

12/21/2006

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

RIGHT NUMBER: 75-13710

NAME AND ADDRESS: KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

RICHARD STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.150 CFS

PRIORITY DATE: 02/19/1912

POINT OF DIVERSION:

T23N R22E S17 NWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.150 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S17

NENW

1.90

T23N R22E S17

SENE

3.50

5.4 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: BASIS OF CLAIM - Beneficial Use

12/13/2006

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

RIGHT NUMBER: 75-13710

NAME AND ADDRESS: KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

RICHARD STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.150 CFS

PRIORITY DATE: 07/10/1911

POINT OF DIVERSION:

T23N R22E S17 NWNE 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	0.150 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T23N R22E S17	NENW	1.90	T23N R22E S17	SENE	3.50
---------------	------	------	---------------	------	------

5.4 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: BASIS OF CLAIM - Beneficial Use

02/09/2006

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

RIGHT NUMBER: 75-13710
NAME AND ADDRESS: GARY L GODFREY
265 HWY 93 N
SALMON ID 83467-3902
SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.150 CFS
PRIORITY DATE: 04/01/1912
POINT OF DIVERSION:
T23N R22E S17 NWNE 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	0.150 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T23N R22E S17	NENW 1.30	T23N R22E S17	SENW 2.60
---------------	-----------	---------------	-----------

3.9 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

Void



Idaho Department of Water Resources

RECEIVED
DEC 15 2006
IDWR/North

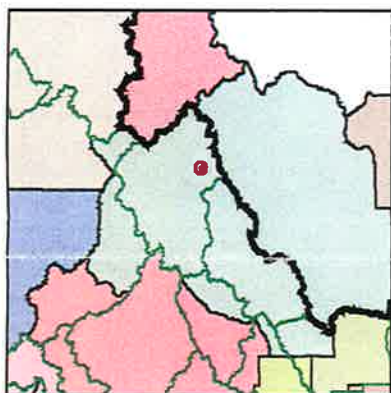
SRBA Recommendation:

75-13710

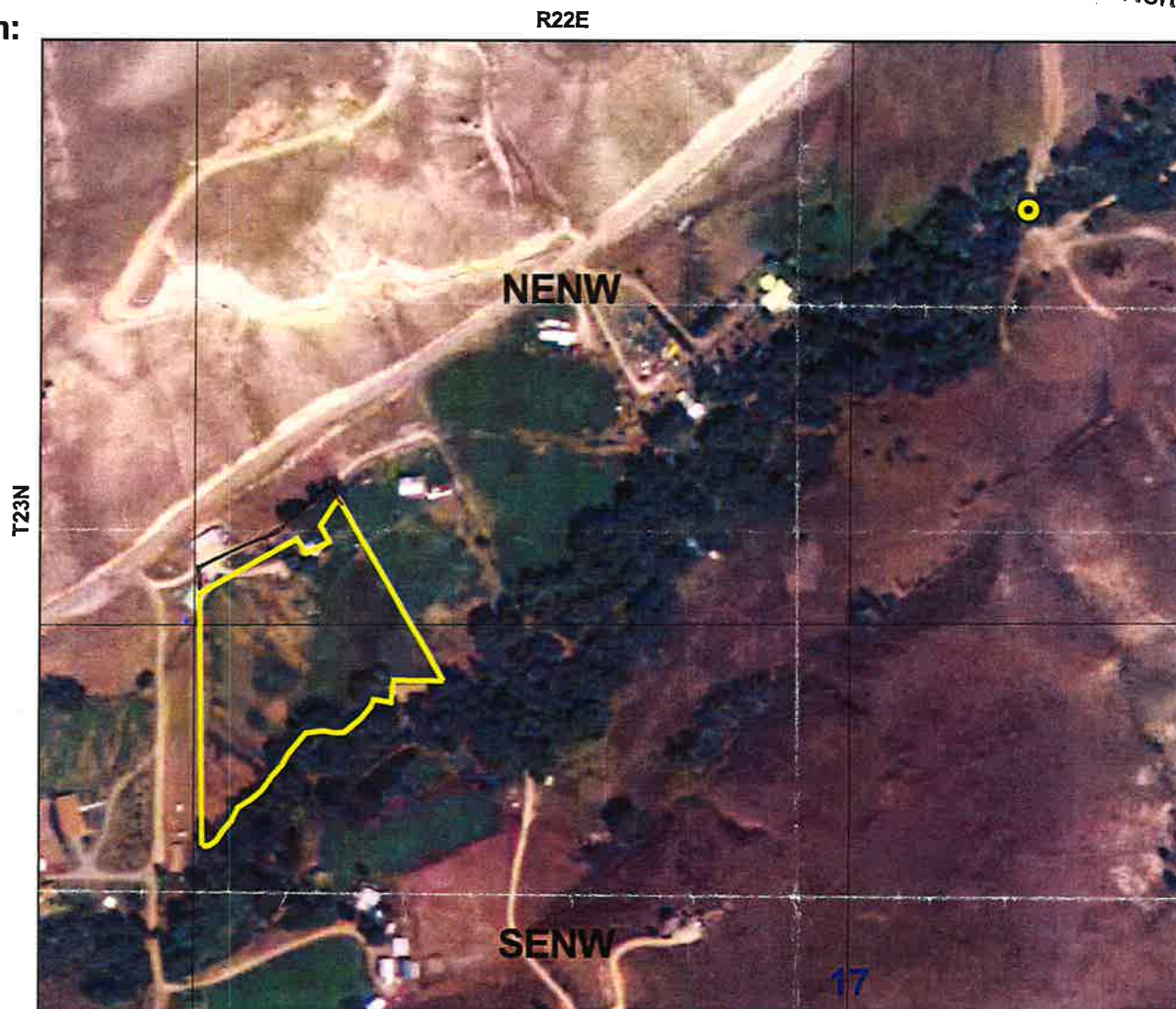
(Irrigation)

Legend

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



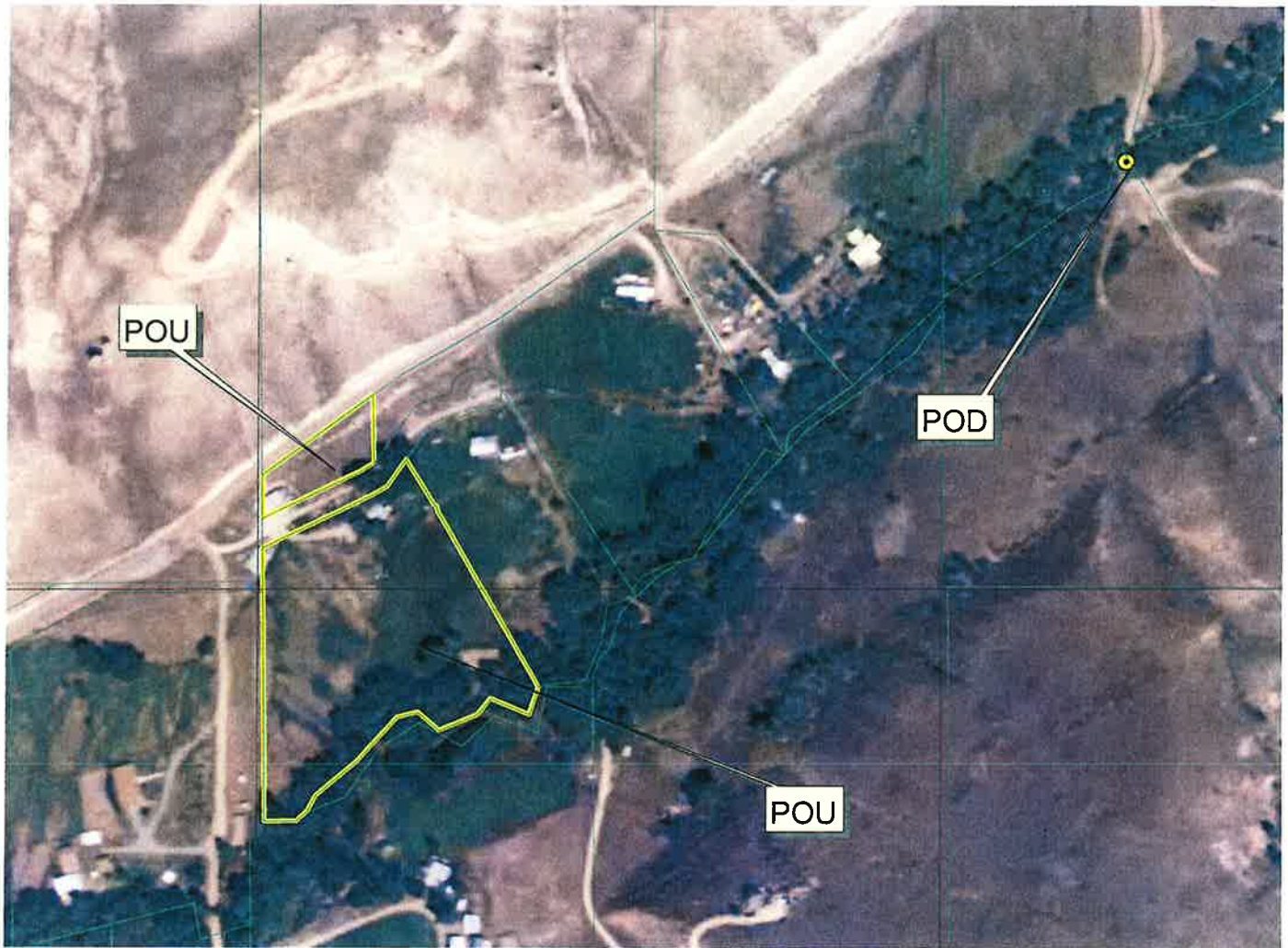
Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

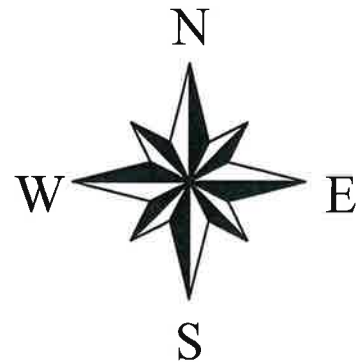
Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

75-13710



0.1 0 0.1 0.2 Miles

-  Lemhi taxlots
-  GCDB23N22E GCDB
-  Theme29.shp
-  Theme28.shp
-  Pou.shp
-  Pod.shp
-  Administrative BasinsAdminbas.shp



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO.:

75-13710

T23N R22E Sec. 17

LEGEND

 Point(s) of Diversion

 Place of Use

Gov. Lot Numbers

 Townships

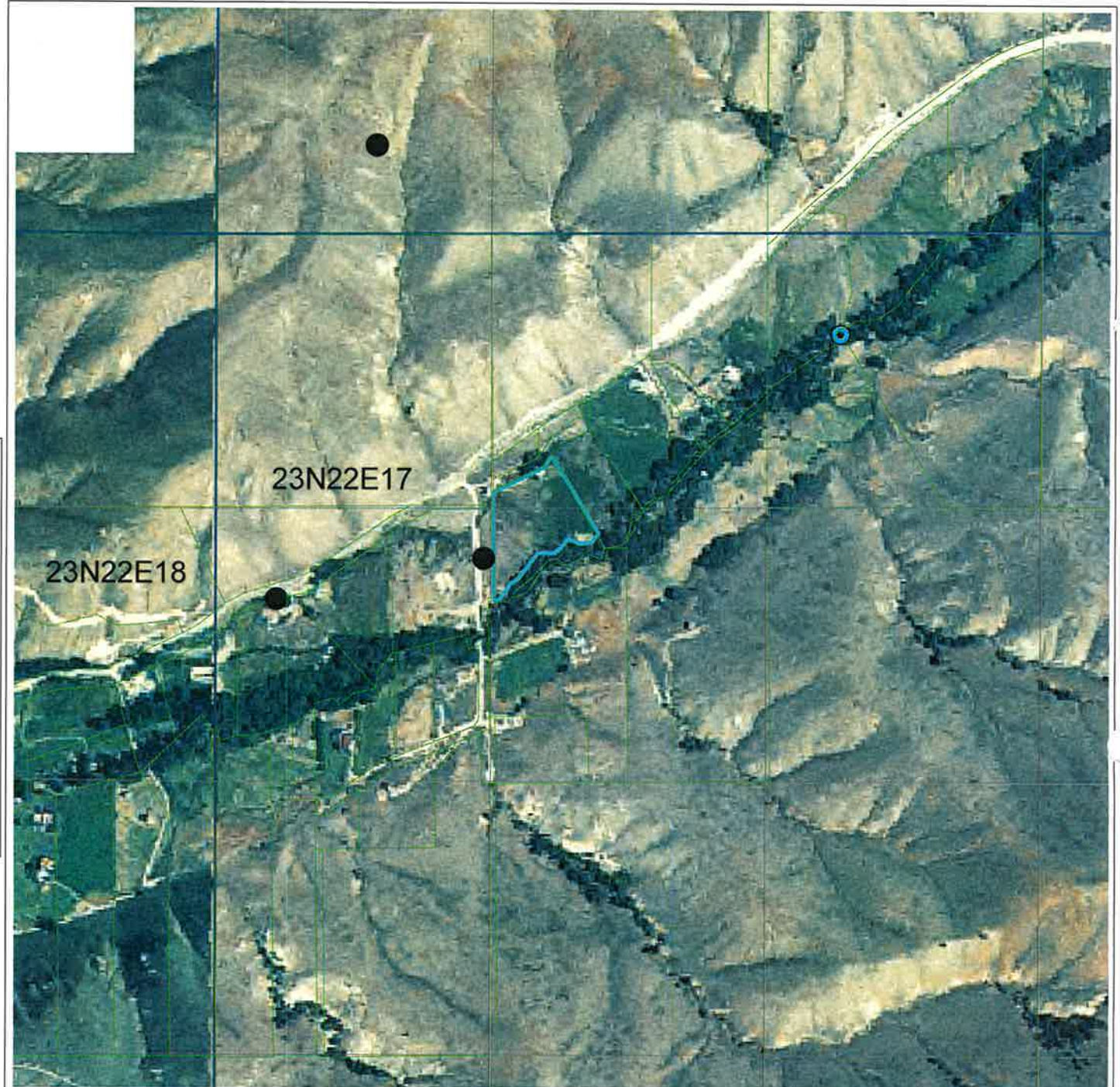
 Sections

 Quarter Quarter

IMAGE 1993 True Color



Prepared By: Asher Barton
November 14, 2005



RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: 12224

Date: 7/11/79
Time: 1:00 PM

Received
From: J. J. Taylor, Jr.

Type of Payment

Program A cct

Amount

Total

105.00

Signature:

J. J. Taylor

11/20/2006

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: 12/13/2006

Water right number: 75-13710

KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404
Telephone Number: (801)782-0054

RICHARD STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404
Telephone Number: (801)782-0054

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

PRIORITY DATE: ~~8/21/1911~~ 04/01/1912 ACRES TOTAL: 3.9
PERIOD OF USE: 04/01 - 10/31

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

PRIORITY DATE: 08/21/1911 ACRES TOTAL: 5.4
PERIOD OF USE: 04/01 - 11/01

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

THE ABOVE ERRORS AND CHANGES THAT NEEDED TO BE
MADE ARE BASED ON WATER RIGHT NUMBER 75-13710

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

DATE: DEC. 6, 2006 SIGNATURE: Richard Stacey Katie Stacey
Please print your name: RICHARD STACEY Katie Stacey

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800



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

January 11, 2007

RICHARD & KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

Re: Tower Creek Adjudication Recommendation

Dear Mr. & Mrs. Stacey:

Enclosed is a spreadsheet that summarizes recommendations filed with the SRBA court for claims for water from Tower Creek for properties that were settled in the 1890's or early 1900's. The claims had a wide array of priority dates and evidence in support of those priority dates was received. Some of you filed a Notice of Error in response to the Recommended Findings that were mailed out to claimants in November 2006. Some of you may have already received a response from us regarding your Notice of Error.

After looking at each right separately, we concluded that a more systematic approach to how recommendations were made was required. It seemed to us that it made sense to have the same priority date recommended for all of the property that was originally part of a single homestead. To that end we evaluated the Evidence of Priority information that was submitted and used the earliest date that we felt could be verified. In some cases documents were submitted that may reference dates earlier than what we have recommended, but the extent of development was not quantified. The spreadsheet lists the various water rights and the basis for the selection of the date used. Please note that you still have the option of filing an objection with the court if you disagree with these recommendations

If you have any questions please don't hesitate to contact us.

Sincerely

Robert G. Haynes P.E.
Regional Manager



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

December 13, 2006

Richard Stacey
1116 N Harrisville Rd.
Ogden, UT 84404

Re: Claim 75-13710

Dear Mr. Stacey:

Enclosed is a new map and a preliminary recommendation reflecting the comments you made on the Notice of Error Reply. You indicated on the Notice of Error Reply, the priority date should be changed to August 21, 1911. Evidence shows a priority date of July 10, 1911 could be justified, so the new recommendation will reflect that date. The period of use April 1 to October 31 reflects the growing season for your area rather than November 1.

Please contact me if you feel the changes made are incorrect.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

DEC 12 2006

11/20/2006

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: 12/13/2006

Water right number: 75-13710

KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404
Telephone Number: (801)782-0054

RICHARD STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404
Telephone Number: (801)782-0054

SCANNED

DEC 12 2006

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

PRIORITY DATE: ~~8/21/1911~~ 04/01/1912 ACRES TOTAL: 3.9
PERIOD OF USE: 04/01 - 10/31

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

PRIORITY DATE: ~~08/21/1911~~ ACRES TOTAL: 5.4
PERIOD OF USE: 04/01 - 11/01

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

THE ABOVE ERRORS AND CHANGES THAT NEEDED TO BE
MADE ARE BASED ON WATER RIGHT NUMBER 75-13710

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

DATE: DEC. 6, 2006 SIGNATURE: Richard Stacey Katie Stacey
Please print your name: RICHARD STACEY Katie Stacey

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

Tower Creek Upper ditch

GPS Site Tag No.: A0015036

POD Location: T23N, R22E, S17, NWNE

Rate Measured: 4.59 cfs

Claim No.	Priority Claimed	Rate Claimed (cfs)	Priority Rec.	Rate (0.02 cfs/acre)	Ditch Length (mi.)	Conveyance Loss (cfs)	Max. Rate (cfs)	Rec. Rate (cfs)
75-2004A	2/19/1907	0.230	2/19/1907	0.016	0.653	0.261	0.28	0.15
75-2004H	2/19/1907	0.123	2/19/1907	0.084	0.417	0.167	0.25	0.12
75-2004K	2/19/1907	0.047	2/19/1907	0.046	0.481	0.192	0.24	0.05
75-2004L	2/19/1907	0.110	2/19/1907	0.038	0.581	0.233	0.27	0.11
75-4208A	4/1/1911	0.065	4/1/1912	0.012	0.076	0.030	0.04	0.01
75-4208B	4/1/1911	0.025	4/1/1912	0.010	0.137	0.055	0.06	0.03
75-7192	4/17/1981	0.090	4/17/1981	0.028	0.170	0.068	0.10	0.09
75-10280	8/10/1904	0.180	4/1/1912	0.036	0.170	0.068	0.10	0.10
75-11623	7/10/1906	0.060	4/1/1912	0.046	0.268	0.107	0.15	0.06
75-13710	8/21/1911	0.150	4/1/1912	0.078	0.313	0.125	0.20	0.15
						0.000	0.00	

1.70 0.63

Conveyance Loss (Worstell Method)

$$S = (W)(i)(0.0667)$$

where: S = loss in cfs/mile

W = top width of ditch high water mark in feet

i = loss rate in feet per day (see table)

0.0667 is a factor to convert to cfs/mile

Type of Soil	Loss Rate i (ft/day)
med. Clay loam	0.5 to 1.5
impervious clay	0.5
med. Soils	1.0
somewhat pervious	1.5 to 2.0
gravel	2.5 to 5.0

W = 3.0 ft.

i = 2.0 ft/day

S = 0.40 cfs/mi.

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

CLAIM NO(s). 75-13710

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☐ No Change ADDRESS _____

☐ NEW ADDRESS: _____

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.: A0015036

GPS FILE # T06H020B

Township 23N Range 22E Section 17 1/4 NW 1/4 NW 1/4 NE

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

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

diversion in creek, ditch to place of use

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: <u>irr.</u>	Township <u>23N</u>	Range <u>22E</u>	Section <u>17</u>	<u>1/4 NE</u>	<u>1/4 NW</u>
Use: <u>irr.</u>	Township <u>23N</u>	Range <u>22E</u>	Section <u>17</u>	<u>1/4 SE</u>	<u>1/4 NW</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>
Use: _____	Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>

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

POU includes NENW 23N 22E 17, shares POD with 75-2004A
75-2004H, 75-2004K, 75-2004L, 75-4143, 75-7193, 75-10280, 75
4208A, 75-4208B, 75-11623

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

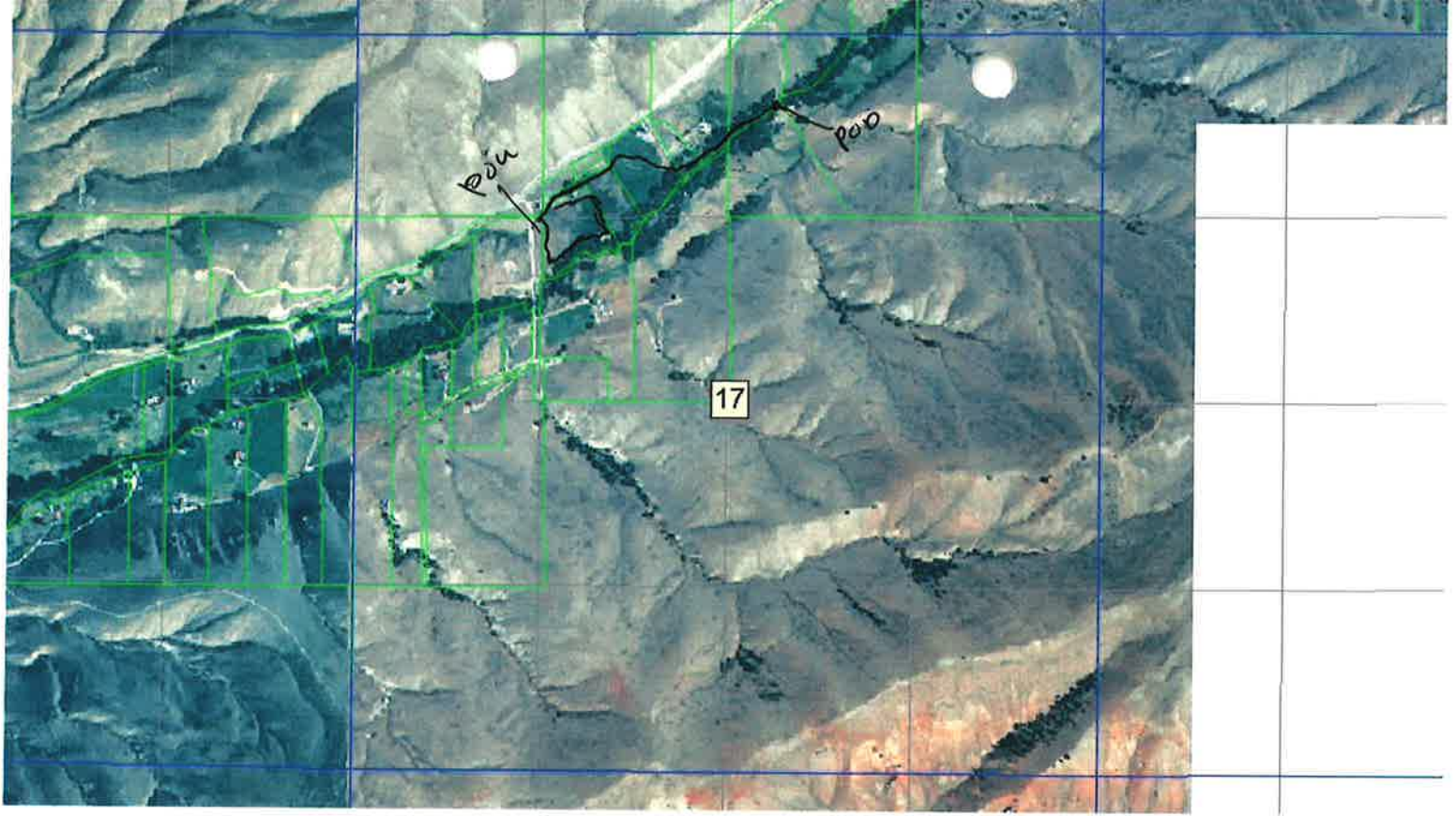
☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-8-05

FIELD EXAMINER: Bob Foster
 Print Name

Bob Foster
 Signature



```
filename: c:\docs\forms\ditch flow computations upgraded.xls
```

Measurement done by: B. Foster

Location of measurement: Tower Creek upper ditch

Date if measurment: 6/10/2005

REW value: 1.00

LEW value: 4.00

Space between

readings (ft): 0.50

Note to user:

Make entries in cells without shading.

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

July 6, 2006

RICHARD AND KATIE STACEY
1116 N HARRISVILLE RD
OGDEN UT 84404

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #75-13710

Dear Claimants:

We have processed your change in ownership of the Notice of Claim referenced above. Thank you for your patience.

Enclosed is a copy of your claim for your file. Please refer to this record number in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:state

Enclosure:

Copy of Notice of Claim to a Water Right Referenced Above

SCANNED

JUL - 6 2006

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.

RECEIVED
MAY 11 2006
WATER RESOURCES
WESTERN REGION

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
75-13710					

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

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

SRBA No fee required

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) Gary L Godfrey
265 HWY 93N
4. New Owner/Claimant(s) Salmon ID 83467 -3902
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Owner Richard and Katie Stacey
 New Mailing Address 116 N Harrisville Rd
 City, State and ZIP Code Ogden, Utah 84404
 New Telephone Number (801) 782-0054
5. Date you acquired the property 4-7-06

O.K. to process; no NCAP
Agren 6/15/06

RECEIVED
MAY 19 2006
 Department of Water Resources
 Eastern Region

SCANNED
 JUL - 6 2006

SCANNED
 MAY 25 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)

Katie W. Stacey
Richard C. Stacey

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by *AS* AJ Date *7-6-06* WR _____ Date _____

SCANNED

JUL - 6 2006

SCANNED

MAY 25 2006

RE-21 RESIDENTIAL PURCHASE AND SALE AGREEMENT PAGE 2 of 6 JULY 2005 EDITION

PROPERTY ADDRESS: 3 Paiute LaneID#: 21002

4. OTHER TERMS AND/OR CONDITIONS: This Agreement is made subject to the following special terms, considerations and/or contingencies which must be satisfied prior to closing: Contingent upon: 1) Financing acceptable to Buyer 2) Appraisal 3) Inspections 4) Seller to locate and pump septic prior to closing

5. ITEMS INCLUDED & EXCLUDED IN THIS SALE: All existing fixtures and fittings that are attached to the property are INCLUDED IN THE PURCHASE PRICE (unless excluded below), and shall be transferred free of liens. These include, but are not limited to, all attached floor coverings, attached television antennae, satellite dish and receiving equipment, attached plumbing, bathroom and lighting fixtures, window screens, screen doors, storm windows, storm doors, all window coverings, garage door opener(s) and transmitter(s), exterior trees, plants or shrubbery, water heating apparatus and fixtures, attached fireplace equipment, awnings, ventilating, cooling and heating systems, all ranges, ovens, built-in dishwashers, fuel tanks and irrigation fixtures and equipment, all water systems, wells, springs, water, water rights, ditches and ditch rights, if any, that are appurtenant thereto that are now on or used in connection with the premises and shall be included in the sale unless otherwise provided herein. BUYER should satisfy himself/herself that the condition of the included items is acceptable. It is agreed that any item included in this section is of nominal value less than \$100.

(A). ADDITIONAL ITEMS SPECIFICALLY INCLUDED IN THIS SALE: Oven/Range, Wood Stove in house & in shop, Refrigerator, doors, in shop & fluorescent lights, irrigation pump.

(B). ITEMS SPECIFICALLY EXCLUDED IN THIS SALE: personal items of Sellers

6. TITLE CONVEYANCE: Title of SELLER is to be conveyed by warranty deed, unless otherwise provided, and is to be marketable and insurable except for rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and rights of way and easements established or of record. Liens, encumbrances or defects to be discharged by SELLER may be paid out of purchase money at date of closing. No liens, encumbrances or defects which are to be discharged or assumed by BUYER or to which title is taken subject to, exist unless otherwise specified in this Agreement.

7. TITLE INSURANCE: There may be types of title insurance coverages available other than those listed below and parties to this agreement are advised to talk to a title company about any other coverages available.

(A). TITLE COMMITMENT: Prior to closing the transaction, ☒ SELLER or ☐ BUYER shall furnish to BUYER a commitment of a title insurance policy showing the condition of the title to said premises. BUYER shall have 5 business day(s) from receipt of the commitment or not fewer than twenty-four (24) hours prior to closing, within which to object in writing to the condition of the title as set forth in the commitment. If BUYER does not so object, BUYER shall be deemed to have accepted the conditions of the title. It is agreed that if the title of said premises is not marketable, or cannot be made so within 5 business day(s) after notice containing a written statement of defect is delivered to SELLER, BUYER'S Earnest Money deposit will be returned to BUYER and SELLER shall pay for the cost of title insurance cancellation fee, escrow and legal fees, if any.

(B). TITLE COMPANY: The parties agree that Alliance Title Title Company located at Salmon shall provide the title policy and preliminary report of commitment.

(C). STANDARD COVERAGE OWNER'S POLICY: SELLER shall within a reasonable time after closing furnish to BUYER a title insurance policy in the amount of the purchase price of the premises showing marketable and insurable title subject to the liens, encumbrances and defects elsewhere set out in this Agreement to be discharged or assumed by BUYER unless otherwise provided herein. The risk assumed by the title company in the standard coverage policy is limited to matters of public record. BUYER shall receive a ILLAVALTA Homeowner's Policy of Title Insurance. A title company, at BUYER's request, can provide information about the availability, desirability, coverage and cost of various title insurance coverages and endorsements. If BUYER desires title coverage other than that required by this paragraph, BUYER shall instruct Escrow Holder in writing and pay any increase in cost unless otherwise provided herein.

(D). EXTENDED COVERAGE LENDER'S POLICY (Mortgagee policy): The lender may require that BUYER (Borrower) furnish an Extended Coverage Lender's Policy. This extended coverage lender's policy considers matters of public record and additionally insures against certain matters not shown in the public record. This extended coverage lender's policy is solely for the benefit of the lender and only protects the lender.

8. MECHANIC'S LIENS - GENERAL CONTRACTOR DISCLOSURE STATEMENT NOTICE: BUYER and SELLER are hereby notified that, subject to Idaho Code §45-525 et seq., a "General Contractor" must provide a Disclosure Statement to a homeowner that describes certain rights afforded to the homeowner (e.g. lien waivers, general liability insurance, extended policies of title insurance, surety bonds, and sub-contractor information). The Disclosure Statement must be given to a homeowner prior to the General Contractor entering into any contract in an amount exceeding \$2,000 with a homeowner for construction, alteration, repair, or other improvements to real property, or with a residential real property purchaser for the purchase and sale of newly constructed property. Such disclosure is the responsibility of the General Contractor and it is not the duty of your agent to obtain this information on your behalf. You are advised to consult with any General Contractor subject to Idaho Code §45-525 et seq. regarding the General Contractor Disclosure Statement.

BUYER'S Initials (JMS RBH) Date 3-6-06

SELLER'S Initials (SB) Date 3-7-06

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RE-21 RESIDENTIAL PURCHASE AND SALE AGREEMENT PAGE 2 of 6 JULY 2005 EDITION

SCANNED

MAY 25 2006

State of Idaho)
County of Lemhi) SS No. 266057
This instrument was filed for record at the request
of Alliqua Little
at 3:20 o'clock pm 4-7 2006
and duly filed and indexed in the records of Lemhi
County Tami J. Morion
Ex-Officio Recorder
By Jana Taylor Deputy
Fee 3-8
Return to A.T.

265
RD
124

WARRANTY DEED

Order No.: 3070603606L-G

FOR VALUE RECEIVED

Gary Lloyd Godfrey and Kimberly Godfrey, Husband and Wife

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

Richard Stacey and Katie Stacey, Husband and Wife

whose current address is

1116 No. Harrisville Rd. Ogden, UT 84404

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

LOTS 4 AND 5 IN BLOCK 3 AND LOT 1 IN BLOCK 4 OF TOWER CREEK
PROPERTIES SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF,
FILED IN BOOK 4 OF PLATS AT PAGE(S) 57 AND AMENDED BY RECORD IN
BOOK 10 OF SURVEYS AT PAGE NO. 6, OFFICIAL RECORDS OF LEMHI COUNTY,
IDAHO.

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: 4-07-06

Gary Lloyd Godfrey
Gary Lloyd Godfrey
Kimberly Godfrey
Kimberly Godfrey

State of Idaho)
County of Lemhi) ss.

On this 7th day of April in the year 2006 before me, a Notary Public in and for said state,
personally appeared Gary Lloyd Godfrey & Kimberly Godfrey known or identified to
me to be the person 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.

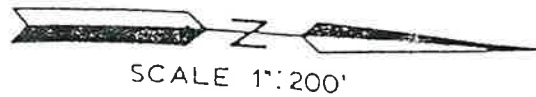


Dani Hall
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 7/31/2009

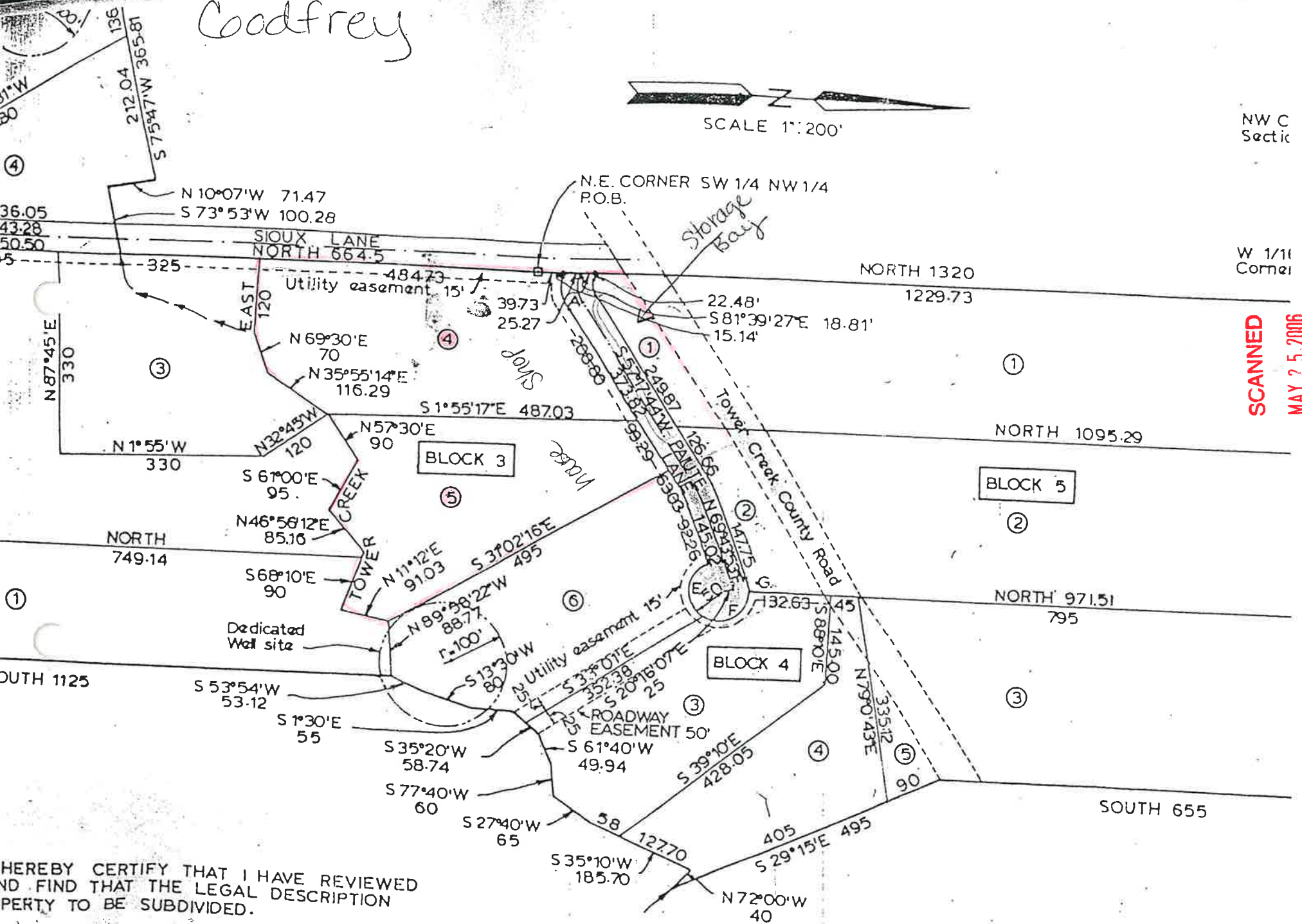
SCANNED

MAY 25 2006

Coodfrey



NW C
Section



SCANNED
MAY 7 5 2006

HEREBY CERTIFY THAT I HAVE REVIEWED
AND FIND THAT THE LEGAL DESCRIPTION
PROPERTY TO BE SUBDIVIDED.

COUNTY ENGINEER



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

RECEIVED

OCT 17 2005

Department of Water Resources

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 29, 2005

GARY L GODFREY
265 HWY 93 N
SALMON ID 83467-3902

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #75-13710 and Decree #75-10936

Dear Claimant:

*cc: W.A.
↓
Memo updated 10-17-05*

The Postal Service advised us your address has changed to the above address.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water rights you have**, and return this letter by **October 14, 2005**. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Gary Godfrey
Water Right Holder's Signature

208-756-3906

Telephone No.

SCANNED

OCT 17 2005

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST



0004
MAIL

75-13710
75-10936 P.D.

[REDACTED]

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

GODF282* 834622010 1605 02 07/08/05
FORM 3547

GODFREY
265 HIGHWAY 93 N
SALMON ID 83467-3902



GARY L GODFREY
PO BOX 282
CARMEN ID 83462

U.S. POSTAL SERVICE
PS FORM 3547

RETURN TO SENDER

Fee due 70¢

This information provided by
COMPUTERIZED FORWARDING
1750 FLANDRO DR
POCATELLO ID 83202-1970

RECEIVED

JUL 14 2005

WATER RESOURCES
WESTERN REGION

SCANNED

OCT 17 2005

75-13710



CONSOLIDATED ELECTRICAL DISTRIBUTORS, INC.

To whom it concerns:

Here are the earliest
known documents concerning
this property. If you need
more information or have any
questions please call me
at 208-940-0989.

THANKS,

GARY Godfrey

SERVICE • INTEGRITY • RELIABILITY

FORM 1060B

SCANNED

JUL 26 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 29, 2005

75-13710
GARY L GODFREY
PO BOX 282
CARMEN ID 83462

RESPONSE DEADLINE
JULY 29, 2005

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

SCANNED

JUL 26 2005

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 75-13710

WATER RIGHT NUMBER: 75-13710

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY L GODFREY PO BOX 282 CARMEN, ID 83462 (208)756-3906

Priority Date: 08/21/1911
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
TOWER CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.150 CFS	
	<u>Total Diversion:</u>	0.162 CFS	

<u>Location of Point(s) of Diversion</u>		
TOWER CREEK	NW1/4NW1/4NE1/4	Sec. 17, Twp 23N, Rge 22E, B.M.
LEMHI County		

Place of Use
IRRIGATION Within LEMHI County
T23N R22E S17 SENW 5.4
Total Acres: 5.4

Conditions of Approval:

1. THERE IS A DAM OF ROCKS, LUMBER & TARPS TO MAKE A HEADGATE WHERE WATER IS DIVERTED INTO AN IRRIGATION DITCH. TO MY KNOWLEDGE THIS HEADGATE HAS BEEN LIKE THIS SINCE AT LEAST THE EARLY 70'S IRRIGATED PROPERTY IS IN THE TOWER CREEK PROPERTY SUBDIVISION LOTS 4 AND 5, BLOCK 3

Remarks:

SCANNED

JUL 26 2005

RECEIVED

JUL 23 2005

DEPARTMENT OF
WATER RESOURCES

Instrument No. 11270

DEPARTMENT OF THE INTERIOR,
UNITED STATES LAND OFFICE HAILEY, IDAHO.
DESERT LANDS

Serial No. 0901
Receipt No. 540860

PATENT to contain provisions,
reservations, conditions and
limitations of the Act of June 22,
1910 (36 Stat., 583) CERTIFICATE

July 10th, 1911.

It is hereby certified that, in pursuance of the act of Congress approved March 3, 1877, as amended by the act of March 3, 1891, entitled "An Act to provide for the sale of desert lands in certain States and Territories," Samuel E. Bowler, Assignee of Joseph Goodin, Carmen of Lemhi County, State of Idaho has purchased of the Register of this Office, and made payment in full for the land described as follows, to wit: SW1/4SE1/4, Sec. 8 NW1/4NE1/4 E1/2NW1/4 Section 17 Township 23 N., Range 22 E., Boise Meridian, Idaho, containing 160 acres. at the rate of \$1.25 per acre amounting to Two Hundred Dollars and 00 cents.

NOW, THEREFORE, BE IT KNOWN THAT, on presentation of this Certificate to the COMMISSIONER OF THE GENERAL LAND OFFICE, the said Samuel E. Bowler, assignee of Joseph Goodin, shall be entitled to receive a Patent for the land above described.

P.F. Horne, Register.

Recorded at the request of Samuel E. Bowler, August 21, 1911, at 40 minutes past 2 o'clock P.M., in Book R of Deeds, page 551, Records of Lemhi County, Idaho.

R. Kistler Jr.

County Recorder

W. W. Linn

Deputy.

SCANNED

JUL 26 2005

THIS INDENTURE, Made this 3th day of August, in the year of our Lord one thousand nine hundred and twenty-eight between GEORGE B. YOUNG and ARDITH M. YOUNG, husband and wife, of Salmon, Lemhi County, Idaho, parties of the first part, and SAMUEL E. BOWLER and HARRIET E. BOWLER, husband and wife, of the same Salmon, Lemhi County, Idaho, the parties of the second part.

WITNESSETH, that the said parties of the first part, for and in consideration of ONE DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said parties of the second part, and to their heirs and assigns forever, an undivided one-third interest in common in and to the following described land situate, lying and being in the County of Lemhi, State of Idaho, and particularly described as follows, to-wit:

The Southwest Quarter of the Southeast Quarter of Section Eight, the Northwest Quarter of the Northeast Quarter and the East Half of the Northwest Quarter of Section Seventeen, The Southeast Quarter of the Southeast Quarter of Section Eight, the South Half of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter of Section Nine, all in Township Twenty-three North of Range Twenty-two East of the Boise Meridian.

Together with a like undivided one-third interest in all ditches, water and water rights belonging thereto or used in connection therewith. This conveyance is made subject to those two certain mortgages recorded in Book "L" of Mortgages page 38 and Book "K" of Mortgages pages 528-29-30 respectively. It is intended and this indenture does hereby convey an undivided One-Third interest in common and undivided of, in and to the above described premises.

Meaning and intending hereby to re-convey to said parties of the second part all and the same interest in said land conveyed by the said parties of the second part herein to the said George B. Young by deed dated June 15, 1923, and recorded in the office of the County Recorder of said County of Lemhi in Book 26 of Deeds at page 429.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances to have and hold, all and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the presence of:

George B. Young (SEAL)
Ardith M. Young (SEAL)

STATE OF IDAHO,)
COUNTY OF LEMHI.) ss.

On this 18th day of August, in the year 1928, before me, Enoch W. Whitcomb, a Notary Public in and for the said State, personally appeared George B. Young and Ardith M. Young, known to me, to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Seal-

Enoch W. Whitcomb,
Notary Public, Residing at Salmon, Idaho.

Recorded at request of Mrs. S. E. Bowler, at 30 minutes past 4 o'clock P.M., August 18th, 1928, in Book 29 of Deeds, on page 151, Records of Lemhi County, Idaho.

cc: 1.50

2020 Signature
County Recorder
By Margaret L. [unclear]
2014/8/5

SCANNED

JUL 26 2005

DEPARTMENT OF THE INTERIOR,
UNITED STATES LAND OFFICE HAYLEY, IDAHO.
DESERT LANDS

Serial No. 0901
Receipt No. 540860

PATENT TO CONTAIN PROVISIONS, CERTIFICATE
RESERVATIONS, CONDITIONS AND
LIMITATIONS OF THE ACT OF JUNE 22,
1910 (36 STAT., 583)

July 10th, 1911.

It is hereby certified that, in pursuance of the act of Congress approved March 3, 1877, as amended by the act of March 3, 1891, entitled "An Act to provide for the sale of desert lands in certain States and Territories," Samuel E. Bowler, Assignee of Joseph Goodin, Carmen of Lemhi County, State of Idaho has purchased of the Register of this Office, and made payment in full for the land described as follows, to wit: SW1/4SE1/4, Sec. 8 NW1/4NE1/4 E1/2NW1/4 Section 17 Township 23 N., Range 22 E., Boise Meridian, Idaho, containing 160 acres, at the rate of \$1.25 per acre amounting to Two Hundred Dollars and 00 cents.

NOW, THEREFORE, BE IT KNOWN THAT, on presentation of this Certificate to the COMMISSIONER OF THE GENERAL LAND OFFICE, the said Samuel E. Bowler, assignee of Joseph Goodin, shall be entitled to receive a Patent for the land above described.

P.F. Horne, Register.

Recorded at the request of Samuel E. Bowler, August 21, 1911, at 40 minutes past 2 o'clock P.M., in Book R of Deeds, page 551, Records of Lemhi County, Idaho.



County Recorder



Deputy.

THIS INDENTURE, Made this 18th day of August, in the year of our Lord one thousand nine hundred and twenty-eight between GEORGE B. YOUNG and ARDITH M. YOUNG, husband and wife, of Salmon, Lemhi County, Idaho, parties of the first part, and SAMUEL E. BOWLER and HARRIET E. BOWLER, husband and wife, of the same Salmon, Lemhi County, Idaho, the parties of the second part.

WITNESSETH, that the said parties of the first part, for and in consideration of ONE DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto the said parties of the second part, and to their heirs and assigns forever, an undivided one-third interest in common in and to the following described land situate, lying and being in the County of Lemhi, State of Idaho, and particularly described as follows, to-wit:

The Southwest Quarter of the Southeast Quarter of Section Eight, the Northwest Quarter of the Northeast Quarter and the East Half of the Northwest Quarter of Section Seventeen, The Southeast Quarter of the Southeast Quarter of Section Eight, the South Half of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter of Section Nine, all in Township Twenty-three North of Range Twenty-two East of the Boise Meridian.

Together with a like undivided one-third interest in all ditches, water and water rights belonging thereto or used in connection therewith. This conveyance is made subject to those two certain mortgages recorded in Book "L" of Mortgages page 38 and Book "K" of Mortgages pages 528-29-30 respectively. It is intended and this indenture does hereby convey an undivided One-Third interest in common and undivided of, in and to the above described premises.

Meaning and intending hereby to re-convey to said parties of the second part all and the same interest in said land conveyed by the said parties of the second part herein to the said George B. Young by deed dated June 15, 1923, and recorded in the office of the County Recorder of said County of Lemhi in Book 26 of Deeds at page 429.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances to have and hold, all and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, against all and every person and persons whomsoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

George B. Young (SEAL)
Ardith M. Young (SEAL)

STATE OF IDAHO,)
: ss.
COUNTY OF LEMHI.)

On this 18th day of August, in the year 1928, before me, Enoch W. Whitcomb, a Notary Public in and for the said State, personally appeared George B. Young and Ardith M. Young, known to me, to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Seal-

Enoch W. Whitcomb,
Notary Public, Residing at Salmon, Idaho.

Recorded at request of Mrs. S. E. Bowler, at 30 minutes past 4 o'clock P.M., August 18th, 1928, in Book 29 of Deeds, on page 151, Records of Lemhi County, Idaho.

Fee: 1.50

W. W. Whitcomb
County Recorder
By [Signature]
[Signature]

D F E D.

27 -5263-Central NFLA
Loan of S. E. Bowler

THIS INDENTURE made and entered into on this 17th day of January, A.D. 1931, by and between SAMUEL E. BOWLER, also known as S. E. BOWLER, and HARRIET E. BOWLER, also known as Mrs. S. E. Bowler, husband and wife, as the parties of the first part herein, and THE FEDERAL LAND BANK OF SPOKANE, a corporation, with its principal place of business at Spokane, Washington, as the party of the second part herein,

WITNESSETH, That whereas the said parties of the first part are the owner of certain real property hereinafter described, on which there is a mortgage to The Federal Land Bank of Spokane, which mortgage was made, executed and delivered by Samuel E. Bowler also known as S. E. Bowler, and Harriet E. Bowler, also known as Mrs. S. E. Bowler, husband and wife, to secure the payment of a note in the principal sum of \$3300.00, dated the 7th day of October, 1922, which said mortgage was on the 14th day of October, 1922, filed in the office of the Recorder of the County of Lemhi, State of Idaho, and thereafter recorded in Book K of Mortgages, at page 528, 529 & 530.

AND WHEREAS, the said parties of the first part have failed to comply with the terms and conditions of said note and mortgage in that they failed to make payments of taxes and assessments which have been assessed and levied upon the said premises and they failed to make payments of the installments on said note as they have become due and payable;

AND WHEREAS, by reason of such default on the part of the parties of the first part, the right to foreclose said mortgage has fully accrued to the said party of the second part according to the terms of said mortgage, and the party of the second part is about to declare the said note, and the whole thereof, due and payable and to foreclose its mortgage;

AND WHEREAS, said parties of the first part are unable to pay said sum or any portion thereof and it has been agreed by and between the parties hereto that in order to satisfy said debt and to avoid the expense of proceedings to foreclose said mortgage the said parties of the first part shall convey said mortgaged premises to the said party of the second part as and for a full satisfaction of said note and mortgage and that the said party of the second part shall so accept said conveyance and satisfy and discharge said mortgage;

AND WHEREAS, the said part..of the first part, having been fully advised in the premises, and after due consideration thereof, have concluded and do hereby covenant, it to be a fact that the indebtedness against the said premises is in excess of the market value of the said premises;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, That the said parties of the first part for and in consideration of the sum of \$1.00 and other valuable considerations, to them in hand paid, by the said party of the second part, the receipt whereof is hereby acknowledged, do hereby convey, remise, release and forever quitclaim unto the said party of the second part, and to its successors and assigns, the following described real estate, situated in the County of Lemhi and State of Idaho, to wit:

The Southwest Quarter of the Southeast Quarter of Section Eight, and the Northwest Quarter of the Northeast Quarter, the East Half of the Northwest Quarter of Section Seventeen, Township Twenty-three North of Range Twenty-two, East of the Boise Meridian, containing 160 acres of land. The South-east Quarter of the Southeast Quarter of Section Eight, South Half of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter of Section Nine, all in Township Twenty-three North of Range Twenty-two East of the Boise Meridian, containing 160 acres of land; excepting therefrom the following described parcel of land, to wit: Beginning at a point North 53° 30' West 1264.4 from the Southeast corner of Section 8, Township 23 North, Range 22 E.W.M.; thence North 52° West 208.7 feet; thence North 38° East 208.7 feet; thence South 52° East 208.7 feet; thence South 38° West 208.7 feet to the place of beginning, containing one acre of land.

Together with all the tenements, hereditaments, rights, privileges and appurtenances thereunto belonging; together with all waters and water rights of every kind and description, however evidenced or manifested, which may be appurtenant to said premises, or incident to the ownership thereof, or used in connection therewith, and all watering and irrigating apparatus and fixtures belonging to or used in connection with said premises; and together with any and all stock in any National Farm Loan Association subscribed for or held in connection with the loan from The Federal Land Bank of Spokane, secured by mortgage on said property.

TO HAVE AND TO HOLD said premises unto the party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

STATE OF IDAHO,)
COUNTY OF LEMHI.) ss.

Samuel E. Bowler (SEAL)
Harriet E. Bowler (SEAL)

I, the undersigned, a Clerk of the District Court, in and for the above named County and State, do hereby certify that on this 17th. day of January, 1931, personally appeared before me Samuel E. Bowler, also known as S. E. Bowler, and Harriet E. Bowler, also known as Mrs. S. E. Bowler, husband and wife, to me known to be the individuals described in and who executed the within instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal the day and year above written.

(Seal)

W. W. Simmonds,
Clerk of the District Court, residing at
Salmon, Idaho.

Recorded at the request of J.A. Herndon, March 5th, 1931 at 30 minutes past 1 o'clock P.M., in Book 29 of Deeds, page 613, Records of Lemhi County, Idaho.

FRONT

Deputy

WARRANTY DEED

THIS INDENTURE Made this 28th day of June in the year of our Lord one thousand nine hundred and forty-three between JAMES J. MORTON and FLORENCE MORTON, husband and wife of Carmen, County of Lemhi, State of Idaho., the parties of the first part, and WILLIAM E. CHILDS and O.E. COOK of Idaho Falls, County of Bonneville, State of Idaho. the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of SEVEN THOUSAND and No/100 (\$7,000.00)-----DOLLARS, lawful money of the United State of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do GRANT, BARGAIN, SELL, CONVEY, and CONFIRM, unto the said parties of the second part, and to their heirs and assigns forever all of those certain lots, pieces, or parcels of land, situate, lying and being in the County of Lemhi, State of Idaho, to-wit:-

The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8; the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 17; the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ pf Section 8; the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 9, all in Township 23 North, Range 22 East of the Boise Meridian, EXCEPTING THEREFROM one acre more or less upon which the Boyle Creek School is situated, and belonging to said school district. Together with all water, water rights, ditches and litch rights, buildings and improvements thereon situated, or in anywise thereto appertaining.

DOCUMENTARY STAMPS \$7.70 J.W.H. 8/15/44

Together with all and singular the tenements, hereditaments and appurtenances, thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all estate, right, title, interest in and to the said property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of in or to the premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part and their heirs, and against all and every person and persons whosoever, lawfully claiming or to claim, the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

James J. Morton (SEAL)
Florence Morton (SEAL)

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

On this 28th day of June in the year 1943 before me, J.W. Herndon a Notary Public for Idaho in and for the said County, personally appeared JAMES J. MORTON and FLORENCE MORTON, husband and wife known to me, to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

J.W. Herndon
Notary Public for Idaho
Residing at Salmon, Idaho.

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

I hereby certify that this instrument was filed for record at request of J.W. Herndon, at 41 minutes past 2 o'clock P.M., this 15th. day of August, 1944 in my office, and duly recorded in Book 37 of Deeds at page 589

Fees 1.25

Ex-Officio Recorder

WARRANTY DEED

THIS INDENTURE, Made this 28th day of November, in the year of our Lord, One Thousand Nine Hundred and Forty-four, by and between O. E. Cook and Nerene M. Cook, his wife, of the County of Bonneville, State of Idaho, the parties of the first part, and William E. Childs and Lula Childs, his wife, of the County of Lemhi, State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Ten and No/100 (\$10.00) DOLLARS lawful money of the United States of America, and other valuable consideration, to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part and to their heirs and assigns forever all the following described real estate, situated in Lemhi county, State of Idaho, to-wit:

The Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Eight (8); the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Seventeen (17); the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Eight (8); the South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Nine (9), all in Township Twenty-three (23) North, Range Twenty-two (22) East of the Boise Meridian, EXCEPTING THEREFROM one acre more or less upon which the Boyle Creek School is situated, and belonging to said school district. Together with all water, water rights, ditches and ditch rights, buildings and improvements thereon situated, or in anywise thereto appertaining.

DOCUMENTARY STAMPS \$4.95 CANCELLED 2-7-45 O.E.C. By P.T.P.

TOGETHER, With all and singular, the tenements, hereditaments and appurtenances, thereunto belonging or in anywise appertaining, and the Reversion or reversions, remainders and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, and their heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons, whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed, and delivered in the presence of
Paul T. Peterson

O. E. Cook (SEAL)
Nerene M. Cook (SEAL)

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 28th day of November in the year 1944, before me, the undersigned, a Notary Public in and for the said County and State, personally appeared O. E. Cook and Nerene M. Cook, his wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

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

My commission expires March 29th, 1948.

Paul T. Peterson
Notary Public
Residing at Idaho Falls, Idaho

(SEAL)

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

I hereby certify that this instrument was filed for record at the request of Paul T. Peterson at 2 minutes past Nine o'clock A. M., this 12th day of February, 1945 in my office, and duly recorded in Book 38 of Deeds, at page 172.

W. W. Simmonds
Ex-Officio Recorder

By *Elna E. Richardson*
Deputy.

Fees \$1.00

FRONT

Salmon
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THIS INDENTURE, the Sixth day of June in the year of Lord one thousand nine hundred and Fifty between Robert Isley Sheriff of the County of Lemhi State of Idaho the party of the first part, and George Cinquini of the County of Los Angeles State of California the party of the second part:

WITNESSETH: Whereas, by virtue of a Writ of Execution issued out of and under the seal of District Court of Sixth Judicial District of the State of Idaho, in and for the County of Lemhi tested the 22nd day of April A. D. 1949, upon a judgment recovered in the said Court on the 22nd day of April A. D. 1949, in favor of George Cinquini and against William E. Childs also known as W. E. Childs to Robert Isley the said Sheriff directed and delivered commanding him that, out of the personal property of said judgment debtor in his County he should cause to be made certain moneys in the said writ specified, and if sufficient personal property of the said judgment debtor could not be found, then he should cause the amount of said judgment to be made out of the real property belonging to said judgment debtor on the 22nd day of April A. D. 1949, or at any time afterward;

AND, WHEREAS, Because sufficient personal property of the said judgment debtor could not be found, whereof the said Sheriff could cause to be made the moneys specified in said writ, he the said Sheriff did, in obedience to said command, levy on, take and seize, all the right, title, interest and claim which the said judgment debtor so had to the lands, tenements, real estate and premises hereinafter particularly set forth and described, with the appurtenances, and did, on the 27th day of May A. D. 1949, sell the said premises at public auction, in front of the Court House, in Salmon in said County of Lemhi between the hours of nine in the morning and five in the afternoon of that day, namesly, at 10:00 o'clock A. M., after having first given due notice of the time and place of such sale according to law; at which sale the said premises were struck off and sold to George Cinquini for the sum of THREE THOUSAND FIVE HUNDRED DOLLARS lawful money of the United States of America, the said George Cinquini being the highest bidder, and that being the highest bid for the same, whereupon the said Sheriff, after receiving from the said purchaser the said sum of money so bid as aforesaid, gave to said purchaser such certificate of said sale as is by law directed to be given, and a duplicate of such certificate was duly filed by the said Sheriff in the office of the Recorder of the County of Lemhi

And, whereas, one year after said sale has expired without any redemption of the said premises having been made,

NOW THIS INDENTURE WITNESSETH, That the said Robert Isley the Sheriff aforesaid, by virtue of the said writ, and in pursuance to the statute in such case made and provided, for and in consideration of said sum of money to him in hand paid as aforesaid by the said purchaser, the receipt whereof is hereby acknowledged, has BARGAINED, SOLD, CONVEYED and CONFIRMED, and by these presents does BARGAIN, SELL, CONVEY and CONFIRM, unto the said party of the second part, and to his heirs and assigns, FOREVER, all the right, title, interest and claim which the said judgment debtor had on the said 27th day of May A. D. 1949, or at any time afterwards, or now has, in and to all that certain lot, piece, or parcel of land, situate, lying and being in said County of Lemhi, State of Idaho, and bounded and particularly described as follows, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17; All in T. 23 N. R. 22 E. B. M. Together with all and singular the tenements hereditaments and appurtenances

Subject, however, to those certain mortgages in favor of the Utah Mortgage and Loan Corp., Dated Dec. 6, 1946 and recorded in Book P of Mortgages pages 599-600 and Book Q of Mortgages pages 131-2, all records of Lemhi County, Idaho

DOCUMENTARY STAMPS \$3.45 CANCELED 6/7/50 G C

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD The said premises, with the appurtenances, unto the said party of the second part, his heirs and assigns, forever, as fully and absolutely as the said Sheriff can, may or ought to, by virtue of the said writ and of the statute in such case made and provided, bargain, sell, convoy and confirm the same.

IN WITNESS WHEREOF, The said Sheriff, the said party of the first part, has herunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Robert Isley (Seal)
Sheriff of Lemhi County,
STATE OF IDAHO.

STATE OF IDAHO,)
County of Lemhi) ss.

ON THIS 6th day of June in the year one thousand nine hundred and Fifty before me W. W. Simmonds Recorder in and for said County, personally appeared Robert Isley Sheriff of Lemhi County, Idaho, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as such Sheriff.

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

(SEAL)

W. W. Simmonds
Recorder Lemhi County, Idaho
By Dorothy McFrederick, Deputy

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

I hereby certify that this instrument was filed for record at request of Charles Herndon at 1 minutes past 2 o'clock P. M., this 7th day of June, A. D. 1950 in my office, and duly recorded in Book 42 of Deeds at page 395.

Fees, \$2.00 Paid

W. W. Simmonds, Ex-Officio Recorder.
By Dorothy McFrederick, Deputy

INSTRUMENT NO. 12342
QUITCLAIM DEED

This INDENTURE, Made this 1st day of June in the year of our Lord one thousand nine hundred and fifty between GEORGE CINQUINI, a single man of Los Angeles County of Los Angeles State of California, the party of the first part, and ROBERT ISLEY, a married man of Salmon County of Lemhi State of Idaho, the party of the second part.

WITNESSETH, That the said part of the first part, for and in consideration of the sum of TEN and No/100 (and other valuable consideration) DOLLARS lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUIT-CLAIM, unto the said party of the second part, and to his heirs and assigns, all those certain lots, pieces or parcels of land, situate, lying and being in , County of Lemhi, state of Idaho, bounded and particularly described as follows, towit:

SE¹/₄NE¹/₄SE¹/₄ of Section 18; SW¹/₄NW¹/₄, NW¹/₄SW¹/₄ of Section 17;
All in Township 23 North, Range 22 E. B. M.

Together with all and singular the tenements, hereditaments and appurtenances.

Together with all water and water rights, ditches and ditch rights appertaining thereto or used in connection therewith.

DOCUMENTARY STAMPS \$7.75 CANCELED 6/1/50 G. C.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

George Cinquini (Seal)

STATE OF CALIFORNIA,)
COUNTY OF LOS ANGELES) ss.

On this 1st day of June in the year 1950, before me the undersigned, a Notary Public in and for said State, personally appeared George Cinquini known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(SEAL)

Myron Walter Curzon
Notary Public for the State of California
Residing at Los Angeles, California.
My Commission Expires January 31, 1953

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

I hereby certify that this instrument was filed for record at request of Charles Herndon at - minutes past 10 o'clock A. M., this 8th day of September, A. D. 1950 in my office, and duly entered in Book 42 of Deeds at page 491.

W. W. Simmonds
Ex-Officio Recorder

Fee, \$1.25 Paid

By

Louise M. Frederick
Deputy

IN THE PROBATE COURT OF THE COUNTY OF LEMHI, STATE OF IDAHO

In the Matter of the Estate of)
 JAMES J. MORTON, Deceased.)

DECREE OF SETTLEMENT OF FINAL ACCOUNT
 AND FINAL DISTRIBUTION

FLORENCE B. MORTON, The Administratrix of the estate of James J. Morton, deceased, having on the 20th day of Aug., 1954, rendered and presented for settlement and filed in this Court her final account and report of her administration of said estate, which account was for a final settlement, and having with said account filed a petition for the final distribution of the Estate;

And the said account and petition coming on regularly to be heard on August 10, 1954, and proof having been made to the satisfaction of the Court that notice of the day appointed for the settlement of said account and hearing of said petition had been duly given as required by law and the order of this Court, and no exception or objection in writing to said account or petition having been filed or made; the said Administratrix, Florence B. Morton, appearing by her attorney, Charles Herndon, and it appearing to the Court, after having full examined the said account and the vouchers filed herein and heard the testimony in support thereof, that said account is in all respects true and correct; that the residue of money and property in the hands of the Administratrix at the time of filing said account was \$5577.50; that the sum of \$500.00 has been expended by said Administratrix as necessary charges, debts, claims and expenses of administration, the vouchers whereof have been presented and filed; and that said account is in all respects true and correct and entitled to be settled, allowed and approved, and the Court having duly considered all the matters aforesaid;

IT IS ORDERED AND DECREED, That the said final account be and the same hereby is in all respects as the same was rendered and presented for settlement, approved, allowed and settled; and it appearing that all claims and debts against the said decedent, and all State, County and Municipal taxes legally levied on the personal property of said estate, and all transfer and estate taxes that have attached to or accrued against the said estate, and all debts, expenses and charges of administration have been fully paid and discharged, and that the said estate is ready for distribution and in condition to be closed;

And it further appearing to the Court that the said James J. Morton died intestate, in the County of Lemhi, State of Idaho, on the 22nd day of August, 1951, leaving surviving Florence B. Morton, surviving spouse, Robert J. Morton, son, and Charles R. Morton, son.

That the said Florence B. Morton, surviving spouse, is entitled to all the residue of said estate;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the residue of said Estate of James J. Morton, Deceased, hereinafter particularly described and now remaining in the hands of said Administratrix, described as follows, to-wit:-

W $\frac{1}{2}$ S $\frac{1}{2}$ of Section 17, Township 21 North, Range 22 E.B.M., containing 72.28 acres, in Lemhi County, State of Idaho,

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

ALSO, the following described property in the City of Salmon, County of Lemhi, State of Idaho, to-wit:

Beginning at the Northeast corner of Lot 3, Block 2, of Young's Subdivision to Salmon City Townsite; run thence North 26 deg. 39' 45" East 60 feet along the West line of St. Charles Street; thence North 59 deg. 20' West 150 feet; thence South 26 deg. 39' 45" West 60 feet; thence South 59 deg. 20' East 150 feet to the place of beginning, as platted on the Plat of Salmon City Townsite; filed in the office of the Recorder of said County January 11, 1911.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

and any other property not now known or discovered, which may belong to the said estate or to which the said estate may have any interest, be, and the same is hereby distributed as follows, to-wit: to Florence B. Morton, surviving spouse.

Done in open Court this 31st day of August, 1954.

DONALD E. MARTIN
 Probate Judge

(SEAL)

STATE OF IDAHO)
) ss.
 County of Lemhi)

WARRANTY DEED

Value Received, namely, love and affection, ROBERT ISLEY,
a married man,

for, does hereby grant, bargain, sell and convey unto

ROSE ISLEY, his wife,
the following described premises, ~~located~~ in Lemhi County, Idaho,

SE¹/₄ NE¹/₄, NE¹/₄ SE¹/₄, S. 18, T. 23, N.R. 22, E.B.M.; and,
Fr. SW¹/₄ NW¹/₄, NW¹/₄ SW¹/₄, S. 17, T. 23, N.R. 22, E.B.M.;
consisting of about 159 acres, more or less, together
with water and water rights, ditch and ditch rights,
range and range rights used in connection therewith.

THIS IS A GIFT DEED.

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
warrant that he is the owner in fee simple of said premises; that said
in all incumbrances

I warrant and defend the same from all lawful claims whatsoever.
1, 1965.

R. Isley

COUNTY OF LEMHI
day of April, 1965.
in and for said State, personally
Robert Isley, a married man

person who SO name is
Instrument, and acknowledged to
executed the same.

W. Hughes Shook
Notary Public
Salmon, Idaho

10/1/67

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of Robert Isley

at 45 minutes past 1 o'clock P.M.
this 2nd day of April
1965, in my office, and duly recorded in ~~book~~ File
of Deeds ~~XXXX~~

Eleanor Adams
Ex-Officio Recorder

By Deputy.

Fees \$ 1.75
Mail to: Robert Isley
Salmon, Idaho

Printed and For Sale By Syms-York Company, Boise

INSTRUMENT NO.

102384

WARRANTY DEED

For Value Received, namely, \$12,000.00, ROBERT ISLEY and ROSE ISLEY, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

BILLY B. ISLEY and JEWELL D. ISLEY, husband and wife,

the grantees, the following described premises, ~~to-wit~~ in Lemhi County, Idaho, to wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 18, T. 23, N.R. 22, E.B.M.; and,
Fr. SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 17, T. 23, N.R. 22, E.B.M.;
consisting of about 159 acres, more or less, together
with water and water rights, ditch and ditch rights,
range and range rights used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: April 20, 1966.

Robert Isley
Rose Isley

STATE OF IDAHO, COUNTY OF LEMHI
On this _____ day of April, 1966,
before me, a notary public in and for said State, personally
appeared Robert Isley and Rose Isley,
husband and wife,

STATE OF IDAHO, COUNTY OF Lemhi
I hereby certify that this instrument was filed for record at
the request of Fred H. Snook
at 30 minutes past 2 o'clock p.m.,
this 9th day of August,
1973, in my office, and duly recorded in ~~xxx~~ File
of Book & page

INSTRUMENT N

REVENUE STAMPS

WARRANTY DEED

For Value Received

BILLY B. ISLEY and BILLY B. ISLEY, JR.,
both unmarried men,the grantor s, do hereby grant, bargain, sell and convey unto
RICHARD WAYNE JIMMERSON,
an unmarried man,

whose current address is Salmon, Idaho

the grantee, the following described premises, in Lemhi County Idaho, to wit:

A parcel of land in Section 17, Township 23 North, Range 22
East, Boise Meridian, more particularly described as follows:All of that parcel of land encompassed by Lots 4, 5 and 6 of
Block 3 of the Tower Creek Property Subdivision, said parcel
of land to contain approximately 8.4 acres, and situated in
Lemhi County, State of Idaho.**Together with all water, water rights, ditches, and ditch
rights appurtenant thereto and used in connection therewith.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 25, 1977STATE OF IDAHO, COUNTY OF LEMHIOn this 25 day of May, 1977,
before me, a notary public in and for said State, personally
appearedBILLY B. ISLEY and
BILLY B. ISLEY, JR.,
both unmarried men,known to me to be the person whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.Maureen L. Allbaugh
Notary Public
Residing at 1100 W. Tille
Comm. Expires 11-1-80
IdahoRE-RECORDED 7/14/77
136629 RETURN
No. _____ State of Idaho) ss.
County of Lemhi)
This instrument was filed for
record at the request of Richard
Wayne Jimmerson
at 10:10 o'clock A.M.
June 3 1977
and duly filed and indexed in the
Deeds
Idaho County, Idaho
Maureen L. Allbaugh
Notary Public
Maureen L. Allbaugh
Deputy
Fees 1.00 pd.

Box 2032

Salmon, Idaho 83401

INDEXED

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: **A75-13710**
Date Received: 6/ 8/2000
Receipt No: E022388
Received By: _____

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

1. Name: GARY L GODFREY 208-756-3906
Address: PO BOX 282
CARMEN ID 83462

2. Date of Priority: AUG 21, 1911

3. Source: TOWER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	22E	17	NW	NW	NE		LEMHI

5. Description of diverting works:
DAM OF ROCKS AND LUMBER DIVERTED INTO IRRIGATION DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.150		

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOUSE, 4 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	22E	17	SE	NW		IRR	5.4



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.4
					Total Acres	5.4

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:

THERE IS A DAM OF ROCKS, LUMBER & TARPS TO MAKE A HEADGATE WHERE WATER IS DIVERTED INTO AN IRRIGATION DITCH. TO MY KNOWLEDGE THIS HEADGATE HAS BEEN LIKE THIS SINCE AT LEAST THE EARLY 70'S IRRIGATED PROPERTY IS IN THE TOWER CREEK PROPERTY SUBDIVISION LOTS 4 AND 5, BLOCK 3

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 _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 475-13710Date Received 7-16-96Receipt Number E022398 LT.

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 16 1996

Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of Claimant (s) GARY L. GODFREY Phone (208) 756-3906
Mailing Address P.O. Box 282 CARMEN, Id. Zip 83462

2. Date of Priority (Only one (1) per claim) Aug. 31, 1911

3. Source of water supply (a) TOWER CREEK
which is tributary to (b) SALMON RIVER

4. a. Location of existing point of diversion is: Township 23 N. Range 22 E. Section 17,
NW 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Lemhi

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.

There is a dam of rocks,
lumber, & TARPS to make a headgate where water is
diverted into an irrigation ditch. To my knowledge this headgate
has been like this since at least the early 70's.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 0.15 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.162 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 12.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 household - PRESENTLY 4 horses

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	
23N	22E	17								X54									5.4

Total number of acres irrigated 5.4

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

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.
WATER Right WELL for Domestic & Stockwater Use or None ()

14. Remarks: IRREGATED property IS IN the Tower Cr. Property subdivision. lots 4 and 5, Block 3

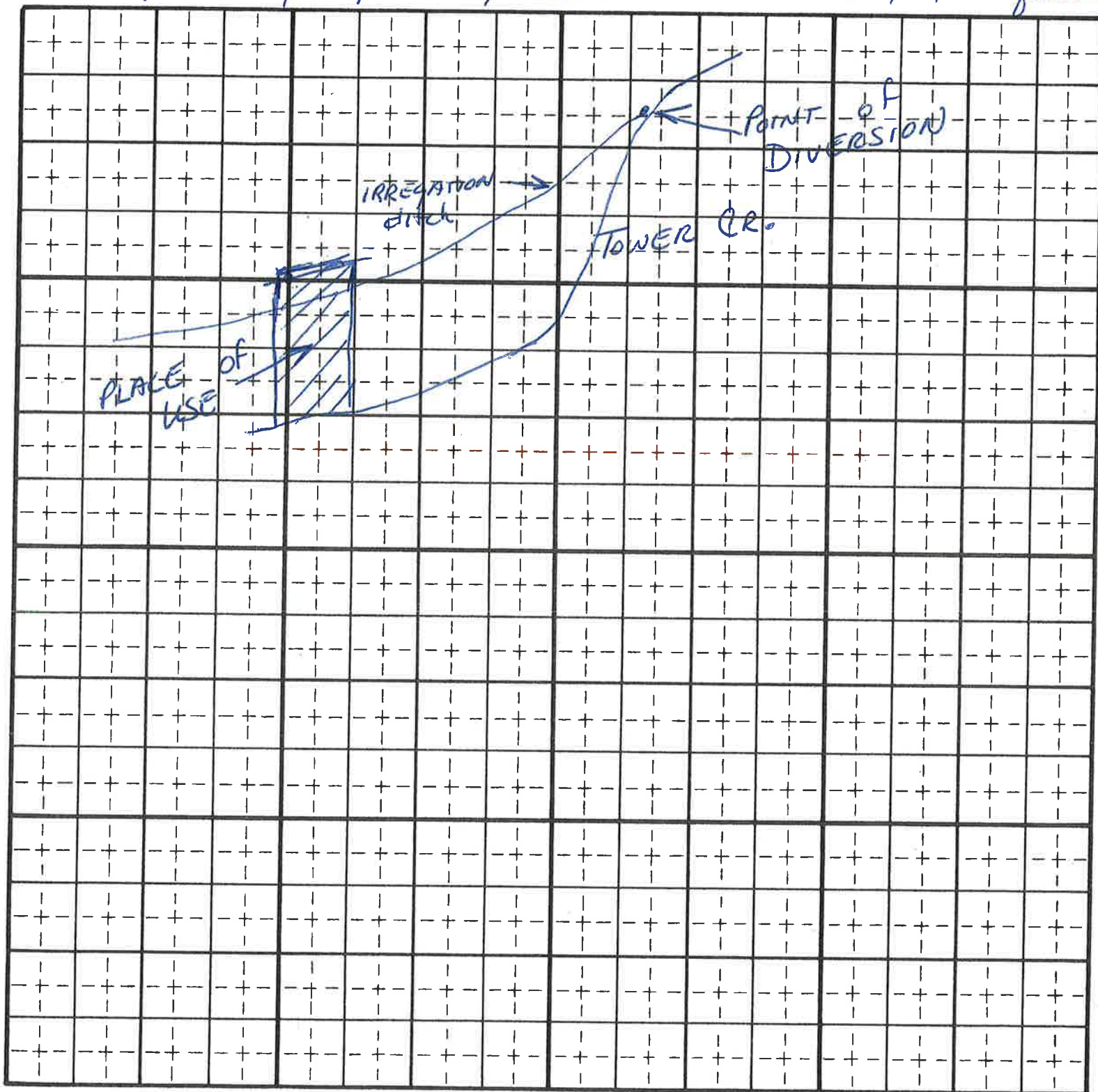
Last Name Godfrey Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Township - 23N, Range 22E, Section 17 $\frac{1}{4}, \frac{1}{4}$ - SW, NE, NW quarter
NW, SE, NW quarter



Last Name

Godfrey

Ident No.

Copies: White-State, Yellow-Claimant

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 X
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) Cary L Godfrey Date 7-9-96

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 9th day of July 19 96
SEAL Notary Public Melissa Cole
Residing at Salmon ID
My Commission Expires 11/8/2000
Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ 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 _____
Address _____
Date _____

Last Name Godfrey Ident. Number _____