

12/11/2006

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

RIGHT NUMBER: 22-173

NAME AND ADDRESS: OWEN MOULTON
PO BOX 149
DRIGGS ID 83422

BARBARA MOULTON
PO BOX 149
DRIGGS ID 83422

SOURCE: SPRING CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 2.400 CFS

PRIORITY DATE: 05/01/1896

POINT OF DIVERSION:

T06N R45E S29 SWSWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.400 CFS

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S30	NENW	37.00	T06N R45E S30 Lot 1 NWNW	29.00
T06N R45E S30 Lot 2	SWNW	39.00	T06N R45E S30	SENW 39.00

144 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Blair ditch.

AUG 06 2004

For Value Received **Leland Widdison and Beulah Widdison as Trustees of the Leland and Beulah Widdison Trust**

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

Owen D. Moulton and Barbara L. Moulton, husband and wife

whose address is: **PO Box 149, Driggs, ID 83422**

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

**Township 6 N, Rng. 45 E. B.M. Teton County, Idaho,
Section 30: Commencing at the W $\frac{1}{4}$ corner of said Section 30, the point of beginning:
thence N 00°41'00"E, 2193.59 feet along the West line of said Section 30 to a point; thence
89°47'09"E, 168.75 feet to a point; thence N 00°41'00"E, 150.00 feet to Hayden Cemetery; thence
N 89°47'09"E, 553.25 feet to a point; thence N 00°41'00"E, 265.00 feet to State Highway 33
right-of-way; thence S 89°29'37"E, 1923.25 feet to a point on the East line of the NW $\frac{1}{4}$ of Section
30;
thence S 00°35'11"W, 2591.17 feet to the SE corner of NW $\frac{1}{4}$; thence S 89°56'01"W, 2649.76 feet
to the point of beginning.**

**LESS AND EXCEPTING THEREFROM the existing country road right-of-way along the East
and West property boundaries of the above described property.**

Together with all appurtenant water rights

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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: 8.4.04

Leland and Beulah Widdison Trust

BY: Beulah Widdison

Beulah Widdison, Trustee

STATE OF UTAH

COUNTY OF SL

ss.

Instrument # 162731

DRIGGS, TETON, IDAHO

2004-08-06

03:26:40 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

NOLAN G. BOYLE

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

On this 4th day of August, 2004, before me a notary public, personally appeared Beulah Widdison, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument as trustee and acknowledged to me that she executed the same as such trustee.

Notary Public of IDAHO
Residing at: 425 CORTLAND ST SE
Commission Expires: 07/26/2007



162731

1425403

LEGEND	
●	SECTION CORNER FOUND ON SET AS NOTED
○	SET UP AND RECOVERED (AS NOTED)
—	AS BORN 2000
---	ROAD CENTER LINE
- - -	STATE HIGHWAY 20 BORN-04-14-17
- - -	SECTIONAL BOUNDARY LINE
- - -	PROPERTY LINE
- - -	ENCROACHMENT - TREE AND BUSH AS NOTED

LINE TABLE			
LINE	LENGTH	BEARING	
11	62.15	8 09' 17" E	
12	62.40	8 09' 17" E	
13	62.10	5 09' 25" E	

SURVEYED BY	08/20/04	DATE	08/20/04	BY	08/20/04
DATE	08/20/04	DATE	08/20/04	DATE	08/20/04
DATE	08/20/04	DATE	08/20/04	DATE	08/20/04

RECORDERS CERTIFICATE
STATE OF IOWA
COUNTY OF IOWA
I, the undersigned, being a duly qualified and sworn recorder of said county, do hereby certify that this plat was duly filed for record in the office of the recorder of said county on the 20th day of August, 2004, and that the same is a true and correct copy of the original as filed for record.

SURVEYORS CERTIFICATE
I, JAMES W. WILSON, being a duly qualified and sworn surveyor of said county, do hereby certify that this plat was duly filed for record in the office of the recorder of said county on the 20th day of August, 2004, and that the same is a true and correct copy of the original as filed for record.

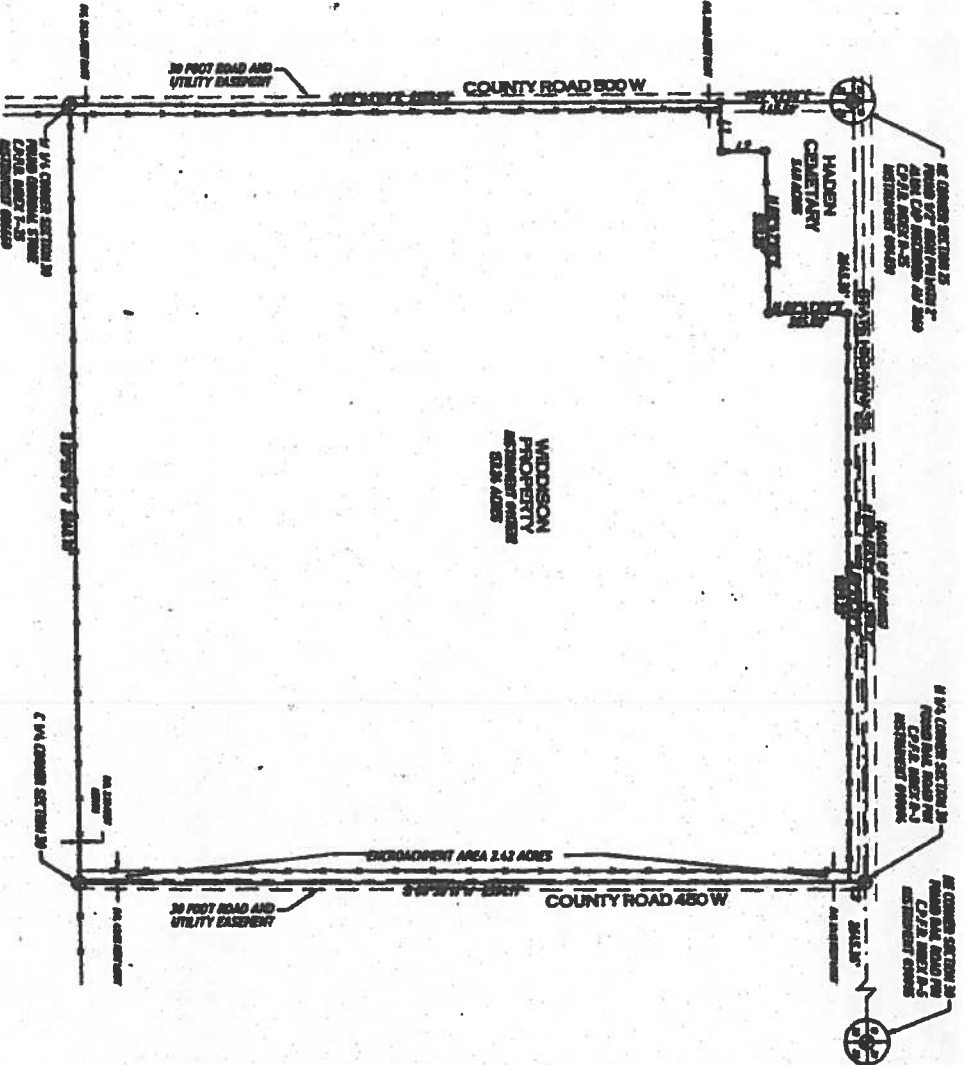


RECEIVED
AUG 6 4 2004

RECORD OF SURVEY
PROPERTY SURVEY
PART OF THE NW 1/4 SECTION 26, T17N, R14E, S4E, S4M,
IOWA COUNTY, IOWA

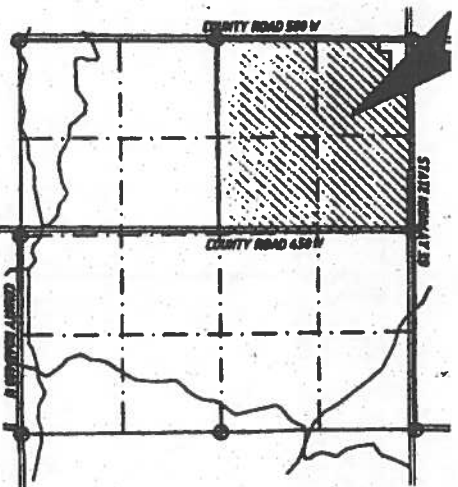
LELAND WILSON
2000 W. 14th St.
IOWA CITY, IOWA 52242

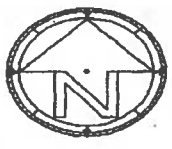
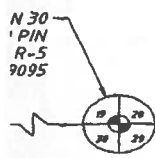
AW 2004-097
2004-097
2004-097



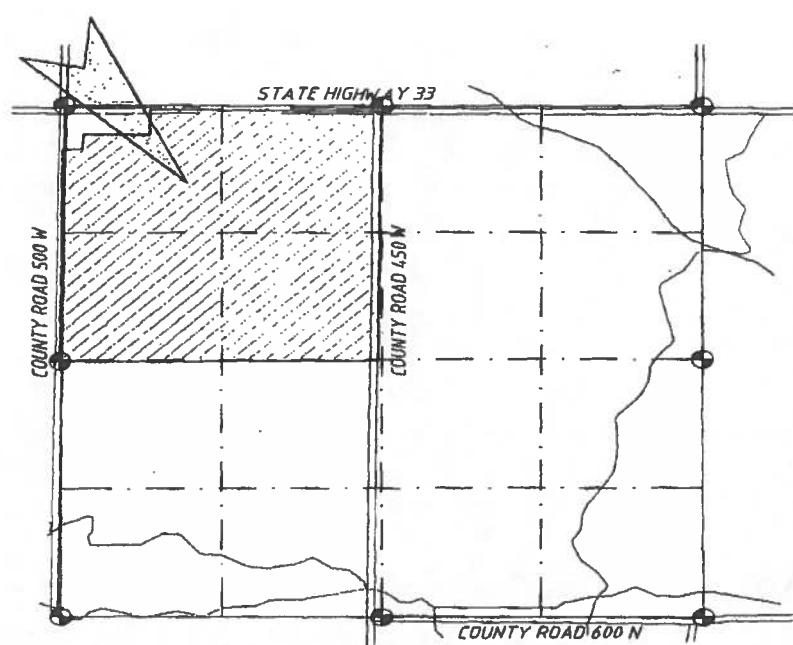
PROPERTY DESCRIPTION

WILSON PROPERTY
PART OF THE NW 1/4 SECTION 26, T17N, R14E, S4E, S4M,
IOWA COUNTY, IOWA, CONTAINING 2.42 ACRES, MORE OR
LESS, BEING PARTS OF THE NW 1/4 SECTION 26, T17N,
R14E, S4E, S4M, IOWA COUNTY, IOWA, AS SHOWN ON THE
PLAT OF THE NW 1/4 SECTION 26, T17N, R14E, S4E, S4M,
IOWA COUNTY, IOWA, DATED AND RECORDED IN THE
OFFICE OF THE RECORDER OF IOWA COUNTY, IOWA, ON THE
20TH DAY OF AUGUST, 2004, AND BEING THE FIRST LINE
OF LAND SECTION 26 TO A FENCE,
THENCE S 89° 17' 00" E, 62.15 FEET TO A POINT;
THENCE S 89° 17' 00" E, 62.40 FEET TO A POINT;
THENCE S 89° 17' 00" E, 62.10 FEET TO A POINT;
THENCE S 89° 17' 00" E, 62.10 FEET TO THE SE CORNER OF THE NW 1/4
OF LAND SECTION 26,
THENCE S 89° 17' 00" E, 244.30 FEET TO THE POINT OF BEGINNING.
CONTAINING 2.42 ACRES, MORE OR LESS.
SUBJECT TO 30 FOOT COUNTY ROAD AND UTILITY EASEMENTS ALONG
THE EAST AND WEST PROPERTY BOUNDARIES.





SCALE 1" = 300'



VICINITY MAP

SECTION 30, TWP. 6N., RNG. 45E., B.M.
TETON COUNTY, IDAHO

PROPERTY DESCRIPTION

WIDDISON PROPERTY

MOST OF THE NW 1/4 SECTION 30, TWP. 6N., RNG. 45E., B.M.
TETON COUNTY, IDAHO, EXCEPT HAYDEN CEMETERY AND HWY. 33,
BEING FURTHER DESCRIBED AS:
COMMENCING AT THE W 1/4 CORNER OF SAID SECTION 30, THE
POINT OF BEGINNING;
THENCE N 00°41'00"E, 2193.59 FEET ALONG THE WEST LINE
OF SAID SECTION 30 TO A POINT;
THENCE N 89°47'09"E, 168.75 FEET TO A POINT;
THENCE N 00°41'00"E, 150.00 FEET TO HAYDEN CEMETERY;
THENCE N 89°47'09"E, 553.25 FEET TO A POINT;
THENCE N 00°41'00"E, 265.00 FEET TO STATE HIGHWAY 33 RIGHT-OF-WAY;
THENCE S 89°29'37"E, 1923.25 FEET TO A POINT ON THE EAST
LINE OF THE NW 1/4 OF SECTION 30;
THENCE S 00°35'11"W, 2591.17 FEET TO THE SE CORNER OF THE NW 1/4;
OF SAID SECTION 30;
THENCE S 89°56'01"W, 2649.76 FEET TO THE POINT OF BEGINNING.

CONTAINS 153.24 ACRES MORE OR LESS.

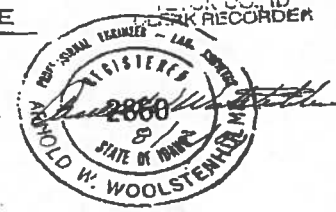
SUBJECT TO 30 FOOT COUNTY ROAD AND UTILITY EASEMENTS ALONG
THE EAST AND WEST PROPERTY BOUNDARIES.

Instrument # 162666

ORIGGS, TETON, IDAHO
2004-08-04 07:59:59 No. of Pages: 1
Recorded for: A W ENGINEERING
NOLAN G. BOYLE Fee: 5.00
Ex-Officio Recorder Deputy
Index to: PROPERTY SURVEYS

SURVEYOR'S CERTIFICATE

I, ARNOLD W. WOOLSTENHULME, BEING A
REGISTERED LAND SURVEYOR / ENGINEER
IN THE STATE OF IDAHO, No. 2860, DO
HEREBY CERTIFY THAT I DID CAUSE THE
SURVEY OF THE TRACT OF LAND AS HEREIN
PLATTED AND DESCRIBED.



RECEIVED
AUG 04 2004

RECORD OF SURVEY

IF THAT THIS PLAT WAS FILED THIS _____ DAY
OF _____, 200____, AT _____

PROPERTY SURVEY

PART OF THE NW 1/4 SECTION 30, TWP. 6N., RNG. 45E., B.M.,
TETON COUNTY, IDAHO

LELAND WIDDISON
1624 WEST 2000 NORTH
REXBURG, IDAHO 83440

AW ENGINEERING
255 South Main P.O. Box 139
Victor, Idaho 83455
(208) 787-2952 aweng@srv.net

PROJECT NO. 2004 - 097

SECTION 30



Idaho Department of Water Resources

SRBA Recommendation:
22-173
(Irrigation)

Legend

Point of Diversion

Place of Use

Townships

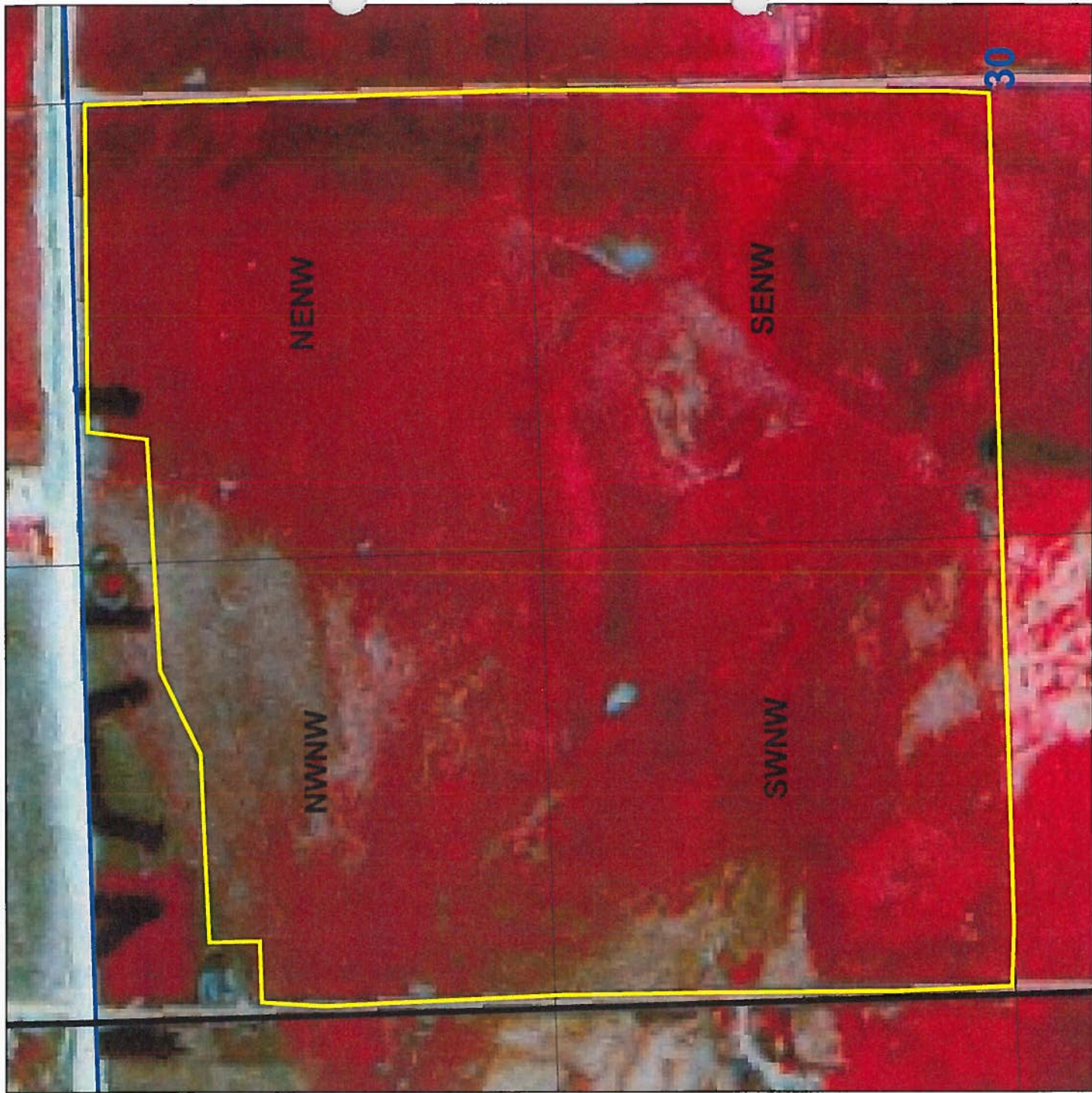
PLS Sections

Quarter Quarters

Teton County
IDWR Basin 22

Prepared by T. Galbraith
On Monday, December 11, 2006
1987/88 Aerial Photography

22-173





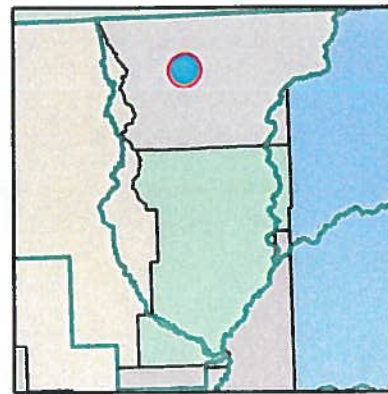
Idaho Department of Water Resources

Adjudication Claim:

22-173

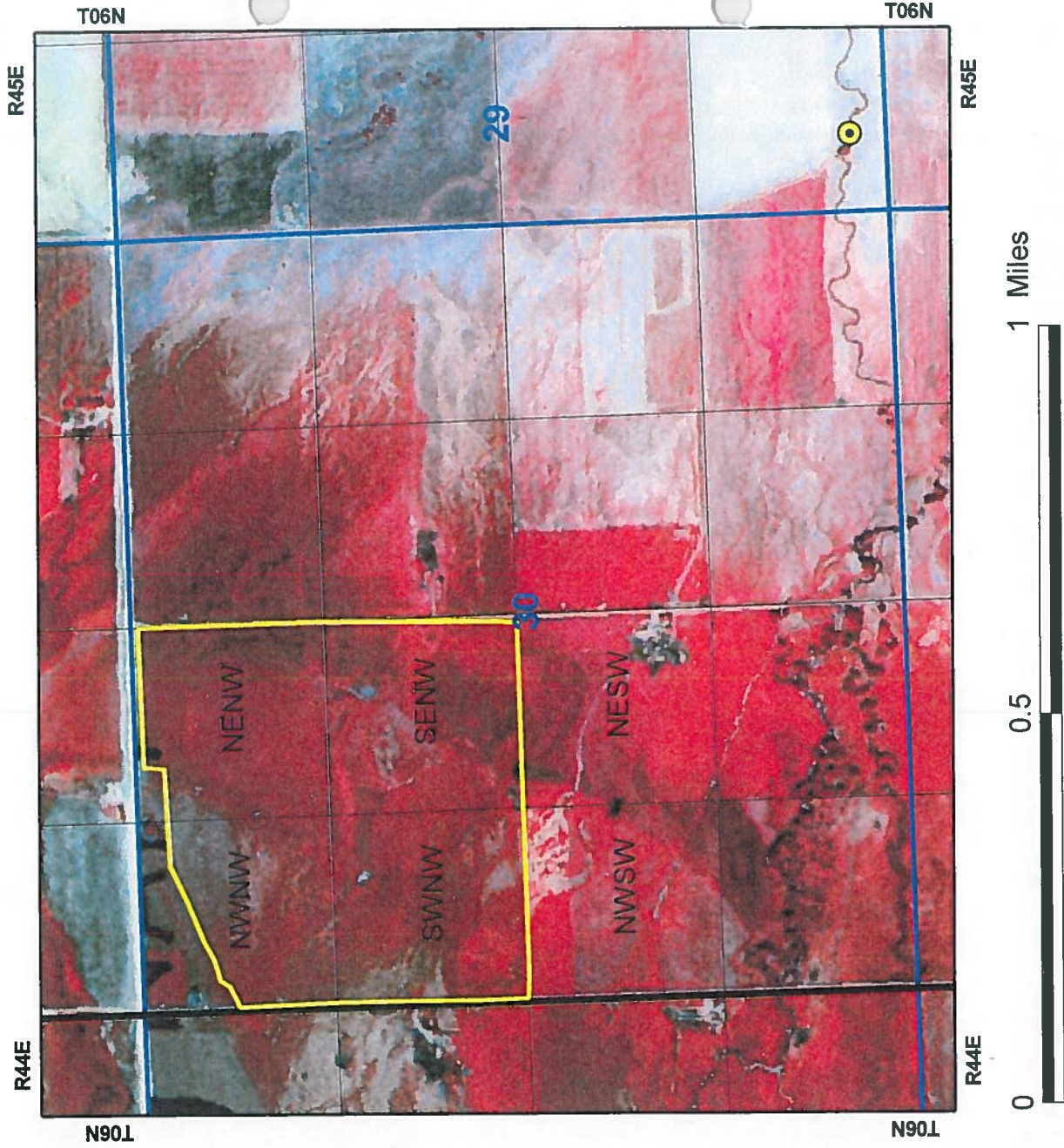
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters

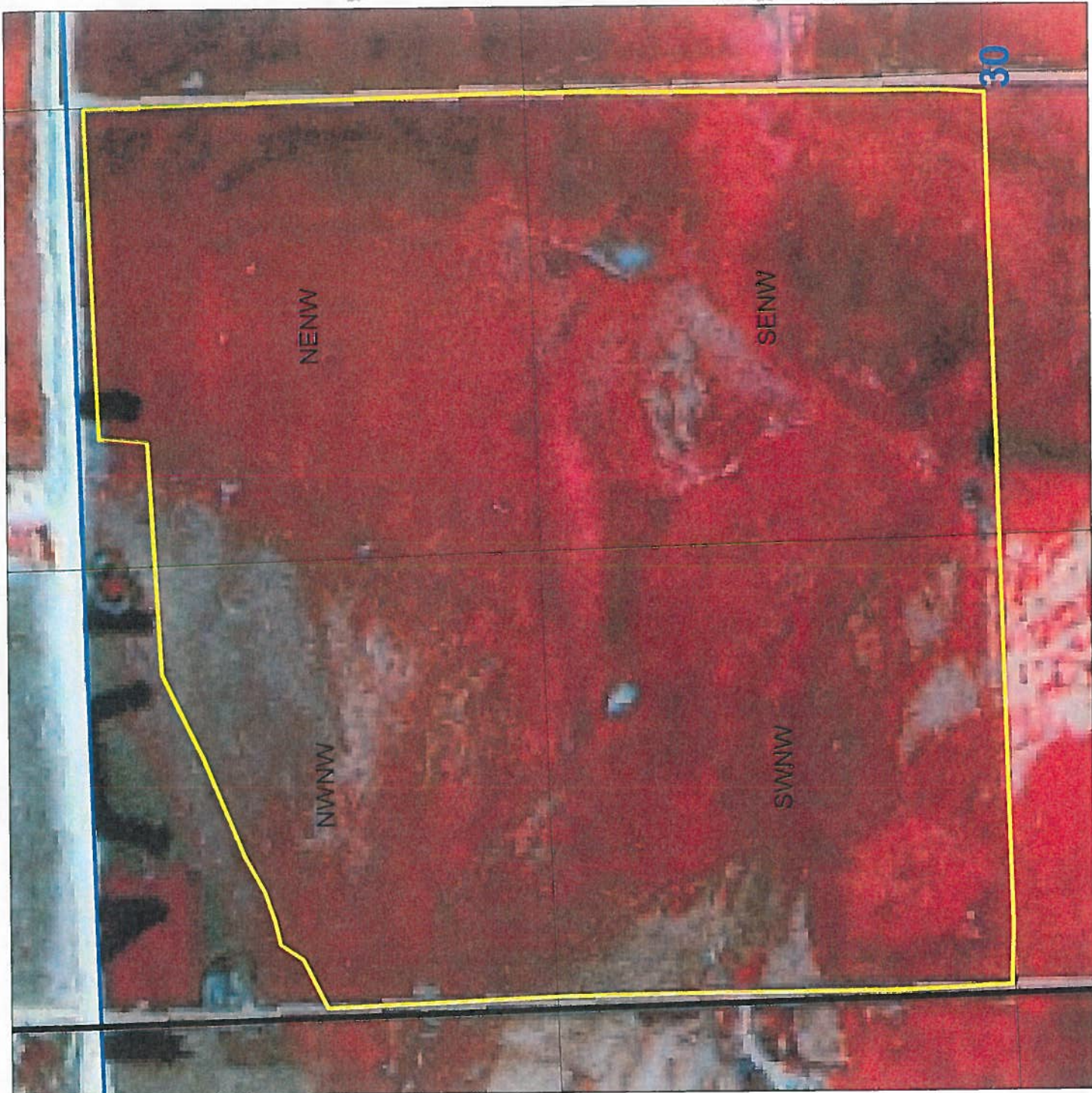


Teton County
IDWR Basin 22

Prepared by D. Carlson
On Friday, September 29, 2006
1987/88 Aerial Photography



22-173





22-276 = 160ac
 AC LIMIT = 120ac
 22-173

Blair Ditch headgate diverts
 out of Spring Creek.

Blair Ditch
 K06 = 120ac



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN IDAHO
July 15, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

STEVE WIDDISON
932 W 14 N
REXBURG ID 83440

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-173

Dear Mr. Widdison:

It has come to our attention that you are one of the representatives of the Beulah Widdison estate in Teton county. The legal description of this property is as follows:

T06N, R45E, S30, NW1/4, 150 acres

Please submit a letter testamentary in order for our department to add you to the water right as a representative of Beulah Widdison.

If you have questions regarding this matter, please call Senior Water Agent Allen Ruberry at 525-7161.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist
Enclosure(s)

cc: Perry Jensen



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN IDAHO
July 15, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

PERRY JENSEN
6698 S SLALOM WAY
WEST JORDAN UT 84084

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-173

Dear Mr. Jensen:

It has come to our attention that you are one of the representatives of the Beulah Widdison estate in Teton county. The legal description of this property is as follows:

T06N, R45E, S30, NW1/4, 150 acres

Please submit a letter testamentary in order for our department to add you to the water right as a representative of Beulah Widdison.

If you have questions regarding this matter, please call Senior Water Agent Allen Ruberry at 525-7161.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist
Enclosure(s)

cc: Steve Widdison

New addresses

phone

Steve Widdison - 356-7105

~~932~~ 932 W 14th N

Rexburg 83440

Perry Jensen

6698 S 5140m Way

West Jordan

84084

7/12/04 Send request for Letter Testimony to ADD
Alamos as Representatives

Maybe
NOT

ENLARG in Chain NEEDED FOR 30ac AND Stockton.

AG will Assoc? or D/S?

Document Checklist

☒ Copy License/Decree

Hexagon & Tetrahedron

- ❑ **Copy Transfer**

☐ Copy Licensing Field Exam☒ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

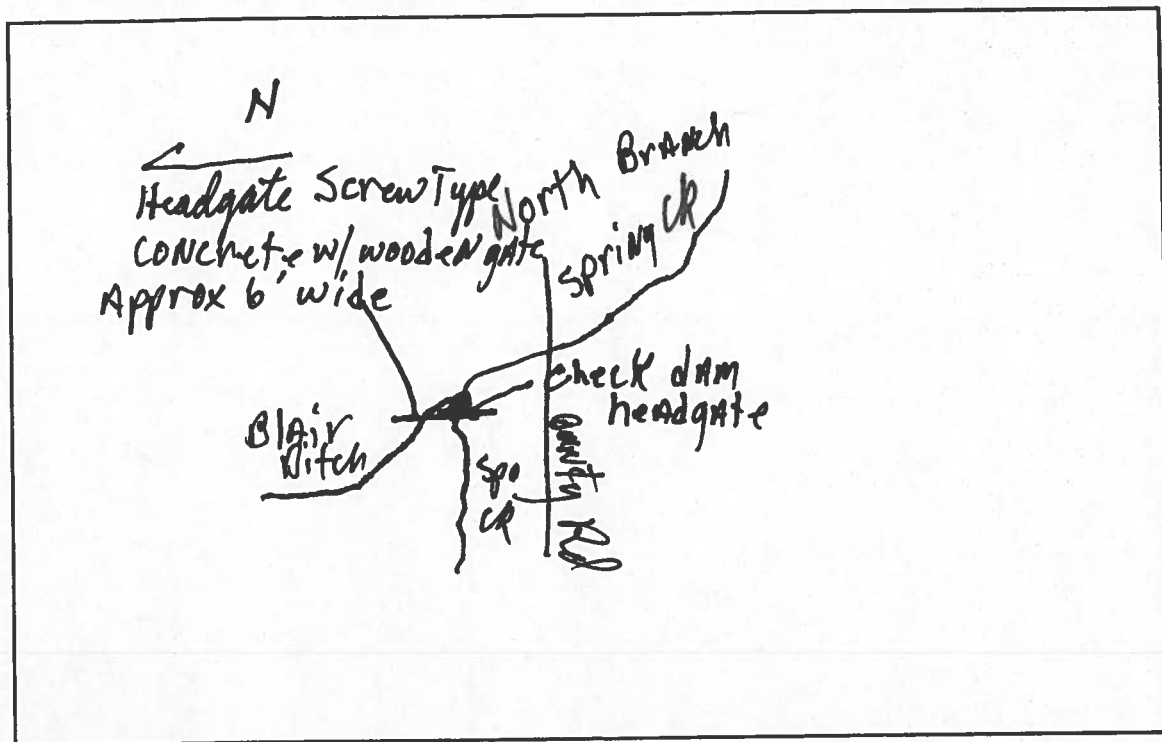
☒ Generate Arcview Map

Claim no. _____

Claimant Contact Log

Date	Remarks	Agent initials
7/2/04	contacted the Steve Widdison home. spoke w/ Steves wife. Leland is in a nursing home. His wife is in Utah. Please send correspondence to: Steve Widdison 932 W 14th N Rexburg, ID 83440	Phone # 208 356 7105
AND	Perry Jensen 6698 South Sinalom Way West Jordan, UT 84084	

Water Right No(s). _____



GPS DATA:

Tag # ADD/3850 Location: headgate frame

Diversion Data:

Source: Spring Creek Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES: Solid diversion structure

Field Exam Date: 7/2/04 Agent: DD

Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

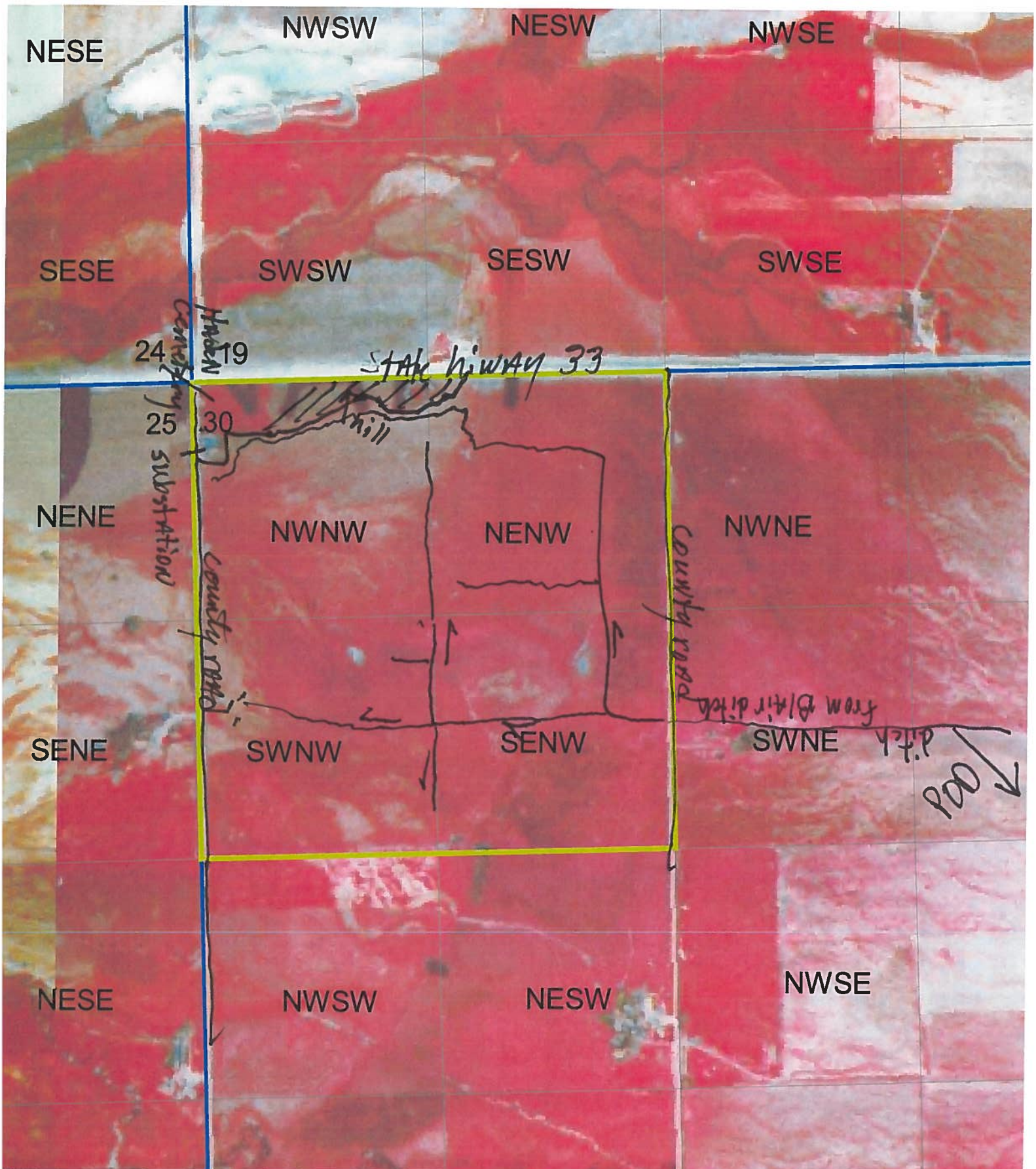
DO
7/2/04 Pasture land except for hillside where cemetery
and substation are located.
Irrigated with series of ditches and dams

Reviewer: _____ Date: _____

101	Waddell, Mrs. L. E.; Sept. 1, 1891; Teton Creek	200
104	Grand Teton Canal Co.; May 1, 1892; Teton Creek (Diverted in Wyoming)	0,380
105	Edlerson, Noah C.; June 1, 1892; Leigh Creek	120
105	Walton, George; June 1, 1892; Paradise Creek	100
105	Gellrup, Carl; June 1, 1892; Darby Creek	160
105	Gibbert, Albert; June 1, 1892; Horse Shoe Creek	120
105	Ricks, Josiah; June 1, 1892; North Leigh Creek	160
105	Siddoway Irrigation & Manufacturing Co.; June 1, 1892; Teton River	384
From July 1st of each year for the balance of the irrigation season		
105	Todd, John; June 1, 1892; Darby Creek	160
105	Todd, Henry M.; June 1, 1892; Darby Creek	200
107	Davidson, L. S.; July 26, 1892; Darby Creek	135
111	Bettis, Alice, and Joseph; May 1, 1893; Trail Creek	80
111	Bigler, Jesse E.; May 1, 1893; Moody Creek	320
To be reduced to 160 inches after June 20th in Each year		
112	Jones, Benjamin; June 1, 1893; Trail Creek	160
112	Thomas, Henry E.; June 1, 1893; no stream proved...	140
112	Wood, Samuel L.; June 1, 1893; Mahogany Creek	60
112	Young, Eva H., widow of Eugene H. Young (deceased); June 1, 1893; Warm Creek	160
112	Gale, Joseph; June 1, 1893; South Leigh and Swamp Creek	100
112	Gordon, S. A.; June 1, 1893; South Leigh Creek	40
112	Eddington, George; June 1, 1893; Teton Creek	160
116	Stephens, N. H.; May 1, 1894; Trail Creek	130
117	Sinclair, D. R.; June 1, 1894; Trail Creek	160
117	Sinclair, D. R., Adminr. Estate of Fred Sinclair (deceased); June 1, 1894; Warm Creek	15
117	Ricks, Alfred; June 1, 1894; Moody Creek	200
To be reduced to 100 inches after June 20th of each year		
117	Ricks, John; June 1, 1894; Trail Creek	100
117	Ricks, Alfred; June 1, 1894; Teton River	51
117	Hatch, Hyrum; June 1, 1894; Trail Creek	10
117	Moffat, John P.; June 1, 1894; Swamps	160
117	Gale, Joseph; June 1, 1894; South Leigh and Swamp Creek	40
11	ristensen, Niels C.; June 1, 1894; Fox Creek	80
11	Mattner, Rudolph; June 1, 1894; Darby Creek	160
117	Ellis, A. J.; June 1, 1894; Darby Creek	160
118	Eynon, L. L.; June 15, 1894; Spring Creek, a tributary of Pine Creek	160
119	Kirtsley, Richard; June 30, 1894; Trail Creek	40
120	Frye, John; July 1, 1894; Trail Creek	160
128	Durney, P. S.; May 15, 1895; Little Warm Creek	20
129	Adams, E. G.; June 1, 1895; no stream proved	60
129	Ashmead, Charles; June 1, 1895; Teton Creek	150
129	Bush, Sarah M.; June 1, 1895; Teton Creek	100
129	Caldwell, Moroni; June 1, 1895; Pack Saddle Creek	150
129	Hermann, C. M.; June 1, 1895; Teton Creek	160
129	Moffat, Mary A.; June 1, 1895; Leigh Creek	80
129	Moffat, Andrew; June 1, 1895; South Leigh Creek and Swamps	80
129	Ingram, Thomas H.; June 1, 1895; Darby Creek	20
129	Lauritzen, John; June 1, 1895; Spring Creek	160
129	Kimball, Archie R.; June 1, 1895; Trail Creek	80
129	Kimball, Archie R.; June 1, 1895; Trail Creek	100

129	Kay, James; June 1, 1895; Trail Creek	140
129	Parker, B. F.; June 1, 1895; Fox Creek	15
129	Nordval, C.; June 1, 1895; Darby Creek	50
131	Spencer, Charles; June 15, 1895; Trail Creek	160
131	Costello, C. A.; June 15, 1895; Pine Creek	40
131	Costello, C. A.; June 15, 1895; Spring Creek	120
132	Tonks, George M.; July 15, 1895; Trail Creek	160
138	Beard, James T.; Apr. 1, 1896; Teton River	200
138	Huskinson, William J.; Apr. 1, 1896; Teton River	20
138	Smith, Albert; Apr. 1, 1896; Trail Creek	120
138	Smith, Albert; Apr. 1, 1896; Little Warm Creek	40
140	Blair, J. J.; May 1, 1896; Spring Creek	120
142	Stahn, Emil A.; May 15, 1896; Spring Creek	130
142	Moulton, Charles; May 15, 1896; Fox Creek	100
142	Moulton, George F.; May 15, 1896; Fox Creek	100
143	Edwards, Andrew; June 1, 1896; Trail Creek	40
143	Blair, Ed. F.; June 1, 1896; Trail Creek	160
143	Avery, Talitha C.; June 1, 1896; Trail Creek	160
143	Allen, Charles A.; June 1, 1896; Trail Creek	160
143	Barnes, Charles W.; June 1, 1896; Trail Creek	100
143	Bush, George W.; June 1, 1896; Fox Creek	40
143	Buxton, John; June 1, 1896; Mahogany Creek	160
143	Buxton, Lucy, Adminr. Estate of Joseph Buxton (deceased); June 1, 1896; Spring Creek	100
143	Crandall, Ira.; June 1, 1896; Darby Creek	100
143	Hamblin, Kate; June 1, 1896; Trail Creek	115
143	Hamblin, Joseph R.; June 1, 1896; Trail Creek	80
143	Greigith, Henry; June 1, 1896; Trail Creek	160
143	Hendrickson, Alvira E.; June 1, 1896; South Leigh Creek	80
143	Hansen, Andrew C.; June 1, 1896; Teton Creek	80
143	Hanks, Harriet A.; June 1, 1896; North Leigh Creek	10
143	Robertson, A. I.; June 1, 1896; Springs on place	10
143	Moffat, John P.; June 1, 1896; Swamps	50
143	Lauritzen, John; June 1, 1896; Pine Creek	80
143	Ricks, Effie E.; June 1, 1896; Trail Creek	160
143	Rice, A. L.; June 1, 1896; Patterson Creek	160
143	Rice, A. L.; June 1, 1896; Patterson Creek	160
143	Peterson, A. L.; June 1, 1896; Darby Creek	160
143	Peterson, Chris; June 1, 1896; Trail Creek	160
143	Humbull, Olive A.; June 1, 1896; Trail Creek	150
143	Stone, Henry J.; June 1, 1896; Fox Creek	160
143	Sherman, William D.; June 1, 1896; Trail Creek	160
143	Walton, Dania; June 1, 1896; Darby Creek	120
143	Victor Town Site; June 1, 1896; Trail Creek	320
143	Van, J. R.; June 1, 1896; Fox Creek	160
143	Taylor, Jackson C.; June 1, 1896; South Leigh Creek	90
143	Letham, John; June 1, 1896; North Leigh Creek	155
143	Murphy, Thomas E.; June 1, 1896; Darby Creek	160
143	Larson, Peter; June 1, 1896; Darby Creek	160
143	Larsen, K. M.; June 1, 1896; Darby Creek	40
143	Larsen, A. C.; June 1, 1896; Darby Creek	20
143	Kimball, R. C., and A. L.; June 1, 1896; Fox Creek	80
143	Johnson, W. R.; June 1, 1896; Trail Creek	96
143	Penfold, Farley; June 1, 1896; Fox Creek	20
143	Paseot, F.; June 1, 1896; Darby Creek	160
144	Paseot, W. R.; June 15, 1896; Darby Creek	160
145	Larson, Andrew; July 1, 1896; Lauritzen Spring	140
145	Frye, John; July 1, 1896; Trail Creek	40
147	Eames, John S.; July 15, 1896; Teton River	35

22-173



IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF FREMONT.

-o-o-o-o-o-o-o-

15

Exburg Irrigation Company, et al, Plaintiffs

vs

Teton Irrigation Canal Company, et al, Defendants

DE C R E E T

This cause coming on to be heard this 16th day of December 1910, the court being fully informed and advised in the premises, and having ordered that judgment be entered in accordance with the report and recommendations of the said Referee, wherefore, by reason of the law and the report and findings of fact and conclusions of law aforesaid,

It is ordered, adjudged and decreed, that the several parties; plaintiffs and defendants herein named, do have judgment respectively for a right to use, for irrigation and other purposes, the following number of inches of water, each fifty inches thereof to be the equivalent of a flow of one cubic foot per second, as prescribed by the law of Idaho, from the waters of the Snake River and its tributaries, situate, in the Counties of Fremont and Bingham, State of Idaho, their properties to date from the time hereinafter named, to-wit:

Blair, J. J., 120 inches, May 1, 1896, Spring Creek.

It is further ordered, adjudged and decreed that the above named and described tracts of the right to use the waters of Snake River and its tributaries, respectively, are declared to be appurtenant to and are awarded for the purposes of irrigating the following described lands of the respective claimants to-wit:

Blair, J. J., $E\frac{1}{2}$ of $NW\frac{1}{4}$ and Lots 1 and 2 of Sec. 30, T. 6 N., R. 45 E.,

B. M., containing 120 acres. (Evidently the acreage is a mistake)

Signed: J. M. Stevens, District Judge.

Recorded in Book 11 of Judgments, page 1 of the records of
Teton County, State of Idaho.

-o-o-o-o-o-o-o-

MICROFILMED

NOV 04 1992

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 22-173
Date Received: 10/18/1988
Receipt No: E003244
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

OWEN MOULTON Phone: (208)456-2368
PO BOX 149
DRIGGS ID USA 83422

BARBARA MOULTON Phone: (208)456-2368
PO BOX 149
DRIGGS ID USA 83422

2. Date of Priority: 05/01/1896

3. Source: SPRING CREEK NORTH FORK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	45E	29	SW SW	TETON	

5. Description of diverting works:

HEADGATE TO DITHCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	2.4	
STOCKWATER	4/15	10/15	0.03	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	30	NE	NW	IRRIGATION	38
			NW	NW	1 IRRIGATION	35
			SW	NW	2 IRRIGATION	38
			SE	NW	IRRIGATION	39
			NE	NW	STOCKWATER	
			NW	NW	1 STOCKWATER	
			SW	NW	2 STOCKWATER	
			SE	NW	STOCKWATER	
					Section Acres	150
					Total Acres	150

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks: OWNERSHIP CHANGED 9/14/2005 KMJ

15. Basis of Claim: Decreed

OK JC
9-6-05

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

RECEIVED

AUG 11 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Post Office Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List ~~just the~~ adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
~~22-173~~	<u>22-173</u>				
<u>22-16542</u>					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25 -

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Leland and Beulah Widdison

1624 W. 2000 N.

4. New Owner/Claimant(s)

Rexburg, ID. 83440

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

New Mailing Address

Owen and/or Barbara Moulton

City, State and ZIP Code

PO Box 149 Driggs, ID. 83422

New Telephone Number

(208) 456-2368

5. Date you acquired the property

08/06/04

Ownership
Camp Leland Widdison
9/14/05

6N45E

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) Barbara Moulton

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by JK Date 8-11-04 Fee 825-
 Received by JK Date 8-11-04 Receipt No. E030129
 Processed by _____ AJ Date _____ WR _____ Date _____

After Recording Return to:

Farm Credit Services - Rexburg
217 North Second East
PO Box 157
Rexburg, ID 83440

Customer/Note No: 48843 - 441

Mortgage

COPY

On August 4, 2004, Owen D. Moulton and Barbara Moulton, husband and wife, hereinafter called Mortgagors, whose address is

527 N Highway 33
Box 149
Driggs, ID 83422

grant, convey, warrant, transfer and assign to Northwest Farm Credit Services, FLCA, a corporation organized under the Farm Credit Act of 1971, as amended, hereinafter called Mortgagee, whose address is 1700 South Assembly Street, P.O. Box 2515, Spokane, Washington 99220-2515, a mortgage and security interest in property in Teton County(ies), State of Idaho, more particularly described as follows:

Township 6 N, Rng. 45 E. B. M. Teton County, Idaho.

Section 30: Commencing at the W1/4 corner of said Section 30, the point of beginning: thence N 00°41'00" E, 2193.59 feet along the West line of said Section 30 to a point; thence N 89°47'09" E, 168.75 feet to a point; thence N 00°41'00" E, 150.00 feet to Hayden Cemetery; thence N 89°47'09" E, 553.25 feet to a point; thence N 00°41'00" E, 265.00 feet to State Highway 33 right-of-way; thence S 89°29'37" E, 1923.25 feet to a point on the East line of the NW1/4 of Section 30; thence S 00°35'11" W, 2591.17 feet to the SE corner of NW1/4; thence S 89°56'01" W, 2649.78 feet to the point of beginning.

LESS AND EXCEPTING THEREFROM the existing country road right-of-way along the East and West property boundaries of the above described property.

and including all rents, issues, profits, buildings and improvements thereon and in all tenements, hereditaments, rights, privileges, easements, rights of way and appurtenances, (including without limitation private roads, grazing privileges, water rights, ditches and conduits and rights of way therefor, all plumbing, lighting, heating, cooling, ventilating, elevating, and irrigating apparatus and other equipment and fixtures, now or hereafter belonging to or used in connection therewith), all of which is hereinafter called the "Property."

The following described Note(s), Membership Agreements, security documents and any other documents or instruments signed in connection with the Note(s) and security documents and any amendments thereto are collectively called the "Loan Documents." "Advances" shall include any amounts provided to Mortgagor under the terms of the Loan Documents and any amounts expended by Mortgagee to protect the Property or enforce its rights under the Loan Documents. This conveyance is intended to secure performance of the covenants and agreements contained herein, and in any Loan Documents, and payment of the indebtedness under the terms of the Note(s) made by Mortgagors to the order of Mortgagee, with interest and charges as provided therein and in the Loan Documents, and any extensions, modifications or renewals thereof:

DATE OF NOTE	PRINCIPAL AMOUNT	FINAL INSTALLMENT DATE
August 4, 2004	\$250,000.00	January 1, 2019

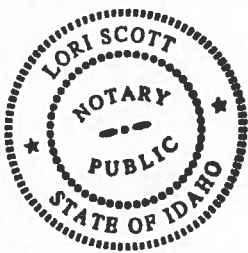
The terms of the Note(s) and Loan Documents, described above, provide that the interest rate, payment terms or amounts due may be indexed, adjusted, renewed or renegotiated.

Mortgagors and each of them REPRESENT, WARRANT, COVENANT and AGREE:

1. That they have title to the Property free from encumbrances, except as described above, they have good right and lawful authority to convey and encumber the same; they will warrant and defend the same forever against the lawful claims and demands of all persons whomsoever; and they agree this covenant shall not be extinguished by foreclosure or other transfers. Mortgagor authorizes Mortgagee to file a financing statement and any continuations thereof, describing any personal property or fixtures described herein, without further signature by Mortgagor.
2. To keep all buildings and other improvements, now or hereafter existing, in good repair, not to remove or demolish or permit the removal or demolition of any building or other improvement; to restore promptly in a good and workmanlike

STATE OF Idaho)
County of Teton)ss.

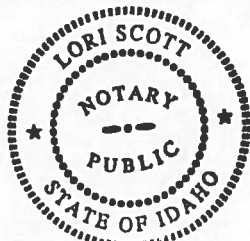
On this 4th day of August, 2004, before me personally appeared Owen D. Moulton, to me known to be the person(s) described in and who executed the within instrument, and acknowledged that he/she executed the same as his/her free act and deed.



Lori Scott
Printed name Lori Scott
Notary Public for the State of Idaho
Residing at Idaho Falls, ID
My commission expires October 26, 2004

STATE OF Idaho)
County of Teton)ss.

On this 4th day of August, 2004, before me personally appeared Barbara Moulton, to me known to be the person(s) described in and who executed the within instrument, and acknowledged that he/she executed the same as his/her free act and deed.



Lori Scott
Printed name Lori Scott
Notary Public for the State of Idaho
Residing at Idaho Falls, ID
My commission expires October 26, 2004

Mortgagee acknowledges that this mortgage is subject to a security interest in favor of CoBank, ACB (Bank) and by its acceptance hereof and pursuant to and in confirmation of certain agreements and assignments by and between Mortgagee and Bank, does assign, transfer and set over the same unto Bank, its successors and assigns, to secure all obligations of Mortgagee to Bank, provided that pursuant to such agreements and assignments Mortgagee has authority to perform all loan servicing and collection actions and activities hereunder, including, without limitation thereto, releasing in whole or in part and foreclosing judicially or otherwise this mortgage until the Bank, by instrument recorded in the office in which this mortgage is recorded, revokes such authority.

PAUSE OF BREATHING
MAY 4 1961 5:30 PM
C 40-30137-1

N 1/4 CORNER SECTION 30
FOUNTAIN ROAD PIN
111 P. 1111 X 111
INST. 1111 1111 1111 1111

NE CORNER SECTION 30
FOURTH EIGHTY FOUR
1 P P R INDEX
IN TRIMINI #44005

S 00°35'11"W 259117'

ENCROACHMENT AREA 242 ACRES

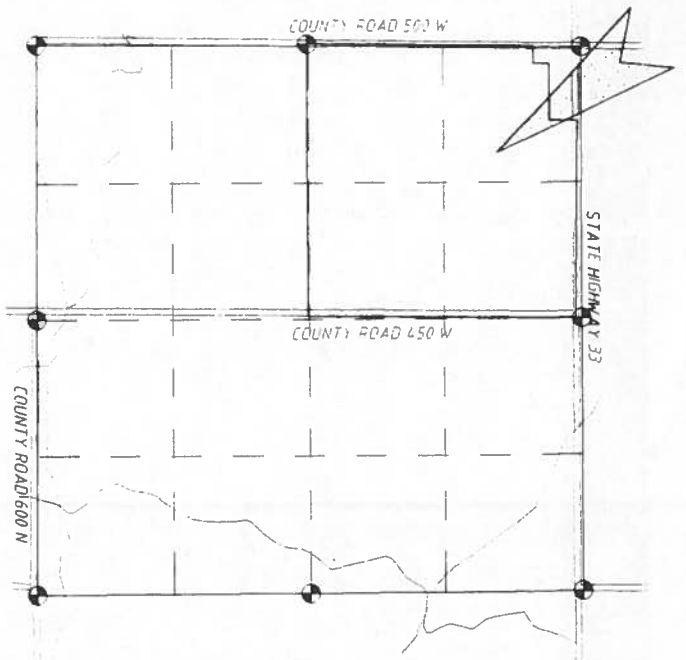
30 FOOT ROAD AND
UTILITY EASEMENT

SCALE 1" = 300'

WIDDISON PROPERTY

00:51 OF THE NW 1/4 SECTION 30, T4P 6N, R16E, 4SE, B1M,
 JEFFERSON COUNTY, IDAHO, EXCEPT HAYDEN CEMETERY AND HWY 33,
 BEGINNING FURTHER DESCRIBED AS
 COMMENCING AT THE W 1/4 CORNER OF SAID SECTION 30, THE
 POINT OF BEGINNING,
 THENCE N 00°41'00" E, 2193.59 FEET ALONG THE WEST LINE
 OF SAID SECTION 30 TO A POINT
 THENCE N 89°42'09" E, 168.75 FEET TO A POINT
 THENCE N 00°41'00" E, 150.00 FEET TO HAYDEN CEMETERY
 THENCE N 89°42'09" E, 553.25 FEET TO A POINT
 THENCE N 00°41'00" E, 765.00 FEET TO STATE HIGHWAY 33 RIGHT-OF-WAY
 THENCE S 89°42'09" E, 76.82 FEET TO A POINT ON THE EAST
 LINE OF THE NW 1/4 OF T4P 6N
 THENCE S 00°23'11" W, 369.17 FEET TO THE S4 CORNER OF THE NW 1/4,
 OF SAID SECTION 30
 THENCE S 89°36'01" W, 64.97 FEET TO THE POINT OF BEGINNING.

SECTION 30, TWP 6N, RNG 45E, BM
TETON COUNTY, IDAHO



07:59
7004-08-04

Recorded for A W ENGINEERING

Fee 5.00

LEADING INDICATORS FOR PROPERTY SURVEYS

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: A22-00173
Date Received: 10/18/1988
Receipt No: E003244
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LELAND WIDDISON 208-356-6538
Address: 1624 W 2000 N
REXBURG, ID 83440
AND/OR
Name: BEULAH WIDDISON 208-356-6538
Address: 1624 W 2000 N
REXBURG, ID 83440

2. Date of Priority: MAY 01, 1896

3. Source: SPRING CREEK, NORTH FORK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	29	SW	SW			TETON

5. Description of diverting works:
HEADGATE TO DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.400		
STOCKWATER	04/15	10/15	0.030		

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

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 100 CATTLE

A22-00173

Page

1

Date: 10/18/88

A2200173



MICROFILMED

NOV 04 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	45E	30	NE		NW		IRR	38.0
			NE		NW		STOCK	
			NW		NW	1	IRR	35.0
			NW		NW	1	STOCK	
			SW		NW	2	IRR	38.0
			SW		NW	2	STOCK	
			SE		NW		IRR	39.0
			SE		NW		STOCK	
			Section Acres					150.0
			Total Acres					150.0

11. Place of use in counties: TETON

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: DECREED
Case Number:
Court : 6TH
Decree date: 12/16/1910

REXBURG IRR. CO. ET AL.
Decree Plaintiff

vs

TETON IRR. CANAL CO.
Decree Defendant

16. Signature(s)

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

Number of attachments: -2

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): Leland Williams Date: 10-18-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of October 19 88.

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6-94

