

10/20/2006

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

RIGHT NUMBER: 79-10256

NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370

SOURCE: BILLY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.660 CFS

PRIORITY DATE: 04/11/1910

POINT OF DIVERSION:

T31N R02W S31 SENW Within IDAHO County

T31N R03W S25 SESE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.660 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T31N R03W S25 Lot 4 SENE 11.00 T31N R03W S25 Lot 5 NESW 0.40

T31N R03W S25 Lot 9 SESW 8.00 T31N R03W S25 NESE 3.20

T31N R03W S25 Lot 5 NWSE 8.00 T31N R03W S25 SWSE 2.40

33 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 - License

08/18/2006

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: 79-10256
HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370
Telephone Number: (541) 929-3308

RECEIVED
SEP 25 2006
IDWR/North

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

priority date 4/11/1910 source - Billy Creek
period of use 3/15 10/31

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

Point of diversion - change T31N R03W S25 SWSE } to T31N R2W S31 SE NW - Begin
T31N R03W S25 SWSE } T31N R3W S25 SW SE SE Begin
Irrigation
Water turbine

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

T31N R3W S25 SW SE SE
end for water turbine

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

DATE: 9/20/06 SIGNATURE: by George E Shroyer Jr.
Please print your name: George E Shroyer Jr.

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

08/18/2006

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

RIGHT NUMBER: 79-10256

NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370

SOURCE: BILLY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.660 CFS

PRIORITY DATE: 04/11/1910

POINT OF DIVERSION:
T31N R03W S25 SWSE Within IDAHO County
T31N R03W S25 SWSE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.660 CFS
PLACE OF USE:	<u>IRRIGATION Within IDAHO County</u>		
	T31N R03W S25 Lot 4 SENE	11.00	T31N R03W S25 Lot 5 NESW 0.40
	T31N R03W S25 Lot 9 SESW	8.00	T31N R03W S25 NESE 3.20
	T31N R03W S25 Lot 5 NWSE	8.00	T31N R03W S25 SWSE 2.40
	33 ACRES TOTAL		

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

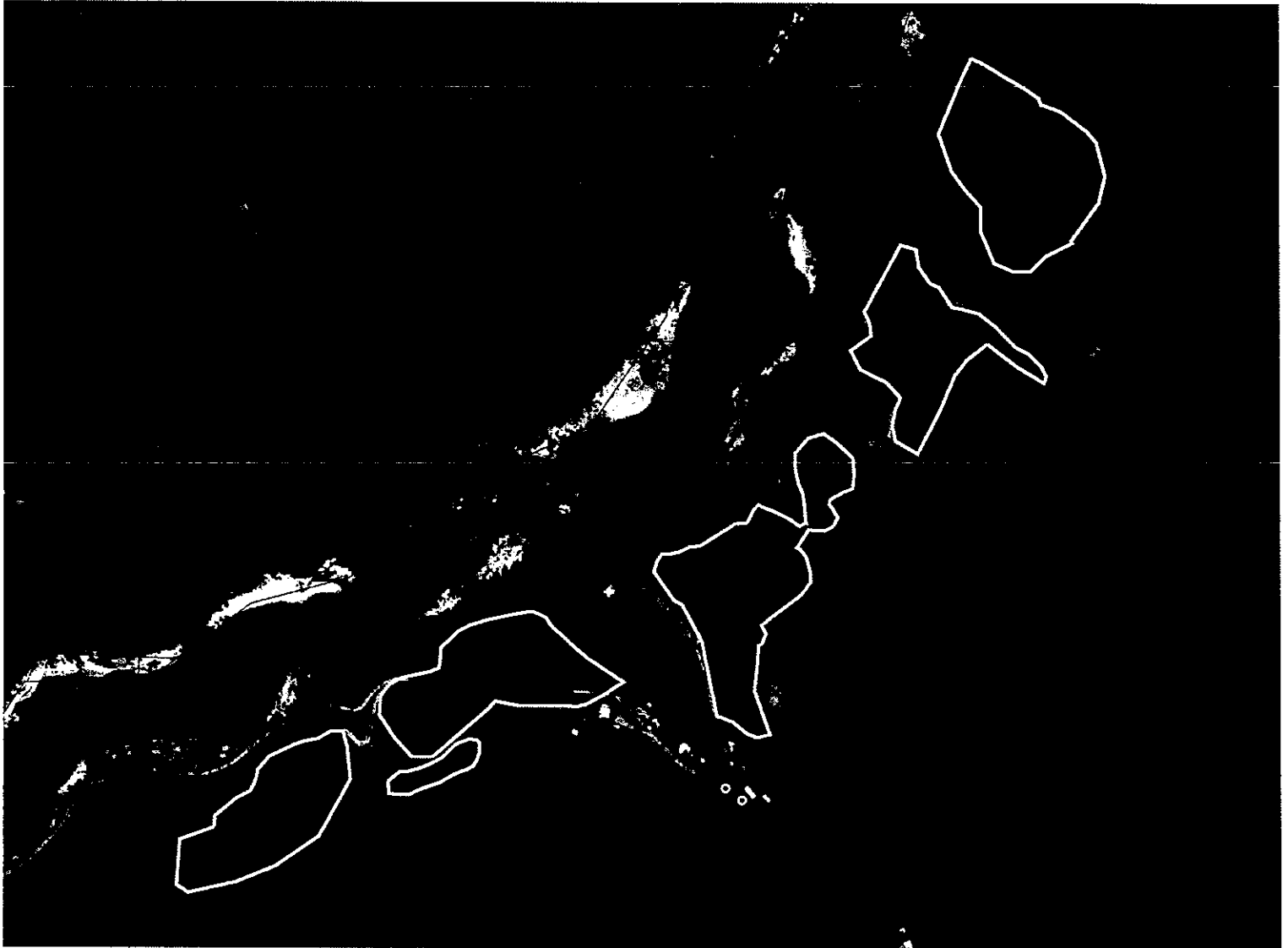
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RECEIVED
SEP 25 2006
IDWR/North

79-10256

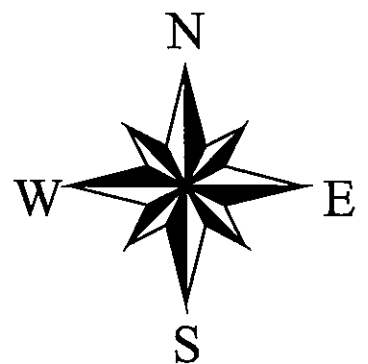
**T31N R03W
Section(s) 25**



Place of Use

⊙ **Point of Diversion**

**Layout prepared on July 24, 2006
By Greg Taylor
Idaho Department of Water Resources**



07/24/2006

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

RIGHT NUMBER: 79-10256

NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370

SOURCE: BILLY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.660 CFS

PRIORITY DATE: 04/11/1910

POINT OF DIVERSION:

T31N R03W S25 SWSE Within IDAHO County

T31N R03W S25 SWSE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.660 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T31N R03W S25 Lot 4 SENE 11.00 T31N R03W S25 Lot 5 NESW 0.40

T31N R03W S25 Lot 9 SESW 8.00 T31N R03W S25 NESE 3.20

T31N R03W S25 Lot 5 NWSE 8.00 T31N R03W S25 SWSE 2.40

33 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 - License

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: A79-10256
Date Received: 7/27/1988
Receipt No: W000602
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHROYER RANCHES, INC. 503-929-2694
Address: 24799 GRANGE HALL RD.
PHILOMATH, OR 97370

2. Date of Priority: MAR 01, 1910

3. Source: BILLY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
31N	02W	31		SW	NW		IDAHO
	03W	25		SE	SE		IDAHO
		36		NE	NE		IDAHO

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	0.520		

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

8. Total consumptive use is 91.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
31N	03W	25	SE	NE		IRR	4.4
			SE	SW		IRR	10.3

A79-10256

Page 1

Date: 08/08/88

MICROFILMED
OCT 06 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
31N	03W	25	NW SE		IRR	11.3
Section Acres						26.0
Total Acres						26.0

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:

EXISTING WORKS DESCRIPTION: EARTH AND ROCK DAMS DIVERTING
WATER TO INLET STRAINERS. DELIVERY SYSTEM CHANGED FROM DIRT
DITCH TO PVC PENSTOCK APRIL 15, 1983.

15. Basis of Claim: BENEFICIAL USE

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 _____

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 A79-10256
Date Received 7-27-88
Receipt Number W000602 S. Lane

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Shroyer Ranches, Inc. Phone (503) 929-2694
Mailing Address 24799 Grange Hall Rd Philomath, OR Zip 97370
- Date of Priority (Only one (1) per claim) March 1, 1910
- Source of water supply (a) Billy Creek
which is tributary to (b) Salmon River
- a. Location of existing point of diversion is: Township 31N Range 3W Section 25,
1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of Idaho
Additional points of diversion if any: TWN31N R2W SEC31 SW 1/4 of NW 1/4
TWN31N R3W SEC36 NE 1/4 of NE 1/4 Idaho Co
b. If instream flow, beginning point of claimed instream flow is:
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 _____
- 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. Earth and rock dams diverting water
to inlet strainers. Delivery system changed from dirt ditch to PVC
penstock April 15, 1983.

MICROFILMED

Copies: White-State, Yellow-Claimant

OCT 06 1992

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 .52 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .52 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 91.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) -0-

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	
31N	3W	25				4.4													
31N	3W	25														11.3			
31N	43W	25												10.3					

Total number of acres irrigated 26.0

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 ☒ 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 (☒)

14. Remarks:

Last Name Shroyer Ranches, Inc. Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
OCT 06 1992

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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 President _____

Title

of Shroyer Ranches, Inc. _____, that I have signed the foregoing

Organization

document in the space below as President _____ of Shroyer Ranches, Inc. _____

Title

Organization

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

Signature of Authorized Agent Rex Shroyer _____

Title and Organization President / Shroyer Ranches, Inc. Date 7/27/88

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

Subscribed and sworn (or affirmed) before me this 27th day of July 19 88

SEAL

Notary Public Carter Fritschler _____

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 _____

Last Name Shroyer Ranches, Inc. Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
OCT 06 1992

[79-10256]

24

25

30

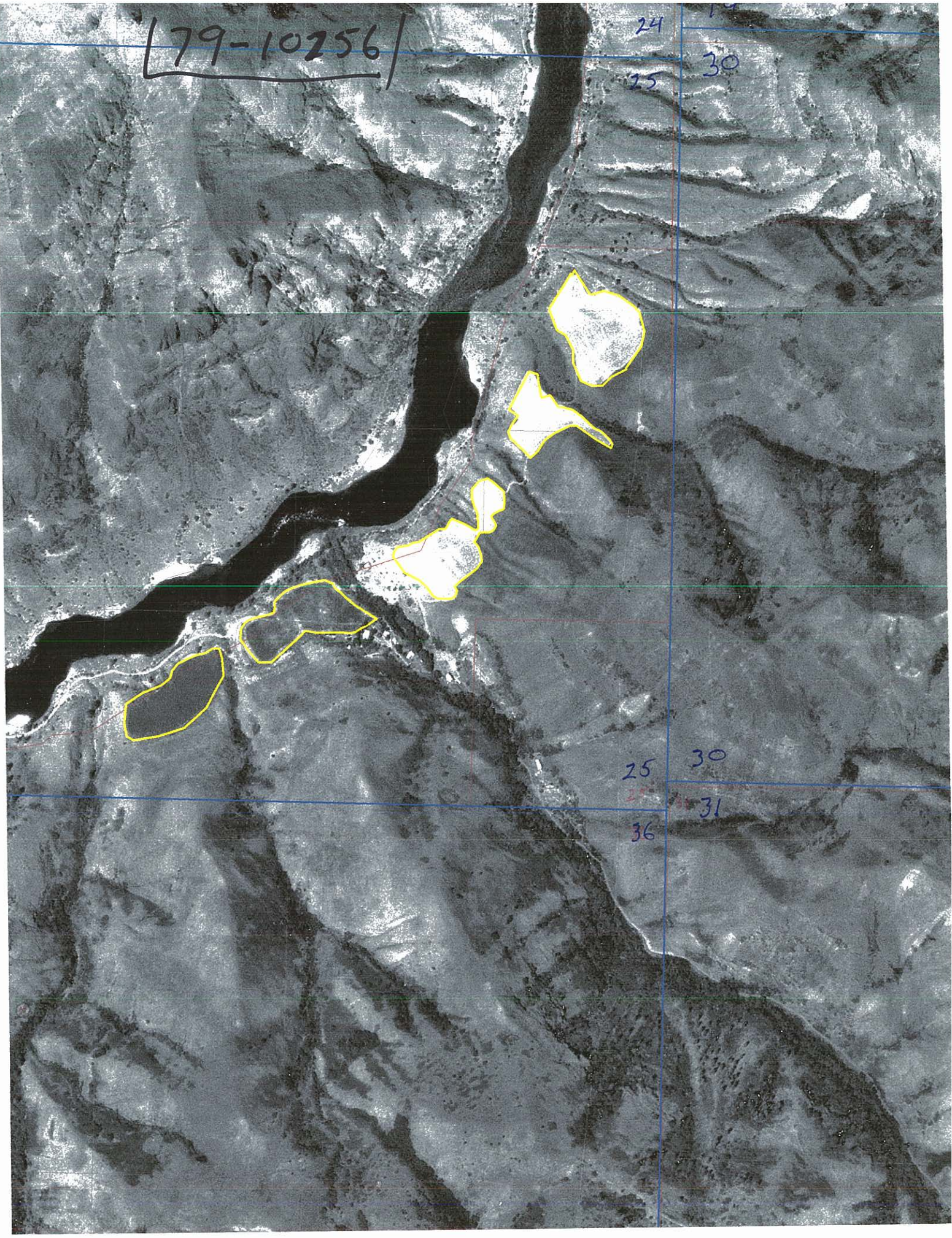
25

25

36

30

31



Report of Surveyor

on

Water Right Permit No. 5931.

Richard P. Nash, Holder.

L. C. SPEDDEN, County Surveyor, being duly sworn, says and reports as follows:

Amount of land irrigated, 83 acres, on unsurveyed Section 25, Township 31 North, Range Three West S. E.

Source of water supply: Captain Billy Creek and Dams Creek.

Water conveyed through ditches: One ditch from Captain Billy Creek, 16 inches wide at bottom, 24 inches wide at water-line, of 8 inches depth. Point of diversion on SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Sec. 25; point of distribution, said irrigated land. One ditch from Captain Billy Creek, 18 inches wide at bottom, 24 inches wide at water-line, of 10 inches depth. Point of diversion SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Sec. 25. Point of distribution, said irrigated land.

One ditch from Dams Creek, 18 inches wide at bottom, 24 inches wide at water-line, of 8 inches depth. Point of diversion, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 36, of said township. Point of distribution, said irrigated land.

Said ditches were intended to be run on a grade of one inch to the rod, and measure up, approximately, to that grade,—26 $\frac{2}{3}$ feet to the mile.

About one third of the said 83 acres is irrigated for grass only. The remainder is cultivated to orchard, alfalfa, grain or garden.

L. C. Spedden
Examining Engineer.

Subscribed and sworn to before me this

28 day of October, 1912.

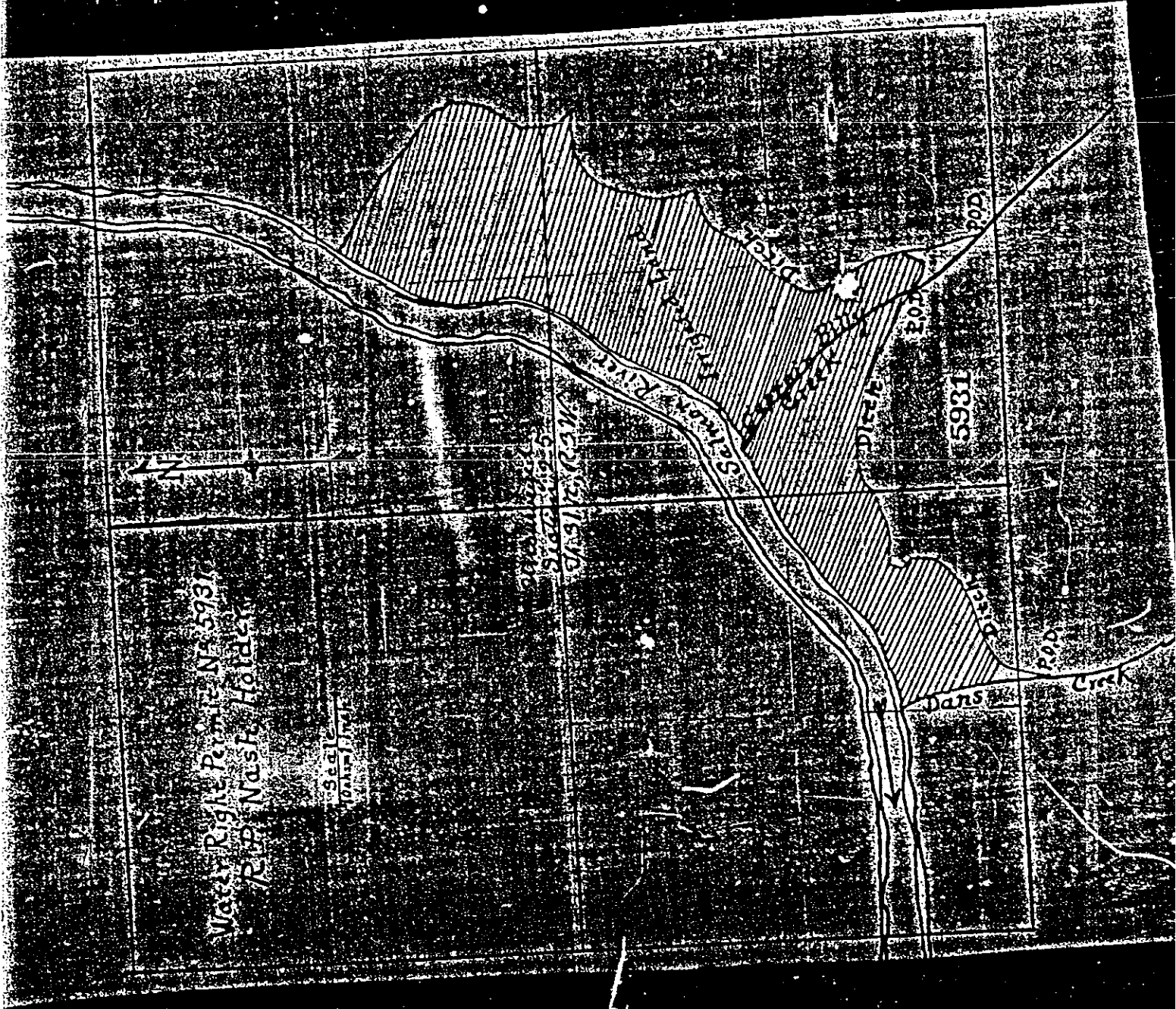
Chas. S. O'Hara
Notary Public, in and for
the County of Idaho, State of Idaho.

RECEIVED

OCT 31 1912

CLERK OF STATE ENGINEER

State
Dear
upon
and
not
re
Re
th
l
u
f



Wally Right Point NE 5931
R.D. Wash. Holden

Scale
1 inch = 100 feet

follows

31

6

at of

of land

at

25

1-1200

ships

1 measure

no

5931

ED
12
ENGINEER

RECEIVED

MAY 15 2003

REFUND REQUEST

Department of Water Resources

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: Western Region Date: 5/14/2003
 SUBJ: Receipt No. W030452 (Please attach ARQ2 Receipt copy immediately behind blue form)

RECEIVED

JUN 10 2003

RE: PayOR Horseshoe Bend Ranch
 Address 1910 Chapel Dr
Philomath OR 97370

WATER RESOURCES
WESTERN REGIONClaimant(s) if NOT Payor Shroyer Ranches*Refund Amount \$275- Claim Location (Region) ClaimantExtension Filed? Y/N NA Copy Attached? Y/N NALate Fees Paid? Y/N NA Late Fee Receipt # S.O. Verified Ext. by on D.B. Query by Refund Generated By ☒ Agent () Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn / o-pmtDate of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
See Attached Sheet	D&S	\$ 275-	<u>275</u>	W030452
		\$		
		\$		
		\$		
		\$		
Total		\$	\$	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Ownership change fee waived. Only changing name of the ranch. No actual change on "ownership".

*Name change pending from Shroyer Ranches to Horseshoe Bend Ranch

Region AJ Spvsr. Approval 7 S.O. AJ Spvsr. Approval Don Shaff Approval Denied 5-29-03 Hold To Fiscal Logged 5-30-03Data Base Modified? Y/N NA A &/or R Records By on

Is change in ownership and fee applies.

SCANNED
MAY 15 2003

05/19/94

ATTACHMENT:

Ownership Change Refund Request

Water Right No.	Use	Fees Paid	Correct Fee	Receipt Number
7-16-01 79-10244	Stockwater	\$25	\$0 25	W030452
7-16-01 79-10246	Domestic/Stockwater	\$25	\$0 25	W030452
79-10247	Stockwater	\$25	\$0 25	W030452
79-10248	Stockwater	\$25	\$0 25	W030452
79-10249	Domestic/Stockwater	\$25	\$0 25	W030452
79-10250	Stockwater	\$25	\$0 25	W030452
79-10251	Stockwater	\$25	\$0 25	W030452
79-10252	Stockwater	\$25	\$0 25	W030452
79-10253	Stockwater	\$25	\$0 25	W030452
79-10254	Stockwater	\$25	\$0 25	W030452
79-10255	Stockwater	\$25	\$0 25	W030452

SCANNED
MAY 15 2003

Receipt Details for ID W030452

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/9/2003 1:45:05 PM	5/9/2003 2:25:57 PM	WESTERN	\$275.00	Check
Payer		HORSESHOE BEND RANCH INC		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1054			
Card Expiration Date	Credit Card Transaction #		

Comment CHANGES OF OWNERSHIP: 79-10244, 79-10246, 79-10247,
79-10248, 79-10249, 79-10250, 79-10251, 79-10252, 79-10253,
79-10254 & 79-10255

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$275.00	OWNERSHIP CHANGES/SECURITY INTERESTS	62140	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

No fee - no actual change in ownership. Only changing Ranch name.

SCANNED
MAY 15 2003

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. For several years I have raised hay and orchard on a portion of this land and during the season 1912 I have applied said water to the entire tract of 8.3 acres.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other water has or can be conveyed onto the said land.

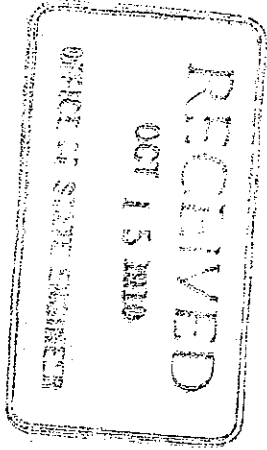
(Sign here.)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing; that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Santa Fe, County of

State of Idaho, on this 25 day of Oct. A. D. 1912.

My Commission expires

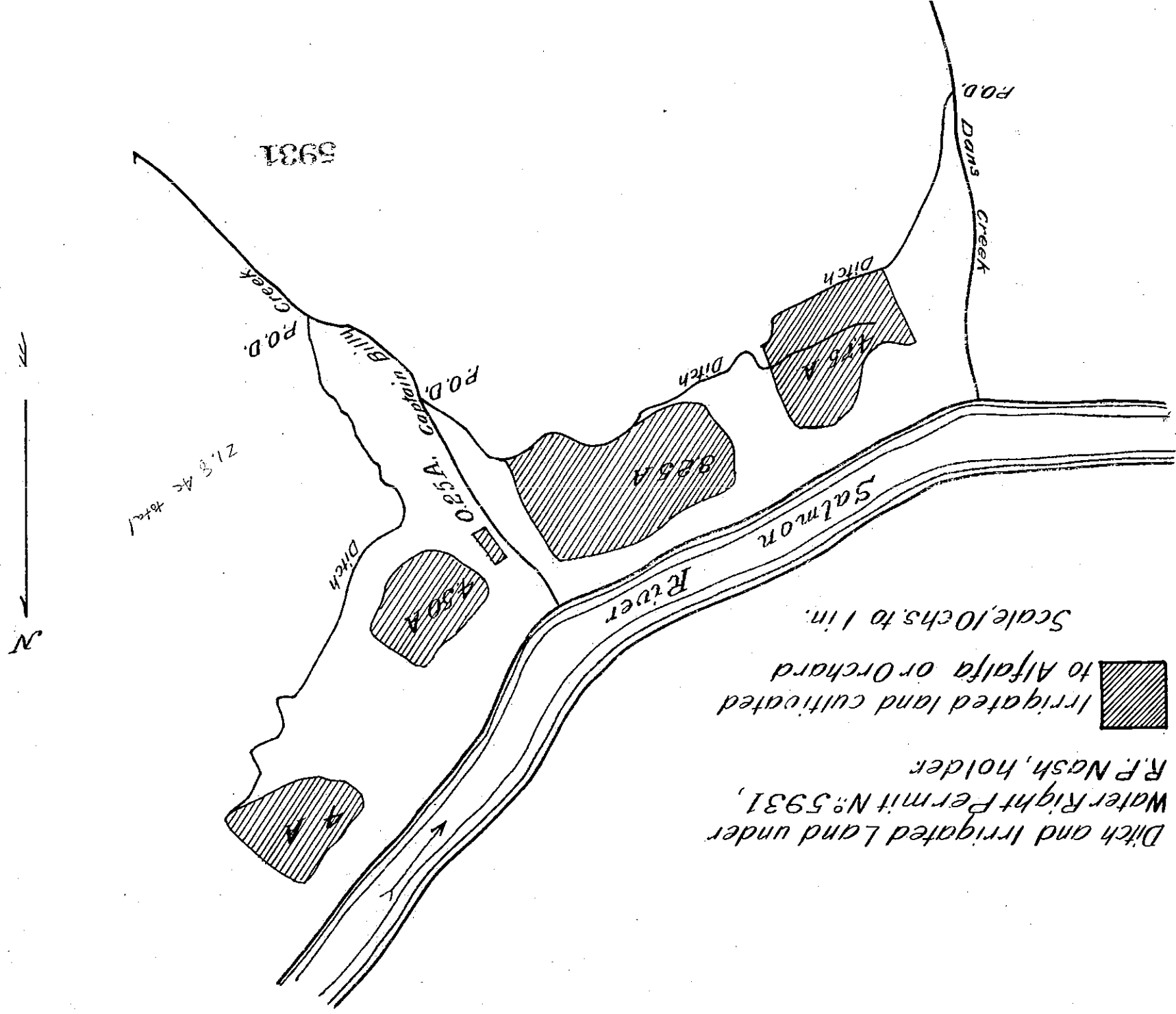
Notary Public



Ditch and Irrigated Land under
Water Right Permit No: 5931,
R.F. Nash, holder

■ Irrigated land cultivated
to Alfalfa or Orchard

Scale, 10 chs. to 1 in.



RECEIVED

OCT 15 1910

OFFICE OF STATE ENGINEER

Report of Engineer

1. State name of applicant and number of permit: *R. P. Nash, Permit No. 5931*
2. State source of water supply: *Captain Billy Creek and Sans Creek*
3. Location of point of diversion: *At about 20 chains and 30 chains from the Salmon River on Captain Billy Creek and about 22 chains from said river on Sans Creek*
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: *The ditches are completed and water has been running through them*
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: *18 inches*
 - (b) Width at water line: *Two feet average*
 - (c) Depth of water: *The water has been turned off ditch is one foot deep. At some points deeper*
 - (d) Grade per mile: *ditches from Captain Billy Creek 2.6 feet to mile ditch from Sans Creek 5.3 ft. to mile*
6. State whether or not water has been turned into works of diversion and if so, to what extent: *Water has been turned in to the ditches, apparently to the full capacity of the ditches*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *The land is surveyed. The total number of acres under cultivation and irrigated is 21.75*

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

STATE OF IDAHO,

County of *Idaho* } ss.*E. C. Spedden*

being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *5th* day of *Oct* 19*10*

My Commission Expires *Dec 14th 1910*

J. W. Bradbury
Notary Public.

5931

Water Right Permit No. 5931
R. P. Nash, Holder

Scale
10chs = 1 inch



Unsurveyed
Section 25

21.31N, R.3W

4 3 2 1

4
 3
 2
 1
 0
 1
 2
 3
 4

SW 4 SE 4 P.O.D.

1931

Creek

P.O.D.

19

51-2434

AD-1214

SW 4 SE 4 P.O.D.

1931

POD

P.O.D.

Creek

Work sheet

Determination of acreage by
Tract - Part A

total ac = 83

See 25	unit meas	ac. to use
Lot 4	24 units	22
NESE	13 units	12
lot 5	20 units	19
SWSE	17 units	16
lot 9	16 units	14
	90	83 ac.

Determination of acreage by
Tract - Part B

Estimated by overlay of vellum

See 25

lot 9 - 6 ac

lot 5 - 4 ac

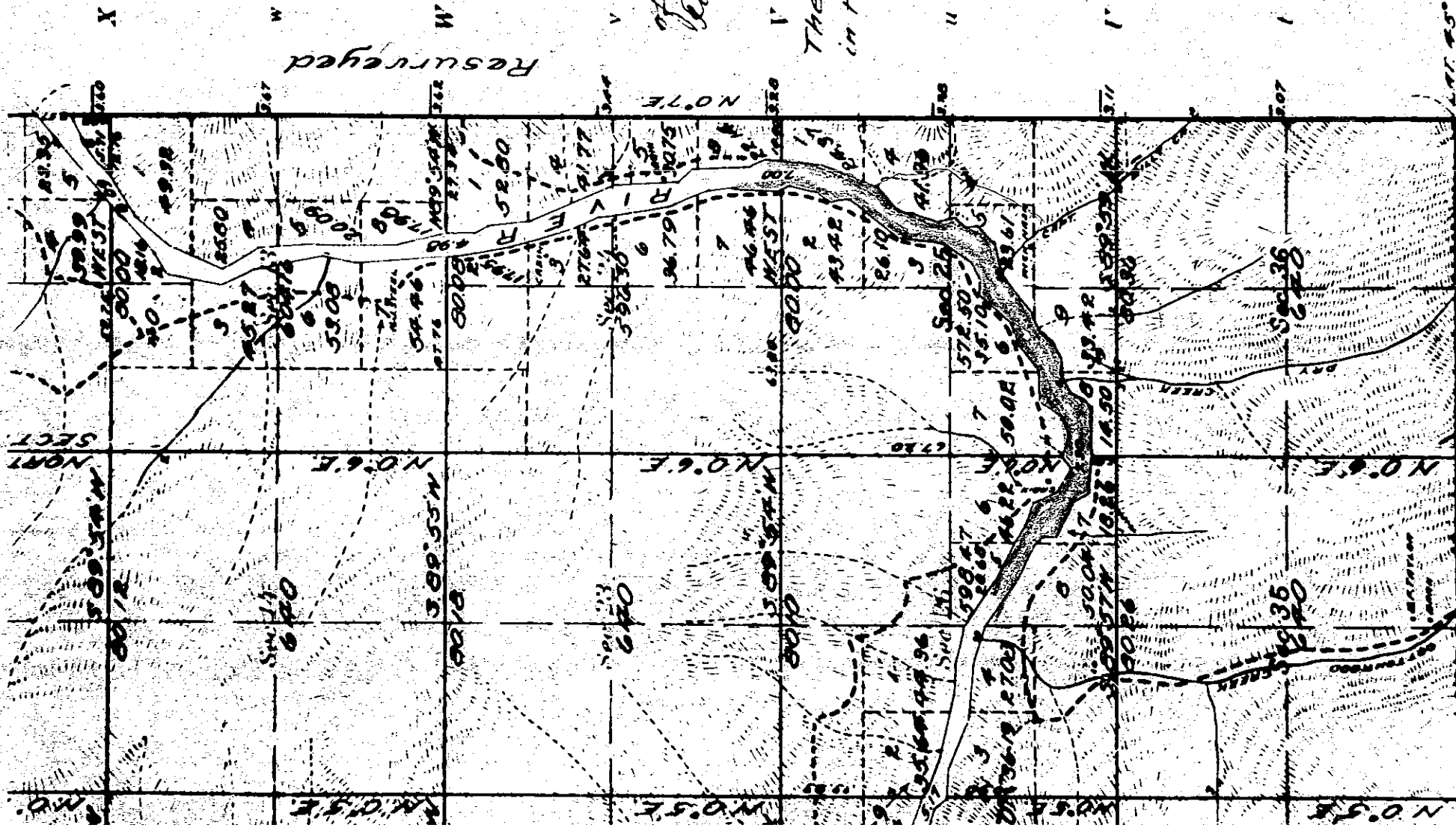
SWSE - 6 ac

NESE - 2 ac

lot 4 - 4 ac

22 ac v.s. 21.75

15A
2-21-85



T 31 N
R 3 W

Accepted by the
of the G. L. O. Govern
Filing authorized by

There is some indicat
in this township

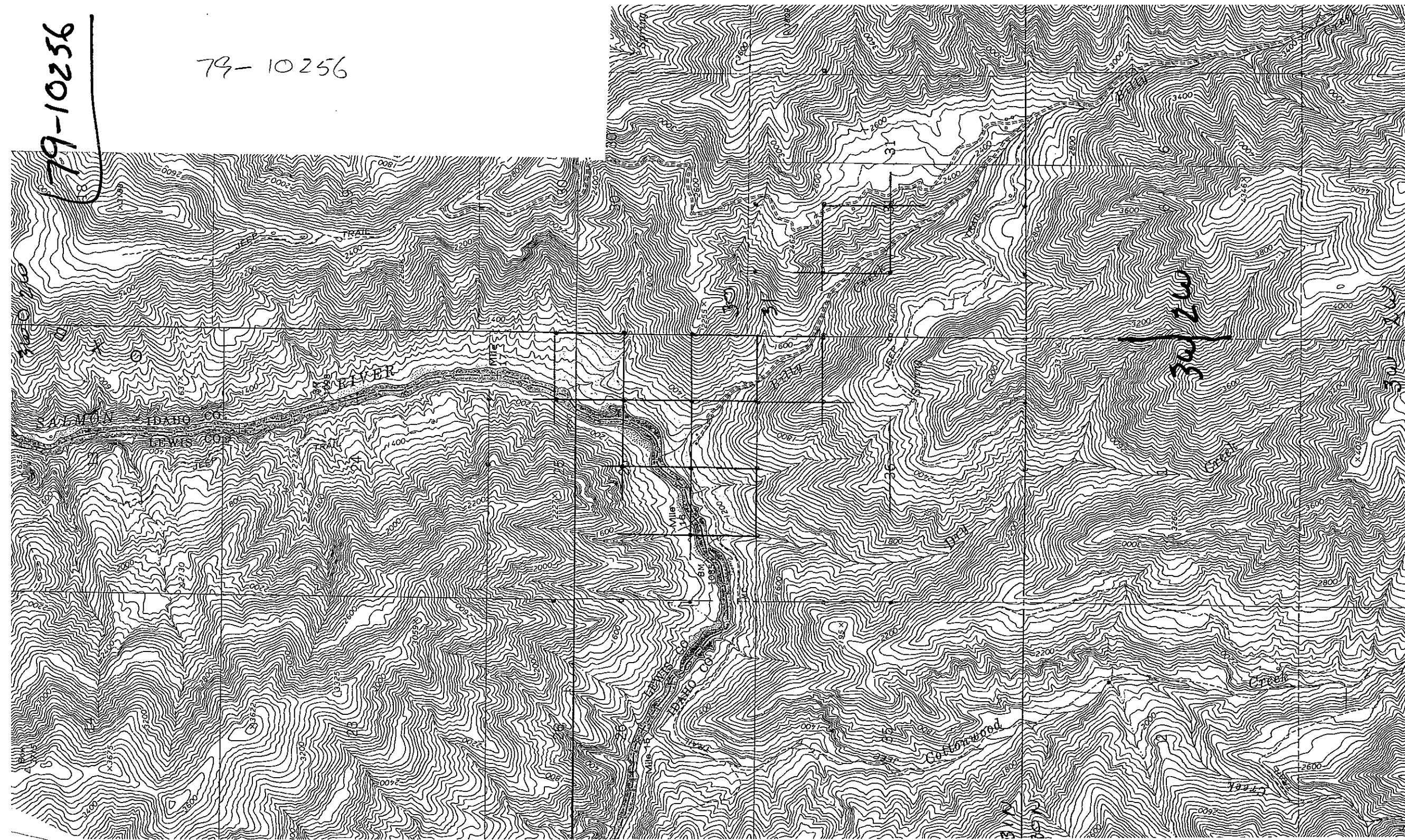
Areas in Acres	
Public Land	233
Indian Reservation	
Indian Allotments	
Mineral Claims	
Water Surface	
Total Area	237

LONG. 106° 58' 57" W.
LAT. 45° 58' 57" N.

Scale 40 Chain
Mean Magnetic Declination

75201-61

79-10256



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

MAY 09 2003

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	FEE:	Adjudication Claim No(s).	FEE:	Split	Water Right No(s).	FEE:	Adjudication Claim No(s).	FEE:	Split
A79102560		A79139960			A79139860		79-10254	\$25-	
A79139670		A79139770			7910244	25-	79-10255	25-	
A79139680		A79139780			7910246	25-			
A79139690		A79139790			7910247	25-			
A79139700		A79139800			7910248	25-			
A79139710		A79139810			7910249	25-			
A79139720		A79139820			7910250	25-			
A79139730		A79139830			7910251	25-			
A79139740		A79139840			7910252	25-			
A79139750		A79139850			7910253	25-			

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Shroyer Ranches Inc.
1910 Chapel Drive Philomath OR 97370

4. New Owner/Claimant(s)

Horseshoe Bend Ranch Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1910 Chapel Drive, Philomath OR 97370

City, State and ZIP Code

Philomath, OR 97370

New Telephone Number

(541) 929-3308

5. Date you acquired the property

1-1-03

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Mary Shroyer
(include title if applicable) Secretary

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DH Date 5.9.03 Fee \$25 Ea - See rec't.
 Received by DH Date 5.9.03 Receipt No. W030452
 Processed by _____ AJ Date _____ WR _____ Date _____

Grantor's Name and Address:

SHROYER RANCHES, INC.,
AN OREGON CORPORATION
PO BOX 1246
PHILOMATH, OR 97370

0426293

After Recording Return To:

THOMAS L. BLACK
ATTORNEY AT LAW
PO BOX 667
ALBANY, OR 97321

BARGAIN AND SALE DEED

Grantee's Name and Address:

HORSESHOE BEND RANCH, INC.,
AN OREGON CORPORATION
1910 CHAPEL DRIVE
PHILOMATH, OR 97370

Send Tax Statements To:

HORSESHOE BEND RANCH, INC.,
AN OREGON CORPORATION
1910 CHAPEL DRIVE
PHILOMATH, OR 97370

KNOW ALL MEN BY THESE PRESENTS that *Shroyer Ranches, Inc., an Oregon corporation*, hereinafter referred to as Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto *Horseshoe Bend Ranch, Inc., an Oregon corporation*, hereinafter referred to as Grantee, and unto Grantee's heirs, successors and assigns, all of the Grantor's right, title and interest in that certain real property, with the tenements, hereditaments, easements, and appurtenances, together with all of Grantor's interest in and to any and all timber, leases, and the rents, royalties, issues, and profit therefrom, thereunto belonging or in any way appertaining, situated in Idaho County, State of Idaho, described as follows:

SEE Exhibit "A" attached hereto and incorporated herein by this reference.

SUBJECT TO: All easements, reservations in Federal patents, conditions, restrictions and encumbrances listed as exceptions to title by the document by which Grantor received record title to the property; and all easements, conditions, restrictions, and encumbrances created or suffered by the Grantor; and all leases and rights of first refusal respecting timber, and other encumbrances entered into by Grantor encumbering the property, if any, whether or not of record; and subject to tenants rights of possession, if any.

This conveyance shall be effective January 1, 2003.

TO HAVE AND TO HOLD the same unto Grantee and Grantee's heirs, successors and assigns forever.

In construing this Deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this Deed shall apply equally to corporations and to individuals.

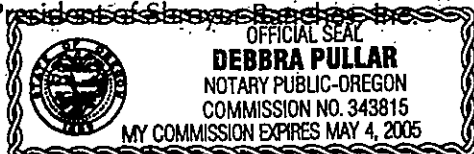
IN WITNESS WHEREOF, the Grantor has executed this instrument on this 7th day of January, 2003; if Grantor is a corporation, it has caused its name to be signed by an officer or other person duly authorized to do so by order of its Board of Directors.

SHROYER RANCHES, INC.

By: Rex Shroyer
Rex Shroyer, President

STATE OF OREGON, County of Linn) ss.

This instrument was acknowledged before me on this 7th day of January, 2003, by Rex Shroyer, President of Shroyer Ranches, Inc.



Debora Pullar
Notary Public for Oregon
My Commission Expires: 5-4-03

EXHIBIT "A" TO BARGAIN AND SALE DEED

Township 30 North, Range 2 West, Boise Meridian:

- Section 3: Lots 1, 2, S½ NE¼, N½ SE¼, SW¼ SE¼ and S½ SW¼
- Section 4: SW¼ NW¼, W½ SE¼, SE¼ SE¼ and W½ SW¼
- Section 5: S½ NE¼, E½ SE¼, and SW¼ SE¼
- Section 6: Lots 1, 2, 4, 5, 6, 7, SE¼ NW¼ and E½ SW¼
- Section 7: Lots 1, 2, 4, E½ NW¼, E½ SW¼ and SE¼
- Section 8: NE¼, N½ SE¼, SW¼ SE¼ and SW¼
- Section 9: W½ NW¼
- Section 10: NE¼, S½ NW¼ and N½ SW¼
- Section 11: W½ E½, E½ W½ and NW¼ SW¼
- Section 13: S½ NW¼ and SW¼
- Section 14: E½ less NE¼ NE¼, E½ W½ and W½ SW¼
- Section 17: N½ and N½ S½
- Section 18: E½, NE¼ NW¼, Lots 1, 2, 3, 4 and E½ SW¼
- Section 19: NE¼, Lots 1 and 2, E½ NW¼
- Section 20: NW¼ NW¼, S½ N½, SW¼ and NW¼ SE¼
- Section 21: S½ SW¼ and SW¼ SE¼
- Section 23: N½ NE¼, N½ NW¼, N½ S½ NW¼ and SW¼ SE¼
- Section 24: N½ N½ and SW¼ NE¼
- Section 27: N½ NW¼
- Section 28: N½ NE¼
- Section 29: N½ NW¼ and SE¼ NW¼

Township 30 North, Range 3 West, Boise Meridian

- Section 1: All
- Section 2: N½, SE¼ and E½ SW¼
- Section 3: Lot 4
- Section 4: Lots 3, 4, S½ NW¼ and W½ SW¼
- Section 5: Lots 1, 6, 7, SE¼ NE¼, SE¼ and SE¼ SW¼
- Section 7: Lots 7, 12 and E½ SE¼
- Section 8: N½, NE¼ SE¼, N½ SW¼, SW¼ SE¼ and SW¼ SW¼
- Section 9: W½ NW¼
- Section 10: E½ SW¼, and W½ SE¼
- Section 11: E½, NE¼ NW¼ and S½ SW¼
- Section 12: W½, and W½ NE¼
- Section 13: NW¼ NE¼, SE¼ NE¼, E½ NW¼, NW¼ NW¼, SE¼, E½ SW¼ and SW¼ SW¼
- Section 14: N½, N½ SE¼ and SW¼
- Section 15: E½, E½ NW¼, and SW¼
- Section 17: SE¼ NE¼, N½ NW¼, N½ SE¼, SE¼ SE¼ and E½ SW¼
- Section 18: E½ E½ and Lots 1, 4, 5 and 10
- Section 19: NE¼ NE¼ and Lot 1
- Section 20: N½, N½ S½, SE¼ SE¼, and SE¼ SW¼
- Section 21: SE¼ NE¼, W½ NE¼, E½ NW¼, N½ SW¼ and NW¼ SE¼
- Section 22: W½ NW¼ and NE¼ NW¼
- Section 23: NE¼ NE¼
- Section 24: N½ and N½ S½

Township 31 North, Range 2 West, Boise Meridian

- Section 18: All
- Section 19: Lots 2, 3, 8, 9, E½ W½, NW¼ NE¼ and SW¼ SE¼
- Section 28: W½ SW¼ and SE¼ SW¼
- Section 29: All
- Section 30: All
- Section 31: All
- Section 32: W½ NW¼ and N½ NE¼
- Section 33: NE¼ NE¼, SE¼ NW¼, W½ NW¼ and NW¼ SW¼

Township 31 North, Range 3 West, Boise Meridian

- Section 13: SE¼ NE¼ and E½ SE¼
- Section 25: Lots 4, 5, 8, 9, NE¼ SE¼ and SW¼ SE¼
- Section 26: Lots 4, 7, 8, and S½ SW¼
- Section 27: Lots 6, 7, 8, and SE¼ SE¼
- Section 28: Lots 4 and 5
- Section 32: Lot 3
- Section 33: Lot 1, N½ NE¼, SE¼ NE¼ SE¼ and E½ SW¼
- Section 34: E½, SW¼, NE¼ NW¼ and S½ NW¼
- Section 35: All

County of Idaho
Recorded at request of *Weatherford;*
Thompson, Ashcroft & Co., Inc.
at *10:15 A m* on *1-10-02*
ROSE E. GEHRING
By *Gerronda Crosby* Recorder
Fees \$ *9.00* Deputy
W-1 PO Box 667
Albany OR 97321

[cmz: N:\TRANSFER\Shroyer Reorg\Horseshoe Bend\DEED.Idaho.Prop.ExA.doc]