



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED

FEB 03 1999

Department of Water Resources
Southern Region

CHANGE IN ADDRESS

☐ Water Right Number(s): 47-10569

☐ Old Mailing Address: 1652 Briarwood Lane
Twin Falls, Idaho
83301

☐ New Mailing Address: 396 Whispering Pine Dr
Twin Falls, Idaho
83301

☐ New Telephone Number: (208) 733-2469

☐ Signature of Claimant(s): Darryl Dean Brown

Date: 2/3/99

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: By:
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

AJ0749NP
No. R47-10569

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

DATE: 02/03/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PERRY DAVID BROWN	01/01/1918	DOMESTIC	01-01 12-31	0.06 CFS	
C	JOHANNA BROWN					
	396 WHISPERING PINE DR			TOTAL DIVERSION:	0.06 CFS	
	TWIN FALLS ID 83301					
	(208) 733-2469					
D	MARJORIE BUSH					
	RT 2 BOX 2287					
	HERMISTON OR 97838					
	(503) 567-6881					
D	MILDRED THIES					
	RT 1 BOX 79					
	CALEDONIA MN 55921					
	(507) 495-3182					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R17E S35

NESENW

TWIN FALLS County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10S	17E	35	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: TWIN FALLS

Non-Irrigation Uses: 2 HOMES

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 RP 10S17E351200

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Need NCAP
for address
change when
NCAP for amended
claim is filed.

2/3/99

47-10569

AJ0749NP
No. R47-10569

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

DATE: 02/03/99
PAGE: 2

=====

Comments: Date: 02/03/1999 User-ID: TFAWCETT Subject: COPIED FROM REMARKS
2/3/99, DJ: CLAIM AMENDED TO CORRECT LEGAL DESCRIPTION OF WELL
AND HOUSE LOCATIONS. CLAIMANT PROVIDED SF-4 TO SUBMIT TO COURT.

Audit: 02/03/99 TFAWCETT

On temp. pending
Order granting
Motion to Amend

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: A47-10569

Date Received: 10/ 5/1988

Receipt No: S002753

Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: PERRY DAVID BROWN
Address: 1652 BRIARWOOD LN
TWIN FALLS ID

208-733-2469

83301

AND/OR

Name: JOHANNA BROWN
Address: 1652 BRIARWOOD LN
TWIN FALLS ID

208-733-2469

83301

2. Date of Priority: JAN 1, 1918

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	17E	35	NE	SE	NW		TWIN FALLS

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	0.060		

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:
D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	17E	35	SE NW		DOMEST	

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

2/3/99, DJ: CLAIM AMENDED TO CORRECT LEGAL DESCRIPTION OF WELL
AND HOUSE LOCATIONS. CLAIMANT PROVIDED SF-4 TO SUBMIT TO COURT.

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): *Dorothy Ann Burns* Date: 2/3/99

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of Feb 19 99

Douglas Jones
Notary Public

Seal

Residing at Buhl ID

My Commission Expires 8/8/2001

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)02/03/99 10:42:38
Page 1

Water Right Number - A47-10569

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

BROWN

PERRY DAVID

1 - 1652 BRIARWOOD LN

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-733-2469

BROWN

JOHANNA

1 - 1652 BRIARWOOD LN

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-733-2469

*** O - ORIGINAL OWNER ***

BUSH

MARJORIE

1 - RT 2 BOX 2287

2 -

3 -

City- HERMISTON

State- OR Zip- 97838

Phone - 503-567-6881

THIES

MILDRED

1 - RT 1 BOX 79

2 -

3 -

City- CALEDONIA

State- MN Zip- 55921

Phone - 507-495-3182

+ - - Priority Date - - +
01/01/1918+ - - Region - - - +
ERROR IN REGION+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

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

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

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

Twn Rng Sec Tract Lot RFlg County

10S 17E 35 NE SE NW (83) TWIN FALLS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.060

+ - 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

10S 17E 35 SE NW 43 DOMESTIC (83) TWIN FALLS

Total Acres:

+ - - Diversion Means - WELL & PUMP

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

Water right number - A47-10569

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use - D/2 HOMES

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +

GEN 2/3/99, DJ: CLAIM AMENDED TO CORRECT LEGAL DESCRIPTION OF WELL
AND HOUSE LOCATIONS. CLAIMANT PROVIDED SF-4 TO SUBMIT TO COURT.

+ - - - - - 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 - - +
02/03/99 DJONES

+ - - - - - 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	- 10/05/1988	Last Amended Date	- 02/03/1999	Temporary Right	- T
		Receipt Number	- S002753	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

1999 JAN 22 FRI 2:47

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

In Re SRBA

Case No. 39576

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 47-10569

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Marjorie Bush
Rt 2 Box 2287
Hermiston OR 97838
Phone: (503) 567-6881

Mildred Thies
Rt 1 Box 79
Caledonia MN 55921
Phone: (507) 495-3182

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

Perry David Brown
Johanna Brown
1652 Briarwood Ln
Twin Falls ID 83301
Phone: 733-2469

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1-22, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Marjorie Bush
Rt 2 Box 2287
Hermiston OR 97838
Mildred Thies
Rt 1 Box 79
Caledonia MN 55921
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Perry David Brown
Johanna Brown
1652 Briarwood Ln
Twin Falls ID 83301
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: JAN-19-1999
PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 47-10569

NAME & ADDRESS: PERRY DAVID BROWN
JOHANNA BROWN
1652 BRIARWOOD LN
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/01/1918

POINT OF DIVERSION: T10S R17E S35 SENESW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 2 HOMES	01-01 12-31	0.06 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R17E S35 NESW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RP 10S17E351200



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

SOUTHERN REGION

January 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PERRY DAVID BROWN
JOHANNA BROWN
1652 BRIARWOOD LN
TWIN FALLS ID 83301

RE: SRBA Claim(s) 47-10569 / OWNERSHIP CHANGE

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

While verifying the legal description listed on your warranty deed with the legal description on the claim, it was noticed the place of use legal description on the claim was not listed on your warranty deed. If you wish to amend your claim to accurately describe your place of use, please contact an adjudication agent in this office to assist you the week of February 1 - 5, 1999.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Marjorie Bush
Mildred Thies

AJ0749NP
No. 47-10569

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

DATE: 12/03/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PERRY DAVID BROWN	01/01/1918	DOMESTIC	01-01 12-31	0.06 CFS	
C	JOHANNA BROWN					
	1652 BRIARWOOD LN			TOTAL DIVERSION:	0.06 CFS	
	TWIN FALLS ID 83301					
	(208) 733-2469					
D	MARJORIE BUSH					
	RT 2 BOX 2287					
	HERMISTON OR 97838					
	(503) 567-6881					
D	MILDRED THIES					
	RT 1 BOX 79					
	CALEDONIA MN 55921					
	(507) 495-3182					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R17E S35 SENESW

TWIN FALLS County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
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
10S 17E 35	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: TWIN FALLS

Non-Irrigation Uses: 2 HOMES

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 RP 10S17E351200

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5856NP

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

DATE: SEP-2-1997
PAGE: A-469

RIGHT NUMBER: 47-10569

NAME & ADDRESS: MILDRED THIES
RT 1 BOX 79
CALEDONIA MN 55921

MARJORIE BUSH
RT 2 BOX 2287
HERMISTON OR 97838

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/01/1918

POINT OF DIVERSION: T10S R17E S35 SENESW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 2 HOMES	01-01 12-31	0.06 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R17E S35 NESW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
RP 10S17E351200

4-16-98
Claim proofread by: *WN*
Date: *6-9-18*

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
OCT 06 1997
Department of Water Resources
Southern Region

1. Water Right No(s).: 47-10569

Adjudication Claim No(s).: ?

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

Mildred Thies + Marjorie Bush
RT 1 Box 79 RT 2 Box 2287
Caledonia, MN 55921 Hermiston, Or 97838

4. New Owner/Claimant(s)

PERRY DAVID BROWN AND JOHANNA BROWN

New Mailing Address

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

1652 BRIARWOOD LANE

City, State and ZIP Code

TWIN FALLS, IDAHO 83301

New Telephone Number

(208) 733-2469

5. Date you acquired the property

1/3/1996

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.

Number of acres you irrigate 60

Number and type of stock _____

Diversion rate in CFS 0.06

Number of homes 2

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)

Perry David Brown
Johanna Brown

(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..

WARRANTY DEED

For Value Received

Mildred Thies and Marjorie Bush, individually and as Successor Trustees under the Last Will and Testament of Aletta M. Albee, deceased

the grantor(s), do(es) hereby Grant, Bargain Sell, and Convey unto

Perry David Brown and Johanna Brown, husband and wife

the grantee(s), whose current address is: 3151 A East 3600 North - Twin Falls, ID 83301

the following described real estate, situated in TWIN FALLS County, Idaho, to-wit:

Township 10 South, Range 17 East of the Boise Meridian, Twin Falls County, Idaho

Section 35: East one-half of the Southeast Quarter of the Northwest Quarter; Southwest Quarter of the Northeast Quarter; and the West 1 rod of the Northwest Quarter of the Northeast Quarter.

E 1/2 SE NW
SW NE
NW NE

This Warranty Deed may be executed in counterparts, each shall be deemed an original regardless of the date executed and delivered and said counterparts shall constitute one and the same instrument.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/26/95

Mildred Thies

Marjorie Bush

Mildred Thies, Successor Trustee of
the Last Will and Testament of Aletta M. Albee, deceased

Marjorie Bush, Successor Trustee of
the Last Will and Testament of Aletta M. Albee, deceased

State of _____ }
County of _____ } ss.

On this _____ day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Mildred Thies, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public
Residing At
Commission Expires:

ACCEPTED & APPROVED



Order No. T950349

WARRANTY DEED

For Value Received

Mildred Thies and Marjorie Bush, individually and as Successor Trustees under the Last Will and Testament of Aletta M. Albee, deceased

the grantor(s), do(es) hereby Grant, Bargain Sell, and Convey unto

Perry David Brown and Johanna Brown, husband and wife

the grantee(s), whose current address is: ^{1652 Briarwood Lane} ~~3151-A-East 3600-North~~ - Twin Falls, ID 83301

the following described real estate, situated in TWIN FALLS County, Idaho, to-wit:

Township 10 South, Range 17 East of the Boise Meridian, Twin Falls County, Idaho

Section 35: East one-half of the Southeast Quarter of the Northwest Quarter; Southwest Quarter of the Northeast Quarter; and the West 1 rod of the Northwest Quarter of the Northeast Quarter.

This Warranty Deed may be executed in counterparts, each shall be deemed an original regardless of the date executed and delivered and said counterparts shall constitute one and the same instrument.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/26/95

Mildred Thies

Marjorie Bush

Mildred Thies, Successor Trustee of
the Last Will and Testament of Aletta M. Albee, deceased

Marjorie Bush, Successor Trustee of
the Last Will and Testament of Aletta M. Albee,
deceased

State of _____ }
County of _____ } ss.

On this _____ day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Mildred Thies, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public
Residing At:
Commission Expires:

State of Oregon }
County of Umatilla } ss.

On this 28th day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Marjorie Bush, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Donna Irons
Notary Public
Residing At:
Commission Expires: 10-19-99



State of _____ }
County of _____ } ss.

On this _____ day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Mildred Thies, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as Successor Trustee Under the Last Will and Testament of Aletta M. Albee, deceased, and acknowledged to me that he/she/they executed the same as such Trustee(s).

WITNESS my hand and official seal.

Notary Public
Residing At:
Commission Expires:

State of Oregon }
County of Umatilla } ss.

On this 28th day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Marjorie Bush, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as Successor Trustee Under the Last Will and Testament of Aletta M. Albee, deceased, and acknowledged to me that he/she/they executed the same as such Trustee(s).

WITNESS my hand and official seal.

Donna Irons
Notary Public
Residing At:
Commission Expires: 10-19-99



WARRANTY DEED

For Value Received

Mildred Thies and Marjorie Bush, individually and as Successor Trustees under the Last Will and Testament of Aletta M. Albee, deceased

the grantor(s), do(es) hereby Grant, Bargain Sell, and Convey unto

Perry David Brown and Johanna Brown, husband and wife

1652 Briarwood Lane

the grantee(s), whose current address is: ~~3151 A-East 3600 North~~ Twin Falls, ID 83301

the following described real estate, situated in TWIN FALLS County, Idaho, to-wit:

Township 10 South, Range 17 East of the Boise Meridian, Twin Falls County, Idaho

Section 35: East one-half of the Southeast Quarter of the Northwest Quarter; Southwest Quarter of the Northeast Quarter; and the West 1 rod of the Northwest Quarter of the Northeast Quarter.

This Warranty Deed may be executed in counterparts, each shall be deemed an original regardless of the date executed and delivered and said counterparts shall constitute one and the same instrument.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/27/95

Mildred Thies
Mildred Thies

Marjorie Bush
Marjorie Bush

Mildred Thies
Mildred Thies, Successor Trustee of
the Last Will and Testament of Aletta M. Albee,
deceased

Marjorie Bush
Marjorie Bush, Successor Trustee of
the Last Will and Testament of Aletta M. Albee,
deceased

State of ~~MINNESOTA~~ }
County of ~~HOUSTON~~ } ss.

On this 28th day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared Mildred Thies, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Marie C. Ellestad
Notary Public

Residing At:

Commission Expires:



State of

} ss.

County of

On this _____ day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared **Marjorie Bush**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public

Residing At:

Commission Expires:

State of **MINNESOTA**

} ss.

County of **HOUSTON**

On this 28th day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared **Mildred Thies**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as **Successor Trustee Under the Last Will and Testament of Aletta M. Albee, deceased**, and acknowledged to me that he/she/they executed the same as such Trustee(s).

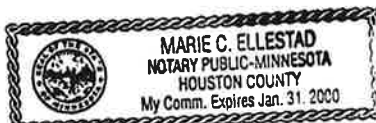
WITNESS my hand and official seal.

Marie C. Ellestad

Notary Public

Residing At: **601 West Main St., Caledonia, MN 55921**

Commission Expires:



State of

} ss.

County of

On this _____ day of December, in the year 1995, before me, a Notary Public in and for said State, personally appeared **Marjorie Bush**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as **Successor Trustee Under the Last Will and Testament of Aletta M. Albee, deceased**, and acknowledged to me that he/she/they executed the same as such Trustee(s).

WITNESS my hand and official seal.

Notary Public

Residing At:

Commission Expires:

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A47-10569
Date Received: 10/05/1988
Receipt No: S002753
Received By: Tw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARJORIE BUSH 503-567-6881
Address: RT 2 BOX 2287
HERMISTON, OR 97838

AND/OR
Name: MILDRED THIES 507-495-3182
Address: RT 1 BOX 79
CALEDONIA, MN 55921

2. Date of Priority: JAN 01, 1918

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	17E	35	SE	NE	SW		TWIN FALLS

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	0.060		

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:
D/2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	17E	35	NE SW		DOMEST	

11. Place of use in counties: TWIN FALLS

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): Marjorie Bush Date: 10/5/88
Date:

State of Idaho)
County of TE) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of Oct 19 88 Lois White
Notary Public

Seal

Residing at TE

My Commission Expires 5/95