

01/20/2004

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

RIGHT NUMBER: 23-54

NAME AND ADDRESS: RHETT BRADFORD
PO BOX 99
IRWIN ID 83428

SOURCE: PALISADES CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/01/1899

POINT OF DIVERSION:

T01N R44E S26 SESESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.000 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S17	NWSW	39.0	T01N R44E S17	SWSW	38.0
T01N R44E S17	SESW	8.4	T01N R44E S20	NENW	27.0

112.4 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: Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM THE PALISADES IRRIGATION COMPANY.

WATER IS DELIVERED THROUGH THE PALISADES IRRIGATION COMPANY CANAL.



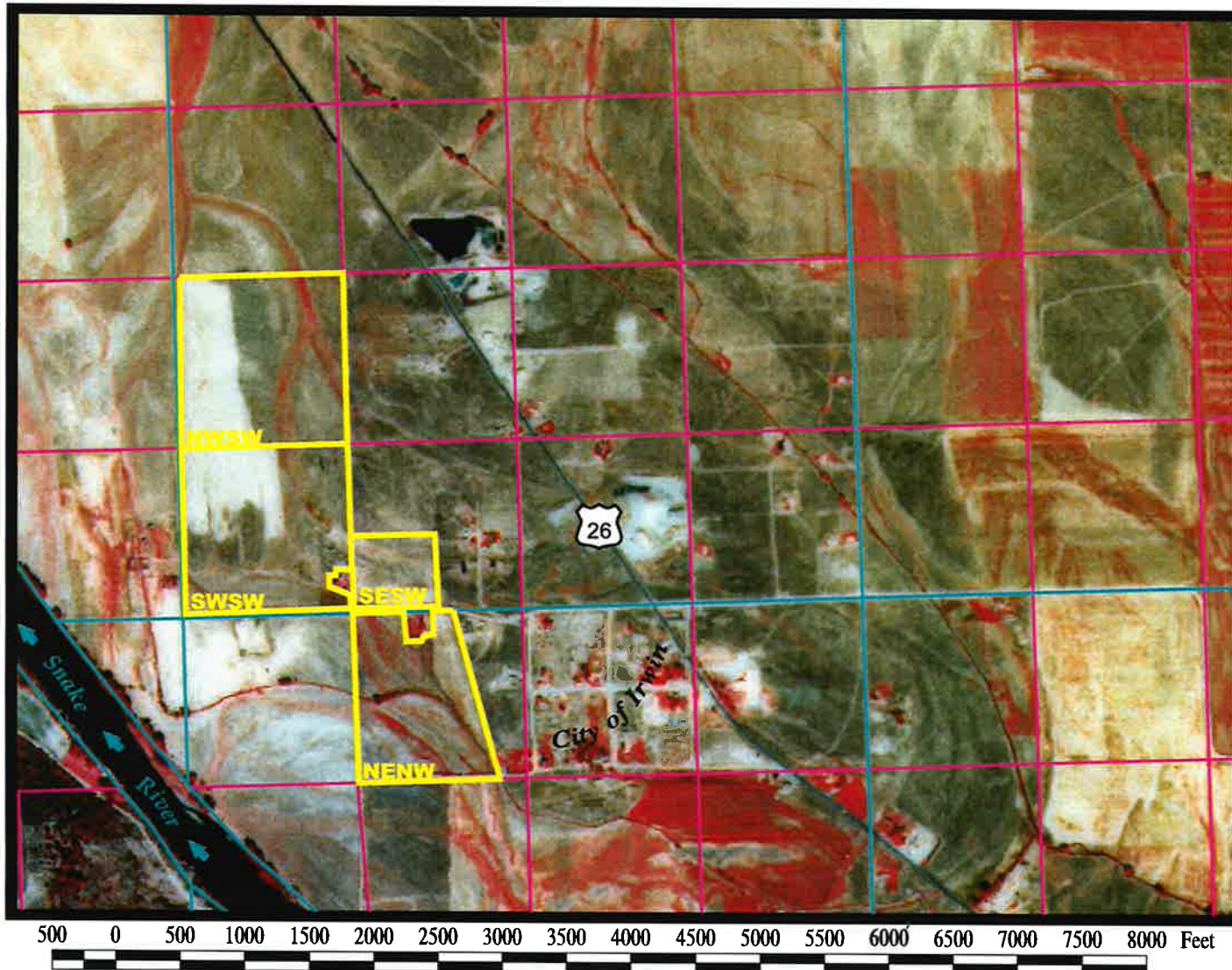
JUL 07 2004

SCANNED

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-00054

Place of Use: (parts of)
T1N, R44E Sec. 17 W2SW,
Sec. 20 NENW

Point(s) of Diversion:
T1N, R44E Sec. 26 SESESW



LEGEND

-  **Point of Diversion**
-  **SESE** **Place of Use**
-  **Section**
-  **Quarter-Quarter**

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: January 2004

Contacts Data Entry Form

Water Right No. 23-00054

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>PALISADES TRAIL CO.</u>					
Name connector: and	or	and/or	<u>Go to Phyllis Bradford 1/20/04</u>			
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER ROXBURG TRAIL CO. vs TETON TRAIL CO. 1910,
AS #184, TO HEYRUM WEEKS, JUNE 1, 1899, PALISADES CR. 50"

Reviewer: _____

Date: _____

SCANNED
JUL 07 2004

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: JUNE 1, 1899 Claimed Basis: DISCREPRecommended Priority Date: JUNE 1, 1899 Recommended Basis: DISCREP☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Matchos Docnet

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	OOQ of Q	Q of Q	County	Source
1N	44E	26		SBSESW		BONNY	PALISADES CK
GPS Coordinates: _____							

GPS Coordinates: _____							

GPS Coordinates: _____							

GPS Coordinates: _____							

GPS Coordinates: _____							

GPS Coordinates: _____							

TRIB:
Snake Rm., So Fr

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

SAME POD AS PALISADES Irrig Co. Downy THROUGH
PALISADES CANAL
USED w/ CANAL SHEDS

Remarks

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

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
1N	44E	17	W2SW		BOONW			
		(PT)	S8SW					
		20	N8NW					

Total Acres 112⁰

Document how the POU was verified:

112⁰ AC BY GRS

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**Water Right Period of Use and Diversion Rate**

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIQ	4/1	11/1	10	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIQ	4/15	10/31	10	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate 10 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

DEPT STD SOLL AS 4/15 TO 10/31.

Reviewer: _____

Date: _____

01/20/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-54

RHETT BRADFORD

PO BOX 99

IRWIN ID 83428

Telephone Number: (208)483-3424

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

7/2/04

SIGNATURE:

Rhett Bradford
RHETT BRADFORD

Please print your name:

IDWR Regional Office,

Log for claim 23-00054

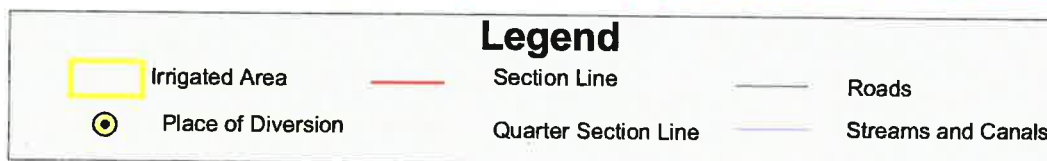
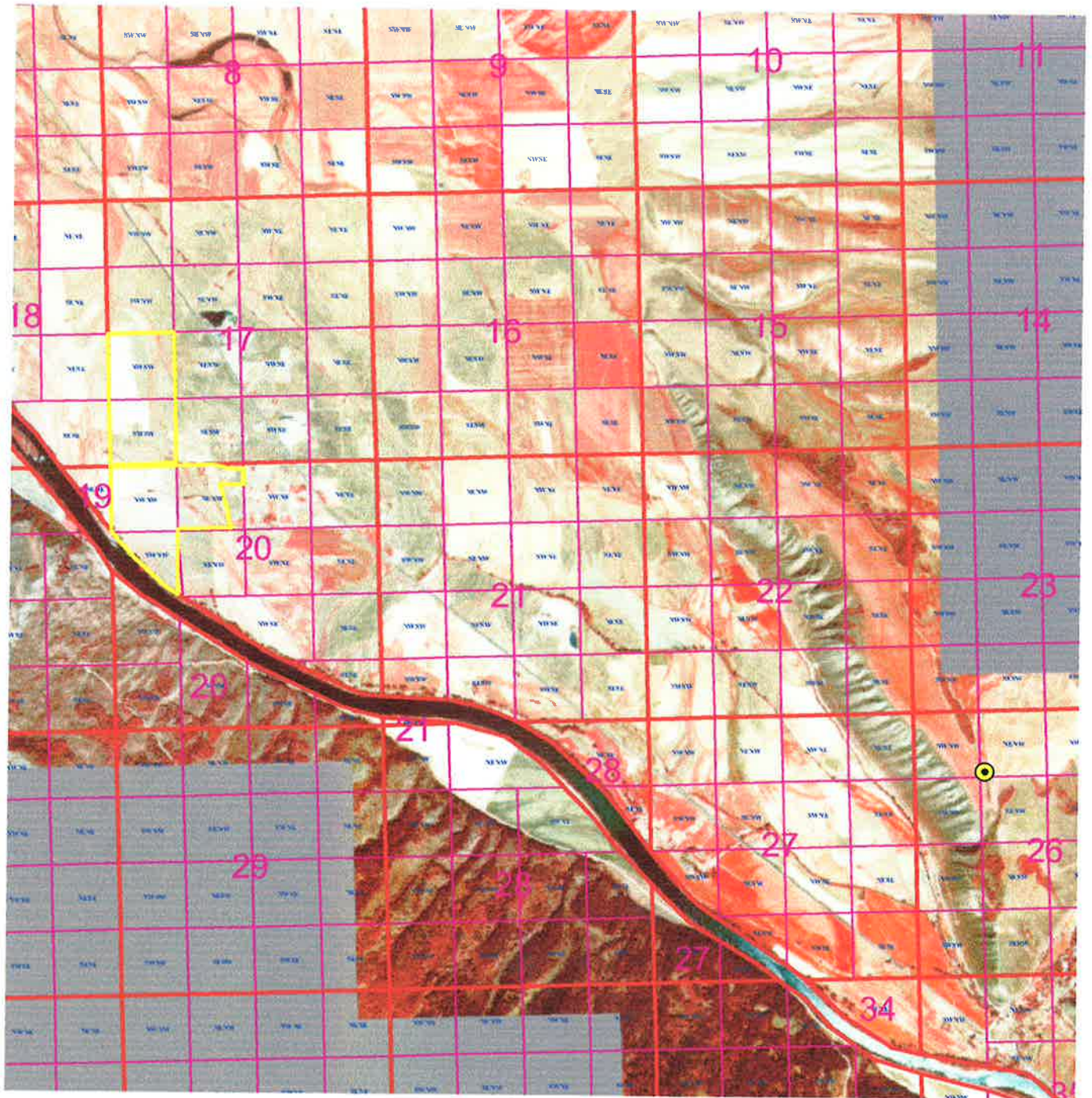
Spatial Dynamics BTD

5/18/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	17	NWSW	40	40	
01n44e	17	SWSW	36	39	
01n44e	20	NENW	29.4	30	
01n44e	20	NWNW	40	40	
01n44e	20	SWNW	19.7	21	
Totals:			165.1	170	

Water Right Claim Number 23-00054
Townships , 5N38E, 1N44E

05/18/2001



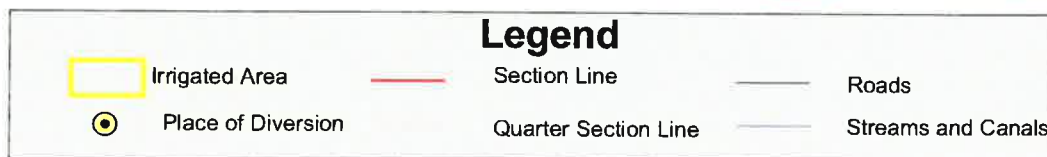
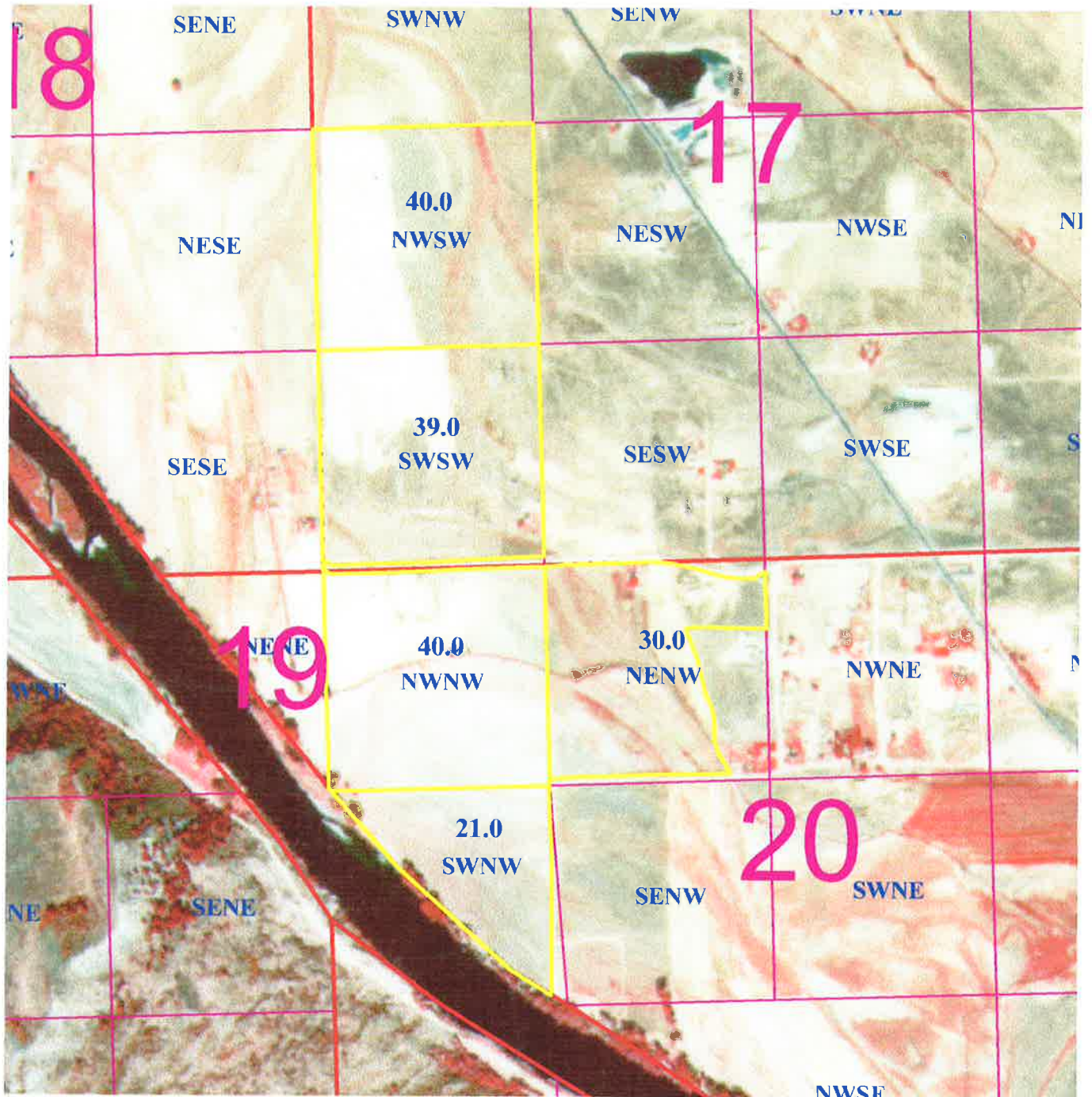
2000 0 2000 4000 Feet



SPATIAL DYNAMICS

Water Right Claim Number 23-00054
Townships , 5N38E, 1N44E

05/18/2001



RECEIVED

JAN 20 2004

Department of Water Resources
Eastern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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, 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
	23-00054				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) are 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)

HOWARD WEEKS
IRWIN IDAHO

4. New Owner/Claimant(s)

Ruth Bradburn

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

New Mailing Address

Box 99

City, State and ZIP Code

IRWIN IDAHO 83428

New Telephone Number

(208) 483 3424

5. Date you acquired the property

1968

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 _____

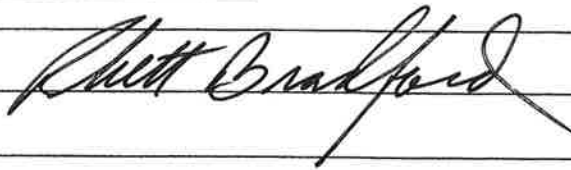
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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)



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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

RECEIVED

JAN 20 2004

Department of Water Resources
Eastern Region

January 19, 2004

TO: State of Idaho Department of Water Resources
FROM: Palisades Irrigation Company, Inc.
RE: Change in Water Right Ownership

Adjudication Claim No. 23-00054 was filed to protect water rights by the Palisades Irrigation Company.

The right is a private right for 50 inches of 1899 water belonging to Rhett Bradford.



President



Secretary

QUITCLAIM DEEDFOR VALUABLE CONSIDERATION RECEIVED Charla Johnson, aka CharlaBradford, a married woman dealing with her separate property,

the Grantor, does hereby REMISE, RELEASE and forever QUITCLAIM, unto

Rhett H. Bradfordthe Grantee, whose current address is Box 105, Irwin, Idaho 83428

_____, the

following described real estate situated in _____

County, State of Idaho, to-wit:

Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), of Section Seventeen (17), Township 1 North, Range 44, East of the Boise Meridian, Bonneville County, Idaho: LESS THE FOLLOWING TRACT: Beginning at a point that is East along the Section line 1059.97 feet from the Southwest Corner of Said Section 17; and running thence North 2°51' East 666.85 feet, thence South 89°55'50" East 232.60 feet, thence South 0°01'20" East 526.70 feet, thence South 54°10'30" East 237.55 feet, thence West 458.56 feet to the point of beginning, excepting therefrom the existing road right of way.

ALSO

Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty (20), Township 1 North, Range 44 East of the Boise Meridian, Bonneville County, Idaho; LESS THE FOLLOWING TRACT: The South 12 rods of the East 20 rods of the above described tract.

TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

In construing this Deed and where the context so requires, the singular includes the plural and the masculine, the feminine and neuter.

DATED:

Aug. 31, 1981Charla Johnson

STATE OF IDAHO, COUNTY OF _____

On this 31 day of August, 1981
before me, a notary public in and for the said State, personally appeared _____

Charla Johnson
known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that she executed the same.

Rhett H. Bradford
Residing at Irwin, Idaho
Comm. Expires 1981

Notary Public
Idaho

-THIS SPACE FOR COUNTY RECORDER'S USE ONLY-

INSTRUMENT NO. 613891
DATE 10-3-81
INSTR. CODE 356
FICHE NO. 1357-30
FEE 2.00

STATE OF IDAHO)
COUNTY OF (BONNEVILLE) ss
I, _____, County Recorder, do hereby certify that the within
instrument was recorded.

Notary Public, _____
County Recorder, _____
Request of Rhett Bradford
Box 105 Irwin, Idaho 83428

OCT 7 1981

BONNEVILLE COUNTY

613891

IDAHO TITLE & TRUST COMPANY
Escrows • Title Insurance

Bradford 189407-

INCORPORATED UNDER THE LAWS OF IDAHO

NUMBER

81



SHARES

50

The Palisade Irrigation Company, Inc.

OF PALISADE, BONNEVILLE COUNTY, IDAHO

This Certifies that Rhett M. Bradford is the owner of
fifty Shares of the Capital Stock of
The Palisade Irrigation Company, Inc.

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed
this 9th day of Feb. A.D. 1977

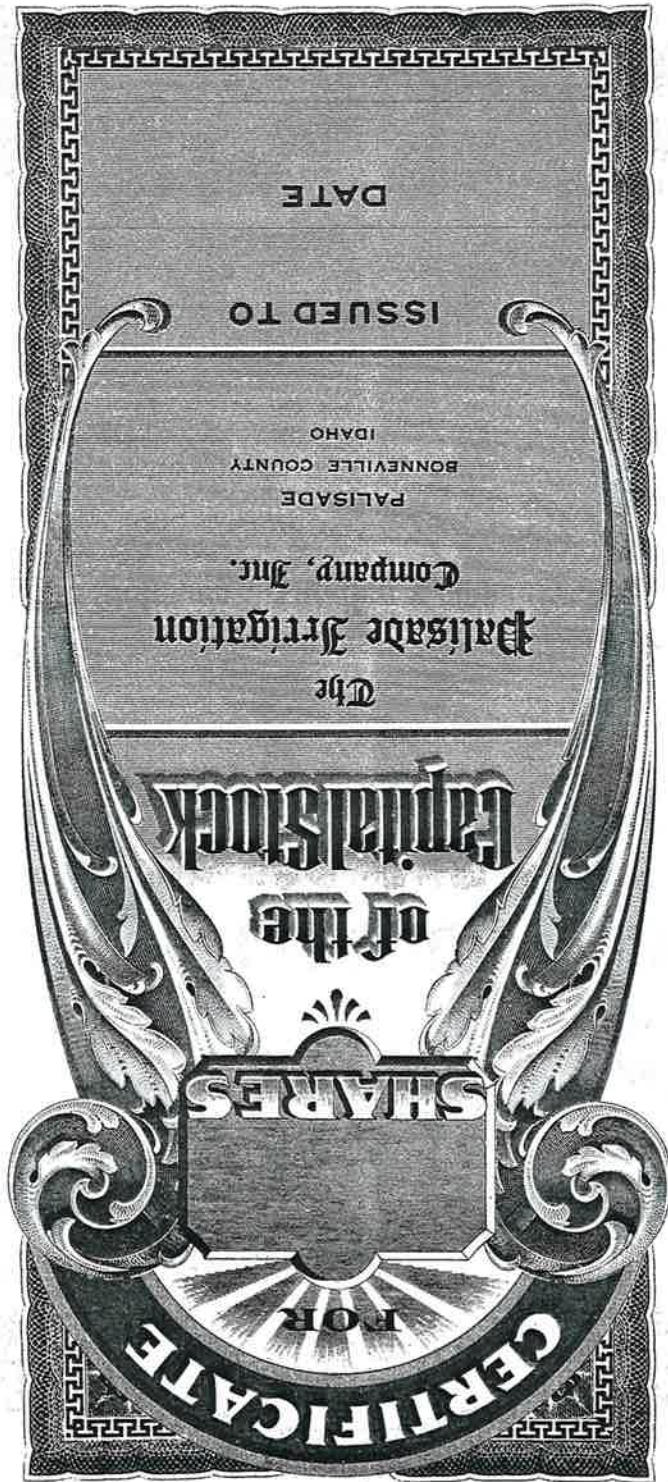
Arvey A. Hicks
SECRETARY

Walter Hicks
PRESIDENT

SHARES



EACH



NOTICE. THE SIGNATURE OF THIS ASSIGNMENT
MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE
FACE OF THE CERTIFICATE, IN EVERY PARTICULAR, WITHOUT
ALTERATION OR ENLARGEMENT, OR ANY CHANGE WHATSOEVER.

For Value Received, hereby sell, assign, and transfer
unto

Shares
of the Capital Stock represented by the within
Certificate, and do hereby irrevocably constitute and appoint
Attorney
to transfer the said Stock on the books of the within named
Corporation with full power of substitution in the premises.

Dated 19
In presence of
Edw M. Bradford

124407-0

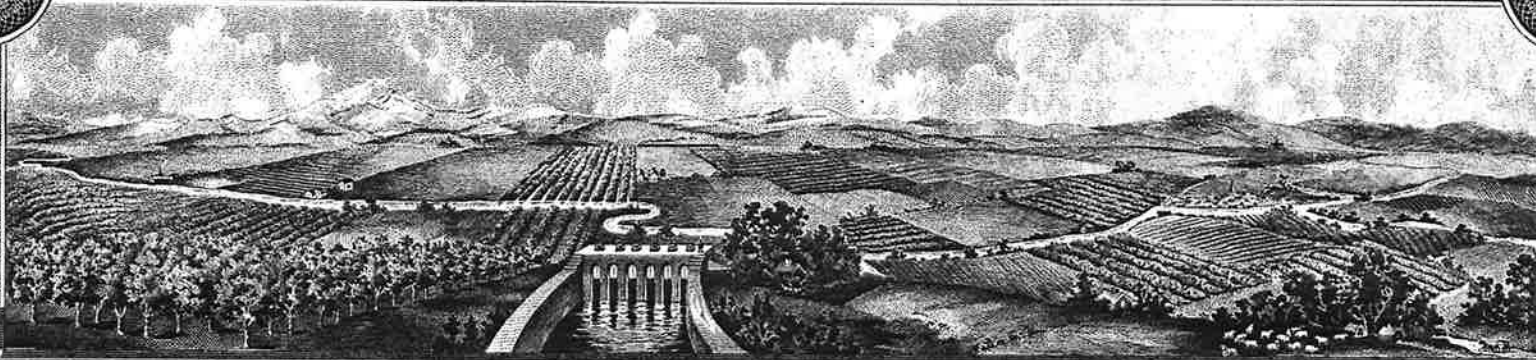
NUMBER

45

SHARES

130

INCORPORATED UNDER THE LAWS OF IDAHO



The Swan Valley Irrigation Company, Inc.

CAPITAL STOCK \$1800.00 (1800 SHARES)

SWAN VALLEY, IDAHO

This Certifies that *R. L. M. Bradford*
is the owner of *One Hundred thirty* Shares of the Capital Stock of
The Swan Valley Irrigation Company, Inc.
transferable only on the books of this Corporation in person or by Attorney
upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed
by its duly authorized officers and its Corporate Seal to be hereunto affixed
this *Eight* day of *February* A.D. 19*27*

W. L. Martin SECRETARY *E. H. Bradford* PRESIDENT

SHARES 100 EACH



NOTICE. THE SIGNATURE OF THIS ASSIGNMENT
MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE
FACE OF THE CERTIFICATE, IN EVERY PARTICULAR, WITHOUT
ALTERATION OR ENLARGEMENT, OR ANY CHANGE WHATSOEVER.

For Value Received, hereby sell, assign and transfer
unto

Shares
of the Capital Stock represented by the within
Certificate, and do hereby irrevocably constitute and appoint
Attorney
to transfer the said Stock on the books of the within named
Corporation with full power of substitution in the premises.

Dated 19

In presence of

Wm. Bradford

MAKE CHECK PAYABLE TO:
BONNEVILLE COUNTY
MARK HANSEN TAX COLLECTOR
605 N CAPITAL AV
IDAHO FALLS ID 83402

2000 TAX BILL/RECEIPT

PARCEL NUMBER
RPD00C00202454A

BILL# 29616 CODE AREA 6-00

L 10,426
I 69,168

1ST HALF DUE 2ND HALF DUE
TAX 299.53 TAX 299.53
LATE LATE
INT INT
COST COST
TOT TOT

FULL DUE
TAX 599.06
LATE
INT
COST
TOT

TOT MV 79,594
HM- 34,584
NET MV 45,010
TOT ACS 29,400

BRADFORD RHETT M
P O BOX 99
IRWIN ID 83428-0099

NE1/4 NW1/4 LESS 10.6 A
E1/2, SEC 20,
T 1N, R 44 (SV) (05SV)

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.004346074	195.62
GEN SCHOOL	.000000000	
IRWIN	.000000000	
# 92 SCHOOL	.004404309	198.24
S V FIRE	.001153652	51.92
AMBULANCE	.000283949	12.78
DISTRICT TOTAL	.010187984	458.56
WATER DIST 01		20.00
LANDFILL		54.00
HAULING FEE		29.00
LIBRARY		37.50
AMOUNT DUE		599.06

4385 OLD IRWIN RD 83428

★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK
★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.



BONNEVILLE COUNTY

MAKE CHECK PAYABLE TO:
BONNEVILLE COUNTY
MARK HANSEN TAX COLLECTOR
505 N CAPITAL AV
IDAHO FALLS ID 83402

2000 TAX BILL/RECEIPT

PARCEL NUMBER
RP01N44E175401A
2,094

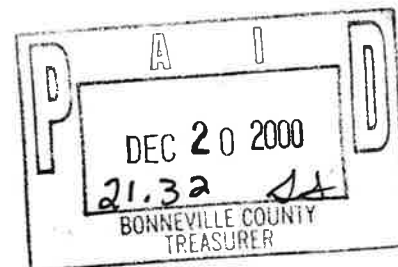
BILL# 39030 CODE AREA 128-00 L

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	2,094
TAX 10.66	TAX 10.66	TAX 21.32		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST		
TOT	TOT	TOT	WAC .600	
			TOT ACS 75.580	

BRADFORD RHETT M
P O BOX 99
IRWIN ID 83428-0099

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.004346074	9.10
GEN SCHOOL	.000000000	
# 92 SCHOOL	.004404309	9.22
S V FIRE	.001153652	2.42
AMBULANCE	.000283949	.58
AMOUNT DUE	.010187984	21.32

W1/2 SW1/4 LESS 3.82 A,
SEC 17, T 1N, R 44 (SV05)



IMPORTANT
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

BONNEVILLE COUNTY

MAKE CHECK PAYABLE TO:
BONNEVILLE COUNTY
MARK HANSEN TAX COLLECTOR
505 N CAPITAL AV
IDAHO FALLS ID 83402

2000 TAX BILL/RECEIPT

PARCEL NUMBER
RP01N44E176290A
121

BILL# 39031 CODE AREA 128-00 L

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	121
TAX .60	TAX .60	TAX 1.20		
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST		
TOT	TOT	TOT	TOT ACS	3.275

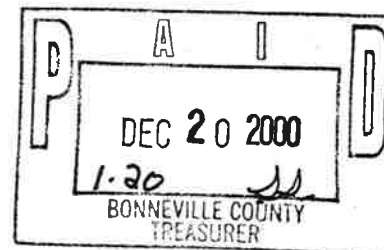
BRADFORD RHETT M &
BRADFORD JACQUELINE
P O BOX 99
IRWIN

ID 83428-0099

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.004346074	.52
GEN SCHOOL	.000000000	
# 92 SCHOOL	.004404309	.52
S V FIRE	.001153652	.14
AMBULANCE	.000283949	.02
AMOUNT DUE	.010187984	1.20

3.275 A S PART SW1/4,
SEC 17, T 1N, R 44 (SV05)

83428



★ ★ ★ IMPORTANT ★ ★ ★
PLEASE READ BOTH FRONT AND BACK
★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

BONNEVILLE COUNTY

Water Right Report 23-54

WATER RIGHT NUMBER: 23-54

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HYRUM J WEEKS . ZZ

Priority Date: 06/01/1899

Basis: Decreed

Status: Active

Source

PALISADES CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From	To
------	----

/ to /

Diversion Rate

1,000 CFS

Annual Volume

Total Diversion: 1.000 CFS

Location of Point(s) of Diversion

PALISADES CREEK

Place of Use

IRRIGATION

[illegible]

Conditions of Approval:

Remarks:

1. General P/D AND P/U INCOMPLETE.
AC. IRR. = 80.

Comments:

Dates and Other Information:

cp to ~~Phil~~ Bradford
1/12/04.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 23-54

Dates and Other Information:

Licensed Date:
Decreed Date: 12/16/1910
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 01
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Teton Irrigation Canal Co, et al
Decree Plaintiff: Rexburg Irrigation Co
Civil Case Number:
Judicial District: Sixth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Lawyers Title Insurance Corporation

Home Office - Richmond, Virginia

INTERIM TITLE INSURANCE BINDER

Case No. L 5334

No. B235116

TO

Mr. L. H. Merrill, Attorney
Idaho Falls, Idaho

LAWYERS TITLE INSURANCE CORPORATION, herein called the Company, hereby insures:

That the title to the land described in Schedule A hereof, was on

March 16,

1970

at 9:00 o'clock A. M., vested in fee simple in

Dorothy Weeks, a widow

subject only to the defects, objections, liens and encumbrances, as shown in Schedule B hereof.

That upon compliance with and/or satisfaction of the requirements set forth under Section 1 of Schedule B of this Binder, and upon payment of its premium for title insurance, this Company will issue to you, as the insured, its policy of title insurance, on the usual form, in the sum of \$ 14,000.00, showing under Schedule B thereof only such exceptions as appear in Section 2, of Schedule B of this Binder and such liens, encumbrances or objections attaching to the title subsequent to the date hereof and prior to the issuance of the policy which are not satisfied and/or removed.

This Binder is delivered and accepted upon the understanding that you have no personal knowledge or intimation of any defect, objection, lien or encumbrance affecting said premises other than those shown under Schedule B hereof, and your failure to disclose any such personal information shall render this Binder and any policy issued based thereon, null and void as to such defect, objection, lien or encumbrance.

Nothing herein contained shall be construed as a guarantee against the consequences of the exercise and enforcement or attempted enforcement of governmental "police power" over the property described herein.

This Company shall be liable under this Interim Title Insurance Binder only for actual loss or damage incurred by reliance upon the insuring provisions hereof.

This Interim Title Insurance Binder is subject to the terms, provisions and Conditions and Stipulations of the form of policy applied for.

This Binder is preliminary to the issuance of the policy of title insurance and shall become null and void, unless policy is issued, and the premium therefor paid, within six (6) months from the date hereof, and shall not be binding until it shall have been countersigned by an authorized Officer or Agent of the Company.

IN WITNESS WHEREOF, the Company has caused this binder to be executed pursuant to its by-laws at Idaho Falls, Idaho on March 17, 1970.

Countersigned: Land Title Company

Lawyers Title Insurance Corporation

Authorized Officer or Agent

President.

Schedule A

Legal description of the land referred to in this Binder.

Secretary.

Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), of Section Seventeen (17), Township 1 North, Range 44, East of the Boise Meridian, Bonneville County, Idaho; LESS THE FOLLOWING TRACT: Beginning at a point that is East along the Section line 1059.97 feet from the Southwest Corner of Said Section 17; and running thence North 2°51' East 666.85 feet, thence South 89°55'50" East 232.60 feet, thence South 0°01'20" East 526.70 feet, thence South 54°10'30" East 237.55 feet, thence West 458.56 feet to the point of beginning, excepting therefrom the existing road right of way.

ALSO

Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty (20), Township 1 North, Range 44 East of the Boise Meridian, Bonneville County, Idaho; LESS THE FOLLOWING TRACT: The South 12 rods of the East 20 rods of the above described tract.

Schedule B—Section 1

Requirements

Showing requirements to be complied with; defects and objections to be removed or eliminated, and liens and encumbrances to be satisfied and discharged of record before policy of title insurance will be issued without exception thereto.

Item (a) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to-wit:

1. **Warranty Deed from Dorothy Weeks, a widow, to Rhett Bradford and Charla Bradford, his wife.**

Item (b) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Schedule B—Section 2

Exceptions

Showing defects, objections, liens and encumbrances, if any, to be shown as exceptions under Schedule B of the policy (such as easements, restrictive covenants, leases, unpaid taxes and assessments maturing subsequent to date hereof; prior lien or liens assumed).

Items 1 through 5 as shown on rider attached hereto and made a part hereof.

6. **General Taxes for the year 1969 are one-half paid and one-half due and payable.**
7. **General Taxes for the year 1970 are an accruing lien, not yet due nor payable.**
8. **Mortgage dated August 28, 1963, executed by Howard A. Weeks and Dorothy L. Weeks, his wife, to John Hancock Mutual Life Insurance Company, to insure payment of \$6,700.00 and interest; recorded October 22, 1963, in Book 164, page 579, records of Bonneville County, Idaho.**
9. **Easement for transmission line 150 feet wide across the NE¹/₄ of said Section 20, as shown by instrument executed by James H. Weeks and Dora Weeks, his wife, to the Bureau of Land Management, dated June 16, 1949, recorded November 22, 1949, in Book 9 of Leases and Contracts, page 497, records of said County.**
10. **All road and ditch rights of way.**

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: A23-00054
Date Received: 1/29/1990
Receipt No: E014303
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE PALISADE IRRIGATION COMPANY, INC. 208-483-3361
Address: PO BOX 25
SWAN VALLEY, ID 83449

2. Date of Priority: JUN 01, 1899

3. Source: PALISADES CREEK Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	44E	26	SW	NE	NW		BONNEVILLE

5. Description of diverting works:
CONCRETE HEADGATE TO CANALS AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

8. Total consumptive use is 415.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ UP TO 100 HEAD CATTLE/ HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	44E	17	NW	SW		IRR	40.0
			SW	SW		IRR	36.0



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	76.0
		20	NE	NW	IRR	29.4
			NW	NW	IRR	40.0
			SW	NW	IRR	19.7
					Section Acres	89.1
					Total Acres	165.1

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/D AND P/U INCOMPLETE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRR. CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET
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: _____

*R. H. Bradford*50⁰⁰

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 A 23-0054

Date Received _____

Receipt Number E014303

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 29 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) The Palisade Irrigation Company, Inc. Phone (208) 483-3361Mailing Address P. O. Box 25, Swan Valley, Idaho Zip 834492. Date of Priority (Only one (1) per claim) June 1, 18993. Source of water supply (a) Palisade Creek
which is tributary to (b) South Fork Snake River4. a. Location of existing point of diversion is: Township 1N. Range 44 Section 26,
S.W. 1/4 of N.E. 1/4 of N.W. 1/4, Govt. Lot, E. B.M., County of Bonneville

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete headgate on Palisade
Creek and diversion into the corporation's water distribution system
composed of a series of canals and ditches throughout Swan Valley.

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NOV 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 1 to Nov. 1 amount 1.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 415 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Incidental stock watering for up to 100 head of cattle/horses.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1N.	44E.	17										40	36						76
1N.	44E.	20					29.4	40	19.69										90

Total number of acres irrigated 166

11. In which county (ies) are lands listed above as place of use located? Bonneville

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Several stockholders also hold shares in Palisades Reservoir. or None ()

Water rights filed under claims dated June 1, 1885 and May 1, 1886

14. Remarks: are used on the same property.

This notice of claim is filed by the corporation on behalf of all
members of the Palisades Irrigation Company, Inc., whose duty it is
to manage and distribute water rights belonging to its various
stockholders.

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NOV 07 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License X Permit _____
Decree X

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____
Title

of The Palisade Irrigation Company, Inc. _____, that I have signed the foregoing
Organization

document in the space below as President _____ of The Palisade Irrigation Company, _____
Title Organization Inc.

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Steve Weeks _____

Title and Organization President, The Palisade Irrigation Date January 30, 1990
Company, Inc.

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day of January, 19 90

SEAL

Notary Public for Idaho Gregory L. Stumm

Residing at Idaho Falls

My Commission Expires 9/26/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, C. Timothy Hopkins & Teresa L. Stumm will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Gregory L. Stumm

Address P. O. Box 51219, Idaho Falls, ID 83405-1219

Date January 30, 1990

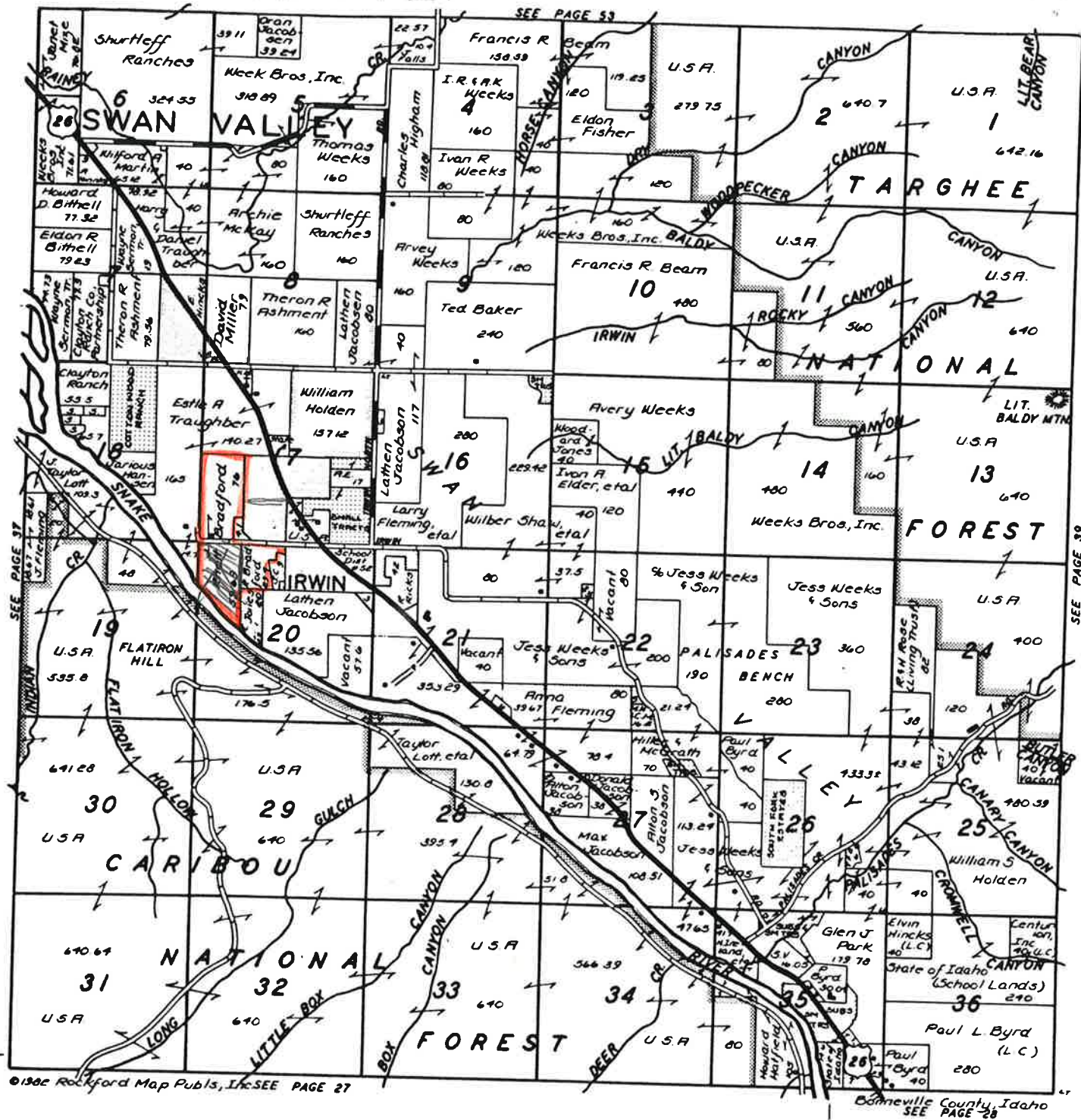
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NOV 07 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

T. I N. - R. 44 E.



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