

10/14/2006

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

RIGHT NUMBER: 79-4384A
NAME AND ADDRESS: LARRY L SIMONSON
PO BOX 1199
RIGGINS ID 83549-1199

NANCY SIMONSON
PO BOX 1199
RIGGINS ID 83549-1199

SOURCE: WEST FORK RACE CREEK TRIBUTARY: RACE CREEK

QUANTITY: 1.750 CFS

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

PRIORITY DATE: 02/15/1912

POINT OF DIVERSION:

T24N R01E S4 SWNW Within IDAHO County
T25N R01E S29 SESW Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S32 NENE Within IDAHO County
T25N R01E S32 NWNE Within IDAHO County
T25N R01E S32 NWNE Within IDAHO County
T25N R01E S32 SENE Within IDAHO County
T25N R01E S33 NWSW Within IDAHO County
T25N R01E S33 SWSW Within IDAHO County
T25N R01E S33 SWSW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS
IRRIGATION	02/15 11/30	1.700 CFS

PLACE OF USE:

IRRIGATION Within IDAHO County

T24N R01E S04 Lot 4 NWNW	4.80	T24N R01E S04	SWNW	3.20
T25N R01E S29	1.80	T25N R01E S30	NESE	3.30
T25N R01E S30	5.10	T25N R01E S30	SESE	5.80
T25N R01E S32	4.50	T25N R01E S32	NWNE	9.20
T25N R01E S32	4.40	T25N R01E S32	NENW	1.50
T25N R01E S33	1.00	T25N R01E S33	NWSW	3.80
T25N R01E S33	6.00			

STOCKWATER same as IRRIGATION

54.4 ACRES TOTAL

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

10/14/2006

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

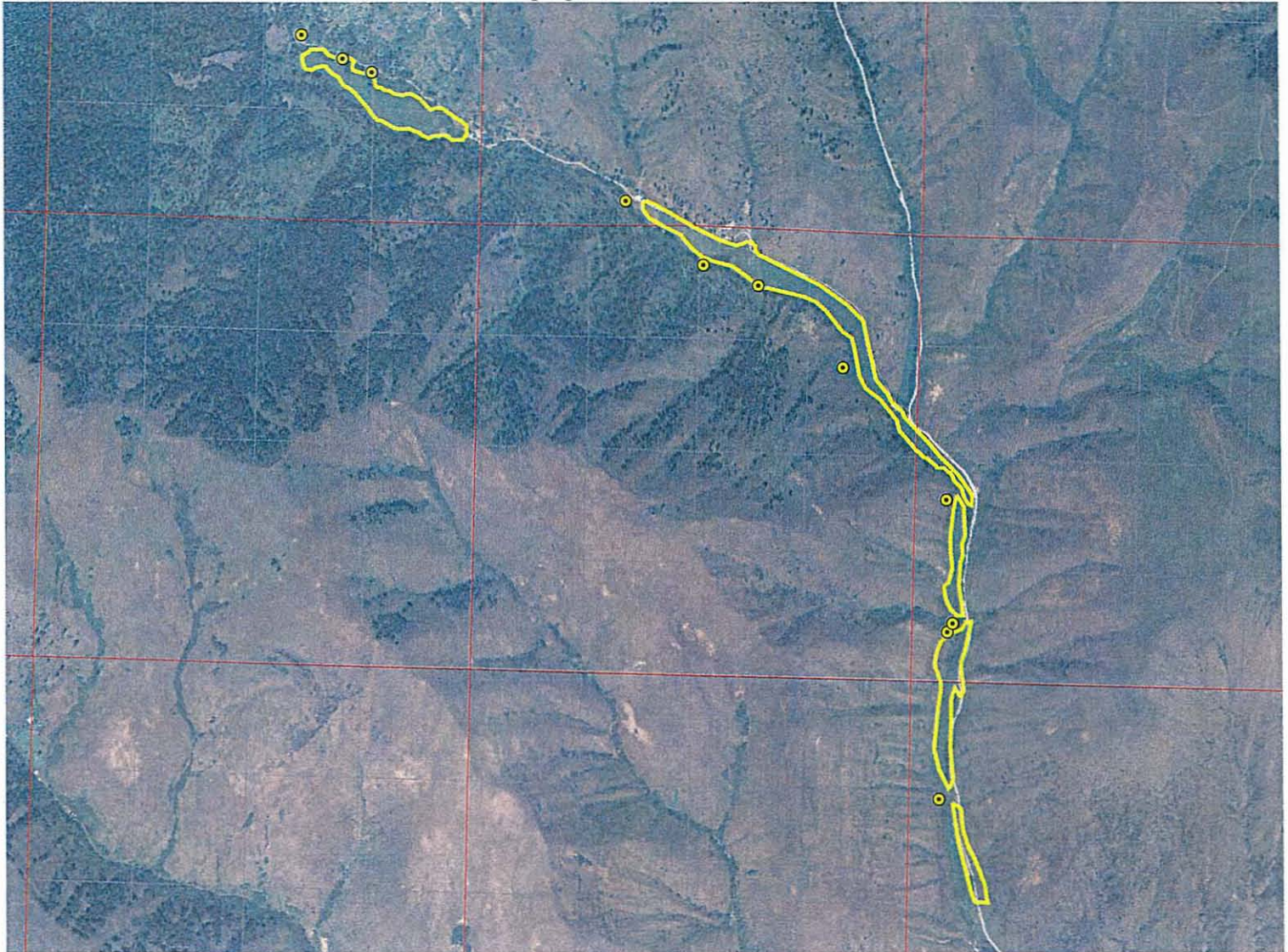
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

79-4384A

T24N & T25N R01E
Section(s) 4, 29, 30, 32 & 33



0.6 0 0.6 1.2 Miles



Place of Use



Point of Diversion



Layout prepared on October 14, 2006
By Greg Taylor
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

October 14, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

LARRY L. SIMONSON
NANCY SIMONSON
PO BOX 1199
RIGGINS ID 83549-1199

Re: Ownership change for water right Nos. 79-4384A & 79-4385

Dear Mr. & Mrs. Simonson:

Enclosed are modified recommendations for the water rights referenced above. We have also enclosed new aerial photos showing the points of diversion and an outline of the places of use for these rights.

Water right nos. 79-13606 & 79-13607 were previously decreed by the Court and 79-7237 is a permit that is not part of the Snake River Basin Adjudication.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory J. Taylor', is written over a horizontal line.

Gregory J. Taylor
Sr. Water Resource Agent

RECEIVED

SEP 15 2006

08/18/2006

DEPARTMENT OF
WATER RESOURCES

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: September 22, 2006

Water right number: 79-4384A, A79-13606, A79-13607, A79-04385

LARRY L SIMONSON
PO BOX ~~1211~~ 1199
RIGGINS ID 83549-~~1211~~ 1199
Telephone Number: (208) ~~634-7074~~ 628-3295

NANCY SIMONSON
PO BOX ~~1211~~ 1199
RIGGINS ID 83549-~~1211~~ 1199
Telephone Number: (208) ~~634-7074~~ 628-3295

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

We have 3 additional water rights not mentioned in this letter. Also the total C.F.S. is not correct on irrigation or stockwater on the entire ranch. We are enclosing copies of our irrigation rights

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

Provide the correct stockwater and irrigation rights

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

The information we received from your office is incorrect as it is not covering all of our water rights. On the map we received, there are several errors in the ditch access out of the creek. (I have also enclosed a map w/corrections)

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

DATE: 9/13/06 SIGNATURE: L L Simonson Nancy Simonson

Please print your name: Larry Simonson, Nancy Simonson

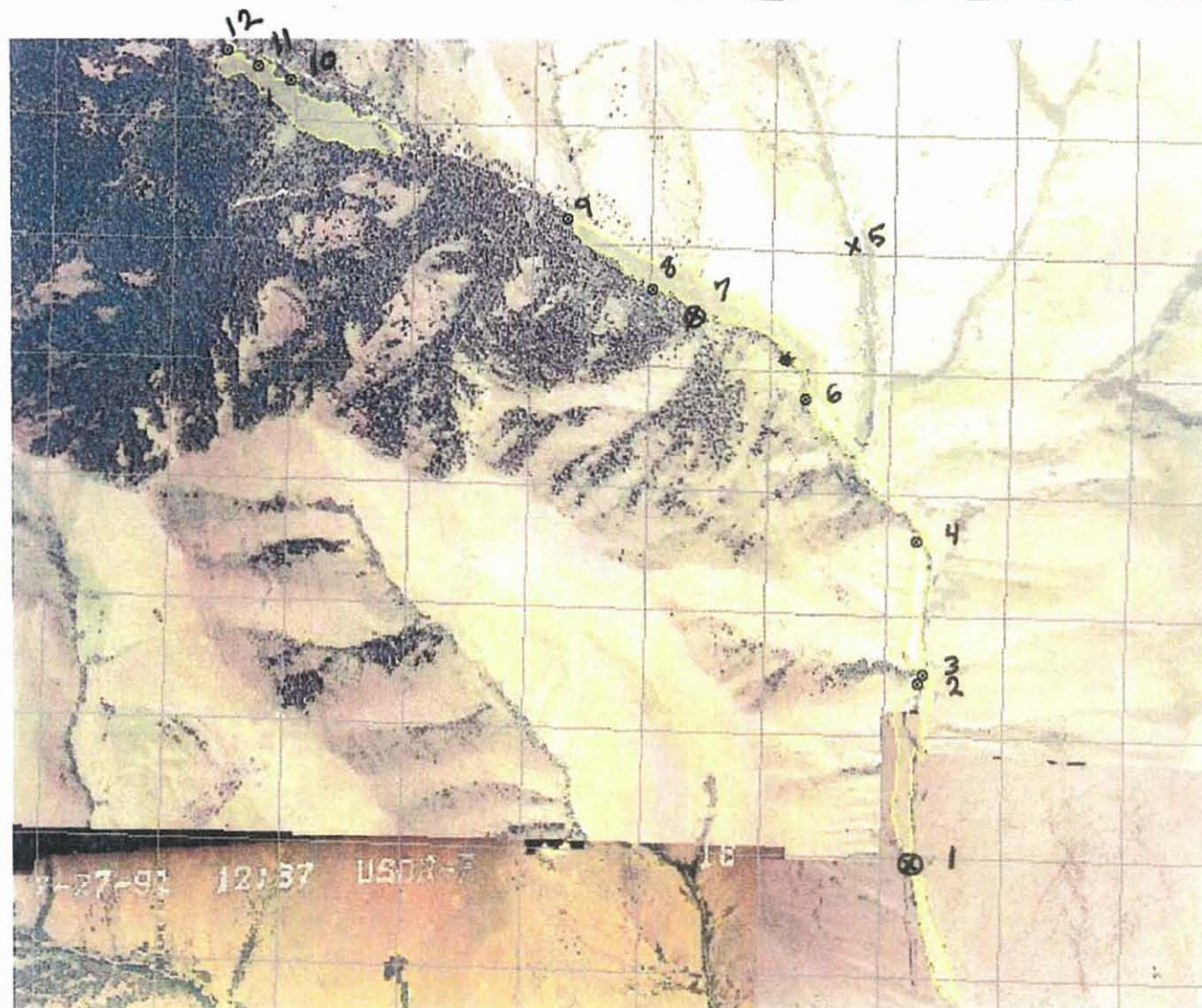
IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

79-4384A

RECEIVED

SEP 15 2006

DEPARTMENT OF
WATER RESOURCES



T24N & T25N R01E
Section(s) 4, 29, 30, 32 & 33

○ Point of Diversion
Place of Use



Map prepared by: Greg Taylor
Date Prepared: December 1, 2004
Photography: Aerial Photo
Idaho Department of Water Resources

0 2000 4000 6000 8000 Feet

79-4385

RECEIVED

SEP 15 2006

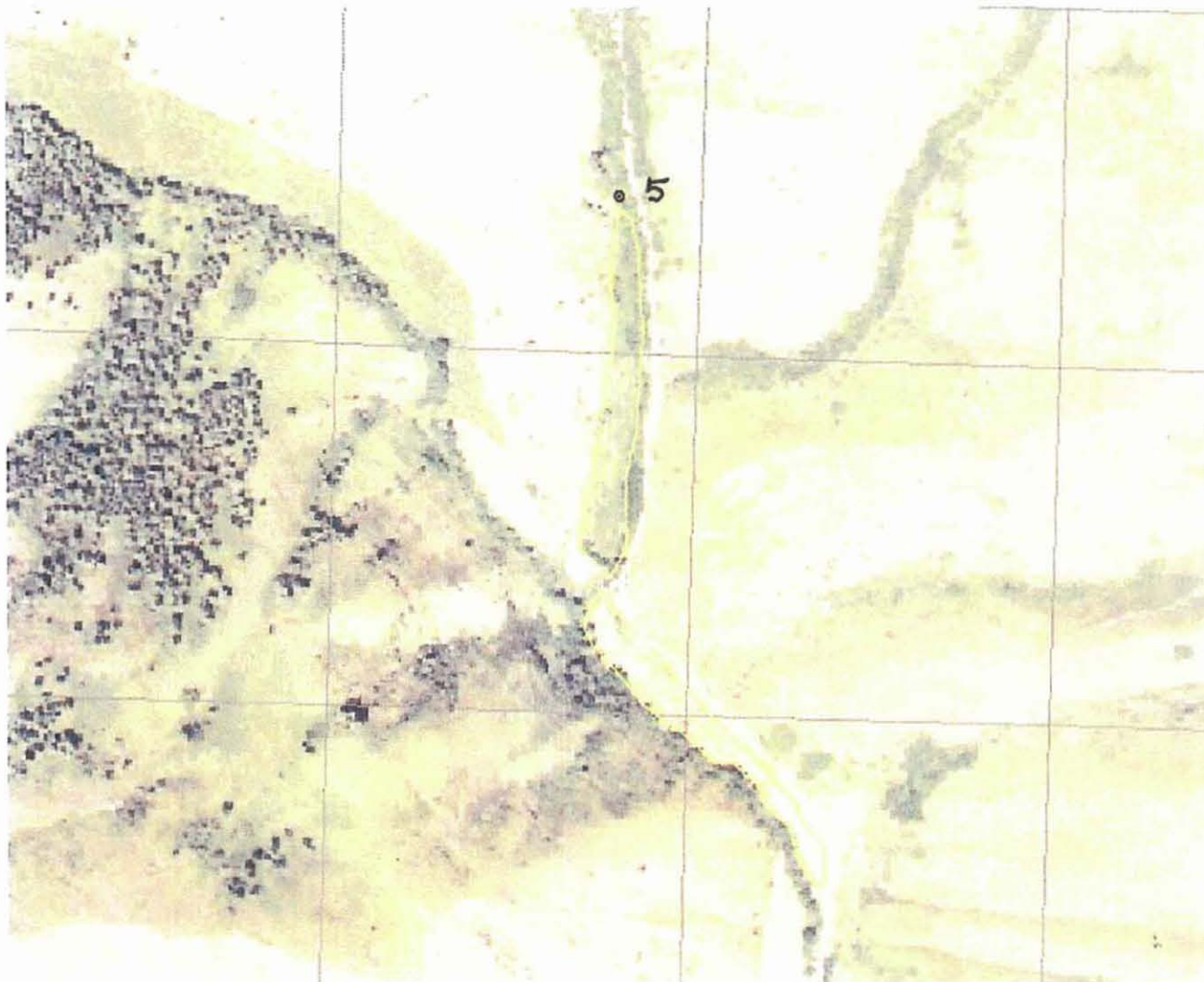
DEPARTMENT OF
WATER RESOURCES

T25N R01E
Section(s) 32 & 33

• Point of Diversion
Place of Use



Map prepared by: Greg Taylor
Date Prepared: December 1, 2004
Photography: Aerial Photo
Idaho Department of Water Resources



0 700 1400 2100 2800 Feet

A horizontal scale bar with markings at 0, 700, 1400, 2100, and 2800 feet. The bar is divided into segments corresponding to these distances.

RECEIVED
SEP 15 2006

Sent to us from you

DEPARTMENT OF
WATER RESOURCES

08/18/2006

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

RIGHT NUMBER: 79-4384A
NAME AND ADDRESS: LARRY L SIMONSON
PO BOX 1211
RIGGINS ID 83549-1211
NANCY SIMONSON
PO BOX 1211
RIGGINS ID 83549-1211

SOURCE: WEST FORK RACE CREEK TRIBUTARY: RACE CREEK
QUANTITY: 1.160 CFS
PRIORITY DATE: 02/15/1912
POINT OF DIVERSION:

T25N R01E S29 SESW Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S30 NWSE Within IDAHO County
T25N R01E S32 NENE Within IDAHO County
T25N R01E S32 NENE Within IDAHO County
T25N R01E S32 SENE Within IDAHO County
T25N R01E S33 NWSW Within IDAHO County
T25N R01E S33 SWSW Within IDAHO County
T25N R01E S33 SWSW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.050 CFS
IRRIGATION	02/15 11/30	1.100 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01E S04 Lot 4 NWNW	5.10	T24N R01E S04	SWNW	3.20
T25N R01E S29 SESW	1.40	T25N R01E S30	NESE	3.30
T25N R01E S30 NWSE	5.10	T25N R01E S30	SESE	5.80
T25N R01E S32 NENE	3.50	T25N R01E S32	NWNE	9.00
T25N R01E S32 SENE	5.30	T25N R01E S32	NENW	2.90
T25N R01E S32 NESE	0.10	T25N R01E S33	SWNW	0.10
T25N R01E S33 NWSW	3.80	T25N R01E S33	SWSW	5.80

STOCKWATER same as IRRIGATION

54.4 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

SEP 15 2006

DEPARTMENT OF
WATER RESOURCES

Proper water rights
(our copies)

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: ~~A79-04384A~~

Date Received: 7/29/1988

Receipt No: X777777

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS
Address: LARRY SIMONSON
14089 MORELL RD
MCCALL ID

208-634-7074

83638

2. Date of Priority: JAN 1, 1880

3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	29	SE	SW			IDAHO
		30	NW	SE			IDAHO
		32	NE	NE			IDAHO
			NW	NE			IDAHO
			SE	NE			IDAHO
		33	NW	SW			IDAHO
			SW	SW			IDAHO

5. Description of diverting works:

DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	1.700		
STOCKWATER	01/01	12/31	0.050		

7. Total Quantity Appropriated is:

1.750 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 200 HEAD RANGE CATTLE.

AJ5809NP
No. A79-04384A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/11/96
PAGE: 6

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

C SIMPCO LANDS 01/01/1900 IRRIGATION 03-01 12-01 1.70 CFS
14089 MORELL RD 1880 STOCKWATER 01-01 12-31 0.05 CFS
MCCALL ID 83638
(208) 634-7074

TOTAL DIVERSION: 1.75 CFS

Water Source: RACE CREEK, WEST FORK

Tributary to: RACE CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T25N R01E S29 SESW IDAHO County
S30 NWSE IDAHO County
S32 NENE IDAHO County
S33 NWSW SWSW IDAHO County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
24N	01E	4	:					:					:					:						:	8.8
25N	01E	29	:					:					:					:						:	3.5
25N	01E	30	:					:					:					:	02	06	.5	06	:	:	15.2
25N	01E	32	:	07	09		03	:					:					:						:	19.2
25N	01E	33	:					:					:		04	03		:						:	9.7
																							TOTAL ACRES	:	56.4

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: IDAHO

Non-Irrigation Uses: STOCKWATER, 200 HEAD RANGE CATTLE.

Other Rights: NONE

Remarks: GEN 3 PD NWSE, S30, 2 PD SWSW, S33.
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.
RDH 2-22-94.
STOCKWATER PLACE OF USE SAME AS IRRIGATION PLACE OF USE.
AMENDED CLAIM RECEIVED 10-23-95. JS

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

08/18/2006

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

RIGHT NUMBER: 79-4385
NAME AND ADDRESS: LARRY L SIMONSON
PO BOX 1211
RIGGINS ID 83549-1211

NANCY SIMONSON
PO BOX 1211
RIGGINS ID 83549-1211

SOURCE: BEAN CREEK TRIBUTARY: WEST FORK RACE CREEK
QUANTITY: 0.190 CFS
PRIORITY DATE: 02/15/1912
POINT OF DIVERSION: T25N R01E S32 NENE Within IDAHO County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.050 CFS
	IRRIGATION	04/01 10/31	0.140 CFS
PLACE OF USE:	<u>IRRIGATION Within IDAHO County</u>		
	T25N R01E S32 NENE 1.10	T25N R01E S32 SENE	4.00
	T25N R01E S32 NESE 0.10	T25N R01E S33 SWNW	0.10
	T25N R01E S33 NWSW 1.50		

STOCKWATER same as IRRIGATION

6.8 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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: ~~A79-04385~~
Date Received: 3/ 8/1994
Receipt No: W017233
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS
Address: LARRY SIMONSON
14089 MORELL RD
MCCALL ID

208-634-2728

83638

2. Date of Priority: JAN 1, 1880

3. Source: BEAN CREEK

Trib. to: RACE CREEK, WEST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	32	NE	NE			IDAHO

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	0.200		
STOCKWATER	01/01	12/31	0.050		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 200 HEAD RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	01E	32	NE	NE		IRR	0.5
			SE	NE		IRR	2.3

AJ5809NP
No. A79-04385

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/11/96
PAGE: 7

OWNER
CODE NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C SIMPCO LANDS
14089 MORELL RD
MCCALL ID 83638
(208) 634-2728

01/01/1990 IRRIGATION
1880 STOCKWATER

03-01 12-01
01-01 12-31

0.20 CFS
0.05 CFS

TOTAL DIVERSION: 0.25 CFS

Water Source: BEAN CREEK

Tributary to: RACE CREEK, WEST FORK

Stage: STATUTORY CLAIM

Point(s) of Diversion: T25N R01E S32 NENE IDAHO County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
25N	01E 32	:	.5	:														2.8
25N	01E 33	:		:				02	:					02	:			4.0
TOTAL ACRES																	6.8	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: IDAHO

Non-irrigation Uses: STOCKWATER, 200 HEAD RANGE CATTLE.

Other Rights: A79-04384A-W FK RACE CK., A79-13606-SPRINGS & A79-13607-STK.

Remarks: GEN FEE PAID FOR ACRES UNDER RECEIPT NO. C002071.
STOCKWATER PLACE OF USE SAME AS IRRIGATION PLACE OF USE.
AMENDED CLAIM RECEIVED 10-23-95. JS

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

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: ~~A79-13606~~
Date Received: 10/23/1995
Receipt No: W020024
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS
Address: C/O LARRY SIMONSON
14089 MORELL RD
MCCALL ID 83638 208-634-7074
2. Date of Priority: JAN 1, 1880
3. Source: SPRINGS Trib. to: RACE CREEK, WEST FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 25N | 01E | 29 | NW | SW | NW | | IDAHO |
| | | 30 | NW | SE | SW | | IDAHO |
| | | 32 | SE | NW | NE | | IDAHO |
5. Description of diverting works:
DEVELOPED SPRINGS.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.050 | | |
7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE.
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
25N	01E	29	SW	NW		STOCK	

AJ5809NP
No. A79-13606

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/11/96
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SIMPCO LANDS C/O LARRY SIMONSON 14089 MORELL RD MCCALL ID 83638 (208) 634-7074	01/01/1900	STOCKWATER	01-01 12-31	0.05 CFS	
				TOTAL DIVERSION:	0.05 CFS	

Water Source: SPRINGS

Tributary to: RACE CREEK, WEST FORK

Stage: BENEFICIAL USE

Point(s) of Diversion:	T25N R01E S29	NWSWNW	IDAHO County
	S30	NWSESW	IDAHO County
	S32	SENNWE	IDAHO County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE
	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
25N 01E 29	:		:		:		S	:	:		:		:		:	
25N 01E 30	:		:		:		:	:	:		S	:	:		:	
25N 01E 32	:	S	:		:		:	:	:		:		:		:	

POU County: IDAHO

Non-Irrigation Uses: STOCKWATER, 200 HEAD CATTLE.

Other Rights: NONE

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

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: ~~A79-13607~~
Date Received: 10/23/1995
Receipt No: W020024
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS
Address: C/O LARRY SIMONSON
14089 MORELL RD
MCCALL ID

208-634-7074

83638

2. Date of Priority: JAN 1, 1880

3. Source: RACE CREEK, WEST FORK
BEAN CREEK

Trib. to: RACE CREEK
RACE CREEK, WEST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
25N	01E	29	SE	SE			IDAHO
25N	01E	30	SE	NW			IDAHO
25N	01E	30	NW	SE			IDAHO
Ending Point of Instream Flow							
24N	01E	4	SW	NW			IDAHO
25N	01E	30	SE	NW			IDAHO
25N	01E	32	SE	NE			IDAHO

5. Description of diverting works:
INSTREAM STOCKWATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

AJ5809NP
No. A79-13607

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/11/96
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SIMPCO LANDS C/O LARRY SIMONSON 14089 MORELL RD MCCALL ID 83638 (208) 634-7074	01/01/1900	STOCKWATER	01-01 12-31	0.05 CFS	
		1880		TOTAL DIVERSION:	0.05 CFS	

Water Source: RACE CREEK, WEST FORK
BEAN CREEK

Tributary to: RACE CREEK
RACE CREEK, WEST FORK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach:	T25N R01E S29	SESE		IDAHO County
	S30	SENW	NWSE	IDAHO County
Point(s) of Ending Stream Reach:	T24N R01E S04	SWNW		IDAHO County
	T25N R01E S30	SENW		IDAHO County
	S32	SENE		IDAHO County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S		NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE				
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac				
24N	01E	4	:																
25N	01E	29	:																
25N	01E	30	:																
25N	01E	32	:	S		S		S		S		S		S					
25N	01E	33	:																

POU County: IDAHO

Non-Irrigation Uses: STOCKWATER, 200 HEAD RANGE CATTLE.

Other Rights: A79-04384A - IRRIGATION & A79-13606 - SPRINGS.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

RECEIVED

SEP 15 2006

DEPARTMENT OF
WATER RESOURCES

Proof of previous use
of water rights (1)
4 pgs

September 30, 2004

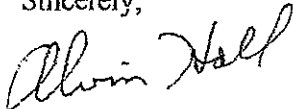
Alvin Hall
4220 Hwy. 95
New Meadow, Idaho 83654

To Whom It May Concern:

The former Circle C Ranch, New Meadows, Idaho, bought the Race Creek Ranch, Riggins, Idaho County, Idaho in 1938 from Holt & Rhoades. My father, Roy F. Hall moved onto this ranch in 1938 as foreman. He worked on this ranch as foreman for 32 years. The water that was used to irrigate this ranch came from Race Creek & Bean Creek. This water was used to irrigate; pastures, raise hay, vegetable gardens & fruit orchards. The "*points of diversion*" used for the irrigation systems where already in place when Roy moved on the Ranch in 1938.

The upper part of the Circle C Ranch that is now owned by Larry Simonson, Riggins, Idaho, was called the Pipes Place, Wisdom Place, & the Hatter homestead. I, Alvin Hall, helped my Father Roy F. Hall irrigate and raise crops on this land from the late 1940's to the early 1970's when the ranch was then sold to Tom Bicandi.

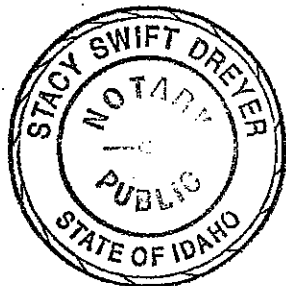
Sincerely,



Alvin Hall

STATE OF IDAHO)
)
COUNTY OF ADAMS) SS

On This 30th day of September, in the year 2004, before me, a Notary Public in and for said State, personally appeared Alvin Hall
_____, known or identified to me to be the person(s) whose names(s) _____ subscribed to the within Instrument, and acknowledge to me that he executed the same.



Stacy Swift Dreyer
Notary Public of Idaho
Residing at New Meadows, Idaho
Commission Expires: 3-17-2005

5 Oct., 2004

To Whom It May Concern:

This letter is the written testimony of Jerry Clay and Ray Hamell as it pertains to the use of irrigation water from Race Creek located in Sec. 4, T24NR1E and Secs.29,32 and 33 T25NR1E in Idaho County, Idaho and its use on property currently owned by Larry and Nancy Simonson of Riggins, Id..

It is historical fact that the original homesteads that make up this ranch property date back to the late 1800's when they were used to produce agricultural necessities during the Gold Rush Era. There are still old fruit trees along the ditches which are over 100 years old.

The Clay family were pioneers in central Idaho and many of its members, including Jerry worked on this property. His personal knowledge of the property dates back to the 1950's as an employee of Circle C Ranches, who owned the property until it was sold to Tom and Lorraine Bicandi during the early 1970's. During that time the land was used as irrigated pasture and hay production. It also served as winter pasture and feedlot areas as well as spring calving ground.

During the mid 1970's the Hamell family purchased property which adjoined the Bicandi Ranch. Its use as described above continued through the 1970's and early 1980's when the property was sold to BS Ranches. Ray Hamell served as a property manager for BS Ranches until the property was acquired by the Simonsons during the late 1980's. As property manager during the BS Ranch ownership I traced the statutory claims for water right back to the 1880's. The chain of title reflects that the property has been used continuously for the production of crops and as pasture since that time. Since the acquisition of the property by the Simonsons I have done extensive improvements to the irrigation systems in place on the ranch. It is still used today essentially as it has been for over a century.

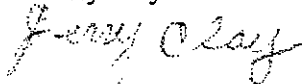
If you have any questions I can be contacted at 208 628-3073 or P.O.Box 338 Riggins, Id. 83549.

Sincerely,



Raymond R. HAMELL

Attest: Jerry Clay



Attest: Larry Simonson

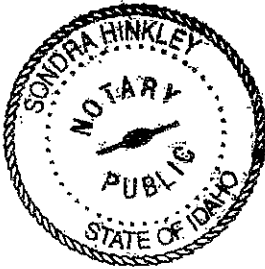


INDIVIDUAL

STATE OF IDAHO-----)
COUNTY OF IDAHO-----)

On this 6 day of October, in the year 2007, before me a Notary Public in and for said State, personally appeared Raymond Thelma Lamy Simpson, known or identified to me to be the person whose name is/are subscribed to the within instrument and acknowledged to me that---he---executed the same.

WITNESS my hand and official seal.



Sondra Hinkley
Notary Public for Idaho
Residing at Bozeman
My Commission expires Sept 13, 2008

Taylor, Greg

From: Steven M Spencer [sspencer@fs.fed.us]
Sent: Wednesday, September 27, 2006 3:23 PM
To: Taylor, Greg
Cc: Fritschle, Carter
Subject: Simonson

Both 79-04384A and 79-04385 are for irrigation and include 0.10 acres of irrigation in the NESE Sec 32, T25N, R1E. I have the NESE at National Forest System land. There is five 40's (then entire SE 160 (which would include the NESE) and the SWNE) that are NFS land surrounded by 1/2 mile of private land. There doesn't appear to be any mapping error in the property. My USGS map shows that the creek does not flow through the NESE, but rather stays on private land from the SENE of Sec 32 flowing easterly into Sec 33. It is close, but still on the private land as opposed to the layout maps for these two claims. In any event, would you look into these a little and if possible tweak them so that the NESE of Sec 32 is not a POU that I'll have to object to?

I've got my maps and maybe I can show Carter this one, too, tomorrow.

This link may get you to a copy of the quad, and when printed and measured out also keeps the creek on private land.

<http://terraserwer-usa.com/image.aspx?T=2&S=12&Z=11&X=688&Y=6293&W=2>

Thank you.

Steve Spencer
Boise Adjudication Team
161 E. Mallard, Suite 110
Boise, ID 83706

(208) 331-5944
(208) 387-0842 FAX
e-mail: sspencer@fs.fed.us

Northern Region
Greg Taylor ~

Pls file in

79-4384 A

OK! Sal

RECEIVED
SEP 08 2006
IDWR/NORTH

RECEIVED
SEP 08 2006
IDWR/NORTH

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

- ☐ No account number on mail
☐ Account number illegible

Addressee's Name

Larry + Nancy Simonson

Old Address (Include apartment or suite number)

PO Box 1211

City, State, and ZIP Code

Riggins, ID 83549

New Address (Include apartment or suite number)

PO Box 1199

City, State, and ZIP Code

Riggins, ID 83549

This card is furnished: ☒ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

- ☐ Moved, left no address ☐ No such street ☐ No such number
☐ Refused ☐ Attempted, not known ☐ Unclaimed

PS Form 3547, June 1995

79-4384 A
79-4385 } Rec's.

Records Modified.

no 8-30-06

cc:
W.A.

79-13606 - P.D. 12-29-2000
79-72371 - Permit

SCANNED

AUG 30 2006

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 79-4384A
Date Received: 7/29/88
Receipt No: X777777
Received By:

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

1. Name of Claimant(s): LARRY L SIMONSON Phone: (208) 634-7074
PO BOX 1211
RIGGINS ID USA 83549-1211

NANCY SIMONSON Phone: (208) 634-7074
PO BOX 1211
RIGGINS ID USA 83549-1211

2. Date of Priority: 01/01/1880

3. Source: RACE CREEK WEST FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
25N	01E	32	NE NE	IDAHO	
25N	01E	32	NW NE	IDAHO	
25N	01E	29	SE SW	IDAHO	
25N	01E	33	SW SW	IDAHO	
25N	01E	30	NW SE	IDAHO	
25N	01E	32	SE NE	IDAHO	
25N	01E	33	NW SW	IDAHO	

5. Description of diverting works:

DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	12/01	1.7	
STOCKWATER	1/01	12/31	0.05	

7. Total Quantity Appropriated is:
1.75 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
24N	01E	4	NW	NW	IRRIGATION	3.8
			SW	NW	IRRIGATION	5
						Section Acres 8.8
25N	01E	29	SE	SW	IRRIGATION	3.5
						Section Acres 3.5
25N	01E	30	NE	SE	IRRIGATION	2
			NW	SE	IRRIGATION	6.7
			SW	SE	IRRIGATION	0.5
			SE	SE	IRRIGATION	6
						Section Acres 15.2
25N	01E	32	NE	NE	IRRIGATION	7
			SE	NE	IRRIGATION	3.2
			NW	NE	IRRIGATION	9
						Section Acres 19.2
25N	01E	33	SW	NW	IRRIGATION	2
			NW	SW	IRRIGATION	4.2
			SW	SW	IRRIGATION	3.5

Section Acres 9.7

Total Acres 56.4

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

3 PD NWSE, S30, 2 PD SWSW, S33

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. 79-04384,
FEE PAID UNDER RECEIPT NO. C002071

RDH 2-22-94

STOCKWATER PLACE OF USE SAME AS IRRIGATION PLACE OF USE

AMENDED CLAIM RECEIVED 10-23-95. JS

Name change per claimant request. DB 2/13/2001.

15. Basis of Claim: Statutory Claim

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

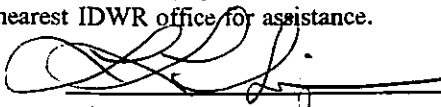
RECEIVED

DEC 22 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: R 79-13606
Adjudication Claim No(s).: R 79-13606, A79-04384A, A79-04385
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant SIMPSON LANDS
4. New Owner/Claimant(s) LARRY & NANCY SIMONSON
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address 14089 MARBLE RD P.O. Box 1211
City, State and ZIP Code MCALL ID. 83638 Riggins, Id
New Telephone Number (208) 634-7074 83549-1211
5. Date you acquired the property 12-21-95 634-2728
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock 200 head of cattle
Diversion rate in CFS 0.05 Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) 
Nancy Simonson
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

* address updated per conversation w/ Larry Simonson 2/6/01. 

Atty

See Exhibit "A" Attached

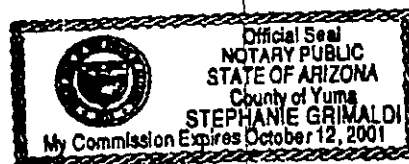
TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, that said premises are free from all encumbrances except the 1999 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

L. H. SIMONSON, GENERAL PARTNER

State of Arizona)
County of Yuma) ss

On the 23rd day of March, A.D. 1999 personally appeared before me Stephanie Grimaldi, L.H. SIMONSON known to me to be one of the general partners in the partnership of SIMPCO LANDS A CALIFORNIA LIMITED PARTNERSHIP and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public
Residing at: Yuma, AZ
Commission Expires: October 12, 2001



Township 25 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 29: S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

LESS THE FOLLOWING PARCELS:

TAX 49

A parcel of land located in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, T25N, R1E, Boise Meridian, Idaho County, Idaho, which is more particularly described as follows:

Commencing at $\frac{1}{4}$ corner monument between sections 32 and 33, an aluminum pipe & cap marked LS 946, Thence N 0°25'24"E, on section line, 353.71' to a 5/8"X30" IR with plastic cap marked PLS 5165 THE POINT OF BEGINNING, which is on westerly edge road

Thence on westerly edge road

N56°26'43"W 33.05'

N33°12'46"W 102.07'

N10°26'29"W 110.91'

N 7°47'13"E 65.43'

N22°44'30"E 145.13'

N 3°31'16"E 396.48'

N 9°23'25"E 129.59' to a point where said westerly edge road intersects section line between sections 32 and 33

Thence S 0°25'24"W, on said section line, 935.03' to THE POINT OF BEGINNING

TAX 50

A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 32, T25N, R1E, B.M., Idaho County, Idaho, which is more particularly described as follows:

Commencing at section corner common to sections 28, 29, 32 and 33, a BLM Aluminum cap monument which is THE POINT OF BEGINNING

Thence S00°25'24"W, on section line between sections 28 and 29, 1,172.46' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on westerly edge road Thence along said westerly edge of road

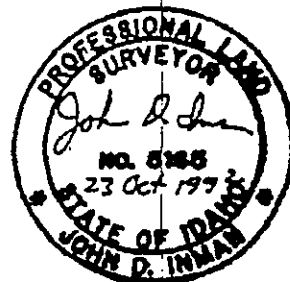
N03°11'53"W, 401.83' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N15°01'53"W, 318.70' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N05°51'58"W, 468.50' to a 5/8"X30" IR with plastic cap marked PLS 5165

which is on section line

Thence S89°04'11"E, on section line between sections 28 and 32, 161.64' to THE POINT OF BEGINNING



SATISFACTION OF MORTGAGE.

KNOW ALL MEN BY THESE PRESENTS, That SIMPCO LANDS, A CALIFORNIA LIMITED PARTNERSHIP

does hereby certify and declare that a certain mortgage, bearing date the day of , A.D. 1999, made and executed by LARRY L. SIMONSON AND NANCY L. SIMONSON the parties of the first part therein, to SIMPCO LANDS, A CALIFORNIA LIMITED PARTNERSHIP the parties of the second part therein recorded in the office of the County Recorder of the County of IDAHO, State of Idaho in Drawer of Mortgages, under Instrument No. day of , A.D. 1999, together with the debt thereby secured, is fully paid, satisfied and discharged.

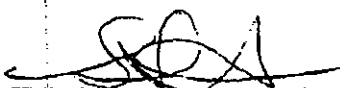
Dated:

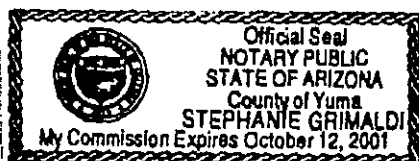
SIMPCO LANDS, A CALIFORNIA LIMITED PARTNERSHIP


L.H. SIMONSON, GENERAL PARTNER

State of Arizona (SO)
County of Yuma) ss

On the 23rd day of March, A.D. 1999 personally appeared before me Stephanie Grimaldi, L.H. SIMONSON known to me to be one of the general partners in the partnership of SIMPCO LANDS, A CALIFORNIA LIMITED PARTNERSHIP and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.


Notary Public
Residing at: Yuma, AZ
Commission Expires: October 12, 2001



384124

WARRANTY DEED

COMPUTER 11
 INDEXED 11
 TRACTED 11
 FILMED 11
 ASSESSOR 11

For Value Received, SIMPCO LANDS, A CALIFORNIA LIMITED PARTNERSHIP

the Grantors, do hereby grant, bargain, sell and convey unto
 LARRY L. SIMONSON and NANCY L. SIMONSON

whose address is: 14089 Morell Road, McCall, Idaho 83638
 the Grantees, the following described premises, to-wit:
 PROPERTY LOCATED IN IDAHO COUNTY, IDAHO.

SEE ATTACHED AS EXHIBIT "A"

TOGETHER WITH A PERMANENT 50 FOOT ACCESS AND UTILITY EASEMENT OVER
 EXISTING ROAD THROUGH GRANTOR'S ADJACENT PROPERTY IN SECTION 32 AND
 SECTION 29 OF TOWNSHIP 25 NORTH, RANGE 1 EAST.

TOGETHER WITH ALL TIMBER, WATER AND MINERAL RIGHTS, LEASES AND
 RIGHT-OF-WAY PERTAINING TO SAID PROPERTY.

TO HAVE AND TO HOLD the premises with their appurtenances unto the
 said Grantees, their heirs and assigns forever. And the said
 Grantors do hereby covenant to and with the said Grantees, that
 they are the owners in fee simple of said premises that said
 premises are free from all encumbrances except the 1995 taxes and
 assessments and that they will warrant and defend the same from all
 lawful claims whatsoever.

Dated:

SIMPCO LANDS, A LIMITED PARTNERSHIP

L.H. Simonson
 BY: L.H. SIMONSON, GENERAL PARTNER

State of California)
 County of Del Norte) ss

On the 18th day of December, A.D. 1995, before me
Dianna K. Hyatt a notary public in and for
 said state, personally appeared L.H. SIMONSON known to me to be
 the General Partner of Simpcos Lands and the partner who subscribed
 said partnership name to the foregoing instrument, and acknowledged
 to me that he executed the same in said partnership name.

Dianna K. Hyatt
 Notary Public
 Residing at: Crescent City CA
 Commission Expires: 1-10-98

STATE of IDAHO } ss
 County of Idaho }
 Recorded at request of IDAHO COUNTY TITLE CO
 at 30 minutes past 4 o'clock P.M.,
 this 21 day of Dec, 1995
ROSE E. GERHARDT
 Recorder
 By Jandy Hines Deputy
 Fee \$ 15.00
picked up

DIANNA K. HYATT m
 Comm. #1008014
 NOTARY PUBLIC
 DEL NORTE COUNTY, CALIFORNIA
 My commission expires Jan. 10, 1998

EXHIBIT "A"

File No. 10882

SCHEDULE C

Township 25 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29: $W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$; $W\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$; $S\frac{1}{2}SW\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$; $SE\frac{1}{4}SE\frac{1}{4}$

LESS A parcel of land located in the $SE\frac{1}{4}SE\frac{1}{4}$ of Section 29, Township 25 North, Range 1 East, B.M., Idaho County, Idaho, which is more particularly described as follows: Commencing at Section corner common to Sections 28, 29, 32 and 33, a BLM Aluminum cap monument which is THE POINT OF BEGINNING;

thence $N.89^{\circ}04'11''W.$ on section line between sections 29 and 32, 161.64 feet to a point on westerly edge of road; thence along said westerly edge of road

$N.05^{\circ}51'58''W.$, 243.52 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

$N.20^{\circ}35'22''W.$, 356.89 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

$N.22^{\circ}40'00''W.$, 276.57 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

$N.19^{\circ}45'20''W.$, 512.79 feet to a $5/8$ " x 30" IR with plastic cap marked PLS 5165 which is on the 1/16 line;

thence $S.89^{\circ}37'09''E.$, on 1/16 line, 588.41 feet to BLM Alum cap marked S 1/16 28 29;

thence $S.00^{\circ}09'14''E.$ on Section line between Sections 28 and 29, 1,312.87 feet to THE POINT OF BEGINNING.

Section 30: $SE\frac{1}{4}NE\frac{1}{4}$; $S\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$; $S\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$; $E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$; $S\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}$; $S\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}$; $SE\frac{1}{4}SW\frac{1}{4}$; $SE\frac{1}{4}$

Section 32: $NW\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$; $N\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$; $SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$;

LESS A parcel of land located in the $NE\frac{1}{4}NE\frac{1}{4}$ of Section 32, Township 25 North, Range 1 East, B.M., Idaho County, Idaho, which is more particularly described as follows: Commencing at Section corner common to Sections 28, 29, 32 and 33, a BLM Aluminum cap monument which is THE POINT OF BEGINNING;

thence $S.00^{\circ}25'24''W.$, on section line between Sections 28 and 29, 1,172.46 feet to a $5/8$ " x 30" IR with plastic cap marked PLS 5165, which is on Westerly edge of road;

thence along said Westerly edge of road;

$N.03^{\circ}11'53''W.$, 401.83 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

$N.15^{\circ}01'53''W.$, 318.70 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

$N.05^{\circ}51'58''W.$, 468.50 feet to a $5/8$ " x 30" IR with plastic cap marked PLS 5165 which is on Section line;

thence $S.89^{\circ}04'11''E.$, on Section line between Sections 28 and 32, 161.64 feet to THE POINT OF BEGINNING.

continued....

Section 33: A parcel of land located in NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of Section 33, Township 25 North, Range 1 East, B.M., Idaho County, Idaho, which is more particularly described as follows: Commencing at the Section corner common to Sections 4 and 5, Township 24 North, Range 1 East, and Sections 32 and 33, Township 25 North, Range 1 East, B.M., an Aluminum cap monument;
thence S.89°52'00"E., 439.47 feet to a 5/8" x 30" IR which is on centerline of creek THE POINT OF BEGINNING;
thence along centerline creek
N.19°09'32"W., 23.14 feet;
N.11°08'29"E., 395.52 feet;
N.14°38'22"E., 376.66 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
N.86°51'40"W., 161.03 feet to a found $\frac{1}{2}$ " IR;
N.21°07'11"W., 364.42 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
N.21°21'26"E., 187.23 feet to a found $\frac{1}{2}$ " IR;
N.6°12'37"E., 910.24 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
N.22°02'25"W., 113.07 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
thence N.89°52'00"W., 432.95 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165 which is on Section line between Sections 32 and 33;
thence N.0°04'00"E. on Section line, 329.60 feet to an aluminum monument for $\frac{1}{4}$ corner;
thence N.0°25'24"E. on Section line, 353.71 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165 which is on Westerly edge of road;
thence on Westerly edge of road
S.56°26'44"E., 156.62 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.43°21'59"E., 235.79 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.47°35'13"E., 370.37 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.33°47'18"E., 58.01 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.23°16'39"E., 251.17 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.3°17'53"E., 78.45 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.4°35'51"W., 113.12 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.10°51'43"W., 390.14 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;

continued....

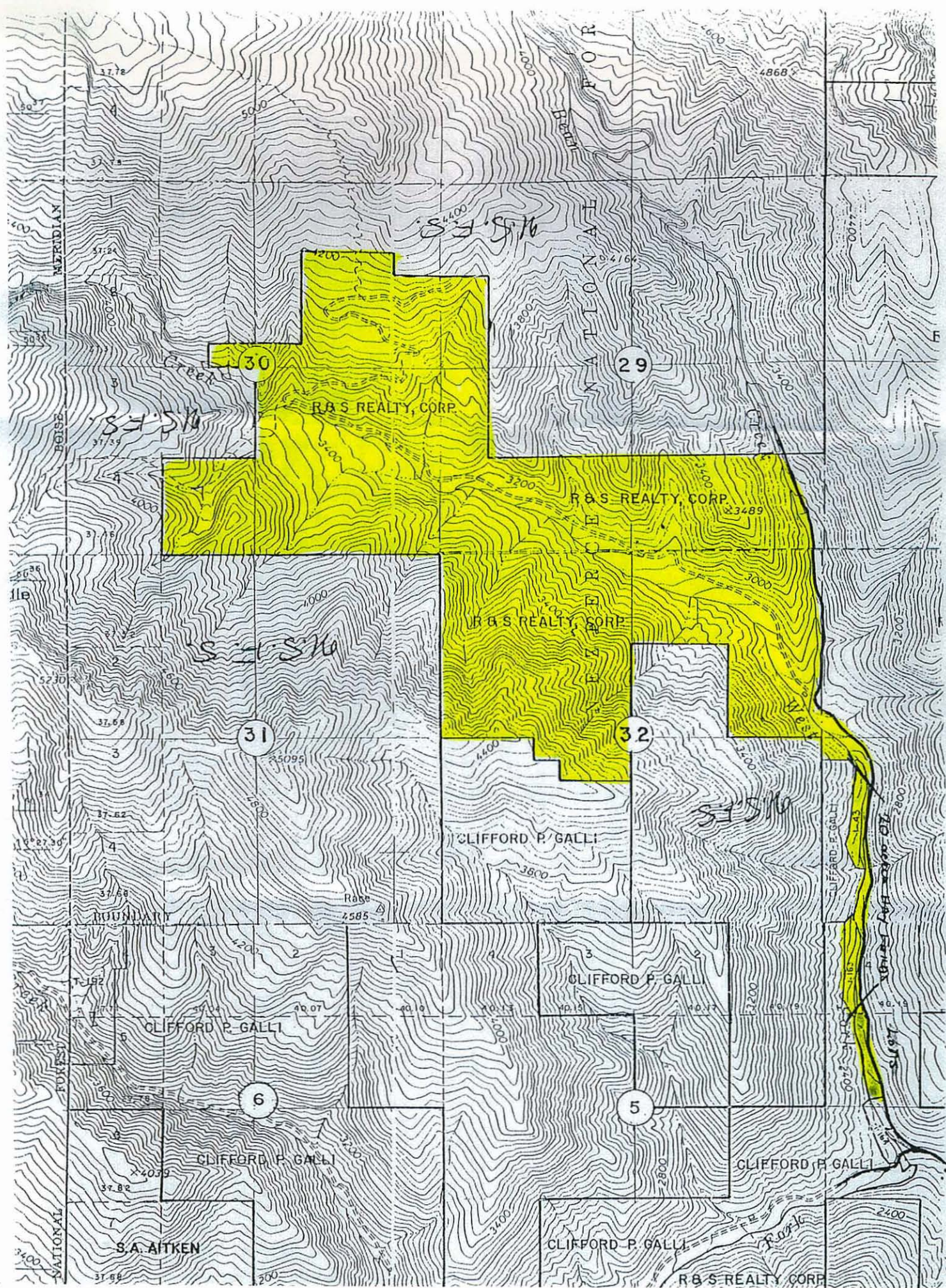
S.6°02'48"W., 391.24 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.3°52'59"E., 260.44 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.8°23'43"E., 202.25 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.9°29'58"E., 241.48 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.12°11'05"W., 164.52 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.23°37'23"W., 162.50 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.4°16'18"W., 198.64 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.10°14'50"E., 36.46 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
thence N.89°52'00"W., leaving Westerly edge of road, 123.17 feet to THE POINT OF BEGINNING.

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 4: A parcel of land located in NW¼ which is more particularly described as follows: Commencing at the Section corner common to Sections 4 and 5, Township 24 North, Range 1 East, B.M., and Sections 32 and 33, Township 25 North, Range 1 East, B.M., an aluminum cap monument;
thence S.89°52'00"E., 287.19 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165, THE POINT OF BEGINNING;
thence S.89°52'00"E., 275.46 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165, which is on the Westerly edge of road;
thence on Westerly edge of road
S.10°14'50"E., 175.36 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.9°41'58"W., 87.49 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.20°41'40"W., 237.14 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.6°57'11"W., 83.14 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.4°26'15"W., 245.82 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.3°55'46"E., 235.88 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.17°41'53"E., 327.75 feet to a ½" x 24" IR with plastic cap marked PLS 5165;
S.3°08'15"E., 332.91 feet to a ½" x 24" IR with plastic cap marked PLS 5165;

continued....

S.7°43'29"E., 172.37 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.19°09'33"E., 440.99 feet to a $\frac{1}{2}$ " x 24" IR with plastic cap marked PLS 5165;
S.12°32'35"E., 302.27 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
thence N.89°52'00"W., leaving Westerly edge of road, 221.74 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165, which is on centerline of creek;
thence along centerline of creek
N.11°10'48"W., 297.90 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
N.10°16'33"W., 360.90 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
N.12°46'34"W., 150.16 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
N.8°33'50"W., 349.62 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
N.17°24'54"E., 30.82 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
thence N.27°39'36"W., 372.13 feet to a found $\frac{1}{2}$ " IR;
thence N.4°24'17"E., 282.73 feet to a $\frac{5}{8}$ " x 30" IR with plastic cap marked PLS 5165;
thence N.1°45'59"E., 790.72 feet to THE POINT OF BEGINNING.

END OF SCHEDULE C



50
10TH 21 1W/6E1

RECEIVED

JUN 27 1997

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

CIVIL CASE NUMBER: 39576

Ident. Number: A79-04384A
Date Received: 7/29/1988
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS 208-634-7074
Address: LARRY SIMONSON
14089 MORELL RD
MCCALL ID 83638

2. Date of Priority: JAN 1, 1880

3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	29		SE	SW		IDAHO
		30		NW	SE		IDAHO
		32		NE	NE		IDAHO
				NW	NE		IDAHO
				SE	NE		IDAHO
		33		NW	SW		IDAHO
				SW	SW		IDAHO

5. Description of diverting works:
DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	1.700		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	4	NW	NW		IRR	3.8
			SW	NW		IRR	5.0
						Section Acres	8.8
25N	01E	29	SE	SW		IRR	3.5
						Section Acres	3.5
		30	NE	SE		IRR	2.0
			NW	SE		IRR	6.7
			SW	SE		IRR	0.5
			SE	SE		IRR	6.0
						Section Acres	15.2
		32	NE	NE		IRR	7.0
			NW	NE		IRR	9.0
			SE	NE		IRR	3.2
						Section Acres	19.2
		33	SW	NW		IRR	2.0
			NW	SW		IRR	4.2
			SW	SW		IRR	3.5
						Section Acres	9.7
						Total Acres	56.4

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

3 PD NWSE, S30, 2 PD SWSW, S33.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.

RDH 2-22-94.

STOCKWATER PLACE OF USE SAME AS IRRIGATION PLACE OF USE.

AMENDED CLAIM RECEIVED 10-23-95. JS

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Partner of
Title
SIMPICO LANDS, that I have signed the foregoing
Organization
document in the space below as Partner + Power of att of
Title
SIMPICO LANDS and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Partner SIMPICO LANDS
Title and Organization

6/25/97
Date

State of Idaho)
County of Valley) SS.

Subscribed and sworn (or affirmed) before me this 25 day

of June 19 97

Natalie Jane Sage
Notary Public

Seal

Residing at The Call

My Commission Expires Nov. 29, 2000

RECEIVED

OCT 23 1995

WATER RESOURCES
WESTERN REGION

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

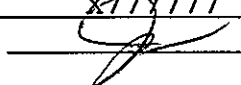
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-04384A

Date Received: 7/29/1988

Receipt No: X777777

Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SIMPCO LANDS 208-634-7074
Address: 14089 MORELL RD
MCCALL ID 83638

2. Date of Priority: JAN 1, 1900

3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
25N	01E	29		SE	SW		IDAHO
		30		NW	SE		IDAHO
		32		NE	NE		IDAHO
				NW	NE		IDAHO
				SE	NE		IDAHO
		33		NW	SW		IDAHO
				SW	SW		IDAHO

5. Description of diverting works:
DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	1.700		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD RANGE CATTLE.

MICROFILMED

OCT 24 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
24N	01E	4	NW	NW		IRR	3.8		
			SW	NW		IRR	5.0		
Section Acres							8.8		
25N	01E	29	SE	SW		IRR	3.5		
			Section Acres						3.5
		30	NE	SE		IRR	2.0		
			NW	SE		IRR	6.7		
			SW	SE		IRR	0.5		
			SE	SE		IRR	6.0		
		Section Acres						15.2	
		32	NE	NE		IRR	7.0		
			NW	NE		IRR	9.0		
			SE	NE		IRR	3.2		
		Section Acres						19.2	
		33	SW	NW		IRR	2.0		
			NW	SW		IRR	4.2		
			SW	SW		IRR	3.5		
Section Acres						9.7			
Total Acres						56.4			

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

3 PD NWSE, S30, 2 PD SWSW, S33.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.

RDH 2-22-94.

STOCKWATER PLACE OF USE SAME AS IRRIGATION PLACE OF USE.

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 X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Simpson Land Date: 10-13-95

 [Signature] P.O.A. Date: 10-13-95

State of Idaho)

County of Valley) SS.

Subscribed and sworn (or affirmed) before me this 13th day

of October 19 95

 Natalie Jane Sager
Notary Public

Seal

Residing at 110 Call

My Commission Expires Nov. 29, 2000

AJ0729NP
No. A79-04384A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/06/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SIMPCO LANDS 14089 MORELL RD MCCALL ID 83638 (208) 634-7074	~~04/01/1880~~ 1-1-1900	IRRIGATION STOCKWATER	03-01 12-01 01-01 12-31	~~2.80 CFS~~ ~~0.12 CFS~~	1.7 CFS .05 CFS
TOTAL DIVERSION:					2.80 CFS	1.75 CFS

BASED ON 1.5"
PER ACRE FOR
5.1 N ACRES.

Water Source: RACE CREEK, WEST FORK

Tributary to: RACE CREEK

Stage: STATUTORY CLAIM

Point(s) of Diversion:	T25N R01E S30 S32 S33 S29	NWSE NENE NWSW SESW	NWNE SWSW	SENE	IDAHO County IDAHO County IDAHO County
------------------------	------------------------------------	------------------------------	--------------	------	--

Place of use Legal Description for: IRRIGATION

NE										NW										SW										SE										SUM
T	R	S	NENE		NWNE		SWNE		SENE		NENW		NWNW		SOWN		SENE		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE							
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac								
24N	01E	4																															15.0	8.8						
25N	01E	29																															16.0	3.5						
25N	01E	30																															40.0	5.2						
25N	01E	32																															26.0	19.2						
25N	01E	33																															43.0	9.7						
																												TOTAL ACRES	140.0	56.4										

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: IDAHO

Non-Irrigation Uses: S/500 RANGE

Other Rights: NONE

Remarks: 3 P/D IN NWSE, S30, 2 P/D IN SWSW, S33, T25N, R1E.
NO PLACE OF USE IS LISTED ON THE CLAIM FOR THE STOCKWATER. CLF
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.
RDH 2-22-94.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

RECEIVED

OCT 23 1995

MICROFILMED

OCT 24 1996

CLAIM A79-04384A - AS ORIGINALLY CLAIMED WITH CHANGES NOTED.
NEW CLAIM - AMENDED - ATTACHED - PER REQUEST BY LARRY SIMONSON FOR SIMCO
LANDS.

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: A79-04384A
Date Received: 7/29/1988
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SIMPCO LANDS 208-634-7074
Address: 14089 MORELL RD
MCCALL ID 83638
2. Date of Priority: JAN 1, 1880
3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	30	NW	SE			IDAHO
		32	NE	NE			IDAHO
			NW	NE			IDAHO
			SE	NE			IDAHO
		33	NW	SW			IDAHO
			SW	SW			IDAHO

5. Description of diverting works:
DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/01 | 12/01 | 2.800 | | |
| STOCKWATER | 01/01 | 12/31 | 0.120 | | |
7. Total Quantity Appropriated is:
2.800 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	4	NW	NW		IRR	11.0
			SW	NW		IRR	4.0
						Section Acres	15.0
25N	01E	29	SW	SW		IRR	8.0
			SE	SW		IRR	8.0
						Section Acres	16.0
		30	NE	SE		IRR	13.0
			NW	SE		IRR	13.0
			SE	SE		IRR	14.0
						Section Acres	40.0
		32	NE	NE		IRR	8.0
			NW	NE		IRR	8.0
			SE	NE		IRR	10.0
						Section Acres	26.0
		33	SW	NW		IRR	16.0
			NW	SW		IRR	8.0
			SW	SW		IRR	6.0
			SE	SW		IRR	13.0
						Section Acres	43.0
						Total Acres	140.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

3 P/D IN NWSE, S30, 2 P/D IN SWSW, S33, T25N, R1E.
NO PLACE OF USE IS LISTED ON THE CLAIM FOR THE STOCKWATER. CLF
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.
RDH 2-22-94.

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

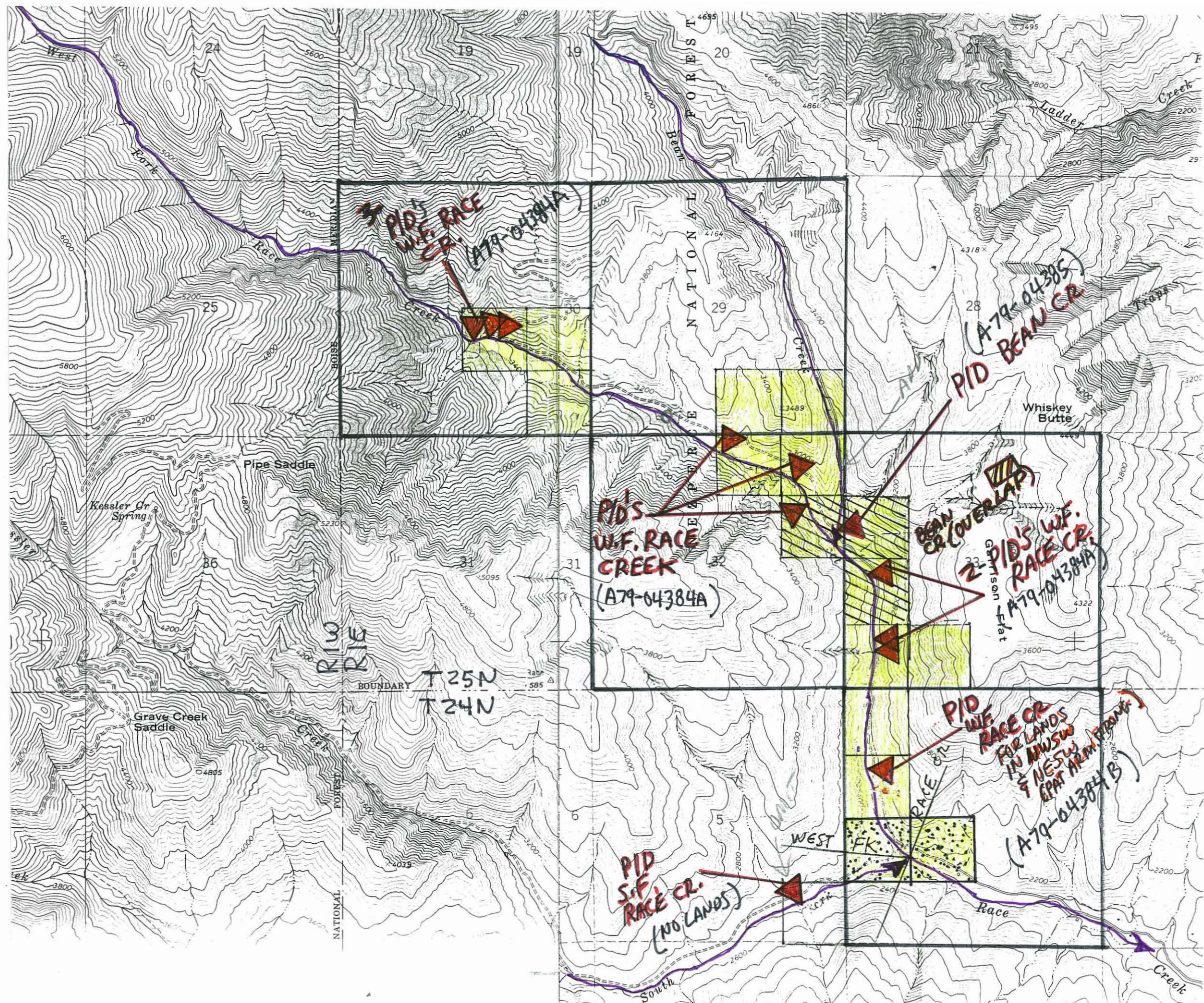
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



W.F. RACE CR A&B
MAP FOR SPIIT LE A79-04384 / UNCOMBINE A79-04384
BEAN CR

CLAIM PRIOR TO SPLIT AND UNWINDING RIGHTS

Water Right Number - A79-04384 **A**

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - **NEW**

RECEIPT # X777777

--- Last Name ---

--- First Name ---

--- Address ---

*** C - CURRENT OWNER ***

~~R AND S REALTY~~

SIMPCO LANDS
14089 MORELL RD
MC CALL ID 83638

*** O - ORIGINAL OWNER ***

BICANDI

TOM

1 - PO BOX 247
2 -
3 -
City- RIGGINS
Phone - 208-628-3446

State- ID Zip- 83549

1 - PO BOX 198
2 -
3 -
City- RIGGINS
Phone - 208-000-0000

State- ID Zip- 83549

1 - PO BOX 198
2 -
3 -
City- RIGGINS
Phone - 208-000-0000

State- ID Zip- 83549

BICANDI

LORRAINE

--- Priority Date ---
01/01/1880

--- Region ---
14 WESTERN

--- Stage ---

--- Status ---
Z - SEE REMARKS

--- Source ---

RACE CREEK, WEST FORK
~~RACE CREEK, SOUTH FORK~~
~~RACE CREEK~~
~~BEAN CREEK~~
~~SPLIT CLAIM~~

--- Tributary ---

RACE CREEK
~~RACE CREEK~~
~~SALMON RIVER~~
~~RACE CREEK, WEST FORK~~
~~SEE REMARKS~~

(ONLY SOURCE SEE MAP
ATTACHED FOR SOURCES)

--- Point of Diversion ---

Twn	Rng	Sec	Tract	Lot	RFlg	County
24N	01E	4	SW NW	(49)	IDAHO	B-PORION
		5	SE SE	(49)	IDAHO	
25N	01E	30	NW SE	(49)	IDAHO	
		32	NE NE	(49)	IDAHO	
			NW NE	(49)	IDAHO	
			SE NE	(49)	IDAHO	
		33	NW SW	(49)	IDAHO	
			SW SW	(49)	IDAHO	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/01	12/01		4.000	2.8
04 - STOCKWATER		01/01	12/31		0.120	

--- Total Div. Rate ---

4.120 2.8 CFS TOTAL

CLAIMED AT 1 INCH / ACRE

--- Total Consumptive Use ---

687.0

--- KW Usage ---

PRORATE: CFS = (140 AC) (0.02) = 2.8 CFS

* SINCE STOCK CANNOT BE PRORATED, THEN TOTAL STOCK CANNOT BE ADDED TO IRRIG CFS.
thus - 2.8 / IRR & .12 / Stock = TOTAL = 2.8 CFS.

MICROFILMED
OCT 24 1996

Water right number - A79-04384

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Place of Use - - - - - +									
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
24N	01E	4	NW NW		11.0	01	IRRIGATION	(49)	IDAHO
24N	01E	4	SW NW		4.0	01	IRRIGATION	(49)	IDAHO
24N	01E	4	NE SW		10.0	01	IRRIGATION	(49)	IDAHO
24N	01E	4	NW SW		4.0	01	IRRIGATION	(49)	IDAHO
24N	01E	4	SW SE		15.0	01	IRRIGATION	(49)	IDAHO
24N	01E	4	SE SE		11.0	01	IRRIGATION	(49)	IDAHO
25N	01E	29	SW SW		8.0	01	IRRIGATION	(49)	IDAHO
25N	01E	29	SE SW		8.0	01	IRRIGATION	(49)	IDAHO
25N	01E	30	NE SE		13.0	01	IRRIGATION	(49)	IDAHO
25N	01E	30	NW SE		13.0	01	IRRIGATION	(49)	IDAHO
25N	01E	30	SE SE		14.0	01	IRRIGATION	(49)	IDAHO
25N	01E	32	NE NE		8.0	01	IRRIGATION	(49)	IDAHO
25N	01E	32	NW NE		8.0	01	IRRIGATION	(49)	IDAHO
25N	01E	32	SE NE		16.0-10	01	IRRIGATION	(49)	IDAHO
25N	01E	33	SW NW		26.0-16	01	IRRIGATION	(49)	IDAHO
25N	01E	33	NW SW		12.0-8	01	IRRIGATION	(49)	IDAHO
25N	01E	33	SW SW		6.0	01	IRRIGATION	(49)	IDAHO
25N	01E	33	SE SW		13.0	01	IRRIGATION	(49)	IDAHO

NOT ON ORIGINAL STAT CLAIM

BEAN CREEK
* ONLY 10 ON ORIGINAL STAT. CLAIM.
* ONLY 16 ON STAT ORIGINAL CLAIM
* ONLY 8 ON ORIGINAL STAT. CLAIM.

CLAIMANT INCORRECTLY CLAIMED ACRES NOT COVERED BY STAT CLAIM IS AN EXPANSION
* CANNOT COMBINE BEAN CR 4385 WITH 4384.

Total Acres:

* 200.0 140 ACRES

+ - - Diversion Means - DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

+ - - Non-Irrigation Use - S/500 RANGE

+ - - Other Rights for Same Use - NONE

* 154 ACRES ON ORIGINAL STAT CLAIM 140 ACRES = A PORTION 14 ACRES = B PORTION

* THIS WAS BEAN CR LANDS, NOW SEPARATED INTO CLAIM A79-04385 TO SIMCO LANDS

+ - - - - - Remarks - - - - - +

***** MEMO TO FILE *****

~~THIS CLAIM IS A COMBINATION OF 79-04385 AND 79-04384. SHOULD NOT BE COMBINED~~

3 P/D IN NWSE, S30, 2P/D IN SWSW, S33, T25N, R1E. OK

~~2 P/D IN SESE, S5, T24N, R1E.~~

NO PLACE OF USE IS LISTED ON THE CLAIM FOR THE STOCKWATER. CLF

THIS CLAIM WAS INCORRECTLY CLAIMED BY THE ABOVE COMBINATION.

IN ORDER TO PROCESS A CHANGE IN OWNERSHIP, THE NEW OWNER WILL BE

REQUIRED TO FILE A SEPARATE CLAIM FOR BEAN CREEK, 79-04385.

SEE NOS. 79-04384A & 79-04384B.

THIS claim is a result of a change in ownership for a portion of claim NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

A79-04384

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - - Decree Date - +
00/00/0000MICROFILMED
OCT 24 1996

Prefix Translation: ADJUDICATION CLAIM

02/22/94 HOWERTON

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C002071	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

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Water Right Number - (79-04384

Prefix Translation: WATER RIGHT

Old (D) Number -

ORIGINAL STAT.
CLAIM FOR
154 ACRES

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BICANDI

TOM

1 - P.O. BOX 198

2 -

3 -

City- RIGGINS

State- ID Zip- 83549

Phone -

BICANDI

LORRAINE

1 - P.O. BOX 198

2 -

3 -

City- RIGGINS

State- ID Zip- 83549

Phone -

+ - - Priority Date - - +

01/01/1880

+ - - - Region - - - +

14 WESTERN

+ - - - Stage - - - +

S - STATUTORY CLAIM

+ - - - Status - - - +

+ - - - - Source - - - - - +

RACE CREEK, WEST FORK
RACE CREEK, SOUTH FORK
RACE CREEK

+ - - - - Tributary - - - - - +

RACE CREEK
RACE CREEK
SALMON RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
-----	-----	-----	-------	-----	------	--------	--------------------	----------------	----------------	---------------

24N	01E	4	SW NW			(49) IDAHO				
		5	SE SE			(49) IDAHO				
25N	01E	30	NW SE			(49) IDAHO				
		32	NE NE			(49) IDAHO				
			NW NE			(49) IDAHO				
			SE NE			(49) IDAHO				
		33	NW SW			(49) IDAHO				
			SW SW			(49) IDAHO				

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION	03/01	11/15		20.000	
04	STOCKWATER	01/01	12/31		0.200	

Total Div. Rate	Total Div. Volume	Total Div. Capacity
20.000		

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
24N	01E	4	NW NW		11.0	01	IRRIGATION	(49) IDAHO
24N	01E	4	SW NW		4.0	01	IRRIGATION	(49) IDAHO
24N	01E	4	NE SW		10.0	01	IRRIGATION	(49) IDAHO
24N	01E	4	NW SW		4.0	01	IRRIGATION	(49) IDAHO
25N	01E	29	SW SW		8.0	01	IRRIGATION	(49) IDAHO
25N	01E	29	SE SW		8.0	01	IRRIGATION	(49) IDAHO
25N	01E	30	NE SE		13.0	01	IRRIGATION	(49) IDAHO

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Water right number - 79-04384 Prefix Translation: WATER RIGHT

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
25N	01E	30	NW SE		13.0	01	IRRIGATION	(49) IDAHO
25N	01E	30	SE SE		14.0	01	IRRIGATION	(49) IDAHO
25N	01E	32	NE NE		8.0	01	IRRIGATION	(49) IDAHO
25N	01E	32	NW NE		8.0	01	IRRIGATION	(49) IDAHO
25N	01E	32	SE NE		10.0	01	IRRIGATION	(49) IDAHO
25N	01E	33	SW NW		16.0	01	IRRIGATION	(49) IDAHO
25N	01E	33	NW SW		8.0	01	IRRIGATION	(49) IDAHO
25N	01E	33	SW SW		6.0	01	IRRIGATION	(49) IDAHO
25N	01E	33	SE SW		13.0	01	IRRIGATION	(49) IDAHO

Total Acres: 154.0

- - - Diversion Means - DAMS, HEADGATES & DITCHES

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

- - - Remarks - - - - -
SOURCES ARE RACE CK., W. FK., & RACE CK., S. FK., TRIB.; RACE CK.
RACE CK., TRIB; SALMON R.
3 P/D IN NWSE, S30, 2P/D IN SWSW, S33, T25N, R1E.
2 P/D IN SESE, S5, T24N, R1E.

- - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

- - - Conditions of Approval - - - - -
No Conditions of Approval found.

- - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - - Decree Date - +
00/00/0000

- - - - Comments - - - - -
No Comments Found

- - - Audit Fields - 03/10/86 05/01/88 CONVERT

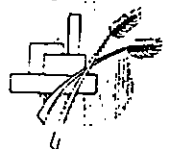
- - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 03/10/1986	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT COPY



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Tom Hor Lorraine Biscardi
(Name of Claimant)

P.O. Box 198, Riggs, Id 83549 Telephone No. 628-3724
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1880

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

① West Fork Race Creek, South Fork Race Creek tributary to ① Race Creek ② Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
② Race Creek

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>20.0</u>	Use <u>Irrigation</u>	Period of Use From <u>3/1</u>	To <u>11/15</u>
Quantity <u>20</u>	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity <u> </u>	Use <u> </u>	Period of Use From <u> </u>	To <u> </u>

(4) 20.0 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

(3pts) NW 1/4 SE 1/4, Sec. 30 Twp. 25N Rge. 1E B.M., County of Idaho
Additional points of diversion: (2pts) SW SW, NW SW Sec 33; NW NE, SE NE Sec 32 T25N R1E; SW NW, Sec 4; SE SE (2pts) Sec 5 T24N R1E

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. Describe any changes in the system and give the date of the change.
rock dams and wooden headgates into gravity ditches.

(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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
25N	1E	29											8	8					16
		30													13	13		14	40
		32	8	8		10													26
		33							16			8	6	13					33
24N	1E	4						11	4		10	4							29

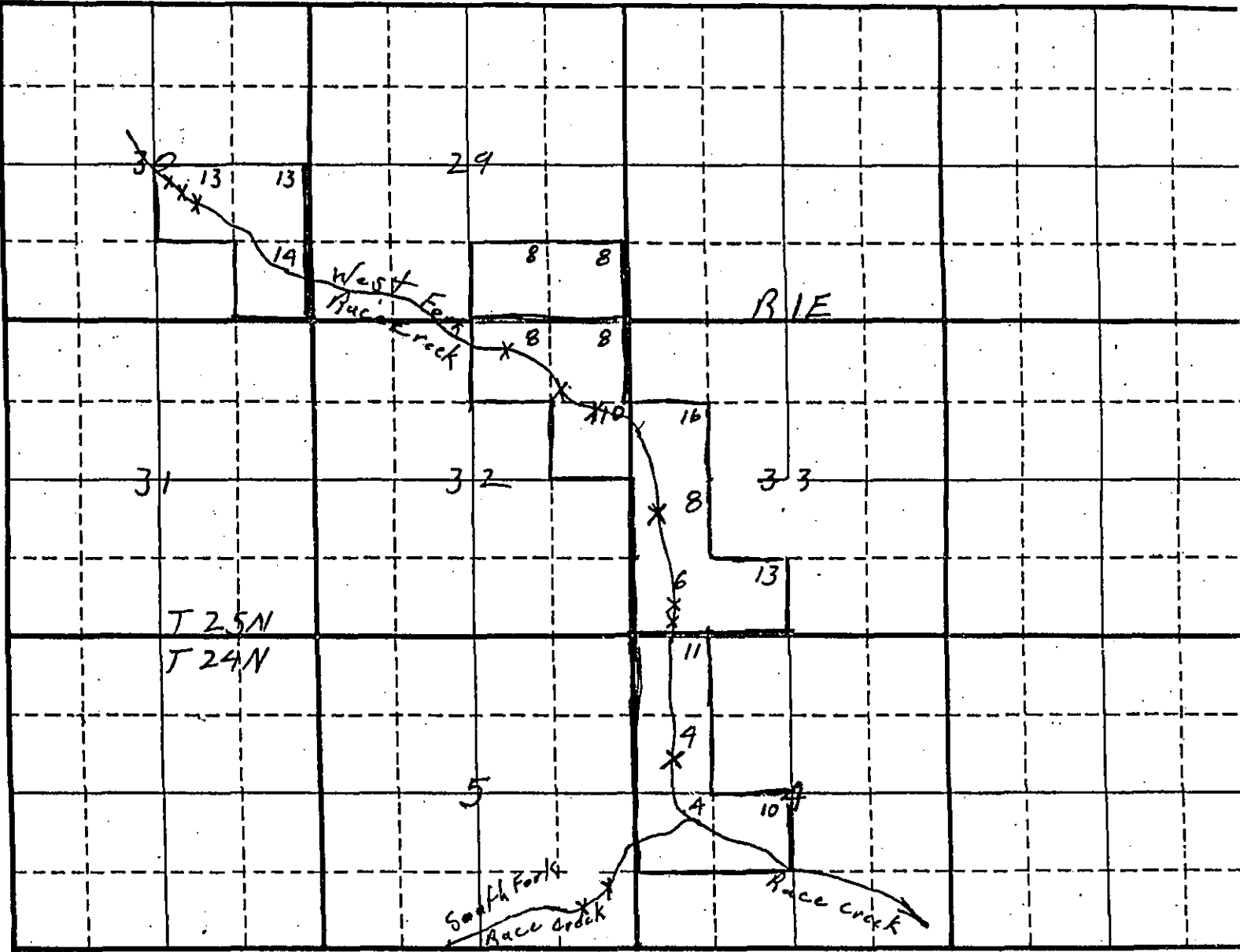
No. of acres 154

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

NOTE: Include here the type and number of stock watered:

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

(8). Remarks _____



Scale: 2 inches equal 1 mile.

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) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Tom Beaudin
(Claimant)

Sworn to before me this 27 day of June, 19 83.

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>GLS</u>	Date <u>6/27/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GLS</u>	Date <u>6/29/83</u>		claimant by:	
\$30.00 fee received by <u>GLS</u>	Date <u>6/27/83</u>	# <u>31177</u>		
Published in <u>Teton County Free Press</u>				
Dates <u>9/23 & 10/5/83</u>				

RECEIVED

FEB 16 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 12-2-92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. SEE LEGAL
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) FEB 17 1993

☐ Water Right Number(s) Assigned by IDWR: 79-4384, 79-4385, A79-04384 Department of Water Resources
 Regional Office

☐ Name and Address of Former Owner/Claimant(s) (Seller): TOM & LORRAINE BICANNI P.O. BOX 198 RIGGINGS ID
RAS REALTY, CORP P.O. BOX 247, RIGGINGS ID 83549

☐ New Owner/Claimant (Purchaser): SIMPLO LANDS 14089 MORELL RD. MC CALL ID
83638

☐ New Mailing Address: _____

☐ New Telephone Number: (208) 634-7074 or 2728

☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

SEE LEGAL and attached map

☐ Attach proof of ownership, describe proof attached: see legal and attached maps

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Simplo Lands Inc Date 2-11-92
[Signature] Date 2-11-92

☐ Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

MICROFILMED

OCT 24 1996

COPY

366378

**WARRANTY DEED
(CORPORATE FORM)**

COMPUTER (1)
INDEXED (1)
TRACTED (1)
FILMED (1)
ASSESSOR (1)

R & S REALTY CORP., a corporation organized and existing under the laws of the State of New Hampshire, with its principal office at Old Plaistow, New Hampshire, authorized to do business in the State of Idaho, grantor, hereby CONVEYS, GRANTS and WARRANTS TO SIMPCO LANDS, a California limited partnership, grantee, whose current address is 2601 Lake Earl Drive, Crescent City, California, 95531, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, lawful money of the United States of America, to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged by Grantor, all of the following described real property, situated in the County of Idaho, State of Idaho, more particularly described on Exhibit "1" to this Warranty Deed, which exhibit is incorporated herein by reference as if set forth in full.

TOGETHER with the appurtenances and all the estate and rights of the Grantor in and to such premises, including all timber, mineral, geothermal or water rights of the property including but not limited to the following claims of water rights, to-wit; Water Resources Board Number 79-4384 dated 6/27/83, Water Resources Board Number 79-4385 dated 6/27/83, and Water Resources Board Number A-79-04384 dated 7/26/88, but subject to all matters apparent, taxes for the current year, reservations, easements, rights-of-way, and all matters of record and all matters of title.

TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee, its heirs and assigns forever, and the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises and that they are free from all encumbrances except as stated above in this Deed. Grantor further covenants and agrees that it will warrant and defend the same from all other lawful claims whatsoever.

The officer of the Grantor corporation who signs this Deed hereby certifies that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor corporation at a lawful meeting duly held and attended by a quorum.

Filed and recorded at the request of Idaho Co title
at 4:40 o'clock P M this 2 day of Dec, 1992

By Erith L. Anderson
Deputy

ROSE E. GEHRING

Ex-Officio Auditor and Recorder
Idaho County, Idaho

Fee \$ 18.00
MICROFILMED

WARRANTY DEED - 1

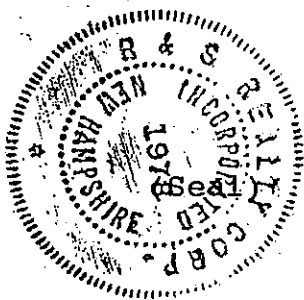
OCT 24 1996

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officer this 25th day of November, 1992.

R & S REALTY CORP.

By


Robert C. Senter, Sr.
Its President



STATE OF IDAHO)

County of Ada)

ss:

On this 25th day of November, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert C. Senter, Sr., known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, 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 first above written.

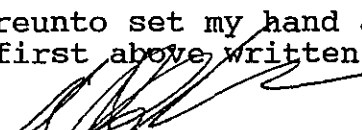

NOTARY PUBLIC for Idaho
Residing at Boise
My Comm. Expires: 12-31-97



EXHIBIT "1"

8568

The following property situate in Idaho County, State of Idaho, to-wit:

Township 25 North, Range 1 East, Boise Meridian

Section 29: W $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$; W $\frac{1}{2}$ NW $\frac{1}{2}$ SW $\frac{1}{2}$; S $\frac{1}{2}$ SW $\frac{1}{2}$; S $\frac{1}{2}$ SE $\frac{1}{2}$; LESS Parcel I of Exhibit A

Section 30: SE $\frac{1}{2}$ NE $\frac{1}{2}$; S $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$; S $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$; S $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$; S $\frac{1}{2}$ SE $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$; SE $\frac{1}{2}$ SW $\frac{1}{2}$; SE $\frac{1}{2}$

Section 32: N $\frac{1}{2}$ NE $\frac{1}{2}$; SE $\frac{1}{2}$ NE $\frac{1}{2}$; NW $\frac{1}{2}$; NE $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$; N $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$; SE $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$

LESS Parcels II and III of Exhibit A

Section 33:

A parcel of land located in NW $\frac{1}{2}$ and SW $\frac{1}{2}$ of section 33, T25N, R1E, B.M., Idaho County, Idaho, which is more particularly described as follows:

Commencing at the section corner common to section 4 and 5, T24N, R1E, and sections 32 and 33, T25N, R1E, an Aluminum cap monument

Thence S89°52'00"E, 439.47' to a 5/8"X30" IR which is on centerline creek
THE POINT OF BEGINNING

Thence along centerline creek

N19°09'32"W, 23.14'

N11°08'29"E, 395.52'

N14°38'22"E, 376.66' to a 5/8"X30" IR with plastic cap marked PLS 5165

N86°51'40"W, 161.03' to a found $\frac{1}{2}$ " IR

N21°07'11"W, 364.42' to a 5/8"X30" IR with plastic cap marked PLS 5165

N21°21'26"E, 187.23' to a found $\frac{1}{2}$ " IR

N 6°12'37"E, 910.24' to a 5/8"X30" IR with plastic cap marked PLS 5165

N22°02'25"W, 113.07' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N89°52'00"W, 432.95' to a 5/8"X30" IR with plastic cap marked PLS 5165
which is on section line between sections 32 and 33 ←

Thence N 0°04'00"E on section line, 329.60' to an aluminum monument for
1/4 corner

Thence N 0°25'24"E on section line, 353.71' to a 5/8"X30" IR with plastic
cap marked PLS 5165, which is on westerly edge of road

Thence on westerly edge of road

S56°26'44"E, 156.62' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

S43°21'59"E, 235.79' to a " " " " " " " "

S47°35'13"E, 370.37' to a " " " " " " " "

S33°47'18"E, 58.01' to a " " " " " " " "

S23°16'39"E, 251.17' to a " " " " " " " "

S 3°17'53"E, 78.45' to a " " " " " " " "

S 4°35'51"W, 113.12' to a " " " " " " " "

S10°51'43"W, 390.14' to a " " " " " " " "

S 6°02'48"W, 391.24' to a " " " " " " " "

S 3°52'59"E, 260.44' to a " " " " " " " "

S 8°23'43"E, 202.25' to a " " " " " " " "

S 9°29'58"E, 241.48' to a " " " " " " " "

S12°11'05"W, 164.52' to a " " " " " " " "

S23°37'23"W, 162.50' to a " " " " " " " "

S 4°16'18"W, 198.64' to a " " " " " " " "

S10°14'50"E, 36.46' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N89°52'00"W, leaving westerly edge road, 123.17' to THE POINT OF
BEGINNING

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EXHIBIT "1" - continued

Township 24 North, Range 1 East, Boise Meridian,

Section 4:

A parcel of land located in NW $\frac{1}{4}$ of section 4, T24N, R1E, B.M., Idaho County, Idaho, which is more particularly described as follows:

Commencing at the section corner common to sections 4 and 5, T24N, R1E, B.M., and sections 32 and 33, T25N, R1E, B.M.; an aluminum cap monument
Thence S89°52'00"E, 287.19' to a 5/8"X30" IR with plastic cap marked PLS 5165, THE POINT OF BEGINNING

Thence S89°52'00"E, 275.46' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on westerly edge of road

Thence on westerly edge road

S10°14'50"E, 175.36' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 9°41'58"W, 87.49' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S20°41'40"W, 237.14' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 6°57'11"W, 83.14' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 4°26'15"W, 245.82' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 3°55'46"E, 235.88' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S17°41'53"E, 327.75' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 3°08'15"E, 332.91' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S 7°43'29"E, 172.37' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S19°09'33"E, 440.99' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165
S12°32'35"E, 302.27' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N89°52'00"W, leaving westerly edge road, 221.74' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on centerline creek

Thence along centerline creek

N11°10'48"W, 297.90' to a 5/8"X30" IR with plastic cap marked PLS 5165
N10°16'33"W, 360.90' to a 5/8"X30" IR with plastic cap marked PLS 5165
N12°46'34"W, 150.16' to a 5/8"X30" IR with plastic cap marked PLS 5165
N 8°33'50"W, 349.62' to a 5/8"X30" IR with plastic cap marked PLS 5165
N17°24'54"E, 30.82' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N27°39'36"W, 372.13' to a found $\frac{1}{2}$ " IR

Thence N 4°24'17"E, 282.73' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N 1°45'59"E, 790.72' to THE POINT OF BEGINNING

*Since
this portion included*



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OCT 24 1995

EXHIBIT A

PARCEL I:

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 29, T25N, R1E, B.M., Idaho County, Idaho, which is more particularly described as follows:

Commencing at section corner common to sections 28, 29, 32 and 33, a BLM Aluminum cap monument which is THE POINT OF BEGINNING

Thence N89°04'11"W, on section line between sections 29 and 32, 161.64' to a point on westerly edge of road #3

Thence along said westerly edge of road

N05°51'58"W, 243.52' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N20°35'22"W, 356.89' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N22°40'00"W, 276.57' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N19°45'20"W, 512.79' to a 5/8"x30" IR with plastic cap marked PLS 5165

which is on 1/16 line

Thence S89°37'09"E, on 1/16 line, 588.41' to BLM Alum cap marked S 1/16 28 29

Thence S00°09'14"E, on section line between sections 28 and 29, 1,312.87' to THE POINT OF BEGINNING

also

PARCEL II:

A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 32; T25N, R1E, B.M., Idaho County, Idaho, which is more particularly described as follows:

Commencing at section corner common to sections 28, 29, 32 and 33, a BLM Aluminum cap monument which is THE POINT OF BEGINNING

Thence S00°25'24"W, on section line between sections 28 and 29, 1,172.46' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on westerly edge road #4

Thence along said westerly edge of road

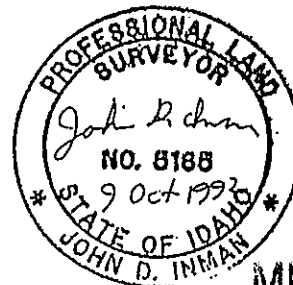
N03°11'53"W, 401.83' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N15°01'53"W, 318.70' to a $\frac{1}{2}$ "X24" IR with plastic cap marked PLS 5165

N05°51'58"W, 468.50' to a 5/8"X30" IR with plastic cap marked PLS 5165

which is on section line

Thence S89°04'11"E, on section line between sections 28 and 32, 161.64' to THE POINT OF BEGINNING



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OCT 24 1996

EXHIBIT A - continued

PARCEL III:

A parcel of land located in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, T25N, R1E, Boise Meridian, Idaho County, Idaho, which is more particularly described as follows:

Commencing at $\frac{1}{4}$ corner monument between sections 32 and 33, an aluminum pipe & cap marked LS 946, Thence N 0°25'24"E, on section line, 353.71' to a 5/8"X30" IR with plastic cap marked PLS 5165 THE POINT OF BEGINNING, which is on westerly edge road

Thence on westerly edge road

N56°26'43"W 33.05'

N33°12'46"W 102.07'

N10°26'29"W 110.91'

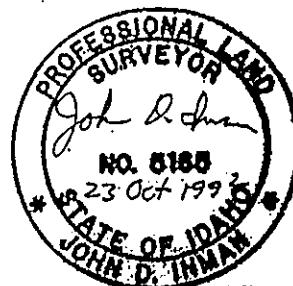
N 7°47'13"E 65.43'

N22°44'30"E 145.13'

N 3°31'16"E 396.48'

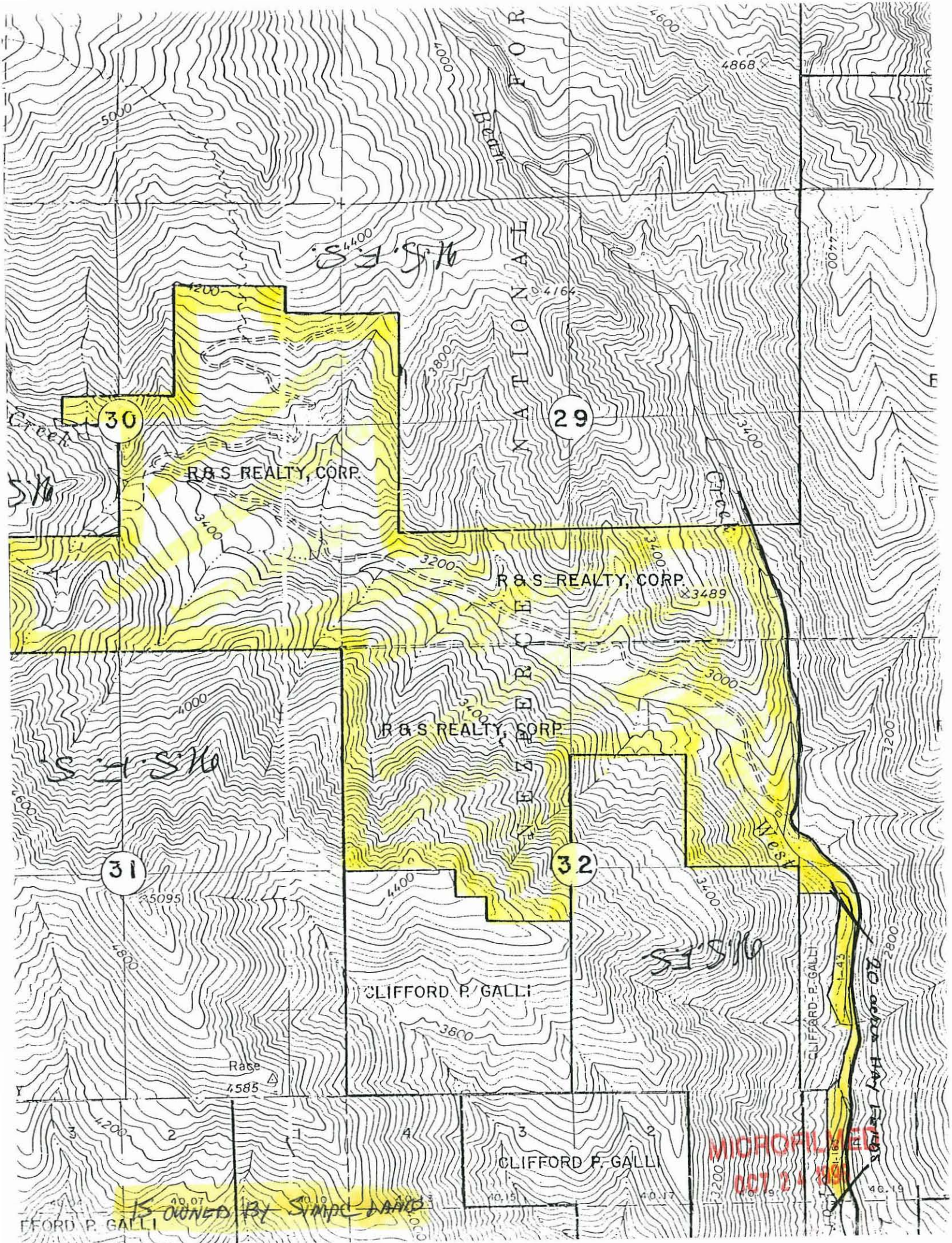
N 9°23'25"E 129.59' to a point where said westerly edge road intersects section line between sections 32 and 33

Thence S 0°25'24"W, on said section line, 935.03' to THE POINT OF BEGINNING



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OCT 24 1996



30

29

31

32

R&S REALTY, CORP.

R&S REALTY, CORP.

R&S REALTY, CORP.

CLIFFORD P. GALLI

CLIFFORD P. GALLI

OWNED BY SIMPC LAND

MICROFILMED
OCT 14 1981

RECORD OF SURVEY

DEPENDENT RESURVEY AND MONUMENTATION
LOCATED IN
SEC. 4, T24N, and SEC. 33, T25N, R1E, B M
IDAHO COUNTY, IDAHO
OCTOBER 1992
REQUESTED BY: LARRY SIMONSON

CERTIFICATE OF SURVEYOR

THIS IS TO CERTIFY THAT I, JOHN D. INMAN, A PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, PLS 5165, DID HAVE RESPONSIBLE CHARGE FOR THIS SURVEY OF THE LANDS AND CORNERS AS SHOWN ON THIS "RECORD OF SURVEY" AND THAT THIS PLAT IS A TRUE REPRESENTATION OF SAID SURVEY.



CERTIFICATE OF RECORDER

INSTRUMENT NO. _____

STATE OF IDAHO } ss
COUNTY OF IDAHO }

AT THE REQUEST OF JOHN D. INMAN, THE FOREGOING SURVEY WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF IDAHO COUNTY, IDAHO ON THE _____ DAY OF _____ 1992, AT _____ M. FEE _____.

DEPUTY RECORDER

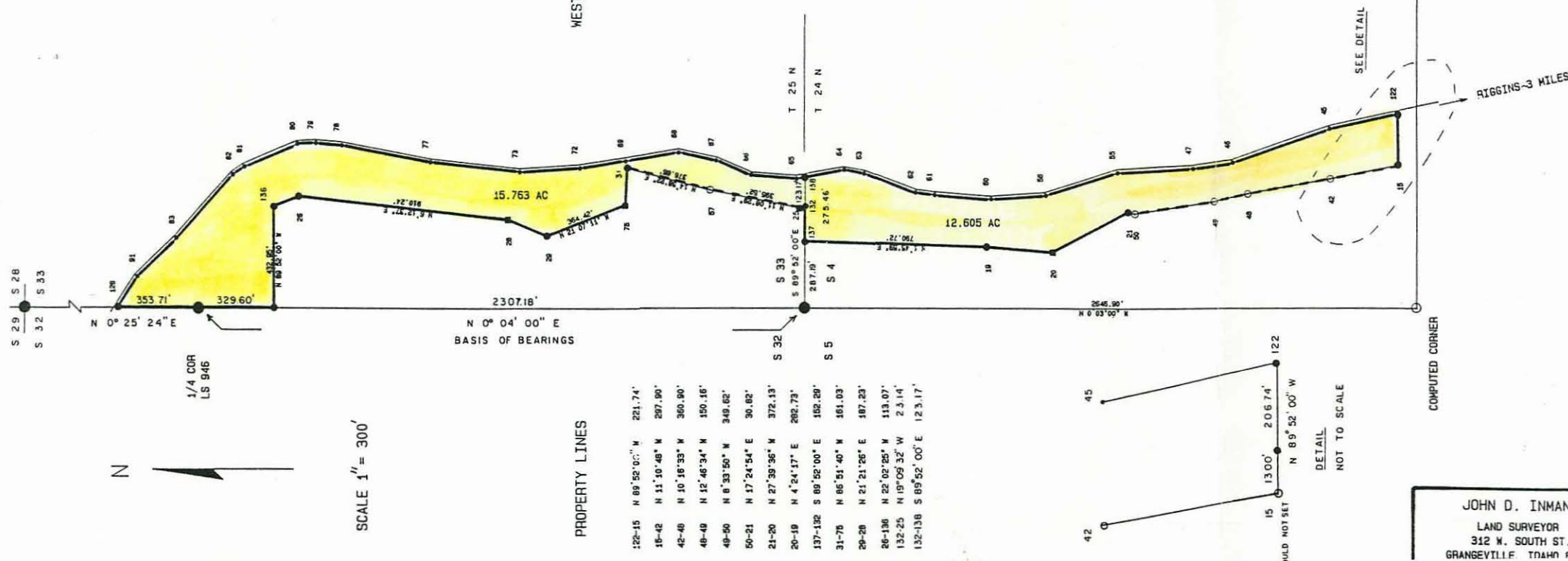
EX-OFFICIO RECORDER

LEGEND

- FND ALUM CAP MONUMENT
- FND 1/2 IR
- SET 5 8X30 IR WITH PLASTIC CAP MARKED PLS 5165
- SET 1 2X24 IR WITH PLASTIC CAP MARKED PLS 5165
- COMPUTED POINT
- PROPERTY LINE
- CENTERLINE CREEK and PROPERTY LINE

WESTERLY EDGE ROAD-PROPERTY LINE

128-91 S 56°26'44" E 156.02'
91-83 S 43°21'59" E 236.79'
83-82 S 47°35'13" E 370.37'
82-81 S 33°47'18" E 59.01'
81-80 S 23°16'39" E 251.17'
80-78 S 3°17'53" E 78.45'
79-78 S 4°35'51" N 113.12'
78-77 S 10°51'43" N 390.14'
77-73 S 6°02'48" N 391.24'
73-72 S 3°52'59" E 260.44'
72-69 S 8°23'43" E 202.20'
69-68 S 9°29'59" E 241.40'
68-67 S 12°11'03" N 164.02'
67-66 S 23°37'23" N 162.50'
66-65 S 4°16'18" N 188.64'
65-64 S 10°14'50" E 211.82'
64-63 S 9°41'59" N 87.40'
63-62 S 20°41'40" N 237.14'
62-61 S 6°57'11" N 83.14'
61-60 S 4°26'15" N 245.02'
60-56 S 3°55'46" E 236.08'
56-55 S 17°41'53" E 327.76'
55-47 S 3°08'15" E 332.91'
47-46 S 7°43'28" E 172.37'
46-45 S 19°09'33" E 440.89'
45-122 S 12°32'35" E 302.27'
65-138 S 10°15'40" E 36.46'
138-64 S 10°15'40" E 175.36'



JOHN D. INMAN
LAND SURVEYOR
312 W. SOUTH ST.
GRANDEVILLE IDAHO 83420

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: 39356

Ident. Number A 79-04384

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) R & S Realty, Corp Phone (208) 628-3446Mailing Address P. O. Box 247, Riggins, Idaho Zip 835492. Date of Priority (Only one (1) per claim) January 1, 18803. Source of water supply (a) West Fork Race Creek; So. Fork Race Creek; Race Creek & Bean Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 25N Range 1E Section 30,1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of IdahoAdditional points of diversion if any: SW/4 SW/4; NW/4 SW/4 Sec. 33; NW/4 NE/4, NE/4 NE/4, SE/4 NE/4,
Sec. 32 all in T25N, R1E and SW/4 NW/4, Sec. 4; SE/4 SE/4, Sec. 5, T24N, R1E.b. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Diversion structures installed in Bean Creek,
South and West Forks of Race Creek and Main Stem Race Creek for irrigation and stockwater.
Stock tanks have water piped to them or are otherwise developed. Irrigation is
conducted using flood irrigation techniques through gravity ditches.

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OCT 24 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/1 to 12/1 amount 4.0 or 800

For Stockwater purposes from 1/1 to 12/31 amount .12 or 87

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.12 (cfs) and/or (b) 887 (acre feet)

8. Total consumptive use claimed is 687 acre feet per annum.

9. Non-Irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 head of beef cattle

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
25N	1E	29											8	8					16
25N	1E	30													13	13		14	40
25N	1E	32	8	8		16													32
25N	1E	33						26				12	6	13					57
24N	1E	4					11	4			10	4					15	11	55

Total number of acres irrigated 200

11. In which county (ies) are lands listed above as place of use located? Idaho

12. Do you own the property listed above as place of use? Yes XX No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

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887-2-4-1096

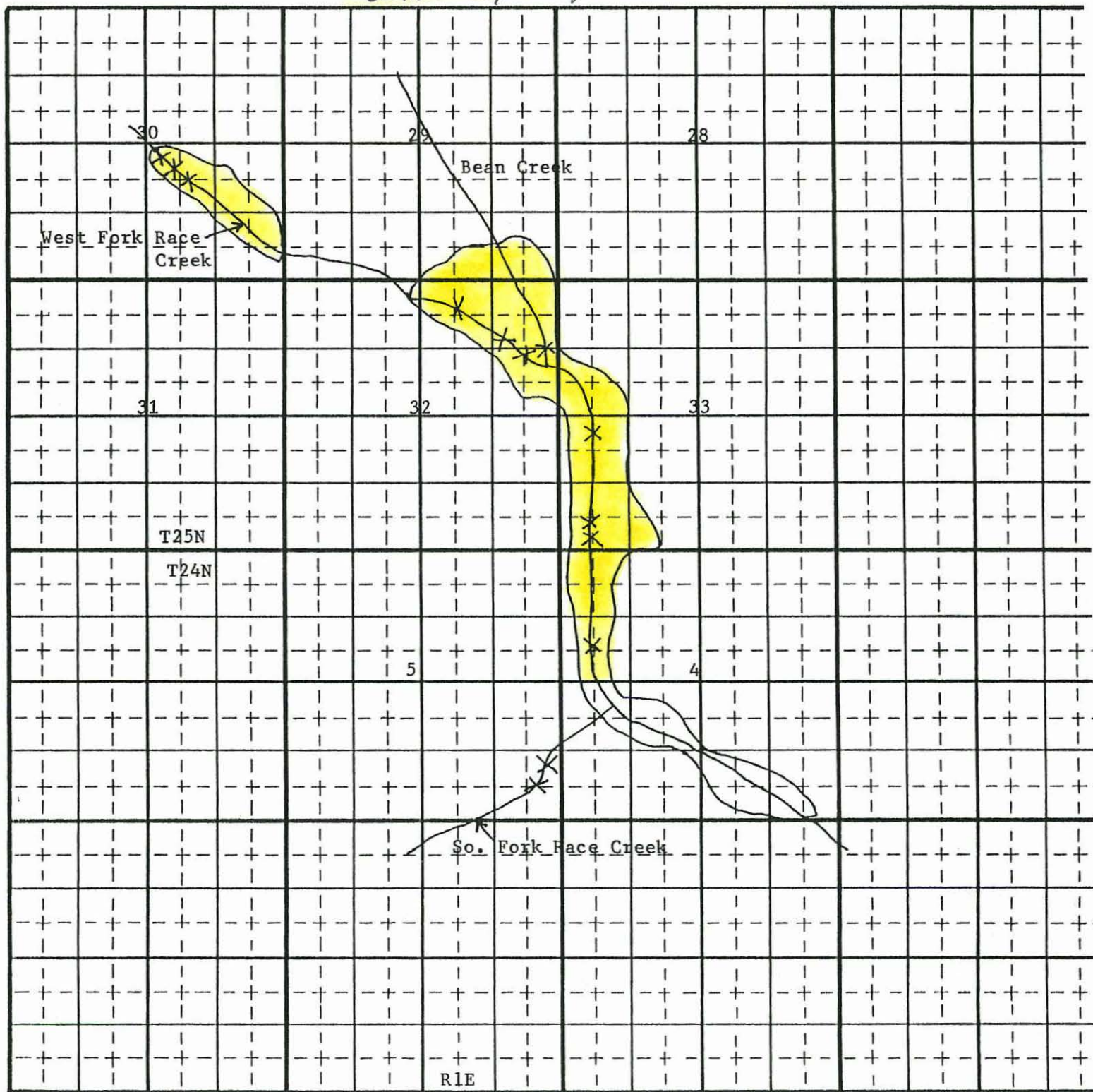
Last Name R & S Realty Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

*ALL IRRIGATABLE GROUND
OWNED BY SIMPSON LANDS*



Points of Diversion marked by an "X"

MICROFILMED
OCT 24 1996

Last Name R & S Realty Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 79-4385 & 79-4384
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 XX
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 _____
_____ Date _____

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

of R & S Realty, Corp Organization _____, that I have signed the foregoing

document in the space below as Mgr Title _____ of R & S Realty, Corp Organization _____

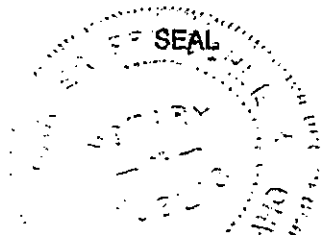
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Waverly Brown

Title and Organization Mgr R & S Realty, Corp Date 7-26-88

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

Subscribed and sworn (or affirmed) before me this 26th day of July 19 88



Notary Public Carter Fritschle

Residing at Eagle, ID

My Commission Expires 3-21-94

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 _____

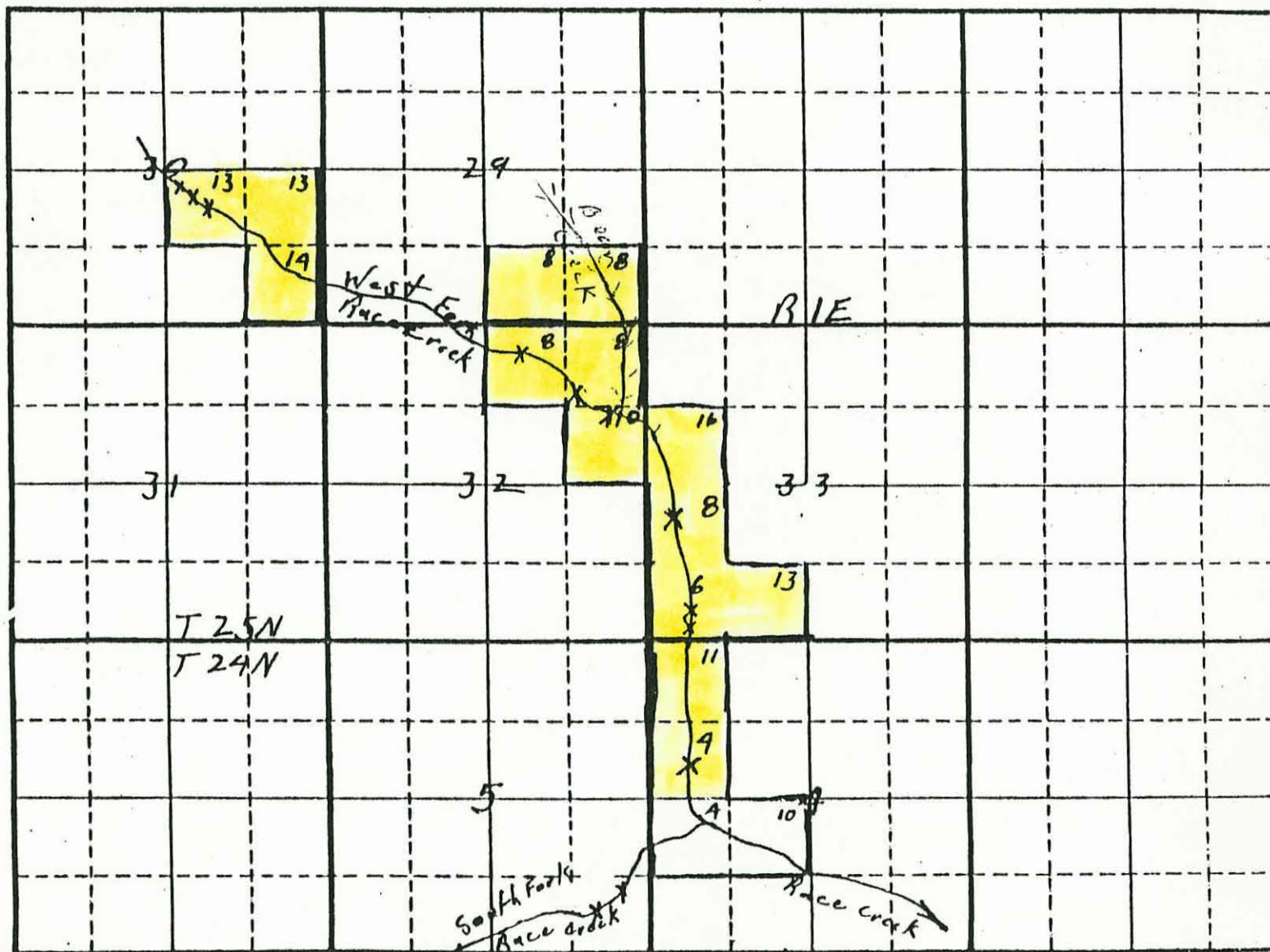
Date _____

MICROFILMED
OCT 24 1996

Last Name R & S Realty Ident. Number _____

Copies White-State, Yellow-Claimant

ALL IRRIGABLE GROUND
OWNED BY SIMPICO LANDS



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.

County of

Be it known that the undersigned, being duly sworn deposes and says that he, she, they subscribed the foregoing claim water right, together with all attached information, and that the matters and facts therein are true to the best of the declarant's knowledge.

Tom Swartz
(Claimant)

Sworn to before me this 27 day of June, 19 83.

Nancy M. Mathews
Notary Public
Residing at Boise

My commission expires

Received by 645 Date 6/27/83 Exception filed by:
 Prelim. check by 24 Date 6/29/83
 \$30.00 fee received by 645 Date 6/27/83 # 31177
 Published in Indian Country Press
 Dates 6/28 & 10/5/83

Forwarded to _____ Date _____
claimant by: _____

17

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: A79-04384
Date Received: 7/29/1988
Receipt No: C002071
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R. AND S. REALTY 208-628-3446
Address: P.O. BOX 247
RIGGINS, ID 83549
2. Date of Priority: JAN 01, 1880
3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK
RACE CREEK, SOUTH FORK RACE CREEK
RACE CREEK SALMON RIVER
BEAN CREEK RACE CREEK, WEST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	4	SW	NW			IDAHO
		5	SE	SE			IDAHO
25N	01E	30	NW	SE			IDAHO
		32	NE	NE			IDAHO
			NW	NE			IDAHO
			SE	NE			IDAHO
		33	NW	SW			IDAHO
			SW	SW			IDAHO

5. Description of diverting works:
DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	4.000		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is 687.0 Acre Feet Per Annum.

A79-04384

Page 1

Date: 08/03/88

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OCT 24 1996

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	4	NW	NW		IRR	11.0
			SW	NW		IRR	4.0
			NE	SW		IRR	10.0
			NW	SW		IRR	4.0
			SW	SE		IRR	15.0
			SE	SE		IRR	11.0
						Section Acres	55.0
25N	01E	29	SW	SW		IRR	8.0
			SE	SW		IRR	8.0
						Section Acres	16.0
		30	NE	SE		IRR	13.0
			NW	SE		IRR	13.0
			SE	SE		IRR	14.0
						Section Acres	40.0
		32	NE	NE		IRR	8.0
			NW	NE		IRR	8.0
			SE	NE		IRR	16.0
						Section Acres	32.0
		33	SW	NW		IRR	26.0
			NW	SW		IRR	12.0
			SW	SW		IRR	6.0
			SE	SW		IRR	13.0
						Section Acres	57.0
						Total Acres	200.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

***** MEMO TO FILE *****
THIS CLAIM IS A COMBINATION OF 79-04385 AND 79-04384.
3 P/D IN NWSE, S30, 2P/D IN SWSW, S33, T25N, R1E.

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OCT 24 1996

2 P/D IN SESE, S5, T24N, R1E.

NO PLACE OF USE IS LISTED ON THE CLAIM FOR THE STOCKWATER. CLF

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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: 39356
Ident. Number A 79-04384
Date Received 7-29-88
Receipt Number 0002071 04

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) R & S Realty, Corp Phone (208) 628-3446
Mailing Address P. O. Box 247, Riggins, Idaho Zip 83549

2. Date of Priority (Only one (1) per claim) January 1, 1880

3. Source of water supply (a) West Fork Race Creek; So. Fork Race Creek; Race Creek & Bean Creek
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 25N Range 1E Section 30,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Idaho

Additional points of diversion if any: SW/4 SW/4; NW/4 SW/4 Sec. 33; NW/4 NE/4, NE/4 NE/4, SE/4 NE/4,
Sec. 32 all in T25N, R1E and SW/4 NW/4, Sec. 4; SE/4 SE/4, Sec. 5, T24N, R1E.

b. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Diversion structures installed in Bean Creek,
South and West Forks of Race Creek and Main Stem Race Creek for irrigation and stockwater.
Stock tanks have water piped to them or are otherwise developed. Irrigation is
conducted using flood irrigation techniques through gravity ditches.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/1 to 12/1 amount 4.0 or 800

For Stockwater purposes from 1/1 to 12/31 amount .12 or 87

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.12 (cfs) and/or (b) 887 (acre feet)

8. Total consumptive use claimed is 687 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 head of beef cattle

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
25N	1E	29											8	8					16
25N	1E	30													13	13		14	40
25N	1E	32	8	8		16													32
25N	1E	33							26			12	6	13					57
24N	1E	4						11	4		10	4					15	11	55

Total number of acres irrigated 200

11. In which county (ies) are lands listed above as place of use located? Idaho

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:

MICROFILMED

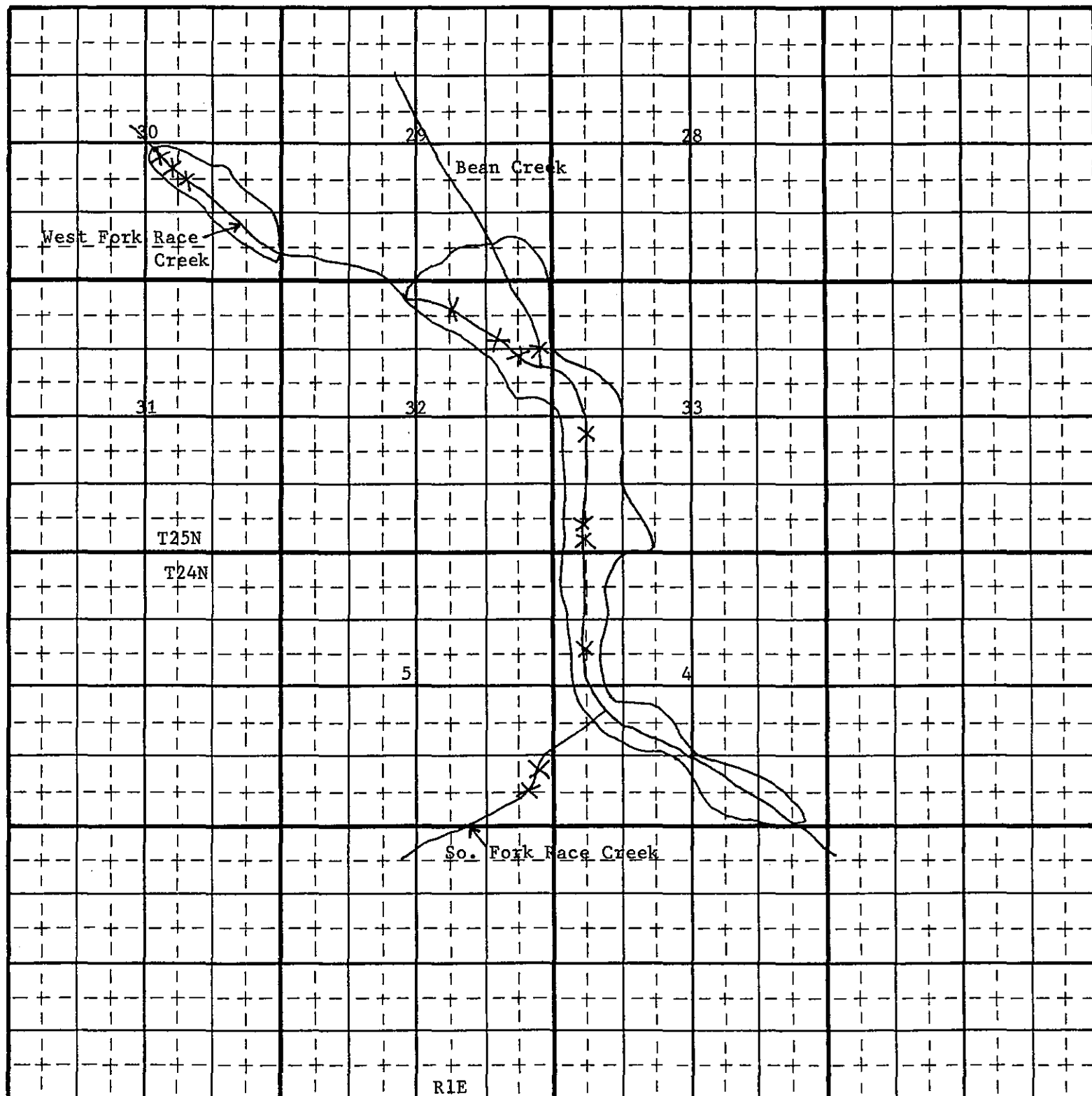
OCT 24 1996

Last Name R & S Realty Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Points of Diversion marked by an "X"

MICROFILMED

001 24 1996

Last Name R & S Realty Ident No. _____

Copies: White State, Yellow Claimant

1996

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
 Decree _____
 If applicable provide IDWR Water Right Number 79-4385 & 79-4384
 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 XX 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 _____
 _____ Date _____

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

of R & S Realty Corp _____, that I have signed the foregoing
 Organization

document in the space below as Mr. _____ of R & S Realty Corp
 Title Organization

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

Signature of Authorized Agent W. Angus Bagg

Title and Organization Mr. R & S Realty Corp Date 7-26-88

State of Idaho/or _____ }
 County of Ada } SS.

Subscribed and sworn (or affirmed) before me this 26th day of July 19 88

SEAL.

Notary Public Carter Fritschle

Residing at Eagle, Id

My Commission Expires 3-21-94

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 _____

MICROFILMED

OCT 24 1996

Last Name R & S Realty Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 13, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

LARRY SIMONSON
NANCY SIMONSON
PO BOX 1211
RIGGINS ID 83549-1211

Re: Notice of Claim to a Water Right No. A79-04384A and A79-04385

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Please note, the name has also been changed on water right number 79-13606, which has been decreed by the SRBA Court.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure

RECEIVED

DEC 20 1996

Department of Water Resources

December 18, 1996

Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237

Dear Roxanne McCarthy,

As per conversation on December 18, 1996. The address on water right claim #A65-07209 is incorrect. It should be:

Simpco Lands
C/O Larry Simonson
14089 Morell Road
McCall, ID 83638
208-634-7074

The priority dates on the following water right claims need to be changed to 1880 as originally filed by Tom & Lorraine Bicandi.

No. A79-13606
No. A79-13607
Address change to C/O Larry Simonson: *and priority dates 1880*
No. A79-04385
No. A79-0438A

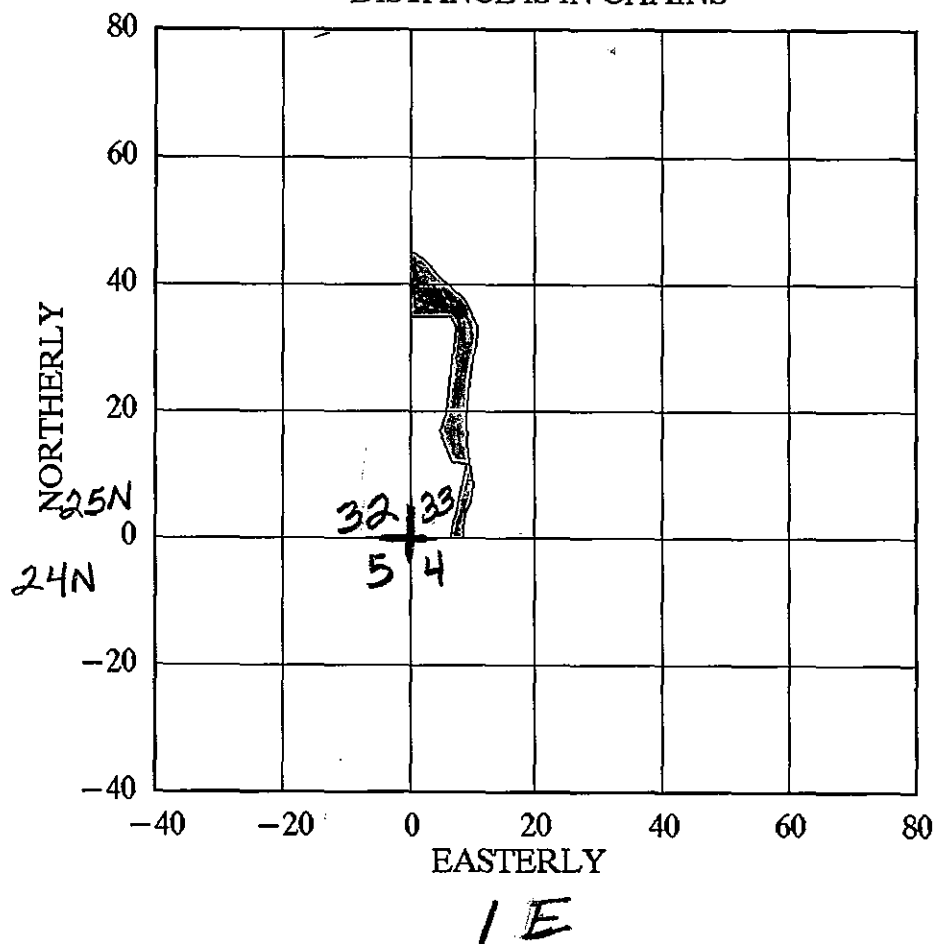
Simpco Lands by
Larry Simonson

Simpco Lands date 12-18-96
[Signature]

*Simpco Lands
plat #1*

(15.77 ac)

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS

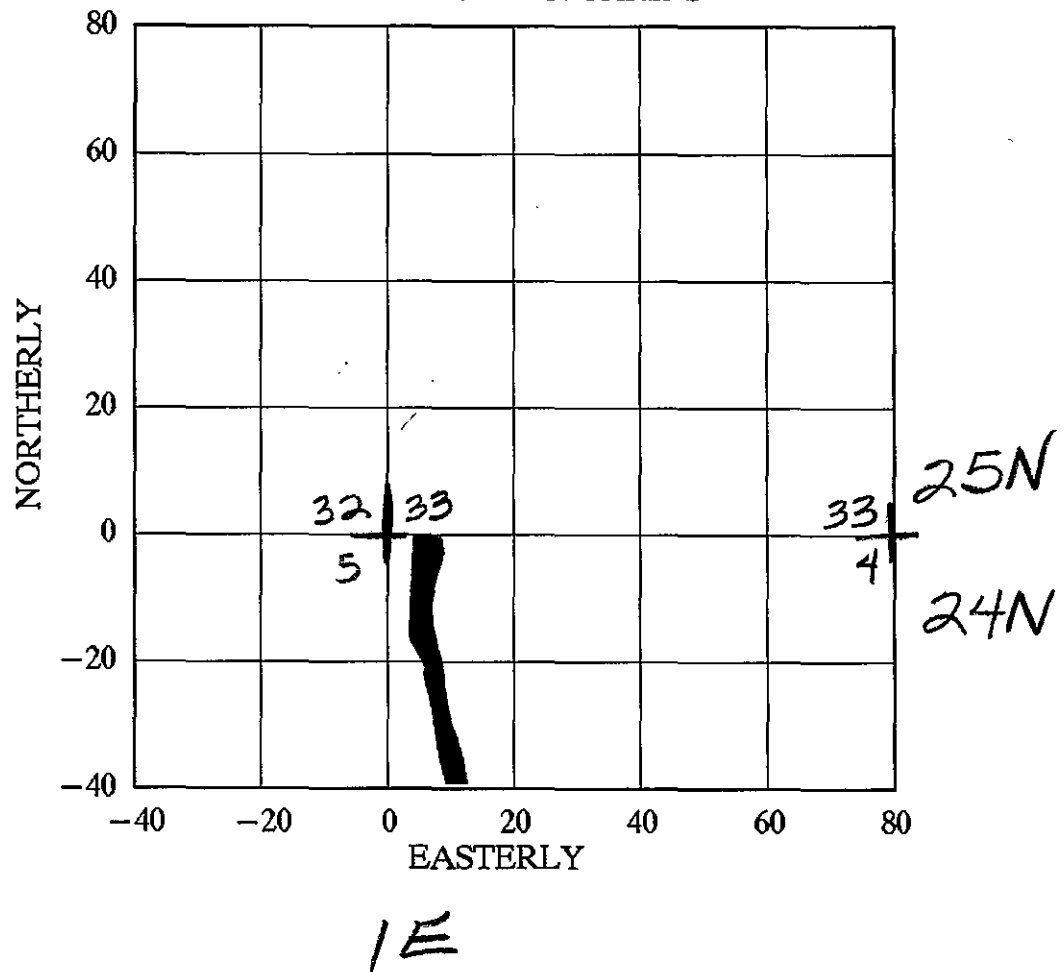


MICROFILMED

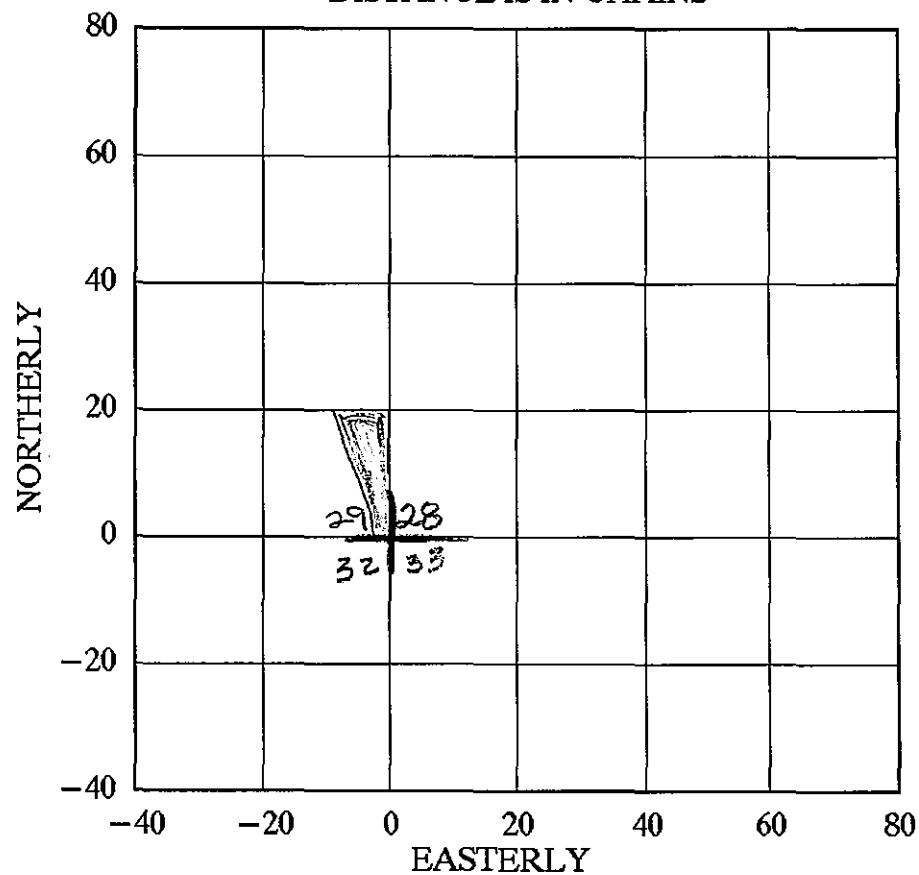
OCT 24 1996

*Simple lands
plot #2*

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



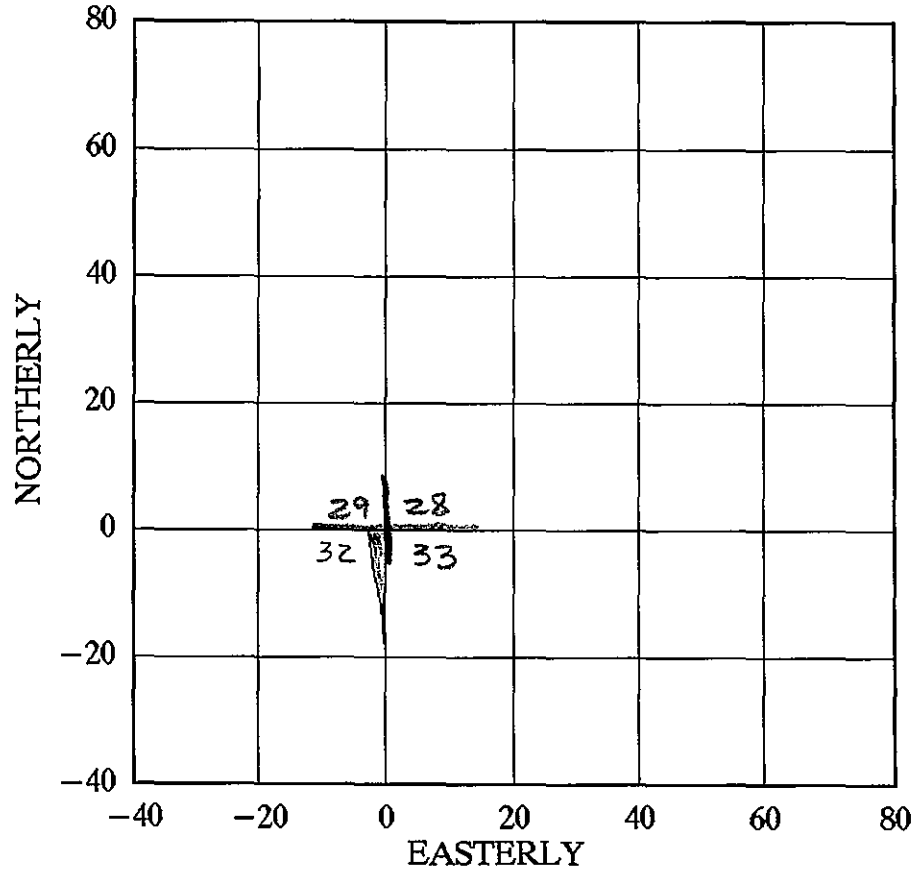
*Simpco
plat #3
Parcel I-
Exhibit A
excluded
from Simpco*

MICROFILMED
OCT 24 1996

Simpco #4

*Parcel II
Exhibit A
Excepted*

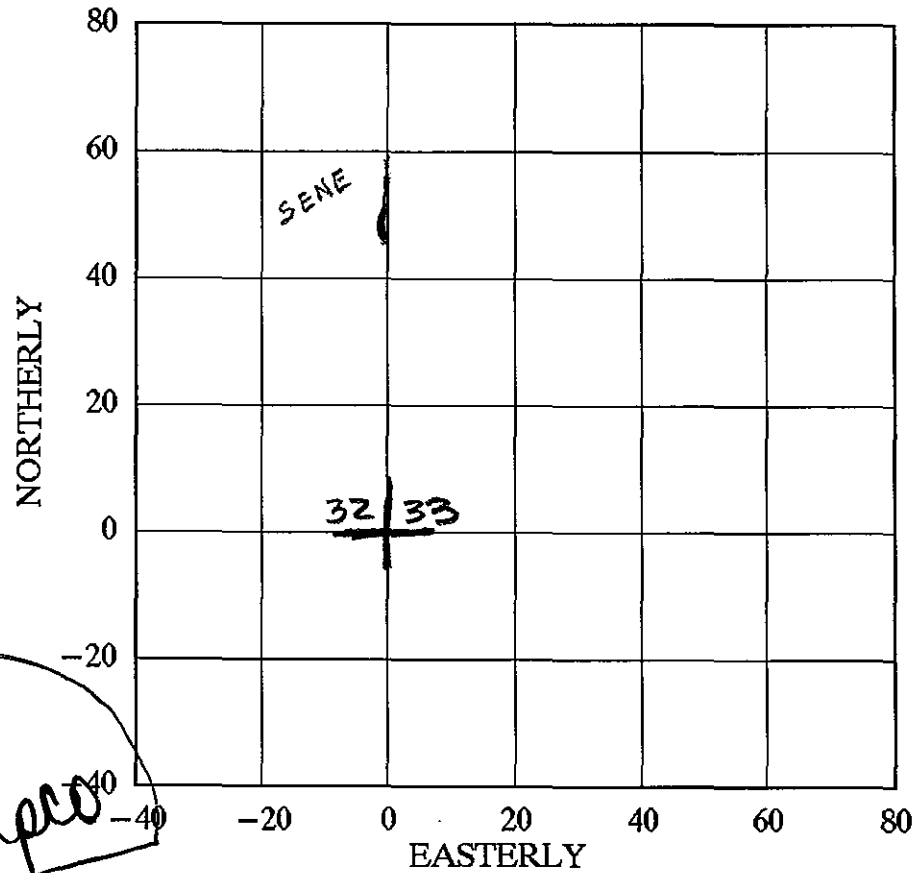
PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



MICROFILMED

OCT 24 1996

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



*Simpco
#5*

*Parcel III
Exhibit A*

*Excluded
from Simpco*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

February 23, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Original Notice of Claim to a Water Right No. A79-04384

Renumbered to Notice of Claim to a Water Right No. A79-04384A

New Claim to be completed A79-04385

Larry Simonson
SIMPCO LANDS
14089 Morell Rd
McCall, ID 83638

Dear Larry,

We have received and processed the Change of Ownership form submitted on the Original Notice of Claim to a Water Right Number as referenced above. This change of ownership required a split of this original claim resulting in the renumbering of the original claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right Number for your portion is referenced above. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this copy for your files and refer to the new claim number when corresponding with our office.

Also, as discussed in our telephone conversation February 22, 1994 the following items need to be completed:

1) Enclosed is claim A79-04385 (Bean Creek) that was incorrectly combined with claim A79-04384 (West Fork Race Creek).

a. This claim needs to be signed by you or an authorized agent for Simpcos.

b. A Notary must sign the last page and attach their seal to it.

c. A \$50.00 flat fee must accompany this claim. (Note that the acre fee has already been paid for by the original claimant and is listed on 2nd page of the claim in remarks as paid). Normal fees for irrigation claims are \$50.00 per claim and 1 dollar per acre of irrigation.

d. Claim (A79-04385) must be returned to our office within 30 days of this letter.

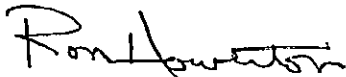
MICROFILMED
OCT 24 1996

* R & S Reality (the original claimant) claimed the lands covered by A79-04384 and A79-04385 into one claim, A79-04384. This was incorrect, the claims must be filed separately. If a claim is filed incorrectly, the claim may be returned to the current owner(s) for additional information or fees required to process those claims, as in this case.

2) Enclosed is a change of ownership form and a copy of R. & S. Reality's remaining portion, A79-04384B. You expressed that that you would pass along this information to Pat Armstrong, since you thought he was the new owner of these lands. He could then base his ownership change from this information.

If you have any questions concerning this letter or the enclosed claim, please feel free to contact this office.

Sincerely,



Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Enclosures

MICROFILMED
OCT 24 1996

ADJUDICATION MEMORANDUM

CLAIM NO.: A79-04384/4385

SUBJECT: OWNERSHIP CHANGE/SPLIT CLAIMS

EMPLOYEE: RON HOWERTON

DATE: FEB 22, 1994

- 1) CALLED LARRY SIMONSON, HE REPRESENTS SIMPO LANDS FOR THIS CHANGE IN OWNERSHIP.
- 2) I CALLED AND SAID WE WERE PROCESSING THE OWNERSHIP CHANGE, AND HOLD UP WAS DUE TO THE CLAIM WASN'T CLAIMED CORRECTLY BY R&S REALTY CORP. (HOWEVER, WE HAD TOLD CLAIMANTS THEY WOULD FILE HOWEVER THEY WANTED) BUT, NOW SINCE THIS CLAIM REQUIRES AN OWNERSHIP CHANGE REQUIRING A SPLIT, THE CLAIM MUST BE CORRECTED.
- 3) I LET LARRY KNOW THAT FIRST THE CLAIM WAS INCORRECTLY COMBINED WITH ANOTHER CLAIM A79-04385, THIS WAS ANOTHER SOURCE THAN RACE CR. ON 4384. THE SOURCE FOR 4385 IS BEAN CR. THE CLAIM ^(ACRES UNDER RECEIPT# 0002071) PAID FOR THE ACRES, BUT NEEDS A \$0.00 FLAT-FEE WITH SIGNATURES AND NOTARY SEAL. I WILL SEND THIS ASAP FOR CLEANING THIS CLAIM UP.
- 4) THE OTHER PART WHICH IS 4384 CAN BE SPLIT BETWEEN SIMPCO AND REMAINDER BACK TO R&S REALTY. LARRY THOUGHT THAT THE REMAINDER BELONGED TO PAT ARMSTRONG. I WILL SEND AN OWNERSHIP CHANGE TO LARRY TO GIVE TO PAT ARMSTRONG.
- 5) THE NEXT PART OF 4384 WAS THAT IT WAS CLAIMED ON SOME LANDS NOT COVERED BY STAT CLAIM. IT HOWEVER APPEARS THAT SIMPCO WILL HAVE 140 ACRES AND PAT ARMSTRONG WILL HAVE THE REMAINDER, 14 ACRES. WE DO NOT HAVE EVIDENCE THAT PAT OWNS THIS PART YET AND WILL DO THE SPLIT BACK TO R&S REALTY. LARRY SAID THAT THE PID FOR PAT ARMSTRONG WOULD BE ON RACE CR IN THE SWNW S4, THIS LAND THAT IS NOT SIMPCO'S IS THE ^{PER LARRY} NWSE & NESW S4, T24N R1E.
- 6) ADDRESS IS 14089 MORELL RD, MCCALL ID 83638 Ph# (208) 634-2728 FOR SIMPCO LANDS - ATTN: LARRY SIMONSON

MICROFILMED

OCT 24 1996

RECEIVED
OCT 02 2006
IDWR/North

September 12, 2006

To Whom It May Concern:

In the year of 1938 the Circle C Ranch, New Meadows, Idaho, purchased the Race Creek Ranch in Riggins, Idaho from Holt and Rhoads Sheep and Cattle Company. The Ranch that Ray Ralls, Riggins, Idaho presently owns was included in this original Ranch. My Dad, Roy F. Hall (deceased) became the manager of this Ranch for Circle C at the time it was purchased in 1938. There was an extensive irrigation system in place on the Ranch at the time my Dad became manager. Growing up I spent a lot of time helping with the work on the ranch, which included irrigating the hay fields, several large vegetable gardens, and orchards fill with many nut & fruit trees. The water from the west fork of Race Creek was used for irrigation, as well as domestic. It was also used to power a "water wheel" that generated electricity that was used to charge auto batteries to run the radio, and a grinding wheel used to sharpen tools. At that time we did not have electricity to the house. The spring that is located in the back yard of the house Ray lives in was used for our drinking water. In 1948 Idaho Power put lines up Race Creek, the spring was then further developed, and the water was pumped into the house.



Alvin H. Hall
New Meadows, Idaho

STATE OF IDAHO

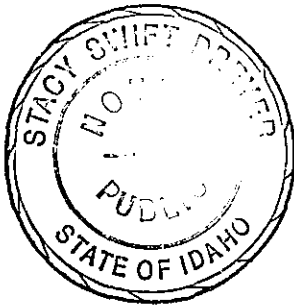
)

: ss

COUNTY OF ADAMS

)

On This 26th day of September, in the year 2006, before me, a Notary Public in and for said State, personally appeared Alvin H. Hall
_____, known or identified to me to be the person(s) whose names(s) _____
subscribed to the within Instrument, and acknowledged to me that he executed the
same.



Stacy Swift Drey
Notary Public of Idaho
Residing at New Meadows, Idaho
Commission Expires: 3-17-2011

RECEIVED

OCT 13 2004

DEPARTMENT OF
WATER RESOURCES

5 Oct., 2004

To Whom It May Concern:

This letter is the written testimony of Jerry Clay and Ray Hamell as it pertains to the use of irrigation water from Race Creek located in Sec. 4, T24NR1E and Secs. 29, 32 and 33 T25NR1E in Idaho County, Idaho and its use on property currently owned by Larry and Nancy Simonson of Riggins, Id..

It is historical fact that the original homesteads that make up this ranch property date back to the late 1800's when they were used to produce agricultural necessities during the Gold Rush Era. There are still old fruit trees along the ditches which are over 100 years old.

The Clay family were pioneers in central Idaho and many of its members, including Jerry, worked on this property. His personal knowledge of the property dates back to the 1950's as an employee of Circle C Ranches, who owned the property until it was sold to Tom and Lorraine Bicandi during the early 1970's. During that time the land was used as irrigated pasture and hay production. It also served as winter pasture and feedlot areas as well as spring calving ground.

During the mid 1970's the Hamell family purchased property which adjoined the Bicandi Ranch. Its use as described above continued through the 1970's and early 1980's when the property was sold to BS Ranches. Ray Hamell served as a property manager for BS Ranches until the property was acquired by the Simonsons during the late 1980's. As property manager during the BS Ranch ownership I traced the statutory claims for water right back to the 1880's. The chain of title reflects that the property has been used continuously for the production of crops and as pasture since that time. Since the acquisition of the property by the Simonsons I have done extensive improvements to the irrigation systems in place on the ranch. It is still used today essentially as it has been for over a century.

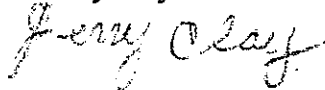
If you have any questions I can be contacted at 208 628-3073 or P.O. Box 338 Riggins, Id. 83549.

Sincerely,

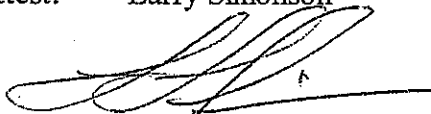


Raymond R. HAMELL

Attest: Jerry Clay



Attest: Larry Simonson



This is totally true


SCANNED

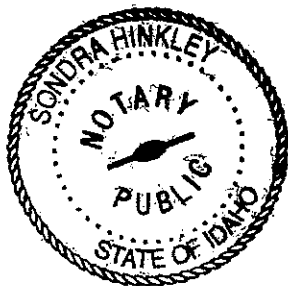
OCT 13 2004

INDIVIDUAL

STATE OF IDAHO-----)
COUNTY OF IDAHO-----)

On this 6 day of October, in the year 2007, before me a Notary Public in and for said State, personally appeared Raymond Hinkley Larry Simpson, known or identified to me to be the person whose name is/are subscribed to the within instrument and acknowledged to me that---he---executed the same.

WITNESS my hand and official seal.



Sondra Hinkley
Notary Public for Idaho
Residing at Reggie's
My Commission expires Sept 13, 2008

SCANNED

OCT 13 2004

September 30, 2004

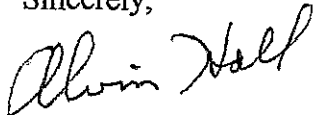
Alvin Hall
4220 Hwy. 95
New Meadow, Idaho 83654

To Whom It May Concern:

The former Circle C Ranch, New Meadows, Idaho, bought the Race Creek Ranch, Riggins, Idaho County, Idaho in 1938 from Holt & Rhoades. My father, Roy F. Hall moved onto this ranch in 1938 as foreman. He worked on this ranch as foreman for 32 years. The water that was used to irrigate this ranch came from Race Creek & Bean Creek. This water was used to irrigate; pastures, raise hay, vegetable gardens & fruit orchards. The "*points of diversion*" used for the irrigation systems where already in place when Roy moved on the Ranch in 1938.

The upper part of the Circle C Ranch that is now owned by Larry Simonson, Riggins, Idaho, was called the Pipes Place, Wisdom Place, & the Hatter homestead. I, Alvin Hall, helped my Father Roy F. Hall irrigate and raise crops on this land from the late 1940's to the early 1970's when the ranch was then sold to Tom Bicandi.

Sincerely,

A handwritten signature in cursive script that reads "Alvin Hall". The signature is written in dark ink and is positioned below the word "Sincerely,".

Alvin Hall

SCANNED

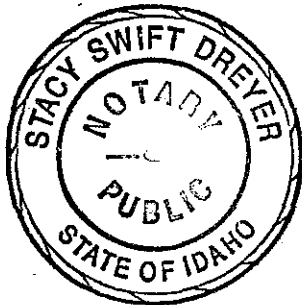
OCT 13 2004

STATE OF IDAHO)

: ss

COUNTY OF ADAMS)

On This 30th day of September, in the year 2004, before me, a Notary Public in and for said State, personally appeared Alvin Hall, known or identified to me to be the person(s) whose names(s) subscribed to the within Instrument, and acknowledge to me that he executed the same.



Stacy Swift Dreyer
Notary Public of Idaho
Residing at New Meadows, Idaho
Commission Expires: 3-17-2005

SCANNED

OCT 13 2004

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: A79-04384A
Date Received: 7/29/1988
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: SIMPCO LANDS 208-634-7074
Address: 14089 MORELL RD
MCCALL ID 83638

2. Date of Priority: JAN 1, 1880

3. Source: RACE CREEK, WEST FORK Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	30		NW	SE		IDAHO
		32		NE	NE		IDAHO
				NW	NE		IDAHO
				SE	NE		IDAHO
		33		NW	SW		IDAHO
				SW	SW		IDAHO

5. Description of diverting works:
DAMS, HEADGATES & DITCHES. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	2.800		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	4	NW	NW		IRR	11.0
			SW	NW		IRR	4.0
						Section Acres	15.0
25N	01E	29	SW	SW		IRR	8.0
			SE	SW		IRR	8.0
						Section Acres	16.0
		30	NE	SE		IRR	13.0
			NW	SE		IRR	13.0
			SE	SE		IRR	14.0
						Section Acres	40.0
		32	NE	NE		IRR	8.0
			NW	NE		IRR	8.0
			SE	NE		IRR	10.0
						Section Acres	26.0
		33	SW	NW		IRR	16.0
			NW	SW		IRR	8.0
			SW	SW		IRR	6.0
			SE	SW		IRR	13.0
						Section Acres	43.0
						Total Acres	140.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

3 P/D IN NWSE, S30, 2 P/D IN SWSW, S33, T25N, R1E.
NO PLACE OF USE IS LISTED ON THE CLAIM FOR THE STOCKWATER. CLF
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. 79-04384, FEE PAID UNDER RECEIPT NO. C002071.
RDH 2-22-94.

15. Basis of Claim: STATUTORY CLAIM

December 18, 1996

Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237

Dear Roxanne McCarthy,

As per conversation on December 18, 1996. The address on water right claim #A65-07209 is incorrect. It should be:

Simpco Lands
C/O Larry Simonson
14089 Morell Road
McCall, ID 83638
208-634-7074

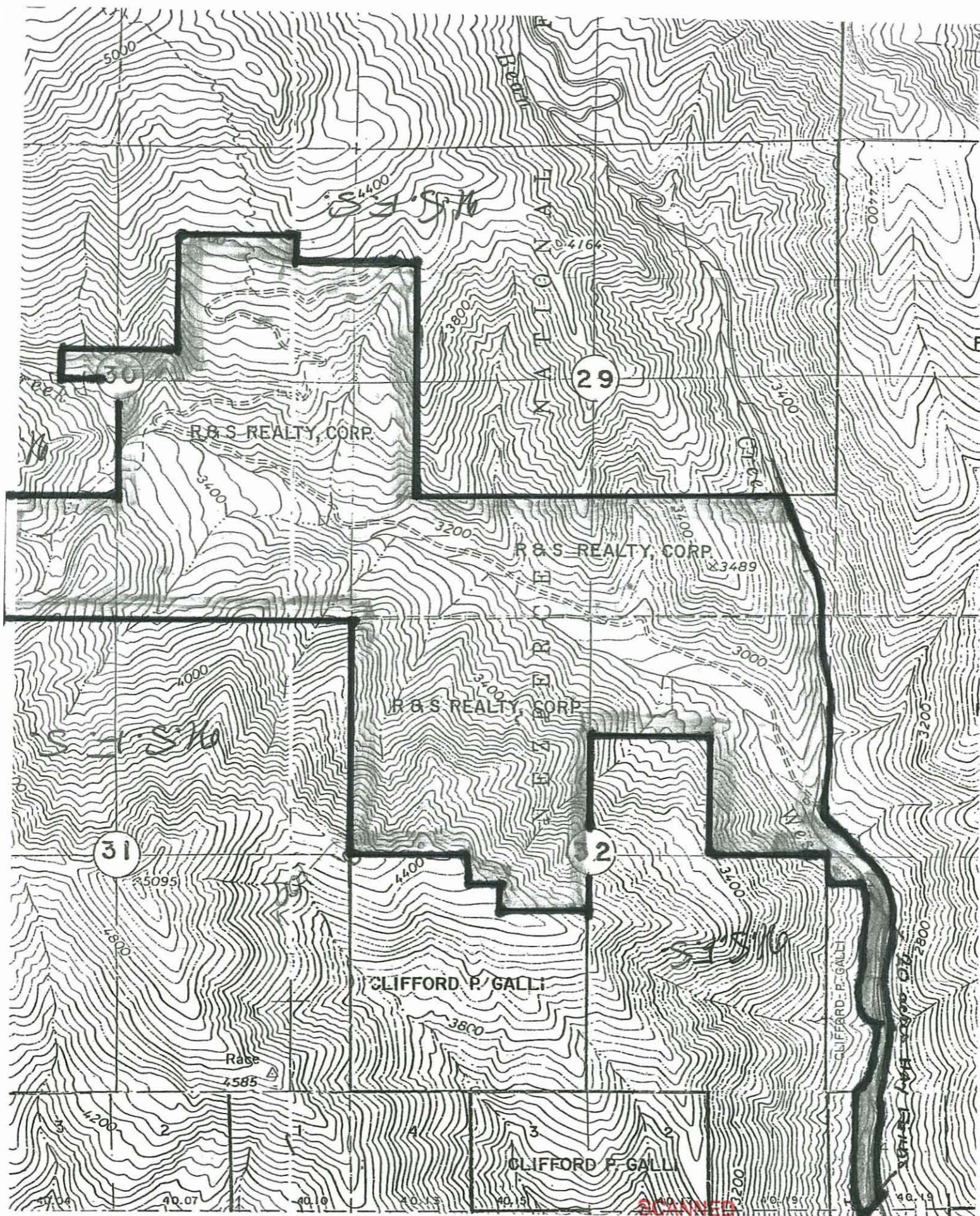
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No. A79-13606
No. A79-13607
Address change to C/O Larry Simonson: *and priority dates 1880*
No. A79-04385
No. A79-0438A

Simpco Lands by
Larry Simonson

Simpco Lands date 12-18-96
by [Signature]

SCANNED
OCT 13 2004



SCANNED

OCT 13 2004

