

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: A37-11371
Date Received: 9/21/1988
Receipt No: S002421
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: BRUCE ALLEN 208-726-2237
Address: PO BOX 1992
KETCHUM ID 83340

2. Date of Priority: JUN 14, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	4	SW	SE	SW		BLAINE

5. Description of diverting works:
WELL & PUMP

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
02N	18E	4	SE	SW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

718 N. 1ST ST.

2/11/99 TF; OWNERSHIP CHANGED STAPLETON TO ALLEN PER 1409(6) AND
WARRANTY DEED REC'D 7/10/98.

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
JUL 10 1998
Department of Water Resource
Southern Region

1. Water Right No(s).: 37-07958
Adjudication Claim No(s).: A37-07958 A37-11371
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Owen Stapleton Pearl Stapleton
718 First ST - Hailey ID. P.O. 324
4. New Owner/Claimant(s) Bruce Allen
New Mailing Address P.O. Box 1992
City, State and ZIP Code Ketchum, IDAHO 83340
New Telephone Number 208 726-2237
5. Date you acquired the property August 1st, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. N/A.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Bruce Allen
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

RECEIVED

JUL 10 1998

Source

Southern Real

Order No. 19105

WARRANTY DEED

For Value Received Owen T. Stapleton and Pearl A. Stapleton, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
Bruce Allen and Pamela Sue Martin, husband and wife
whose address is: P.O. Box 2275, Hailey, ID 83333

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

TOWNSHIP 2 NORTH, RANGE 12 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

SECTION 4: A parcel of land more particularly described as follows:

COMMENCING at a brass cap marking the South one-quarter corner of said Section 4; thence North 89° 33' 36" West 741.96 feet along the South boundary of said Section 4 to a found 5/8 inch rebar by JUB Engineers circa 1970 marking the Southeast corner of Tax Lot 2676 and also the REAL POINT OF BEGINNING; thence continuing North 89° 33' 36" West 240.02 feet along said South boundary of Section 4 to a set 1/2 inch rebar by L.S. 792 marking the Southwest corner of Tax Lot 2676; thence North 28° 31' 58" West 300.22 feet along the common boundary line between Tax Lots 2067 and 2676 to a set 1/2 inch rebar by L.S. 792 marking the Northwest corner of said Tax Lot 2676; thence South 89° 33' 31" East 240.02 feet along the North boundary of said Tax Lot 2676 to a found 5/8 inch rebar by JUB Engineers circa 1970 marking the Northeast corner of said Tax Lot 2676; thence South 28° 32' 00" East 300.22 feet along the Easterly boundary of said Tax Lot 2676 to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 31, 1996

Owen T. Stapleton
Owen T. Stapleton

Pearl A. Stapleton
Pearl A. Stapleton

State of IDAHO

County of BLAINE

On August 1, 1996 before me, the undersigned, a Notary Public in and for said State, personally appeared Owen T. Stapleton and Pearl A. Stapleton personally known to me (and/or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the foregoing instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Signature [Signature]

Commission Expires 10-7-99



392025
BLAINE CO. REQUEST
C. FIRST AMERICAN TITLE
'96 AUG 1 PM 3 31
MARY CRETCH CLERK
FEES \$ 3.50

Jan-30-98 11:56A The Roark Law Firm

(208) 788-3918

P.02

QUITCLAIM DEED

INSTRUMENT No. _____

FOR VALUE RECEIVED. PAMELA SUE MARTIN of Blaine County, Idaho, (Grantor), does hereby convey, release, remise and forever quit claim unto BRUCE ALLEN, of Blaine County, Idaho, (Grantee), all right, title and interest in and to the parcel of real property more particularly described as follows:

Tax Lot 2676, Section 4, T2N, R18E, Hailey Townsite according to the official plat thereof, on file in the office of the County Recorder, Blaine County, Idaho

together with all appurtenances.

DATED this 30th day of Jan, 1998

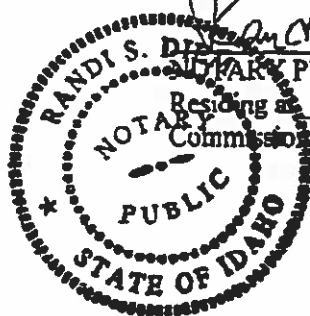
Pamela Sue Martin
PAMELA SUE MARTIN

STATE OF IDAHO,)

) ss.

County of Blaine.)

On this 30th day of January, 1998, before me, a Notary Public in and for said State, personally appeared PAMELA SUE MARTIN, Grantor, known 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 for Idaho

Residing at Hailey, ID

Commission expires 09-29-2003

CERTIFIED TO BE AN EXACT
COPY OF THE ORIGINAL
BY Diace Swenke

Legal Description

Exhibit "A"

The land referred to in this policy is situated in that State of Idaho, County of Blaine and is described as follows:

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO:

SECTION 4: A parcel of land more particularly described as follows:

COMMENCING at a brass cap marking the South one-quarter corner of said Section 4; thence North 89° 33' 36" West 741.96 feet along the South boundary of said Section 4 to a found 5/8 inch rebar by JUB Engineers circa 1970 marking the Southeast corner of Tax Lot 2676 and also the REAL POINT OF BEGINNING; thence continuing North 89° 33' 36" West 240.02 feet along said South boundary of Section 4 to a set 1/2 inch rebar by L.S. 792 marking the Southwest corner of Tax Lot 2676; thence North 28° 31' 58" West 300.22 feet along the common boundary line between Tax Lots 2067 and 2676 to a set 1/2 inch rebar by L.S. 792 marking the Northwest corner of said Tax Lot 2676; thence South 89° 33' 31" East 240.02 feet along the North boundary of said Tax Lot 2676 to a found 5/8 inch rebar by JUB Engineers circa 1970 marking the Northeast corner of said Tax Lot 2676; thence South 28° 32' 00" East 300.22 feet along the Easterly boundary of said Tax Lot 2676 to the POINT OF BEGINNING.



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 1, 1998

Bruce Allen
Frontier Mortgage
P.O. Box 6280
380 Washington Ave North
Suite 101
Ketchum, ID 83340

Dear Mr. Allen:

Pursuant to your recent inquiry, I have researched the Department's records of water rights and Snake River Basin Adjudication filings in the SESW $\frac{1}{4}$ of Section 2 (T02N, R18E). I did not find any records in your name, but I did find some records in the name of Owen & Pearl Stapleton who were the previous owners of the property you were inquiring about.

The Stapletons are the recorded owners of water right license 37-07958 for the diversion of groundwater from two wells for the irrigation of 1.5 acres. The Stapletons filed a Snake River Basin Adjudication Claim, A37-07958, based on this particular license. In addition, the Stapletons filed a Snake River Basin Adjudication claim, A37-11371, for the diversion of groundwater from a well for domestic use for one home. I have included proof reports of license 37-07958 and claims A37-07958 and A37-11371 for your reference.

If the Stapletons conveyed these rights/claims to you when you purchased the property, you are required by Idaho law to have the recorded ownership of these rights/claims changed to your name. I have enclosed a form entitled "Notice of Change of Water Right Ownership" for your possible use. Please note that instructions for completing the form are on the back of the form, and that item 2 of the form requires that additional information be submitted. Submitting this completed form, along with the required additional information, will enable our office to change the recorded owner of water rights &/or claims.

May 1, 1998
PAGE 2

I have also enclosed a pamphlet entitled "Idaho Water Rights A Primer" for your use and reference. This pamphlet outlines several important facts about water rights in Idaho and should prove to be useful reading. If you have any questions, or need any further assistance, feel free to contact this office at your convenience.

Sincerely,

A handwritten signature in cursive script, appearing to read "Corey Skinner".

Corey Skinner, EIT
Dam Safety Section

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.

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Ident. Number: A37-11371
Date Received: 9/21/1988
Receipt No: S002421
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OWEN T. STAPLETON 208-788-2289
Address: 718 N. FIRST ST.
P.O. BOX 324
HAILEY, ID 83333

AND/OR

Name: PEARL A. STAPLETON 208-788-2289
Address: 718 N. FIRST ST.
P.O. BOX 324
HAILEY, ID 83333

2. Date of Priority: JUN 14, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	4	SE	SW			BLAINE

5. Description of diverting works:
WELL & PUMP

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:
D/1 HOUSE

A37-11371

Page 1

Date: 09/21/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	18E	4	SE		SW		DOMEST	

11. Place of use in counties: BLAINE

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

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): Pearl A. Stapleton Date: 9/21/88
Date: _____

State of Idaho)
County of FE) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of Sept 19 88

Lon White
Notary Public

Seal

Residing at TR

My Commission Expires 5/95

MICROFILMED
FEB 25 1993