



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

37-10205
STEVEN MOHR
ELIZABETH A MOHR
HCR 60 BOX 306
BLISS ID 83314

RE: Domestic and/or Stockwater Rights in Reporting Area 16, Basin 37
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 37 (the Big Wood River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 37 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Hailey, Fairfield, Gooding, Shoshone, Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999
PAGE: 1

RIGHT NUMBER: 37-10205

NAME AND ADDRESS: STEVEN MOHR
ELIZABETH A MOHR
HCR 60 BOX 306
BLISS ID 83314

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY-DATE: 02/14/1909

POINT OF DIVERSION T05S R16E S12 SESESW Within LINCOLN County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County
T05S R16E S12 SESW

DOMESTIC Within LINCOLN County
T05S R16E S12 SESW 0.5

OTHER MATTERS 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. 05S16E126600A
STOCKWATER, 20 BEEF CATTLE

**NOTICE OF DIRECTOR'S REPORT
REPORTING AREA 16, BASIN 37
FOR SMALL DOMESTIC AND STOCK WATER RIGHTS**

INTRODUCTION

This is the Idaho Department of Water Resources' (IDWR) Director's Report for your small domestic and/or stock water right claimed in the Snake River Basin Adjudication (SRBA). The quantity allowed for each small domestic or stock water right is up to 13,000 gallons per day. An additional Director's Report for irrigation and all other state law based claims in your reporting area will be filed with the court at a later date.

IDWR is providing individual reports like this one to all claimants of small domestic and stock water rights in your area. A complete copy of the Director's Report, listing all of these small domestic and stock water rights claimed under both state and federal law, is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

The following instructions and definitions are designed to help you understand this report.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other small domestic and stock water rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed alphabetically by source and then chronologically by priority date within each source.
- 2) **List of Claims Recommended to Be Disallowed** -- Water rights recommended to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Also included in the complete Director's Report are descriptions of the United States' claims for domestic and stockwater under federal law. The Director does not investigate these claims and

makes no recommendation whether they should be granted or not. Sometimes the United States claims one right under both federal and state law. These are called "dual based" claims.

If you want to review someone else's water right you need to look at the complete Director's Report, which is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A WATER RIGHT CLAIM TO COURT

What do I do if I disagree with a recommendation or a federal water right claim?

If you disagree with any element of the recommendation for your water right or anyone else's water right and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court.

Your objection must be received by the SRBA Court on or before **September 10, 1999**.

What do I do if someone else objects to my water right recommendation?

If someone files an objection to your water right, or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court.

Your response must be received by the SRBA Court on or before **January 10, 2000**.

What do I do if I want to participate in the court case on someone else's water right?

If you want to be involved in the court case on any water right in the Director's Report, you must file either an objection or a response by the dates listed above.

What happens if there are no objections to a water right?

After the deadline for filing objections, IDWR will file a list of all water right recommendations with no objections. The SRBA Court will hear the uncontested recommendations on **November 12, 1999, at 10:00 A.M.** at the SRBA Courthouse. Partial decrees will be issued following this hearing.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding domestic and stockwater claims in your area can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR's state office in Boise. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication
District Court**
253 Third Avenue North.
P.O. Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources
1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

**Idaho Department of Water Resources
Western Region**
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

**Idaho Department of Water Resources
Northern Region**
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

**Idaho Department of Water Resources
Southern Region**
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

**Idaho Department of Water Resources
Eastern Region**
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Idaho County Courthouse
320 W. Main
Grangeville, ID 83530
(208) 983-2751

Payette County Courthouse
1130 3rd Ave. N.
Payette, ID 83661
(208) 642-6000

Custer County Courthouse
801 Main St.
Challis, ID 83226
(208) 879-2360

Adams County Courthouse
107 Michigan
Council, ID 83612
(208) 253-4561

Valley County Courthouse
219 Main
Cascade, ID 83611
(208) 382-4297

Lewis County Courthouse
510 Oak St.
Nez Perce, ID 83543
(208) 937-2661

Washington County Courthouse
256 E. Court
Weiser, ID 83672
(208) 549-2092

Lemhi County Courthouse
206 Courthouse Dr.
Salmon, ID 83467
(208) 756-3115

Nez Perce County Courthouse
1230 Main St.
Lewiston, ID 83501
(208) 799-3040

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 67, 69, 77, 78, or 79.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "groundwater," "unnamed spring," "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY). Each of these small domestic and/or stock water claims is not to exceed 13,000 gallons per day.

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

Legal locations for instream flow claims are marked with a beginning point and an ending point.

PURPOSE OF USE: This report only deals with claims for small domestic and/or stock water uses, such as yours.

"Domestic right" means a right to the use of water for homes, organization camps, public campgrounds, livestock, and for any other purpose in connection with these uses, including irrigation of up to one-half acre of land.

"Stock water right" means a right to the use of water solely for livestock or wildlife.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

```
*****
*                                     *
*                                     *
*                                     *
*****
```

IDWR does not investigate or make recommendations regarding federal law based claims.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

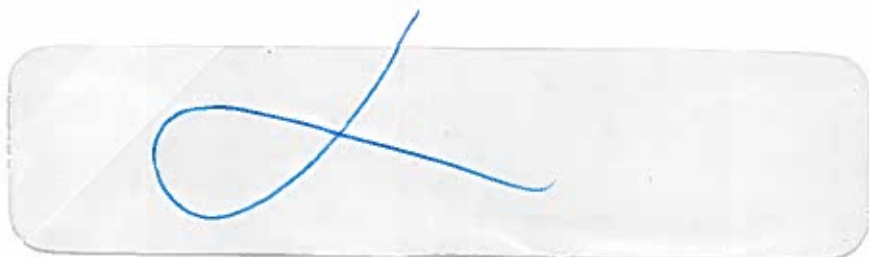
ADDRESS SERVICE
REQUESTED

☒ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION



RECEIVED

MAR 10 1999

Department of Water Resources



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-10205
Date Received: 6/22/1988
Receipt No: M000165
Received By: *Q/C RLD*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: STEVEN MOHR
Address: HCR 60 BOX 306
BLISS ID 83314

AND

Name: ELIZABETH A MOHR
Address: HCR 60 BOX 306
BLISS ID 83314

2. Date of Priority: FEB 14, 1909

3. Source: WELL Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	12	SE	SE	SW		LINCOLN

5. Description of diverting works:
WELL, 1 1/2 HP PUMP, 1 1/2" PIPE, 195 ' DEPTH

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	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE DOMESTIC HOUSEHOLD, 20 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	12	SE	SW		DOMEST	0.5
			SE	SW		STOCK	

Section Acres 0.5

Total Acres 0.5

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 6/20/96 BY TLB.
OWNERSHIP CHANGE MADE 9/18/97 BY TLB.

15. Basis of Claim: BENEFICIAL USE

AJ0749NP
No. R37-10205

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/25/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVEN MOHR	02/14/1909	STOCKWATER	01-01 12-31	0.02 CFS	
C	ELIZABETH A MOHR		DOMESTIC	01-01 12-31	0.04 CFS	
	HCR 60 BOX 306					
	BLISS ID 83314					
				TOTAL DIVERSION:	0.06 CFS	

Water Source: WELL

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T05S R16E S12 SESESW

LINCOLN County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05S	16E	12	:																

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05S	16E	12	:																

POU County: LINCOLN

Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 20 BEEF CATTLE

Other Rights: NONE

Remarks: GEN PARCEL NO. 05S16E126600A
OWNERSHIP CHANGE MADE 6/20/96 BY TLB.
OWNERSHIP CHANGE MADE 9/18/97 BY TLB.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



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

SEP 25, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEVE & ELIZABETH MOHR
HCR 60 BOX 306
BLISS ID 83314

RE: SRBA CLAIM(S): A37-10205 & A37-10210 (SPLIT)
SHIELDS

DEAR CLAIMANT(S):

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

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

A handwritten signature in cursive script, reading "Tara L. Backlund".

TARA L. BACKLUND
ADJUDICATION RECORDS CLERK

/tlb
ENCLOSURES

CC: SHIELDS, PO BOX 861, BELLEVUE, ID 83313

RECEIVED

MAY 14 1997

Department of Water Resources
Southern Region

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: NOVEMBER 12, 1996

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 16 EAST of the Boise Meridian
Section 12, se 1/4 of sw 1/4 of 1/4 Govt. Lot , BM.

Lot , Block , Subdivision/Townsite .

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

AS DESCRIBED ON ATTACHED MEMO OF CONTRACT

- [] 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) A37-10205 and A37-10210 Split 20/20 acres
Assigned by IDWR:
- [] Name and Address of Former Owner/Claimant(s)(Seller): HEATHER HOLLANDER SHIELDS
BUTCH SHIELDS
- [] New Owner/Claimant (Purchaser): P.O. BOX 861 BELLEVUE, IDAHO 83313
STEVEN AND ELIZABETH A. MOHR
- [] New Mailing Address: HCR 60 BOX 306
BLISS, IDAHO 83314
- [] New Telephone Number: () - -
- [] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no (as to #A37-102)
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
SEE DESCRIPTION ON WARRANTY DEED TO MOHR'S
- [] Attach proof of ownership, describe proof attached: C/S #161550 (also see power of attorney #161549)
(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): *Steven & Elizabeth A. Mohr, Wy* Date 11/26/96
Date
- [] Signature of Former Owner/Claimant(s): *Butch Shields* Date 9/9/96
Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

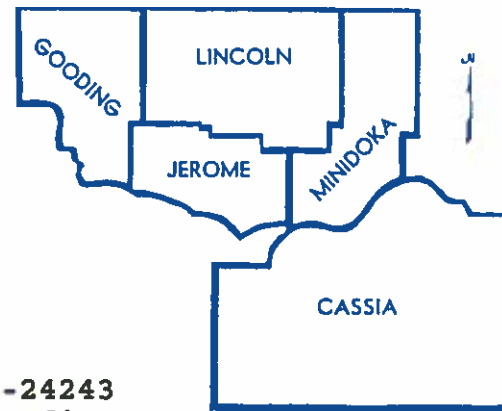
Date: 9/18/97 By: HB

Claim Numbers of Split, if any:

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

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO:
OFFICE:

L-24243
Gooding

May 12, 1997

RECEIVED

MAY 14 1997

State of Idaho
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301-6105

Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
MOHR/SHIELDS
Cert Mail #P 248 124 310

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership on
on the above for Water Right Numbers as indicated
- Copy of Memo of Sale #161550

Thank you,

LAND TITLE AND ESCROW, INC.


Betty Fredericksen
(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: MOHR

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8881

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1199

MEMORANDUM OF CONTRACT

On NOV 8th, 1996, Heather Hollander Shields and Butch Shields, as Vendor and Steven Mohr and Elizabeth A. Mohr husband and wife, as Vendee made and entered into a certain Land Sale Contract wherein said Vendor agreed to sell to said Vendee and the latter agreed to purchase from said Vendor the fee simple title in and to the following described real property in Lincoln County, State of Idaho, To-Wit:

A parcel of land located in the Southeast 1/4 of the Southwest 1/4 of Section 12, T. 5 S., R. 16 E., B.M. containing 20 more or less, being Parcel 2 as shown on the attached map and more particularly described in the attached description.

Together with an easement 40 feet in width for ingress and egress as recorded as instrument #160713 and #160720 in the records of Lincoln County.

Subject to rights and easements of record in favor of the Big Wood Canal Co., American Falls Reservoir Dist . #2 and The Idaho Power Co. servicing the premises

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

This Memorandum is executed to evidence and confirm said sale which includes the following terms:

- 1) Date of agreement: NOV 8, 1996
 - 2) Interest transferred: all
 - 3) True and actual consideration: \$47,000.00
 - 4) Unless a change is requested, all Tax statements shall be sent to the following address: P. O. Box 861, Bellevue, ID 83313
- Dated this 8 day of NOV, 1996

VENDOR:

Heather Hollander Shields
Butch Shields

VENDEE:

Steven Mohr
Elizabeth A. Mohr
by Special Power of Attorney in Trust

MEMORANDUM OF CONTRACT

SCHEDULE A

A parcel of land located in the SE1/4 SW1/4, Section 12,
T. 5 S., R. 16 E., B.M., Lincoln County, Idaho, more
particularly described as follows;
Beginning at a brass cap marking the South 1/4 Corner
of said Section 12, said point also being the REAL POINT OF
BEGINNING;

thence N 0°14'27" W 1206.83 feet along the east boundary
of said SE1/4 SW1/4 Section 12;

thence N 88°55'27" W 192.41 feet;

thence S 65°24'18" W 561.93 feet;

thence S 6°11'18" W 396.66 feet;

thence S 19°11'45" W 595.52 feet to the south boundary
of said SE1/4 SW1/4 Section 12;

thence S 88°48'09" E 947.18 feet to the REAL POINT OF
BEGINNING.

TOGETHER WITH a grant of easement Instrument #160713 and
#160714 as recorded in the office of the Lincoln County
Recorder, Lincoln County, Shoshone, Idaho.

ALSO TOGETHER WITH a 50 foot wide access and public utility
easement being 50 feet right of and 0 feet left of the following
described line, Beginning at the northeast corner of said SE1/4
SW1/4 Section 12, thence S 0°14'27" E 118.70 feet to the point of
terminus.

SUBJECT TO a 50 foot wide access and public utility easement
affecting the easterly 50 feet of the above described parcel of land.

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto
including but not limited to 20 inches decreed water priority date May 1, 1896.

161550

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <i>David L. Little & Co. Inc.</i>
NOV 12 1996
at <i>20</i> minutes past <i>4:10</i> P.M. recorded by <i>Helen Jackson, Dep.</i> Fee: <i>9.00</i> Return to: <i>above</i>

SPECIAL POWER OF ATTORNEY

Know All Men by These Presents: That I.....

ELIZABETH A. MOHR

have made, constituted, and appointed, and by these presents do make, constitute and appoint.....

STEVEN MOHR

of.....BLISS IDAHO.....true and lawful attorney for and in.....my.....

name, place and stead, and for.....his.....use and benefit as follows:
TO PRESERVE, MANAGE, LEASE, EXCHANGE, SELL FOR CASH, CREDIT OR ON
CONTRACT, CONVEY, ENCUMBER BY MORTGAGE OR DEED OF TRUST, ALL UPON SUCH
TERMS AND CONDITIONS AS HE SEES FIT PERTAINING TO THAT CERTAIN REAL
PROPERTY DESCRIBED AS FOLLOWS:

SEE SCHEDULE A ATTACHED

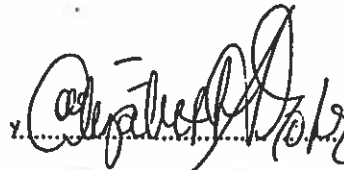
and to sign, seal, execute, deliver and acknowledge such instruments in writing of whatever kind and nature
as may be necessary or proper in the premises.

Giving and granting unto said attorney full power and authority to do and perform all and every act
and thing whatsoever requisite and necessary to be done in and about the above stated premises, as fully to
all intents and purposes as the signer might or could do if personally present, and hereby ratifying and confirm-
ing all that said attorney shall lawfully do or cause to be done in the above stated premises by virtue of these
presents.

IN WITNESS WHEREOF, I.....have hereunto set.....my.....hand and seal on the.....24th.....
day of.....OCTOBER....., 19..96.....

Signed, sealed and delivered in presence of

ELIZABETH A. MOHR

}  (Seal)

SCHEDULE "A"

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 12: A parcel of land located in the SEXSW¼ of said section, more particularly described as follows:

Beginning at a brass cap marking the South quarter corner of said Section 12, said point also being the REAL POINT OF BEGINNING:

Thence North 0° 14' 27" West 1206.83 feet along the east boundary of said SEXSW¼ Section 12;
Thence North 88° 55' 27" West 192.41 feet;
Thence South 65° 24' 18" West 561.93 feet;
Thence South 6° 11' 18" West 396.66 feet;
Thence South 19° 11' 45" West 595.52 feet to the south boundary of said SEXSW¼ Section 12:
Thence South 88° 48' 09" East 947.18 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH a grant of easement instrument No.160713 and Instrument No. 160714 as recorded in the office of the Lincoln County Recorder, Lincoln County, Shoshone, Idaho.

[Handwritten signatures]

161549

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <i>Land Title Escrow</i>
NOV 12 1996
at <u>19</u> minutes past <u>4</u> P. M. recorded by <i>W. Jackson</i> Fee <u>6.00</u> Return to: <i>above</i>

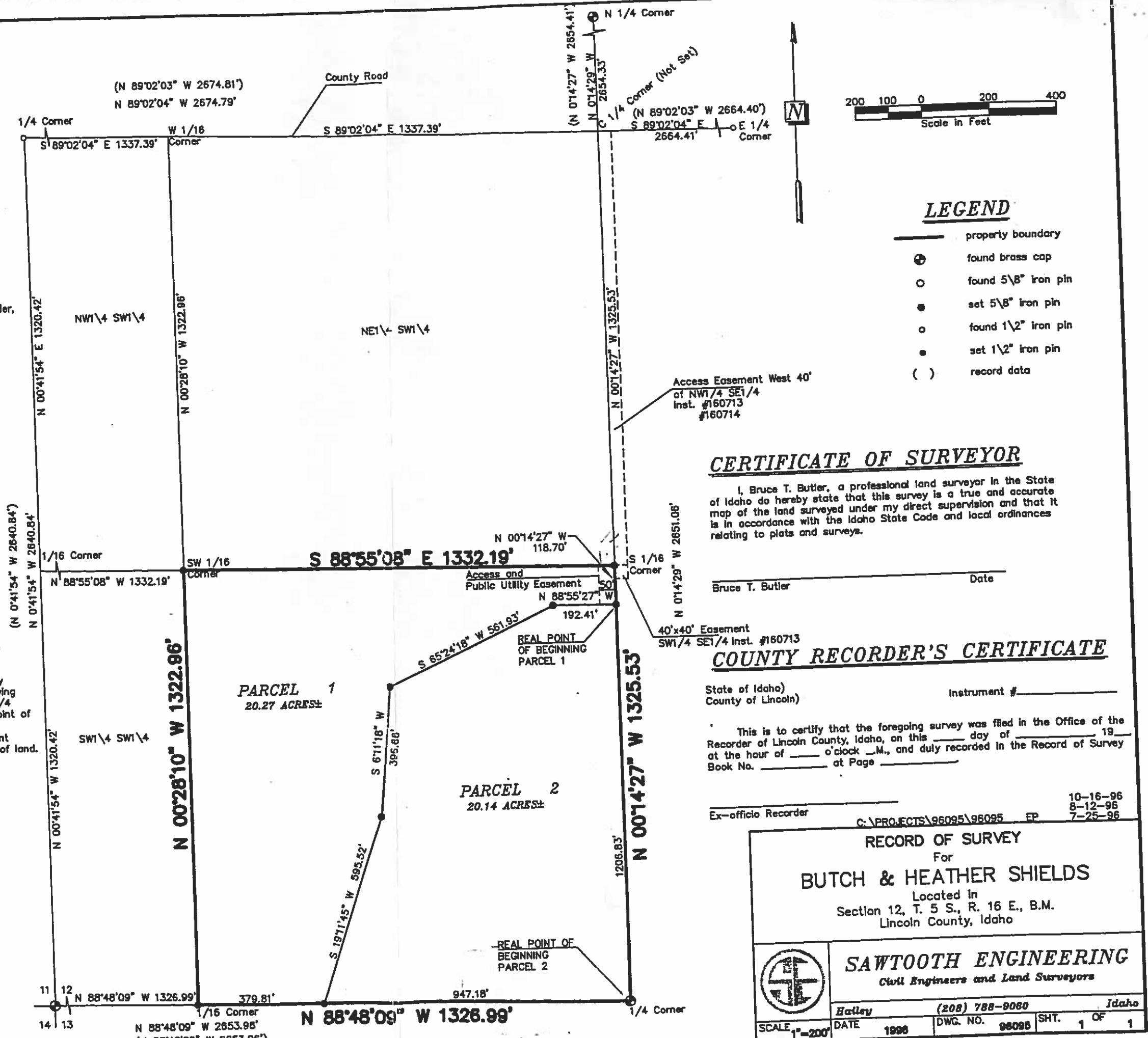
By hand.

Property Description Parcel 1

A parcel of land located in the SE1/4 SW1/4, Section 12, T. 5 S., R. 16 E., B.M., Lincoln County, Idaho, more particularly described as follows:
Commencing at a brass cap marking the South 1/4 Corner of said Section 12;
thence N 0°14'27" W 1206.83 feet along the east boundary of said SE1/4 SW1/4 Section 12, said point also being the REAL POINT OF BEGINNING;
thence N 88°55'27" W 192.41 feet;
thence S 65°24'18" W 561.93 feet;
thence S 6°11'18" W 395.66 feet;
thence S 19°11'45" W 595.52 feet to the south boundary of said SE1/4 SW1/4 Section 12;
thence N 88°48'09" W 379.81 feet to the southwest corner of said SE1/4 SW1/4 Section 12;
thence N 0°28'10" W 1322.96 feet to the northwest corner of said SE1/4 SW1/4 Section 12;
thence S 88°55'08" E 1332.19 feet to the northeast corner of said SE1/4 SW1/4 Section 12;
thence S 0°14'27" E 118.70 feet to the REAL POINT OF BEGINNING.
said parcel containing 20.27 acres more or less.
TOGETHER WITH a grant of easement instrument #160713 and #160714 as recorded in the office of the Lincoln County Recorder, Lincoln County, Shoshone, Idaho.
SUBJECT TO a access and public utility easement affecting the easterly 50 feet of the above described parcel of land.

Property Description Parcel 2

A parcel of land located in the SE1/4 SW1/4, Section 12, T. 5 S., R. 16 E., B.M., Lincoln County, Idaho, more particularly described as follows:
Beginning at a brass cap marking the South 1/4 Corner of said Section 12, said point also being the REAL POINT OF BEGINNING;
thence N 0°14'27" W 1206.83 feet along the east boundary of said SE1/4 SW1/4 Section 12;
thence N 88°55'27" W 192.41 feet;
thence S 65°24'18" W 561.93 feet;
thence S 6°11'18" W 395.66 feet;
thence S 19°11'45" W 595.52 feet to the south boundary of said SE1/4 SW1/4 Section 12;
thence S 88°48'09" E 947.18 feet to the REAL POINT OF BEGINNING.
said parcel containing 20.14 acres more or less.
TOGETHER WITH a grant of easement instrument #160713 and #160714 as recorded in the office of the Lincoln County Recorder, Lincoln County, Shoshone, Idaho.
ALSO TOGETHER WITH a 50 foot wide access and public utility easement being 50 feet right of and 0 feet left of the following described line, Beginning at the northeast corner of said SE1/4 SW1/4 Section 12, thence S 0°14'27" E 118.70 feet to the point of terminus.
SUBJECT TO a 50 foot wide access and public utility easement affecting the easterly 50 feet of the above described parcel of land.



CERTIFICATE OF SURVEYOR

I, Bruce T. Butler, a professional land surveyor in the State of Idaho do hereby state that this survey is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code and local ordinances relating to plats and surveys.

Bruce T. Butler

Date

COUNTY RECORDER'S CERTIFICATE

State of Idaho)
County of Lincoln)

Instrument # _____

This is to certify that the foregoing survey was filed in the Office of the Recorder of Lincoln County, Idaho, on this _____ day of _____ 19____ at the hour of _____ o'clock _____ M., and duly recorded in the Record of Survey Book No. _____ at Page _____

Ex-officio Recorder

10-16-96
8-12-96
7-25-96

RECORD OF SURVEY

For
BUTCH & HEATHER SHIELDS

Located in
Section 12, T. 5 S., R. 16 E., B.M.
Lincoln County, Idaho



SAWTOOTH ENGINEERING
Civil Engineers and Land Surveyors

Halley (208) 788-9060 Idaho

SCALE 1"=200' DATE 1996 DWG. NO. 98095 SHT. 1 OF 1

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: A37-10205

Date Received: 6/22/1988

Receipt No: M000165

Received By: *OJC AB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HEATHER HOLLANDER SHIELDS 208-788-6129
Address: PO BOX 861
and BELLEVUE ID 83313
Name: BUTCH SHIELDS 208-788-6129
Address: PO BOX 861
BELLEVUE ID 83313

2. Date of Priority: FEB 14, 1909

3. Source: WELL Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	12	SE	SE	SW		LINCOLN

5. Description of diverting works:

WELL, 1 1/2 HP PUMP, 1 1/2" PIPE, 195 ' DEPTH

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	0.020		

7. Total Quantity Appropriated is:

0.060 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

ONE DOMESTIC HOUSEHOLD, 20 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	12	SE	SW		DOMEST	0.5
			SE	SW		STOCK	
						Section Acres	0.5
						Total Acres	0.5

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 6/20/96 BY TLB.

15. Basis of Claim: BENEFICIAL USE



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 06 1996

DATE OF CLOSING: APRIL 16, 1996

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 16 East Section 12, se 1/4 of sw 1/4 of 1/4 Govt. Lot 1, Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

PLEASE SEE ATTACHED WARRANTY DEEDS FOR COMPLETE LEGAL
[] 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) 0
Assigned by IDWR: A37-0533 (old #) A37-10210 A37-10205

[] Name and Address of Former Owner/Claimant(s)(Seller): Estate of Vera Clifford
c/o Clayton Clifford

[] New Owner/Claimant (Purchaser): 75 South 200 East
Shoshone, Idaho 83330
HEATHER HOLLANDER SHIELDS and BUTCH SHIELDS

[] New Mailing Address: P.O. BOX 861
BELLEVUE, IDAHO 83318

[] New Telephone Number: (208) 88 6129

[] 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: (4) WARRANTY DEEDS #160780; 160781; 160782; 160783

(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) X [Signature] Date 5-2-96
X [Signature] Date 5-2-96

[] Signature of Former Owner/Claimant(s): Not required see Deed Copies attached Date
Date

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

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: By:
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data-Entry
Date: 6/20/96 By:
Claim Numbers of Split, if any:

MICROFILMED
NOV 27 1996

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

JUN 26, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

BUTCH & HEATHER SHIELDS
PO BOX 861
BELLEVUE ID 83313

RE: SRBA CLAIM(S): A37-10210 & A37-10205
CLIFFORD

DEAR CLAIMANT(S):

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

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

MICROFILMED
NOV 27 1996

WARRANTY DEED

#L-23340

For Value Received

RUTH ALOHA COLLIER, contracting with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HEATHER HOLLANDER SHIELDS and BUTCH SHIELDS, wife and husband
Whose Address is: P.O. BOX 861 BELLEVUE, IDAHO 83316

Hereinafter called the Grantee, an undivided 1/4 interest in the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section ~~46~~: SE 1/4 SW 1/4

Section 12

TOGETHER WITH an Grant of Easement given by Salem L. Carpenter and Opal J. Carpenter, husband and wife, as grantors, and to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall and Dell Clayton Clifford, as grantees, dated April 1, 1996, recorded April 16, 1996, under Instrument

No. 160713, records of the office of the Recorder, Lincoln County.

TOGETHER WITH an Grant of Easement given by Michael Sant and Sandra Sant, husband and wife, grantors, to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall, and Dell Clayton Clifford, as grantees, dated April 5, 1996, recorded April 16, 1996, Instrument No. 160714, records of the office of the Recorder, Lincoln County.

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 40 inches decreed water priority date May 1, 1896, State of Idaho License No. 37-0533.

The Grantor certifies and represents that she owns an undivided 1/4 interest in the foregoing property with John Woodrow Clifford, Jane Marie Marshall, and Dell Clayton Clifford.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Water Master.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by F. B. Peck and Myrtle Peck, his wife, to Idaho Power Company, a corporation, dated June 12, 1940, recorded September 6, 1940 as Instrument Number 79323 Lincoln County records, affecting SE 1/4 SW 1/4 of Section 12, Township 5 South, Range 16 East, Boise Meridian.

(continued)

This document is being re-recorded to correct the legal description,

160782

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <i>And Title & Escrow</i>
APR 30 1996
at <u>26</u> minutes past <u>2</u> P. M. recorded by <i>Nella Jackson</i> Fee: <u>6.00</u> Return to: <i>Above By La</i>

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 9, 1996

Ruth Aloha Collier
Ruth Aloha Collier

STATE OF UTAH)

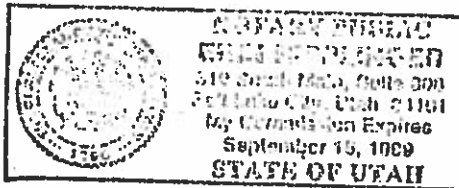
COUNTY OF Davis) ss.

On this 9 day of April, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Ruth Aloha Collier, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Bren Ruppinger
Notary Public
Residing at: Zions Bank
My Commission expires: 9/15/99

~~160717~~

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Land Title & Leasing, Inc.
APR 16 1996
at 19 minutes past 4:28 PM
Recorded by [Signature]
Fee 1.00 Return to: Bureau of Land Management



WARRANTY DEED

#L-23340

For Value Received

JANE MARIE MARSHALL, contracting with her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HEATHER HOLLANDER SHIELDS and BUTCH SHIELDS, wife and husband
Whose Address is: P.O. BOX 861 BELLEVUE, IDAHO 83316

Hereinafter called the Grantee, an undivided 1/4 interest in the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section ~~16~~: SE 1/4 SW 1/4
Section 12

TOGETHER WITH an Grant of Easement given by Salem L. Carpenter and Opal J. Carpenter, husband and wife, as grantors, and to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall and Dell Clayton Clifford, as grantees, dated April 1, 1996, recorded April 16, 1996, under Instrument

No. 1160713, records of the office of the Recorder, Lincoln County.

TOGETHER WITH an Grant of Easement given by Michael Sant and Sandra Sant, husband and wife, grantors, to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall, and Dell Clayton Clifford, as grantees, dated April 5, 1996, recorded April 16, 1996, Instrument No. 160714, records of the office of the Recorder, Lincoln County.

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 40 inches decreed water priority date May 1, 1896, State of Idaho License No. 37-0533.

The Grantor certifies and represents that she owns an undivided 1/4 interest in the foregoing property with John Woodrow Clifford, Ruth Aloha Collier, and Dell Clayton Clifford.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Water Master.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by F. B. Peck and Myrtle Peck, his wife, to Idaho Power Company, a corporation, dated June 12, 1940, recorded September 6, 1940 as Instrument Number 79323 Lincoln County records, affecting SE 1/4 SW 1/4 of Section 12, Township 5 South, Range 16 East, Boise Meridian.

(continued)

This document is being re-recorded to correct the legal description

160781

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <i>Don & Lita E. Escrow</i>
APR 30 1996
at <u>05</u> minutes past <u>2</u> P. M. recorded by <i>Helen Jackson</i> Fee: <u>6.00</u> Return to: <i>above</i>

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

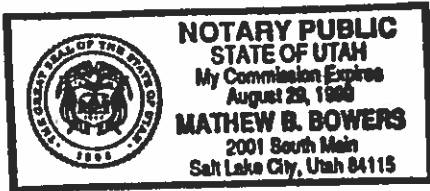
Dated: April __, 1996

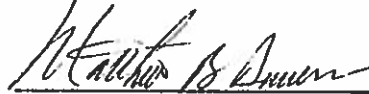

Jane Marie Marshall

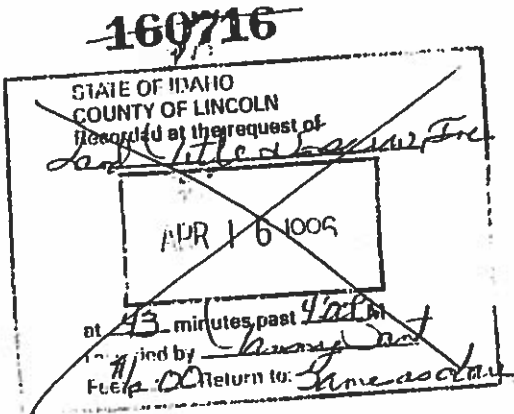
STATE OF UTAH

COUNTY OF SALT LAKE

On this 12th day of April, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Jane Marie Marshall, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.




Notary Public
Residing at: SALT LAKE County
My Commission expires: 8/29/99



WARRANTY DEED

#L-23340

For Value Received

DELL CLAYTON CLIFFORD, contracting with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HEATHER HOLLANDER SHIELDS and BUTCH SHIELDS, wife and husband
Whose Address is: PO Box 861 Bellevue ID 83316

Hereinafter called the Grantee, an undivided 1/4 interest in the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section ~~16~~: SE 1/4 SW 1/4
Section 12

TOGETHER WITH an Grant of Easement given by Salem L. Carpenter and Opal J. Carpenter, husband and wife, as grantors, and to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall and Dell Clayton Clifford, as grantees, dated April 1, 1996, recorded April 16, 1996, under Instrument

No. 160713, records of the office of the Recorder, Lincoln County.

TOGETHER WITH an Grant of Easement given by Michael Sant and Sandra Sant, husband and wife, grantors, to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall, and Dell Clayton Clifford, as grantees, dated April 5, 1996, recorded April 16, 1996, Instrument No. 160714, records of the office of the Recorder, Lincoln County.

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 40 inches decreed water priority date May 1, 1896, State of Idaho License No. 37-0533.

The Grantor certifies and represents that he owns an undivided 1/4 interest in the foregoing property with John Woodrow Clifford, Jane Marie Marshall, and Ruth Aloha Collier.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Water Master.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by F. B. Peck and Myrtle Peck, his wife, to Idaho Power Company, a corporation, dated June 12, 1940, recorded September 6, 1940 as Instrument Number 79323 Lincoln County records, affecting SE 1/4 SW 1/4 of Section 12, Township 5 South, Range 16 East, Boise Meridian.

(continued)

This instrument is being re-recorded to correct the legal description.

160780

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <u>Sandra Little & E. Carson</u>
APR 30 1996
at <u>02</u> minutes past <u>2</u> P. M. recorded by <u>Helen Jackson, Exp.</u> Fee: <u>6.00</u> Return to: <u>Above</u> <u>By Hand.</u>

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 16, 1996

Dell Clayton Clifford
Dell Clayton Clifford

STATE OF IDAHO)
COUNTY OF Lincoln) ss.

On this 16 day of April, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Dell Clayton Clifford, 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.

Commission Expires 10/28/99
Gooding County, Idaho
STATE OF IDAHO
NOTARY PUBLIC
BETTY FREDERICKSEN
160715

Betty Frederickson
Notary Public
Residing at: Gooding, ID
My Commission expires: 3-29-2000

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of
Land Title Services, Inc.
APR 16 1996
at 43 minutes past 4 PM
Filed by Cheryl Bent
Fee 2.00 Return to: Land Title Services

WARRANTY DEED

#L-23340

For Value Received

JOHN WOODROW CLIFFORD, contracting with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

HEATHER HOLLANDER SHIELDS and BUTCH SHIELDS, wife and husband
Whose Address is: P.O. BOX 861 BELLEVUE, IDAHO 83313

Hereinafter called the Grantee, an undivided 1/4 interest in the following described premises situated in Lincoln County, Idaho, to-wit:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section ~~16~~: SE 1/4 SW 1/4

Section 12

TOGETHER WITH an Grant of Easement given by Salem L. Carpenter and Opal J. Carpenter, husband and wife, as grantors, and to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall and Dell Clayton Clifford, as grantees, dated April 1, 1996, recorded April 16, 1996, under Instrument

No. 160713, records of the office of the Recorder, Lincoln County.

TOGETHER WITH an Grant of Easement given by Michael Sant and Sandra Sant, husband and wife, grantors, to John Woodrow Clifford, Ruth Aloha Collier, Jane Marie Marshall, and Dell Clayton Clifford, as grantees, dated April 5, 1996, recorded April 16, 1996, Instrument No. ~~160713~~, records of the office of the Recorder, Lincoln County. 160714

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to 40 inches decreed water priority date May 1, 1896, State of Idaho License No. 37-0533.

The Grantor certifies and represents that he owns an undivided 1/4 interest in the foregoing property with Ruth Aloha Collier, Jane Marie Marshall, and Dell Clayton Clifford.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Water Master.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by F. B. Peck and Myrtle Peck, his wife, to Idaho Power Company, a corporation, dated June 12, 1940, recorded September 6, 1940 as Instrument Number 79323 Lincoln County records, affecting SE 1/4 SW 1/4 of Section 12, Township 5 South, Range 16 East, Boise Meridian.

(continued)

This document is being re-recorded to correct the legal description.

160783

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <u>Sand + Title + Easement</u>
APR 30 1996
at <u>28</u> minutes past <u>2</u> P. M. recorded by <u>N. J. Jackson, Dep</u> Fee: <u>6.00</u> Return to: <u>Above By</u>

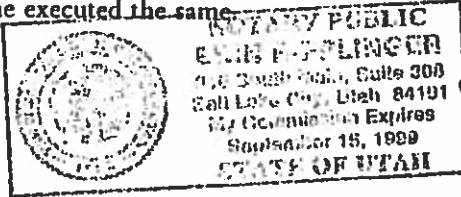
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 9, 1996

John Woodrow Clifford
John Woodrow Clifford

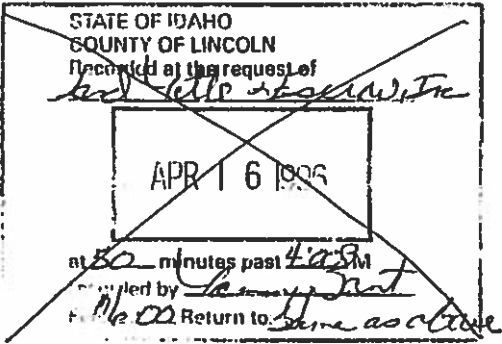
STATE OF UTAH)
COUNTY OF SALT LAKE) ss.

On this 9 day of April, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared John Woodrow Clifford, 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.



Erin R. Poulenger
Notary Public
Residing at: Zions Bank
My Commission expires: 9/15/99

~~160718~~



CONVERSATION MEMORANDUM

NAME OF PARTY BETTY LAND, TITLE & ESCROW (GOODING)
EMPLOYEE COREY SKINNER OS

DATE 05/01/96
FILE A37-10210
A37-10205

RE: _____

THIS DAY BETTY ~~AT~~ LAND, TITLE & ESCROW
CALLED AND REQUESTED COPIES OF CLAIMS IN
SECTION 12 (TOS, R16E) SESW 1/4 FOR CLAYTON
CLIFFORD. I FAXED HER PROFILE REPORTS
OF A37-10210 AND A37-10205.

MICROFILMED
NOV 27 1995

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

06/26/96 13:54:18

Page 1

Water Right Number - R37-10205

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

SHIELDS

HEATHER HOLLANDER

1 - PO BOX 861

2 -

3 -

City- BELLEVUE

State- ID Zip- 83313

Phone - 208-788-6129

1 - PO BOX 861

2 -

3 -

City- BELLEVUE

State- ID Zip- 83313

Phone - 208-788-6129

SHIELDS

BUTCH

*** O - ORIGINAL OWNER ***

CLIFFORD

ESTATE OF VERA

1 - C/O CLIFFORD CLAYTON

2 - 75 S 200 E

3 -

City- SHOSHONE

State- ID Zip- 83352

Phone - 208-886-2090

+ - - Priority Date - - +

02/14/1909

+ - - Region - - - +

ERROR IN REGION

+ - - Stage - - - +

J - BENEFICIAL USE

+ - - Status - - - +

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

WELL

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

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

05S 16E 12 SE SE SW (63) LINCOLN

+ - - - - 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

0.020

+ - Total Div. Rate - + + - Total Div. Volume - +

0.060

+ - Total Consumptive Use - + + - KW Usage - +

0.0

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

05S 16E 12

SE SW

0.5

04 STOCKWATER

(63) LINCOLN

05S 16E 12

SE SW

0.5

43 DOMESTIC

(63) LINCOLN

Total Acres: 0.5

+ - - Diversion Means - WELL, 1 1/2 HP PUMP, 1 1/2" PIPE, 195 ' DEPTH

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 20 BEEF CATTLE

MICROFILMED
NOV 27 1996

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

Page 2

Prefix Translation: RESEARCH

[illegible]

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

+-----Comments-----+

No Comments Found

+ 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	- 06/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000165	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
NOV 27 1996

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: A37-10205
Date Received: 6/22/1988
Receipt No: M000165
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERA CLIFFORD, ESTATE
Address: % CLIFFORD CLAYTON
75 SO 200 E
SNOSHONE, ID 88352 208-886-2090

2. Date of Priority: FEB 14, 1909

3. Source: WELL Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	16E	12	SE	SE	SW		LINCOLN

5. Description of diverting works:
WELL, 1 1/2 HP PUMP, 1 1/2" PIPE, 195 ' DEPTH

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	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE DOMESTIC HOUSEHOLD, 20 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	12	SE	SW		DOMEST	0.5

A37-10205

Page 1

Date: 06/22/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	12	SE	SW		STOCK	

Section Acres 0.5

Total Acres 0.5

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

16. Signature(s)

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

Number of attachments: 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): *Clayton J. White* Date: 6-22-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 22 day

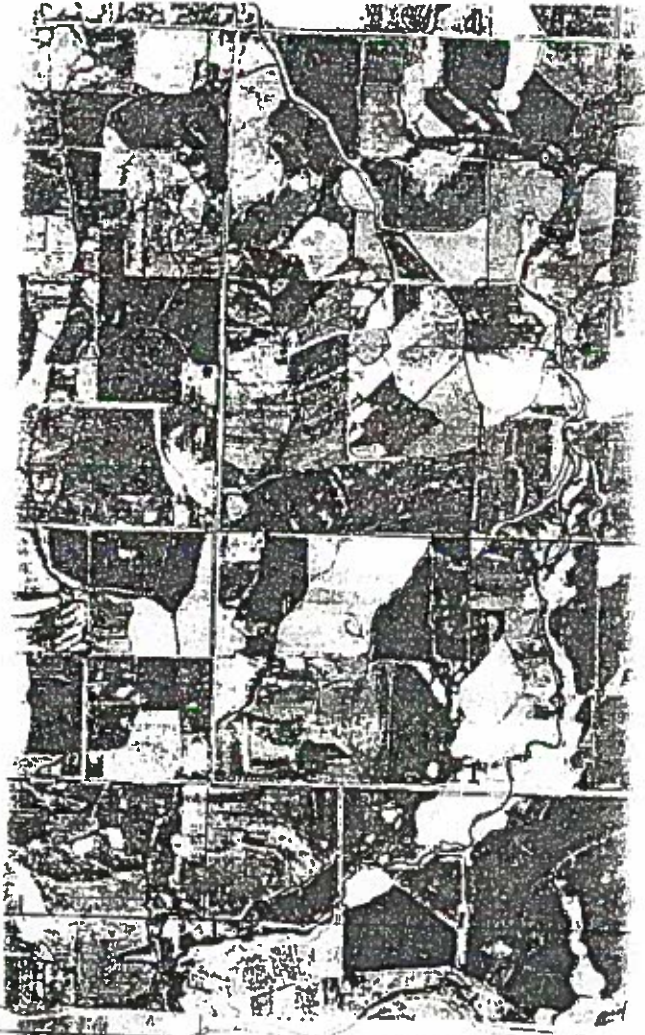
of June 19 88

Lon White
Notary Public

Seal

Residing at Twin Falls

My Commission Expires 5/95



47 64000m. H.

43"00"



Pob
Pou

TOSS RICE
CLAYTON CLIFFORD

MICROFILMED
FEB 24 1993

WATER RIGHT NUMBER - A37-10205

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
CLIFFORD, ESTATE

VERA

1 - % CLIFFORD CLAYTON
2 - 75 SD 200 E
3 -
CITY- SNOSHONE
PHONE - 208-886-2090

STATE- ID ZIP- 88352

+ - - PRIORITY DATE - - +
02/14/1909+ - - - REGION - - - +
ERROR IN REGION+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - - SOURCE - - - - - +
WELL

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

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05S 16E 12 SE SE SW (63) LINCOLN

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME43 - DOMESTIC
04 - STOCKWATER01/01 12/31
01/01 12/310.040
0.020+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY05S 16E 12 SE SW
05S 16E 12 SE SW

0.5

04 STOCKWATER
43 DOMESTIC(63) LINCOLN
(63) LINCOLN

TOTAL ACRES: 0.5

+ - - DIVERSION MEANS - WELL, 1 1/2 HP PUMP, 1 1/2" PIPE, 195 ' DEPTH

+ - - NON-IRRIGATION USE - ONE DOMESTIC HOUSEHOLD, 20 HEAD BEEF CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.MICROFILMED
JUL 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

DATA ENTRY
ENTERED 11-3-93 PS
CHECKED 2/6/94 DSD