

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: A37-13336

Date Received: 12/ 5/1989

Receipt No: C013267

Received By: *address change*
HB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELIZABETH M POWERS 208-366-2802
Address: PO BOX 1239
GLENN'S FERRY ID 83623
AND
Name: FRANKLIN POWERS 208-366-2802
Address: PO BOX 1239
GLENN'S FERRY ID 83623

2. Date of Priority: JUN 10, 1920

3. Source: SPRING Trib. to: CLOVER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	11E	9	NW	NE	SE		ELMORE

5. Description of diverting works:
OVERFLOW FROM BOX IN SPRING

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE

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NOV 29 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	11E	9	NE	SE		STOCK	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CHANGE MADE 6/13/95 BY TLB.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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RECEIVED

FEB - 5 2001

Department of Water Resources

all records changed 2-6-01.

Franklin Powers Water Right Claims

<u>Water Right No.</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Source List</u>	<u>Water Use List</u>
37 13335	Beneficial Use	7/15/44	0.05	GROUND WATER	DOMESTIC, STOCKWATER
37 13336	Beneficial Use	6/10/20	0.05	SPRING	STOCKWATER
61 2065	License	8/1/22	1.5	KING HILL CREEK	IRRIGATION
61 2222	License	7/18/55	1.08	KING HILL CREEK	IRRIGATION
61 10239	Beneficial Use	7/18/50	0.13	GROUND WATER	DOMESTIC, STOCKWATER
61 10241	Beneficial Use	7/18/20	0.09	KING HILL CREEK	DOMESTIC, STOCKWATER
61 10600	Beneficial Use	1/1/41	0.24	GROUND WATER	DOMESTIC, STOCKWATER
61 10601	Beneficial Use	1/30/41	0.24	GROUND WATER	DOMESTIC, STOCKWATER
61 10602	Beneficial Use	1/1/41	0.24	GROUND WATER	DOMESTIC, STOCKWATER
61 10603	Beneficial Use	1/1/41	0.23	SPRINGS	STOCKWATER
61 11903	Beneficial Use	3/15/80	0.68	KING HILL CREEK	IRRIGATION
74 1583	Decreed	1887-08-17	1.31	LEMHI RIVER	IRRIGATION
74 1584	Decreed	1887-08-17	0.73	LEMHI RIVER	IRRIGATION
74 1586	Decreed	1886-05-21	1.18	LEMHI BIG SPRING CREEK	IRRIGATION
74 1590	Decreed	1886-05-21	0.54	LEMHI BIG SPRING CREEK	IRRIGATION
74 1591	Decreed	1886-05-21	2.3	LEMHI BIG SPRING CREEK	IRRIGATION

all probably decreed in SCSA.

Records changed 2-6-01.

Jack Powers
 Franklin Powers
 Franklin Jack Powers
 Franklin J. Powers

one person -

Elizabeth M. Powers
 Elizabeth Powers
 Betty Powers

one person -

address as of 2000
 3154 S CRABAPPLE LANE
 BOISE, ID. 83706

Husband & wife - own
 property in
 Elmore County
 and
 Lemhi County
 in Idaho with water
 rights -



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 1, 2001

Franklin and Elizabeth Powers
3154 S. Crabapple Ln.
Boise, ID 83706-6813

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

Dear Mr. and Mrs. Powers:

Thank you for notifying us your address has changed. Before we can modify our records to reflect the address change, we need your help.

I discovered claims under the name of Franklin Powers and Franklin J. Powers. Noticing your return mail label was Jack and Betty Powers, the J. made sense. I found claims in Elmore County and Lemhi County.

Before I change any record, please verify the claims on the enclosed Excel spreadsheet are yours. A simple note on the spreadsheet and then returned to me in the enclosed postage-paid envelope would be fine.

Please call me at 327-7862 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Sally'.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Excel Spreadsheet

POWERS RANCH
JACK AND BETTY POWERS
3154 S CRABAPPLE LANE
BOISE, ID 83706



USA
33

JAN 24 AM 10:28

DISTRICT COURT-SENIOR
(JAMES L. LEE, CLERK)
FILED

State of Idaho District Court
Snake River Basin Ccdj.
PO Box 2707

Twin Falls, ID 83303-2707
83303+2707



Change of address:

OLD

ELIZABETH M POWERS
FRANKLIN POWERS
PO Box 1239
GLENN'S FERRY ID 83623

to

NEW

ELIZABETH M POWERS
FRANKLIN POWERS
3154 S CRABAPPLE LANE
BOISE, ID 83706-6813

RECEIVED

JAN 24 1997

Department of Water Resources

Thank you!

Elizabeth Powers

1/22/01

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-21

RIGHT NUMBER: 37-13336

NAME & ADDRESS: FRANKLIN POWERS
ELIZABETH M POWERS
PO BOX 1239
GLENNS FERRY ID 83623

SOURCE: SPRING TRIBUTARY: CLOVER CREEK

QUANTITY: 0.05 CFS

PRIORITY DATE: 06/10/1920

POINT OF DIVERSION: T05S R11E S09 NWNESE Within ELMORE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STOCKWATER, 200 HEAD CA	01-01 12-31	0.05 CFS

PLACE OF USE: STOCKWATER Within ELMORE County
T05S R11E S09 NESE

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

ADDRESS CHANGE MADE 6/13/95 BY TLB.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP05S11E097210

Verified by *D. Smith* Date: *6-11-98*
Verification Source: *SRBA GIS*

AJ0749NP
No. R37-13336

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

DATE: 08/18/98
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANKLIN POWERS	06/10/1920	STOCKWATER	01-01 12-31	0.05 CFS	
C	ELIZABETH M POWERS					
	PO BOX 1239					
	GLENNS FERRY ID 83623					
	(208) 366-2802					
	Water Source: SPRING		Tributary to: CLOVER CREEK			Stage: BENEFICIAL USE
	Point(s) of Diversion: -	T05S R11E S09	NWNESE			ELMORE 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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
05S	11E	9	:	:	:	S
	POU County: ELMORE					
	Other Rights: NONE					

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 200 HEAD CATTLE
PARCEL NO. RP 05S11E097210

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/18/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
ADDRESS CHANGE MADE 6/13/95 BY TLB.

Audit: 08/18/98 SEGBERT

OK
K/KC
2-8-99



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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

JUNE 13, 1995

FRANKLIN & ELIZABETH POWERS
PO BOX 1239
GLENN'S FERRY, ID 83623

RE: SRBA CLAIM A37-13335 & A37-13336

NOTICE OF ADDRESS CHANGE

DEAR CLAIMANTS:

IDWR HAS RECEIVED YOUR NOTICE OF THE CHANGE OF ADDRESS OF THE
WATER RIGHT CLAIMS REFERENCED ABOVE. OUR RECORDS HAVE BEEN CHANGED
ACCORDINGLY.

IF YOU SOLD THE PROPERTY, PLEASE CONTACT THIS OFFICE AT
208-736-3033.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB

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NOV 29 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

JUN 08 1995

Department of Water Resources

June 5, 1995

FRANKLIN AND ELIZABETH POWERS
PO BOX 1239
GLENNS FERRY ID 83623

RE: Snake River Basin Adjudication (SRBA)
Amended Notices of Claim #A37-13335 & #A37-13336

Dear Mr. and Mrs. Powers:

This letter is a follow-up to my March 27, 1995, letter in which I sent you for your signature Amended Notices of Claim #A37-13335 & #A37-13336. Before we can modify our records to reflect your Glenns Ferry address, we need either the Amended Notices of Claim returned, signed and notarized, or we need the enclosed change in address form completed and returned.

Without one of the above actions, all future notices concerning the Snake River Basin Adjudication (SRBA) and your water right claims, will continue to be sent to your former address in Leadore.

Please return the document(s) to me at this address and contact me at 208/327-7862 if you have any questions.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region:state:tf
Enclosure:

Change in Address Form

MICROFILMED
NOV 29 1996

Y. 1

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED
JUN 08 1995
Department of Water Resources

[] Water Right Number(s): A37-13335
A37-13336

[] Old Mailing Address: PO Box 203
LEADORE, ID 83464

[] New Mailing Address: PO Box 1239
GLENNS FERRY, ID 83822

Telephone Number: (208) 366-2802

[] Signature of Claimant: X *Frank Jackson*
Elizabeth Powers

Date: 6-6-95

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST
REGION OFFICE:

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082
(208) 334-2190

IDWR SOUTHERN REGION
222 SHOSHONE ST EAST
TWIN FALLS ID 83301-6602
(208) 736-3033

IDWR EASTERN REGION
900 N SKYLINE
IDAHO FALLS ID 83402-3653
(208) 525-7161

IDWR NORTHERN REGION
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814-2615
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY _____

DATE _____

MICROFILMED
NOV 29 1996



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 27, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

FRANKLIN AND ELIZABETH POWERS
PO BOX 1239 *- address from their return label.*
GLENN'S FERRY ID 83623

RE: Snake River Basin Adjudication (SRBA)
Amended Notices of Claim #A37-13335 & A37-13336

Dear Mr. and Mrs. Powers:

Thank you for sending me modified copies of Notices of Claim A37-13335 and A37-13336 with your Warranty Deed copy. I'm returning these copies as you asked in your letter. I have made the changes as you wrote them on your claim copies. During my telephone conversation with Mrs. Powers, I understood her to say your address also should be Glenn's Ferry instead of Leadore, Idaho. Therefore, I also modified your Notices of Claim to reflect your present Glenn's Ferry address. If you want your telephone number shown, please write it on the Amended Notices of Claim, and initial the addition.

Mrs. Powers also asked in her note if the date received should be the date the property changed from the Wildes to you. December 5, 1989 is the date the Notices of Claim were filed originally. This date does not change.

I have enclosed copies of Amended Notices of Claim A37-13335 and A37-13336. If you believe the description of your water right should have other changes, please make the correction and initial the change.

Please sign the enclosed Amended Notices of Claim #A37-13335 and A37-13336, have your signatures notarized and return the forms to my attention. You may want to make a photocopy of the signed claims before returning the originals to this office.

Please contact me at 208/327-7862 if you have any questions.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region:tf
Enclosures:

Amended Notices of Claim A37-13335 and A37-13336
Returned Warranty Deed Copy
Returned Copies of Notices of Claim A37-13335 and A37-13336

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NOV 29 1996

AJ0743NP
(0D-124)

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

06/01/95 16:09:02
Page 1

Water Right Number - A37-13336

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

POWERS

ELIZABETH M

1 - PO BOX 1239

2 -

3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-000-0000

POWERS

FRANKLIN

1 - PO BOX 1239

2 -

3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

WILDE

CINDI

1 - RT. 1

2 -

3 -

City- KING HILL

State- ID Zip- 83633

Phone - 208-366-2904

WILDE

JAY

1 - RT. 1

2 -

3 -

City- KING HILL

State- ID Zip- 83633

Phone - 208-366-2904

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
06/10/1920 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SPRING CLOVER CREEK

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
05S 11E 9 NW NE SE (39) ELMORE

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.050

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.050 0.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
05S 11E 9 NE SE 04 STOCKWATER (39) ELMORE

Total Acres:

+ - - Diversion Means - OVERFLOW FROM BOX IN SPRING

NOV 29 1996
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Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use - STOCKWATER, 200 HEAD 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.
```

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

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

No Comments Found

+ - - Audit Fields - - +
06/01/95 SSHERMAN

+ - - - - - 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 | - | 12/05/1989 | Last Amended Date | - | 03/27/1995 | Temporary Right | - | T |
| | | | Receipt Number | - | C013267 | Water District | - | |
| | | | POU Ownership Flag | - | Y | Federal/State Indicator | - | S |
| | | | Name Connector | - | AND | Presumption Flag | - | |
| | | | | | | Notice of Error Flag | - | |

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NOV 29 1996

Lallie,

RECEIVED

MAR 23 1995

Department of Water Resources

Enclosed you will find the copy
of warranty deed from Wildes
to us.

On page 2 the corrections
are indicated and initialed
as you asked.

On page 1 under date
received it states 12-5-1989.
Is that correct? It would
seem to me that it should
reflect the date it changed
from Wildes to us and in
that case it would be
a 1995 date. Please
check on this for me.

Please return the copy of
the deed to me and the copies of the right.
Thank you.

Elizabeth Power

3-22-95

A37-13335

A37-13336

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RECEIVED

MAR 23 1995

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: A37-13336

Date Received: 12/ 5/1989

Receipt No: C013267

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: FRANKLIN POWERS 208-768-2671
Address: PO BOX 203
LEADORE ID 83464

AND

Name: ELIZABETH M POWERS 208-768-2671
Address: PO BOX 203
LEADORE ID 83464

2. Date of Priority: JUN 10, 1920

3. Source: SPRING Trib. to: CLOVER CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05S | 11E | 9 | NW | NE | SE | | ELMORE |

5. Description of diverting works:
OVERFLOW FROM BOX IN SPRING

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE

MICROFILMED
NOV 29 1996

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 05S | 11E | 9 | NE | SE | | STOCK | |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? ~~NO~~ *delete -- change*

13. Other Water Rights Used:
NONE

EMP
7/1/95
to YES

14. Remarks:

~~PRESENTLY LEASING THE LAND, PLANNING ON PURCHASING THE PROPERTY
FROM LIZ GLUCH.~~ *delete*

EMP

15. Basis of Claim: BENEFICIAL USE

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NOV 29 1996

RECEIVED

MAR 23 1995

Certified to be a true and
correct copy of the original
Guaranty Title Inc.

By SL

WARRANTY DEED

Department of Water Resources

For Value Received, JAY WILDE and CYNTHIA WILDE, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto FRANKLIN JACK POWERS and ELIZABETH M. POWERS, husband and wife, whose current address is P.O. Box 203, Leadore, Idaho, 83464, the grantees, and to grantees' heirs and assigns forever, all of the following described real property located in Elmore County, Idaho:

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 9: E1/2SE1/4

Section 10: SW1/4SW1/4, SE1/4SW1/4, SW1/4SE1/4
SAVE AND EXCEPT a portion of the SW1/4SE1/4,
described as follows:

Commencing at the Southeast corner, Section 10, Township 5 South, Range 11 East, B.M.; thence North 0°05'22" East 1318.68 feet along the East boundary of said Section 10; thence North 89°47'10" West 1319.36 feet to the Northeast corner of the SE1/4SE1/4 of said Section 10, said point being the REAL POINT OF BEGINNING; thence North 89°47'10" West 330.00 feet along the Northerly boundary of the SW1/4SE1/4 of said Section 10; thence South 0°11'14" West 660.00 feet along a line parallel to the Easterly boundary of the SW1/4SE1/4 of said Section 10; thence South 89°47'10" East 330.00 feet along a line parallel to the Northerly boundary of the SW1/4SE1/4 of said Section 10; thence North 0°11'14" East 660.00 feet along the Easterly boundary of the SW1/4SE1/4 of said Section 10 to the REAL POINT OF BEGINNING.

Section 15: E1/2NW1/4, SW1/4NW1/4, SAVE AND EXCEPT a parcel of land located in the NW1/4 Section 15, T5S, R11E, B.M., Elmore County, Idaho more particularly described as follows:

Beginning at the Southwest corner of said NW1/4, also being the REAL POINT OF BEGINNING;

WARRANTY DEED - Page 1

121114.43

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NOV 29 1996

A37-13335

A37-13336

thence along the westerly boundary of said NW1/4 N00° 18'00"W 683.12 feet; thence S45° 44'17"E 983.83 feet to a point on the southerly boundary of said NW1/4; thence along the southerly boundary of said NW1/4 N89° 42'36"W 701.01 feet to the REAL POINT OF BEGINNING.

The above described parcel of land is subject to a public road rights-of-way which affects the westerly 25 feet.

TOGETHER WITH all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto (conveying hereby 310 acres more or less).

SUBJECT TO:

- a. Easements and rights-of-way of record;
- b. Mortgage granted by Franklin Jack Powers and Elizabeth M. Powers, husband and wife, as mortgagors, to Jay Wilde and Cynthia Wilde, husband and wife, as mortgagees, dated January 18, 1995, and securing the original principal sum of \$ 138,819.83.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant and warrant to and with the said Grantees that they are the owners in fee simple of said real property; that they hereby convey good and marketable title to the same; that the property is free from all liens and encumbrances, except as set out above, and that Grantors will forever warrant and defend the same and Grantees' (and their heirs' and assigns') quiet and peaceable possession of said premises from all lawful claims whatsoever.

A37-13335
A37-13336

MICROFILMED
NOV 23 1996

IN WITNESS WHEREOF, Grantors have hereunto subscribed
their names to this instrument this 18th day of January, 1995.

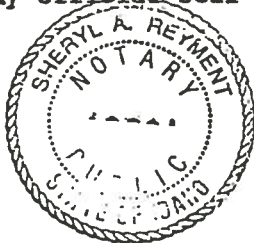
Jay Wilde
Jay Wilde

Cynthia Wilde
Cynthia Wilde

STATE OF IDAHO)
)ss
County of Elmore)

On this 18th day of January, 1995, before me, the undersigned Notary Public in and for said State, personally appeared JAY WILDE and CYNTHIA WILDE, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



(SEAL)

Sheryl A. Reymont
NOTARY PUBLIC - STATE OF IDAHO
Residing at: MOUNTAIN HOME
My commission expires: 12-27-99

ELMORE COUNTY, IDAHO ss
Request of

284955

GUARANTY TITLE, INC.

Time 2:50 PM
Date January 19, 1995
Book Page

DOLORES ROBISON

Recorder

By Mark A. Becker
Deputy

Fee 9.00

WARRANTY DEED - Page 3
821114.dja

A37-13336
A37-13335

MICROFILMED
NOV 29 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: A37-13336
Date Received: 12/ 5/1989
Receipt No: C013267
Received By: _____

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

1. Name: ELIZABETH M POWERS 208-768-2671
Address: PO BOX 203
LEADORE ID 83464
AND
Name: FRANKLIN POWERS 208-768-2671
Address: PO BOX 203
LEADORE ID 83464

2. Date of Priority: JUN 10, 1920

3. Source: SPRING Trib. to: CLOVER CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05S | 11E | 9 | NW | NE | SE | | ELMORE |

5. Description of diverting works:
OVERFLOW FROM BOX IN SPRING

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE

MICROFILMED
NOV 29 1996

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 05S | 11E | 9 | NE | SE | | STOCK | |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

PRESENTLY LEASING THE LAND, PLANNING ON PURCHASING THE PROPERTY FROM LIZ GLUCH.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: January 18, 1995

LEGAL DESCRIPTION OF PROPERTY: Township T5S Range R11E
Section '9 & '10 1/4 of 1/4 of 1/4 Govt. Lot , BM.

Lot , Block , Subdivision/Townsite .

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

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

☐ Water Right Number(s)
Assigned by IDWR: A37-13335, A37-13336

☒ Name and Address of Former Owner/Claimant(s)(Seller): JAY WILDE & CYNTHIA WILDE
RR1

☒ New Owner/Claimant (Purchaser): KING HILL, ID 83633
FRANKLIN POWERS & ELIZABETH M. POWERS

☐ New Mailing Address: PO Box 203
LEADORE, ID 83464

☐ New Telephone Number: (208) 768-2671

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: _____

(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): Franklin Powers Date _____

Elizabeth M. Powers Date 1-18-95

☐ Signature of Former Owner/Claimant(s): Jay Wilde Date _____

Cynthia Wilde 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: 1-31-95 By: RME

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1-31-95 By: RME

Claim Numbers of Split, if any:

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NOV 29 1996

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

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: **A37-13336**
Date Received: 12/ 5/1989
Receipt No: C013267
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

| | | |
|----------|--------------------|--------------|
| 1. Name: | FRANKLIN POWERS | 208-768-2671 |
| Address: | PO BOX 203 | |
| | LEADORE ID | 83464 |
| AND | | |
| Name: | ELIZABETH M POWERS | 208-768-2671 |
| Address: | PO BOX 203 | |
| | LEADORE ID | 83464 |

2. Date of Priority: JUN 10, 1920

3. Source: SPRING Trib. to: CLOVER CREEK

4. Point of Diversion:

| | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 05S | 11E | 9 | NW | NE | SE | | ELMORE |

5. Description of diverting works:
OVERFLOW FROM BOX IN SPRING

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE

MICROFILMED
NOV 29 1996

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 05S | 11E | 9 | NE | SE | | STOCK | |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

PRESENTLY LEASING THE LAND, PLANNING ON PURCHASING THE PROPERTY
FROM LIZ GLUCH.

15. Basis of Claim: BENEFICIAL USE

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NOV 29 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: A37-13336

Date Received: 12/05/1989

Receipt No: 0013267

Received By: CA

RECEIVED

JAN 9 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CINDI WILDE 208-366-2904
Address: RT. 1
KING HILL, ID 83633

OR

Name: JAY WILDE 208-366-2904
Address: RT. 1
KING HILL, ID 83633

2. Date of Priority: JUN 10, 1920

3. Source: SPRING Trib. to: CLOVER CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05S | 11E | 9 | NW | NE | SE | | ELMORE |

5. Description of diverting works:
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6. Water is used for the following purposes:

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

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 HEAD CATTLE

A37-13336

Page 1

Date: 12/05/89

MICROFILMED

MAR 01 1993

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 05S | 11E | 9 | NE | SE | | STOCK | |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:
PRESENTLY LEASING THE LAND, PLANNING ON PURCHASING THE PROPERTY
FROM LIZ GLUCH.

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: -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): Jay Wilde Date: 12-5-89

Date: _____

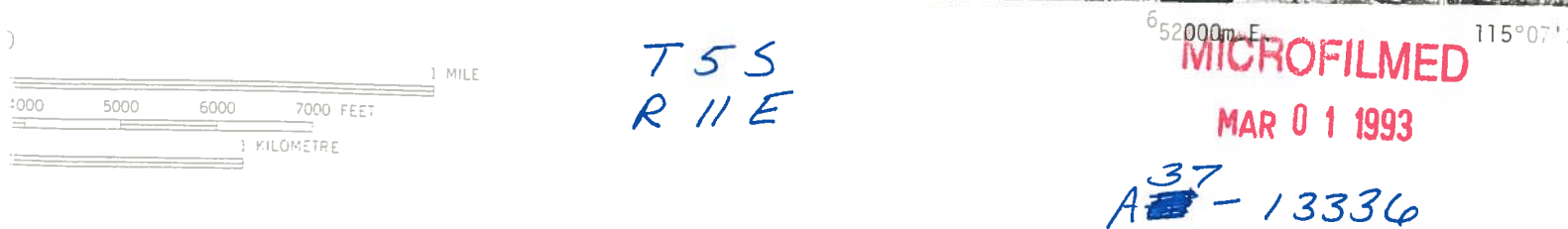
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of December 19 89 Carter Fritschle
Notary Public

Seal

Residing at _____
My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994



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