

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: **A43-00207**
Date Received: 3/28/1989
Receipt No: S006705
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	KELLY MAI	208-829-5312
Address:	2212 E 600 S	
	HAZELTON ID	83335
AND		
Name:	LORETTA MAI	208-829-5312
Address:	2212 E 600 S	
	HAZELTON ID	83335

2. Date of Priority: APR 1, 1909

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	27E	7		NW	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	1.300		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	SW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	SE	NE		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
						Section Acres	160.0
						Total Acres	160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D IS TAKEN FROM CLAIM A43-02358.
ACTUAL IRRIGATED ACRES NOT GIVEN.
ADDRESS CHANGE MADE 8-16-94 BY TLB
2-24-2000: ATTY LING ADDED PER NOTICE DATED 7-28-99 - VH

3-10-2000: OWNERSHIP CHANGE PER NOTICE REC'D 3-3 2000. ARIMO TO
MAI WARRANTY DEED SUBMITTED. REPORTEDLY CURRENT OWNER IS ACTUALLY
HOWARD CONRAD 325 S 1200 W MURTAUGH, ID 83344. NO NOTICE YET
RECEIVED - VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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.

RECEIVED
MAR 03 2000
Department of Water Resources
Idaho River

1. Water Right No(s).: A43-00207
Adjudication Claim No(s).: _____

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: ARIMA CORPORATION
139 E South Temple Salt Lake City UT

4. New Owner/Claimant(s): Kelly and Loretha Mai
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 2212 E 600 S
City, State and ZIP Code: HAZELTON ID. 83335
New Telephone Number: (208) 829-5312

5. Date you acquired the property: 9/5/1991

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 280 Number and type of stock 50 Cows
 Diversion rate in CFS 1.3 Number of homes 0 Other uses X
 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): Kelly Mai and Loretha Mai
(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..

215888

Indexed

DEED

FOR VALUE RECEIVED, ARIMO CORPORATION

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto KELLY MAI and LORETTA MAI, husband and wife

Address: 2212 East 600 South, Hazelton, Idaho 83335
grantee, the following described real estate, to-wit:

TOWNSHIP 15 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 33: N $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.

Taxes for 1991 and subsequent years.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, and their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President this 5th day of September, 1991.

ARIMO CORPORATION

By Christopher F. Robinson

Christopher F. Robinson
PRESIDENT

STATE OF UTAH } ss.
County of Salt Lake

On this 5th day of September 1991
before me, a Notary public in and for said State, personally
appeared Christopher F. Robinson

, known to me to
be the President of the corporation that executed this instrument or the persons 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 in this certificate first above written.

Deanna L. Stockey
DEANNA L. STOCKEY, Notary Public
Notary Public
STATE OF UTAH
Residing in _____, Utah

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 229
OCT 28 1 12 PM '91
CASSIA COUNTY, IDAHO
FRANK J. HARRIS
FEE \$200.00
LAND TITLE & ESCROW
5th 9th 91

215888

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: **A43-00207**
Date Received: 3/28/1989
Receipt No: S006705
Received By: _____

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

1. Name: ARIMO CORPORATION 801-328-1600
Address: C/O CHRISTOPHER F. ROBINSON
139 EAST SOUTH TEMPLE, #310
SALT LAKE CITY UT 84111

2. Date of Priority: APR 1, 1909

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	27E	7		NW	SE		CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	1.300		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	26E	32	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW	?	IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	160.0
					Total Acres	160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D IS TAKEN FROM CLAIM A43-02358.
ACTUAL IRRIGATED ACRES NOT GIVEN.
ADDRESS CHANGE MADE 8-16-94 BY TLB

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

<u>ALBION-IDAHO LAND CO.</u>	<u>JOBE ADAMS ET AL</u>
Decree Plaintiff	vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/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 _____

1
2
3
4 Movant's Name: Arimo Corporation

5 Attorney: Roger D. Ling
6 LING, NIELSEN & ROBINSON
7 615 H. Street, P.O. Box 396
8 Rupert, Idaho 83350
9 ISB No. 1018

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

12 In Re SRBA

Subcase No. A43-00207

13 Case No. 39576

NOTICE OF APPEARANCE

14 DESCRIPTIVE SUMMARY

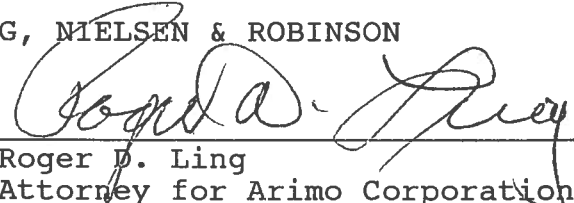
15 This document is a Notice of Appearance by Roger D. Ling
16 of the firm of Ling, Nielsen & Robinson on behalf of Arimo
17 Corporation.

18 NOTICE OF APPEARANCE

19 PLEASE TAKE NOTICE, that Roger D. Ling of the firm of
20 Ling, Nielsen & Robinson hereby enters an appearance of the firm as
21 the attorneys of record in the subcase listed above for Arimo
22 Corporation.

23 DATED this 28th day of July, 1999.

24 LING, NIELSEN & ROBINSON

25 By: 

26 Roger D. Ling
27 Attorney for Arimo Corporation

28 NOTICE OF APPEARANCE

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: A43-00207
Date Received: 3/28/1989
Receipt No: S006705
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARIMO CORPORATION
Address: C/O CHRISTOPHER F. ROBINSON
719 E. CAPITOL BLVD.
SALT LAKE CITY, UT 84103

801-521-7522 RECEIVED

FEB 20 1990

Department of Water Resources
Southern Region Office

2. Date of Priority: APR 01, 1909

3. Source: RAFT RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	27E	7	NW	SE			CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	11/01	1.300		

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

A.F.A.

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0

A43-00207

Page 1

Date: 06/27/89

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MAR 02 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	NW	SW		IRR	40.0
Section Acres							160.0
Total Acres							160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D IS TAKEN FROM CLAIM A43-02358.
ACTUAL IRRIGATED ACRES NOT GIVEN.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs

JOBE ADAMS ET AL
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Christopher F. Robinson
Signature of Authorized Agent
President, Arimo Corp
Title and Organization
February 12, 1990
Date

State of ~~Idaho~~ Utah)
County of Salt Lake) ss.

Subscribed and sworn (or affirmed) before me this 12th day
of February 19 90

Thomas D. Catter
Notary Public

Seal

Residing at Salt Lake
My Commission Expires 1/9/92

A43- ~~10555~~, ~~10556~~, ~~10557~~, 02400, 02574, 07150, 04151, 00204,
00089, 00090, 00201, 00202, 00203, 00206, 00207, 00415A,
00415B, 0235, 04003B, 04126, 04127, 1128

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

- [] Water Right Number(s): see above
- [] Name and Address of
Former Claimant: L+B CATTLE COMPANY
C/O DECK GOLDSTEIN
1355 HWY 46 W., PASO ROBLES, CA 93441
- [] New Claimant(s): ARIMO CORPORATION
C/O CHRISTOPHER F. ROBINSON
- [] New Mailing Address: 719 E. CAPITOL BLVD
SALT LAKE CITY, UT 84103

New Telephone Number: (801) 521-7522

- [] Does the change in ownership result in a splitting of the
water right claimed? yes / no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

- X [] Attach proof of ownership
Describe proof attached: Copy of Warranty Deed dated 12/19/89
- X [] Signature of New Claimant(s): Arimo Corporation
by Christopher F. Robinson, President
Date: February 10, 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/21/90

By: lw

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

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MAR 02 1993

Please refer
to A43-0240
for proof of
ownership
correspondence

20538

INDEXED

COPY

WARRANTY DEED

THIS INDENTURE, made this 19 day of December 1989, between L & G CATTLE COMPANY, a Limited Partnership, hereinafter called the "Grantor", and ARIMO CORPORATION, an Idaho Corporation, whose address is 719 E. Capitol Blvd., Salt Lake City, Utah 84013 hereinafter called the "Grantee".

W I T N E S S E T H

That the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 15 SOUTH, RANGE 26 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 32: S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 33: N $\frac{1}{2}$ SW $\frac{1}{4}$

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 32: SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM:

Beginning at the Southwest corner of said
Section 32;

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FEB 20 1990

Department of Water Resources
Southern Region Office

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MAR 03 1993

Thence North 1320 feet;
Thence East 713 feet;
Thence South 6°20' West 500 feet;
Thence West 283 feet;
Thence South 26°50' West 226 feet;
Thence South 6°52' East 383 feet;
Thence South 17°35' West 254 feet;
Thence West 240 feet to the Point of Beginning.

Section 33: NW¼SW¼

TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 4: W½

Section 5: ALL, EXCEPTING THEREFROM:

Beginning at the Northwest corner of said
Section 5;
Thence East 240 feet;
Thence South 25°48' West 336 feet;
Thence South 2°57' East 385 feet;
Thence South 17°45' East 310 feet;
Thence South 12°08' West 360 feet;
Thence West 139 feet;
Thence North 1320 feet to the Point of Beginning.

ALSO EXCEPTING:

Beginning at the Northwest corner of the SW¼NW¼ of
said Section 5;
Thence East 139 feet;
Thence South 2°33' West 263 feet;
Thence South 88°20' East 285 feet;
Thence South 9°48' East 130 feet;
Thence South 43°22' West 134 feet;
Thence South 33°53' West 307 feet;
Thence South 65°37' West 180 feet;
Thence North 815 feet to the Point of Beginning.

Section 8: NE¼, N½SE¼ and N½NW¼, EXCEPTING THEREFROM:

Beginning at the Southeast corner of the NE¼NW¼
of said Section 8;
Thence North 20 rods;
Thence West 16 rods;
Thence South 20 rods;
Thence East 16 rods to the Point of Beginning.

Section 17: $E\frac{1}{2}SW\frac{1}{4}$ and $SW\frac{1}{4}SE\frac{1}{4}$

Section 20: $NE\frac{1}{4}NW\frac{1}{4}$

TOWNSHIP 15 SOUTH, RANGE 28 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 6: $W\frac{1}{2}W\frac{1}{2}$

Section 7: $NE\frac{1}{4}$ and $E\frac{1}{2}SE\frac{1}{4}$

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

Section 17: $S\frac{1}{2}S\frac{1}{2}$

Section 20: ALL

Section 29: $N\frac{1}{2}N\frac{1}{2}$, $SE\frac{1}{4}NE\frac{1}{4}$ and $S\frac{1}{2}$

Section 32: ALL

Tax Number 1100 described as: A tract of land lying in a portion of Sections 15 and 16, Township 15 South, Range 28 East of the Boise Meridian, Cassia County, Idaho, described as follows: Beginning at corner #1 from which the corner common to Sections 16 and 17 and Sections 20 and 21, Township 15 South, Range 28 East of the Boise Meridian, bears North $89^{\circ}48'$ West 19.84 chains; thence North 38.61 chains to corner #2; thence South $84^{\circ}29'$ East 70.20 chains to corner #3; thence South 19° East 11.27 chains to corner #4; thence South $89^{\circ}3'$ West 49.98 chains to corner #5; thence South $3^{\circ}4'$ East 19.87 chains to corner #6; thence West 21.17 chains to corner #1 the Place of Beginning.

Tax Number 1101 described as: A tract of land within the Minidoka National Forest: Beginning at corner #1 from which the quarter corner common to Sections 16, 17, 20 and 21, Township 15 South, Range 28 East of the Boise Meridian, Cassia County, Idaho, bears North (South) $0^{\circ}14'$ East 39.73 chains distant; thence North $0^{\circ}14'$ West 19.63 chains to corner #2; thence East 79.98 chains to corner #3; thence South 20 chains to corner #4; thence North $89^{\circ}47'$ West 79.92 chains to corner #1 the Place of Beginning.

H.E. Survey No. 314, embracing a portion of approximately Sections 16 and 21, Township 15 South, Range 28 East of the Boise Meridian, Cassia County, Idaho, more particularly bounded and described as

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follows: Beginning at corner #1, identical with the West corner of said Sections 16 and 21; thence North 11' West 38.58 chains to corner #2; thence South 89°57' East 19.98 chains to corner #3; thence South 38.61 chains to corner #4; thence East 21.17 chains to corner #5; thence South 20 chains to corner #6; thence West 41 chains to corner #7; thence North 14' West 20.01 chains to corner #1 the Place of Beginning.

PARCEL NO. 2:

TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 6: Beginning at the Southeast corner of the
SE $\frac{1}{4}$ of said Section 6;

Running thence West 266 feet to the center line
of U.S. Highway No. 30 South;
Thence running North 13°47' West 405 feet along
the center line of U.S. Highway No. 30 South;
Running thence North 12°3' West 1642 feet;
Running thence North 61°32' East 270 feet;
Running thence North 9°53' West 518 feet to the
North boundary line of the SE $\frac{1}{4}$ of said Section
6;
Thence running East 151 feet along said North
boundary line of the said SE $\frac{1}{4}$ of said Section
6;
Thence running in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 6,
North 28°59' East 125 feet;
Thence South 67°14' East 175 feet;
Thence South 13°54' East 31 feet to the North
boundary line of the SE $\frac{1}{4}$ of said Section 6;
Thence running South 13°54' East 111.5 feet;
Thence running East 150 feet to the East boundary
line of the said SE $\frac{1}{4}$ of said Section 6;
Thence South 2530 feet along the said East boundary
line of the said SE $\frac{1}{4}$ of said Section 6 to the
Point of Beginning.

EXCEPTING from all of the above described property,
that portion conveyed for road purposes. (Parcels
No. 1 and 2)

PARCEL NO. 3:

TOWNSHIP 15 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

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MAR 03 1993

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

Section 17: NW $\frac{1}{4}$

PARCEL NO. 4:

TOWNSHIP 16 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 11: SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and
W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 12: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$

Section 13: W $\frac{1}{2}$ W $\frac{1}{2}$

Section 14: SW $\frac{1}{4}$ and E $\frac{1}{2}$

Section 17: SE $\frac{1}{4}$

Section 22: SE $\frac{1}{4}$

Section 23: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 24: NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$

TOWNSHIP 16 SOUTH, RANGE 28 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 7: SW $\frac{1}{4}$ SW $\frac{1}{4}$ EXCEPT that portion deeded to the
State of Idaho for Highway purposes.

Section 18: That portion lying West of U.S. Highway 30.

Section 19: That portion of NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying West of
U.S. Highway 30, EXCEPT the S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and Lot 3 also known as
the NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 20: That portion lying West of U.S. Highway 30.

EXCEPTING from the above described property, all road
rights of way as they now exist. (Parcels No. 3 and 4)

PARCEL NO. 5:

TOWNSHIP 16 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPT a tract of land described as follows:

Commencing at the North quarter corner of said Section 12;
Thence East along said Section line 1763.36 feet;
Thence South 201.04 feet;
Thence West 1763.36 feet;
Thence North 201.04 feet to the Point of Beginning.

TOWNSHIP 16 SOUTH, RANGE 27 EAST OF THE
BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 12: That part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ described as follows:

Beginning at the North quarter corner of Section 12;
Thence East along the North Section line of said Section, a distance of 246.67 feet;
Thence South a distance of 201.04 feet;
Thence West a distance of 246.67 feet;
Thence North a distance of 201.04 feet

to the Point of Beginning.

SUBJECT TO: Taxes for 1989 and subsequent years and those easements, agreements, and interests of record in the Office of the Cassia County Recorder, and as set out in Schedule B - Section 2 of the Commitment for Title Insurance issued by Land Title and Escrow, Inc., as Case No. 20317, Commitment Number: BF 021988.

TOGETHER with all water rights appurtenant to the above described real property and the irrigation system and irrigation equipment located thereon.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all

MICROFILMED

MAR 03 1993

estate, right, title and interest in and to the said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular, the above-mentioned and described premises, together with appurtenances unto the Grantee, and to the Grantee's successors and assigns forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the Grantee's successors and assigns, and against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

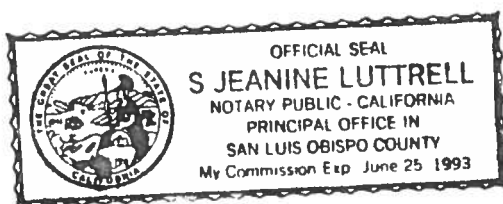
IN WITNESS WHEREOF, the Grantor has executed this deed the day and year first above written.

L & G Cattle Company

BY Richard Goldstein
General Partner

STATE OF CALIFORNIA)
County of San Luis Obispo) ss

On this 19th day of December, in the year 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD GOLDSTEIN, known or identified to me to be the partners or one of the partners of the partnership of L & G CATTLE COMPANY, and the partners 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.



Sharon G. Guttel
Notary Public for California
Residing at Paso Robles, Calif.
My commission expires on 6-25-93



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

6/27/1989

ARIMO CORPORATION
C/O CHRISTOPHER F. ROBINSON
719 E. CAPITOL BLVD.
SALT LAKE CITY, UT 84103

DEAR MR. ROBINSON:

ENCLOSED PLEASE FIND TWO SETS OF YOUR ADJUDICATION CLAIM COPIES. KEEP THE DESIGNATED SET OF COPIES FOR YOUR RECORDS AND RETURN THE 2ND SET SIGNED AND NOTARIZED WITH A CHECK FOR THE BALANCE DUE ON THE 3 STOCK WELLS.

THE 3 STOCK WELLS ARE \$75 EACH (\$25 FILING FEE + \$50 LATE FEE). THE CLAIM NUMBERS INVOLVED AR A43-10555, A43-10556 & A43-10557. TOTAL AMOUNT DUE FOR THE STOCK WELLS IS \$225.

WE CANNOT ISSUE A REFUND FOR THE ADDITIONAL ACRES THAT WAS PAID BY L & G CATTLE COMPANY BECAUSE THE MISTAKE WAS NOT OURS. I ENCLOSED THE 3 CLAIM COPIES INVOLVED, A43-04003A, A43-02390 & A43-02397. MR. BARNES NEEDS TO REIMBURSE YOU \$50 PER CLAIM AND \$1 PER ACRE COVERED THAT IS A PART OF HIS FARM. THIS WILL HAVE TO BE NEGOTIATED BETWEEN YOU AND MR. BARNES.

ONCE THIS IS SETTLED, MR. BARNES NEEDS TO SUPPLY US WITH A WRITTEN AGREEMENT DESCRIBING THE SITUATION AND A LEGAL DESCRIPTION OF HIS PROPERTY. WE CAN THEN CHANGE THE NAME ON THE 3 CLAIMS FROM L & G CATTLE COMPANY TO MR. BARNES.

SINCE I'M FAMILIAR WITH YOUR FILE, PLEASE CONTACT ME WITH ANY QUESTIONS OR CONCERNS REGARDING YOUR CLAIMS AND SEND THE SIGNED AND NOTARIZED CLAIMS WITH THE BALANCE DUE ON THE STOCK WELLS TO MY ATTENTION.

SINCERELY,

Lori White

LORI WHITE
SR. WATER RESOURCE AGENT

ENCL:

A43-04127 00204
02400 00206
02554A 00207
04131 00415
04128 00415
04130 02358
00089 04003
00090 04126
00201
00202
00203

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MAD 02 1995

RECEIVED

MAR 28 1989

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

Department of Water Resources
Southern Region Office

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: A43-00207
Date Received: 2/14/1989
Receipt No: 500 6705
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L & G CATTLE COMPANY
Address: C/O DICK GOLDSTEIN
1355 HWY 46 W.
PASO ROBLES, CA 93446 805-238-5046

2. Date of Priority: APR 01, 1909

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	27E	7	NW	SE			CASSIA

5. Description of diverting works:
DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	1.300		

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

8. Total consumptive use is 480.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0

A43-00207

Date: 02/14/89

fee: 50
200
\$ 250
5cc
issue \$40 Refund

MICROFILMED

MAR 02 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	26E	32	NW	SW		IRR	40.0
Section Acres							160.0
Total Acres							160.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D IS TAKEN FROM CLAIM A43-02358.
ACTUAL IRRIGATED ACRES NOT GIVEN.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
Decree Defendant

vs

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 A General Partner of _____ Title

L & G Cattle Company, A Limited, that I have signed the foregoing

Organization Partnership document in the space below as A General Partner of _____ Title

L & G Cattle Company and that the statements contained in the _____ Organization foregoing document are true and correct.

Richard Goldstein
Signature of Authorized Agent
A General Partner
L & G Cattle Company
Title and Organization

3/3/89
Date

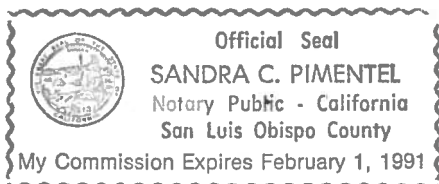
State of California
San Luis Obispo)
County of San Luis Obispo) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of March 19 89

Sandra C. Pimentel
Notary Public

Seal

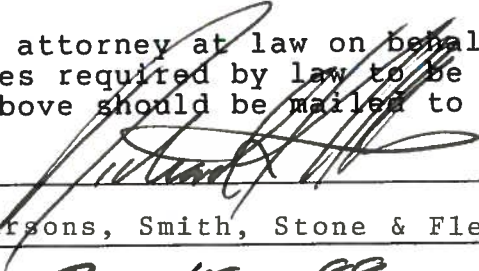
Residing at Paso Robles
My Commission Expires February 1, 1991



17. Notice of Appearance:

Notice is hereby given that I, Richard K. Smith will be
Print Name

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 Parsons, Smith, Stone & Fletcher, P.O. Box 910, Burley, Idaho 83318

Date 3-15-89

27E

P.D. ?

15S.

16S.



MICROFILMED
MAR 02 1993

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

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 43-00207

2002 JUL 31 PM 2:28

DISTRICT COURT - SRBA
TWIN FALLS, IDAHO
FILED

NAME AND ADDRESS: BIGHORN MORTGAGE CORPORATION
325 S 1200 W
MURTAUGH, ID 83344

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.30 CFS

PRIORITY DATE: 04/01/1909

POINT OF DIVERSION: T15S R26E S32 NWSESW Within Cassia County

THE POINT OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED
FACILITY DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE THIS
RIGHT MAY BE DIVERTED THE WATERUSER MUST FILE A TRANSFER TO
ESTABLISH AN ACTIVE POINT OF DIVERSION, OR SHOW THAT AN EASMENT
AND MEANS TO CONVEY WATER FROM THE DIVERSION TO THE PLACE OF USE
EXISTS

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.30 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T15S R26E S32	SENE 40.0
	SWNE 39.0	NWSE 40.0
	NESW 39.0	
	158.0 Acres Total	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 65 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

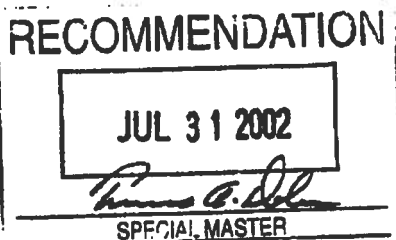
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43B.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JUL 31 2002

Department of Water Resources
Adjudication Bureau

2002 JUL 31 PM 2:29

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

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

In Re SRBA	)	Subcase 43-00207
	)	(Bighorn Mortgage Corp.)
Case No. 39576	)	
	)	SPECIAL MASTER REPORT
	)	and
	)	ORDER DISMISSING UNITED STATES
	)	OBJECTION

Findings of Fact

Arimo Corporation filed a *Notice of Claim to a Water Right* on March 28, 1989, claiming 1.3 cfs from Raft River for irrigation of 160 acres in Cassia County from March 1 to November 1 with a priority date of April 1, 1909, based on a decree. The Director of the Idaho Department of Water Resources filed his *Director's Reports for Irrigation and Other, Reporting Area 7, IDWR Basin 43, Part I* on September 28, 2001. The Director recommended the claim as filed, but to Loretta and Kelly Mai for irrigation of 65 acres within a 158 acre place of use from April 1 to October 31.

The United States of America, Department of Interior, Bureau of Land Management filed an *Objection* on February 8, 2002, objecting to priority date and point of diversion. However, on July 31, 2002, the United States filed a *Motion to Dismiss Objection* because "BLM's objection to the point of diversion should be dismissed, with prejudice." Presumably, the United States also sought dismissal of its objection to priority date.

On July 26, 2002, IDWR filed a *Notice of Completed Administrative Proceeding* for a substitution of party from the Mais to Bighorn Mortgage Corporation, 325 South, 1200 West, Murtaugh, Idaho 83344.

Order

THEREFORE, IT IS ORDERED that the United States *Objection* in subcase 43-00207 is dismissed, with prejudice.

Conclusions of Law

Bighorn Mortgage Corporation is entitled to a partial decree adjudicating a water right as recommended by IDWR and as described in the attached *Special Master Recommendation for Partial Decree for Water Right 43-00207*.

DATED July 31, 2002.



TERRENCE A. DOLAN

Special Master
Snake River Basin Adjudication

RECEIVED
JUL 31 2002
Department of Water Resources
Adjudication Bureau

JUL 31 PM 2:26
DISTRICT COURT - SRBA
TWIN FALLS, IDAHO

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

In Re SRBA	)	SUBCASE: 43-00207
	)	(Bighorn Mortgage Corp.)
Case No. 39576	)	
	)	ORDER VACATING STATUS
	)	CONFERENCE

A *Special Master Report and Order Dismissing United States Objection* was entered on July 31, 2002, eliminating the need for initial hearing on August 14, 2002 .

THEREFORE, IT IS ORDERED that the initial hearing set for August 14, 2002, at 1:30 pm is vacated.

DATED: July 31, 2002.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

ORDER VACATING INITIAL HEARING

COPY

2002 JUL 26 AM 10:39

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

Subcase No. 43-207

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

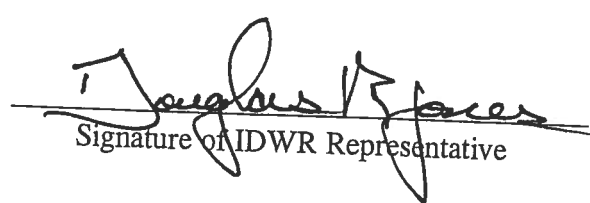
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

7/26/02


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7/26, 2002, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Kelly Mai
Loretta Mai
2212 E 600 S
Hazelton ID 83335
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Bighorn Mortgage Corp
325 S 1200 W
Murtaugh ID 83344
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

07/25/2002

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

2012 JUL 26 AM 10:39

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

RIGHT NUMBER: 43-207
NAME AND ADDRESS: BIGHORN MORTGAGE CORPORATION
325 S 1200 W
MURTAUGH ID 83344

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 1.30 CFS
PRIORITY DATE: 04/01/1909
POINT OF DIVERSION:

T15S R26E S32 NWSESW Within CASSIA County

THE POINT OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY
DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE THIS RIGHT MAY BE
DIVERTED THE WATERUSER MUST FILE A TRANSFER TO ESTABLISH AN ACTIVE
POINT OF DIVERSION, OR SHOW THAT AN EASMENT AND MEANS TO CONVEY
WATER FROM THE DIVERSION TO THE PLACE OF USE EXISTS

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.300 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T15S R26E S32	SWNE	39.0	T15S R26E S32	SENE	40.0
T15S R26E S32	NESW	39.0	T15S R26E S32	NWSE	40.0

158 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 65 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43B.
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: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 26, 2002

BIGHORN MORTGAGE CORP
325 S 1200 W
MURTAUGH ID 83344

RE: SRBA Claim(s) 43-207

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Kelly and Loretta Mai

RECEIVED

JUL 25 2002

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Southern 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): A 43 - 00207
Adjudication Claim No(s): A 43 - 00207
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 you 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 Kelly MAI and LORETTA MAI
2212 E 600S HAZELTON ID 83335
4. New Owner/Claimant(s) BIGHORN MORTGAGE CORPORATION
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 325 S 1200 W
City, State and ZIP Code MURTAUGH ID 83344
New Telephone Number (208) 628 5819
5. Date you acquired the property 3-3-2000
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 space below. If necessary, attach additional pages.
Number of acres you irrigate 280 Number and type of stock 50 COWS
Diversion rate in CFS 1.3 Number of homes 0 Other uses 0
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) Bighorn Mortgage Corp. by Howard Conrad
(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..

MINUTES OF DIRECTORS MEETING
BIGHORN MORTGAGE CORPORATION, INC.

Murtaugh, ID

December 3, 2001

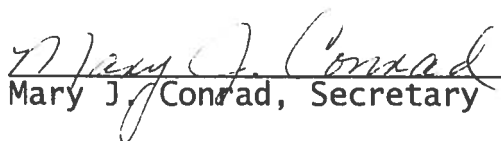
The meeting of the Board of Directors of Bighorn Mortgage Corporation, Inc. was held at the corporate office, Murtaugh, ID, at 8:00 p.m. on the 3rd day of December, 2001 following the Annual Stockholders meeting. The following persons were present:

Howard E. Conrad
Mary J. Conrad

The meeting was called to order by President Howard Conrad. Election of the officers followed. Duly nominated and elected to the office set forth were

President - Howard Conrad
Secretary/Treasurer - Mary J. Conrad

There being no further business to come before the meeting, it was adjourned.


Mary J. Conrad, Secretary

APPROVED:


Howard Conrad, President

WARRANTY DEED

COPY

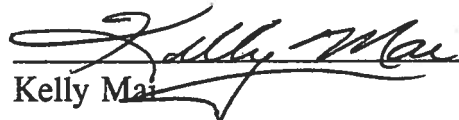
FOR VALUE RECEIVED, **KELLY MAI** and **LORETTA MAI**, husband and wife, hereinafter called the Grantors, do hereby grant, bargain sell and convey unto **BIGHORN MORTGAGE CORPORATION**, an Idaho Corporation, whose address is 325 So. 1200 W., Murtaugh, Idaho 83344, hereinafter called the Grantee, the following described premises, located in Cassia County, Idaho to-wit:

See Exhibit "A" attached hereto

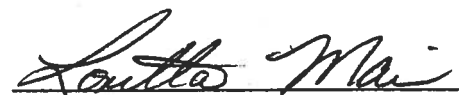
TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises, EXCEPT for and subject to that certain Mortgage and Security Agreement executed by Kelly Mai and Loretta Mai, recorded May 11, 1995, as Instrument No. 236585 on Film No. 266, records of Cassia County, Idaho and that certain UCC-1 Financing Statement recorded May 11, 1995, as Instrument No. 236586 On Film 266, records of Cassia County, Idaho, that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 3 day of March, 2000.

GRANTOR:



Kelly Mai

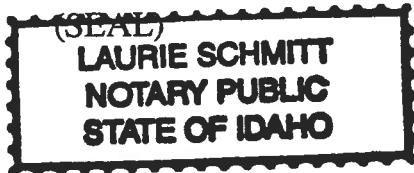


Loretta Mai

STATE OF IDAHO)
) ss.
County of Mundaka)

On this 3rd day of March, 2000, before me the undersigned Notary Public in and for said state, personally appeared KELLY MAI and LORETTA MAI, known to me to be the persons whose names are subscribed to the within instrument and who acknowledged to me that they executed the same.

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



Laurie Schmitt
Notary Public
Residing at: Hydrom, Id
My Commission Expires: 09-10-05

EXHIBIT

"A"

TOWNSHIP 15 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: S½NE¼, N½SE¼ & NE½SW¼

Section 33: N½SW¼

RECEIVED

FEB 19 2002

Department of Water Resources
Southern RegionIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

A. Subcase 43-00207

(Insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State OfficeAddress: 1387 South Vinnell Way
Boise, Idaho 83709-1657Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 faxUnited States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

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

Name: Loretta Mai

Address: 2212 E. 600 S.; Hazelton, ID. 83335

Name: Kelly Mai

Address: 2212 E. 600 S.; Hazelton, ID. 83335

Name:

Address:;

Name:

Address:;

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

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☒ **Priority Date**

Should be: See attached

5. ☒ **Point(s) of Diversion**

Should be: See attached

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

11. **I object because:**

☐ This water right should not exist.

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

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which POD is claimed. The claimant does not have a valid water right with the elements claimed.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

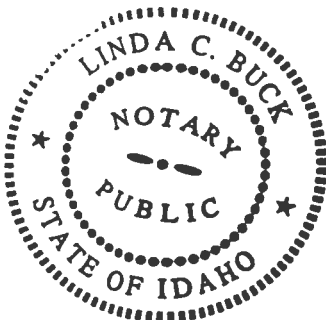
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary A. Madenford
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002
Linda C. Buck



Linda C. Buck
Notary Public for Idaho
Residing at: Mountain Home
My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on Feb. 8, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: Loretta Mai
Address: 2212 E. 600 S.; Hazelton, ID. 83335

Name: Kelly Mai
Address: 2212 E. 600 S.; Hazelton, ID. 83335

Name:
Address: ;

Name:
Address: ;

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

09/19/2001

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

RIGHT NUMBER: 43-207

NAME AND ADDRESS: LORETTA MAI
2212 E 600 S
HAZELTON ID 83335

-POD ON BLM
-POD IS NONFUNCTIONAL

KELLY MAI
2212 E 600 S
HAZELTON ID 83335

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.300 CFS

PRIORITY DATE: 04/01/1909

POINT OF
DIVERSION:

T15S R26E S32 NWSEW Within CASSIA County BLM

THE POINT OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY
DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE THIS RIGHT MAY BE
DIVERTED THE WATERUSER MUST FILE A TRANSFER TO ESTABLISH AN ACTIVE
POINT OF DIVERSION, OR SHOW THAT AN EASMENT AND MEANS TO CONVEY
WATER FROM THE DIVERSION TO THE PLACE OF USE EXISTS

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.300 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T15S R26E S32	SWNE	39.0	T15S R26E S32	SENE	40.0
T15S R26E S32	NESW	39.0	T15S R26E S32	NWSE	40.0

158 ACRES TOTAL

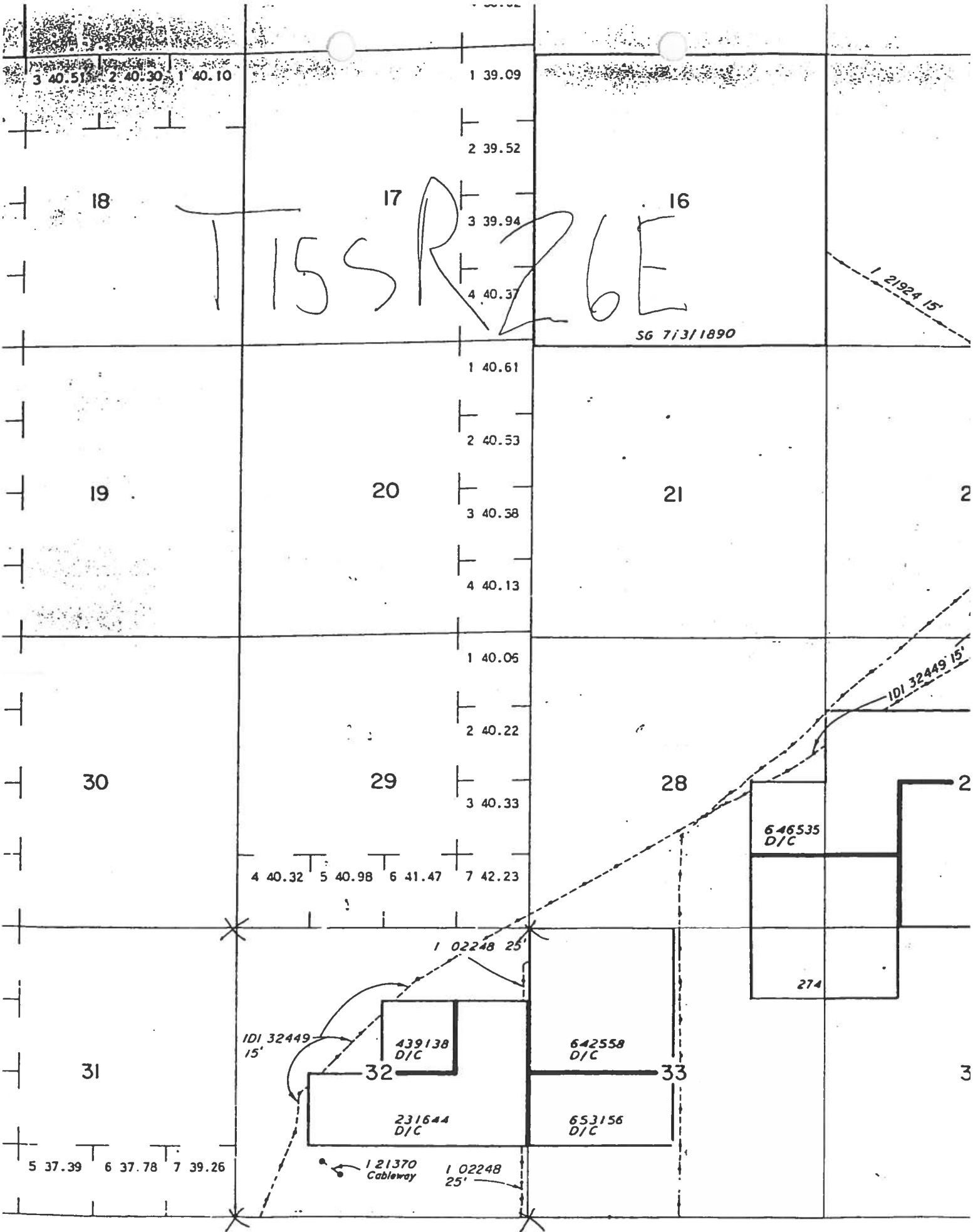
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 65 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER
DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



05/10/2001

**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: June 15, 2001

Water right number: 43-207

LORETTA MAI
2212 E 600 S
HAZELTON ID 83335
Telephone Number: (208)829-5312

KELLY MAI
2212 E 600 S
HAZELTON ID 83335
Telephone Number: (208)829-5312

RECEIVED

JUN 14 2001

**Department of Water Resources
Southern Region**

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

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

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

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

DATE:

6-14-01

SIGNATURE:

Loretta Mai Kelly Mai

Please print your name:

Loretta Mai Kelly MAI

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

10/26/2000

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

RIGHT NUMBER: 43-207

NAME AND ADDRESS: KELLY MAI
LORETTA MAI
2212 E 600 S
HAZELTON, ID 83335

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.3 CFS

PRIORITY DATE: 04/01/1909

POINT OF DIVERSION: T15S R26E S32 NWSESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.30 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T15S R26E S32	SWNE	39	T15S R26E S32	SENE	40
T15S R26E S32	NESW	39	T15S R26E S32	NWSE	40
158 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 65 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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.

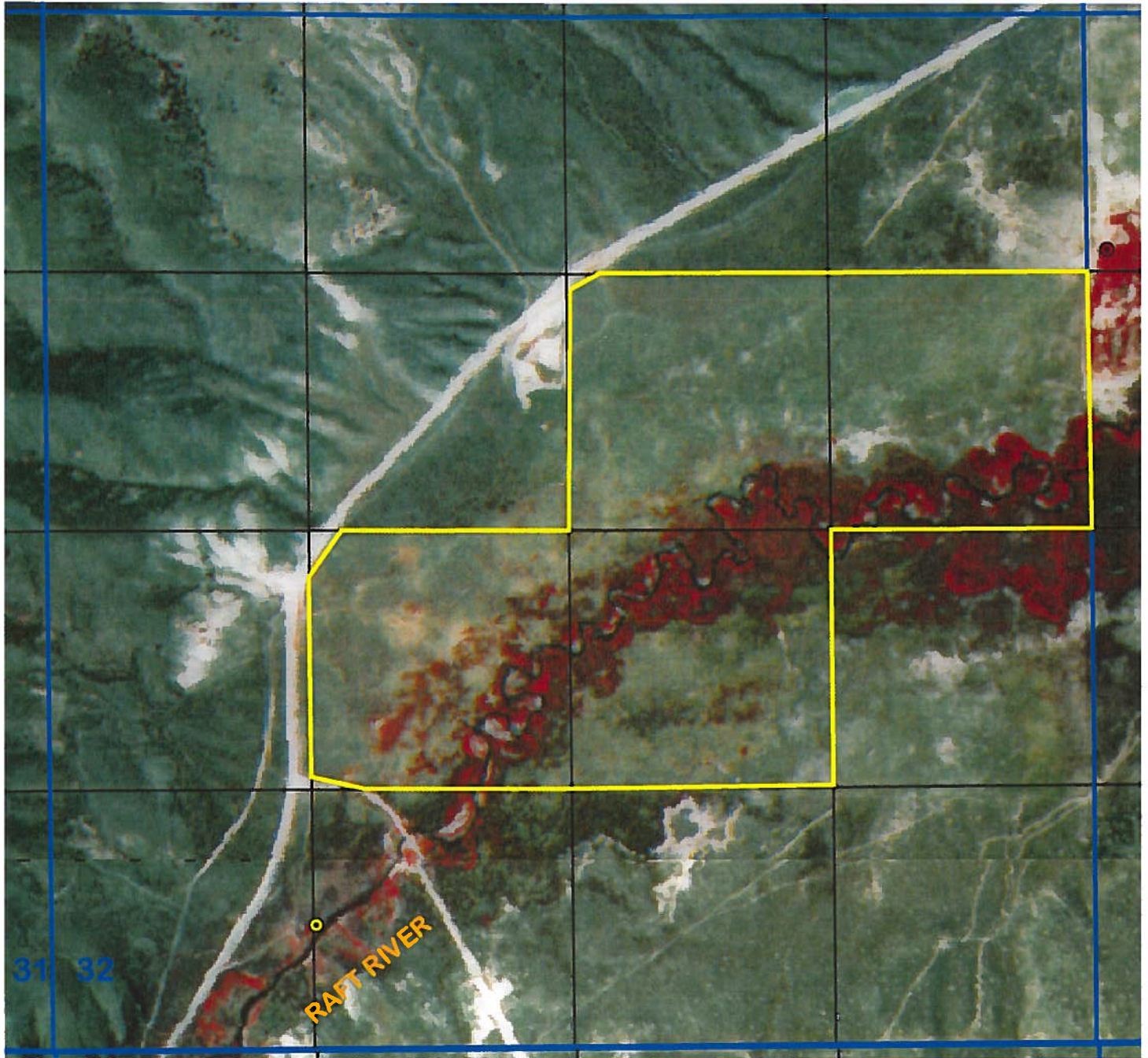
THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Idaho Department of Water Resources

RIGHT: 43-207

RECOMMENDED PLACE OF USE
TWP 15S, RNG 26E, Sec 32
Data entry on October 26, 2000



○ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK

USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
-----------------------	-------------------	---------------------

~~480.00 AFA~~

SE Stage: DECREED

15824E 32 NW ~~24E~~
CASSIA County

SE

TOTAL ACRES

Other Rights: NONE

2-24-2000: ATTY LING ADDED PER NOTICE DATED 7-28-99 - VH

3-10-2000: OWNERSHIP CHANGE PER NOTICE REC'D 3-3 2000. ARIMO TO MAI WARRANTY DEED SUBMITTED. REPORTEDLY CURRENT OWNER IS ACTUALLY HOWARD CONRAD 325 S 1200 W MURTAUGH, ID 83344. NO NOTICE YET RECEIVED - VH

Objection Filed Date:

$\frac{C18}{1.3} = 13.846$

Kale
Albac
~~45~~
C18
← Layer only?
over only?

THE POINT OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE THIS RIGHT MAY BE DIVERTED THE WATERUSER MUST FILE A TRANSFER TO ESTABLISH AN ACTIVE POINT OF DIVERSION, OR SHOW THAT AN EASMENT AND MEANS TO CONVEY WATER FROM THE DIVERSION TO THE PLACE OF USE EXISTS.

ADDED 3/16/01

RECOMMENDATION NOTES

From: Vikie Hancock

8/25/00

Regarding: Claim 43-00207

This claim is based upon a decreed right for surface water from Raft River included the Jobe Adams Decree of 1928. There is a probable error in the place of use listed in the decree, which is the S½ of the NE and the N½ of the SW of section 32, T15S, R26E. The NW SW Sec 32 is BLM ground and is on a side hill which would have been impossible to irrigate in 1909, therefore it is unlikely that this 40 acres was intended to be identified as part of the 160 acre place of use for James McGill. It is more reasonable to assume that additional private property in the N½ SE quarter should have been identified in the decree.

The point of diversion identified in this adjudication claim lies several miles downstream of the identified place of use. Since the original claimant no longer owns the property, it is not known what his intent was, if any, however it has been determined that the subsequent owners have not transferred the place of use to a downstream location which could be served by the claimed point of diversion. **There are issues of non-use of this right (see additional info in file).** Reportedly this right was not used from 1989 to 1991, and according to Julianne Short, who recently leased the property, there are currently no diversion works from Raft River into the old ditches that can still be seen on the property. A recommended point of diversion was determined from 1968 aerial photos that show a diversion in the NWSESW of section 32.

In accordance with IDWR policy not to disallow decreed water rights from Raft River for non-use, I am recommending this claim, but would encourage a more thorough investigation of forfeiture if an application for transfer of this water was received.

The recommended number of acres (65) is based upon the duty of water stated in the Jobe Adams decree, which is 1 inch per acre. $1.3 \text{ cfs} = 65" = 65 \text{ acres}$. No other info was found to indicate more acres were ever irrigated with this right. VJH 8-25-00

NOTE TO FILE

From: Vikie Hancock

3/10/00

Regarding: Claim number A43-00207

Kelly Mai came into the office to change ownership of the above adjudication claim into his name. He brought the deed conveying the land to him from Arimo. I asked him about the language on the deed referencing *All reservations in Patents of Deed in the chain of title*. He said that he didn't have anything else attached to the deed and that there was nothing about the water rights in the deed. He said that he had instructions from Howard Conrad to get the water right in his name as soon as possible and send Conrad a copy of the signed Notice of Change form. I told him that Conrad needed to get it into his name also. Mai said that his attorney said that changing the ownership was a waste of time since Conrad was involved in a land swap, anyway. When I asked the details, he said it was complicated. He asked if the water right was transferable. I told him that it was possible that the SRBA may decree the right as found in 1987 to the place of use originally decreed in the Jobe Adams. If a transfer was applied for, however, investigation would be more intense to determine how long the water had gone unused on that property, because frankly there was indications that the water right may have been forfeited for non-use.

Per conversation March 8th 2000 with Doug Freestone, Arimo Ranch Manager, the water rights that were appurtenant to the property purchased by Kelly Mai were conveyed along with the land. According to Freestone, the rights to 1909 water from Raft River were not considered valuable enough to ARIMO to retain with intent to transfer to their place of use downstream. He said that in the time that ARIMO owned the property- from December 1989 to September 1991 there was no water used on the property from Raft River. He described the diversion works as old ditches that looked like they hadn't been used for 20 years.

I asked him about Mai's comment that the new owner, Howard Conrad, was in the process of a complicated land swap. Freestone said that it was something that had been discussed when ARIMO owned the property, and it was a swap with the BLM. He said the BLM wanted it for wildlife habitat.

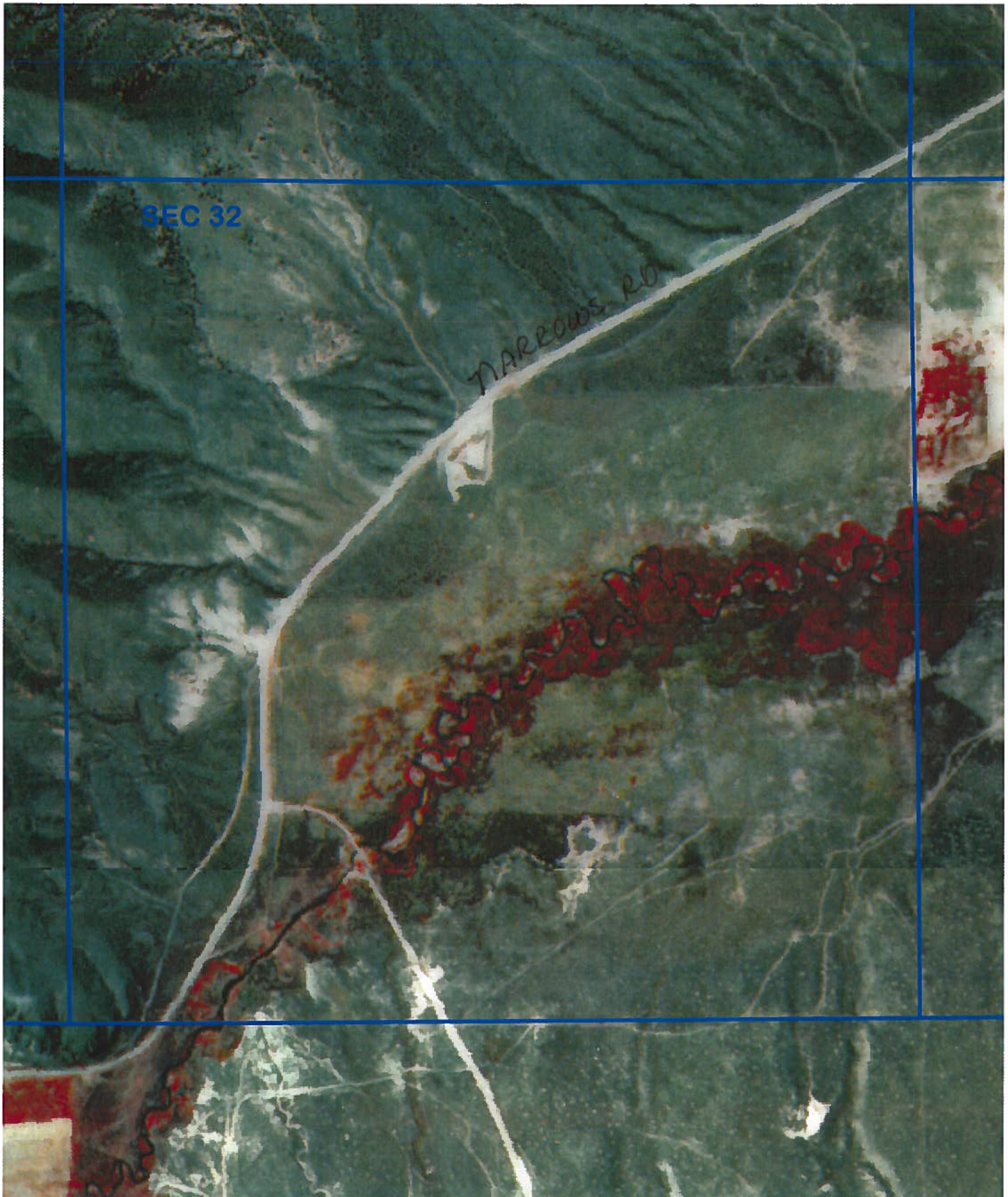
It should be noted that I drove by the parcel of land in question on March 6th 2000, and it does not appear that there has been irrigation on the

property for some time. According to Doug Freestone and Julianne Short, current lessee of the property, there is no well on the place, either. 1987 NAPP photos indicate that the land was cleared and probably irrigated at some time, but it does not appear to be actively irrigated 1987. Inspection of ASCS Crop Report photo from 1978 shows an irrigated area on the north side of Raft River with ditches evident. It is more difficult to tell whether the area to the south of Raft River is being actively irrigated circa 1978 or is natural meadow.

FILE NOTES

CLAIM NO(S): A43-00207

TWP 15S, RNG 26E



V. HANCOCK

DATE:

1987/88 NAPP PHOTOGRAPHY

N
4

D430

T 492

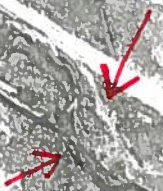
29 28
32 33

T 493

1978 ASCS
PHOTO

45-00207

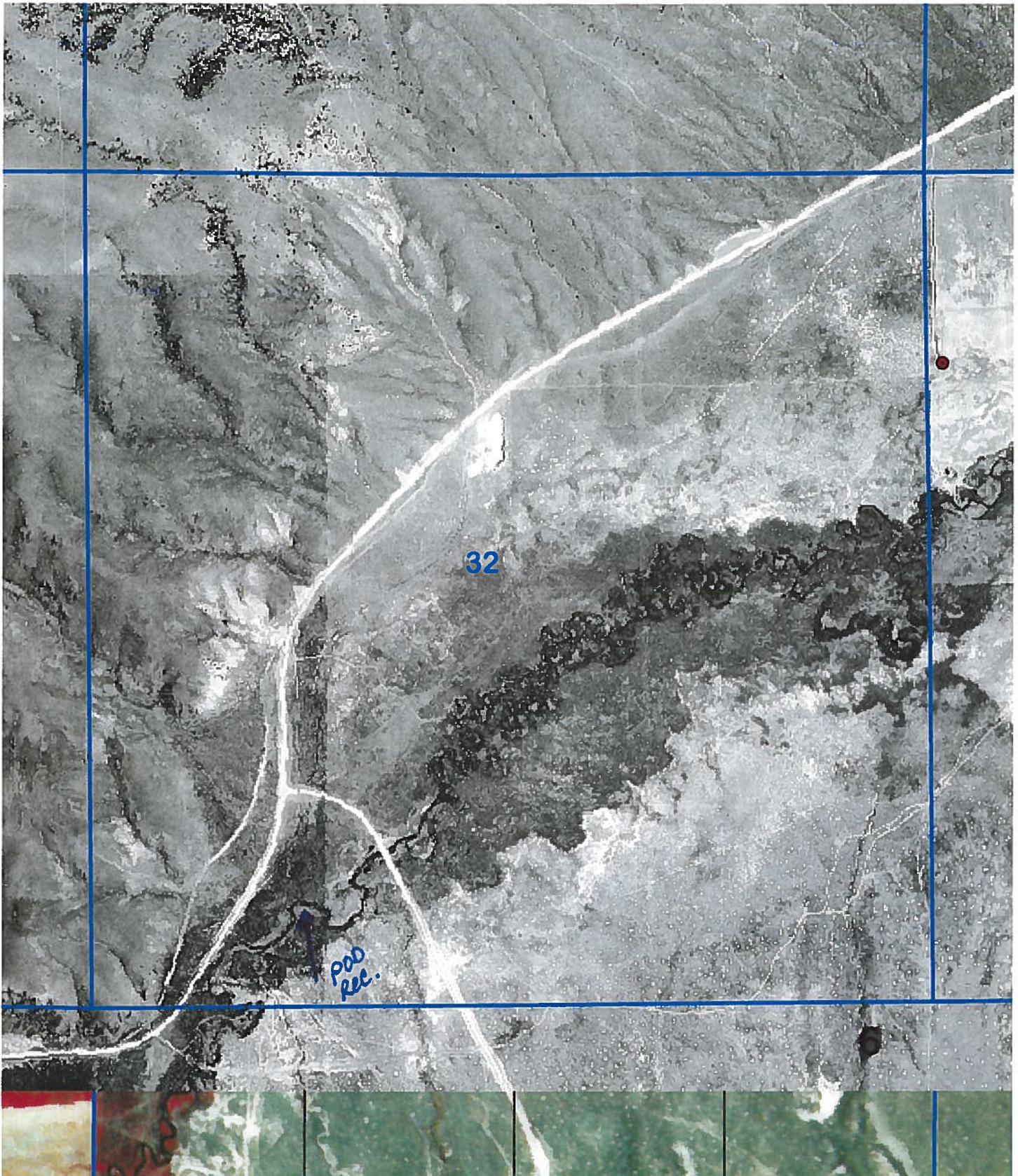
POSSIBLE
AREA
OF
POO



FILE NOTES

CLAIM NO(S): 43-00207

TWP 15S RNG 26E
SEC 32



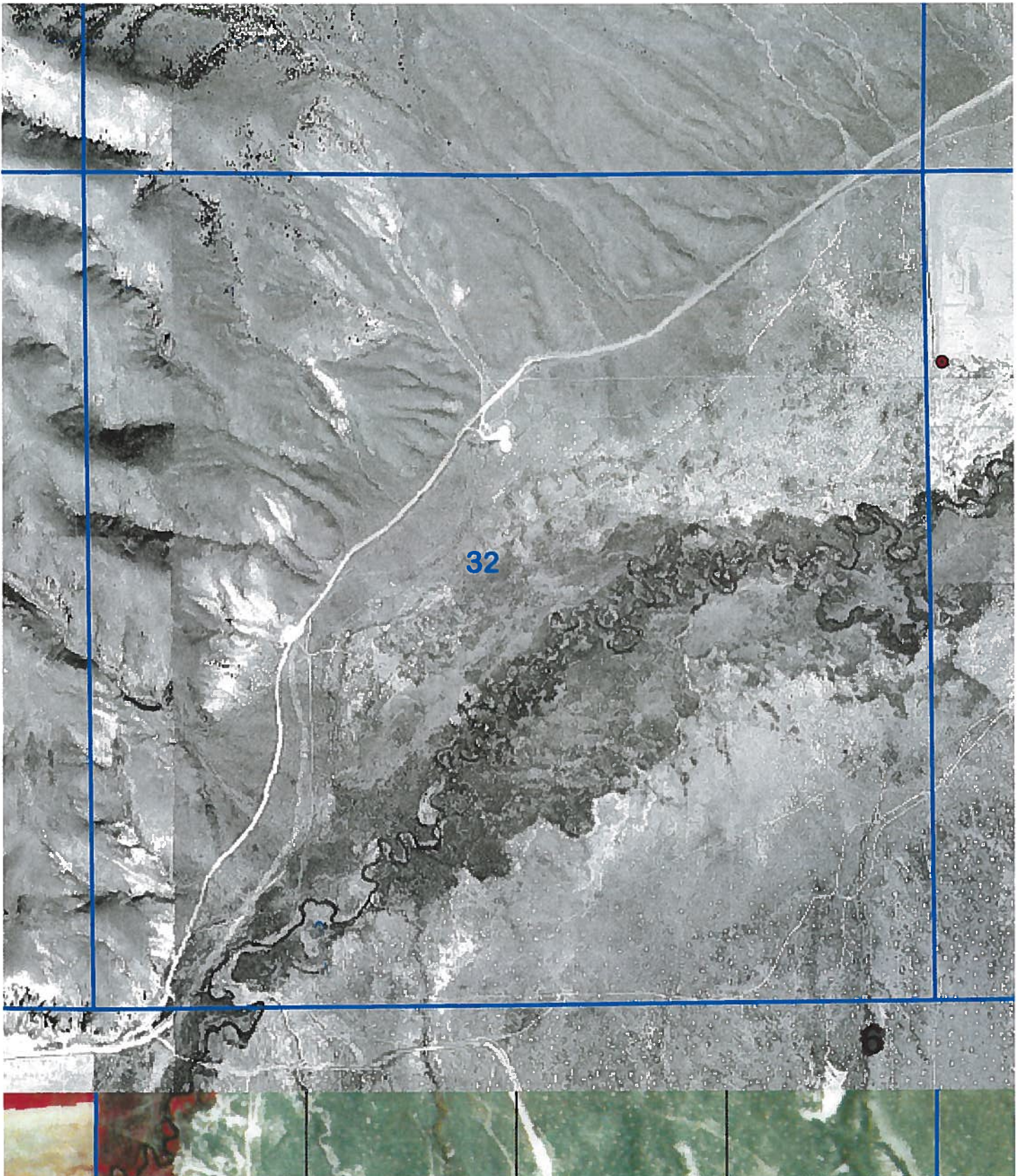
V. HANCOCK

1968 AERIAL PHOTOGRAPHY

FILE NOTES

CLAIM NO(S): 43-00207

TWP 15S RNG 26E
SEC 32



V. HANCOCK

1962 AERIAL PHOTOGRAPHY



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 25, 2000

Howard Conrad
325 South 1200 West
Murtaugh, Idaho 83344

RE: Snake River Basin Adjudication (SRBA)
Claim No: A43-00207

Dear Sir,

I have been informed that you are the current owner of property along Raft River in Township 15S, Range 26E, Section 32. Mr. Kelly Mai was the previous owner of this property, and prior to that, Arimo Corporation.

A claim in the SRBA based upon a decreed water right appurtenant to this property was filed in 1989. In Idaho, water rights remain appurtenant to tracts of lands unless transferred through an administrative process. Ownership of the water right is automatically conveyed with the property unless specifically exempted in the deed. Mr. Mai believed that the adjudication claim for water right A43-00207 was not retained by Arimo in their sale to him, but did not have his deed to confirm it.

The Department is now beginning the final phase leading to recommendation of claims in the Raft River basin. If you are indeed the current owner of this water right, it is important that our records are updated so that you can be aware of any developments concerning your water right. I am enclosing a Notice of Change of Water Right Ownership, which would need to be submitted along with copies of your deed from Mr. Mai and the deed from Arimo to Mr. Mai to show chain of ownership. There are no fees associated with this change in ownership.

I am aware that you are temporarily residing in Arizona. Please inform me of your intentions at your earliest convenience upon returning to Idaho.

Sincerely,

Vikie Hancock
Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 25, 2000

Roger D. Ling
Ling, Neilsen & Robinson
PO Box 396
Rupert, Idaho 83350

RE: Snake River Basin Adjudication (SRBA)
Claim No.: A43-00207 – Arimo Corporation

Dear Mr. Ling:

Please find enclosed a copy of a letter sent to Mr. Doug Freestone in response to a question he had regarding the above claim in the name of Arimo Corporation. I have begun working with Mr. Freestone, in his capacity as manager of the Arimo and C Bar Cattle Company properties, during my review of their irrigation water usage in the context of the Snake River Basin Adjudication. I am also in contact with him in my attempt to sort out the correct ownership of the various Pierce Inc., Arimo and C Bar Cattle Company irrigation and stockwater claims, and hope to forward you a complete and correct listing soon.

Please contact me if you have any concerns regarding the above matter.

Sincerely,

Vikie Hancock
Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 25, 2000

Doug Freestone
2666 South Hwy 81
Box 2256
Malta, Idaho 83342

RE: Snake River Basin Adjudication (SRBA)
Claim No: A43-00207

Dear Doug,

I received the Excel file showing Arimo water uses that you emailed after our phone conversation Tuesday. I think it will be of help in my review, and I look forward to meeting with you and getting these Arimo and C Bar claims all lined out.

I did some investigation in response to your question regarding the point of diversion as it relates to the place of use on claim A43-00207. You are correct that the claimed point of diversion is several miles *downstream* of the place of use, and I found that this is indeed the way the original Adjudication claim was filed by Arimo's predecessor in interest, L & G Cattle Company. I also determined that the property to which this right applies was sold by Arimo to Kelly Mai around 1991, and has subsequently been conveyed to a Mr. Howard Conrad. Ownership of this Claim to a Water Right has not been changed from Arimo's name, however Mr. Mai told me that it was his understanding that the water right was conveyed to him with the property, and therefore now to Mr. Conrad.

I am in the process of contacting Mr. Conrad about the ownership of this claim. If you have any information that the water right was retained by Arimo by specific exemption in the deed, let me know. There is no transfer on file, so at this time the right remains appurtenant to land in T15S, R26E, Section 32.

A copy of this letter is being sent to Mr. Ling, Arimo Attorney of Record, for his inclusion in the ownership review process. As soon as I determine the current ownership, I will address the error in point of diversion.

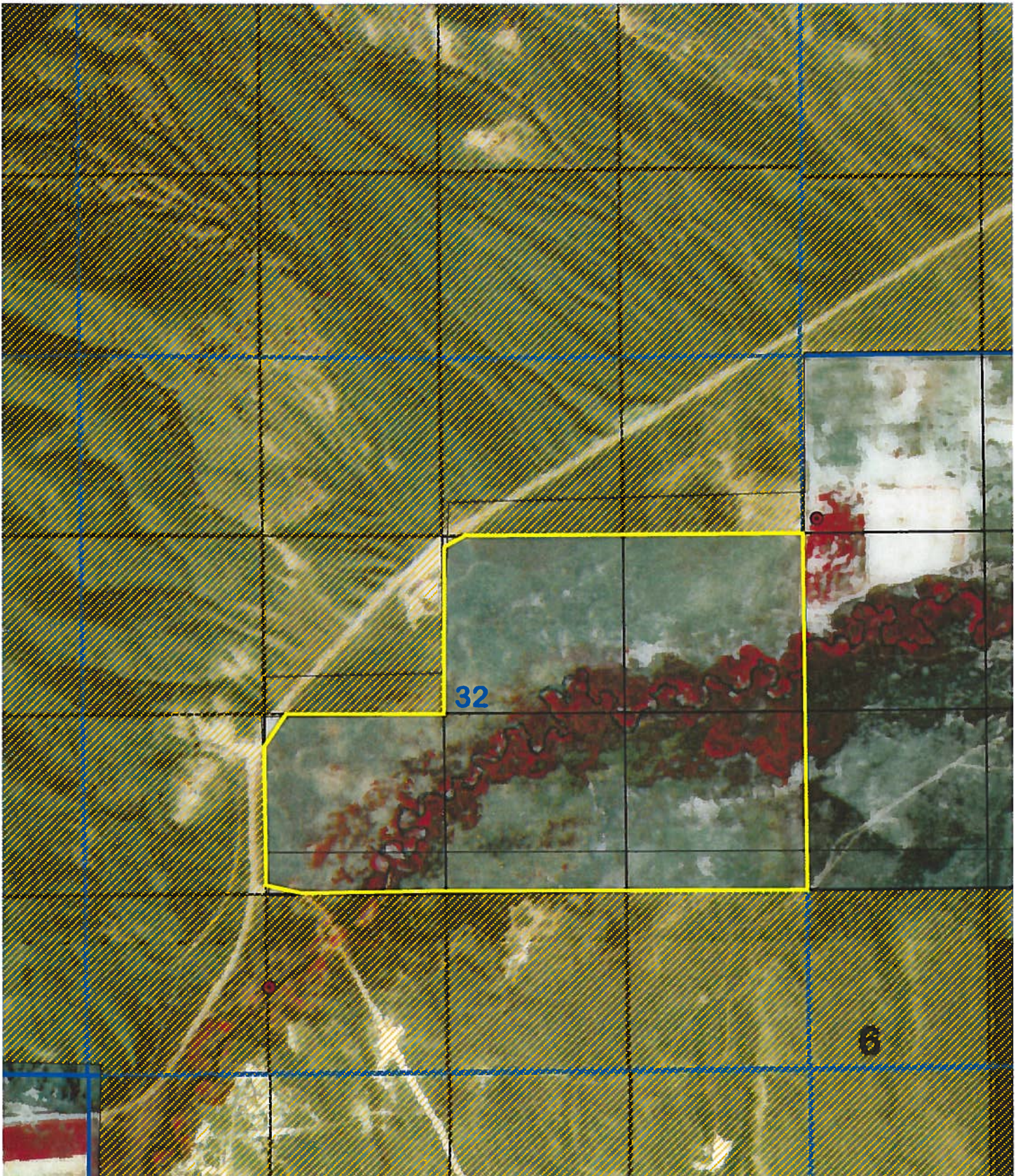
Sincerely,

Vikie Hancock
Water Resource Agent

FILE NOTES
BLM OWNERSHIP

CLAIM NO(S): 43-00207

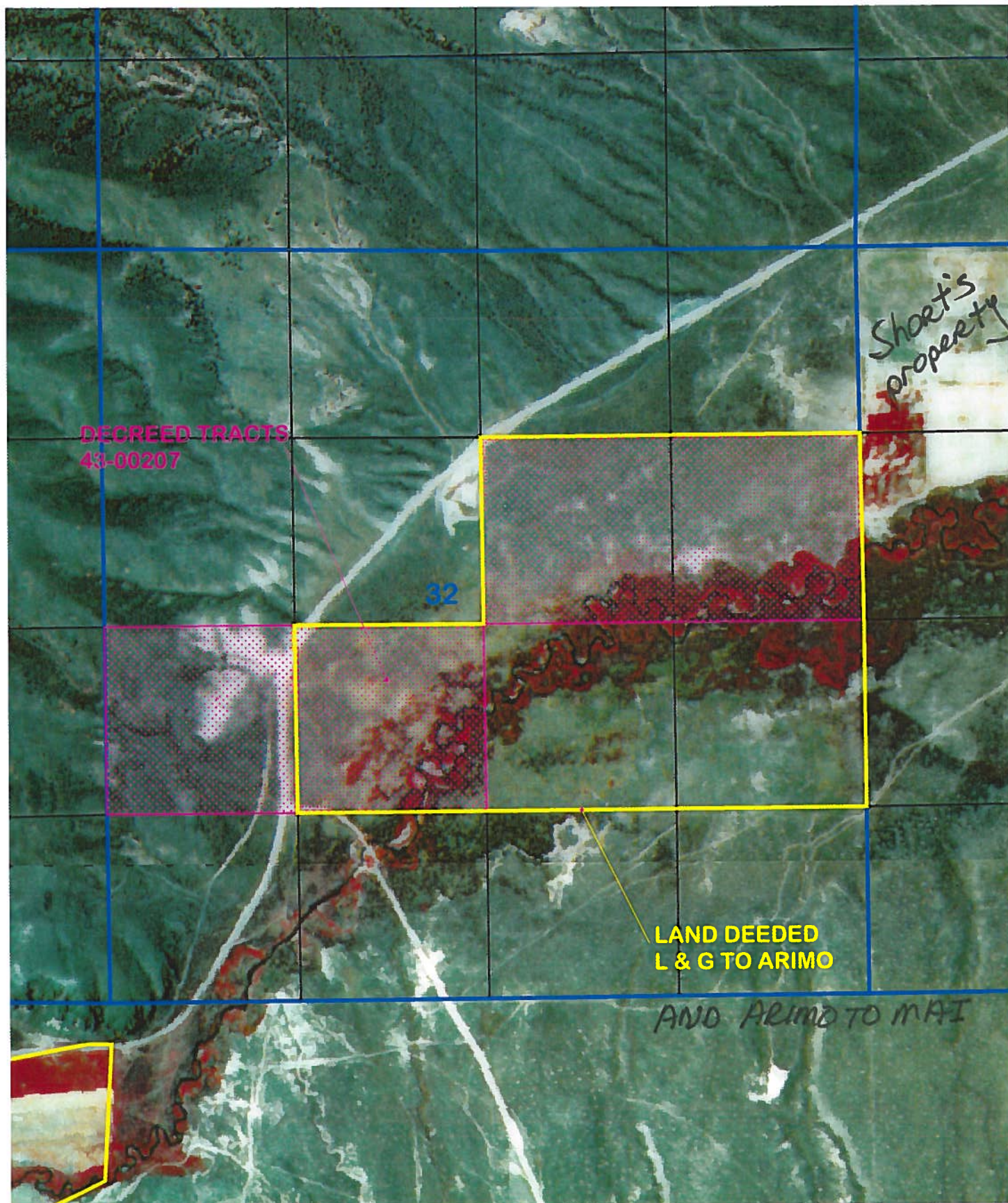
TWP 15S RNG 26E
SEC 32



FILE NOTES

CLAIM NO(S): 43-00207

TWP 15S, RNG 26 E SEC 32



43-00207

2-24-2000

Julianne Short ^{Schaffer} 645-2661

Says Kelly Mai still owns. They lease with first option to buy. She wanted to know if they could file on 60" of water. I told her it had been filed on & was still in Arimo's name. They are not irrigating with Raft River water now. See Trish 6-23-99 memo

Kelly Mai 829-5312

Says he sold to Howard Conrad in Martaugh. I asked him if he had purchased WR with land from Arimo. He said he thought he had & that he heard it automatically went with the land. I explained deed & silent deed & said notes in the file alluded to Arimo keeping WR. Mai said Conrad in Arizona for another month.

Howard Conrad 432-5444

325 S 1200 W

Martaugh, 83344

Called Conrad - woman said in AZ. She will forward any correspondence

June 23, 1999

Memo to: Vikie

Re: A43-000207 / Arimo Corp

Had a call this morning from a Julie Ann Short checking to see if there was a right on some property she is in the process of buying from Kelly Mai. The legal description she gave was T15S, R26E, Sec 32. She was told there was 65 inches diverted from Upper Raft River. Since there were no agents available and because I'm so thoughtful and helpful, I did the research for Ms. Short. The only claim I located in that area with a diversion rate of 1.3 cfs was A43-00207 in the name of Arimo Corp.

I returned Julie Ann's call (645-2661) and told her I what I had found. She said that yes Arimo had owned the property before Kelly Mai. Here we get to the hard part. She asked me if it was still a valid right if the water had not been used for a long time. I told her of the forfeiture statutes, but also told her if she resumed usage before you did your exam that it would probably be considered a valid right. I overdid the thoughtful and helpful and did the Tara thing by telling her that; however, I did advise her to speak with you on Friday. I offered to have you call her, but she said that since she would be in and out all day that it would be best if she phoned you instead.

Oh yeah, she said that they should be closing on the property sometime the first of next week at Land Title & Escrow in Burley. I told her that it was very important they let us know asap after closing of the change in ownership and that Land Title is usually very good to keep us informed.

*Julianne Short
645-2661*

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

December 8, 1998 2:42pm

CUSTOMER

Mai, Kelly

SUBJECT: A43-00207

phone call (x) walk-in (.)

He wanted to know what his water right was per legal description, i.e. ptn of Sec 32 and Sec 33, T15S, R26E; He bought from ARIMO back in 1991. I told him it appeared ARIMO still had the entire right and if he wants to clarify what he owns (by written instrument) we would appreciate it. Vikie has inherited all of these claims from Frank "Three Copies" Hitchcock. I sent Mr. Mai a C/O form w/ above claim and I referred Mr. Mai to Vikie when he is willing and ready...

829-5312

75 deg. 20' West 9.78 chains to Corner No. 2, thence North 24' West 31 chains to Corner No. 3, thence South 68 deg. 6' East 44.46 chains to corner No. 4, thence North 87 deg. 22' East 38.54 chains to Corner No. 5, thence South 1 deg. 45' East 8.01 chains to corner No. 6, thence South 78 deg. 48' West 50.20 chains to corner No. 7, thence South 86 deg. 15' West 20.85 chains to corner No. 1, the place of beginning.

Thomas Lloyd
Mamie Lloyd
1910-Apr. 1

3.2 s.f.

To be diverted from Raft River for the irrigation of SW NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Twp. 14 S. R. 27 E.B.M.

S. H. Lloyd
1880-Apr. 30

.8 s.f.

To be diverted from Green Canyon Creek for the irrigation of Lots 3 and 4, Sec. 7, Twp. 14 S. R. 25 E.B.M., E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, Twp. 14 S. R. 24 E.B.M.

A. Lounsbury
1894-Apr. 1
1885-Apr. 30
1880-Apr. 30

3.9 s.f.
3 s.f.
1.2 s.f.

To be diverted from Cassia Creek for the irrigation of Lots 1 and 2 and the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and Lots 3 and 4, Sec. 19, Twp. 12 S. R. 27 E.B.M., E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 25, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 24, Twp. 12 S. R. 26 E.B.M.

Ralph A. Lounsbury
1886-Apr. 1

3 s.f.

To be diverted from Raft River for the irrigation of Lots 1 and 2, Sec. 1, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Twp. 10 S. R. 27 E. B. M., Lots 6 and 7, Sec. 6, Lot 1, Sec. 7, Twp. 10 S. R. 28 E.B.M.

1886-Apr. 1

.475 s.f.

To be diverted from Raft River for the irrigation of Lot 2, Sec. 7, Twp. 10 S. R. 28 E.B.M.

1894-Apr. 1

3.8 s.f.

Appurtenant to all of the land above described.

Hannah McFarland
1882-Apr. 30
1884-Apr. 30
1894-Apr. 1

.4 s.f.
.02 s.f.
2.4 s.f.

To be diverted from Cottonwood Creek From Cassia Creek for the irrigation of W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 29, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30, Twp. 13 S. R. 25 E.B.M. and a tract of land beginning at the SW corner of SE $\frac{1}{4}$, Sec. 32, Twp. 13 S. R. 25 E.B.M., thence North 16 rods, thence East 15 rods, thence South 16 rods thence West 15 rods to place of beginning.

Amend

James S. McGill
1872-Apr. 1

2 s.f.

To be diverted from Raft River from Apr. 1 to July 1 each year - To be diverted from Raft River, July 1 to October 1, the same being a part of the 2 s.f. aforesaid from April 1 to July 1, and not in addition thereto-

201
202
203
204

1879-Apr. 1
1884-Mar. 1
1912-Oct. 10

2 s.f.
2.8 s.f.
3.6 s.f.

James S. McGill
1886-June 5

2 s.f.

To be diverted from Clear Creek, for the irrigation of Lot 2, SW NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 5, NW NE $\frac{1}{4}$, Sec. 8, Twp. 14 S. R. 27 E.B.M.

206

PROVIDED, that the amount of water which said James S. McGill shall be entitled to receive from the said Clear Creek shall not, at any time, when added to the amount he then is entitled to receive, or is receiving of the waters of Raft River, exceed one inch per acre or an aggregate of 4 s.f.

207 1909-Apr. 1

1.3 s.f.

To be diverted from Raft River for the irrigation of $S\frac{1}{2}NE\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, Sec. 32, Twp. 15 S. R. 26 E.B.M.

208
209

G. S. Marshall
Kate Marshall

1900-Mar. 1

.4 s.f.

To be diverted from Parke Creek for the irrigation of $SE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}$, $NE\frac{1}{2}SW\frac{1}{4}$, Sec. 21, Twp. 13 S. R. 26 E.B.M.

1909-Mar. 1

.8 s.f.

1873-June 15

2 s.f.

To be diverted from Cassia Creek for the irrigation of $S\frac{1}{2}SW\frac{1}{4}$, $NE\frac{1}{2}SE\frac{1}{4}$ and $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 21, Twp. 13 S. R. 26 E.B.M.

R. M. Maxfield
Annie Maxfield

1887-Apr. 30

.8 s.f.

1894-Apr. 1

1.2 s.f.

To be diverted from Green Canyon Creek for the irrigation of $E\frac{1}{2}NW\frac{1}{4}$, Sec. 17 and $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 8, Twp. 14 S. R. 25 E.B.M. Also a further tract of land described as follows: Beginning 14 rods 10 inches South of the NE corner of $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 8, Twp. 14 S. R. 25, thence South 65 rods, $15\frac{1}{2}$ feet 2 inches; thence West 80 rods, thence North 65 rods $15\frac{1}{2}$ feet 2 inches; thence East 80 rods to place of beginning.

North American Mortgage Co.

1888-July 1

.8 s.f.

To be diverted from Cassia Creek for the irrigation of $SW\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 14, Twp. 13 S. R. 26 E.B.M.

1886-July 1

.4 s.f.

To be diverted from Cassia Creek for the irrigation of $NE\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 23, Twp. 13 S. R. 26 E.B.M.

1894-Apr. 1

2.4 s.f.

To be diverted from Cassia Creek for the irrigation of $NE\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, Sec. 23, Twp. 13 S. R. 26 and $SW\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 14, Twp. 13 S. R. 26 E.B.M.

North American Mortgage Co.

1880-Apr. 30

.4 s.f.

To be diverted from Cassia Creek for the irrigation of $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 7, Twp. 14 S. R. 25 E.B.M.

216

I. J. Neddo

Alice Neddo

1881-Apr. 1

.9 s.f.

To be diverted from Cassia Creek for the irrigation of

1882-Apr. 1

.8 s.f.

1894-Apr. 1

2.6 s.f.

$SW\frac{1}{4}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$ and Lots 6 and 7, Sec. 6, Twp. 13 S. R. 27 E.B.M.

1908-May 10

1.2 s.f.

Frederick J. Nye
and Hanna Nye

1905-Oct. 1

3.2 s.f.

To be diverted from Cassia Creek for the irrigation of $S\frac{1}{2}NE\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, Sec. 13, Twp. 13 S. R. 26 E.B.M.

221

Andrew Olsen

Pauline Olsen

1887-June 20

2 s.f.

To be diverted from Raft River for the irrigation of $N\frac{1}{2}SE\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$, Sec. 7, Twp. 15 S. R. 27 E.B.M.

222

Amend

1928 Jobe Adams Decree

Amend

