

10/31/2006

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

RIGHT NUMBER: 75-4359A

NAME AND ADDRESS: CLAUDE THOMAS JOHNSON
PO BOX 86
NORTH FORK ID 83466

JEANETTE MARIE JOHNSON
PO BOX 86
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 04/01/1912

POINT OF DIVERSION:

T25N R21E S21 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.050 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T25N R21E S21 SESW 1.80

1.8 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

10/31/2006

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Idaho Department of Water Resources

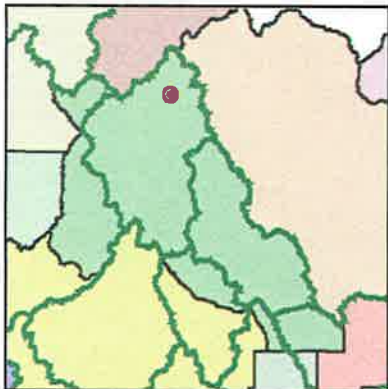
SRBA Recommendation:

75-4359A

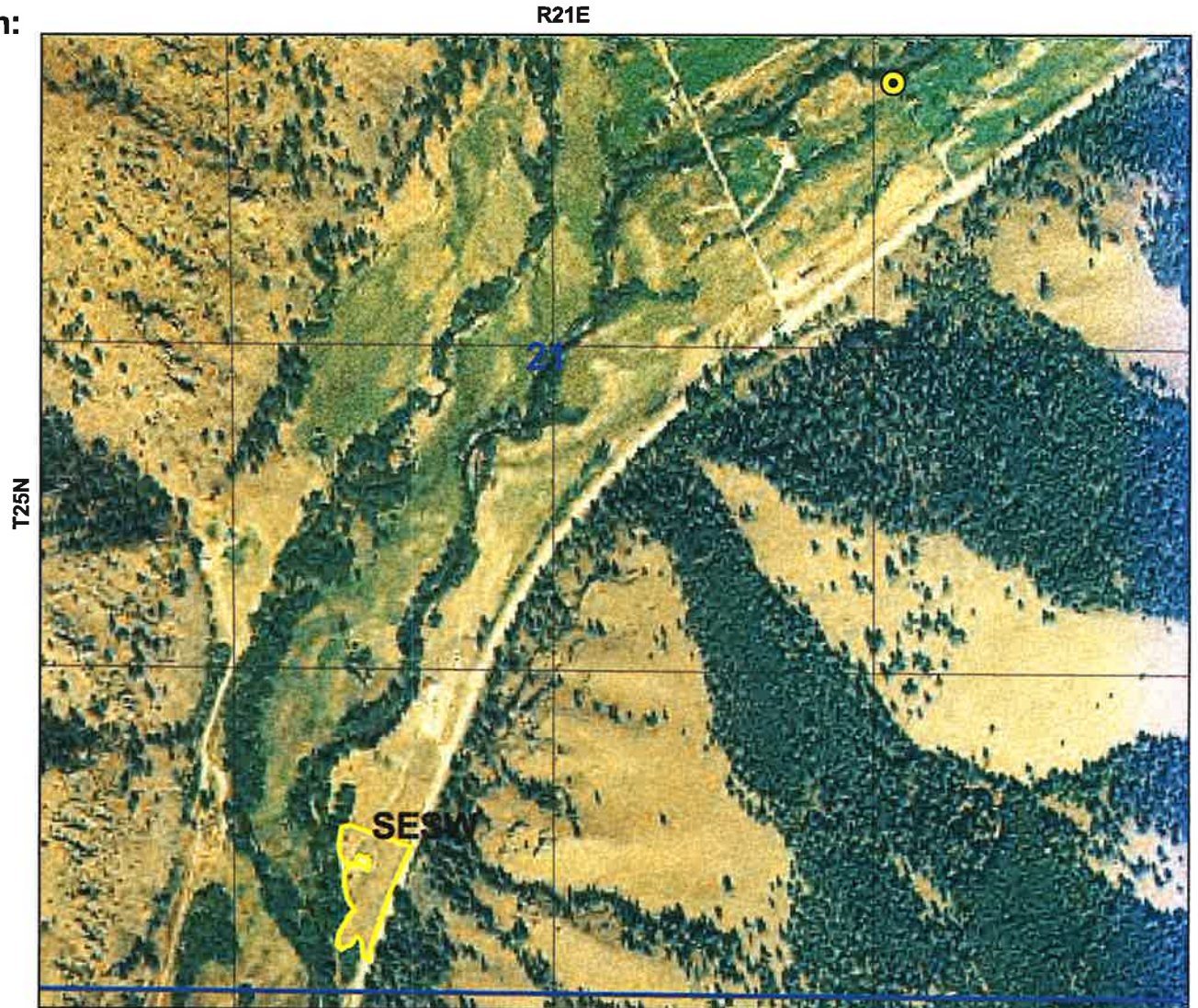
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75

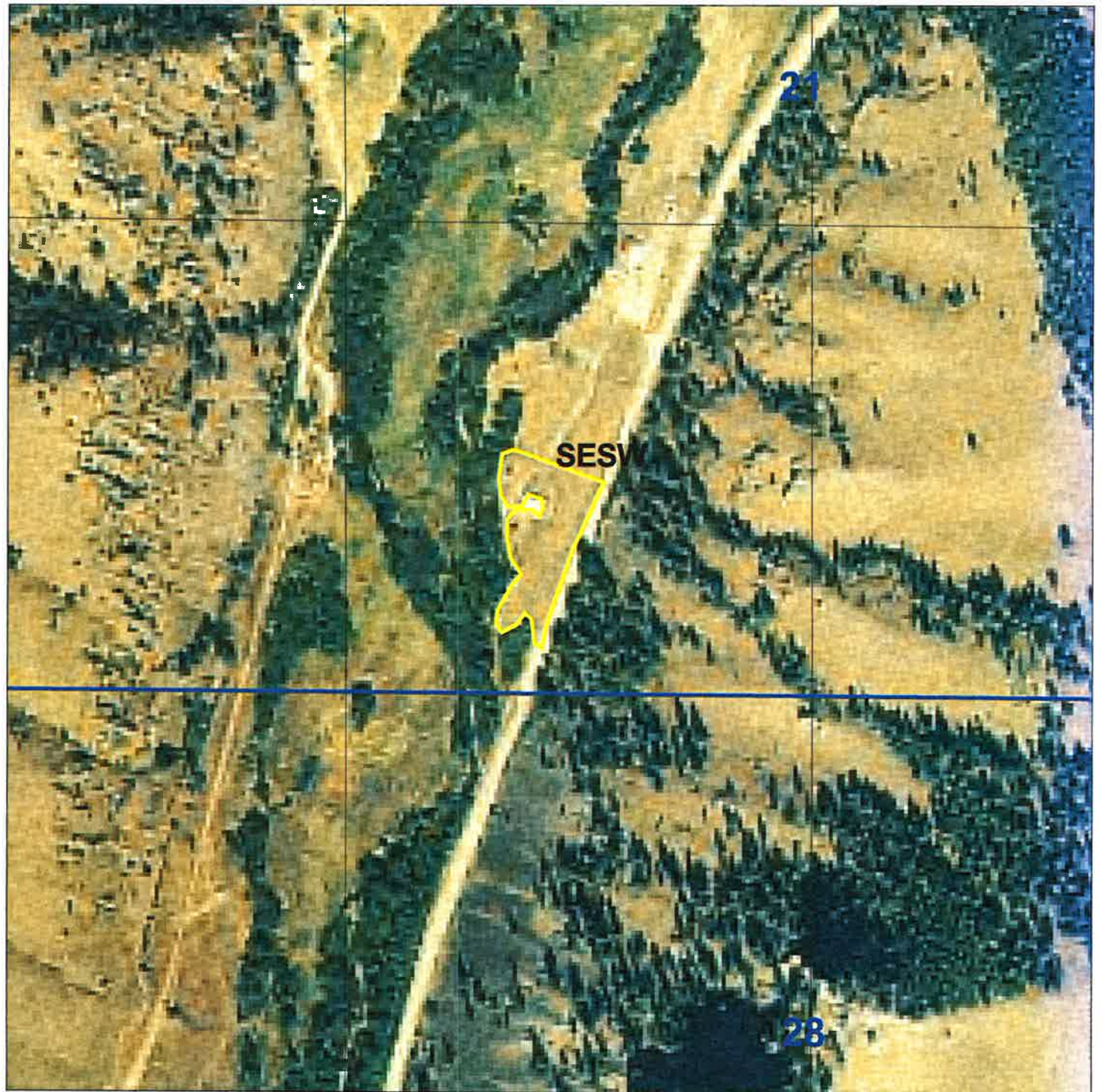


0 0.3 0.6 Miles



Prepared by D. Favreau
On Wednesday, July 26, 2006
1987/88 Aerial Photography

75-4359A





Idaho Department of Water Resources

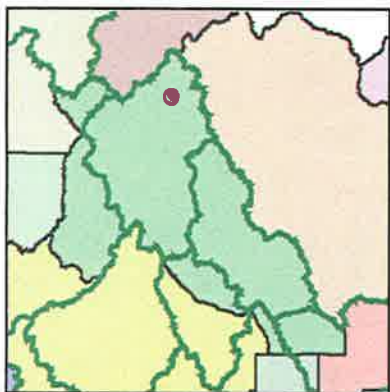
SRBA Recommendation:

75-4359A

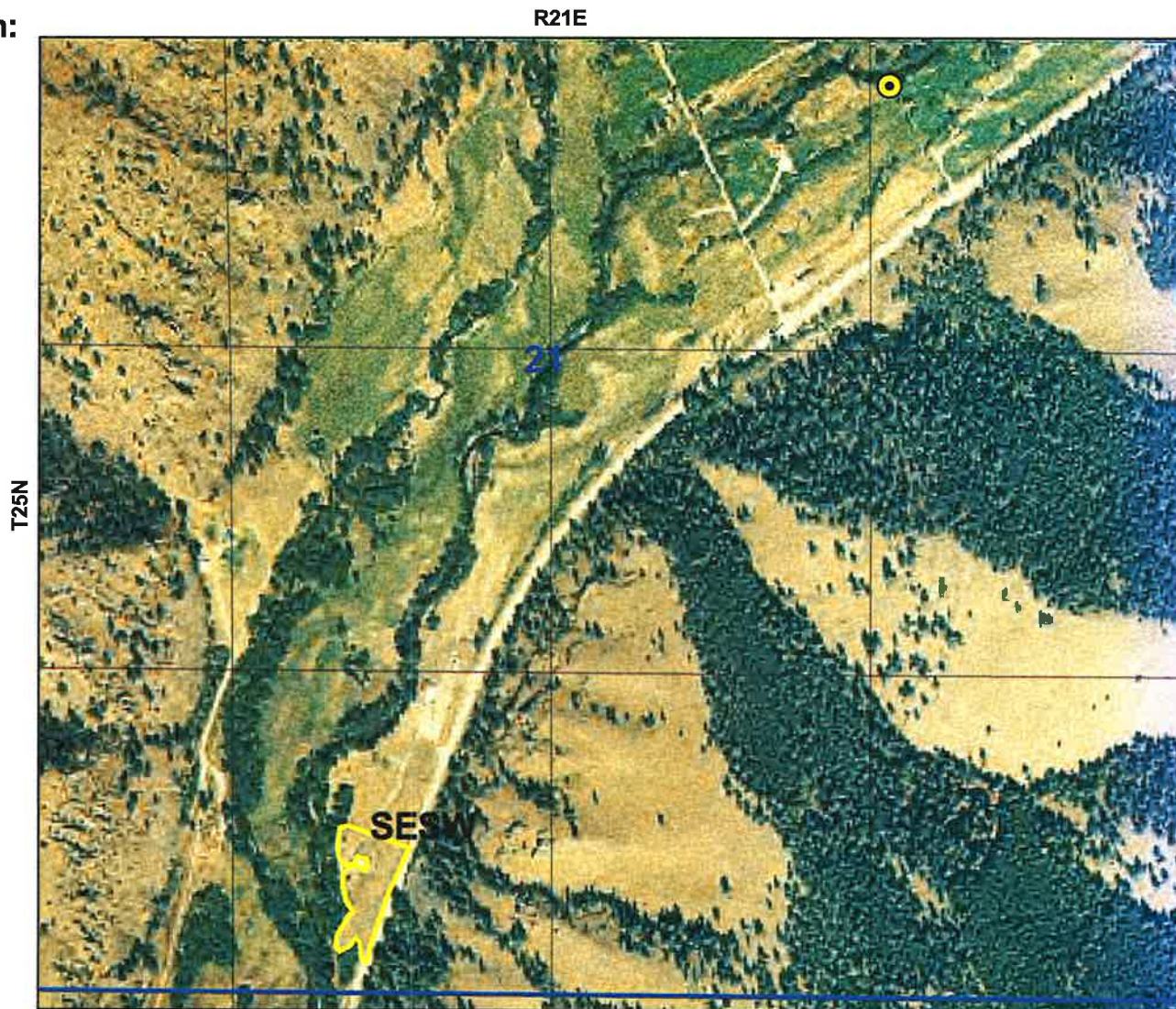
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75

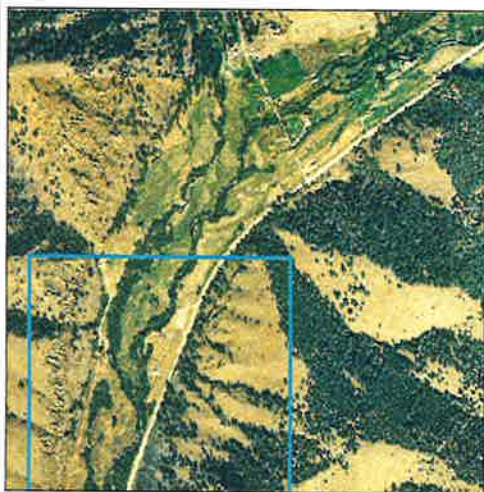
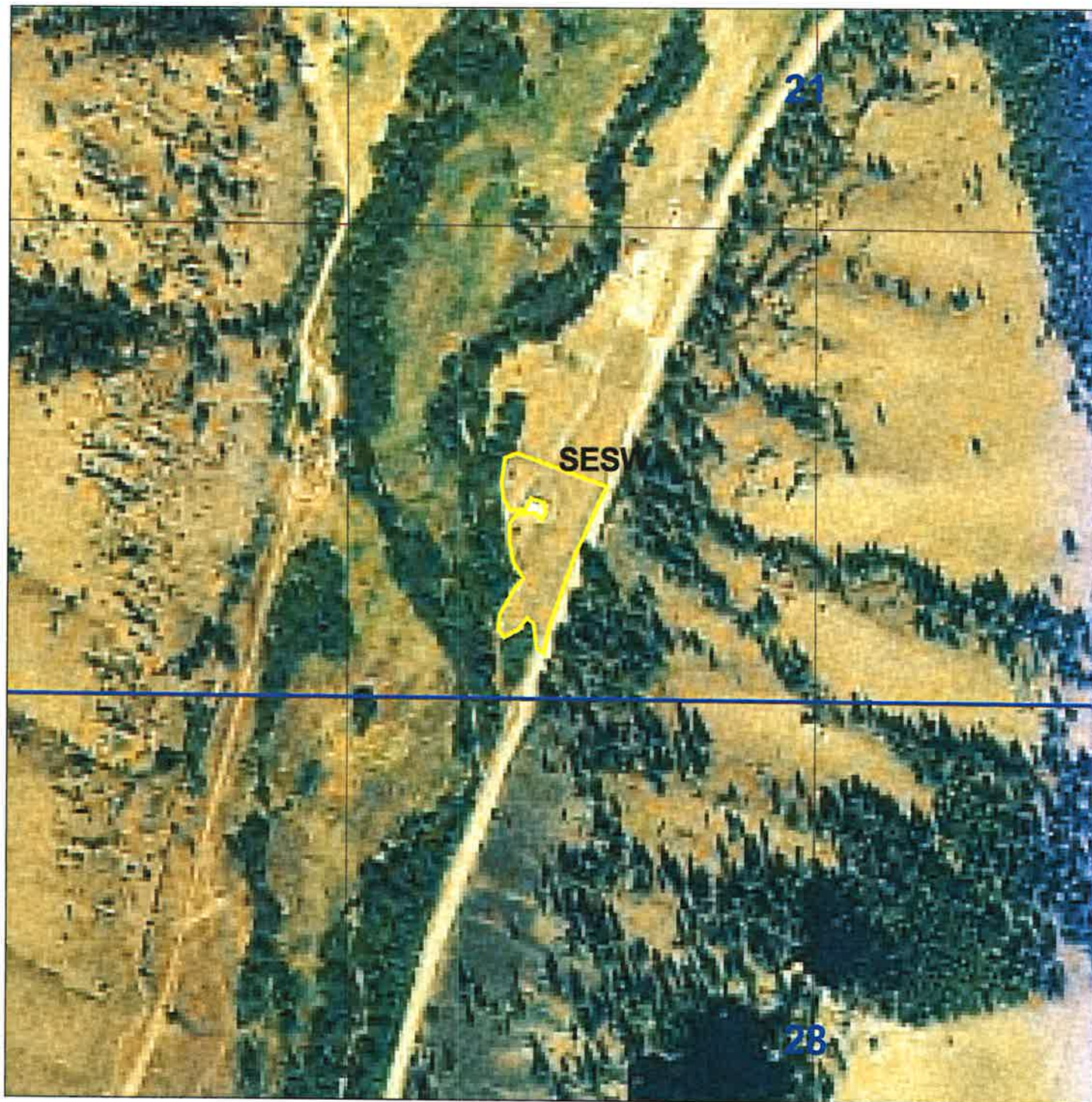


0 0.3 0.6 Miles

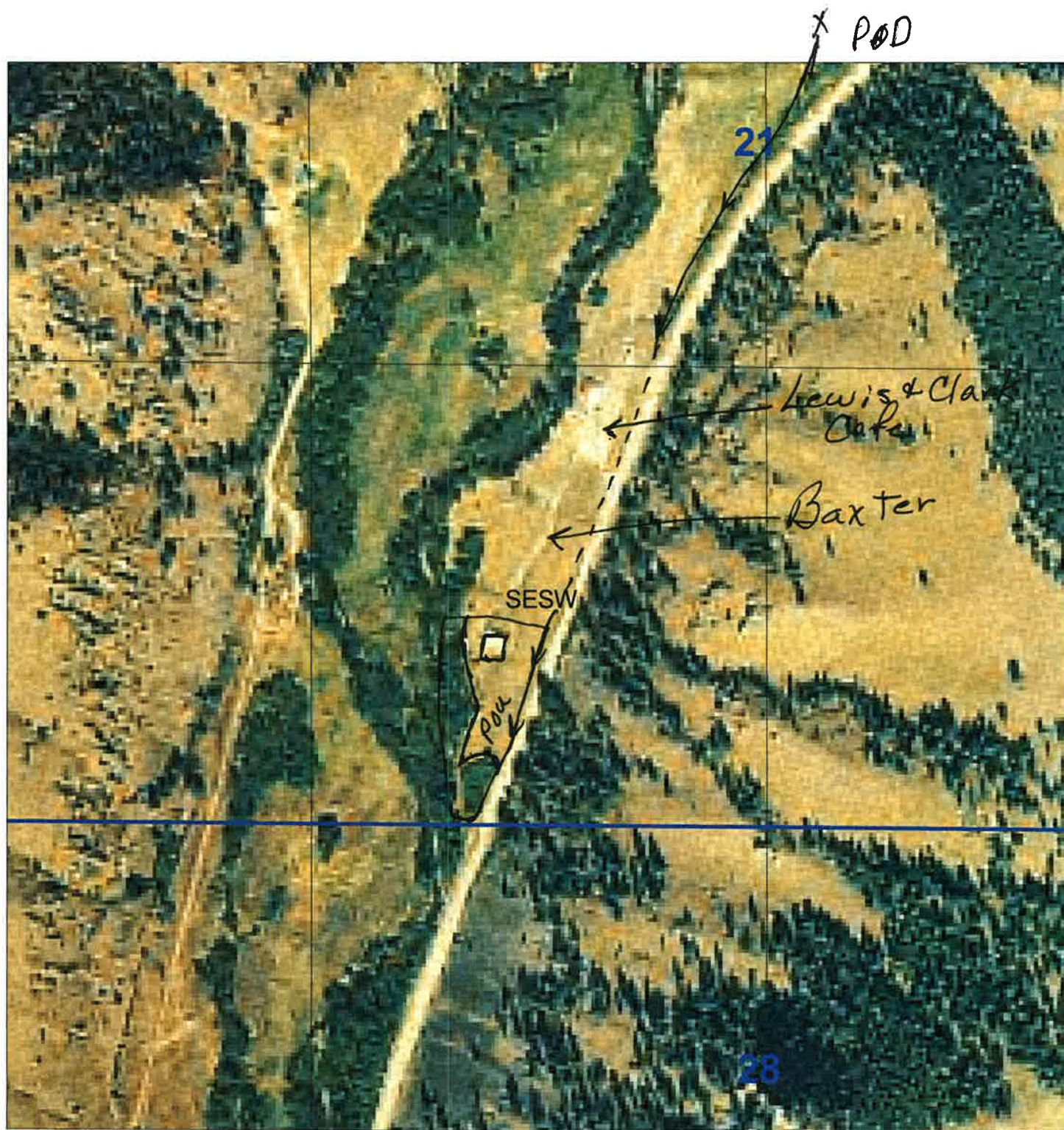


Prepared by D. Favreau
On Wednesday, July 26, 2006
1987/88 Aerial Photography

75-4359A



75-4359A





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

October 31, 2006

Claude & Jeanette Johnson
Box 86
North Fork, ID 83466

RE: 75-4259A

Dear Mr. & Mrs. Johnson:

We have processed your change of water right ownership form. Enclosed is a copy of our recommendation, which we expect to submit in the near future.

Sincerely,

Carolyn Moniz for -

Kenneth Knoblock 
Water Resources Agent

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

RECEIVED

MAY 10 2006

DEPARTMENT OF
WATER RESOURCES

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A75-04359A				

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

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

Gregory J. & Theresa Aland

4. New Owner/Claimant(s)

Charles T. Jeannette M. Johnson

Name Connector (Check one): [] and, [] or, [X] and/or

New Mailing Address

PO Box 86

City, State and ZIP Code

North Fork ID 83424

New Telephone Number

(208) 865-2410

5. Date you acquired the property

12-2003

SCANNED

MAY 11 2006

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)

Claude T. Johnson
Jeanette M. Johnson

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 _____

SCANNED

MAY 11 2006

QUITCLAIM DEED

ORDER NO.: 307032059L-G

FOR VALUE RECEIVED, Lance Bazen and Julie J. Bazen, husband and wife

Do(es) hereby convey, release, remise and forever quit claim unto

Claude T. Johnson and Jeanette M. Johnson, husband and wife

whose current address is::

the following described premises:

A FRACTION OF H.E.S. 55, LOCATED IN UNSURVEYED SECTIONS 21 AND 28, T. 25 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER NO. 12 FROM WHICH CORNER NO. 13 BEARS N 33° 47' 00" E., 435.14 FEET, THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 41° 47' 00" W., ALONG LINE 12-11, A DISTANCE OF 127.94 FEET TO THE CENTERLINE OF THE NORTH FORK OF THE SALMON RIVER; THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE; N. 01° 05' 02" E., 516.43 FEET; N.14° 04' 24" W.,155.78 FEET; THENCE S. 65° 37' 25" E. A DISTANCE OF 410.85 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF US HIGHWAY 93; THENCE S. 22° 01' 30" W., ALONG SAID RIGHT-OF-WAY A DISTANCE OF 554.87 FEET TO A POINT ON THE LINE 12-13; THENCE S. 33° 47' 00" W. ALONG SAID LINE, A DISTANCE OF 94.92 FEET TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

November 21, 2003


Lance Bazen

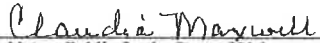

Julie J. Bazen

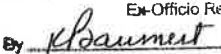
State of Idaho }
County of LEMHI } ss.

On this 23 day of NOVEMBER, in the year 2003, before me, a Notary Public in and for said state, personally appeared LANCE BAZEN & JULIE J. BAZEN known or identified to me to be the persons whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

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




Notary Public for the State of Idaho
Residing at: North Fork, ID 83466
Commission Expires: 03/04/06

State of Idaho) SS No. 256861
County of Lemhi)
This instrument was filed for record at the request
of Alliance
at 3:25 o'clock P.m 9 Dec 2003
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By  Deputy
Fee 3.00

SCANNED
MAY 11 2006

256859

State of Idaho }
County of LEMMING } ss.

On this 23 day of NOVEMBER, in the year 2003, before me, a Notary Public in and for said state, personally appeared LAUREL BAZEN & JULIE J. BAZEN known or identified to me to be the persons whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

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



Claudia Maxwell
Notary Public for the State of Idaho
Residing at: North Fork Id 83466
Commission Expires: 03/07/06

SCANNED

MAY 11 2006

WARRANTY DEED

Order No.:307032059L-G

FOR VALUE RECEIVED

Gregory J. Aland and Theresa R. Aland, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Lance Bazen and Julie J. Bazen, Husband and Wife

whose current address is

Stevensville, MT

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

State of Idaho)
County of Lemhi) SS No. **256860**

This instrument was filed for record at the request

of Alliance
at 3:04 o'clock p.m. 9 Dec 2003

and duly filed and indexed in the records of Lemhi
County

Tammi J. Moxton
Ex-Officio Recorder

By K. Baument Deputy

Fee 3.00

Return to _____

A FRACTION OF H.E.S. 55, LOCATED IN UNSURVEYED SECTIONS 21 AND 28, T. 25 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 11/24/2003

Gregory J. Aland
Gregory J. Aland

Theresa R. Aland
Theresa R. Aland

State of Idaho California }
County of Lemhi San Diego } ss.

On this Thursday of December 2003, before me, a Notary Public in and for said state, personally appeared Gregory J. Aland & Theresa R. Aland

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

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



Jerry Dawson
Notary Public for the State of Idaho California
Residing at: 9031 Memory Lane, Spring Valley, CA
Commission Expires: July 5, 2005

SCANNED

MAY 11 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Daryl A. Becker and Virginia H. Becker,
(Name of Claimant)

P. O. Box 1155, North Fork, Idaho 83466
(Mailing Address)

Telephone No. 865-2162

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1912

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

North Fork River tributary to Salmon River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)		
			(Mo., Day)		(Mo., Day)
Quantity	.3 cfs	Use <u>Irrigation</u>	Period of Use From <u>April 1</u>	To	<u>Nov. 1</u>
Quantity		Use _____	Period of Use From _____	To	_____
Quantity		Use _____	Period of Use From _____	To	_____
Quantity		Use _____	Period of Use From _____	To	_____
Quantity		Use _____	Period of Use From _____	To	_____

- | | | |
|-----|-----------------|----------------------|
| (4) | .3 cfs | TOTAL QUANTITY USED. |
| | (cfs. gpd. AFA) | |

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ SW ¼, Sec. 21 Twp. 25N Rge. 21E B.M., County of Lemhi

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water is diverted by a wooden headgate through a small ditch a distance of approximately $\frac{1}{2}$ mile

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 2.88

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A75-04359A

1. ☐ No Change NAME IS SAME
☐ NEW OWNER: Claude & Jeanette Johnson
☐ No Change ADDRESS
☒ NEW ADDRESS: 2552 Hwy 93N Northfork, Id 83466
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:
GPS Site Tag No.: A0014974 GPS 058

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____
☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____

8. ☒ No Change - NON-IRRIGATION USES:

- ☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

Right now the parking lot of the Lewis + Clark cafe and Mr. Boxter's horse corral is blocking the Johnson's ditch to their property. The Johnsons are trying to work something out with these other folks.

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Print Name

Jack F. Ellis

Signature

When talking to Bob Foster, they thought they had sent in a Co. They are sending in another one, just to make sure.



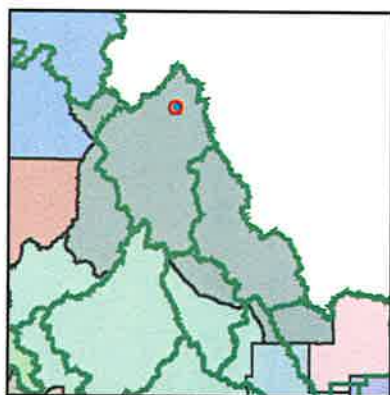
Idaho Department of Water Resources

Adjudication Claim:

75-4359A

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Sunday, March 5, 2006
1987/88 Aerial Photography

Owner: GREGORY J ALAND

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 19, 2002

GREGORY & THERESA ALAND
PO BOX 275
NORTH FORK ID 83466

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 75-4359A

Dear Mr. & Mrs. Aland:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jenniter Crabtree

Technical Records Specialist

Enclosure

p.s. Your request to change 75-10022 was sent to our state headquarters in Boise for processing. To follow up on the status of this change, please call Kari Lynn Townsend at (208) 327-7900.

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

*Copy sent
to Kai Lynn
5/17/02*

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	75-4359A	☒			
	75-10022	☐			
		☐			
		☐			
		☐			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *\$25 - paid*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Daryl A & Virginia H. Beck
4. New Owner/Claimant(s) Gregory J & on Theresa R. Alamo
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address Po Box 275
- City, State and ZIP Code North Fork ID 83466
- New Telephone Number (541) 218-3430
5. Date you acquired the property May 16 2002

*Amend 75-4359A to 3.56 acres
 + change ownership
 (don't split)
 per EC
 6/18/02*

RECEIVED

MAY 17 2002

Department of Water Resources
 Eastern Region

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	<u>.163 cfs</u>	<u>3.56 ac</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>.163 cfs</u>	

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)

James R. Taland

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 gc Date 5-17-02 Fee 25
 Received by gc Date 5-17-02 Receipt No. E027764
 Processed by _____ AJ Date _____ WR _____ Date _____

GRANT DEED

THIS INDENTURE is made this 16th day of May, 2002, between Robert E. Farnam, Personal Representative of the Estate Of Daryl A. Becker, of Idaho Falls, County of Bonneville, State of Idaho, the "Grantor", and Gregory J. Aland and Theresa R. Aland, husband and wife, whose mailing address is Box 491, Detroit, Oregon 97342, the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described property in the County of Lemhi, State of Idaho, to-wit:

A fraction of H.E.S. 55, located in unsurveyed Sections 21 and 28, T. 25 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at Corner No. 12 from which Corner No. 13 bears N.33°47'00" E. 435.14 feet, the Basis of Bearing of this description, run thence N. 41°47'00" W., along Line 12-11, a distance of 127.94 feet to the centerline of the North Fork of the Salmon River; thence the following courses and distances along said centerline; N.01°05'02" E. 516.43 feet; N. 14°04'24" W. 155.78 feet; thence S.65°37'25" E. a distance of 410.85 feet to a point on the Westerly Right-of-Way of US Highway 93; thence S.22°01'30" W., along said Right-of-Way a distance of 554.87 feet to a point on the Line 12-13; thence S. 33°47'00" W., along said line, a distance of 94.92 feet to the POINT OF BEGINNING.

This property shall be limited to use as residential. No structure shall be erected, altered, placed or permitted to remain on the land other than a single dwelling, private garage and related outbuildings to include dwellings for domestic pets. No business can be operated on the property other than a home business which does not visually or environmentally impact the residential character of the real property. This provision shall be a covenant running with the land and be included in the deed for this and any subsequent conveyances.

SUBJECT to all real property taxes and assessments, all existing patent reservations, easements, rights of way, protective covenants and other matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the property and the appurtenances unto the Grantee, and to Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

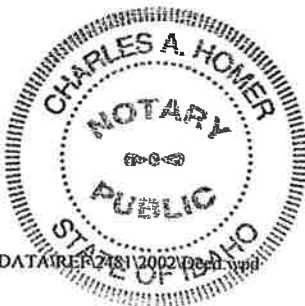
IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.


Robert E. Farnam, Personal Representative
of the Estate Of Daryl A. Becker,
Grantor

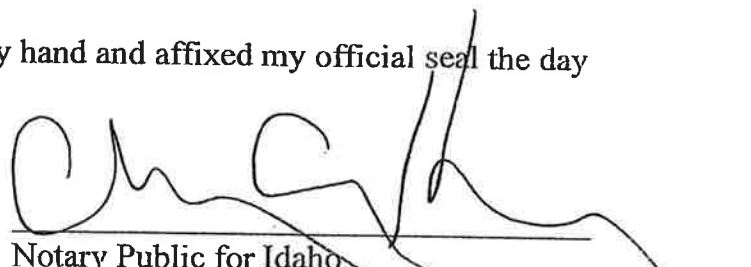
STATE OF IDAHO)
)ss.
County of Bonneville)

On the 14th day of May, 2002, before me, the undersigned notary public in and for said State, personally appeared Robert E. Farnam, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Daryl A. Becker, and acknowledged to me that he executed the same as such Personal Representative.

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



G:\WPDATA\REF 2181\2002\05-14-02


Notary Public for Idaho
Residing at Idaho Falls, Idaho
My Commission Expires: 12/6/2004

SCANNED

OCT 10 2001

JANUARY 27, 1993

CHARLES HOMER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: CHANGE IN OWNERSHIP FOR A75-04359 - DARYL A
BECKER/HENRY GUIDOTTI - A75-04359A AND A75-04359B

Dear Mr. Homer:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) split into two separate portions.

The "A" portion (A75-04359A) is for Daryl A Becker, 0.50 cfs on 4.9 acres; the "B" portion (A75-04359B) is for Henry Guidotti, 0.50 cfs on 5.1 acres.

Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your client's records.

Also enclosed is an "Evidence of Priority" letter that is self explanatory, along with a brochure.

Respectfully submitted,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosures: Notices of Claim
Evidence of Priority Letter/Brochure

MICROFILMED

APR 19 1994

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIE T. TYLER
JOHN G. SIMMONS
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 610
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

January 4, 1993

Dave Carlson
Department of Water Resources
Eastern District Office
150 Shoup Avenue
Idaho Falls, Idaho 83402

JAN 05 1993

RE: ASSIGNMENT OF NOTICE OF CLAIM NO. 75-04359

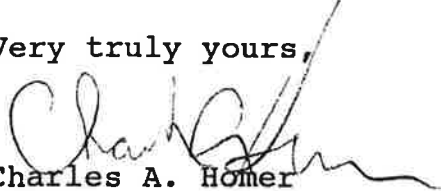
Gentlemen:

I am enclosing for reference purposes a copy of your letter to me dated December 16, 1992. I am also returning to you my letter dated November 16, 1992, with the attached documentation on the partial assignment of the Notice of Claim No. 75-04359.

In response to your request for additional information, I am enclosing a copy of the warranty deed from Mr. Becker to Mr. and Mrs. Guidotti which is now being held in escrow under the terms of a Contract of Sale entered into between Mr. Becker and Mr. and Mrs. Guidotti. I am also enclosing a copy of a survey map which sets forth Parcel A containing 5.10 acres and Parcel B containing 3.560 acres. Parcel A containing 5.10 acres is the property which is being sold on contract by Mr. Becker to Mr. and Mrs. Guidotti. Parcel B containing 3.560 acres is the property which is to be retained by Mr. Becker. The parties agreed that the water rights pertaining to these two parcels are to be divided equally between Mr. Becker and Mr. and Mrs. Guidotti.

I hope that this documentation provides to you the information which you have requested. If you need any additional information pertaining to this transfer, please contact our office.

Very truly yours,


Charles A. Homer

CAH/sb
Enc.
#3693

MICROFILMED

APR 19 1994

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 75-4359A
Date Received: 12/19/1989
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREGORY J ALAND Phone: (541) 218-3430
PO BOX 275
NORTH FORK ID USA 83466

THERESA R ALAND Phone: (541) 218-3430
PO BOX 275
NORTH FORK ID USA 83466

2. Date of Priority: 04/01/1912

3. Source: SALMON RIVER NORTH FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
25N	21E	21	NE SW	LEMHI	

5. Description of diverting works:

WATER DIVERTED BY WOODEN HEADGATE THROUGH SMALL DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.5	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
25N	21E	21	SE	SW	IRRIGATION	3.56
					Section Acres	3.56
					Total Acres	3.56

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

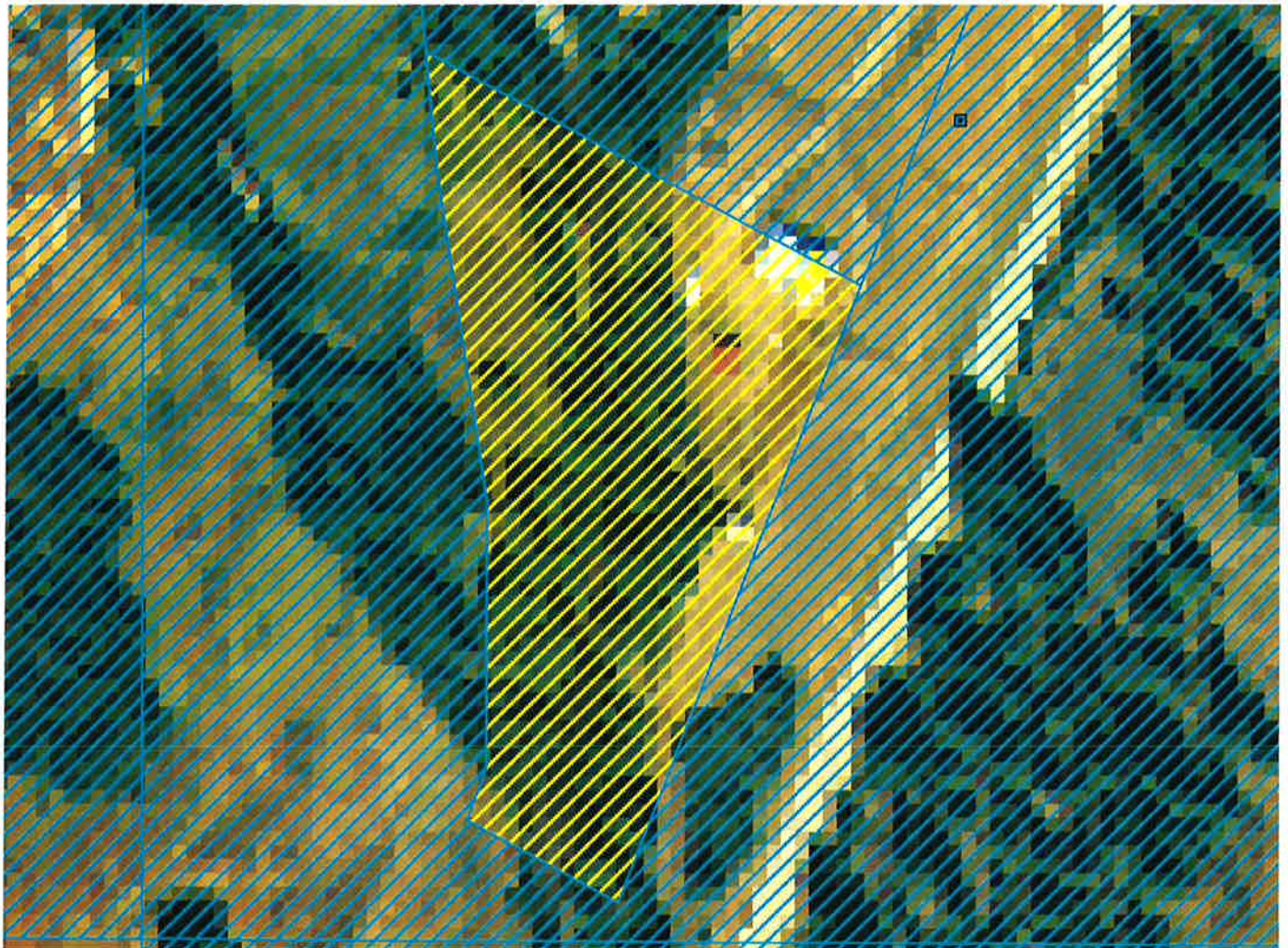
14. Remarks:

PROPERTY IS ALSO KNOWN AS PARCEL B OF HOMESTEAD ENTRY SURVEY NO. 55.

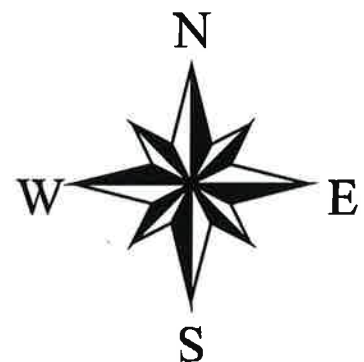
PAID RECIEPT E011349

15. Basis of Claim: Beneficial Use

75-4359A



0.03 0 0.03 0.06 Miles

A horizontal scale bar with alternating black and white segments, used to indicate distance in miles.

POB-AJ Claim Claim POB
POU-AJ Claim Claim POU

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: A75-04359A
Date Received: 12/19/1989
Receipt No: X777777
Received By: _____

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

1. Name: DARYL A. BECKER 208-523-0620
Address: P.O. BOX 50130
IDAHO FALLS ID 83405

2. Date of Priority: APR 1, 1912

3. Source: NORTH FORK SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	21E	21	NE	SW			LEMHI

5. Description of diverting works:
WATER DIVERTED BY WOODEN HEADGATE THROUGH SMALL DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	21E	21	SE	SW		IRR	2.9
						Section Acres	2.9
		28	NE	NW		IRR	2.0

A7504359A



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	4.9

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:
PAID RECIEPT E011349

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 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: _____