet; thence North 58° 17' East 600 feet; thence North 51° 12' East 300 feet; thence South 70° 48' East 176 feet; thence North 12° 59' West 114 feet; thence North 62° 19' East 517 feet; thence westerly along the North line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29 1782 feet to point of intersection with the North and South half section line of said Section 29; thence South along said half section line 971 feet, more or less, to point of beginning, containing 22 acres, and being a part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 29, sometimes known as Tax No. 1.

The NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 5 South, Range 15 E. B. M.
The W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 29, Township 5 South, Range 15 E. B. M.

The West 10 acres of that part of the following described real estate situate in the S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, Township 5 South, Range 15 E. B. M.: COMMENCING at the South Quarter corner of Section 29, Township 5 South, Range 15 E. B. M.; thence North along the North and South one-half section line of said section, 320 feet; thence North 67° 42' East 482 feet; thence North 58° 17' East 600 feet; thence North 51° 12' East 300 feet; thence South 70° 48' East 176 feet; thence North 12° 59' West 114 feet; thence North 62° 19' East 517 feet; thence easterly along the North line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ to point of intersection with the North and South section line of Section 29 and Section 28; thence South, along said section line to the section corner common to Sections 28, 29, 32 and 33; thence westerly along the section line common to Sections 29 and 32 to the point of beginning, being part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, Township 5 South, Range 15 E. B. M., together with water right appurtenant thereto consisting of 8 inches of Big Wood River water decreed under date of August 15, 1886, and 3 inches of Big Wood River water decreed under date of April 15, 1887; sometimes known as Tax #6.

The following described parcel of land situate in Section 32, Township 5 South, Range 15 E. B. M., to wit: BEGINNING at a point on the north boundary line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said section, which point is 361.5 feet east of the northwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said section; thence South 361.5 feet; thence west 361.5 feet; thence south 958.5 feet to the southwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence East 1320 feet; thence North 1320 feet; thence west 958.5 feet, more or less, to the point of beginning; sometimes known as Tax #60.

Taylor Grazing rights for 1979 AUMs appurtenant to above described Gooding County real estate.

State Land Leases Nos. 148870, 15499, and 14246.

and any other property not now known or discovered which may belong to the said estate or to which the said estate may have any interest, be and the same is hereby distributed as follows, to-wit: to

the whole thereof to Lester Sliman and Adele Sliman, husband and wife.

Done in open Court this 19th day of September, 1961.

(Seal)

/s/ Jas. P. Gossett
Probate Judge

State of Idaho)
County of Gooding) SS

I hereby certify that the foregoing is a true copy of the original instrument on file in my office.

Dated 9- 19, 1961.

(SEAL) Filed 10-9-61 @ 9:15 AM

Jas. P. Gossett
Jas. P. Gossett, Probate Judge of Gooding

the SE $\frac{1}{4}$, Section 13; the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$, Section 24; the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, and the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 23; all in Township 1 South, Range 15 E.B.M.
Lots 3 and 4, the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 18; Lots 1, 2, 3, and 4, the E $\frac{1}{2}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$; the SE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 19; the SW $\frac{1}{4}$, the S $\frac{1}{2}$ of the NW $\frac{1}{4}$, Section 29; the N $\frac{1}{2}$ of the NE $\frac{1}{4}$, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the E $\frac{1}{2}$ of the NW $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, and the S $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 30, all in Township 1 South, Range 16 E.B.M.

together with their appurtenances.

Dated: June 15, 1961

George Arkoosh

Bonnie Arkoosh

STATE OF IDAHO }

County of Gooding }

On this 15th day of June, 1961, before me, a notary public in and for said State, personally appeared GEORGE ARKOOSH AND BONNIE ARKOOSH, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(Seal)

Chas. C. Shaw
Notary Public
Residing at Gooding, Idaho
Comm. expires Nov. 1, 1964

State of Idaho, County of

I hereby certify that this instrument was filed for record at the request of Charles C Shaw at 40 minutes past 9:00 O'clock AM., this 3rd day of August, 1962, in my office, and duly recorded in Book 20 of Deeds at page 135.

20D135

Fee \$.90

INDEXED
RECORDED
No. 33661
WARRANTY DEED

John L. Edwards
Ex-Officio Recorder

THIS INSTRUMENT, made this 27th day of June in the year of our Lord, one thousand nine hundred and sixty-two, between Lester Slisan and Adela Slisan, husband and wife of Gooding, County of Gooding, State of Idaho the parties of the first part, and H. C. Byram and Pauline Byram, husband and wife of Gooding, County of Gooding, State of Idaho the parties of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Twelve thousand and no hundreds DOLLARS lawful money of the United States of America to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate in Gooding, County, State of Idaho, to-wit:

156.83 acres of land in the Little Smokey in Cassia County, Idaho, more particularly described as follows: The N. E. Survey No. 496, embracing a portion of approximately Sections Thirteen (13) and Twenty-four (24) in Township Three (3) North of Range Thirteen (13) East of the Boise Meridian, and Sections Eighteen (18) and Nineteen (19) in Township Three (3) North of Range Fourteen (14) East of the Boise Meridian, more particularly bounded and described as follows:
BEGINNING at Corner No. 1, from which the U. S. Location Monument No. 496 bears south 47° 2' West 11.16 chains distant; thence South 51° 59' East 34.88 chains to corner No. 2; thence South 42° 35' West 16.81 chains to corner No. 3; thence South 26° 11' East 41.10 chains to corner No. 4; thence South 43° 4' West 10.61 chains to corner No. 5; thence North 35° 36' West 80.63 chains to corner No. 6; thence North 57° 20' East 22.89 chains to corner No. 1, the place of beginning, containing 156.83 acres more or less, according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General; SUBJECT to all existing easements for rights of way and subject also to all reservations contained in Patents or Deeds from the United States or the State of Idaho.

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

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

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

(\$13.20 documentary stamps attached & cancelled)

Lester Sliman
Adele Sliman

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

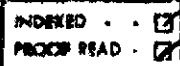
On this 27 day of June, in the year 1962, before me, the undersigned, a Notary Public in and for said county personally appeared Lester Sliman and Adele Sliman, husband and wife known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

My commission expires Nov. 1, 1962.

(Notary Seal)

Filed at request of Tom Wokersien
August 8, 1962 at 10:50 A.M.
John L. Edwards, Recorder. Fee \$1.50



Andrew F. James
Notary Public in and for the State of
Idaho, residing at Gooding.

No. 35675

**IDAHO POWER COMPANY
POWER LINE EASEMENT**

Thorn Creek Cattle Assn. Grantor, of Camas County, State of Idaho, do hereby grant and convey to IDAHO POWER COMPANY, a corporation, its licensees, successors and assigns, Grantee, for One Dollar and other valuable considerations, receipt of which is hereby acknowledged, a right of way and easement for the erection and continued operation, maintenance, repair, alteration, inspection and replacement of the electric transmission, distribution and telephone lines and circuits of the Grantee, attached to poles or other supports, together with the guys, crossarms and other attachments and incidental equipment thereon, and appurtenances, with the right to permit the attachment of the wires and fixtures of other companies or parties, over, on and across the following premises, belonging to the said Grantor, in Camas County, State of Idaho, in the following location, to-wit:

SEASWA, NWASWA, SWASWA Section 30, T2S, R16E, EM.

The center line of said transmission line being more particularly described as follows: Beginning at the center boundary of the SEASWA of said Section 30 at Survey Station 1559 + 10 which is

WARRANTY DEED.

FOR VALUE RECEIVED, Opal E. Dickson and Ivan B. Skinner, Co-Personal Representatives of the Estate of Pauline R. Byram, deceased, hereinafter called the Grantors, bargain, sell and convey a one-half (1/2) undivided interest to Gary B. Byram and a one-half (1/2) undivided interest to Eric B. Byram, hereinafter called the Grantees, the following described premises situated in Camas County, Idaho, to-wit:

Real Property located in Camas County, Idaho, including R/L and Forest Service Grazing Rights contiguous thereto.

Homestead Entry 496, embracing a portion of Sections Thirteen (13), and Twenty-four (24), in Township Three (3) North, Range Thirteen (13) East of the Boise Meridian, and Sections Eighteen (18) and Nineteen (19) in Township Three (3) North of Range Fourteen (14) East of the Boise Meridian, more particularly bounded and described as follows:

Beginning at Corner No. 1, from which the U. S. Location Monument No. 496 bears South 47° 2' West 11.16 chains distant; thence South 51° 59' East 14.08 chains to corner No. 2; thence South 42° 33' West 16.81 chains to corner No. 3; thence South 28° 11' East 41.10 chains to corner No. 4; thence South 43° 4' West 10.61 chains to corner No. 5; thence North 35° 55' West 18.63 chains to corner No. 6; thence North 57° 20' East 23.09 chains to corner No. 1, the place of beginning, containing 136.83 acres more or less, according to the official plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General; SUBJECT to all existing easements for rights-of-way and subject also to all reservations contained in Patents or Deeds from the United States or the State of Idaho,

LESS Jack Byram's Little Smoky Cabin Sites Subdivision, consisting of approximately 84.75 acres, hereinafter described.

Jack Byram's Little Smoky Cabin Site Subdivision situated in Sections 18 and 19, of Township Three (3) North, Range Fourteen (14) East, S.M., consisting of Lots 2, 4, 5, 8, 9, 11, 13, through 18, 20, 22, 24, 26, 27, 28, 30, and 33 through 39.

Portland Mining Claims No. 1, 2, 3, and 4, being Survey 2940, and Portland Mining Claims No. 5, 6, 7 and Tax Lot No. 1127 of Portland No. 1 being part of Survey 2941 in Township Four (4) North, Range Thirteen (13) East, S.M., consisting of approximately 1,011.24 acres.

TO HAVE AND TO HOLD, with all the rights and appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors

the said Grantees, that the Grantors are the owners in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of February, 1922.

Opal E. Dickson
Opal E. Dickson

Ivan S. Skinner
Ivan S. Skinner

STATE OF IDAHO
County of Gooding

ss.

On this 24th day of February, 1922, before me, the undersigned, a Notary Public in and for said State, personally appeared Opal E. Dickson, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

John Stott
Notary Public for the State of
Idaho, residing at: Gooding
Idaho.

STATE OF IDAHO
County of Twin Falls

ss.

On this 25th day of February, 1922, before me, the undersigned, a Notary Public in and for said State, personally appeared Ivan S. Skinner, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

at my Office on the 25th day of February, 1922.

John Stott

Notary Public for the State of
Idaho, residing at: Twin Falls.

Notary Public for the State of
Idaho, residing at: Twin Falls.

I certify that the foregoing is a true and correct copy of the original as the same appears in my files.

Witness my hand and seal this 25th day of February, 1922.

Attest my hand and seal this 25th day of February, 1922.

WARRANTY D. TO
Myra Estate

Myra Estate

Myra Estate

Myra Estate

Myra Estate

BIRD
 4-23-71
 11/16
 REGISTERED INVASION
 11/16

In the Matter of the Estate of)
HARRY CLIFFORD BYRAN,)
Deceased.)
CIVIL CASE NO. 1043)
DECREE OF SETTLEMENT OF FINAL ACCOUNT AND)
FINAL DISTRIBUTION)
FEE CATEGORY _____)

And the said account and petition this day being on regularly
to be heard, and proof having been made to the satisfaction of the Court
that notice of the day appointed for the settlement of said account and
hearing said petition had been duly given as required by law, and the order
of this Court, and no exception or objection in writing to said account or
petition having been filed, or made; the said Magline E. Bryan appearing by
Robert G. Newhouse, her attorney, and it appearing to the Court after she
examined the said account, and allegations therein, that said account is in
all respects true and correct, and so all by her counsel, and she being
and the Court having considered all the matters hereinbefore presented,

IT IS ORDERED AND

the acts and transactions of the executrix, be, and the same hereby is, in all respects approved, allowed, and settled.

And it further appearing that all claims and debts against the said decedent, and all state, county, and municipal taxes legally levied on the personal property of said estate, and all transfer and estate taxes that have attached to or accrued against the said estate, and all debts, expenses, and charges of administration, have been fully paid and discharged, or assumed by said Pauline R. Byram, and that said estate is ready for distribution and is in a condition to be closed:

And it further appearing to the Court that the said Harry Clifford Byram died testate in the County of Gooding, State of Idaho, on the 20th day of July, 1970, leaving surviving said Pauline R. Byram, petitioner, as his sole heir at law, and sole devisee, legatee, and distributee, under his last will and testament.

That the said Pauline R. Byram, petitioner and executrix, is entitled to all the residue of said estate.

IT IS FURTHER ORDERED, ADVISED, AND DECREED, That the residue of said estate of said Harry Clifford Byram, deceased, hereinafter more particularly described, and now remaining in the hands of said Pauline R. Byram, described as follows, to-wit:

REAL PROPERTY

I. Real Property located in Cassia County, Idaho

A. Homestead Entry 496, embracing a portion of Sections Thirteen (13), and Twenty-Four (24), in Township Three (3) North, Range Thirteen (13) East of the Boise Meridian, and Sections Eighteen (18) and Nineteen (19) in Township Three (3) North, of Range Fourteen (14) East of the Boise Meridian, more particularly bounded and described as follows:

BEGINNING at Corner No. 1, from which the U. S. Location Monument No. 496 bears with 47°21' West 11.16 chains distant; thence South 51°59' East 34.88 chains to corner No. 2; thence South 82°15' West 16.61 chains to corner No. 3; thence South 26°11' East 11.10 chains to corner No. 4; thence South 43°21' West 10.61 chains to corner No. 5; thence North 35°16' West 50.43 chains to corner No. 6; thence North 57°20' East 23.89 chains to corner No. 1, the place of beginning, containing 156.83 acres more or less, according to the official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General, August 10, 1911, and all existing encumbrances for rights of way and water and all reservations contained in Patents or Grants from the United States to the State of Idaho.

Leas Jack Byram's Little Smoky Cabin Sites Sub-Division, consisting of approximately 84.75 acres, hereinafter described.

B. Jack Byram's Little Smoky Cabin Site Sub-Division, situated in Sections 18 and 19 of Township Three (3) North, Range Fourteen (14) East, B. M. consisting of Lots 2, 4, 5, 8, 9, 11, 13 through 16, 17 through 24, 26, 27, 28, 30, and 33 through 39.

C. Portia ... Claims No. 1, 2, 3, & 4, being Survey 2910, and Portia ... as No. 5, 6, 7, and Tax Lot No. 1127 of Portland No. 8 ... of Survey 2911 in Township Four (4) North, Range Thirteen ... East, B. M., consisting of approximately 1,031.24 acres.

II. Real Property located in Gooding County, Idaho.

A. Home

Lots Nineteen (19), and Twenty (20), in Block Fifty-Seven (57), of the said City of Gooding, as the same is shown on the official plat thereof located in the office of the County Recorder of said Gooding County, Idaho.

B. Feed Lot.

The following tract of land in the SE $\frac{1}{4}$ of Sec. 31 Twp. 5 S. R. 15 E. B. M. Beginning at a point on the West line of said forty 460 feet north of the SW corner thereof; thence north along said west line to the south bank of Big Wood River, as such river now exists; thence Wily along said south bank to an intersection with the north line of said SE $\frac{1}{4}$, thence east along the latter north line to the NE corner of said SE $\frac{1}{4}$; thence south along the east line of said SE $\frac{1}{4}$ to a point 460 feet north of the SE corner of said forty; and thence west to the point of beginning.

Less Jack Byram's Little Smoky Cabin Sites Sub-Division, consisting of approximately 84.75 acres, hereinafter described.

B. Jack Byram's Little Smoky Cabin Site Sub-Division, situated in Sections 18 and 19 of Township Three (3) North, Range Fourteen (14) East, B. M. consisting of Lots 2, 4, 5, 6, 9, 11, 13 through 16, 17 through 24, 26, 27, 28, 30, and 33 through 39.

C. Portions of Claims No. 1, 2, 3, & 4, being Survey 2940, and Portions of Claims No. 5, 6, 7, and Tax Lot No. 1127 of Portland No. 84, being Survey 2941 in Township Four (4) North, Range Thirteen (13) East, B. M., consisting of approximately 1,031.24 acres.

II. Real Property located in Gooding County, Idaho.

A. Home

Lots Nineteen (19), and Twenty (20), in Block Fifty-Seven (57), of the said City of Gooding, as the same is shown on the official plat thereof located in the office of the County Recorder of said Gooding County, Idaho.

B. Feed Lot.

The following tract of land in the SE $\frac{1}{4}$ of Sec. 31 Twp. 5 S. R. 15 E. B. M. Beginning at a point on the West line of said forty 460 feet north of the SW corner thereof; thence north along said west line to the south bank of Big Wood River, as such river now exists; thence NE $\frac{1}{4}$ along said south bank to an intersection with the north line of said SE $\frac{1}{4}$; thence east along the latter north line to the NE corner of said SE $\frac{1}{4}$; thence south along the east line of said SE $\frac{1}{4}$ to a point 460 feet north of the SE corner of said forty; and thence west to the point of beginning.

PERSONAL PROPERTY

I. Money belonging to decedent.

- A. First Security Bank of Idaho. Checking Account.
- B. First Security Bank of Idaho. Savings Account.
- C. Twin Falls Bank and Trust Company. Checking Account.
- D. Twin Falls Bank and Trust Company. Savings Account.
- E. Twin Falls Bank and Trust Company. Checking Account.
(Byram's Little Smoky Home)

II. Livestock and Horses

- A. 165 Head of cows.
- B. 75 Head of calves.
- C. 72 Head of cows with calf.
- D. 4 Head of bulls.
- E. 17 Head of yearling steers.
- F. 9 Head of yearling heifers.
- G. 8 Head of Horses.

III. Motor Vehicles

- A. 1969 International Pick-up.
- B. 1963 Pontiac Automobile.

- IV. Small tools, riding and pack equipment, and misc. farm machinery.
- V. Snowmobile.
- VI. Kidney Machine.
- VII. Household and personal items.

and any other property not now known or discovered, which may belong to the said estate, or to which the said estate may have any interest, be, and the same is hereby distributed to said PAULINE R. BYRAM.

DATED: April 7th, 1971.

Charles W. Packman
Charles W. Packman, Magistrate

10454

State of Idaho }
County of Blaine }

I hereby certify that this instrument was filed for record in my office at April 23 1971.

Charles W. Packman
County Magistrate

File # _____

INDEXED - ☒
PROOF READ - ☒

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

November 13, 1974

RECEIVED

FEB 20 2003

WATER RESOURCES
WESTERN REGION

Mr. Gary Byram
625 Colorado St.
Gooding, ID 83330

Re: Claim to a Water Right No. 63-4277

Dear Mr. Byram:

The Department of Water Resources has completed the processing of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not in itself guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing for your records a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF: cla

Enclosure

RECEIVED

SCANNED

NOV 21 1974

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 18, 1974

Gooding County Leader
Box 56
Gooding, ID 83330

Re: Claim to a Water Right No. 63-4277 - Gary &/or Erle Byram

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

MICROFILMED

Bill submitted

11-1-74

Ca

NOTICE OF CLAIM TO A WATER RIGHT

No. ~~63-4277~~

Notice is hereby given that ~~GARY &/OR ERLE BYRAM~~

~~625 Colorado St., Gooding, ID~~
has filed a claim to a water right established by diversion and application
to beneficial use of ~~5.65~~ cubic feet per second ~~acre feet of water~~
from ~~Little Smokey Creek, trib. to Big Smokey Creek~~

with the point of diversion in the ~~NW 1/4, SE 1/4, Sec. 19, T. 3 N, R. 14 E,~~
~~B.M. Camas County~~

The water is claimed to be used from ~~June 1 to Oct. 31~~
for ~~irrigation of 52 acres~~

with a priority of ~~1930~~;
the place of use is within the ~~SE 1/4, Sec. 13, T. 3 N, R. 13 E, B.M.; SW 1/4,~~
~~Sec. 18, N 1/4, SE 1/4, NW 1/4, Sec. 19, T. 3 N, R. 14 E, B.M.~~

Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON

Director

Published in the ~~Gooding County Leader, Gooding, ID~~
on ~~Oct. 24, 1974~~ and ~~Oct. 31, 1974~~

FILED

September 27, 1974
625 Colorado St.
Gooding, ID 83330

*corrected
on
main copy*

Re: Claim to a Water Right No. 63-4277

Dear Mr. Byram:

We received your Claim to a Water Right and noted that the date of application to beneficial use was filled in, but we still need the claim notarized.

We are sending your claim back to be notarized and ask that you send it back as soon as possible, so that we may continue the processing of your claim.

Sincerely,

CATHY L. ATKINSON
 stenographer

LA:c

Enclosure

MICROFILMED

September 23, 1974

Mr. Gary Byram
625 Colorado St.
Gooding, ID 83330

Re: Claim to a Water Right No. 63-4277

Dear Mr. Byram:

Before we can advertise your claim to a water right, we need a date of application to beneficial use.

Please complete item 4 and have the claim notarized, and return the claim to us immediately.

Very truly yours,

ERVIN E. BALLOU
W. R. Technician II

EEB:cla

Enclosure

MICROFILMED

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Notice is hereby given that Gary &/or Erle Byram
(name of claimant)

of 625 Colorado St., Gooding, Idaho, 83330, claims a right to the diversion and beneficial use of
(mailing address)

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|---------------|----|------------------------|
| Amount | <u>5.65</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>June 1</u> | To | <u>October 1</u> |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. _____

(West Side) Poles, boards & plastic dam; length is 35 feet - height is 3 feet

- [illegible]

Total No. of acres 52

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

Little Smokey - West Side - 20 acres - 3.4 cfs

R. 13 E

R. 14 E

13

18

$$\frac{T_3}{N}$$

19

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Ada)

Sworn to before me this 16th day of October, 1974 (Claimant)

Notary Public

Residing at

My commission expires _____

Leaf #35

Received by 798

Date 9-25-74

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by 142

Date _____

\$10.00 fee received by

Date 9-05-74

Approved for publication by 15-

1-74 100k

Published in London, Conn.

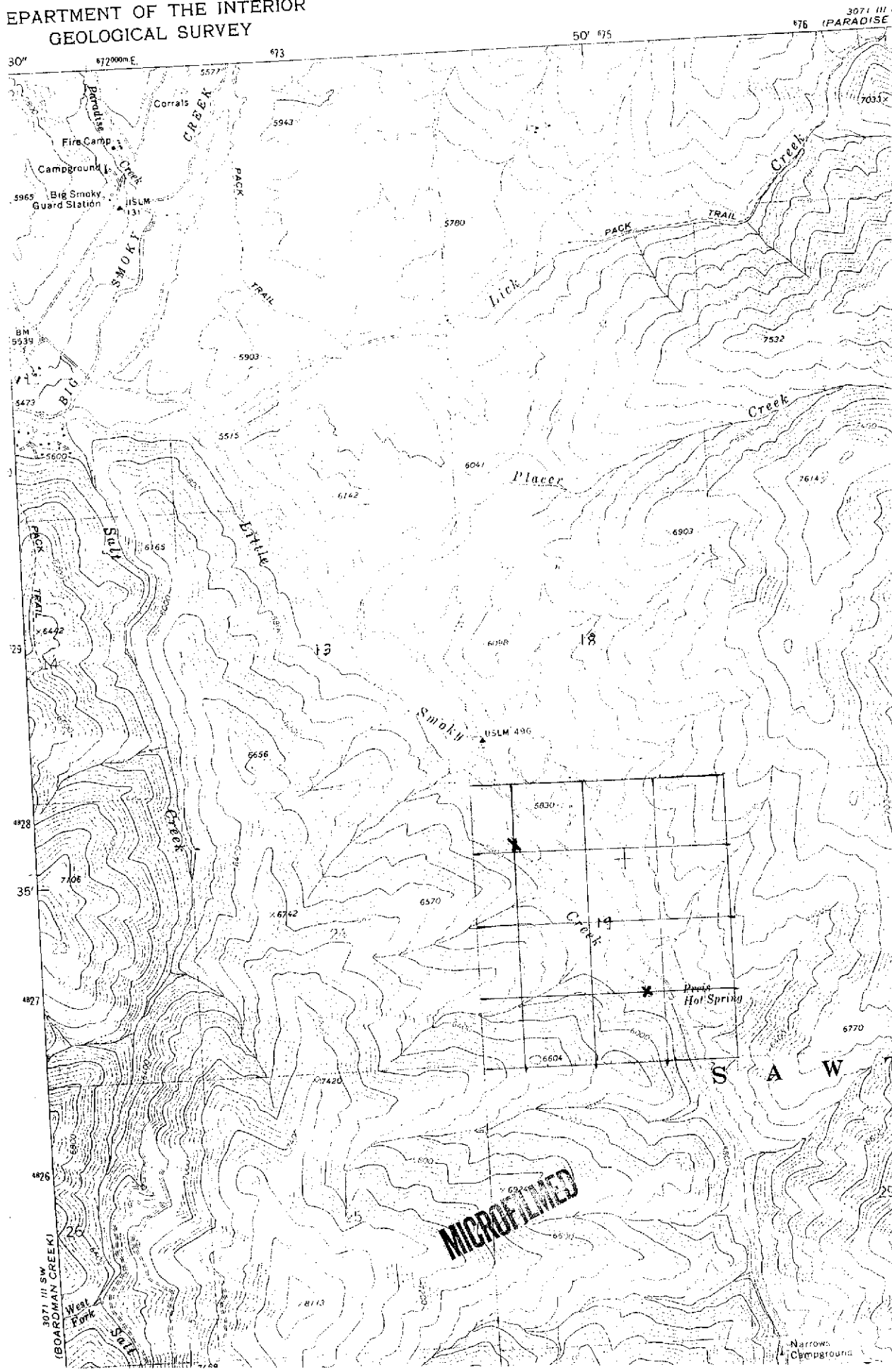
1904, Garden

Dates 12/1/74 E

Vol. 57

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

FRIC here maybe 2 mark X



AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Gooding } SS.

GORDON G. GLASMAN

being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 24 day of October

19 74, and the date of the last publication was on the 31

day of October, 19 74.

Subscribed and sworn to before me this 29

day of October, 19 74.
(SEAL)

Carman Thida
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36 36

Number of Insertions 2 2

..... Lines tabular at 315c

36 Lines straight at 36 21c 7.56

36 Subsequent lines at 36 15c 5.40

TOTAL COST 12.96

COPY OF NOTICE

Gary and/or Eric Byram 625 Colorado St. Gooding, ID. has filed a claim to a water right established by diversion and application to beneficial use of 5.65 cubic feet per second of water from Little Smokey Creek, trib. to Big Smokey Creek with the point of diversion in the NW 1/4 SE 1/4, SE 1/4 NW 1/4, Sec. 19, T. 3N, R. 14E, B.M. Camas County

The water is claimed to be used from June 1 to Oct. 31 for irrigation of 52 acres with a priority of 1930 the place of use is within the SE 1/4 SE 1/4, Sec. 13, T. 3N, R. 13E, B.M.; SW 1/4 SW 1/4, Sec. 18, N 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SE 1/4, Sec. 19, T. 3N, R. 14E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720.

R. KEITH HIGGINSON
Director
Pub: 10-24, 31

Department of Water Resources
NOV 1 1974

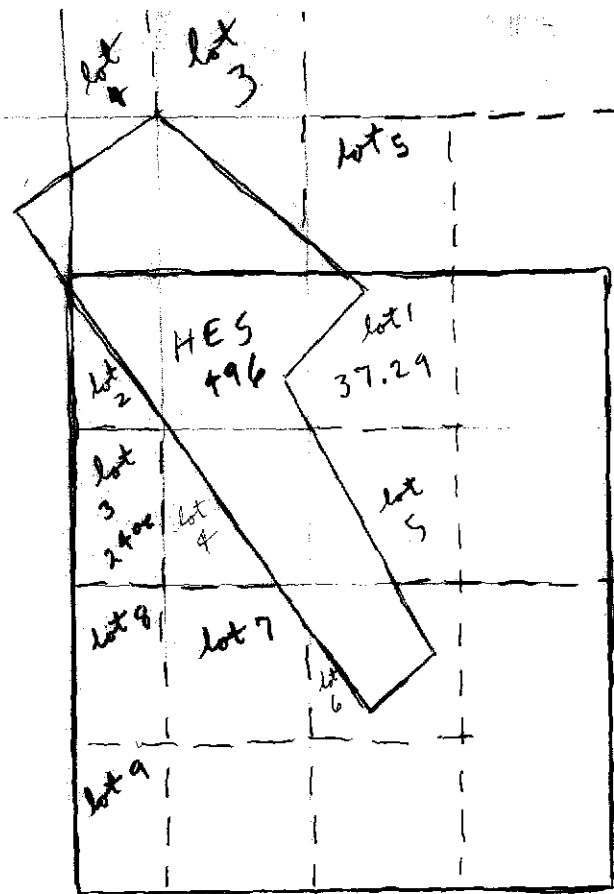
PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

Whiz #3047

No 220



634277

RECORDED