

AJ5856NP

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

DATE: SEP-9-1997
PAGE: A-290

RIGHT NUMBER: 45-10426

NAME & ADDRESS: SIX S RANCH INC
PO BOX 2526
SALT LAKE CITY UT 84110

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/01/1982

POINT OF DIVERSION: T10S R25E S27 SESW Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R25E S34 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 10S25E270000



Claim proofread by: C.A.
Date: 9-26

April 28, 1998

NOTE TO FILE

FROM: V.Hancock

CLAIM NO: 45-10426 45-10421 45-10422 45-10423 45-10424 45-10425
45-10427 45-10428 45-10429 45-10430 45-10435 45-10436
45-11113 45-11112 45-10924

The individual listing of our recommendation from the Director's Report on all the above claims was returned undeliverable by the post office. The address in our records was PO Box 2526, Salt Lake City. Our office rec'd them back March 09 and March 10 1998. I called atty Parsons in Burley and obtained a current address of PO Box 711130, Salt Lake City, and re-mailed them to that address along with the attached letter and change of address form.

- Also note that the address for DAS claim 45-11642 was changed at the state office from info rec'd at the assessor's office, but no other rights were changed at that time. Claimants did receive information on 45-11642.



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

April 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Six S Ranch, Inc.
Emery Ranch LC
Dewey Acres LC
Dewey Acres 2 LC
PO Box 711130
Salt Lake City, UT 84110

RE: Snake River Basin Adjudication (SRBA)
Change of Address Notification

Dear Claimant(s) :

Enclosed find undeliverable mail concerning your Domestic and Stockwater rights. We have been notified that your address has changed. To comply with Idaho law, and to insure that we have a current address on all your adjudication claims and water rights, please complete the enclosed address change form. Be sure to list all claims, sign and return it to us in the enclosed self-addressed envelope.

Thank you for your prompt attention to this matter and should you have any questions, please call me at this office.

Sincerely,

Vikie Hancock
SRBA Records Clerk

Enclosures

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: A45-10426

Date Received: 5/ 3/1989

Receipt No: C006577

Received By: *OJC HLB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: SIX S RANCH INC 801-262-4343
Address: PO BOX 2526
SALT LAKE CITY UT 84110

2. Date of Priority: SEP 1, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	25E	27		SE	SW		CASSIA

5. Description of diverting works:
WELL (400' DEEP), PUMP, MOTOR, DOMESTIC WATER SUPPLY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	25E	34	NE	SW		DOMEST	

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:

HEADQUARTERS RANCH

OWNERSHIP CHANGE MADE 8-22-94 BY TLB

OWNERSHIP CHANGE MADE 6/29/95 BY TLB

OWNERSHIP CHANGE MADE 6/11/96 BY TLB.

15. Basis of Claim: BENEFICIAL USE

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R45-10426

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SIX S RANCH INC

1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-262-4343

*** O - ORIGINAL OWNER ***
DEWEY ACRES 2 LC

1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-539-0119

SKAGGS

L S

1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-539-0114

DEWEY ACRES LC

1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-364-8347

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/01/1982 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
10S 25E 27 SE SW (31) CASSIA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 25E 34 NE SW 43 DOMESTIC (31) CASSIA

Total Acres:

+ - - Diversion Means - WELL (400' DEEP), PUMP, MOTOR, DOMESTIC WATER SUPPLY

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/03/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C006577	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: 4-15-96

MAY 02 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____ Department of Water Resources
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, Southern Region
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

Deed of Record with Department.

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

[] Water Right Number(s)

Assigned by IDWR:

See Attached List. (Exhibit A)

[] Name and Address of Former Owner/Claimant(s)(Seller):

Dewey Acres 2, LC

Box 2526

Salt Lake City, Utah 84110

[] New Owner/Claimant (Purchaser):

Six S Ranch, Inc.

[] New Mailing Address:

Box 2526

Salt Lake City, Utah 84110

[] New Telephone Number:

(801) 262-4343

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

[] Attach proof of ownership, describe proof attached:

On file

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

[] Signature of New Owner/Claimant(s)

Six S Ranch, Inc.

BY

[Signature]

President

Date

Date 4-15-96

[] Signature of Former Owner/Claimant(s):

Dewey Acres 2, LC

BY

[Signature]

Date

Date 4-15-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

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

39 claims

EXHIBIT A TO CHANGE OF OWNERSHIP

DEWEY ACRES 2, LC TO SIX S RANCH, INC.

RECEIVED

MAY 02 1996

Department of Water Resources
Southern Region

WATER NUMBER

✓A45-11112
✓A45-11113
✓A45-10421
✓A45-10422
✓A45-10423
✓A45-10424
✓A45-10425
✓A45-10426
✓A45-10428
✓A45-10429
✓A45-10434
✓A45-00263
✓A45-00264
✓A45-00265
✓A45-02454
✓A45-00207
✓A45-00261
✓A45-00262
✓A45-00215
✓A45-00229
✓A45-00230
✓A45-00231
✓A45-00238
✓A45-00252A
✓A45-00252B
✓A45-00257
✓A45-00267
✓A45-00268
✓A45-00269
✓A45-00270
✓A45-00281
✓A45-00282
✓A45-00298
✓A45-00527
✓A45-02625
✓A45-07021
✓A45-07024
✓A45-07031
✓A45-07040

26
9
35

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

May 1, 1996

RECEIVED

MAY 02 1996

Department of Water Resources
Southern Region

Idaho Department of
Water Resources
222 Shoshone Avenue East
Twin Falls, Idaho 83301

Attn: Change of Water Right Ownership Clerk

Dear Clerk:

Over the past several years Six S Ranch, Inc., Sam and Aline Skaggs, Dewey Acres 2, L.C. and Dewey Acres, L.C. have filed water right change of ownership forms with you with supporting deeds.

Our client was not certain at the time of filing as to what entity each of the water rights should be appurtenant. This decision has now been made and I enclose four change of ownership forms, one for Six S Ranch, one for Dewey Acres 2, L.C., another for Six S Ranch, Inc. and Dewey Acres, L.C. These have the attached water right numbers.

It is my understanding from talking to your office that it was not necessary to send the deeds since the deeds were already on file in your office.

If there is any additional information or clarification that I can make in this regard please let me know.

We appreciate your cooperation in working through these rather complex water filings.

Very truly yours,



William A. Parsons

WAP:rt

Enc.

cc: George Moosman
Box 2526
Salt Lake City, Utah 84110

(letter only)

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: A45-10427
Date Received: 5/ 3/1989
Receipt No: C006577
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EMERY RANCH L.C. 208-364-8347
Address: PO BOX 2526
SALT LAKE CITY ID 84110

2. Date of Priority: JUN 20, 1923

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	24E	13	SW	NW			CASSIA

5. Description of diverting works:
WELL, PUMP, MOTOR, DOM. WATER SYSTEM, PIPELINE, STOCKWATER TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 125 RANGE CATTLE AND 6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	24E	13	SW	NW		DOMEST	
			SW	NW		STOCK	

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OCT 27 1994

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:

PRESENT WELL DRILLED JUNE 1, 1970 WHICH REPLACES ORIGINAL WELL.
EMERY RANCH
OWNERSHIP CHANGE MADE 8-8-94 BY TLB

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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Water Right Number - R45-10427

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
EMERY RANCH L.C.1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-364-8347*** O - ORIGINAL OWNER ***
SKAGGS

L S

1 - PO BOX 2526
2 -
3 -
City- SALT LAKE CITY State- UT Zip- 84110
Phone - 801-539-0114+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/20/1923 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
12S 24E 13 SW NW (31) CASSIA+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.050+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.090 0.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
12S 24E 13 SW NW 04 STOCKWATER (31) CASSIA
12S 24E 13 SW NW 43 DOMESTIC (31) CASSIA

Total Acres:

+ - - Diversion Means - WELL, PUMP, MOTOR, DOM. WATER SYSTEM, PIPELINE, STOCKWATER TANK

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 125 RANGE CATTLE AND 6 HORSES

+ - - Other Rights for Same Use - NONE

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Prefix Translation: RESEARCH

+	-----	Remarks	-----	+
		PARCEL NO. 12S24E134900 (T830, T833)		
		PROPERTY ALSO KNOWN AS EMERY RANCH		
		OWNERSHIP CHANGE MADE 8-8-94 BY TLB		

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

No Old Water Right Numbers Found

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

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

	- - - - - Comments - - - - -
Date: 11/27/1992 User Id: SMITH Subject: COPIED FROM REMARKS PRESENT WELL DRILLED JUNE 1, 1970 WHICH REPLACES ORIGINAL WELL.	EMERY RANCH
Date: 08/08/1994 User Id: TBACKLUN Subject: COPIED FROM REMARKS PARCEL NO. 12S24E134900 (T830, T833) OWNERSHIP CHANGE MADE 8-8-94 BY TLB	PROPERTY ALSO KNOWN AS EMERY RANCH

+ - - Audit Fields - - +
08/08/94 TBACKLUN

+ Adjudication Rights Dates and Flags Area -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/03/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C006577	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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OCT 27 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 05 1994

RECEIVED
Department of Water Resources
Southern Region OfficeDATE OF CLOSING: 12/22/93

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

See Separate sheet attached.
Department of Water Resources
Southern Region Office

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

☐ Water Right Number(s)

Assigned by IDWR: See sheet attached.

☐ Name and Address of Former Owner/Claimant(s)(Seller):

Lennie Sam Skaggs and Aline W. Skaggs

☐ New Owner/Claimant (Purchaser):

Emery Ranch L.C.

☐ New Mailing Address:

Box 2526, Salt Lake City, Utah 84110

☐ New Telephone Number:

(801) 364 - 8347

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

☐ Attach proof of ownership, describe proof attached:

Warranty Deed

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

EMERY RANCH L.C.

☐ Signature of New Owner/Claimant(s)

Lennie Sam Skaggs

Date 12/22/93

Aline W. Skaggs

Date 12/22/93

☐ Signature of Former Owner/Claimant(s):

Lennie Sam Skaggs

Date 12/22/93

Aline W. Skaggs

Date 12/22/93

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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OCT 27 1994

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

WATER RIGHTS

POOR ORIGINAL

A45-10427✓
A45-10431✓
A45-10432✓
A45-10433✓
A45-00247✓
A45-00297✓
A45-00310A
A45-00296
A45-00313
A45-00314
A45-00278
A45-00525
A45-00316
A45-00289
A45-00210
A45-00219
A45-00220
A45-00232
A45-00248
A45-00251
A45-00250B
A45-00288
A45-00266B

RECORDED AT THE REQUEST OF
James & Smith
251
1993 DEC 29 P 3:48
CASSIA COUNTY CLERK
FRANK B. HARRIS
RECORDER
FEE *15.00* DEPUTY *MD*
228415

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OCT 27 1994

WARRANTY DEED

1 THIS INDENTURE, made this 2 day of December, 1993,
2 between LENNIE SAM SKAGGS, a/k/a L. S. SKAGGS, a/k/a SAM SKAGGS,
3 and ALINE W. SKAGGS, a/k/a ALINE SKAGGS, husband and wife, of
4 Salt Lake City, Utah, ("Grantor"), and EMERY RANCH, L.C., a
5 Limited Liability Company, whose address is Box 2526, Salt Lake
6 City, Utah 84110, ("Grantee").

W I T N E S S E T H:

7
8 That the Grantor for and in valuable consideration,
9 lawful money of the United States of America, and other good and
10 valuable consideration, to the Grantor in hand paid by the
11 Grantee, the receipt whereof is hereby acknowledged, has
12 granted, bargained, and sold and by these presents does grant,
13 bargain and sell, convey and confirm unto the Grantee, and to
14 the heirs and assigns of Grantee forever, all of the following
15 described real estate situated in the County of Cassia, State of
16 Idaho, to-wit:

17
18 That property described on Exhibit A
19 attached to this Deed and made a part
20 hereof by reference.

21 and those water rights described on Exhibit B
22 attached hereto and made a part hereof
23 by reference.

24 SUBJECT TO: Accruing taxes, levies and
25 assessments, easements and rights of way of
26 record and such other matters as are of record
on the date this deed is recorded in the office
of the Cassia County Recorder, State of Idaho.

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 estate, right, title and interest in and to 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 heirs and assigns of Grantee 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 heirs and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

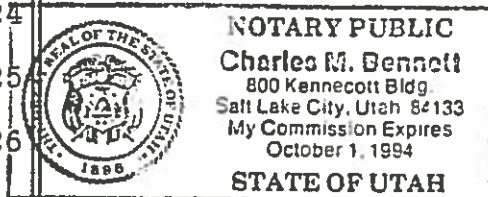
IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written

Lennie Sam Skaggs
Charles M. Bennett

STATE OF Utah)
County of Salt Lake) ss

On this 22 day of December, in the year of 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared LENNIE SAM SKAGGS, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

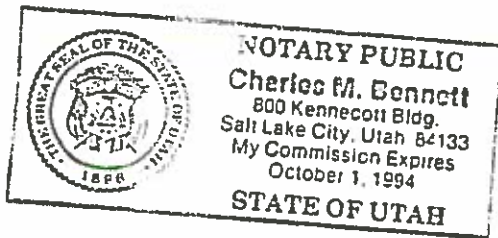
Charles M. Bennett
Notary Public for _____
Residing at _____
My commission expires on _____



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OCT 27 1994

1 STATE OF Utah)
2 County of Salt Lake) ss

3 On this 22 day of December, in the year of 1993,
4 before me, the undersigned, a Notary Public in and for said
5 State, personally appeared ALINE W. SKAGGS, known or identified
6 to me to be the person whose name is subscribed to the within
7 instrument, and acknowledged to me that she executed the same.



Charles M. Bennett
Notary Public for _____
Residing at _____
My commission expires on _____

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OCT 27 1994

EMERY RANCH L.C.

TOWNSHIP 12 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 13: W $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and the South 430 feet of the NW $\frac{1}{4}$ NW $\frac{1}{4}$;
ALSO, beginning at the Southeast corner of the NE $\frac{1}{4}$ of said Section 13;
Running thence North 29 rods;
Thence West 160 rods;
Thence South 29 rods;
Thence East 160 rods to the Point of Beginning.
ALSO, beginning at the Northeast corner of the SW $\frac{1}{4}$ of said Section 13;
Thence South 12 rods;
Thence West 80 rods;
Thence North 12 rods;
Thence East 80 rods to the Point of Beginning.

TOWNSHIP 12 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 13: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the following described parcels:

Parcel No. 1:

A part of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 13, more particularly described as follows:

Beginning at the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 13;
Thence South along the East boundary line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ for 51 rods;
Thence West for 160 rods, more or less, to a point on the West boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 13;
Thence North along the West boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ for 51 rods to the Northwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence East along the North boundary line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 13 for 160 rods, more or less, to the Point of Beginning.

Parcel No. 2:

A part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 13, more particularly described as follows:

Beginning 12 rods South of the Northeast corner of the SW $\frac{1}{4}$ of said Section 13;
Thence West 80 rods, more or less, to a point on the West boundary line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence South along said West boundary line for

MICROFILMED
OCT 27 1994

68 rods, more or less, to the Southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence East along the South boundary line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ for 80 rods, more or less, to the Southeast corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence North along the East boundary line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ for 68 rods, more or less, to the Point of Beginning.

Section 14: W $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ NE $\frac{1}{4}$
Section 15: S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 22: E $\frac{1}{2}$, SW $\frac{1}{4}$ and S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 23: All
Section 24: W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$
Section 26: NW $\frac{1}{4}$
Section 27: N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$
Section 28: NE $\frac{1}{4}$ NE $\frac{1}{4}$

MICROFILMED
OCT 27 1994

EMERY RANCH, L.C.
WATER RIGHTS

POOR ORIGINAL

A45-10427
A45-10431
A45-10432
A45-10433
A45-00247
A45-00297
A45-00310A
A45-00296
A45-00313
A45-00314
A45-00278
A45-00525
A45-00316
A45-00289
A45-00210
A45-00219
A45-00220
A45-00232
A45-00248
A45-00251
A45-00250B
A45-00288
A45-00266B

RECORDED AT THE REQUEST OF
Wesley & Smith
251
1993 DEC 29 P 3:47
CASSIA COUNTY, IDAHO
FRANK E. HEARNS
RECORDER
FEE *18.00* DEPUTY *24*
228413

Exhibit B

MICROFILMED
OCT 27 1994

SD-0604-2 Township: 12S			Range: 24E		Section: 13		Tract:		Lot:	
S	L		STATE	O		S	Max # Records	155		
E	O	Water	Name	W		T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
-	-	-	-	-	-	-	-	-	-	-
-	SWNW		A45-10427				J	06/20/1923	04	STOCK
-	SWNW		A45-00232	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SWNW		A45-00248	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SWNW		A45-00250B	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SWNW		A45-00266B	SKAGGS, L.S.	C	40	D	06/15/1875	01	IRR
-	SWNW		A45-00278	SKAGGS, L.S.	C	40	D	06/30/1879	01	IRR
-	SWNW		A45-00296	SKAGGS, L.S.	C	40	D	03/31/1877	01	IRR
-	SWNW		A45-00525	SKAGGS, L.S.	C	40	D	06/30/1879	01	IRR
-	SWNW		R45-10427	SKAGGS, L S	C		J	06/20/1923	43	DOMEST
-									04	STOCK
-	SWNW		R45-10427	SKAGGS, L S	C		J	06/20/1923	43	DOMEST
-									04	STOCK
-	SWNW		A45-00210	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SWNW		A45-00219	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SWNW		A45-00220	SKAGGS, L.S.	C	40	D	04/12/1892	01	IRR
-	SENW		A45-00288	SKAGGS, L.S.	C	40	D	11/03/1875	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 27 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-AUG-1994 09:25

EMERY RANCH L.C.
PO BOX 2526
SALT LAKE CITY, UT 84110

CLAIM(S): A45-10427, A45-10430, A45-10431, A45-10432, A45-10433,
A45-00247, A45-00297, A45-00251
L.S. SKAGGS

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS(S) FOR ACCURACY.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURE

MICROFILMED
OCT 27 1994

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: A45-10427
Date Received: 5/03/1989
Receipt No: C006577
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. S. SKAGGS 801-539-0114
Address: P.O. BOX 2526
SALT LAKE CITY, UT 84110

2. Date of Priority: JUN 20, 1923

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	24E	13	SW	NW			CASSIA

5. Description of diverting works:
WELL, PUMP, MOTOR, DOM. WATER SYSTEM, PIPELINE, STOCKWATER TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 125 RANGE CATTLE AND 6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	24E	13	SW	NW		DOMEST	
			SW	NW		STOCK	

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:
PRESENT WELL DRILLED JUNE 1, 1970 WHICH REPLACES ORIGINAL WELL.
EMERY RANCH

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Identification No. A45-10427
Date Received 5-3-89
Receipt Number C006577

REC

MAY 03 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) L.S. Skaggs Phone (801) 539-0114Mailing Address P.O. Box 2526, Salt Lake City, Utah Zip 841102. Date of Priority (Only one per claim) June 20, 1923 Month/Day/Year3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 12 S. Range 24 E.Section 13 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of CassiaAdditional points of diversion if any: None

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well, pump, motor, domestic water system, pipeline, stockwater tank

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

	Month/Day	Month/Day	(cfs)
For <u>Domestic</u> purposes from	<u>1/1</u>	to <u>12/31</u>	amount <u>0.04</u>
	(Both dates are inclusive)		
For <u>Stockwater</u> purposes from	<u>1/1</u>	to <u>12/31</u>	amount <u>0.05</u>

7. Total quantity claimed 0.09 (cfs)8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - one household, less than 1/2 acre land
Stockwater - 125 range cattle and 6 horses 1/1 to 12/31

MAR 08 1993
(Emery Ranch)

10. Place of use is: Township: 12 S. Range 24 E.

Section 13 , SW 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any None

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

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

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

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

14. Remarks: Present well drilled June 1, 1970 which replaces original well.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

Number of Attachments None

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) L.S. Skaggs Date 4/26/89

L.S. Skaggs Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of ~~Idaho~~ UTAH)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 26th day of April 19 89



Notary Public Ruth G. Waldron

Residing at _____

My Commission Expires March 29, 1993

Last Name Skaggs Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 08 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

09/07/91 08:23:34
PAGE 1

OLD (D) NUMBER -

+ - - - - - ADDRESS - - - - - +

PHONE - 801-539-0114

+ - - - STATUS - - - - +

+ - - - - - - - - - - TRIBUTARY - - - - - - - - - - - - - - - - +

0.040
0.050

(31) CASSIA
(31) CASSIA

+ - DECREE DATE - +
00/00/0000

~~MICROFILMED~~

OCT 27 1954

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

09/07/91 08:23:34
PAGE 2

WATER RIGHT NUMBER - A45-10427

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 04/27/90 FRITSCHL

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+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                     -COMMENTS-
                                     NO COMMENTS FOUND

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+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +
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COURT REPORT FILING      - 00/00/0000
OBJECTION FILED DATE     - 00/00/0000
RESPONSE FILED DATE      - 00/00/0000
CLAIM RECEIVED DATE      - 05/03/1989
PROOF DUE DATE           - 00/00/0000
LICENSED DATE            - 00/00/0000
CLAIMS TAPE ERROR FLAG   -
FEE EXEMPT FLAG          -

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FIELD INSPECTION MADE      - 00/00/0000
FIELD INSPECTION FLAG      -
VERIFIED DATE              - 00/00/0000
LAST AMENDED DATE          - 00/00/0000
PROOF MADE DATE            - 00/00/0000
RECEIPT NUMBER             - C006577
POU OWNERSHIP FLAG         - Y
NAME CONNECTOR             -

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CIVIL CASE NUMBER      -      39576
OLD CASE NUMBER        -
OLD JUDICIAL DISTRICT  -
TEMPORARY RIGHT        - P
WATER DISTRICT         -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG       -
NOTICE OF ERROR FLAG   -

```

12524E134900 T 830,833

DATA ENTRY

ENTERED 11-27-92
CHECKED 2/6/93

"Verified By"
 Topo Map/Ortho-PQ
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

VERIFIED
OCT 19 1951

CERTIFIED
OCT 18 1991
WATER EXAMINER

PROOF
SEP 16 1991