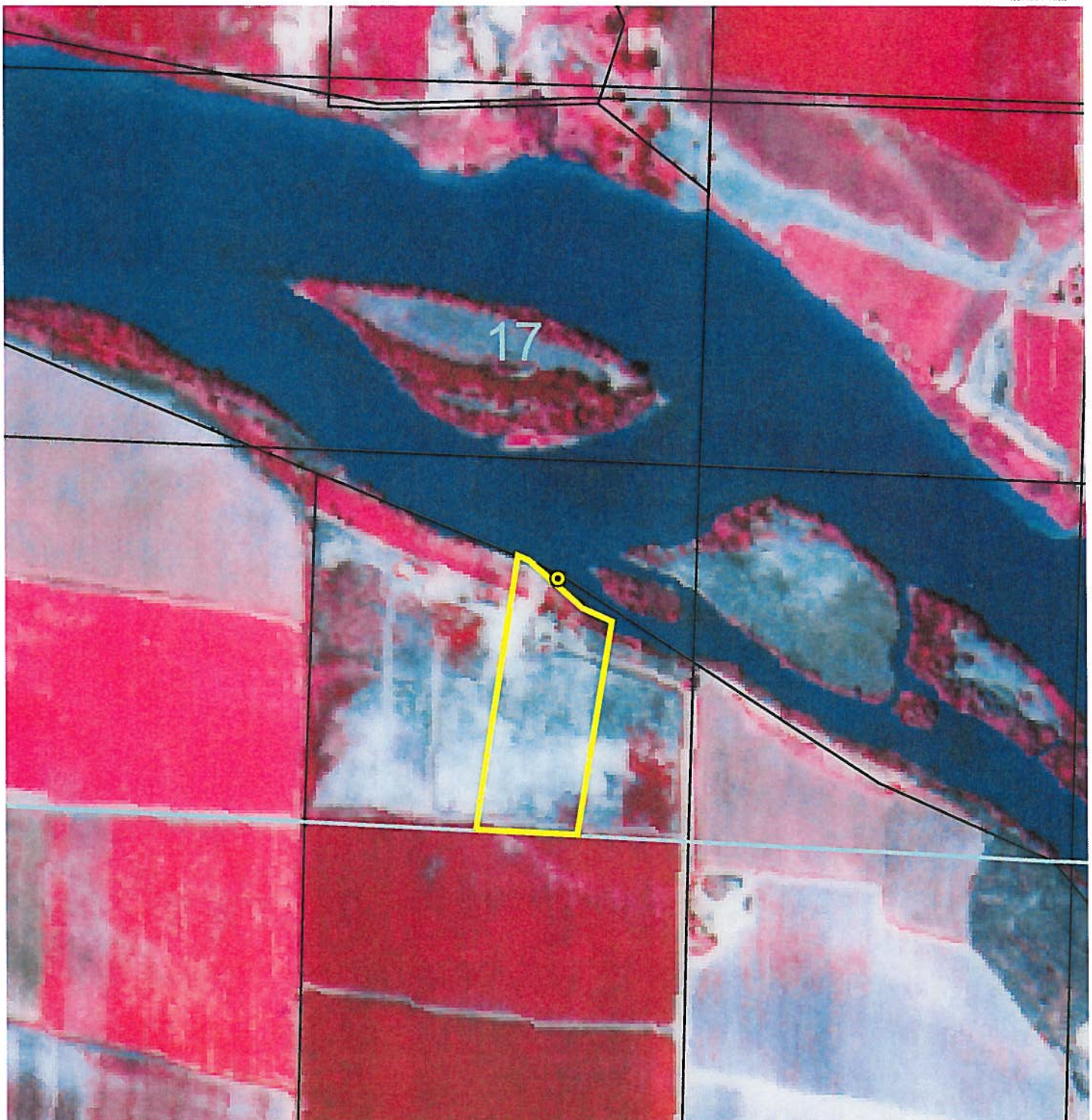


Idaho Department of Water Resources

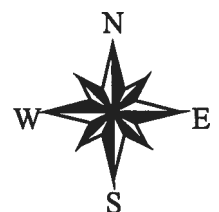
1987 NAPP Photo



0 0.1 0.2 0.3 0.4 Miles

Claim Number: 02-7358
Legal: T03N, R04W, S17
Reviewed By: BTD 6/29/05

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07358

Date: 6-4-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	4W	17												-5					1
GIS															1					
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1

Overlapping POU Claim #'s:

Total GIS Acres:

COMMENTS:

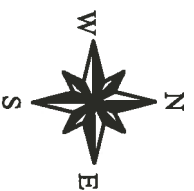
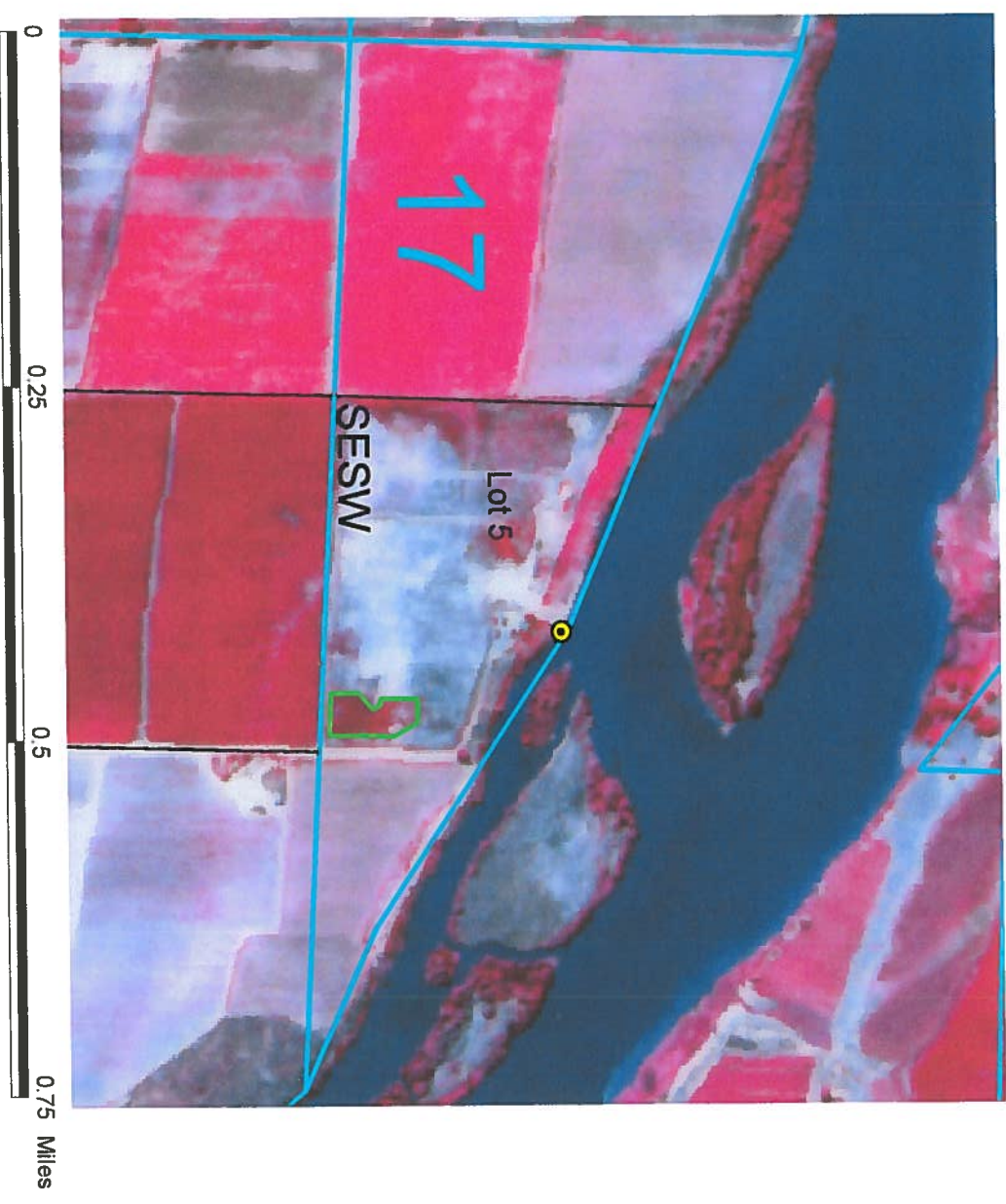
Per claim map + images inters.

Idaho Department of Water Resources

Claim Number: 02-07358
Legal: T03N, R04W, S17
Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

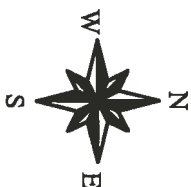
1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 02-07358
Legal: T03N, R04W, S17
Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



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 02-7358
Date Received: 12/12/88
Receipt No: M002119
Received By:

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

1. Name of Claimant(s): LEONA GARRISON
6030 S 6TH ST
CHOWCHILLA CA USA 93610

Phone: (209) 665-4789

WALTER GARRISON
6030 S 6TH ST
CHOWCHILLA CA USA 93610

Phone: (209) 665-4789

2. Date of Priority: 08/03/1981

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	04W	17	NE SE SW 5	OWYHEE	

5. Description of diverting works:

PUMP, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.03	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	04W	17	SE SW	5	IRRIGATION	1
Section Acres						1
Total Acres						1

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 3/9/2001.

15. Basis of Claim: License

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
 DEC 16 1998

WATER RESOURCES
 WESTERN REGION

1. Water Right or Adjudication Claim No(s): A02-07262 + A02-07358
2. The following **REQUIRED** information must be submitted with this form: And part A02-07432
w.r. only

* A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT** or other legal document indicating your ownership of the property and water rights or claim. **LEGAL DESCRIPTION.**

B. **PLAT OF PROPERTY** or **SURVEY MAP** are usually attached to your deed or on file with the county.)

C. For water rights or adjudication claims involving a Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s)

3. Name and Address of Former Owner/Claimant

G & H L Partnership, an 17 Partnership
Box 1013, Laramie, WY 83611

4. New Owner/Claimant(s)

WALTER & LYONIA GARRISON

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

630 506

City, State and ZIP Code

CH 6030 S. 6th St IF 93610

New Telephone Number

(209) per tax

5. Date you acquired the property

notice attached

6. If you have acquired only a portion of 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 5 Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Walter B Garrison

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

Fill 5 lots

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

RECEIVED

DEC 16 1998

WATER RESOURCES
WESTERN REGION

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

water Right or Adjudication Claim No(s):

A02-07262 + A-02-07358

2. The following **REQUIRED** information must be submitted with this form:And part 02-07432 -
w.r. only

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

James Milton Irwin
 120 Hipps, Marsing, ID

4.5 Acres
 1-8 Acres

4. New Owner/Claimant(s)

G + H Company an LP Partnership

New Mailing Address

PO Box 1015
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

City, State and ZIP Code

Cascade, ID 83611

New Telephone Number

208-424-3104

5. Date you acquired the property

12-15-1995

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 28 Number and type of stock 0

Diversion rate in CFS _____ Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Henry E. Zouls
 Managing Partner - G + H. Company
 (424-3104)

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

Copy for
 chain of title
 purposes

MAKE CHECK PAYABLE TO:
 BARBARA WRIGHT TAX COLLECTOR
 OWYHEE COUNTY COURTHOUSE
 MURPHY, ID 83650
 208-495-1158 OR 337-5522

1ST HALF DUE
 TAX 837.14
 LATE
 INT
 COST
 TOT

2ND HALF DUE
 TAX 837.14
 LATE
 INT
 COST
 TOT

1998 TAX BILL/RECEIPT
 BILL# 3408 CODE AREA 5-00
 FULL DUE 1,674.28

TOT ACS 5.000

TAXING DISTRICT
 STATE
 COUNTY
 SCHOOL 363
 GEM H/W 3
 MARS-HOME CEM
 MARSING FIRE
 LIZ/BUTTE LIB
 DISTRICT TOTAL
 SOLID WASTE FEE
 AMOUNT DUE

RATE
 .000000000
 .004208299
 .007381532
 .000412665
 .000109477
 .000277521
 .000204559
 .012594053

AMOUNT
 552.73
 969.62
 54.20
 14.38
 36.44
 26.86
 1,654.28
 20.00
 1,674.28

TAX 8 17 3N 4W

DELINQUENTS
 RP 3291 1997

★ ★ ★ IMPORTANT ★ ★ ★
 PLEASE READ BOTH FRONT AND BACK
 ★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
 PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS.
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

ENCLOSE RIGHT STUB FOR 1ST HALF OR FULL PAYMENT
 LEFT STUB IS FOR 2ND HALF PAYMENT IN JUNE

WARRANTY DEED

FOR VALUE RECEIVED G & H COMPANY, an Idaho General Partnership

the Grantor, does hereby grant, bargain, sell and convey unto
WALTER B. GARRISON and LEONA K. GARRISON, husband and wife

the Grantees, whose address is 6030 S. 6th Street, Chowchilla, CA 93610,

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that the owners are in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1996 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 31, 1996

G & H COMPANY, an Idaho General Partnership

HENRY E. HOUST, SR.
Managing General Partner

State of Idaho
County of

On this 31st day of May in the year 1996,
before me, the undersigned, a Notary Public in and for said State of Idaho, personally appeared HENRY E. HOUST, SR.
known to me to be the partner in the Partnership of G & H Company, and who subscribed said partnership name to the
foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

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

Notary Public
Residing at Meridian, Idaho
My Commission Expires April 25, 2000

OWYHEE TITLE COMPANY
200 BASEY STREET, MURPHY, ID. 83650

$$12 \overline{) 997}$$

INSTRUMENT NO.

Long

RECORD OF SURVEY
FOR
G & H COMPANY
AN IRVING PAPER COMPANY

PORTIONS OF GOVERNMENT LOT
SECTION 17, T.3N., R.4W., B.M.,
OWYHEE COUNTY, IDAHO


$$I^* = 100^\circ$$

LEGEND:

1

1994)

SEI 5/8 R 30 IRON PIN #/CAP
DATA OF RECORD FROM SKANNER SURVE
(1328.94)

RECORDER'S CERTIFICATE

STATE OF IDAHO }
COUNTY OF OWNEE } ss

Mr. Post _____ o'clock _____ of _____ 19____

References

by _____ Daily

For _____

(N 67°48'31" E)

NO. 3/8" AC
W/INCESS CORNER

2014.5	7	20	21	22
--------	---	----	----	----

THE

TEALEY'S LAND SURVEYING

109 E. 4th St. — 608-325-0836

DATE:	DRAWING NO.:	

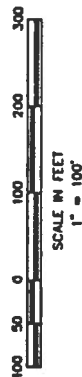
0000		DATE: OCTOBER, 1995	DRAWING NO.: 155
------	---	------------------------	---------------------

$$12 \overline{) 9197}$$

INSTRUMENT NO.

**RECORD OF SURVEY
FOR
G & H COMPANY
AN IDAHO PARTNERSHIP**

PORTIONS OF GOVERNMENT LOT 5
SECTION 17, T.3N., R.4W., B.M.,
OWYHEE COUNTY, IDAHO



LEGEND

- ③ FOUND BRASS CAP
 • FOUND 5/8" IRON PIN
 • FOUND 1/2" IRON PIN
 • SET 5/8" = 30" IRON PIN w/CAP
 (1358.94) DATA OF RECORD FROM SUMMER SURVEY

RECORDER'S CERTIFICATE

STATE OF IDAHO } ss
COUNTY OF OWYHEE }

Filed for Record of the Request of _____
 _____ Min. past _____ o'clock _____ day of _____, 18____
 _____ Recorder
 By _____, Deputy

7 16' N 89° 57' 20" E
(N 89° 45' 31" E)
132.00'



TEALEY'S LAND SURVEYING

DATE:	OCTOBER, 1995	DRAWING NO.:	1553
-------	---------------	--------------	------

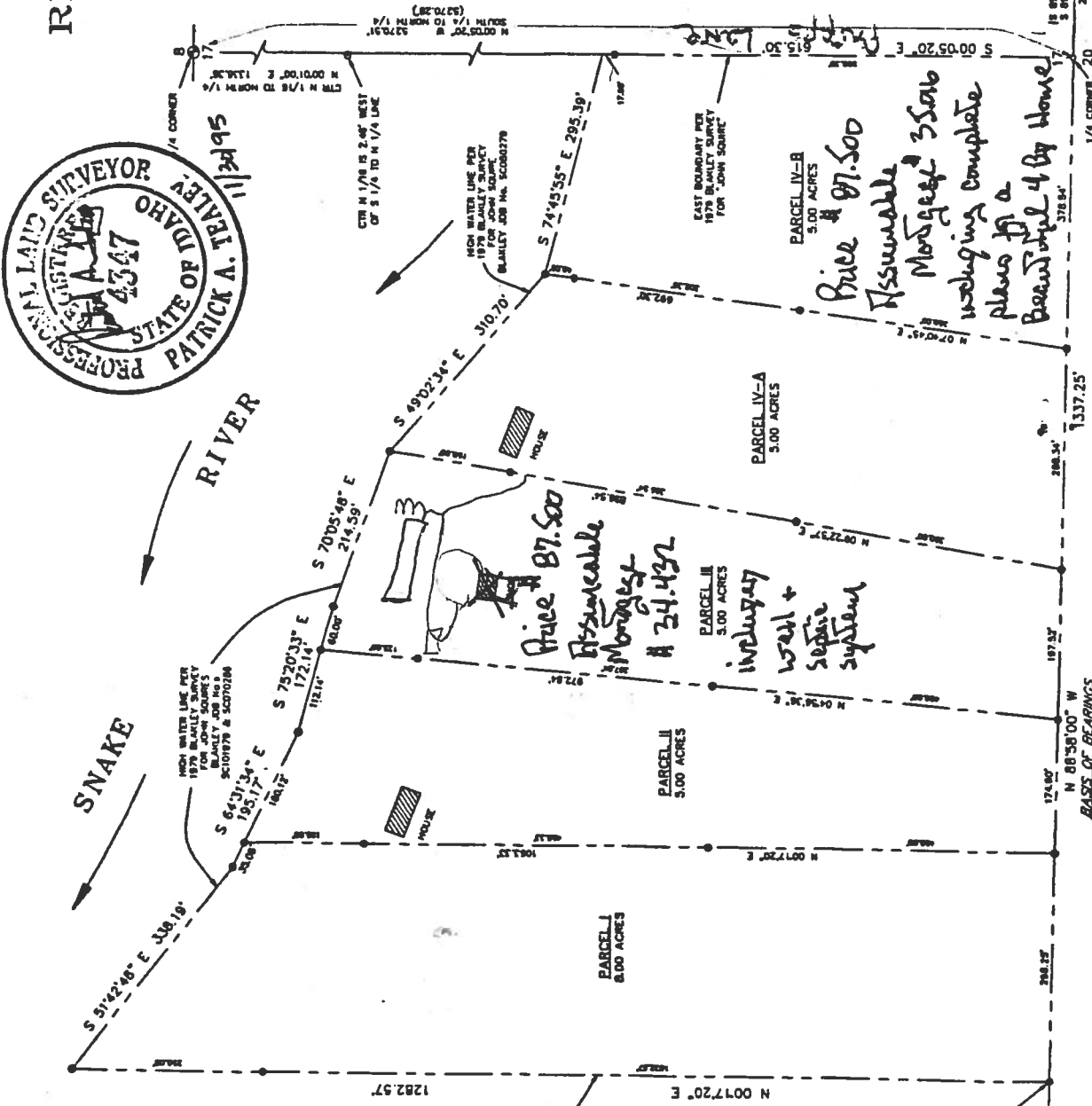
RECORDING INDEX NO. 344-17-3-0-0-00-0000

LETTERS TO THE EDITOR

1. 1978 BRADLEY SURVEY FOR "JOHN SQUIRE"
INST. No. 872329, CANTON COUNTY RECORDS,
BRADLEY ENGINEERS, JOB No. SC0803779.
2. 1979 BRADLEY SURVEY FOR "JOHN SQUIRES"
BRADLEY ENGINEERS, JOB No. SC101978 & SC070288
3. 1990 SHAWNER SURVEY FOR "CHARLES FORD"
INST. No. 901074, CANTON COUNTY RECORDS,
SHAWNER, EARL & ASSOC. JOB # AP0990.

CERTIFICATE OF SURVEYOR

I, PATRICK A. TEALEY, PLS NO. 4367, STATE OF IDAHO, DO HEREBY CERTIFY THAT THE SURVEY REPRESENTED ON THIS PLAT WAS PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION AND IS IN CONFORMITY WITH THE STATE OF IDAHO CODES RELATING TO PLATS AND SURVEYS AND THE CORNER PERPETUATION AND FILING ACT.



AMERICAN LAND TITLE ASSOCIATION COMMITMENT — 1966

CHICAGO TITLE INSURANCE COMPANY

COMMITMENT FOR TITLE INSURANCE

CHICAGO TITLE INSURANCE COMPANY, a corporation of Missouri, herein called the Company, for a valuable consideration, hereby commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest covered hereby in the land described or referred to in Schedule A, upon payment of the premiums and charges therefor; all subject to the provisions of Schedules A and B and to the Conditions and Stipulations hereof.

This Commitment shall be effective only when the identity of the proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A hereof by the Company, either at the time of the issuance of this Commitment or by subsequent endorsement.

This Commitment is preliminary to the issuance of such policy or policies of title insurance and all liability and obligations hereunder shall cease and terminate six months after the effective date hereof or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

IN WITNESS WHEREOF, Chicago Title Insurance Company has caused this Commitment to be signed and sealed as of the effective date of Commitment shown in Schedule A, the Commitment to become valid when countersigned by an authorized signatory.

CHICAGO TITLE INSURANCE COMPANY

By:

Issued by:
PIONEER TITLE CO. OF CANYON COUNTY
D/B/A OWYHEE TITLE COMPANY
200 BASEY STREET
P.O. BOX 8
MURPHY, IDAHO 83650
(208) 495-2589

Richard L. Polla
President.

ATTEST:

Jonathan M. Roberts
Authorized Signatory



Thomas J. Adams
Secretary.

COMMITMENT FOR TITLE INSURANCE

SCHEDULE A

File Number: PO 889

1. Effective Date: January 31, 1995 at 5:00 P.M.

2. Policy or Policies to be issued:

A. ☒ ALTA Owner's Policy, (4-6-90) ☒ Standard Coverage ☐ Extended coverage
Amount \$ 10,000.00
Premium \$ 150.00

Proposed Insured:
JAMES W. KISER or NOMINEE

B. ☐ ALTA Loan Policy, (4-6-90) ☐ Standard Coverage ☐ Extended coverage
Amount \$
Premium \$

Proposed Insured:

C. Amount \$
Premium \$

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:
Fee simple

4. Title to the fee simple estate or interest in said land is at the effective date hereof
vested in:
See continuation

5. The land referred to in this Commitment is described as follows:

See Schedule C

COMMITMENT FOR TITLE INSURANCE
CONTINUATION

SCHEDULE A

File Number: PO 889

Commitment Number: _____

4. Title to the fee simple estate or interest in said land is at the effective date hereof vested in:

The Heirs or Devisees of Juanita F. Irwin, deceased, their interest being subject to the administration of the estate of said decedent as to all parcels.

The Heirs or Devisees of James M. Irwin, deceased, their interest being subject to the administration of the estate of said decedent as to Parcels II and III.

Page _____

CONTINUATION

Commitment

Reorder Form No. 11119

AGENT'S COPY

COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File Number: PO 889

The land referred to in this Commitment is described as follows:

PARCEL I:

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B.M., and is more particularly described as follows:

BEGINNING at the Southwest corner of said Government Lot 5; thence North $0^{\circ}17'20''$ East along the West boundary of said Government Lot 5, a distance of 1282.57 feet to a point on the Southerly high water line of the Snake River; thence along said Southerly high water line the following courses and distances: South $51^{\circ}42'46''$ East, a distance of 338.19 feet; South $64^{\circ}31'34''$ East, a distance of 35.05 feet; thence South $0^{\circ}17'20''$ West parallel with the said West boundary of Government Lot 5, a distance of 1063.33 feet to a point on the South boundary of said Government Lot 5; thence North $88^{\circ}58'00''$ West along said South boundary, a distance of 298.25 feet to the POINT OF BEGINNING.

PARCEL II:

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B. M., Owyhee County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said Government Lot 5: Thence South $88^{\circ}58'00''$ East along the South boundary of said Government Lot 5, a distance of 298.25 feet to the TRUE POINT OF BEGINNING; Thence North $0^{\circ}17'20''$ East parallel with the West boundary of said Government Lot 5, a distance of 1063.33 feet to a point on the Southerly high water line of the Snake River; thence along said Southerly high water line the following courses and distances; South $64^{\circ}31'34''$ East, a distance of 160.12 feet; South $75^{\circ}20'30''$ East, a distance of 112.14 feet; thence South $4^{\circ}56'36''$ West, a distance of 972.84 feet to a point on the said South boundary of the Government Lot 5; thence North $88^{\circ}58'00''$ West along the said South boundary of Government Lot 5, a distance of 174.60 feet to the TRUE POINT OF BEGINNING.

continued

COMMITMENT FOR TITLE INSURANCE
CONTINUATION

SCHEDULE C

File Number: PO 889

Commitment Number: _____

PARCEL III:

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B.M., Owyhee County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said Government Lot 5, Thence South 88°58'00" East along the South boundary of said Government Lot 5, a distance of 472.85 feet to the TRUE POINT OF BEGINNING: thence North 4°56'36" East, a distance of 972.84 feet to a point on the Southerly high water line of the Snake river; Thence along said Southerly high water line the following courses and distances; South 75°20'33" East, a distance of 60.00 feet; South 70°05'48" East, a distance of 214.59 feet; thence South 9°22'57" West, a distance of 896.54 feet to a point on the said South boundary of Government Lot 5; thence North 88°58'00" West along said South boundry of Government Lot 5, a distance of 197.52 feet to the TRUE POINT OF BEGINNING.

PARCEL IV:

A parcel in Government Lot 5, Section 17, Township 3 North, Range 4 West, B.M., Owyhee County, Idaho, more particularly described as follows:

BEGINNING at the NW corner of NE $\frac{1}{4}$, Sec. 20, T3N, R4W, B.M., thence North 88°58'00" West along the South boundary of said Gov. Lot 5, a distance of 666.88 feet; thence North 9°22'57" East, a distance of 896.54 feet to the High Water Line of the Snake River; thence following said High Water Line South 49°02'34" East, a distance of 310.70 feet; thence following said High water Line South 74°45'55" East, a distance of 295.39 feet; thence South 0°05'20" East, a distance of 615.30 feet to the POINT OF BEGINNING.

* * *

Page _____

CONTINUATION

Commitment

Recorder Form No. 11119

10-21-10-0000

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION I

File Number: PO 889

REQUIREMENTS

The following are the requirements to be complied with:

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to wit:

The conveyance we are asked to insure should be placed of record and this commitment is subject to such further matters as may appear at that time.

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION 2

File Number: PO 889

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company.

- A. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records, or attaching subsequent to the effective date hereof but prior to the date the proposed Insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.
- B. **General Exceptions:**
- (1) Rights or claims of parties in possession not shown by the public records.
 - (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
 - (3) Easements, or claims of easements, not shown by the public records.
 - (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
 - (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
 - (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
- C. **Special Exceptions:**
1. General taxes for the year 1995, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.
 2. Liens and assessments of Gem Irrigation District, and the rights and powers of said district as by law provided.
Account # 1063: base amount for 1995 irrigation season is \$895.20, which is paid except for \$9.00 which remains due.
 3. Reservation and grant for the purposes and rights incidental thereto as reserved in a document
Reservation: Right of way for construction, maintenance and necessary service of waste and drainage ditches.
Grant: Right of Way for roads 25 feet in width necessary to provide ingress to any legal subdivision from a public highway.
To: Gem Irrigation District
Recorded: May 3, 1944
Instrument No: Book 33 of Deeds, page 614
Owyhee County records

continued

**COMMITMENT FOR TITLE INSURANCE
CONTINUATION**

SCHEDULE _____

File Number: _____

Commitment Number: _____

4. An easement for the purposes and rights incidental thereto as granted in a document

Purpose: Power line and appurtenances

To: Idaho Power Company, a corporation, its licensees, successors and assigns

Recorded: August 24, 1955

Instrument No: Book 47 of Deeds, page 254
and

Recorded: May 28, 1980

Instrument No: 163987
Owyhee County records

5. Easement along Southerly boundary of said premises as revealed in deed recorded November 27, 1979, as Instrument No. 161300, Owyhee County records, and referred to as an 18 foot wide ingress-egress easement along the South boundary in Warranty Deeds recorded August 7, 1986, as Instrument No. 189630, 189631 and 189632, Owyhee County records.

6. A right of way for a public road as granted the Gem Highway District, Owyhee County, State of Idaho, over and across that part of a strip of land 25 feet wide on the West side of the center line commencing at the Southeast Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, Township 3 North, Range 4 West, B.M., continuing North along the East line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T3N, R4W, B.M., to where said line intersects Snake River, as revealed by deed recorded March 19, 1969, as Instrument No. 122926, Owyhee County records.

7. A portion of this property appears to have been acquired by accretion or avulsion in the changes of the mean high water line of the Snake River. Coverage is issued and accepted upon the assumption that title to the alluvion follows that of the abutting property and liability thereon is excepted.

8. The lien of any federal estate tax by reason of the death of the decedent named below who was a former owner of said land:

Decedent: Juanita F. Irwin

9. The lien of any state estate tax by reason of the death of the decedent named below who was a former owner of the land

Decedent: Juanita F. Irwin

10. The lien of any federal estate tax by reason of the death of the decedent named below who was a former owner of said land:

Decedent: James M. Irwin

11. The lien of any state estate tax by reason of the death of the decedent named below who was a former owner of the land

Decedent: James M. Irwin

Page _____

* * *

CONTINUATION

Commitment

Reorder Form No. 11119

AGENT'S COPY

STANDARD EXCEPTIONS FOR OWNER'S POLICY

The owner's policy will be subject to the mortgage, if any, noted under item one of Section 1 of Schedule B hereof and to the following exceptions: (1) rights or claims of parties in possession not shown by the public records; (2) encroachments, overlaps, boundary line disputes, and any matters which would be disclosed by an accurate survey and inspection of the premises; (3) easements, or claims of easements, not shown by the public records; (4) any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records; (5) taxes or special assessments which are not shown as existing liens by the public records.

CONDITIONS AND STIPULATIONS

1. The term "mortgage," when used herein, shall include deed of trust, trust deed, or other security instrument.
2. If the proposed Insured has or acquires actual knowledge of any defect, lien, encumbrance, adverse claim or other matter affecting the estate or interest or mortgage thereon covered by this Commitment other than those shown in Schedule B hereof, and shall fail to disclose such knowledge to the Company in writing, the Company shall be relieved from liability for any loss or damage resulting from any act of reliance hereon to the extent the Company is prejudiced by failure to so disclose such knowledge. If the proposed Insured shall disclose such knowledge to the Company, or if the Company otherwise acquires actual knowledge of any such defect, lien, encumbrance, adverse claim or other matter, the Company at its option may amend Schedule B of this Commitment accordingly, but such amendment shall not relieve the Company from liability previously incurred pursuant to paragraph 3 of these Conditions and Stipulations.
3. Liability of the Company under this Commitment shall be only to the named proposed Insured and such parties included under the definition of Insured in the form of policy or policies committed for and only for actual loss incurred in reliance hereon in undertaking in good faith (a) to comply with the requirements hereof, or (b) to eliminate exceptions shown in Schedule B, or (c) to acquire or create the estate or interest or mortgage thereon covered by this Commitment. In no event shall such liability exceed the amount stated in Schedule A for the policy or policies committed for and such liability is subject to the insuring provisions, the Exclusions from Coverage and the Conditions and Stipulations of the form of policy or policies committed for in favor of the proposed Insured which are hereby incorporated by reference and are made a part of this Commitment except as expressly modified herein.
4. Any action or actions or rights of action that the proposed Insured may have or may bring against the Company arising out of the status of the title to the estate or interest or the status of the mortgage thereon covered by this Commitment must be based on and are subject to the provisions of this Commitment.

SCHEDULE A

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
1 PO 889	2 13 0037 106 00191	3 December 14, 1995 at 3:29 P.M.	4 \$250,000.00	5 \$1,005.00

1. Name of Insured:

G & H COMPANY, an Idaho General Partnership

2. The estate or interest in the land which is covered by this Policy is:

Fee Simple

3. Title to the estate or interest in the land is vested in:

G & H COMPANY, an Idaho General Partnership

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

See Schedule B

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

PARCEL I:

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B.M., and is more particularly described as follows:

BEGINNING at the Southwest corner of said Government Lot 5; thence

North 0°17'20" East along the West boundary of said Government Lot 5, a distance of 1282.57 feet to a point on the Southerly high water line of the Snake River; thence along said Southerly high water line the following courses and distances:

South 51°42'46" East, a distance of 338.19 feet;

South 64°31'34" East, a distance of 35.05 feet; thence

South 0°17'20" West parallel with the said West boundary of Government Lot 5, a distance of 1063.33 feet to a point on the South boundary of said Government Lot 5;

thence North 88°58'00" West along said South boundary, a distance of 298.25 feet to the POINT OF BEGINNING.

Continued

SCHEDULE A

Owners Form

Reorder Form No. 3089 (Rev. 1/89)

This Policy valid only if Schedule B is attached.

Policy No. 13 0037 106 00191
File No. PO 889

SCHEDULE A CONTINUED**PARCEL II:**

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B. M., Owyhee County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said Government Lot 5:
Thence

South 88°58'00" East along the South boundary of said Government Lot 5, a distance of 298.25 feet to the TRUE POINT OF BEGINNING; Thence

North 0°17'20" East parallel with the West boundary of said Government Lot 5, a distance of 1063.33 feet to a point on the Southerly high water line of the Snake River; thence along said Southerly high water line the following courses and distances;

South 64°31'34" East, a distance of 160.12 feet;

South 75°20'30" East, a distance of 112.14 feet; thence

South 4°56'36" West, a distance of 972.84 feet to a point on the said South boundary of the Government Lot 5; thence

North 88°58'00" West along the said South boundary of Government Lot 5, a distance of 174.60 feet to the TRUE POINT OF BEGINNING.

PARCEL III:

This parcel is a portion of Government Lot 5 of Section 17, Township 3 North, Range 4 West, B.M., Owyhee County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said Government Lot 5,
Thence

South 88°58'00" East along the South boundary of said Government Lot 5, a distance of 472.85 feet to the TRUE POINT OF BEGINNING: thence

North 4°56'36" East, a distance of 972.84 feet to a point on the Southerly high water line of the Snake river; Thence along said Southerly high water line the following courses and distances;

South 75°20'33" East, a distance of 60.00 feet;

South 70°05'48" East, a distance of 214.59 feet; thence

South 9°22'57" West, a distance of 896.54 feet to a point on the said South boundary of Government Lot 5; thence

North 88°58'00" West along said South boundary of Government Lot 5, a distance of 197.52 feet to the TRUE POINT OF BEGINNING.

Continued

Policy
FileNo. 13 0037 106 00191
No. PO 889**SCHEDULE A CONTINUED**PARCEL IV-A:

A parcel of land situated in the SW $\frac{1}{4}$ of Section 17, Township 3 North, Range 4 West, B.M., Owyhee County, Idaho, more particularly described as follows:

COMMENCING at a 1/2" iron pin marking the South Quarter corner of said Section 17; thence along the South boundary of the said SW $\frac{1}{4}$ of Section 17

North 88°58'00" West 378.54 feet to an iron pin marking the POINT OF BEGINNING; thence continuing

North 88°58'00" West 288.34 feet to an iron pin; thence leaving the said South boundary

North 09°22'57" East 896.54 feet to an iron pin on the Southerly high water line of the Snake River as shown on the Record of Survey for John Squire on file under Instrument No. 872329 in the Office of the Canyon County Recorder, Caldwell, Idaho; thence along the said Southerly high water line

South 49°02'34" East 310.70 feet to an iron pin; thence leaving the said Southerly high water line

South 07°40'45" West 692.30 feet to the POINT OF BEGINNING.

Parcel IV-B:

A parcel of land situated in the SW $\frac{1}{4}$ of Section 17, Township 3 North, Range 4 West, B. M., Owyhee County, Idaho, more particularly described as follows:

BEGINNING at a 1/2" iron pin marking the South Quarter corner of said Section 17 which point is the POINT OF BEGINNING; thence along the South boundary of the said SW $\frac{1}{4}$ of Section 17

North 88°58'00" West 378.54 feet to an iron pin; thence leaving the said South boundary

North 07°40'45" East 692.30 feet to an iron pin on the Southerly high water line of the Snake River as shown on the Record of Survey for John Squire on file under Instrument No. 872329 in the Office of the Canyon County Recorder, Caldwell, Idaho; thence along the said Southerly high water line

South 74°45'55" East 295.39 feet to an iron pin; thence leaving the said Southerly high water line

South 00°05'20" East 615.30 feet to the POINT OF BEGINNING.

* * *

SCHEDULE B

Policy Number: 13 0037 106 00191/PO 889

Owners

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

1. Taxes for the year 1995 are paid in full.

2. Liens and assessments of Gem Irrigation District, and the rights and powers of said district as by law provided, which are paid current.

3. Reservation and grant for the purposes and rights incidental thereto as reserved in a document

Reservation: Right of way for construction, maintenance and necessary service of waste and drainage ditches.

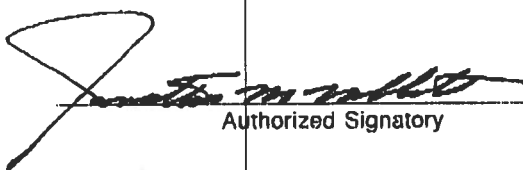
Grant: Right of Way for roads 25 feet in width necessary to provide ingress to any legal subdivision from a public highway.

To: Gem Irrigation District

Recorded: May 3, 1944

Instrument No: Book 33 of Deeds, page 614
Owyhee County records

continued


Authorized Signatory

Policy No. 13 0037 106 00191
File No. PO 889

SCHEDULE B CONTINUED

4. An easement for the purposes and rights incidental thereto as granted in a document

Purpose: Power line and appurtenances
To: Idaho Power Company, a corporation, its licensees, successors and assigns

Recorded: August 24, 1955

Instrument No: Book 47 of Deeds, page 254
and

Recorded: May 28, 1980

Instrument No: 163987
Owyhee County records

5. Easement along Southerly boundary of said premises as revealed in deed recorded November 27, 1979, as Instrument No. 161300, Owyhee County records, and referred to as an 18 foot wide ingress-egress easement along the South boundary in Warranty Deeds recorded August 7, 1986, as Instrument No. 189630, 189631 and 189632, Owyhee County records.

6. A right of way for a public road as granted the Gem Highway District, Owyhee County, State of Idaho, over and across that part of a strip of land 25 feet wide on the West side of the center line commencing at the Southeast Corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, Township 3 North, Range 4 West, B.M., continuing North along the East line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T3N, R4W, B.M., to where said line intersects Snake River, as revealed by deed recorded March 19, 1969, as Instrument No. 122926, Owyhee County records.

7. A portion of this property appears to have been acquired by accretion or avulsion in the changes of the mean high water line of the Snake River. Coverage is issued and accepted upon the assumption that title to the alluvion follows that of the abutting property and liability thereon is excepted.

8. An Easement for the purpose shown below and rights incidental thereto as set forth in a document

Granted to: G & H Company, an Idaho General Partnership

Purpose: Roadway

Recorded: December 14, 1995

Instrument No: 217539

Owyhee County records
Affects: South 40 feet of all parcels

Continued

Policy No. 13 0037 106 00191
File No. PO 889

SCHEDULE B CONTINUED

9. A Deed of Trust to secure an indebtedness of \$38,000.00
and any other obligations secured thereby

Dated: December 15, 1995

Recorded: December 14, 1995

Instrument No: 217541

Owyhee County records

Grantor: G & H Company, an Idaho General Partnership

Trustee: Pioneer Title Company of Canyon County
an Idaho corporation

Beneficiary: The Estate of James Milton Irwin (Owyhee County
Probate No. SP 9200072)

Affects: Parcel No. I

10. A Deed of Trust to secure an indebtedness of \$38,000.00
and any other obligations secured thereby

Dated: December 15, 1995

Recorded: December 14, 1995

Instrument No: 217543

Owyhee County records

Grantor: G & H Company, an Idaho General Partnership

Trustee: Pioneer Title Company of Canyon County
an Idaho corporation

Beneficiary: The Estate of James Milton Irwin (Owyhee County
Probate No. SP 9200072)

Affects: Parcel No. II

11. A Deed of Trust to secure an indebtedness of \$38,000.00
and any other obligations secured thereby

Dated: December 15, 1995

Recorded: December 14, 1995

Instrument No: 217545

Owyhee County records

Grantor: G & H Company, an Idaho General Partnership

Trustee: Pioneer Title Company of Canyon County
an Idaho corporation

Beneficiary: The Estate of James Milton Irwin (Owyhee County
Probate No. SP 9200072)

Affects: Parcel No. III

Continued

Policy No. 13 0037 106 00191
File No. PO 889

SCHEDULE B CONTINUED

12. A Deed of Trust to secure an indebtedness of \$38,000.00
and any other obligations secured thereby

Dated: December 15, 1995

Recorded: December 14, 1995

Instrument No: 217547

Owyhee County records

Grantor: G & H Company, an Idaho General Partnership

Trustee: Pioneer Title Company of Canyon County

an Idaho corporation

Beneficiary: The Estate of James Milton Irwin (Owyhee County

Probate No. SP 9200072)

Affects: Parcel No. IV-A

13. A Deed of Trust to secure an indebtedness of \$38,000.00
and any other obligations secured thereby

Dated: December 15, 1995

Recorded: December 14, 1995

Instrument No: 217549

Owyhee County records

Grantor: G & H Company, an Idaho General Partnership

Trustee: Pioneer Title Company of Canyon County

an Idaho corporation

Beneficiary: The Estate of James Milton Irwin (Owyhee County

Probate No. SP 9200072)

Affects: Parcel No. IV-B

*

*

*

PIONEER TITLE COMPANY OF CANYON COUNTY
100 10TH AVENUE SOUTH * NAMPA, ID 83651
208-466-6100

ESCROW NUMBER: PN53984

TODAY'S DATE: 5/17/1999
CLOSING DATE: 5/18/1999

PROPERTY:

SW 1/4 OF SEC 17, T3N, R4W

ESCROW CLOSING STATEMENT OF:

G & H COMPANY, an Idaho general partnership

OTHER PARTY:

WILLIAM RAY RANEY

SELLER'S CLOSING STATEMENT

DESCRIPTION	DEBITS	CREDITS
		40,000.00
Sales Price	2,000.00	
EARNEST MONEY DEPOSIT	33,939.42	
Assumption of Escrow#5877.1 IN FAVOR OF SELLER	390.58	
PAY 98 TAX03N04W176920 A OWYHEE COUNTY	141.80	
Prorate EST 99 TAX 1/01/1999 to 5/18/1999 @ \$377.80/12 mo		101.07
Prorate 99 IRRIG 5/18/1999 to 1/01/2000 @ \$161.80/12 mo	4,000.00	
Pay Commission HOUST REALTY	68.42	
PAY 98 EXCESS CHARGE #1063 GEM IRRIGATION DISTRICT	75.00	
1/2 Escrow Closing Fee Pioneer Title Company	325.00	
Title Policy Fee Pioneer Title Company	677.04	
Interest Credit to Buyer 2/15 to 5/17 at \$7.44	37.50	
Assumption Fee PIONEER TITLE COMPANY		1,553.69
Balance Due From Seller	41,654.76	41,654.76
TOTALS		

This statement should be retained by you for Income Tax purposes.

We, the undersigned, have read and approved the above closing statement.

We hereby certify that the foregoing is a true and correct statement of funds received and disbursed by us in the above closing.

PIONEER TITLE COMPANY OF CANYON COUNTY

Amy McClintock
By: Amy McClintock

G & H COMPANY, an Idaho general partnership

Henry E. Houst
By: HENRY E. HOUST, Senior

PIONEER TITLE COMPANY OF CANYON COUNTY
100 10TH AVENUE SOUTH * NAMPA, ID 83651
208-466-6100

ESCROW NUMBER: PN53984

PROPERTY:

SW 1/4 OF SEC 17, T3N, R4W

TODAY'S DATE: 5/17/1999

CLOSING DATE: 5/18/1999

ESCROW CLOSING STATEMENT OF:

G & H COMPANY, an Idaho general partnership

OTHER PARTY:

WILLIAM RAY RANEY

SELLER'S CLOSING STATEMENT

DESCRIPTION	DEBITS	CREDITS
		40,000.00
Sales Price	2,000.00	
EARNEST MONEY DEPOSIT	33,939.42	
Assumption of Escrow#5877.1 IN FAVOR OF SELLER	390.58	
PAY 98 TAX03N04W176920 A OWYHEE COUNTY	141.80	
Prorate EST 99 TAX 1/01/1999 to 5/18/1999 @ \$377.80/12 mo		101.07
Prorate 99 IRRIG 5/18/1999 to 1/01/2000 @ \$161.80/12 mo	4,000.00	
Pay Commission HOUST REALTY	68.42	
PAY 98 EXCESS CHARGE #1063 GEM IRRIGATION DISTRICT	75.00	
1/2 Escrow Closing Fee Pioneer Title Company	325.00	
Title Policy Fee Pioneer Title Company	677.04	
Interest Credit to Buyer 2/15 to 5/17 at \$7.44	37.50	
Assumption Fee PIONEER TITLE COMPANY		1,553.69
Balance Due From Seller	41,654.76	41,654.76
TOTALS		

This statement should be retained by you for Income Tax purposes.

We, the undersigned, have read and approved the above closing statement.

We hereby certify that the foregoing is a true and correct statement of funds received and disbursed by us in the above closing.

PIONEER TITLE COMPANY OF CANYON COUNTY

Amy McClintock
By: Amy McClintock

G & H COMPANY, an Idaho general partnership

Henry E. Houst
By: HENRY E. HOUST, Senior

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: A02-07358
Date Received: 12/12/1988
Receipt No: M002119
Received By: AB

RECEIVED
JAN 17 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES M. IRWIN 208-896-4045
Address: RT. 1 BOX 120
MARSING, ID 83639

2. Date of Priority: AUG 03, 1981

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	17	NE	SE	SW	5	OWYHEE

5. Description of diverting works:
PUMP, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	17	SE	SW	5	IRR	1.0

Section Acres 1.0

Total Acres 1.0

A02-07358

Page 1

Date: 12/12/88

MICROFILMED

AUG 10 1992

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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

Signature of Claimant(s): James M. Truitt Date: 12-12-88
Date: _____

State of Idaho)
County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of December 19 88

Anna Baumhoff
Notary Public

Seal

Residing at Borise Idaho
My Commission Expires 12-7-1994

42
32
50
17

A02-67358

1 acre

NE SE, SW

Pol: NE SE SW

MICROFILME
AUG 10 1992





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

March 9, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WALTER GARRISON
LEONA GARRISON
6030 S 6TH ST
CHOWCHILLA CA 93610

Re: Notice of Claim to a Water Right No. A02-07358

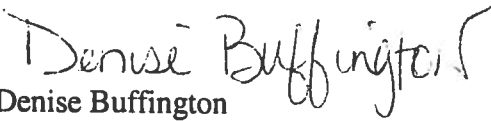
Dear Claimants:

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

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

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

Sincerely,


Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Hank Houst
610 N Orchard
Boise, ID 83706

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 14, 2001

RE: Change of Ownership on rights 02-07358 and 02-07262

Mr. Houst:

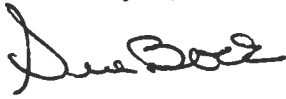
In December 1998, you submitted ownership change information on the above mentioned water rights. Problems were encountered and we were not able to process the ownership change. I want to apologize for the tardiness of our reply. Please look over this information, and then we can either discuss it telephonically, or set an appointment.

- 1- The ownership change forms submitted shows the property going from Irwin to G&H Company, however there was no warranty deed enclosed showing the same.
- 2- Ownership changes from G&H Company to Brad and Selina Evans it appears that they purchased Parcel 1, which is 8 acres. G&H Company to Leslie and Peggy Murray Parcel 2 which is 5 acres? G&H Company to Walter and Leona Garrison, Parcel 4B which is 5 acres? Is there an owner for Parcels 3 and 4B?
→ owned 1/2 by 1 + 1/2 by Murray
- 3- Right No. 02-07358 was licensed for 1 acre only. from the field exam it appears that it covers only land in Parcel 4B. Sold Pioneer Title
- 4- Right No. 02-07262 was licensed for 3 acres, from the field exam, they appear to be part of Parcel 4A. *→ Garrison*
- 5- Right No. 02-07432 was licensed to Irwin for 12 acres. It appears from the field exam that these acres are South of Parcels 4A and 4B. No ownership change form was sent in for this right, and it is not clear if any of these licensed acres fall within the above mentioned parcels.
- 6- Gem Irrigation District may cover all of these acres. Any water rights from Gem Irrigation would need to be transferred with the District.

Based on the information we have now, right 02-07358 would belong to the owner of Parcel 4B, in the amount of 1 acre, and 02-07262 would belong to the owner of Parcel 4A, in the amount of 3 acres. The other parcels do not appear to be covered by any water rights other than perhaps Gem Irrigation District.

Please give me a call, and we will try to get the ownership change cleared-up.

Thank you,

A handwritten signature in black ink, appearing to read "Sue Bock". The signature is fluid and cursive, with the first name "Sue" and last name "Bock" clearly distinguishable.

Sue Bock
Sr. Water Resource Agent
Western Region

THE PEOPLE'S
Income Tax & Accounting Service

1111 S. Orchard St., Suite 112
Boise, Idaho 83705
Ph. (208) 424-3104
Fax (208) 424-0100

FAX

TO Sue Block

FROM ~~Mark Hunt~~

~~Here is the~~
Title Policy on 8 PAGES
the Purchase of the 20 shares by G & H.
Plus the Sales from G & H to W. Ray Raney
on lot 4B. - He sold it after we sold it.

HANK HOUST REALTY

Boise Office

610 N. Orchard
Boise, Id. 83706
Ph. (208) 424-3104
Fax (208) 385-7316

Cascade Office

PO Box 1013
Cascade, Id 83611
Ph. (208) 382-3313
Fax (208) 382-3313

12/14/98

To Whomever.

Please find the transfer
papers from Irwin To G & H Co
and from G & H Co. To

1. Evans
2. Murray
3. Garouson.

Thank you.

Henry E. Houst
Mgt. Part
G & H Co.
424-3104

HANK HOUST REALTY

Boise Office

610 N. Orchard
Boise, Id. 83706
Ph. (208) 424-3104
Fax (208) 385-7316

Cascade Office

PO Box 1013
Cascade, Id 83611
Ph. (208) 382-3313
Fax (208) 382-3313

11-19-98

To Whom this May Concern.

Herewith please find your
Notice of Change of Water Right
Ownership.

Please complete + sign same
+ be sure to supply data for
2a. Then return all of this
to me.

Hank Hous
610 N Orchard
Boise. Id 83706

as soon as is possible. I will
enter these on the record all at once
for perfect tracking thanks.

Residential- Recreational-Commercial Sales

Hank.

DATE: 01/26/01
PAGE: 2

DIVERSION
VOLUME

4.50 AFA

4.50 AFA

Stage: LICENSE

OWYHEE County

ES

TOTAL ACRES 1.0

Field Exam Fee:

OWNER

CODE

NAME & ADDRESS

PRIORITY

DATE

WATER USE

USE PERIOD

FROM

TO

DIVERSION

RATE

DIVERSION

VOLUME

C

JAMES M IRWIN

RT 1 BOX 120

MARSING ID 83639

(208) 896-4045

08/03/1981

IRRIGATION

03-15

11-15

0.030 CFS

0.030 CFS

3.50 AFA

Water Source: SNAKE RIVER

Tributary to: COLUMBIA RIVER

Stage: LICENSE

Point(s) of Diversion: T03N R04W S17 Lot05(NESESW)

OWNYHEE County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE	
NENE		NWNE		SWNW		SENW		SESE	
Lt Ac		Lt Ac		Lt Ac		Lt Ac		Lt Ac	
T R S		Lt Ac		Lt Ac		Lt Ac		Lt Ac	
03N 04W 17						05-01			

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON ~~WATERWAY BANK~~
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

<u>02-7358</u>	
<u>02-7262</u>	Map No.
I.D. No. <u>08</u>	<u>19476</u>
Fee Paid <u>\$10.00</u>	Receipt No.

Notice is hereby given that A. Curtis Jones, Jr. &/or Martha D. Jones

(Name of Claimant)

Route 1, Marsing, Idaho 83639

(Mailing Address)

Telephone No. 896-4841

(Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) May 9, 1978 8/03/81
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|--|--|---|
| Quantity <u>0.06 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Both dates inclusive) |
| Quantity <u>0.03</u>
(CFS, GPD, AF) | Use <u></u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u></u> To <u></u>
(Mo., Day) (Both dates inclusive) |
| Quantity <u></u>
(CFS, GPD, AF) | Use <u></u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u></u> To <u></u>
(Mo., Day) (Both dates inclusive) |
| Quantity <u>0.03</u>
(CFS, GPD, AF) | Use <u></u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u></u> To <u></u>
(Mo., Day) (Both dates inclusive) |
- (4) 0.06 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE Lot 5
Sec. 17, Twp. 3N, Rge. 4W, B.M., Owyhee County
Additional Points: SCI: 2720(1) 420.7
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Pump, pipeline & sprinkler system
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	4W	17																	3
																			1

Total no. of acres 3.1

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

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

- (7) If you are claiming water as a member of an organization, list name of organization:
- (8) Remarks This licensed right was developed by John T. Squires
(SR MSE)
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFFDate 8/03/81Right No. 02-7358Claimant JONESRecommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

- ☒ License
- ☐ Previous Statutory Claim. Number if different than above _____
- ☐ Permits, valid or lapsed. Number(s) if different than above _____
- ☐ Decree. Name & date _____
- ☐ Conveyance Loss Calculations. See printout included.
- ☐ Title abstract. ☐ In file. Or, Name & location _____
- ☐ County records. ☐ In file. Or, Name & location _____
- ☐ Affidavits. ☐ In file.
- ☐ Posted Notices, Water Locations Notices. ☐ In File. Or, Name & location _____
- ☐ Deed Records. ☐ In file. Or, Name & location _____
- ☐ Patent Records. ☐ In file. Or, Name & location _____
- _____
- ☐ Metzker Maps. Identify _____
- ☐ A.S.C.S. Records. Year & Photograph No. _____
- ☐ Irrigation Company/District Records. ☐ In File. Or Name & location _____
- ☐ Historical Books. Name(s) & location _____
- _____
- ☒ Interview(s). Attach conversation memorandum.
- ☐ Other _____
- ☐ _____

CONVERSATION MEMORANDUM

DATE 8/03/81

FILE 02-7

NAME OF PARTY A. & M. JONES & A. SQUIRES

EMPLOYEE D. SHAFF

PLACE: JONES' HOUSE

RE: HOLDER OF 02-7262

IN MAY & JUNE, 1981, TWO CLAIMS BY THE ABOVE PARTIES FOR THE SAME LICENSE WERE RECEIVED. TO SORT OUT THE CONFUSION, I MET THE PARTIES WHERE THE WATER RIGHTS ARE LOCATED.

MRS. SQUIRES EXPLAINED THE LICENSE THEY GAINED WAS FOR THE LAND ~~ED~~ DOWNRIVER FROM THE FENCELINE DIVIDING THE PROPERTY. THE PUMP, PRESENTLY PULLED, WAS LOCATED NEXT TO A RUSSIAN OLIVE TREE ON THE FENCELINE. THE PASTURE WAS ABOUT 3 ACRES IN SIZE. APPARENTLY THE CONTRACT WAS ^{NOT} TO HAVE ^{INCLUDED} ~~DELETED~~ A REFERENCE TO A SNAKE RIVER WATER RIGHT. (THIS ACTION MAY OR MAY NOT HAVE OCCURRED.)

THE JONESSES DECIDED, AFTER A LENGTHY DISCUSSION AMONG ALL PARTIES, TO FILE AN APPLICATION FOR PERMIT. IT WAS EXPLAINED TO THEM THAT THIS WAS THE ONLY METHOD THEY HAD TO DEVELOP A LEGAL DIVERSION OF WATER FOR THE USES THEY HAD DEVELOPED. THE BEN IRRIGATION DISTRICT WAS APPURTENANT ONLY TO THOSE LANDS TO WHICH IT HAD BEEN APPLIED. THE CLAIM THEY FILED EARLIER WOULD BE ALTERED & RECOMMENDED TO REFLECT THE NEW RIGHT THEY WERE DEVELOPING. THEY AGREED THEIR IRRIGATION WAS MORE THAN 1/2 ACRE, BUT LESS THAN 2 ACRES.

MICROFILMED

AUG 16 1981

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER DAM TO OREGON DRAINAGE BASIN.
BORDER.

NOTICE OF CLAIM
TO A
WATER RIGHT

<u>02-7358</u> ~~02-7262~~	I.D. No.	Map No.
\$ <u>10.00</u>	Fee Paid	<u>19476</u> Receipt No.

Notice is hereby given that A. Curtis Jones, Jr. &/or Martha D. Jones
(Name of Claimant)
Route 1, Marsing, Idaho 83639 Telephone No. 896-4841
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) May 9, 1978

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

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

Quantity 0.06 cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 0.06 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source Eag 5
Sec. 17, Twp. 3N, Rge. 4W, B.M., Owyhee County XX
Additional Points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Pump, pipeline & sprinkler system

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>3N</u>	<u>4W</u>	<u>17</u>																	<u>3</u>

Total no. of acres 3

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

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

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

(8) Remarks This licensed right was developed by John T. Squires

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-7262

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

6-23-81 (Date)
Individual Martha D. Jones (Signature of Claimant)
Martha D. Jones (Signature of Spouse)

State of Idaho Organization _____

County of Ada ss. Seal _____ (Signature of Authorized Agent)

On this June day of 1981, in the year 1981 before me
a notary public, personally appeared A. Curtis Jones Jr. & Martha D. Jones
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation,
partnership or _____) executed the same.

My commission expires Life Notary Public residing at Bonne

State of Idaho
Department of Water Resources

RECEIVED
JAN 20 1981

WATER RIGHT LICENSE

Department of Water Resources
Western Regional Office

License of Water Right No. 02-7358 Priority August 3, 1981 Amount 0.03 cfs

THIS IS TO CERTIFY, that A. CURTIS, JR. &/OR MARTHA D. JONES
of Marsing, Idaho, has complied with the terms and conditions of Permit
No. 02-7358 issued pursuant to Application for Permit dated August 3, 1981,
and has submitted proof to the Department of Water Resources on August 3, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.03</u> cfs and	<u>4.5 AF</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4.5 acre feet per year, said waters to be diverted within the Lot 5 (SESW), Sec. 17,
Twp. 3N, Rge. 4W, B.M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	4W	17												Lt. 5 1					1

Total number of acres irrigated 1

Water shall not be diverted under this license unless the flow of the Snake
River at the U.S. Geological Survey stream gaging station at Murphy exceeds
3,300 cubic feet per second and at Weiser exceeds 4,750 cubic feet per second.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
December, 19 81.

Director