

08/02/2004

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

RIGHT NUMBER: 25-12308

NAME AND ADDRESS: GARRO SHEEP CO INC
199 W 300 S
RUPERT ID 83350

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.190 CFS

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

PRIORITY DATE: 05/10/1910

POINT OF DIVERSION:

T03S R41E S6 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	05/01 11/01	0.190 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC Within BINGHAM County

T03S R41E S06 SWNE

STOCKWATER Within BINGHAM County

T03S R41E S06 SWNE

T03S R41E S06 SENE

T03S R41E S06 SESE

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.

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

EXPLANATORY MATERIAL: Beneficial Use

Water Right 25-12308

SCANNED
1 NOV 17 2004
PROFILED

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: A25-12308
Date Received: 5/26/1989
Receipt No: E008172
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARRO SHEEP COMPANY 208-436-3323
Address: ROUTE 1, BOX 225
RUPERT, ID 83350

2. Date of Priority: MAY 10, 1910

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	41E	6	NE	NE			BINGHAM

5. Description of diverting works:
HEADBOX AT SPRINGHS TO TROUGH AT SPRINGS, PIPELINE USED FOR D/USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	05/01	11/01	0.290		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD, S/6000 SHEEP AND 300 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	41E	6	SW	NE		DOMEST	
			SW	NE		STOCK	

A25-12308

Page 1

Date: 07/19/89

A2512308



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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	41E	6	SE	NE		STOCK	
			SE	SE		STOCK	

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:

THESE SPRINGS ARE LOCATED WHOLLY AND ENTIRELY UPON THE LANDS OF CLAIMANT AND ARE NOT SUBJECT TO DIVERSION OR APPROPRIATION BY ANY OTHER PERSON WITHOUT PERMISSION OF CLAIMANT AS REQUIRED BY SECTION 42-212, IDAHO CODE.

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 _____

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME GARRO SHEEP COMPANY CLAIM IDENT. NO. A25-12308DATE RECEIVED 5/26/89 CK # _____ AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-----------------|-------|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | _____ | * |
| 2. Is a priority date entered? | <u>X</u> | _____ | * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>X</u> | _____ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | <u>X</u> | _____ | * |
| 3. (a) Is a source entered? | <u>X</u> | _____ | * |
| (b) Is a tributary to entered? (if required) | N/A <u>X</u> | _____ | * |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | _____ | * |
| 5. Is there a description of the diverting works? | <u>X</u> | _____ | * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>X</u> | _____ | * |
| Is the period of use included? | <u>X</u> | _____ | * |
| Is a quantity claimed for each use? | <u>X</u> | _____ | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | _____ | * |
| 8. If required is a consumptive use entered? | N/A <u>X</u> | _____ | * |
| Is the consumptive use correct? | N/A <u>X</u> | _____ | * |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A <u>X</u> | _____ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | _____ | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | _____ | * |
| 12. Is the ownership of p.u. checked? | <u>X</u> | _____ | * |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | _____ | * |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A <u>X</u> | _____ | * |
| 15. Is the basis of the claim indicated? | <u>X</u> | _____ | * |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | N/A <u>X</u> | _____ | * |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>X</u> | _____ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | _____ | * |
| 19. Was this claim filed on time, or was an extension granted? | <u>X</u> | _____ | * |
| 20. Is the fee enclosed correct? | Exempt <u>X</u> | _____ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | N/A <u>X</u> | _____ | * |
| 22. Should this claim be data entered? | <u>X</u> | _____ | * |

Claim checked by: 70 Date: 7/5/89Claim must be returned to claimant: (Yes) X (No)Claimant must be notified of modifications: (Yes) X (No)Receipt Prepared by: _____ Date: _____
Claim data entered by: SS-7-14-89 Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

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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 A25-12308Date Received 5/26/89Receipt Number E008172

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 2 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Garro Sheep Company Phone (208) 436-3323Mailing Address Route 1, Box 225, Rupert, Idaho Zip 833502. Date of Priority (Only one (1) per claim) May 10, 19103. Source of water supply (a) Springs
which is tributary to (b) Sinks4. a. Location of existing point of diversion is: Township 3S Range 41E Section 6,
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of BinghamAdditional points of diversion if any: SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$

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. Headbox at springs to trough at
springs in NE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$; and headbox and pipeline to troughs in SE $\frac{1}{4}$ NE $\frac{1}{4}$;
pipeline also used for domestic purposes.

Permit Nos. 25-7350, 25-7349 and 25-7348 were filed but are not required to
establish right to use of water.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 5 - 1 to 11-1 amount .29 or _____

For Domestic purposes from 1-1 to 12-31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .33 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) One household, 6000 sheep and 300 cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	
3S	41E	6	S		D&S	S												S	

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes X No _____
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.
_____ or None (x)

14. Remarks: These springs are located wholly and entirely upon the lands of
claimant and are not subject to diversion or appropriation by any other
person without permission of claimant as required by Section 42-212,
Idaho Code.

Last Name Garro Sheep Co. Ident No. _____

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Copies: White - State, Yellow - Claimant

NOV 11 1992

Scale: 2 inches equals 1 mile

+ 3 S R 4 1 E B M
 ☒ = PAIRS OF DIVERSION
 and PLACES OF USE
 PLACES OF USE

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Copies: White-State, Yellow-Claimant
NOV 11 1992

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

of Garro Sheep Company _____, that I have signed the foregoing
Organization
document in the space below as Vice President of Garro Sheep Company
Title Organization

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

Signature of Authorized Agent Larry Garro

Title and Organization Vice President, Garro Sheep Company Date 5/25/89

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

Subscribed and sworn (or affirmed) before me this 25th day of May 19 89

SEAL

Notary Public Roger D. Ling

Residing at Rupert

My Commission Expires 10/30/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling 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 Roger D. Ling

Address P.O. Box 396, Rupert, Idaho 83350

Date May 25, 1989

Last Name Garro Sheep Co. Ident. Number _____

MICROFILMED

Copies White-State, Yellow-Claimant
NOV 11 1992

LING, NIELSEN & ROBINSON

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON
DAVID W. HALEY
MARK A. INGRAM
RICK BOLLAR

ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

May 25, 1989

RECEIVED

MAY 25 1989

Department of Water Resources
Eastern District Office

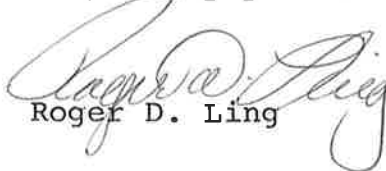
State of Idaho
Department of Water Resources
Eastern Region
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83401

RE: Notice of Claim to a Water Right
Garro Sheep Company

Dear Gentlemen:

I have enclosed herein on behalf of Garro Sheep Company an executed Notice of Claim to a Water Right, together with a check payable to the Department in the sum of \$83.00 for the filing fee on this claim.

Very truly yours,


Roger D. Ling

nk
Enclosures

MICROFILMED

NOV 11 1992

Water Right Number - R25-12308

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
GARRO SHEEP COMPANY

1 - RT 1 BOX 225
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-436-3323

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/10/1910 15 EASTERN J - BENEFICIAL USE

+ - - Source - - - - - + + - - - - - Tributary - - - - - +
SPRING SINKS

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

| Twn | Rng | Sec | Tract | Lot | RFlg | County |
|-----|-----|-----|-------|-----|------|--------------|
| 03S | 41E | 6 | NE NE | | | (11) BINGHAM |

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|----------------|------------------|
| 04 - STOCKWATER | | 05/01 | 11/01 | 0.290 | |
| 43 - DOMESTIC | | 01/01 | 12/31 | 0.040 | |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.330 0.0

+ - - - - - - - - - - - - - Place of Use - - - - - +

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|--------------|
| 03S | 41E | 6 | SW NE | | | 04 | STOCKWATER | (11) BINGHAM |
| 03S | 41E | 6 | SE NE | | | 04 | STOCKWATER | (11) BINGHAM |
| 03S | 41E | 6 | SE SE | | | 04 | STOCKWATER | (11) BINGHAM |
| 03S | 41E | 6 | SW NE | | | 43 | DOMESTIC | (11) BINGHAM |

Total Acres:

+ - - Diversion Means - HEADBOX AT SPRINGHS TO TROUGH AT SPRINGS, PIPELINE USED FOR D/USE

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

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

EXP STOCKWATER, 6000 SHEEP AND 300 CATTLE
PARCEL NO. RP0618700

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

Water right number - R25-12308

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - 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.

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

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

Date: 11/03/1997 User Id: DSMITH Subject: COPIED FROM REMARKS
THESE SPRINGS ARE LOCATED WHOLLY AND ENTIRELY UPON THE LANDS OF CLAIMANT AND ARE NOT SUBJECT TO DIVERSION OR APPROPRIATION BY
ANY OTHER PERSON WITHOUT PERMISSION OF CLAIMANT AS REQUIRED BY SECTION 42-212, IDAHO CODE.

+ - - Audit Fields - - +
11/03/97 DSMITH

+ - - - - 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 | - 11/03/1997 | Old Judicial District | - |
| Claim Received Date | - 05/30/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - E008172 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

AJ5856NP

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

DATE: AUG-25-1997

PAGE: A-4

RIGHT NUMBER: 25-12308

NAME & ADDRESS: GARRO SHEEP COMPANY
ROUTE 1 BOX 225
RUPERT ID 83350

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.33 CFS

PRIORITY DATE: 05/10/1910

POINT OF DIVERSION: T03S R41E S06 NENE Within BINGHAM County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|------------------------------------|---------------|----------|
| | STOCKWATER | 05-01 11-01 | 0.29 CFS |
| | DOMESTIC D/1 HOUSEHOLD, S/6000 SHE | 01-01 12-31 | 0.04 CFS |

| | | | |
|---------------|---------------|-----------------------|--------------|
| PLACE OF USE: | STOCKWATER | Within BINGHAM County | |
| | T03S R41E S06 | SWNE | SENE SESE OK |
| | DOMESTIC | Within BINGHAM County | |
| | T03S R41E S06 | SWNE OK | |

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

THESE SPRINGS ARE LOCATED WHOLLY AND ENTIRELY UPON THE LANDS OF CLAIMANT AND ARE NOT SUBJECT TO DIVERSION OR APPROPRIATION BY ANY OTHER PERSON WITHOUT PERMISSION OF CLAIMANT AS REQUIRED BY SECTION 42-212, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

SE 4* S2NE

RP 0618700

240 acres
no improvements - done
may be outbuilding
Daf

per telephone 10/3/97
MH ex property
Daf

SCANNED

NOV 17 2004

Verified by Sandy Date: 9-15-97Verification Source: Computer printout

PROFILED

BRENT T. ROBINSON
JASON D. WALKER

KELLY ARTHUR ANTHON
BRIAN J. COFFEY

ROGER D. LING, OF COUNSEL

LING, ROBINSON & WALKER

ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

June 8, 2004

Mr. Ryan Mikesell
Water Resource Agent
Adjudication Bureau
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

RECEIVED
JUN 09 2004
Department of Water Resources
Eastern Region

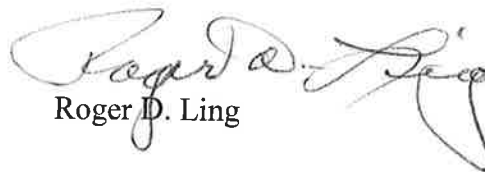
RE: **SRBA Claim of Garro Sheep Co., Inc.**
Water Right No. 25-12308

Dear Mr. Mikesell:

Pursuant to your letter of May 4, 2004, you inquired of Garro Sheep Co., Inc. as to "evidence of priority" for the above water right claim. As you know, the springs which are the source of this water right are located wholly and entirely upon the lands of Garro Sheep Co. Since receiving your letter, an extensive search has been made of records to establish a priority date. In our investigation, we were able to obtain a copy of the original patent to these lands upon which the springs are located and the place of use occurs. As you will notice from the claim, the point of diversion and place of use are located in the East half (E½) of Section 6. The patent was issued on April 12, 1932. A son of Martha S. Stanger, the original settler, is still living. His name is Billie Stanger, who was born in 1919. We are attempting to obtain his affidavit as to the history of his mother's settlement on these lands and use of the spring. Unfortunately, Mr. Stanger is not in good health and we have been unable to obtain an appropriate affidavit to this date. He has confirmed to Tony Garro and LoRetta Garro, stockholders of Garro Sheep Co., Inc., that his mother homesteaded the property in 1910.

We have also enclosed a copy of a Warranty Deed from Francese Garro, the widow of John Garro, and his two sons and their wives, conveying the property to Garro Sheep Co., Inc. in 1966. If you need copies of Deeds to establish the chain of title, please advise and we will make every effort to obtain them from the title company. We will submit the affidavit of Billie Stanger as soon as it can be obtained.

Very truly yours,


Roger D. Ling

RDL:jb
encs
pc: LoRetta Garro

SCANNED

NOV 17 2004

PROFILED

No. 7667

Blackfoot 037024

THE UNITED STATES OF AMERICA

To All to Whom These Presents Shall Come—GREETING:

WHEREAS, A certificate of the Register of the Land Office at Blackfoot, Idaho has been deposited in the General Land Office whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Martha S. Stanger has been established and duly consummated, in conformity to law, for the south half of the northeast quarter and the southeast quarter of Section six and the east half of the northeast quarter of Section seven in Township Three South of Range Forty-one east of the Boise Meridian, Idaho, containing three hundred twenty acres,

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

NOW, KNOW YE, That there is, therefore, granted by the United States unto the said Claimant the tract of land above described:

TO HAVE AND TO HOLD THE SAID TRACT OF LAND, with the appurtenances thereof, unto the said Claimant and to the heirs and assigns of the said Claimant forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I,

HERBERT HOOVER

President of the United States

of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereto affixed.

Given under my hand, at the City of Washington, the twelfth day of April in the year of our Lord one thousand nine hundred and thirty-two and of the Independence of the United States the one hundred and fifty-sixth

BY THE PRESIDENT: HERBERT HOOVER

By Leafie E. Dietz Secretary.

Recorded Patent Number 1054456

Emma L. Warren

Recorder of the General Land Office.

Recorded at the request of Martha S. Stanger, Dec. 19,

A. D. 1932 at 2:32 o'clock P. M.

By Thos. B. Dance Deputy.

P. B. Dance

Recorder.



WARRANTY DEED

FOR VALUE RECEIVED, We, FRANCESE GARRO, a Widow; REECE GARRO and MARY K. GARRO, Husband and Wife; and LARRY GARRO and LORETTA JANE GARRO, Husband and Wife, the Grantors, do hereby grant, bargain, sell and convey unto GARRO SHEEP CO., INC., a Corporation, the Grantee, the following described premises, to-wit:

TRACT 1: The SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, Township 3 South, Range 40 East, Boise Meridian, Bingham County, Idaho.

SE $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 1 and 2 of Section 7, Township 3 South, Range 41 East, Boise Meridian, Bingham County, Idaho.

TRACT 2: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 35; Township 2 South, Range 40 East, Boise Meridian, Bingham County, Idaho.

The N $\frac{1}{2}$ SW $\frac{1}{4}$, Lots 2, 3, 4, 5, 6, 7, 10, 11, 12 of Section 2; and Lots 1, 2, 7, 8, 9, 10, and the SE $\frac{1}{4}$ of Section 3, Township 3 South, Range 40, East, Boise Meridian, Bingham County, Idaho.

Lot 4 of Section 30; Lots 1, 2, 3, 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 2 South, Range 41 East, Boise Meridian, Bingham County, Idaho.

TRACT 3: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30; the SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 31; and the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 32, all in Township 2 South, Range 41 East, Boise Meridian, Bingham County, Idaho.

Lots 3 and 4 of Section 5; the SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 6; the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 7, all in Township 3 South, Range 41 East, Boise Meridian, Bingham County, Idaho.

TRACT 4: The SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 2, Township 3 South, Range 40 East, Boise Meridian, Bingham County, Idaho.

This deed is given in consideration of exchange of equal amount of stock in the Garro Sheep Co., Inc., a corporation, and no other consideration is given for this deed.

This deed is given subject to a first real estate mortgage to the Federal Land Bank of Spokane, Washington, in the amount of \$55,000.00, which said mortgage the grantee assumes and agrees to pay.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said

Grantors do hereby covenant to and with the Grantee that they are the owners in fee simple of said premises, that said premises are free of all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 14th day of February, 1966.

Frances Garro
Larry Garro
Loretta Jane Garro
Reece Garro
Mary K. Garro

STATE OF IDAHO,)
) ss.
County of Minidoka)

Before me, the undersigned, a Notary Public in and for said County and State personally appeared FRANCESE GARRO, a Widow; LARRY GARRO and LORETTA JANE GARRO, Husband and Wife; and REECE GARRO and MARY K. GARRO, Husband and Wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14th day of February, 1966.

121331



STATE OF IDAHO }
County of Bingham, } ss.

I hereby certify that the within instrument was filed for record in this office at the request of

Cresson, Cresson

on FEB 15 1966

at 25 minutes past 11 o'clock

A.M. and was duly recorded in

VOL. 4 OFFICIAL RECORD

Bingham County Records.

GRACE WILLIAMS

County Recorder

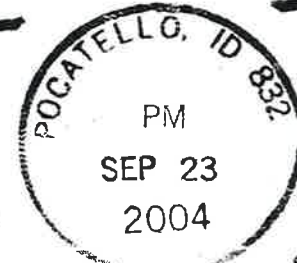
E. J. Milton
Deputy Recorder

Recorder's fee \$ 4.00

[Signature]
Notary Public for Idaho
Residing, Rupert, Minidoka
County therein.

25-12308
NOE

returned for
2nd time.
Apparently
address ~~at~~ county
assessor
(309 N 300 W, Rupert)
is not correct.
JC
9/28/04



U.S. POSTAGE
1330
8937 \$00.60 SEP 23 2004
7881 MAILED FROM ZIP CODE 832

IDAHO DEPT. OF WATER RESOURCES

Eastern Region
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402-1718
(208) 525-7161

To

GARR199 833502020 1504 10 09/26/04
RETURN TO SENDER
GARRO MOVED LEFT NO ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER



SCANNED
OCT 01 2004
PROFILED

Ryan Mikesel Desk