

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 67-4157
Date Received: 12/1/1989
Receipt No: C013130
Received By:

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

1. Name of Claimant(s)

ZERRY L GREENWOOD Phone: (208) 253-0244

2675 COUNCIL RD
COUNCIL ID USA 83612

RODNEY M GREENWOOD Phone: (208) 253-0244

2675 COUNCIL RD
COUNCIL ID USA 83612

2. Date of Priority: 06/01/1900

3. Source: HORNET CREEK , HORNET CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	02W	5	SW SW NE	ADAMS	
17N	02W	9	SE NW NW	ADAMS	

5. Description of diverting works:

HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.5	

7. Total Quantity Appropriated is:
2.5 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
17N	02W	4	SE	SW	IRRIGATION	7
			SW	SW	IRRIGATION	2
					Section Acres	9
17N	02W	9	NE	NW	IRRIGATION	27
			SW	NW	IRRIGATION	3
			SE	NW	IRRIGATION	39
					Section Acres	69
					Total Acres	78

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

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.

DE by *df*

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: A67-04157
Date Received: 12/01/1989
Receipt No: C013130
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALLAS E. GREENWOOD 208-253-4898
Address: HC 67 BOX 2390
COUNCIL, ID 83612

AND/OR
Name: ELVA M. GREENWOOD 208-253-4898
Address: HC 67 BOX 2390
COUNCIL, ID 83612

2. Date of Priority: JUN 01, 1900

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	02W	5	SW	SW	NE		ADAMS
		9	SE	NW	NW		ADAMS

5. Description of diverting works:
HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.500		

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

8. Total consumptive use is 234.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A67-04157

Page 1

Date: 12/01/89

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APR 08 2004

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	02W	4	SW		SW		IRR	2.0
			SE		SW		IRR	7.0
							Section Acres	9.0
		9	NE		NW		IRR	27.0
			SW		NW		IRR	3.0
			SE		NW		IRR	39.0
							Section Acres	69.0
							Total Acres	78.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
67-00401, 67-00402

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

A67-04157

Date Received

12-01-89

Receipt Number

C013/30

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Dallas E. & Elva M. Greenwood Phone (208) 253-4898

Mailing Address HC 67, Box 2390, Council, ID Zip 83612

2. Date of Priority (Only one (1) per claim) Jun 1, 1900

3. Source of water supply (a) Hornet Creek
which is tributary to (b) Weiser River

4. a. Location of existing point of diversion is: Township 17N Range 2W Section 5,
SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Adams

Additional points of diversion if any: 17N, 2W, 9, SE 1/4 NW 1/4 NW 1/4

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgates & ditches

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 2.50 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.50 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 234 acre feet per annum.

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

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	
17N	2W	4											2	7					9
		9					27		3	39									69

Total number of acres irrigated 78

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
67-00401, 67-00402 or None ()

14. Remarks:

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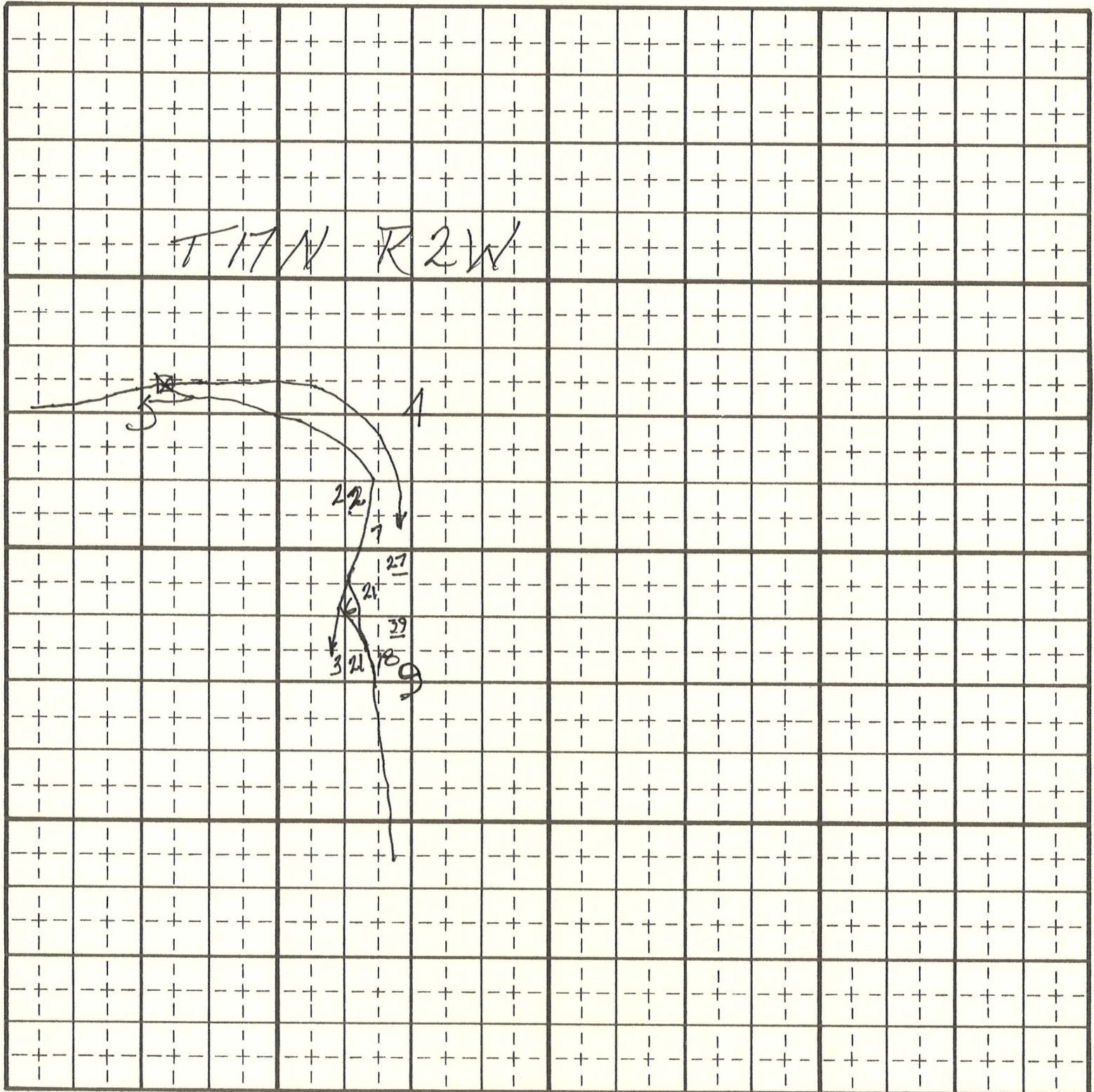
Last Name Greenwood Ident No. 67-00457

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

see Attached Map also



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Last Name Greenwood
467-04157

Ident No. 467-04157

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 67-4157
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

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

Signature of Claimant (s) Dallas E Greenwood Date 12/1/89

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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day of December 19 89

SEAL

Notary Public [Signature]

Residing at Boise, ID

My Commission Expires June 10, 1994

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 _____

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OCT 02 1992

Last Name Greenwood Ident. Number A67-04157

Copies White-State, Yellow-Claimant

CLAIMANT'S NAME Green Rod CLAI DENT. NO. A6704157DATE RECEIVED 12-01-89 CK # _____ AMOUNT \$ _____ YES NO Required Info?

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

Claim checked by: [Signature] Date: 12-01-89Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: [Signature] Date: 12-01-89
 Claim data entered by: [Signature] Date: 12-01-89
 Sent to claimant by: [Signature] Date: 12-01-89

Checked by: _____ Date: _____

Comments: _____

MICROFILMED

OCT 02 1992



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

August 17, 2006

RODNEY AND ZERRY GREENWOOD
2675 COUNCIL CUPRUM RD
COUNCIL ID 83612

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-306, 67-401, 67-402, 67-4157, 67-4493
and Decree #67-11286

Dear Claimants:

We have processed your change in ownership of Notices of Claim #67-401, 67-402, 67-4157 and 67-4493. Our Water Allocation Bureau will contact you regarding the fee due to process Decree 67-11286.

Notice of Claim #67-306 is not appurtenant to the land on the deed you submitted and was not changed.

Enclosed are copies of your water rights for your file. Please refer to these record numbers 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:region

Enclosures:

Copies of Water Rights Referenced Above
C: Water Allocation Bureau

SCANNED

AUG 17 2006

MEMORANDUM

Date: August 17, 2006

To: Sally Sherman

From: Craig L. Saxton

Re: Ownership change for 67-306, 67-401, 67-402, 67-4157, 67-4493, and 67-11286

67-306:

The deed submitted with the change of ownership does not include the POU claimed under 67-306. The contact record was not changed.

67-401, 67-402, 67-4157, 67-4493:

Ownership was changed on the above rights. A letter and copy of the claim can be sent to the claimants.

67-11286:

Is partially decreed. Need to confirm that Allocations has a copy. It does not appear that fees were submitted with the c/o.

SCANNED

AUG 17 2006

RECEIVED

JUN 09 2006

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease 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
67-11286 ^{PO'd}			67-4493 ^{OK}		
	67-396 ^{OK}				
	67-401 ^{OK}				
	67-402 ^{OK}				
	67-4157 ^{OK}				

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)

Dallas E Greenwood
Elva M Greenwood

4. New Owner/Claimant(s)

Rodney M / Jerry L. Greenwood

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

New Mailing Address

2675 Council Cypress Rd

City, State and ZIP Code

Council Id 83612

New Telephone Number

208 253-0244

5. Date you acquired the property

SCANNED

SCANNED

AUG 17 2006

SCANNED

JUN 10 2006

cc: W.A.
8-17-06
-M

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by CH AJ Date 8-17-06 WR _____ Date _____

SCANNED

AUG 17 2006

WARRANTY DEED

INSTRUMENT NO. 94757
PAGE 1 OF 2

2

For Value Received, DALLAS E. GREENWOOD and ELVA M. GREENWOOD, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
RODNEY M. GREENWOOD and ZERRY L. GREENWOOD, husband and wife

the grantees, whose current address is 2675 Council-Capraun Rd, Council, ID 83615
the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

RECEIVED

JUN 09 2006

DEPARTMENT OF
WATER RESOURCES

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 they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

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

Date: September 21, 1998

Dallas E. Greenwood
DALLAS E. GREENWOOD

Elva M. Greenwood
ELVA M. GREENWOOD

STATE OF Idaho)
COUNTY OF Adams) ss

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 21st day of Sept, in the year of 1998, before me
a Notary Public, personally appeared
DALLA E. GREENWOOD & ELVA M. GREENWOOD
known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same.

at 05 minutes past 2 o'clock P. M.
this 23 day of Sept, 1998, in my
office, and duly recorded in Book
of Deeds at page

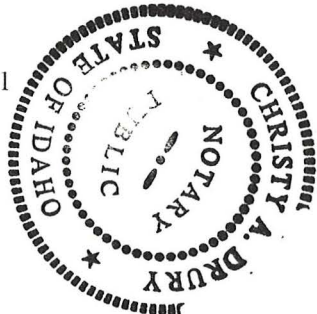
Christy A. Drury
Notary Public
Residing at Troutvale Idaho
Commission expires: 8/4/04

MICHAEL FISK
Ex-Officio Recorder

By: Peggy Linkal
Deputy

Fees \$6.00
Mail to: Timberline Title & Escrow

#98-501



SCANNED

JUN 10 2006

Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho

Section 4: SW1/4SE1/4, SE1/4SW1/4 and a parcel of land in the SW1/4SW1/4 more particularly described as follows:

Commencing at the NE corner of said SW1/4SW1/4 said Section, Township and Range and running thence West on the North line of said SW1/4SW1/4, 235 feet more or less to the Easterly bank of a natural slough;

Thence Southeasterly along the bank of said slough 550 feet, more or less to the East line of said SW1/4SW1/4;

Thence North along the East line of said SW1/4SW1/4 525 feet to the point and place of beginning.

Section 9: NE1/4, NE1/4NW1/4, S1/2NW1/4

Section 10: NW1/4NW1/4

EXCEPTING THEREFROM a strip of land deeded to Adams County on and across a portion of the E1/2NW1/4 of Section 9, T17NR2WBM more fully described in Book 26 Deeds page 421.

ALSO EXCEPTING THEREFROM all that portion of the SW1/4NW1/4 of Section 9 lying and being West of the Old County Road (now County Stock Driveway)

ALSO EXCEPTING THEREFROM a tract of land in the SW1/4NW1/4 of Section 9 more particularly described as follows:

Commencing at the Northeast corner of said SW1/4NW1/4 of said Section, Township and Range and running West on the North line of the said SW1/4NW1/4 440 feet to the East side of the County Stock Driveway;

Thence Southeasterly along the Easterly side of said Stock Driveway 440 feet to a point;

Thence Northeasterly 500 feet to the REAL POINT OF BEGINNING.

SCANNED
JUN 10 2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

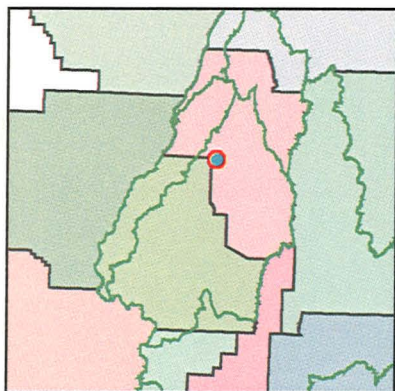
SRBA Recommendation:

67-4157

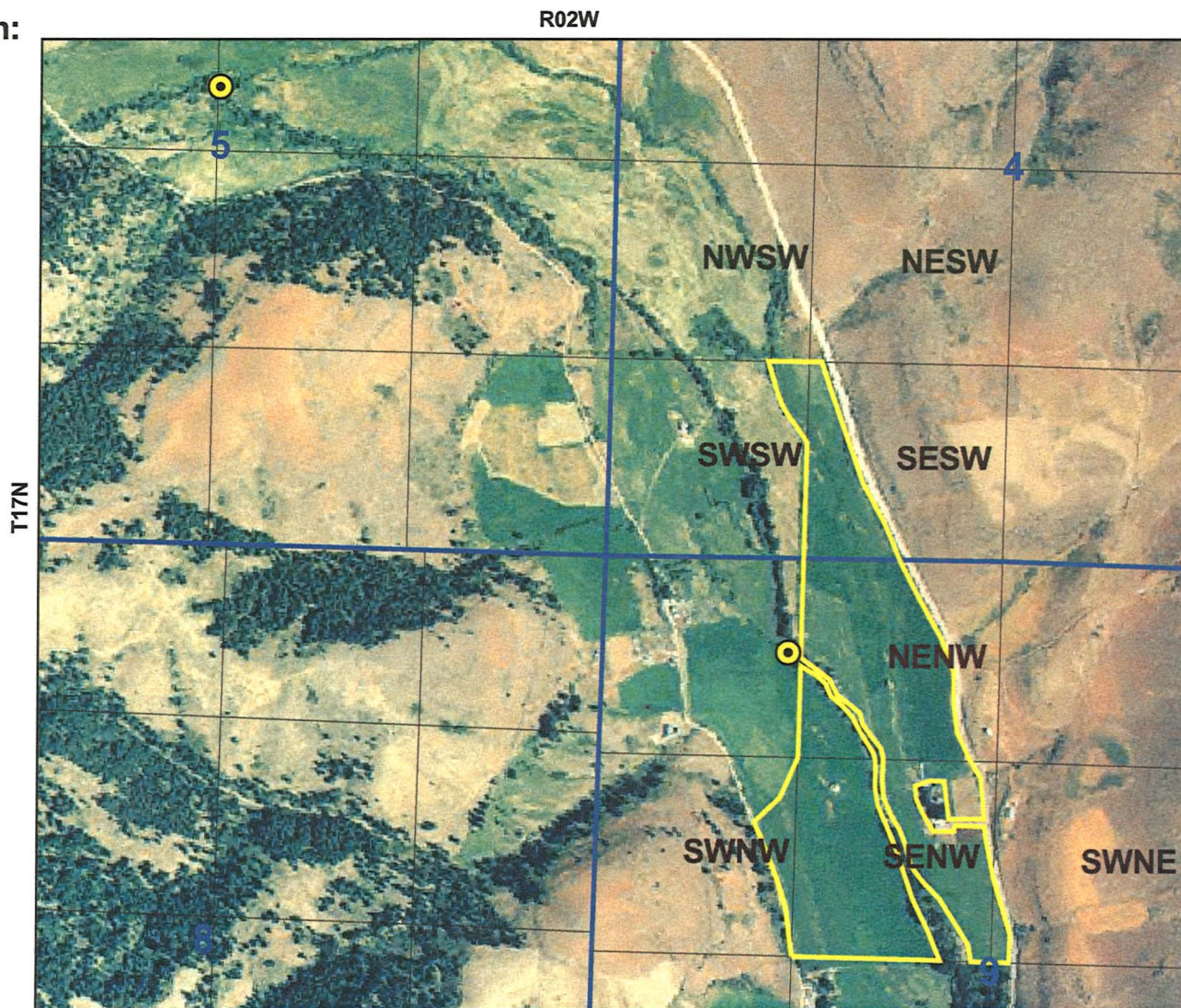
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



0 0.5 1 Miles



Prepared by C. Saxton
On Tuesday, August 15, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4157 V1

WATER RIGHT NUMBER: 67-4157 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELVA M GREENWOOD 2673 COUNCIL CUPRUM RD COUNCIL, ID 83612-5010
Original Owner	DALLAS E GREENWOOD 2673 COUNCIL CUPRUM RD COUNCIL, ID 83612-5010 (208)253-4898
Current Owner	ZERRY L GREENWOOD 2675 COUNCIL RD COUNCIL, ID 83612 (208) 253-0244
Current Owner	RODNEY M GREENWOOD 2675 COUNCIL RD COUNCIL, ID 83612 (208) 253-0244

Priority Date: 05/10/1918

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
HORNET CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.270 CFS	
	<u>Total Diversion:</u>	0.270 CFS	

Location of Point(s) of Diversion

HORNET CREEK	SW1/4SW1/4NE1/4	Sec. 5,	Twp 17N,	Rge 02W, B.M.
ADAMS County				
HORNET CREEK	NE1/4NW1/4NW1/4	Sec. 9,	Twp 17N,	Rge 02W, B.M.
ADAMS County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	02W	4											2.0	10.0					12.0
17N	02W	9			1.0		27.0		3.2	34.0									65.2

Total Acres: 77.2

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4157 V1

Conditions of Approval:

1. C18 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 77.2 acres in a single irrigation season. Combined Right Nos.: 67-401, 67-402, & 67-4157

Remarks:Comments:

1. csaxton 8/15/2006 Quantity

Comment: Flood water recommended on top of decreed water. Diversion rate recommended is that amount needed to bring use of this right and the decreed rights up to one inch per acre.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND/OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		77.2
Combined Water Rights: 67-401 , 67-402 , 67-4157		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	8/15/2006 4:17:57 PM	csaxton			Active
Priority Date	8/15/2006 4:18:39 PM	csaxton			Active
Priority Date	8/15/2006 4:18:49 PM	csaxton			Active
POD	8/15/2006 4:19:00 PM	csaxton			Active
Source	8/15/2006 4:20:26 PM	csaxton			Active
POU	8/15/2006 4:20:39 PM	csaxton			Active
Use	8/15/2006 4:21:35 PM	csaxton			Active
Season	8/15/2006 4:21:51 PM	csaxton			Active
Quantity	8/15/2006 4:22:44 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4157 V1

Summary

08/15/2006

csaxton

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/15/2006 4:19:46 PM	csaxton	Updated shape
Contacts	8/15/2006 4:18:28 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Reivew
General	8/15/2006 4:19:10 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? Description for Question 12/13 - Direct overlap with decreed rights. Recommend one day after decree.
POD	8/15/2006 4:19:32 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	8/15/2006 4:19:54 PM	csaxton	Updated PLS
POD	8/15/2006 4:20:10 PM	csaxton	Updated shape
POD	8/15/2006 4:20:22 PM	csaxton	Updated PLS
POU	8/15/2006 4:21:30 PM	csaxton	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4157 V1

General	8/15/2006 4:19:21 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Direct overlap with decreed rights. Recommend one day after decree.
Source	8/15/2006 4:20:57 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Direct overlap with decreed water where Source has been previously verified.
POU	8/15/2006 4:21:11 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Direct overlap with decreed water where Source has been previously verified.
POU	8/15/2006 4:21:40 PM	csaxton	Updated PLS for Active POU
Use	8/15/2006 4:22:06 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Direct overlap with decreed water where purpose of use has been previously verified.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4157 V1

Season	8/15/2006 4:22:23 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/15/2006 4:23:16 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - This is flood water on top of decreed water.
Summary	8/15/2006 4:25:46 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4157

WATER RIGHT NUMBER: 67-4157

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELVA M GREENWOOD 2673 COUNCIL CUPRUM RD COUNCIL, ID 83612-5010
Current Owner	DALLAS E GREENWOOD 2673 COUNCIL CUPRUM RD COUNCIL, ID 83612-5010 (208)253-4898

Priority Date: 06/01/1900
 Basis: Statutory Claim
 Status: Active

<u>Source</u>	<u>Tributary</u>
HORNET CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.500 CFS	
	<u>Total Diversion:</u>	2.500 CFS	

Location of Point(s) of Diversion

HORNET CREEK ADAMS County	SW1/4SW1/4NE1/4	Sec. 5, Twp 17N, Rge 02W, B.M.
HORNET CREEK ADAMS County	SE1/4NW1/4NW1/4	Sec. 9, Twp 17N, Rge 02W, B.M.

Place of UseIRRIGATION Within ADAMS County

T17N R02W S04	SWSW	2.0	T17N R02W S04	SESW	7.0
T17N R02W S09	NENW	27.0	T17N R02W S09	SWNW	3.0
T17N R02W S09	SENE	39.0			

Total Acres: 78

Conditions of Approval:Remarks:

Page 1 74
 Unidentified Property [REDACTED]
 Sec. 5 is for Peck Mountain now owned
 by the estate of Andrea Shannon Menki,
 but I did find Priority Dates for that
 piece of property page 1A.

SCANNED
 SEP 21 2005

1 Minn-Allison '919

13

Prior-ity No.	Name of User	Description of Land	Source of Supply	Priority Date	Priority Inches
52.	G. T. Hamil		Fort Hall Creek	5 1 89	4.00
53.	Wm. S. Potter		Keithley Creek	5 15 89	2.25
54.	J. W. Galloway	SW 1/4	Main Weiser	6 1 89	70.00
54.	J. Newton & Bessie Wingfield	20 Acres in SE 1/4 SE 1/4	Main Weiser	6 1 89	15.00
54.	Albert McDowell	SE 1/4 NE 1/4	Little Weiser	6 1 89	19.00
54.	G. W. Phipps	N 1/2 NW 1/4	Cottonwood Creek	6 1 89	37.50
54.	James H. McGinley	N 1/2 SW 1/4, N 1/2 SE 1/4, SE 1/4 SE 1/4	Cottonwood Creek	6 1 89	3.00
		NE 1/4 NE 1/4			
55.	A. Kampeter	S 1/2 SE 1/4	Hornet Creek	12 31 89	35.50
		SW 1/4 SW 1/4			
		NW 1/4 NW 1/4			
56.	Village of Cambridge		Rush Creek	4 30 90	20.00
56.	Moses H. Hopper		Rush Creek	4 30 90	1.00
56.	Nels C. Nelson	N 1/2 NE 1/4	Rush Creek	4 30 90	12.50
		10 Acres in NW 1/4 SW 1/4			
57.	George W. Hall		Rush Creek	5 1 90	12.50
57.	George A. Jefferson		Rush Creek	5 1 90	12.375
57.	Eva Barber	S 1/2 NE 1/4	Rush Creek	5 1 90	16.00
57.	Jerome B. Cox	SE 1/4 NE 1/4, N 1/2 SE 1/4, SW 1/4 SE 1/4	Rush Creek	5 1 90	19.00
57.	Weiser Irrigation District		Main Weiser	5 1 90	200.00
57.	James W. Tindell	NE 1/4 NE 1/4, SW 1/4 NE 1/4, E 1/2 NW 1/4	Pine Creek	5 1 90	32.50
58.	Jacob Ader	NW 1/4 SE 1/4	Welthley Creek	5 15 90	20.00
58.	E. M. Stewart	SW 1/4 SE 1/4	Keithley Creek	5 15 90	4.00
58.	James Keithley	SE 1/4 SW 1/4, SW 1/4 SE 1/4	Keithley Creek	5 15 90	26.25
59.	D. W. Hutchinson	E 1/2 NE 1/4	Little Weiser	6 1 90	19.00
		SW 1/4 NW 1/4, NW 1/4 SE 1/4			
59.	T. B. Biggerstaff	S 1/2 SE 1/4	Main Weiser	6 1 90	45.00
		S 1/2 SW 1/4			
		NE 1/4			
60.	Michael Ward		Pine Creek	6 3 90	47.50
61.	Jas. H. McGinley		Cottonwood Creek	7 1 90	72.00
62.	Mary E. Houston	E 1/2 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NW 1/4	Cottonwood Creek	7 2 90	25.00
63.	Weiser Irrigation District		Main Weiser	5 1 91	200.00
63.	E. E. Edwards	W 1/2 NE 1/4, SE 1/4 NE 1/4, N 1/2 NW 1/4	Pine Creek	5 1 91	165.00
		SE 1/4 NW 1/4, SE 1/4 SW 1/4, N 1/2 SE 1/4			
		S 1/2 SW 1/4, SW 1/4 SE 1/4			
63.	Fannie E. Baker	E 1/2 NE 1/4	Pine Creek	5 1 91	6.00
		SW 1/4 NW 1/4			
		SE 1/4 SE 1/4			
63.	R. E. Wilson and Edwin J. Hill	E 1/2 SE 1/4	Rush Creek	5 1 91	16.00
		S 1/2 SW 1/4			
		NW 1/4 NE 1/4, N 1/2 NW 1/4			
63.	Henry Mosman	SE 1/4	Little Weiser	5 1 91	85.00
63.	Stella Beigh	17 Acres in SW 1/4 SW 1/4	Little Weiser	5 1 91	12.00
63.	H. L. Snyder	20 Acres in SW 1/4 SW 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4	Little Weiser	5 1 91	66.00
63.	M. C. Wilkerson	SE 1/4	Little Weiser	5 1 91	82.00
		NW 1/4 NE 1/4			
63.	W. M. Baccus	S 1/2 SE 1/4	Middle Fork	5 1 91	14.00
63.	Cathrine Austin	SW 1/4	Middle Fork	5 1 91	24.00
		NE 1/4 SE 1/4			
63.	P. H. Schaff and F. S. Galey		Mill Creek	5 1 91	29.00
64.	Mattie E. Gray	NE 1/4 SE 1/4	Little Weiser	6 1 91	23.00
		SW 1/4 SW 1/4			
64.	Denbrae Sheep Co	SE 1/4 NW 1/4, E 1/2 SE 1/4	Pine Creek	6 1 91	15.00
		NW 1/4 SW 1/4, SW 1/4 NW 1/4			
		N 1/2 NW 1/4			
64.	Mark Winkler	S 1/2 NE 1/4, NE 1/4 SW 1/4, NW 1/4 SE 1/4	Main Weiser	6 1 91	60.00
64.	Carrie Winkler	NE 1/4 SE 1/4	Main Weiser	6 1 91	10.00
64.	E. Hinkle	S 1/2 NW 1/4, W 1/2 SW 1/4	Main Weiser	6 1 91	50.00
		SE 1/4 NE 1/4, E 1/2 SE 1/4			
		NE 1/4 NE 1/4			
64.	S. A. Moudy and E. Hinkle	S 1/2 NE 1/4	Main Weiser	6 1 91	19.00
64.	George Goud	SE 1/4 SW 1/4, SW 1/4 SE 1/4, Part SE 1/4 SE 1/4	Main Weiser	6 1 91	82.00
		NW 1/4 NE 1/4, NE 1/4 NW 1/4, Part NE 1/4 NE 1/4			
65.	William Hanson	NE 1/4 NE 1/4	Hornet Creek	12 31 91	12.00
		NW 1/4 NW 1/4			
65.	Mattie M. Keyes	N 1/2 SW 1/4, SW 1/4 SW 1/4, NW 1/4 SE 1/4	Hornet Creek	12 31 91	16.00
66.	Weiser Irrigation District		Main Weiser	5 1 92	150.00
66.	John Schwenkfelder	NW 1/4	Little Weiser	5 1 92	145.00
		E 1/2 NE 1/4			
66.	Jacob Moritz	S 1/2 NE 1/4	Little Weiser	5 1 92	49.00
		NW 1/4 SE 1/4			
66.	Leslie Johnson	N 1/2 NE 1/4	Little Weiser	5 1 92	95.00
		S 1/2 SE 1/4			
66.	S. N. York		Little Weiser	5 1 92	25.00
66.	William Niemeyer	W 1/2 SE 1/4, SE 1/4 SE 1/4	Pine Creek	5 1 92	7.00
		E 1/2 NE 1/4, NE 1/4 SE 1/4			
		N 1/2 NW 1/4			
66.	Mary Marquis	NW 1/4 SW 1/4	Pine Creek	5 1 92	21.00
		SW 1/4 SE 1/4, NW 1/4 NW 1/4, SE 1/4 SW 1/4, E 1/2 SE 1/4			
		SE 1/4 SE 1/4			
		NE 1/4 NW 1/4			
66.	Edward Byers		Rush Creek	5 1 92	7.50
66.	Hub B. Poyner	NW 1/4 NE 1/4, N 1/2 NW 1/4, SW 1/4 NW 1/4	Rush Creek	5 1 92	16.00
66.	J. P. Ogilvie	S 1/2 NW 1/4	Goodrich Creek	5 1 92	10.00
		SE 1/4 NE 1/4, NE 1/4 SE 1/4			
67.	William Phipps		Cottonwood Creek	6 1 92	3.00
68.	C. E. McDonald	SW 1/4 NE 1/4, N 1/2 SE 1/4, SE 1/4 SE 1/4	Main Weiser	7 2 92	56.00
		SW 1/4 SW 1/4			
69.	Weiser Irrigation District		Main Weiser	5 1 93	200.00
69.	Mary Marquis		Pine Creek	5 1 93	25.00
69.	F. M. Watris		Mill Creek	5 1 93	33.33
69.	George T. Ellis	SW 1/4 NW 1/4	Mill Creek	5 1 93	27.50
		10 Acres in NE 1/4 NE 1/4, SE 1/4 SE 1/4			
69.	W. J. Wilson	N 1/2 NW 1/4, SW 1/4 NW 1/4	Hornet Creek	5 1 93	47.00
		SE 1/4 NE 1/4			
70.	A. L. Freehafer & Margare' Pike	E 1/2 SW 1/4, W 1/2 SE 1/4, Part SW 1/4 SW 1/4	Fort Hall Creek	7 1 93	47.00
71.	Weiser Irrigation District		Main Weiser	5 1 94	150.00
71.	M. C. Wilkerson		Little Weiser	5 1 94	25.00
71.	Albert Moritz	S 1/2 SE 1/4	Little Weiser	5 1 94	35.00
		N 1/2 NE 1/4			
71.	Ben Woden	NE 1/4 N 1/2 NW 1/4	Middle Fork	5 1 94	30.00
		N 1/2 NE 1/4			
71.	Council Valley Orchards		Mill Creek	5 1 94	29.00
71.	P. H. Schaff & Thos. L. Watr	N 1/2 NW 1/4	Mill Creek	5 1 94	37.50
		SE 1/4 SE 1/4			
		NE 1/4 NE 1/4			
71.	F. M. Watris		Mill Creek	5 1 94	20.75
71.	H. B. Poyner		Rush Creek	5 1 94	6.00
71.	W. H. Gibson	W 1/2 NE 1/4	Rush Creek	5 1 94	2.50
71.	Minta Duggar	NE 1/4 SE 1/4	Rush Creek	5 1 94	1.50
72.	Walter Benson	SE 1/4 NE 1/4, E 1/2 SE 1/4, SW 1/4 SE 1/4	Little Weiser	6 1 94	6.00
73.	P. H. Miller	SE 1/4 SW 1/4	Hornet Creek	4 2 95	38.50
		E 1/2 NW 1/4, SW 1/4 NW 1/4			
74.	P. H. Miller		Hornet Creek	4 30 95	25.00
75.	Weiser Irrigation District		Main Weiser	5 1 95	150.00
75.	Village of Cambridge		Rush Creek	5 1 95	21.25
75.	J. Edward Wicks	W 1/2 SE 1/4, SE 1/4 SE 1/4	Rush Creek	5 1 95	19.00
		NE 1/4 NE 1/4			
75.	Chas. F. Hulet		Rush Creek	5 1 95	31.25
75.	A. H. Nunnalee	30 Acres in NE 1/4 NE 1/4	Rush Creek	5 1 95	14.00
75.	A. L. Kingsbury	30 Acres in NW 1/4 NE 1/4	Rush Creek	5 1 95	7.50
76.	Jesse Buzzard	S 1/2 SE 1/4	Fall Creek	6 1 95	26.00
		N 1/2 NE 1/4			
76.	Annie Carson	NE 1/4	Little Weiser	6 1 95	35.00
76.	J. W. Frasier	N 1/2 NE 1/4	Little Weiser	6 1 95	31.00
76.	Willette L. Frasier	N 1/2 NW 1/4	Little Weiser	6 1 95	42.00
76.	Chris Behnen	NW 1/4 NE 1/4	Little Weiser	6 1 95	8.00
76.	S. T. Logan	NW 1/4 NE 1/4, E 1/2 NW 1/4	Little Weiser	6 1 95	17.00
77.	Frank Peck	SE 1/4 NW 1/4	Hornet Creek	6 30 95	10.00

74 unidentified -

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Order No.	Name of User	Description of Land	Source of Supply	Priority Date	Priority Inches
26.	Village of Cambridge	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10 14 3W	Rush Creek.....	8 23 83	2.875
		W $\frac{1}{2}$ SW $\frac{1}{4}$ 2 14 3W			
		E $\frac{1}{2}$ SE $\frac{1}{4}$ 3 14 3W			
26.	Leroy T. Braden	5 Acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	2.50
26.	Fred M. & Grace Suiter	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	12.50
26.	C. E. Schmitz	7 Acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	4.375
		S $\frac{1}{2}$ SW $\frac{1}{4}$ 32 15 3W			
26.	John Tinsley	NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5 14 3W			
26.	Elizabeth Norton	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	13.625
26.	John Norton	5 Acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	2.375
26.	G. W. Tuttle	10 Acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	4.75
27.	Weiser Irrigation District	5 Acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2 14 3W	Rush Creek.....	8 23 83	2.375
28.	George A. Jefferson	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4 14 3W	Main Weiser.....	8 29 83	1500.00
28.	Mrs. William E. Gladhart	NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ 16 14 2W	Rush Creek.....	5 1 84	3.125
28.	Deseret Sheep Company	SE $\frac{1}{4}$ 34 17 1W	Little Weiser.....	5 1 84	121.00
28.	Frederick M. Watris	SE $\frac{1}{4}$ 34 17 1W	Mill Creek.....	5 1 84	41.67
28.	C. M. Gilmer & Frank Peck	S $\frac{1}{2}$ NE $\frac{1}{4}$ 5 17 2W	Mill Creek.....	5 1 84	12.50
		SW $\frac{1}{4}$ 4 17 2W	Hornet Creek.....	5 1 84	37.50
28.	Dale Donnally	N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ 31 17 1W	Hornet Creek.....	5 1 84	50.00
28.	C. E. Schmitz	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 31 15 2W	Pine Creek.....	5 1 84	5.00
29.	J. Emmett Pfost	W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ 5 14 2W	Main Weiser.....	5 6 84	125.00
29.	R. E. Wilson	N $\frac{1}{2}$ NW $\frac{1}{4}$ 31 15 2W	Main Weiser.....	5 6 84	25.00
30.	William Wiggins	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 19 14 3W	Keithley Creek.....	5 15 84	2.50
30.	Frank Towell	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ 2 14 3W	Keithley Creek.....	5 15 84	18.75
30.	Forrest & Clifford Burns	N $\frac{1}{2}$ NE $\frac{1}{4}$ 31 14 3W	Keithley Creek.....	5 15 84	7.50
31.	Edward M. Wiggins	SE $\frac{1}{4}$ 32 14 3W	Keithley Creek.....	5 15 84	50.00
31.	Isaac McMahan	N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 15 17 1W	Main Weiser.....	5 31 84	10.00
		SW $\frac{1}{4}$ NW $\frac{1}{4}$ 14 17 1W			
31.	Lester M. McMahan	SE $\frac{1}{4}$ NE $\frac{1}{4}$ 15 17 1W	Main Weiser.....	5 31 84	4.00
32.	Rollie A. McMahan	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 14 17 1W	Main Weiser.....	6 1 84	4.00
32.	Samuel E. McMahan	SW $\frac{1}{4}$ NE $\frac{1}{4}$ 15 17 1W	Main Weiser.....	6 1 84	22.00
32.	William M. Glenn	SW $\frac{1}{4}$ SW $\frac{1}{4}$ 14 17 1W	Main Weiser.....	6 1 84	45.00
		SE $\frac{1}{4}$ SE $\frac{1}{4}$ 15 17 1W			
		E $\frac{1}{2}$ NE $\frac{1}{4}$ 22 17 1W			
32.	George Robertson	SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10 17 1W	Main Weiser.....	6 1 84	5.00
32.	Nels Ruhl	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 32 15 1W	Pine Creek.....	6 1 84	30.00
32.	R. F. Coutts	S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 26 16 1W	Little Weiser.....	6 1 84	34.00
32.	William Phipps	NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35 16 1W	Cottonwood Creek.....	6 1 84	50.00
		SE $\frac{1}{4}$ NE $\frac{1}{4}$ 5 14 3W			
32.	James H. Phillips	S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4 14 3W	Pine Creek.....	6 5 84	17.50
34.	P. W. Higgins	SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ 34 16 1W	Cottonwood Creek.....	9 6 84	20.00
		5 Acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 34 16 1W			
34.	Edgar Moser	NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 27 16 1W	Cottonwood Creek.....	9 6 84	22.50
34.	Council Valley Orchards	S $\frac{1}{2}$ SE $\frac{1}{4}$ 35 17 1W	Mill Creek.....	5 1 85	10.75
		N $\frac{1}{2}$ NE $\frac{1}{4}$ 2 16 1W			
35.	S. E. & Florence C. Dare	SE $\frac{1}{4}$ NW $\frac{1}{4}$ 35 14 4W	Hornet Creek.....	5 1 85	16.00
36.	John Zenger	SW $\frac{1}{4}$ SW $\frac{1}{4}$ 36 14 4W	Keithley Creek.....	5 15 85	8.50
36.	Willie J. Hopper	6 Acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1 13 4W	Keithley Creek.....	5 15 85	11.00
37.	J. D. Bailey	SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ 4 14 1W	Little Weiser.....	6 1 85	15.00
37.	Leander Lindsay	SE $\frac{1}{4}$ 22 14 1W	Little Weiser.....	6 1 85	17.00
37.	E. H. Richardson	NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1 13 1W	Little Weiser.....	6 1 85	29.00
37.	Anna Hutchinson	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1 13 1W	Little Weiser.....	6 1 85	8.00
37.	Edward Manning	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1 13 1W	Little Weiser.....	6 1 85	12.50
37.	D. K. Lindsay	N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ 22 14 1W	Little Weiser.....	6 1 85	46.00
37.	Georgine Ludwig	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1 13 1W	Little Weiser.....	6 1 85	87.00
37.	Richard Johnson	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1 13 1W	Little Weiser.....	6 1 85	7.00
38.	B. M. Holt	N $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ 32 17 1W	Hornet Creek.....	4 1 86	62.50
		S $\frac{1}{2}$ SE $\frac{1}{4}$ 31 17 1W			
		W $\frac{1}{2}$ NW $\frac{1}{4}$ 5 16 1W			
		N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 4 16 2W			
		E $\frac{1}{2}$ NE $\frac{1}{4}$ 1 16 2W			
39.	W. H. Thomason	NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 18 14 2W	Little Weiser.....	5 1 86	44.00
39.	Edith K. Devaney and Ella Mae Carter	NW $\frac{1}{4}$ SW $\frac{1}{4}$ 17 14 2W	Little Weiser.....	5 1 86	22.50
39.	Enoch Bloomstrom	N $\frac{1}{2}$ SW $\frac{1}{4}$ 10 14 3W	Pine Creek.....	5 1 86	12.50
39.	Chas. Lappin & A. E. Felmley	W $\frac{1}{2}$ SW $\frac{1}{4}$ 25 17 1W	Mill Creek.....	5 1 86	54.00
40.	Forrest & Clifford Burns	E $\frac{1}{2}$ SE $\frac{1}{4}$ 26 17 1W	Keithley Creek.....	5 15 86	5.00
40.	Otho Towell	S $\frac{1}{2}$ NW $\frac{1}{4}$ 2 13 4W	Keithley Creek.....	5 15 86	6.25
40.	Carrie Clayton	S $\frac{1}{2}$ NE $\frac{1}{4}$ 31 14 3W	Keithley Creek.....	5 15 86	2.00
41.	C. F. Hulet	NE $\frac{1}{4}$ 3 14 3W	Pine Creek.....	6 1 86	31.50
		N $\frac{1}{2}$ SW $\frac{1}{4}$ 10 14 3W			
41.	American Falls Dev. Co.	E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ 34 16 3W	Cow Creek.....	6 1 86	47.00
41.	J. W. Coriell	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 32 15 1W	Little Weiser.....	6 1 86	8.00
41.	W. C. Shearer	W $\frac{1}{2}$ SW $\frac{1}{4}$ 32 15 1W	Little Weiser.....	6 1 86	1.00
41.	C. E. Kennedy	E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 31 15 1W	Little Weiser.....	6 1 86	14.00
41.	Henry E. Warner and Earl Walston	N $\frac{1}{2}$ SW $\frac{1}{4}$ 30 17 1W	Hornet Creek.....	6 1 86	37.50
		SW $\frac{1}{4}$ SW $\frac{1}{4}$ 19 17 1W			
42.	B. F. Janes	15 Acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 12 14 3W	Main Weiser.....	7 4 86	10.00
42.	Marion Smith	N $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ 7 14 2W	Main Weiser.....	7 4 86	90.00
		NW $\frac{1}{4}$ 13 14 3W			
42.	R. H. Martin Estate	SE $\frac{1}{4}$, SW $\frac{1}{4}$ 12 14 3W	Main Weiser.....	7 4 86	90.00
42.	Weiser Irrigation District	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 3 14 3W	Main Weiser.....	5 1 87	250.00
43.	Hattie Macey	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 3 14 3W	Rush Creek.....	5 1 87	19.00
43.	Marion Smith	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 3 14 3W	Little Weiser.....	5 1 87	92.00
43.	W. D. Morey	N $\frac{1}{2}$ NW $\frac{1}{4}$ 17 14 2W	Little Weiser.....	5 1 87	162.50
		SW $\frac{1}{4}$ 8 14 2W			
		SE $\frac{1}{4}$ 7 14 2W			
		NE $\frac{1}{4}$ 18 14 2W			
43.	Mrs. Margaret A. Crouter	W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ 18 14 2W	Little Weiser.....	5 1 87	65.00
43.	R. H. Martin Estate	W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 13 14 3W	Little Weiser.....	5 1 87	90.00
43.	Samuel A. Mentzer	W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 13 14 3W	Little Weiser.....	5 1 87	94.00
44.	J. I. Linder	NE $\frac{1}{4}$ NW $\frac{1}{4}$ 10 14 1W	Little Weiser.....	6 1 87	50.00
44.	H. L. Joslin	NW $\frac{1}{4}$ NW $\frac{1}{4}$ 10 14 1W	Little Weiser.....	6 1 87	17.00
44.	Mrs. H. L. Ware	20 Acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 9 14 1W	Little Weiser.....	6 1 87	32.00
44.	J. T. Muir & W. H. Muir	W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ 3 10 4W	Main Weiser.....	6 1 87	112.50
44.	G. F. Smith et al	SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1.....3 10 4W	Main Weiser.....	6 1 87	62.50
		SW $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 3 and 4.....2 10 4W			
44.	I. A. Whiteley	SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 27 16 1W	Cottonwood Creek.....	6 1 87	31.375
44.	Geo. Robertson	SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ 27 16 1W	Main Weiser.....	6 1 87	30.00
45.	J. E. Lawrence & Clark Adams	S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 15 17 2W	Hornet Creek.....	8 31 87	56.25
		20 Acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 30 17 2W			
46.	Middle Valley Irrig. Ditch Co.	NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ 34 15 3W	Main Weiser.....	11 1 87	700.00
47.	Weiser Irrigation District	W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ 16 17 2W	Main Weiser.....	5 1 88	250.00
47.	J. M. Atwell	NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ 34 15 3W	Rush Creek.....	5 1 88	9.50
48.	J. A. Darland	W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ 16 17 2W	Hornet Creek.....	6 1 88	25.00
48.	I. A. Whiteley	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 16 17 2W	Cottonwood Creek.....	6 1 88	15.625
48.	G. E. Steward	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 16 17 2W	Little Weiser.....	6 1 88	25.00
49.	Joseph C. Allison	S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 22 16 4W	Pine Creek.....	6 26 88	18.00
49.	William W. Allison	S $\frac{1}{2}$ SW $\frac{1}{4}$ 15 16 4W	Pine Creek.....	6 26 88	12.00
		N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, 20 Acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 22 16 4W			
50.	Harold E. Kinney	NE $\frac{1}{4}$ 23 15 4W	Pine Creek.....	8 15 88	35.00
		8 Acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ 14 15 4W			
50.	Nathaniel H. Wells	SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ 24 15 4W	Pine Creek.....	8 15 88	31.00
		12 Acres in E $\frac{1}{2}$ NE $\frac{1}{4}$ 23 15 4W			
51.	Rebecca Wilson	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 12 1 88	Hornet Creek.....	12 1 88	50.00
52.	Weiser Irrigation District	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 12 1 88	Main Weiser.....	5 1 89	300.00
52.	Middle Valley Irrig. Ditch Co.	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 12 1 88	Main Weiser.....	5 1 89	500.00
52.	John & J. D. Poyner	W $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ 36 17 1W	Mill Creek.....	5 1 89	22.50
52.	Council Valley Orchards	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 12 1 88	Mill Creek.....	5 1 89	37.50
52.	Jas. A. Houston & Wm. Spahr	W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ 36 17 1W	Mill Creek.....	5 1 89	16.00
52.	Enoch Bloomstrom	SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 27 15 3W	Pine Creek.....	5 1 89	22.50
52.	Edward Byers	SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ 27 15 3W	Rush Creek.....	5 1 89	12.50

SCANNED
SEP 21 2005

2
Please Return

1
2 CONTRACT FOR SALE AND PURCHASE OF REAL AND PERSONAL PROPERTY
3

4 This CONTRACT made in Triplicate and entered into on this
5 6/ day of April, 1962, by and between JOSEPHINE THOMAS, widow,
6 and A. E. THOMAS, bachelor, both of Council, Idaho, hereinafter
7 referred to as the "Vendors", the parties of the first part, and
8 DALLAS E. GREENWOOD and ELVA M. GREENWOOD, husband and wife, of
9 Adams County, Idaho, hereinafter referred to as the "Buyers",
10 the parties of the second part,

11 W I T N E S S E T H
12

13 That the Vendors, in consideration of all the promises and
14 agreements of Buyers, as hereinafter contained, and the payment to
15 them of the sums of money hereinafter provided to be paid by the
16 Buyers, do hereby Agree to Sell and Convey unto the Buyers, and
17 the Buyers, in consideration of the promises and agreements of
18 Vendors, as hereinafter contained, do hereby Agree to Purchase
19 from Vendors, the following described lands, premises and
20 personal property, all situate in Adams County, Idaho, to-wit:

21 REAL PROPERTY
22

23 In Township 17 North, Range 2 West, Boise Meridian:

24 In Section Four (4): $SW\frac{1}{4}SE\frac{1}{4}$ and $SE\frac{1}{4}SW\frac{1}{4}$:

25 In Section Nine (9): $NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$ and $S\frac{1}{2}NW\frac{1}{4}$:

26 In Section Ten(10): $NW\frac{1}{4}NW\frac{1}{4}$:

27 But EXCEPTING from the before described lands the right of
28 way conveyed to the Pacific & Idaho Northern Railway
29 Company over and across portions of the $SE\frac{1}{4}SW\frac{1}{4}$ of said
30 Section 4, and the $E\frac{1}{2}NW\frac{1}{4}$ of said Section 9, and as such
31 right of way is described in Book B of Deeds at page
32 283 in the office of the County Recorder of Adams County,
Idaho, and Also EXCEPTING all that portion of the $SW\frac{1}{4}NW\frac{1}{4}$
of said Section 9, lying and being West of the old County
Road (now County Stock Driveway) containing approximately
30 acres:

In Township 18 North, Range 2 West, Boise Meridian:

3
1 In Section Thirty (30): $E\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$
2 and $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$:

3 But all subject, however, to all existing easements
4 and rights of way for public roads, ditches, canals
5 and lines of public utilities as now established over,
6 upon or across said premises:

7 Together with and including all tenements, hereditaments and
8 appurtenances to said premises belonging or appertaining and all
9 water and water rights, ditches and ditch rights and irrigating
10 works of whatever nature, used upon, connected with or in
11 anywise appurtenant to said lands, including, but not being
12 limited to, the following water rights:

13 Decreed water rights from Hornet Creek as follows:

14 $38\frac{1}{2}$ miners inches with priority of April 2, 1895, and
15 25 miners inches with priority of April 30, 1895, and all
16 water and water rights evidenced by 120 shares of the
17 corporate stock of Hornet Creek Water Storage Association

18 LIVE STOCK AND GRAZING PREFERENCES

19 Twenty (20) head of Whiteface, Hereford cows, of various ages,
20 together with their 1962 calves:

21 Two (2) registered, Hereford Bulls:

22 Four (4) head of horses:

23 The registered livestock brand of Vendors, being the
24 Quarter Circle 99 brand, thus *99*, on right hip:

25 All grazing preferences and permits which may be sold,
26 assigned, transferred or waived, including Permit for the
27 grazing of Fifty (50) head of cattle on Payette National
28 Forest between the dates of June 15th and October 15th of
29 each year, and all grazing preferences held in connection
30 with the before described lands and livestock upon Public
31 Domain (Taylor Grazing Lands)

32 OTHER PERSONAL PROPERTY

all that certain farm machinery, implements, tools and
equipment, particularly described in Exhibit "A" hereto
attached and by this reference made part hereof:

All of the before described real and personal property is
hereinafter referred to as said "property":

and all upon the following terms and conditions and subject to
the following Agreements of the parties, to-wit:

PURCHASE PRICE: The Agreed Consideration for the sale and
purchase of said Property under this Contract is SIXTY THOUSAND
DOLLARS (\$60,000.00) which sum, with accruing interest as is

THIS INDENTURE, Made this 23rd day of April in the year of our Lord one thousand nine hundred and thirty five, between P. H. MILLER and MARY ALICE MILLER, husband and wife, of Council, County of Adams, State of Idaho, the parties of the first part, and A. P. THOMAS of Glasgow, County of Valley, State of Montana, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE and No/100 (and other valuable consideration) DOLLARS, lawful money of the United States of America, to them in hand paid by the said party 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 party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

The Southeast Quarter of the Southwest Quarter of Section Four (4); the East Half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter of Section Nine (9), all in Township Seventeen (17) North, Range Two (2) West, Boise Meridian, and together with all water, water rights, ditch and ditch rights, dams, flumes and irrigating works of whatever nature, used upon, connected with or in anywise appurtenant to said premises, and particularly including decreed water rights from Hornet Creek as follows: 38 $\frac{1}{2}$ miners' inches with priority of April 2nd, 1895, and 25 miners' inches with priority of April 30th, 1895, and together with Forty (40) shares of the stock of the Hornet Creek Water storage association, which is unpledged stock, and together with Seventy Three and Fraction(73) shares of the stock of the Hornet Creek Water Storage Association now pledged to the Federal Land Bank of Spokane, Washington as collateral to a first mortgage loan.

This conveyance is made expressly subject to a first mortgage loan in favor of the Federal Land Bank of Spokane, Washington, dated April 17th, 1919, recorded May 5th, 1919 in Book 7 of Mortgages at page 60E, in the office of the County Recorder of Adams County, Idaho, which mortgage the second party hereby assumes and agrees to pay, and is further made subject to all taxes levied or assessed subsequent to January 1st, 1935, and is made further subject to an easement in favor of the Pacific & Idaho Northern Railway Company for a railway right-of-way over and across said premises.

I. R. \$7.00 attached and cancelled.

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; 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 party of the second part, and to his 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 party of the second part, his 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.

SCANNED
SEP 21 2005

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

P. H. Miller (Seal)

in presence of - - - - -

Mary Alice Miller (Seal)

State of Idaho

County of Adams

)
) ss
)

On this 23 day of April in the year 1935, before me, Carl H. Swanstrom, a Notary Public in and for said State, personally appeared Mary Alice Miller, wife of P. H. Miller, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

(NOTARIAL SEAL)

Carl H. Swanstrom

Notary Public for the State of Idaho,
Residing at Council, Idaho.

State of Oregon

County of Jackson

)
) ss
)

On this 1st day of May, 1935, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared P. H. Miller, husband of Mary Alice Miller, known to me to be one of the individuals 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 before written.

(NOTARIAL SEAL)

H. K. Hanna

My commission expires January 11, 1937.

Notary Public in and for the State
of Oregon, residing at Jacksonville,
Oregon.

Recorded at the request of A. P. Thomas at 25 minutes past 10 o'clock A. M.
this 8 day of June, 1935.
Fees \$1.80

Matilda Moser, Recorder.

SCANNED
SEP 21 2005
SEP 21 2005

6 Section 10

INSTRUMENT NO. 21326

THIS INDENTURE, Made this 23rd day of April in the year of our Lord one thousand nine hundred and thirty five, between P. H. MILLER and MARY ALICE MILLER, husband and wife, of Council, County of Adams, State of Idaho, the parties of the first part, and A. P. THOMAS of Glasgow, County of Valley, State of Montana, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE and No/100 (and other valuable consideration) DOLLARS, lawful money of the United States of America, to them in hand paid by the said party 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 party of the second part, and to his heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

The Southwest Quarter of the Southeast Quarter of Section Four (4); the Northeast Quarter of Section Nine (9) and the Northwest Quarter of the Northwest Quarter of Section Ten (10), all in Township Seventeen (17) North, Range Two (2) West, Boise Meridian, containing two hundred forty (240) acres, more or less, according to government survey, and together with any water, water rights and irrigation works of whatever nature, used upon, connected with or in anywise appurtenant to said premises, but subject to all taxes levied or assessed, or to be levied or assessed subsequent to January 1st, 1935. I. R. \$2.00 attached and cancelled.

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; 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 party of the second part, and to his 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 party of the second part, his 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

P. H. Miller (Seal)

in presence of - - - - -

Mary Alice Miller (Seal)

State of Idaho)
County of Adams) ss

On this 23 day of April in the year 1935, before me, Carl H. Swanstrom, a Notary Public in and for said State, personally appeared Mary Alice Miller, wife of P. H. Miller, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

Carl H. Swanstrom

(NOTARIAL SEAL)

Notary Public for the State of Idaho,
Residing at Council, Idaho

SCANNED
SEP 21 2005

State of Oregon)
County of Jackson) ss

On this 1st day of May, 1935, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared P. H. Miller, husband of Mary Alice Miller, to me known to be one of the individuals whose name is subscribed to the foregoing 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 before written.

(NOTARIAL SEAL)

H. K. Hanna

My commission expires January 11, 1937.

Notary Public in and for the State
of Oregon, residing at Jacksonville,
Oregon.

Recorded at the request of A. P. Thomas at 25 minutes past 10 o'clock
A. M. this 8 day of June, 1935.
Fees \$1.40
Matilda Moser, Recorder

Matilda Moser, Recorder

SCANNED
SEP 21 2005

THIS INDENTURE , Made this 2nd day of September in the year of our Lord One thousand nine hundred and twenty two between A. W. Doak and Helen Doak, husband and wife, W. A. Doak, a bachelor, of Council, County of Adams, State of Idaho, the parties of the first part, and P. H. Miller, of Huntington, County of Baker, State of Oregon, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable consideration, to them in hand paid by the said party 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 party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in County of Adams, State of Idaho. to-wit:

Southeast Quarter of the Southwest Quarter of Section 4, East half of the northwest Quarter and Southwest Quarter of the northwest quarter of section 9, all in township 17 north of range 2 west of the Boise Meridian, containing 160 acres, more or less, together with all water, water rights, ditches, ditch rights, flumes and irrigating works of whatsoever nature used on said premises or appurtenant thereto, 113.6 shares of stock in the Hornet Creek Water Storage Association and that certain water right decreed by the Court and recorded in Book 1 of Judgements of Adams County, Idaho, at pages 471-530, EXCEPTING therefrom land covered by alleged right-of-way of P. & I. N. Ry Co. to which right this deed is subject, - Also to convey the water right from Hornet Creek covered by decree of Court recorded in Book 1 of Judgements at pages 89 and 93. This conveyance is made subject to a mortgage for \$7,000.00 hwd by the Federal Land Bank of Spokane, which said mortgage and its interest the said second party hereby assumes and agrees to pay.

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; 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 party of the second part, and to his 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 party of the second part, his 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, except as to delinquent and accrued taxes.

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

Signed, Sealed and delivered in
the presence of A. M. Henke.

A. W. Doak. (Seal)
Helen Doak. (Seal)
W. A. Doak. (Seal)

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SEP 21 2005

State of Idaho)
County of Washington) ss

On this 2nd day of September in the year 1922, before me
A. M. Henke, a Notary Public in and for said State, personally appeared
A. W. Doak and Helen Doak, his wife, W. A. Doak, a bachelor, 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
A M Henke
Notary Public
State of Idaho

A. M. Henke,
Notary Public, residing at
Midvale, Idaho.

Recorded at the request of Adams County Abstract & Title Co at 50 minutes
past 11 o'clock A. M. this 2nd day of December, 1922.

Fees \$1.20

Matilda Moser, Recorder.

new
for

SCANNED
SEP 21 2005

10

INSTRUMENT NO. 8533

THIS INDENTURE, Made this 12th day of November in the year of our Lord one thousand nine hundred and nineteen between P.H.MILLER and MARY ALICE MILLER HIS WIFE OF Council, County of Adams State of Idaho the parties of the first part, A.W.DOAK, a married man and W.A.DOAK, a bachelor of Council, County of Adams 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 Fifteen Thousand and No/100 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 present 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 County of Adams, State of Idaho, to-wit:

Southeast quarter of the southwest quarter of section 4, east half north west quarter and southwest quarter northwest quarter section nine, all in township 17 north, range 2 west of the Boise Meridian, together with all water, water-rights, ditches, ditch-rights, flumes and irrigating works ^{so} of whatever nature used on said premises or appurtenant thereto, and 113.6 shares of stock in the Hornet Creek Water Storage Association and and that certain water-right decreed by the Court and recorded in book 1 of Judgements of Adams County, Idaho, at pages 471-530.

Excepting therefrom land covered by alleged right-of-way of P.&I.N. Ry Co. to which right this deed is subject, Also to convey the water right from Hornet Creek covered by decree of court recorded in book 1 of judgements at pages 89 and 93, This conveyance is made subject to a mortgage for \$7000.00 held by Federal Land Bank of Spokane which said mortgage and its interest the said second parties hereby assume and agree to pay.

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; 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, their heirs and assigns, against the said part 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 present forever defend, except as to \$7000.00 mortgage to Federal Land Bank, on said premises.

IN WITNESS WHEREOF, the said parties of the first have hereunto

SCANNED
SEP 21 2005

8 (11)
set their hands and seals the day and year first above written.

Signed, Sealed and Delivered
in Presence of
A.M.Henke

P.H.Miller (SEAL)

Mary Alice Miller (SEAL)

SATTE OF IDAHO)
County of Washington) ss.

On this 12th day of November in the year of November in the year 1919.
before me A.M.Henke a Notary Public in and for said State, personally appeared P.H.
Miller and Mary Alice Miller his 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 offi-
cial seal, the day and year in this certificate first above written.

(SEAL)

A.M.HENKE
NOTARY PUBLIC
STATE OF IDAHO.
I.R. \$8.00 Cancelled.

A.M.Henke
Notary Public Residing at
Midvale, Idaho.

Recorded at the request of Doak Brothers at 30minutes past 3 o'clock
P.M., this 12th day of November, 1919 A.D.

Matilda Moser

Fees \$ 1.20

Ex-Officio Recorder

SCANNED
SEP 21 2005

67-4157

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Dallas Greenwood &/or Elva Greenwood
(name of claimant)
of Council, Idaho, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Hornet Creek
_____, tributary to, Weiser River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|----------------|----|------------------------|
| Amount | <u>2.5</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>April 1</u> | To | <u>Oct 15</u> |
| Amount | <u>_____</u> | Use | <u>_____</u> | Period of Use: | From | <u>_____</u> | To | <u>_____</u> |
| Amount | <u>_____</u> | Use | <u>_____</u> | Period of Use: | From | <u>_____</u> | To | <u>_____</u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- (3) Total quantity of water claimed: 2.5 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1900

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 4 Twp. 17N Rge. 2W B. M. County of Adams
 Additional points of diversion: SW ¼ SW ¼, Sec. 4, T. 17N, R. 2W

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. Headgate from Hornet Creek into a
3 ft. x 2 ft. open ditch.

- (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.

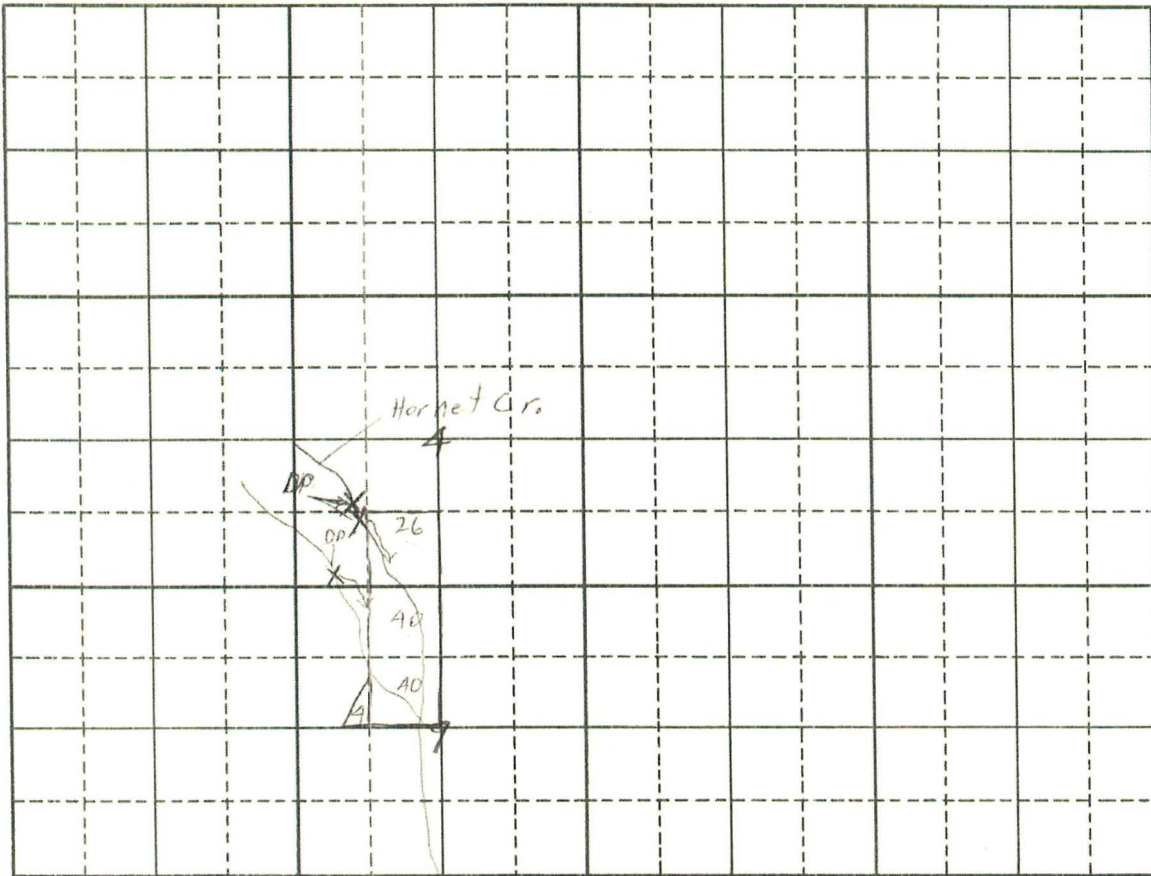
[illegible]

Total No. of acres 110

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

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

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Dallas E Greenwood
(Claimant)

Sworn to before me this 6th day of April, 19 76.

Rita Bendel
Notary Public
Residing at Boise, Id

My commission expires March 8, 1980

For Department Use Only

Received by <u>RB</u>	Date <u>4/6/76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RB</u>	Date <u>4/6/76</u>		claimant by:	
\$10.00 fee received by <u>RB</u>	Date <u>4/6/76</u>	#3720		
Approved for publication by <u>RB</u>				
Published in <u>Adams County Leader</u>				
Dates <u>APR 15 & 22</u>				