

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 37-372B
Date Received: 4/9/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

CANYON BEND RANCH LTD Phone: (979)255-2176
3000 BRIARCREST DR STE 103
BRYAN TX 77802

2. Date of Priority: 04/01/1883

3. Source: LITTLE WOOD RIVER , LITTLE WOOD RIVER , LITTLE WOOD RIVER Trib. to:
MALAD RIVER , MALAD RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01N	21E	30	NE	SW	SE	BLAINE	
02S	21E	20	NW	NW	SE	BLAINE	R
02S	21E	20	NW	NW	SE	BLAINE	I

5. Description of diverting works:

PUMP, 2 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.95	

7. Total Quantity Appropriated is:
1.95 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	
02S	21E	20	SW	NE		IRRIGATION	14	
			SE	NE		IRRIGATION	26	
								Section Acres
02S	21E	21	SE	NW		IRRIGATION	25	
			SW	NW		IRRIGATION	17	
								Section Acres
							Total Acres	82

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

January 24, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CANYON BEND RANCH LTD
3000 BRIARCREST DR STE 103
BRYAN TX 77802

Re: SRBA Claim #37-371B, #37-372B

Dear Claimant,

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the records of current ownership to you. Please find the enclosed copies of the computer records of the claims noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Carrie Hahn', is written over a horizontal line.

Carrie Hahn
Office Specialist

Enc.

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
 JAN 23 2006
 Department of Water Resources
 Southern 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
37.371 B					
37.372 B					
✓ 37.12482					
✓ 37-00371					

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) Paul L. and Mary Lou Lindley
185 Robbins Twin Falls, ID 83301
4. New Owner/Claimant(s) Canyon Bend Ranch LTP
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 3000 Briarcrest Dr Ste 103
 City, State and ZIP Code Bryan, TX 77802
 New Telephone Number 979 255-2176
5. Date you acquired the property 1/12/05

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)

[Signature]
CANYON BEND RANCH

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 *[Signature]* Date 1/23/06 Fee 25.00
 Receipted by *[Signature]* Date 1/24/06 Receipt No. SC28328
 Processed by _____ AJ Date _____ WR _____ Date _____

AFTER RECORDING MAIL TO:

Canyon Bend Ranch, LTD
3000 Briarcrest Drive, Suite 103
Bryan, TX 77802

Instrument # 515201

HAILEY, BLAINE, IDAHO

2005-01-14 03:55:00 No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

File No.: 104145-K (sn)

Date: January 12, 2005

For Value Received, **Paul L. Lindley and Mary Lou Lindley as Trustees of The Paul and Mary Lou Lindley Trust dated the 3rd day of February 1993.**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Canyon Bend Ranch, LTD.**, a Texas Limited Partnership, hereinafter called the Grantee, whose current address is **3000 Briarcrest Drive, Suite 103, Bryan, TX 77802**, the following described premises, situated in **Blaine County, Idaho**, to-wit:

TOWNSHIP 2 SOUTH, RANGE 21 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

A PARCEL OF LAND LOCATED IN THE S $\frac{1}{2}$ NE $\frac{1}{4}$ AND NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 20 AND IN THE S $\frac{1}{2}$ NW $\frac{1}{4}$ OF SECTION 21 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE E $\frac{1}{4}$ CORNER OF SAID SECTION 20, THENCE N. 0°06' 17" W., ALONG THE EAST BOUNDARY OF THE NE $\frac{1}{4}$ OF SECTION 20 FOR A DISTANCE OF 61.47 FEET TO THE INTERSECTION WITH THE NORTHERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93 AND BEING THE TRUE POINT OF BEGINNING; THENCE S. 89° 54' 19" W., ALONG THE NORTHERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 1749.21 FEET TO THE POINT OF CURVE OF A 3° 53' 39" CURVE LEFT; THENCE SOUTHWESTERLY ALONG THE ARC OF THE CURVE FOR A DISTANCE OF 519.91 FEET TO THE POINT OF TANGENT, SAID ARC HAVING A RADIUS OF 1471.33 FEET AND A LONG CHORD BEARING AND DISTANCE OF S. 79° 50' 22" W., 517.01 FEET; THENCE S. 69° 39' 33" W., ALONG THE NORTHERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 401.17 FEET TO A POINT ON THE WEST BOUNDARY OF THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 20; THENCE N. 0° 07' 44" W., ALONG THE WEST BOUNDARY OF THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 20 FOR A DISTANCE OF 165.65 FEET TO THE SOUTHWEST CORNER OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 20; THENCE N. 0° 07' 44" W., ALONG THE WEST BOUNDARY OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 20 FOR A DISTANCE OF 1320.34 FEET TO THE NORTHWEST CORNER OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 20; THENCE N. 89° 45' 45" E., ALONG THE NORTH BOUNDARY OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 20 FOR A DISTANCE OF 2635.32 FEET TO THE NORTHEAST CORNER OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 20; THENCE S. 89° 34' 26" E., ALONG THE NORTH BOUNDARY OF THE S $\frac{1}{2}$ NW $\frac{1}{4}$ OF SECTION 21 FOR A DISTANCE OF 2610.05 FEET TO THE INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY BOUNDARY OF A COUNTY ROAD; THENCE S. 19° 26' 35" W., ALONG THE WESTERLY RIGHT-OF-WAY BOUNDARY OF THE COUNTY ROAD FOR A DISTANCE OF 837.84 FEET TO THE POINT OF A CURVE OF A 8° 28' 19" CURVE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF THE CURVE RIGHT FOR A DISTANCE OF 213.21 FEET

TO THE INTERSECTION WITH THE NORTHERLY RIGHT-OF-WAY OF HIGHWAY U.S. 93, SAID ARC HAVING A RADIUS OF 651.30 FEET AND A LONG CHORD BEARING AND DISTANCE OF S. 28° 27' 19" W., 212.26 FEET, SAID POINT BEING A POINT ON THE ARC OF A 2° 33' 19" CURVE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF THE CURVE RIGHT FOR A DISTANCE OF 1077.20 FEET TO THE POINT OF TANGENT, AS ARC HAVING A RADIUS OF 2242.29 FEET AND A LONG CHORD BEARING AND DISTANCE OF S. 76° 08' 53" W., 1066.87 FEET; THENCE S. 86° 07' 55" W., ALONG THE NORTHERLY RIGHT-OF-WAY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 150.31 FEET; THENCE S. 89° 54' 19" W., ALONG THE NORTHERLY RIGHT-OF-WAY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 1041.83 FEET TO THE TRUE POINT OF BEGINNING.

AND
PARCEL 2

SECTION 21: A PARCEL OF LAND BEING PARTS OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ AND SW $\frac{1}{4}$ NE $\frac{1}{4}$ MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE W $\frac{1}{4}$ CORNER OF SAID SECTION 21, THENCE S. 89° 40' 18" E., ALONG THE SOUTH BOUNDARY OF THE NW $\frac{1}{4}$ OF SECTION 21 FOR A DISTANCE OF 2639.96 FEET TO THE CENTER ONE QUARTER CORNER OF SECTION 21; THENCE N. 0° 04' 24" E., ALONG THE EAST BOUNDARY OF THE NW $\frac{1}{4}$ OF SECTION 21 FOR A DISTANCE OF 655.47 FEET TO THE INTERSECTION WITH THE NORTHERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93, SAID POINT BEING ON THE ARC OF A 2° 35' 03" CURVE RIGHT AND BEING THE TRUE POINT OF BEGINNING; THENCE SOUTHERLY ALONG THE ARC OF THE CURVE RIGHT FOR A DISTANCE OF 177.63 FEET TO THE INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY BOUNDARY OF A COUNTY ROAD, SAID ARC HAVING A RADIUS OF 2217.29 FEET AND A LONG CHORD BEARING AND DISTANCE OF S. 51° 21' 49" W., 177.58 FEET; THENCE N. 24° 31' 16" W., ALONG THE EASTERLY RIGHT-OF-WAY BOUNDARY OF THE COUNTY ROAD FOR A DISTANCE OF 113.47 FEET; THENCE N. 19° 26' 35" E., ALONG THE SOUTHERLY RIGHT-OF-WAY BOUNDARY OF THE COUNTY ROAD FOR A DISTANCE OF 712.94 FEET TO THE INTERSECTION WITH THE NORTH BOUNDARY OF THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 21; THENCE S. 89° 48' 30" E., ALONG THE NORTH BOUNDARY OF THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ FOR A DISTANCE OF 462.37 FEET TO THE INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93; THENCE S. 32° 33' 04" W., ALONG THE WESTERLY RIGHT-OF-WAY BOUNDARY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 199.88 FEET; THENCE S. 57° 32' 56" E., ALONG THE WESTERLY RIGHT OF WAY BOUNDARY OF HIGHWAY U.S. 93 FOR A DISTANCE OF 14.93 FEET TO THE POINT OF CURVE OF A 2° 35' 03" CURVE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF THE CURVE RIGHT FOR A DISTANCE OF 644.36 FEET TO THE TRUE POINT OF BEGINNING, SAID ARC HAVING A RADIUS OF 2217.29 FEET AND A LONG CHORD BEARING AND DISTANCE OF S. 40° 43' 33" W., 642.10 FEET.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Paul L. Lindley and Mary Lou Lindley as

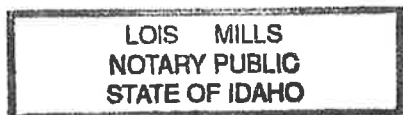
Trustees of The Paul and Mary Lou Lindley
Trust dated the 3rd day of February 1993.

Paul L. Lindley Trustee 1/13/05
Paul L. Lindley, Trustee

Mary Lou Lindley, Trustee
Mary Lou Lindley, Trustee 1/13/05

STATE OF Idaho)
COUNTY OF Twin Falls)
SS.

On this 13th day of January, in the year of 2005, before me, a Notary Public in and for said State, personally appeared **Paul and Mary Lou Lindley Trust**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as trustees of the Paul and Mary Lou Lindley Trust, Dated February 3, 1993, and acknowledged to me that they executed the same as such trustees.

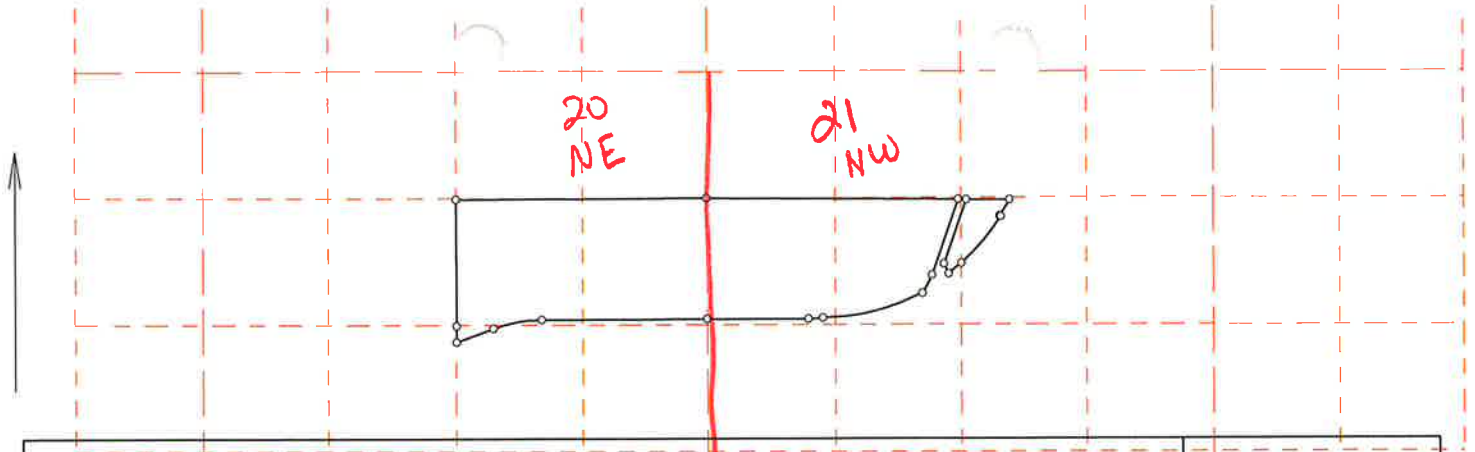


A handwritten signature of the Notary Public, Lois Mills, written in cursive over a horizontal line.

Notary Public for the State of Idaho

Residing at: 825 E. Northview Dr. Twin Falls, ID 83301

My Commission Expires: 3/26/2009



Title:		Date: 01-24-2006
Scale: 1 inch = 2000 feet	File:	
+Tract 1: 144.484 Acres: 6293716 Sq Feet: Closure = n77.3924e 0.20 Feet: Precision = 1/63828: Perimeter = 12722 Feet +Tract 2: 5.684 Acres: 247615 Sq Feet: Closure = n10.4722w 0.00 Feet: Precision = 1/611615: Perimeter = 2326 Feet Net Area= 150.168 Acres: 6541331 Sq Feet		
001=/ne,ne,se,20,02s,21e	010=s19.2635w 837.84	019: Rt, R=2217.29, Arc=177.63 Bng=s51.2149w, Chd=177.58
002=/n0.0617w 61.47	011: Rt, R=651.30, Arc=213.21 Bng=s28.2719w, Chd=212.26	020=n24.3116w 113.47
003=s89.5419w 1749.21	012: Rt, R=2242.29, Arc=1077.20 Bng=s76.0853w, Chd=1066.87	021=n19.2635e 712.94
004: Lt, R=1471.33, Arc=519.91 Bng=s79.5022w, Chd=517.01	013=s86.0755w 150.31	022=s89.4830e 462.37
005=s69.3933w 401.17	014=s89.5419w 1041.83	023=s32.3304w 199.88
006=n0.0744w 165.65	015=@0+	024=s57.3256e 14.93
007=n0.0744w 1320.34	016=/nw,nw,sw,21,02s,21e	025: Rt, R=2217.29, Arc=644.36 Bng=s40.4333w, Chd=642.10
008=n89.4545e 2635.32	017=/s89.4018e 2639.96	
009=s89.3426e 2610.05	018=/n0.0424e 655.47	

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 **37-372B**
Date Received: 4/9/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

PAUL L LINDLEY

Phone: (208)733-1835

185 ROBBINS

TWIN FALLS ID USA 83301

2. Date of Priority: 04/01/1883

3. Source: LITTLE WOOD RIVER

Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01N	21E	30	NE	SW	SE	BLAINE	
02S	21E	20	NW	NW	SE	BLAINE	R
02S	21E	20	NW	NW	SE	BLAINE	I

5. Description of diverting works:

PUMP, 2 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.95	

7. Total Quantity Appropriated is:
1.95 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
02S	21E	20	SW	NE		IRRIGATION	14
			SE	NE		IRRIGATION	26
						Section Acres	40
02S	21E	21	SE	NW		IRRIGATION	25
			SW	NW		IRRIGATION	17
						Section Acres	42
						Total Acres	82

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

37-371B

14. Remarks:

15. Basis of Claim: Decreed

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: A37-00372 B
Date Received: 3/ 2/1995
Receipt No: S017808
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL LINDLEY 208-733-1835
Address: 185 ROBBINS
TWIN FALLS ID 83301

2. Date of Priority: APR 1, 1883

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	21E	30	NE	SW	SE		BLAINE
02S	21E	20	NW	NW	SE	R	BLAINE
			NW	NW	SE	I	BLAINE

5. Description of diverting works:
PUMP, 2 PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.950		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	21E	20	SW	NE		IRR	14.0
			SE	NE		IRR	26.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
		21	SW	NW	IRR	17.0
			SE	NW	IRR	25.0
					Section Acres	42.0
					Total Acres	82.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-00371B.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

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):

[Signature]

Date:

3/2/95

Date:

State of Idaho

)

) SS.

County of

Twier Falls

)

Subscribed and sworn (or affirmed) before me this

2nd

day

of

Mar.

19

95

[Signature]
Notary Public

Seal

Residing at

Twier Falls, Id.

My Commission Expires

9-23-2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

5017808

Date:

Time:

3/ 2/1995

10:58:42

Received

From:

LINDLEY, PAUL

Type of Payment		Program A cct		Amount
ADJUDICATION FEE	41503	337	1155	107.00
LATE FEE	41503	337	1155	100.00
TRANSFER APPLICATION	64106	229 21	1155	100.00

Total \$ 307.00

CHECK 761

Water Right Numbers

A37-00372 A37-00371B - - -

Region: SOUTHERN

Signature: _____

Jeanie Robertson

COMMUNICATION DOCUMENTATION

Claim No. A37-00371B
A37-00372

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/2/95Contact Person(s) Paul LindleyNature of Contact office visit

Substance of Communication he came in to file a transfer with Jim who discovered these two rights had never been claimed in the adjudication. I charged \$100.00 for each claim (\$50.00 filing fee + \$50.00 late fee) plus an extra \$7.00 on one to cover acres not previously paid for. (I determined there were 2 acres in the SWNE of Section 20; 1 acre in the SENE of Section 20, and 4 acres in the SWNW of Section 21.)

CONVERSATION MEMORANDUM

NAME OF PARTY Paul Lindley
EMPLOYEE: Jeanie Robertson

DATE 3-3-95
FILE A37-00371B
A37-00372

RE: Points of Diversion

In talking with Jim Stanton today, he pointed out that the points of Rediversion and Injection I identified on these two claims are the way things will be if the Transfer he has applied for is approved. They are not that way at this point. He also said he talked with Boyd Stocking, the Watermaster up there, and he said the point of diversion for the West Canal should be NW SW SE of Section 30, T 01N, R 21E. We elected to leave things as they are at this point, pending the outcome of the transfer. We can amend later.

04/14/2004

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

RIGHT NUMBER: 37-372B

NAME AND ADDRESS: PAUL L LINDLEY
185 ROBBINS
TWIN FALLS ID 83301

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.970 CFS

PRIORITY DATE: 04/01/1883

POINT OF DIVERSION: .

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.970 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S20	SWNE	4.6	T02S R21E S20	SENE	27.0
T02S R21E S21	SWNW	18.0	T02S R21E S21	SENW	27.0

76.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-371B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 76.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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

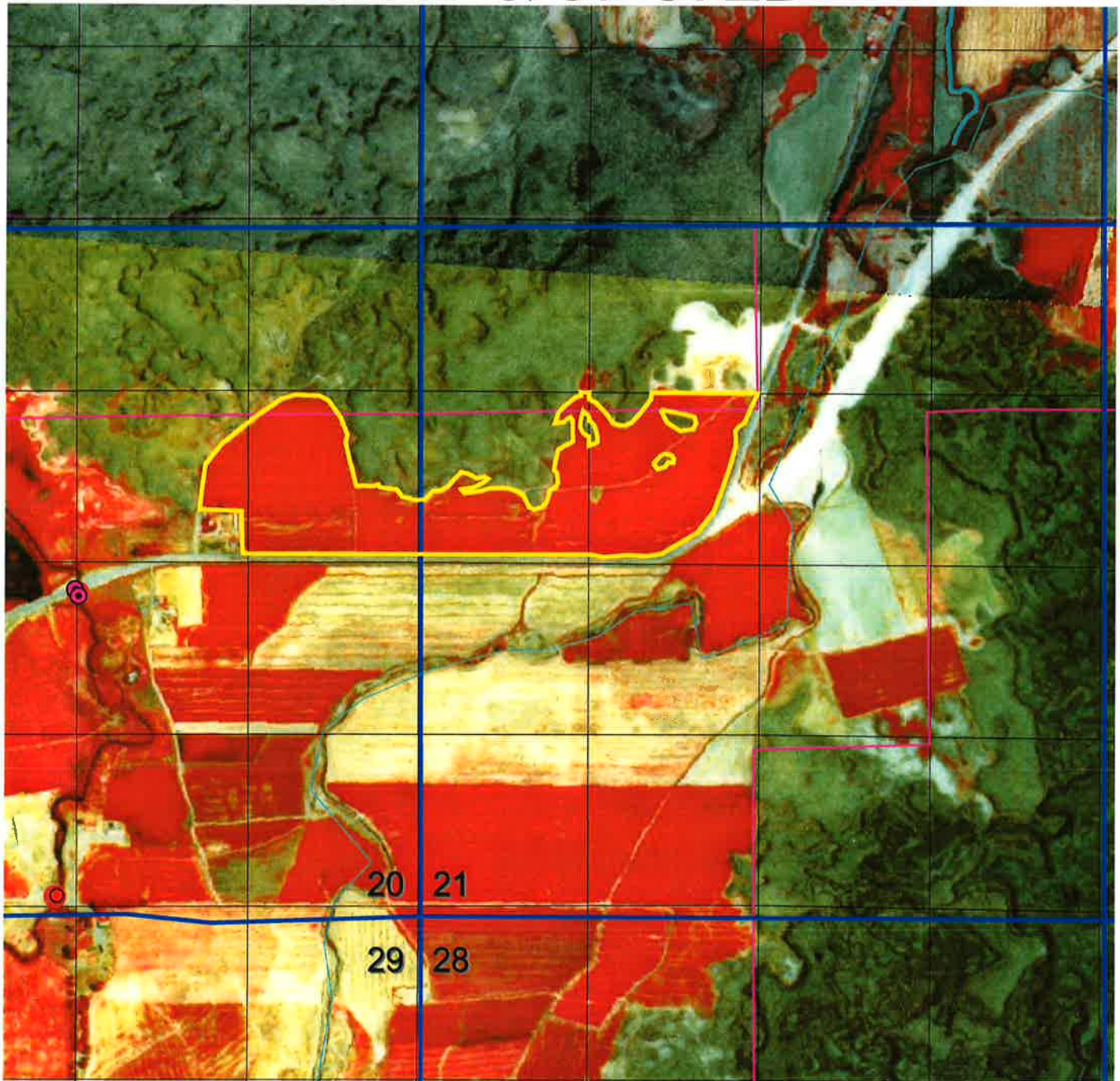
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER
IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-371B & 37-372B



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 20 & 21

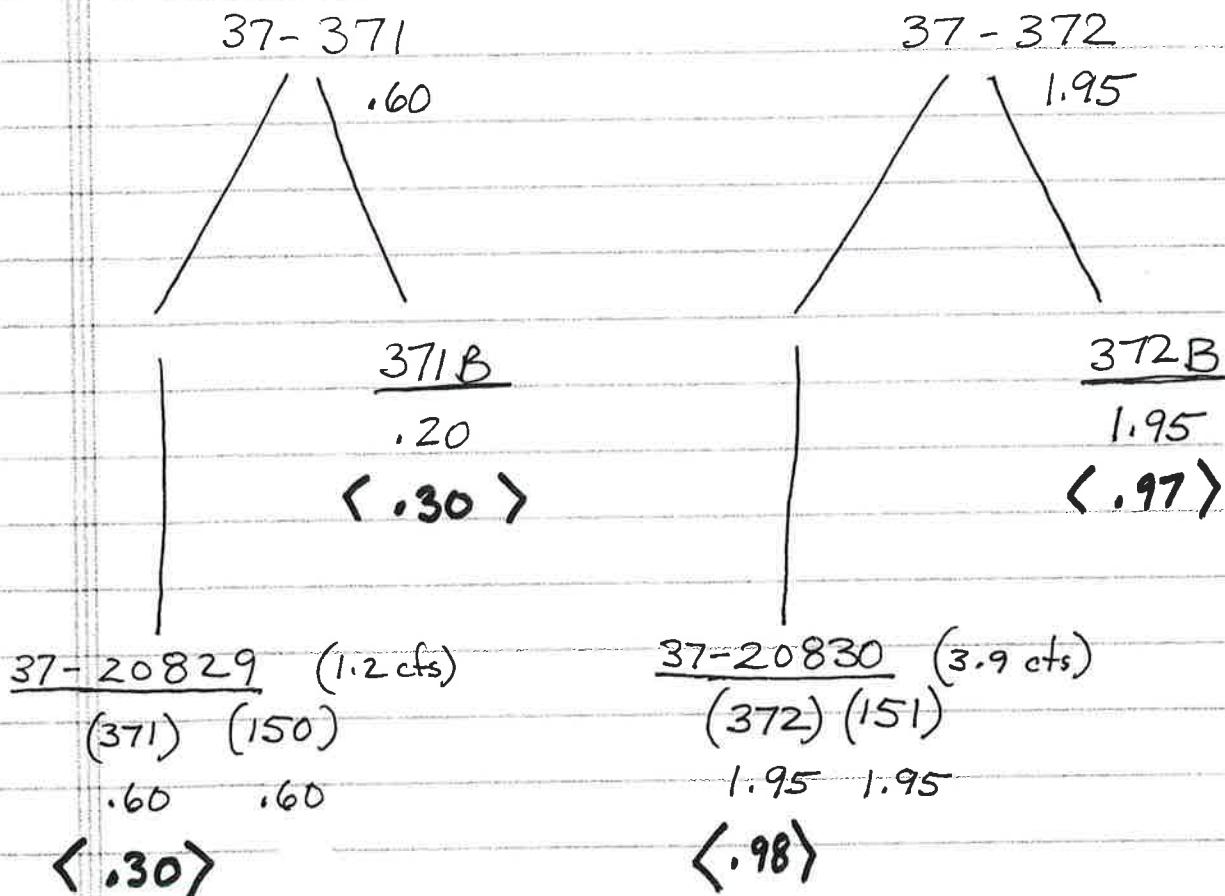


GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: APRIL 14, 2004

SPLIT REVIEW

4/9/04 SCC



Combined Rights claimed both parts in full.
150 & 151 are decreed to Bailey POU and should all go to him as claimed. 371 & 372 split ownership in the POU as decreed.

- 371 & 372 are on the same Decreed POU which covers 12 tracts of land, 6 on the Lindley side & 6 on the Bailey side. Without knowing the exact acres decreed, this would split the decreed right equally in half. ~~Since 371 is not at issue it will split as claimed by Lindley (.20) and the balance to Bailey (.40).~~
- Without further evidence of ownership the split applies to both
- 371 & 372 **Revised amounts $\langle \rangle$**

Water Right Number - 37-00372

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
KELLY, SR.

SIDNEY

1 -
2 -
3 -City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1883 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
LITTLE WOOD RIVER MALAD RIVER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 1.950+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.950+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02S 21E 20 NE NE 01 IRRIGATION 13 BLAINE
02S 21E 20 NW NE 01 IRRIGATION 13 BLAINE
02S 21E 20 SW NE 01 IRRIGATION 13 BLAINE
02S 21E 20 SE NE 01 IRRIGATION 13 BLAINE
02S 21E 20 NE SE 01 IRRIGATION 13 BLAINE
02S 21E 20 NW SE 01 IRRIGATION 13 BLAINE
02S 21E 21 SW NE 01 IRRIGATION 13 BLAINE
02S 21E 21 SW NW 01 IRRIGATION 13 BLAINE
02S 21E 21 SE NW 01 IRRIGATION 13 BLAINE
02S 21E 21 NE SW 01 IRRIGATION 13 BLAINE
02S 21E 21 NW SW 01 IRRIGATION 13 BLAINE
02S 21E 21 NW SE 01 IRRIGATION 13 BLAINE

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
No Remarks found.

Water right number - 37-00372

Prefix Translation: WATER RIGHT

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

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

S. C. FROST, ET. AL. ALTURAS WATER COMPANY, ET. AL. 12/13/1909

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 06/18/85 05/28/88

+ - - - - Water Rights Dates and Flags Area - - - - - +

| | | |
|--------------------------------|------------------------------|----------------------|
| Proof Due Date - 00/00/0000 | Field Exam Made - 00/00/0000 | Field Exam Fee - |
| Approved/Denied - 00/00/0000 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 00/00/0000 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 06/18/1985 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - 37N |
| Licensed Date - 00/00/0000 | Appl Received - 00/00/0000 | Transfer/Amended - |
| Decree Date - 12/13/1909 | Name Connector - | POU Ownership Flag- |
| Presumption Flag - | | |