

Ranch House
SE1/4 NW1/4 §16

80172

State of Idaho

To

A. J. Woods

Deed No. 4508

Certificates Nos. 18479
18480
18481

STATE OF IDAHO

To All To Whom These Presents Shall Come, Greeting:

WHEREAS, on the 28th day of November, 1925, all that tract or parcel of school land of the State of Idaho, hereinafter mentioned and particularly described, was sold in the manner provided by law to A. J. Woods, of Pollock, County of Idaho, and State of Idaho, for the aggregate price of Fifteen Hundred Twenty-four and no/100 Dollars,

AND WHEREAS, the said sum of Fifteen Hundred Twenty-four and no/100 Dollars has been fully paid to the proper receiving officer for the State of Idaho, by A.J. Woods, as shown by the records in the office of the State Board of Land Commissioners, the said sum being the whole amount of the purchase price for the said tract or parcel of land hereinafter described.

NOW, KNOW YE, That the said State of Idaho, in pursuance of law in such case made and provided, and in consideration of the premises aforesaid, and of the aforesaid sum of Fifteen Hundred Twenty-four and No/100 Dollars, to the said State of Idaho paid, doth by these presents grant, bargain, sell, convey and confirm in fee, unto the said A. J. Woods, his heirs and assigns, all of the said tract and parcel of land situated in the County of Idaho and State of Idaho, and described as follows, to-wit:

The Northwest quarter of the Northwest quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$) and the South Half of the Northwest quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section Sixteen (16), Township Twenty-three (23) North, Range One (1) East of the Boise Meridian, containing One Hundred Twenty (120) acres, more or less.

TO HAVE AND TO HOLD, the said premises and parcel of land above described, with the appurtenances thereon, unto the said A. J. Woods, his heirs and assigns, in fee simple forever. The State reserves the right to all coal, oil, gas, shale, phosphate, sodium and other mineral deposits contained in this land as required by Chapter 96 of the 1923 Session Laws.

IN WITNESS WHEREOF, I, C. C. Moore, the Governor of the State of Idaho, have hereunto signed my name and caused the Great Seal of the State of Idaho, and the Seal of the State Board of Land Commissioners to be hereunto affixed this 19th day of December, A.D. 1925.

Great Seal of the State
of Idaho

C. C. Moore,

Governor.

Countersigned:

P. A. Jeter,

Secretary of State

Countersigned:

I. H. Nash,

State Land Commissioner.

State of Idaho

County of Ada

On this 19th day of December, A.D. 1925, before me, a

Notary Public in and for said State, personally appeared C. C. Moore, known to me to be the Governor, and P. A. Jeter, known to me to be the Secretary of State, and I. H. Nash, known to me to be the Land Commissioner, of the State of Idaho, and acknowledged to me that they as such Governor, Secretary of State, and State Land Commissioner, of the State of Idaho, and the State of Idaho executed the foregoing deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last above written.

Jeanne L. Anderson, Notary
Public, State of Idaho

Jeanne L. Anderson,

Notary Public, residing at Boise, Idaho.

Bureau of Land Management - General Land Office Records

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Land Patent Details

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Accession/Serial #: IDIDAA 000001 HV BLM Serial #: IDIDAA 000001 HV

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Note: This record has not been checked against the Legal Land Patent. We don't have an electronic image for this document.

Names

Patentee: IDAHO STATE

Survey

State: IDAHO

Acres: 2880

Metes/Bounds: No

Title Transfer

Issue Date: 11/25/1903

Land Office: Idaho

Cancelled: No

U.S. Reservations: No

Mineral Reservations: No

Authority: March 3, 1863: Idaho Territorial Act
(12 Stat. 808)

Document Numbers

Document Nr.: 7031890

Accession/Serial Nr.: IDIDAA 000001 HV

BLM Serial Nr.: IDIDAA 000001 HV

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You searched on: State=IDAHO, County=Idaho, Section Number=16, Township=23-N, Range=1-E, Meridian=Boise,
Document Number=7031890

Patentee Name	State	County/ Parish	Issue Date	District Land Office	Doc. Nr.	Accession or Serial Nr.
IDAHO STATE	ID	Idaho	11/25/1903	Idaho	7031890	IDIDAA 000001 HV

Scott Rose
Attorney at Law
300 West Main Street, Suite 153
Boise, ID 83702

(208) 342-2552 Telephone
(208) 342-3669 Fax
Scott@idahoiplaw.com
Idaho State Bar # 4197

Attorney for Plaintiff

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)

Subcase Nos.: 78-10286
78-10287

Case No: 39576)

AFFIDAVIT OF MARSHALL DEAN DRYDEN

STATE OF IDAHO)

ss.

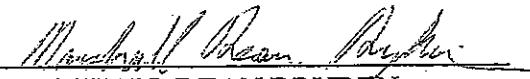
COUNTY OF Valley)

MARSHALL DEAN DRYDEN, being first duly sworn upon penalty of perjury, deposes
and says:

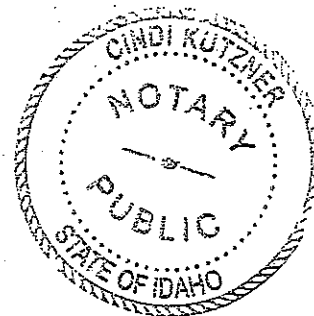
1. That the statements contained herein are made with personal knowledge, and are true and correct to the best of my information;
2. Your affiant ranched along side my dad and grandfather on the Little Salmon River ranch at issue in this matter, and as I grew older I helped run the ranch operations; and as such I am competent to make the following statements;
3. I readily remember the ranch and ranch activities going back to the early 1960's;

4. From the early 1960's I remember ranch hands, my father, and I drank water directly out of the pipe (and trough) from the spring on the ranch that presently supplies water to the house;
5. From the early 1960's I remember ranch hands, my father, and I filled our canteens (for drinking water) directly out of the pipe from the springs on the ranch that presently supplies water to the house;
6. From the looks of the metal pipe during the 1960's it appeared to have been in place a long time; the springs were developed before or shortly after my grandfather's ownership of the property; I remember my dad saying that some of the springs were developed before my family purchased the ranch including the springs that is servicing the current home; the springs were improved upon as maintenance and repairs required; the springs were always developed for as long as we owned and operated that portion of the ranch; and I remember very well working upon repairing spring boxes, piping and troughs on all of the developed springs including the springs that is servicing the current home;
7. My grandfather purchased the Little Salmon River portion of the Dryden and Sons Ranch in the late 1940's and early 1950's, and I have no reason to believe my grandfather and father just started drinking out of the pipe when I came along;
8. The State of Idaho constructed pipe and concrete troughs in about 1962 or 1963 by the highway directly below the house and south as well; and these springs also supplied drinking water to men and livestock.

Dated this 4 day of Feb, 2008.


MARSHALL DEAN DRYDEN

Subscribed and sworn to before me this 4 day of Feb, 2008.



Cindi Kutzner
Notary Public for Idaho
Residing at McCall
My Commission Expires 2-23-13

CERTIFICATE OF MAILING

I certify that on the Feb 4, 8P 5-12-08, 2008, I mailed the original and copies of this objection, including all attachment, 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:

Lightforce USA, Inc.; Attn: Jeff Hueber
1040 Hazen Lane
Orofino, Idaho 83544

3. Copies to:

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

United States Department of Justice
Environmental & Nat'l Resources Division
550 W Fort Street, MSC 033
Boise, Idaho 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

A handwritten signature, likely of the notary, written over a horizontal line.

Red

MAY 03 2007

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2007 MAY 2 AM 10 26

Scott Rose
Attorney at Law
300 West Main Street, Suite 153
Boise, ID 83702

(208) 342-2552 Telephone
(208) 342-3669 Fax
Scott@idahoiplaw.com
Idaho State Bar # 4197

Attorney for Plaintiff

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)

Subcase 78-10287

Case No: 39576)

AFFIDAVIT

STATE OF IDAHO)

ss.

COUNTY OF Idaho)

DAVID WILSON, being first duly sworn upon penalty of perjury, deposes and says:

1. I have personal knowledge in the facts set forth in this Affidavit;
2. I reside at the Cross O Ranch in Pollock, Idaho County, Idaho;
3. The Cross O Ranch was homesteaded by my grandfather Firmin Gotzinger approximately 100 years ago;
4. That the neighboring ranch now owned by Jeff Hueber, Lightforce USA, Inc. was previously owned by William Dryden.
5. That I remember stories told by my grandfather of the Dryden's cows using the old ditches

for water.

6. That for as long as I can remember the Dryden ranch, now owned by Jeff Hueber, Lightforce USA, Inc. has used the water on the property for personal use and ranch use.

Dated this 25 day of April, 2007.

David Wilson

DAVID WILSON
HC 2 Box 600
Pollock, Idaho 83547

STATE OF IDAHO)
: ss.

County of Idaho)

David Wilson being first duly sworn, under oath, deposes and says:

That he has read the foregoing AFFIDAVIT knows the contents thereof and believes the statements therein contained to be true and correct.

David Wilson

David Wilson

Subscribed and sworn to before me this 25 day of April, 2007.

Charlotte Harty

Notary Public for Idaho

Residing at Winterset Id 83554

My Commission Expires 3-13-2013

CERTIFICATE OF MAILING

I certify that on the May 1, 2007, I mailed the original and copies of this objection, including all attachment, 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:

Lightforce USA, Inc.; Attn: Jeff Hueber
1040 Hazen Lane
Orofino, Idaho 83544

3. Copies to:

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

United States Department of Justice
Environmental & Nat'l Resources Division
550 W Fort Street, MSC 033
Boise, Idaho 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

 #497

Scott Rose
Attorney at Law
300 West Main Street, Suite 153
Boise, ID 83702

(208) 342-2552 Telephone
(208) 342-3669 Fax
Scott@idahoiplaw.com
Idaho State Bar # 4197

Attorney for Plaintiff

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	)	Subcase Nos.: 78-10286
	)	78-10287
Case No: 39576	)	
	)	SECOND AFFIDAVIT
_____	)	OF DAVID WILSON

STATE OF IDAHO)
 ss.
COUNTY OF _____)

DAVID WILSON, being first duly sworn upon penalty of perjury, deposes and says:

1. That the statements contained herein are made with personal knowledge, and are true and correct to the best of my information;
2. That I have read the foregoing Affidavit knows the contents thereof and believes the statements therein contained to be true and correct;
3. Your affiant resides at the Cross O Ranch in Pollock, Idaho County, Idaho, neighboring the Lightforce owned ranch in this matter, and as such I am competent to make the following statements;
4. The Cross O Ranch was homesteaded by my grandfather Firmin Gotzinger approximately 100

years ago;

5. I readily remember the ranch and ranch activities on what is now the Lightforce ranch going back to the mid-1950's;

6. The spring and pipe providing water to the house was the only water available between Grouse Creek and Sheep Creek for both cattle and men; I remember seeing the Drydens and ranch hands drinking water directly out of the pipe from the spring on the ranch that presently supplies water to the house, and I also drank out of the same spring and pipe going back to the 1960's; and

7. There was a cow camp up towards Nelson Basin, old homesteads through the country above the Lightforce ranch house, including the old Hollenbeak cabin located on the Lightforce ranch which I remember;

DAVID WILSON
HC 2 Box 600
Pollock, Idaho 83547

Subscribed and sworn to before me this ____ day of _____, 2008.

Notary Public for Idaho
Residing at _____
My Commission Expires _____

CERTIFICATE OF MAILING

I certify that on the _____, 2008, I mailed the original and copies of this Second Affidavit of David Wilson, including all attachment, 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:

Lightforce USA, Inc.; Attn: Jeff Hueber
1040 Hazen Lane
Orofino, Idaho 83544

3. Copies to:

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PO Box 83720
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United States Department of Justice
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Boise, Idaho 83724

Chief, Natural Resources Division
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PO Box 44449
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