

RECEIVED

NOV 27 2006

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 37-4403
Date Received: 6/1/1988
Receipt No: S000302
Received By:

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

1. Name of Claimant(s)

QUARTER CIRCLE LAZY H INC
C/O MAYVIS THOMPSON
1668 CLOVER CREEK RD
BLISS ID USA 83314

Phone: (208)352-4209

BLISS POINT CATTLE INC
C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID USA 83314

Phone: (208)352-4370

2. Date of Priority: 05/01/1889

3. Source: SPRING , DYER CREEK , MALAD RIVER , TWO SPRINGS Trib. to: UNNAMED
STREAM , MALAD RIVER , SNAKE RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	11E	31	NE SE SE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	

5. Description of diverting works:

DAMS, POND, DITCHES

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:
4 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
01S	11E	31	NE	SE		IRRIGATION	15
			SE	SE		IRRIGATION	20
						Section Acres	35
01S	11E	32	SW	NW		IRRIGATION	10
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
						Section Acres	170
						Total Acres	205

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSENE S. 31 T. 1S R. 11E.
BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D.
DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D.
TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS FARM FOR MANY
YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER HAS NOT USED THIS WATER FOR MANY
YEARS.
***** OWNERSHIP CHANGE UPDATED BASED UPON SIGNED FORM 1409(6) AND ATTACHED
DOCUMENTS. KKC 8-6-96.

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: 5

For Organizations:

I do solemnly swear or affirm that I am The Secretary of
Title
Quarter Circle Lazy H. Inc., that I have signed the foregoing
Organization
document in the space below as Secretary of
Title
Quarter Circle Lazy H. Inc. and that the statements contained in the
Organization
foregoing document are true and correct. Maryanne Thompson
Signature of Authorized Agent
Secretary Quarter Circle Lazy H. Inc.
Title and Organization
Nov 24, 2006
Date

State of Idaho)
County of Boading) SS.

Subscribed and sworn (or affirmed) before me this

of 24th Nov. 2006

Monaleen M Allen

Notary Public

Residing at Bain, Id 83314

My commission Expires 12-22-2011



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 37-4403
Date Received: 6/1/1988
Receipt No: S000302
Received By:

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

1. Name of Claimant(s)

QUARTER CIRCLE LAZY H INC
C/O MAYVIS THOMPSON
1668 CLOVER CREEK RD
BLISS ID USA 83314

Phone: (208)352-4209

BLISS POINT CATTLE INC
C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID USA 83314

Phone: (208)352-4370

2. Date of Priority: 05/01/1889

3. Source: DYER CREEK , MALAD RIVER , TWO SPRINGS Trib. to: MALAD RIVER , SNAKE
RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	

5. Description of diverting works:

DAMS, POND, DITCHES

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:
4 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
01S	11E	31	NE	SE	IRRIGATION	15
			SE	SE	IRRIGATION	20
					Section Acres	35
01S	11E	32	SW	NW	IRRIGATION	10
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
					Section Acres	170
					Total Acres	205

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSENE S. 31 T. 1S R. 11E.
BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D.

DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D.

TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS FARM FOR MANY
YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER HAS NOT USED THIS WATER FOR MANY
YEARS.

***** OWNERSHIP CHANGE UPDATED BASED UPON SIGNED FORM 1409(6) AND ATTACHED
DOCUMENTS. KKC 8-6-96.

15. Basis of Claim: Statutory Claim

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: **A37-04403**

Date Received: 6/ 1/1988

Receipt No: S000302

Received By: ownership change JK

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

1. Name: QUARTER CIRCLE LAZY H INC 208-352-4209
Address: C/O ELDEN THOMPSON
1668 CLOVER CREEK RD
BLISS ID 83314

AND

Name: BLISS POINT CATTLE INC 208-352-4370
Address: C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID 83314

2. Date of Priority: MAY 1, 1889

3. Source: MALAD RIVER Trib. to: CAMAS CREEK
TWO SPRINGS MALAD RIVER
DYER CREEK MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	11E	31	NE	SE	NE		ELMORE

5. Description of diverting works:
DAMS, POND, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 500.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	11E	31	NE	SE		IRR	15.0
			SE	SE		IRR	20.0
						Section Acres	35.0
		32	SW	NW		IRR	10.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	170.0
						Total Acres	205.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

37-0514, CLAIM ON SPRING

14. Remarks:

SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSENE S. 31 T. 1S R. 11E. BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D. DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D. TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS FARM FOR MANY YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER HAS NOT USED THIS WATER FOR MANY YEARS.

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: _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

OCT 27 1994

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 1 South Range 10 Section 10 (See attached legal)
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
 Assigned by IDWR: A37-04403 A37 10130 A27 00514

[] Name and Address of Former Owner/Claimant(s)(Seller): Quarter Circle Lazy H, Inc.

1668 Clover Creek Rd, Bliss, ID 83314

[] New Owner/Claimant (Purchaser): Quarter Circle Lazy H, Inc. and

Bliss Point Cattle, Inc.

[] New Mailing Address: 1668 Clover Creek Rd.

Bliss, ID 83314

[] New Telephone Number: (208) 352- - 4209

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: Copy of Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Golden A. Thompson Pres. Date 10-26-94

Larry A. Bard Pres. Date 10-26-94

[] Signature of Former Owner/Claimant(s): Golden A. Thompson Pres. Date 10-26-94

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/27/94 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 10/27/94 By: [Signature]

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

NOV 27 1994

DEED

COPY

FOR VALUE RECEIVED, QUARTER CIRCLE LAZY H, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto BLISS POINT CATTLE, INC.

348 SPRING COVE ROAD, BLISS, IDAHO 83314
grantee, the following described real estate, to-wit:

An undivided one-half interest in the following:

TOWNSHIP 1 SOUTH, RANGE 10 E.B.M.
Section 25: SE $\frac{1}{2}$ SE $\frac{1}{2}$

TOWNSHIP 1 SOUTH, RANGE 11 E.B.M.
Section 30: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 29: SW $\frac{1}{2}$ SW $\frac{1}{2}$
Section 32: W $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{2}$

All of Section 31.

SITUATE IN ELMORE COUNTY, STATE OF IDAHO
TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, and their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 30th day of JUNE, 1993.

QUARTER CIRCLE LAZY H, INC.

By Charles A. Hobdey
Charles A. Hobdey
PRESIDENT

ATTEST Mayvis C. Thompson
Mayvis C. Thompson
SECRETARY

STATE OF IDAHO } ss.
County of Gooding }

On this 30th day of JUNE, 19 93
before me, a Notary public in and for said State, personally
appeared CHARLES A. HOBDEY and
MAYVIS C. THOMPSON, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Craig Hobdey

Notary Public

Residing at Gooding, Idaho
Commission Expires: 10-24-94

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NOV 27 1996

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

RECEIVED

AUG 06 1996

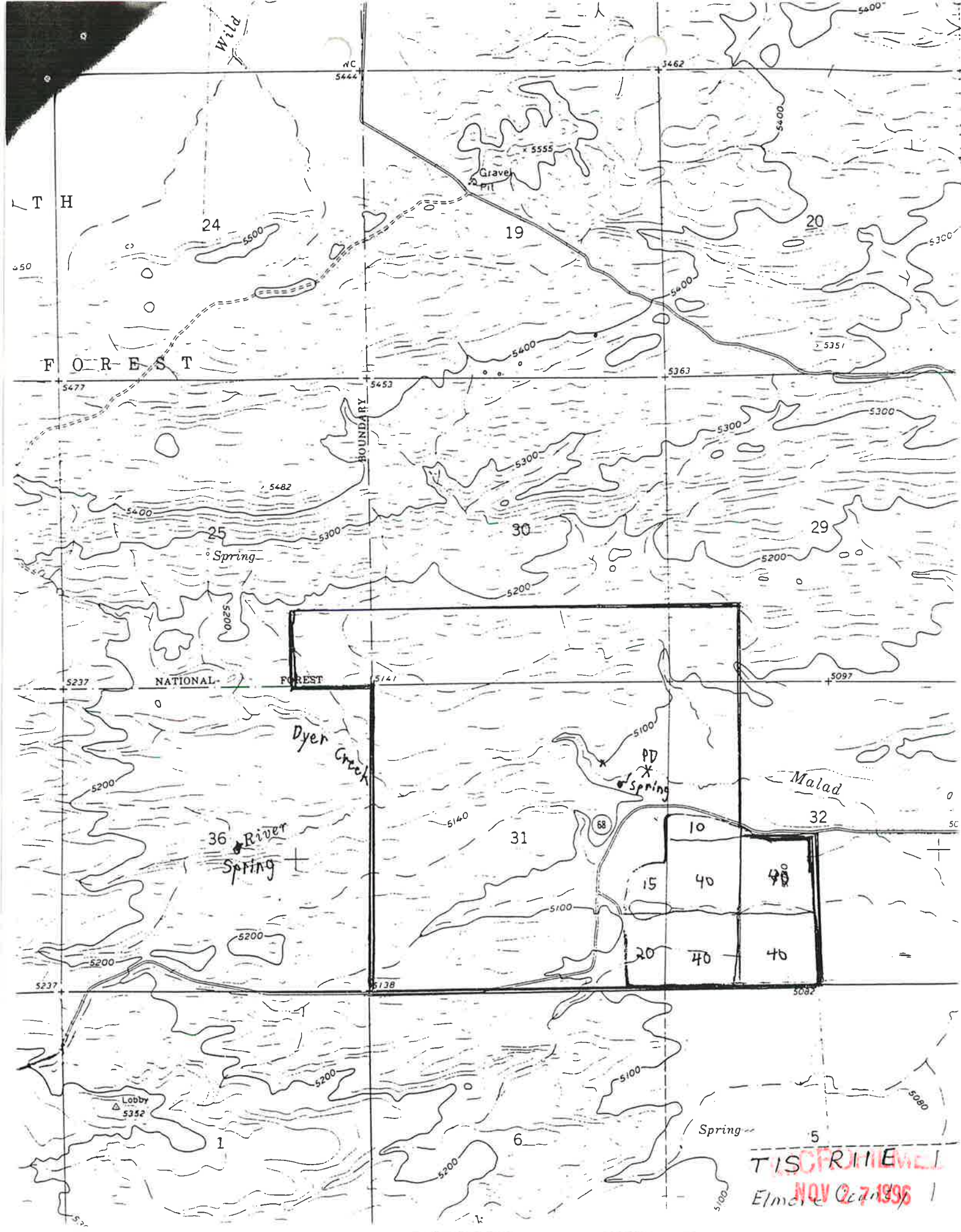
Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources
Southern Region

1. Water Right Number(s) 37-10130, 37-10514, 37-10463, 37-10114
Adjudication Claim Number(s) A37-10130, A37-10514, A37-10463, A37-10114
2. The following **REQUIRED** information must be submitted with this form. *Dept note KKC All except A37-10114 already are in both names. Disregard the normal*
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
- AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
- OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Quarter Circle Lazy H, INC % Charles Hobdy HC 60 Box 1630 Bliss, IDAHO 83314
- change made by MT 8-6-96*
- New Owner/Claimant(s) Quarter Circle Lazy H, INC AND Bliss Point Cattle, Inc. % Maybess Thompson
- LORNA BARD 345 E. Spring Cove RD*
- Name Connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
- New Mailing Address Bliss, ID 1668 CLOVER CREEK RD, BLISS ID 83314
- Phone (208) 352-4370
- City, State and ZIP Code Bliss IDAHO 83314
- New Telephone Number (208) 352-4209
5. Date you acquired the property June 30, 1993
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated 205 Number and type of stock _____
- Diversion rate in CFS _____ Number of homes -0- Other uses _____
- cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Charles Hobdy Date 8-6-96
Bliss Point Cattle, Inc
Lorna Bard Date Aug 6, 1996
- (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

NOV 27 1996



TISCORP
NOV 27 1996
Elmore

DEED

COPY

FOR VALUE RECEIVED, QUARTER CIRCLE LAZY H, INC.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto BLISS POINT CATTLE, INC.

348 SPRING COVE ROAD, BLISS, IDAHO 83314
grantee, the following described real estate, to-wit:

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Section 25: SE $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 1 SOUTH, RANGE 11 E.B.M.
Section 30: S $\frac{1}{4}$ S $\frac{1}{4}$
Section 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 32: W $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ -

All of Section 31.

SITUATE IN ELMORE COUNTY, STATE OF IDAHO

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

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 30th day of JUNE, 1993.

QUARTER CIRCLE LAZY H, INC.

By Charles A. Hobdey
Charles A. Hobdey
PRESIDENT

ATTEST Mayvis C. Thompson
Mayvis C. Thompson
SECRETARY

STATE OF IDAHO }
County of Gooding, } ss.

On this 30th day of JUNE, 1993
before me, a Notary public in and for said State, personally

appeared CHARLES A. HOBDEY and
MAYVIS C. THOMPSON, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

Charles A. Hobdey

Notary Public

Residing at Gooding, Idaho
Commission Expires: 10-24-94

MICROFILMED
NOV 27 1998

List of directors/officers with authority to sign

Quarter Circle Lazy H Inc.

President Elden Thompson

Secretary Mayvis Thompson

Elden A. Thompson
Mayvis Thompson

Bliss Point Cattle Inc.

President Lorna Bard

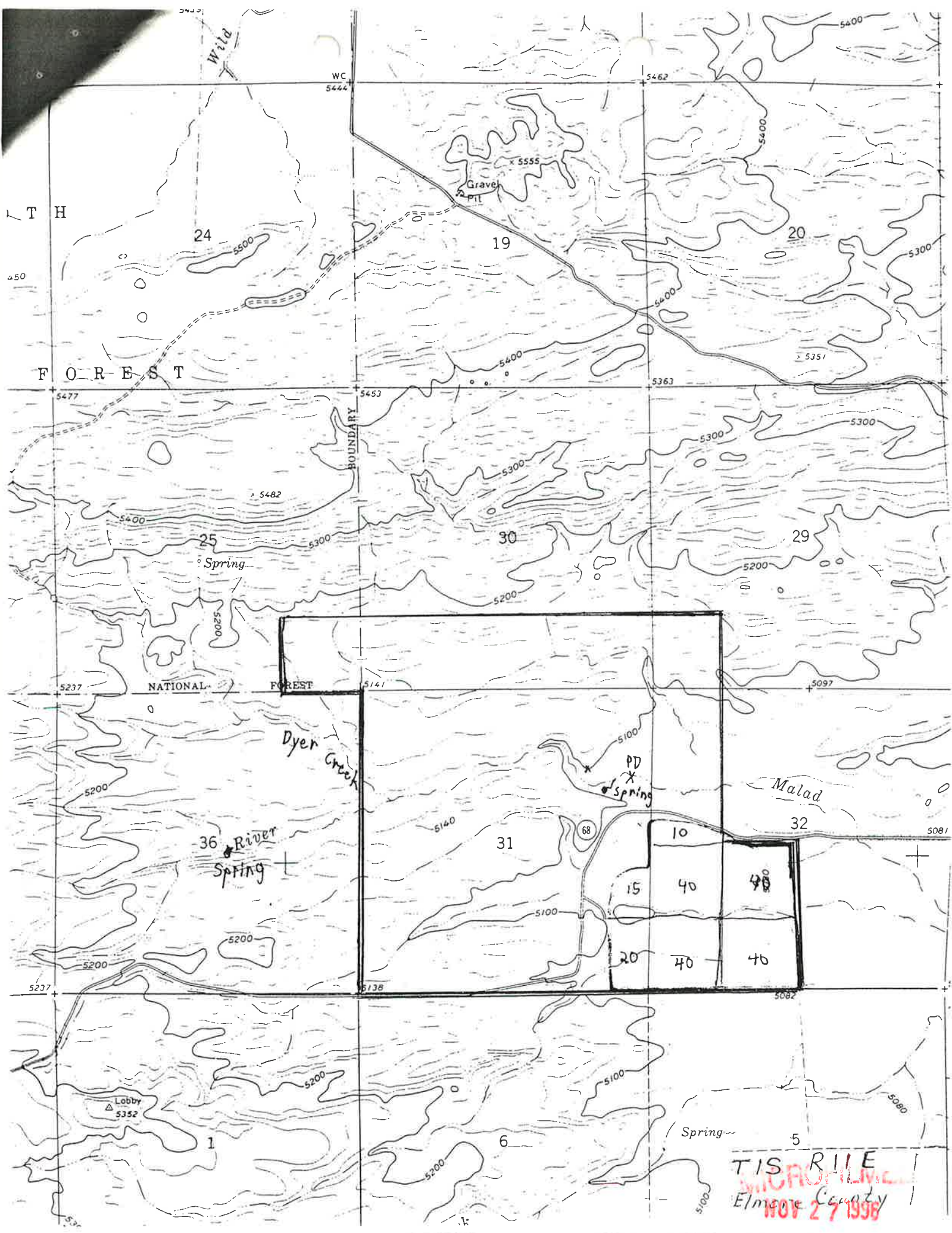
Secretary Tom Faulkner

Lorna Bard, President
Tom Faulkner

Signature of one of each Corporation required to sign.

August 6, 1996

MICROFILMED
NOV 27 1996



TIS RILE
MICROFILM
Elmore County
NOV 27 1998

For Claimant's File
Quarter Circle Lazy H &
Bliss Point Circle, W.C.
August 5, 1996

Zaspel
6-13-1889

TVO

160A Sec 32
Recorded 1917

Instrument No. 23353

PATENT.

745780

4-205r.

B

H R

DEPARTMENT OF THE INTERIOR

GENERAL LAND OFFICE

WASHINGTON NOV 23 1917.

I hereby certify that the annexed copy of patent is a true and literal exemplification from the record which is in my custody in this office.

IN TESTIMONY WHEREOF I have hereunto subscribed my name and caused the seal of this office to be affixed, at the city of Washington, on the day and year above written.

John O' Connell

U. S. General Land Office Seal. Acting recorder of the General Land Office.

399

THE UNITED STATE OF AMERICA,

To all to whom these presents shall come, greeting:

Homestead Certificate No. 766)
Application 925)

WHEREAS, There has been deposited in the General

Land Office of the United States a Certificate of the Register of the Land Office at Hailey Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862,

" To Secure Homesteads to actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Oscar T. P. Zaspel has been established and duly consummated, in conformity to law, for the South West quarter of Section thirty-two, in Township one South, of Range eleven East of Boise Meridian in Idaho, containing one hundred and sixty acres. according to the Official Plat of the Survey of said Land, returned to the General Land Office by the Surveyor General.

NOW KNOW YE That there is, thereofre, granted by the United States unto the said Oscar T. P. Zaspel the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said Oscar T. P. Zaspel, and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to

NOV 27 1996

Oscar T. P. Zaspel the tract of Land above described: TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said Oscar T. P. Zaspel, and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and There Is Reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William McKinley PRESIDENT OF THE UNITED STATES OF AMERICA, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the thirteenth day of June in the year of our Lord one thousand eight hundred and ninety-nine, and of the Independence of the United States the One Hundred and twenty third.

404

By the PRESIDENT, William McKinley

By F. M. McKeen, Secretary.

C. H. Brush, Recorder of the General
Land Office.

L. S.
745780

STATE OF IDAHO,)
 : SS
COUNTY OF ELMORE.)

I hereby certify that this instrument was filed for record at request of Charles A. Nelson at 15 minutes past 9 o'clock A. M., this 12th day of Dec. A. D. 1917 in my office, and duly recorded in Book 17 of patents at page 403.

F. M. Hobbs,

Ex. Officio recorder.

Fees, \$ 1.00

By G. Roler, Jr. Deputy

MICROFILMED
NOV 27 1996

Form D 3102

unlabeled
unlabeled
unlabeled

Oscar P Zaspel

To

Otto Johnson

Oct 8th 1900

This Indenture, made this eighth day of October in the year of our Lord one thousand nine hundred. Between Oscar P. Zaspel of Mountain Home, County of Elmore, State of Idaho, the party of the first part, and Otto Johnson of Mountain Home, County of Elmore, State of Idaho. the party of the second part;

Witnesseth, That the said party of the first part, for and in consideration of the sum of eight hundred dollars, ~~xxx~~ of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has Remised, Released, and forever Quit Claimed, and by these presents do Remise, Release, and Forever Quit Claim unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate Situate in the County of Elmore and State of Idaho, and bounded and particularly described as follows, to wit;

South West quarter of Section thirty-two, in Township one South of Range Eleven East of Boise Meridian in Idaho, containing one hundred and sixty acres, and all the improvements thereon including a 2 room dwelling house, Dairy house, Sheds & Corrales, and all my right in the waters from Spring Creek, the Zaspel Lake and the Malad River.

Together with all and Singular the tenements, Hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the Reversion and reversions, Remainder and remainders, Rents, issues and profits thereof;

To have and to hold, All and Singular, the said Premises, together with the appurtenances

MICROFILM
NOV 27 1936

any interest appertaining, and the reversion
and reversion, remainder and remainders, rents,
issues and profits thereof, ~~xxxx~~
To have and to hold, All and singular,
the said premises, together with the appurtenances,
unto the party of the second part, and to h- ~~xxxx~~
being and assigns forever ~~xxxx~~

On witness whereof, The said part ~~xxxx~~ of the
first part has hereunto set his hand and seal
the day and year first above written ~~xxxx~~
Signed sealed & Delivered } Oscar T. Zaspel Seal
in the presence of }
Geo Johnson

State of Idaho, } ss.
County of Elmore } On this 8th day of October 1900 before
me H. G. Smith, a Clerk Dist. Court in and for said County,
personally appeared Oscar T. Zaspel known to me to be
the person whose name is subscribed to the within in-
strument, and acknowledged to me that he executed the
same;

On witness whereof, I have hereunto set my hand and
affixed my official seal, the day and year in this certifi-
cate first above written ~~xxxx~~ H. G. Smith

State of Idaho, } ss.
County of Elmore } ~~xxxx~~ Clerk Dist. Court
By B. Griffith Deputy.
I hereby certify that this instrument
was filed for record at the request of Otto Johnson
at 10:20 o'clock A.M., this 8th day of October 1900
in my office. ~~xxxx~~ H. G. Smith
Fees \$1.50 By B. Griffith Deputy.

FILED
NOV 27 1900

rec 11-18-1901

487

160A
Sep 32

he was well seized of
as of a good, sure, perfect
estate of inheritance in law
it, full power, and lawful
& conveying the same in such
the same are free and clear
as, sales, liens, taxes, encumbrances
kind or nature soever,
res in the first and
party of the second part
to all and every person
or to claim the whole
party of the first part shall
be bound.

the said party of the first
part and seal the
warranty.
Frank E. Belcher (Seal)
W. J. Kirk

a notary Public in and
said, do hereby certify
by known to me as the
subscribed to the foregoing
sale, and acknowledged
the said deed as his free
and purpose therein

and official Seal this
fourth day of September
1901
Notary Public W. J. Kirk
record at the request
day of Sept. 1901 at
St. Louis, Mo. Ex officio Recorder
By J. W. Ball Deputy

Otto Johnson
to
Charles Nelson
September 9th 1901.

(Name to be filled in)

Warranty Deed.

This Indenture, made the ninth
day of September in the year of our Lord
one thousand nine hundred and one
between Otto Johnson of Mountain Home

County of Blaine, State of Idaho, the party of the first part, and
Charles Nelson of Mountain Home County of Blaine, State of Idaho
the party of the second part: Witnesseth that the said party
of the first part, for and in consideration of the sum
of fifteen hundred dollars, in hand paid by the said
party of the second part, the receipt whereof is hereby acknowledged,
has granted, bargained, sold, remised, released, alienated
and confirmed, and by these presents do grant, bargain, sell,
 remise, release, alienate and confirm unto the said party of the
second part, and his heirs and assigns forever, all the
following described lot, piece or parcel of land, situated
in the County of Blaine and State of Idaho, known and
described as follows, to-wit: The Southwest quarter
of Section Thirty-two, in township one south of
Range Eleven East of Boise Meridian in Idaho, con-
taining one hundred and sixty acres, and all improve-
ments thereon with water rights.

Together with all and singular the hereditaments
and appurtenances thereto belonging, as in any and
appertaining, and the reversion and reversions, remain-
ers and remainders, rents, issues and profits thereof, and
all the estate right, title, interest, claim or demand whatsoever
of the said party of the first part, either in law or equity of
in and to the above bargained premises, with the heredit-
aments and appurtenances.

To have and hold the said premises above bargained
and described, with the appurtenances, unto the said party
of the second part, his heirs and assigns forever. And the
said party of the first part, for his heirs, executors and
administrators do covenant, grant, bargain and agree to
and with the said party of the second part, his heirs and
assigns, that at the time of signing and delivery of these
presents he was well seized of the premises above
conveyed as of a good, sure, perfect, absolute and
indefeasible estate of inheritance in law in fee

NOV 21 1901

simple, and has good right, full power and lawful authority to grant bargain, sell and convey the same in manner and form aforesaid; and that he own here free and clear of all former or other debts, mortgages, sales, liens, taxes, assessments and incumbrances, of what kind or nature soever; and the above bargained premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against all and every person or persons lawfully claiming or to claim the or his or any part thereof, the said party of the first part shall and will warrant and forever defend.

In Witness whereof, the said party of the first part has hereunto set his hand the day and year first above written.

Witness my hand and seal the day and year first above written.

On this 9th day of September 1901, before me a Justice of the Peace in and for said County, personally appeared Otto Johnson known to me to be the person whose name subscribed to the within instrument and acknowledged to me that he executed the same.

In testimony whereof, I have hereunto set my hand and official seal on the day and year in this certificate above written.

H. S. Clark
Justice of the Peace, Cornell, Idaho
Filed for record at the request of Otto Johnson the 18th day of November 1901 at 9:01 o'clock AM. in my office.
(True & 130)

County Recorder.

H. B. Clark
To
H. F. Laughlin
Mch 6 1898.
Sheriff's Deed - Under Execution of Foreclosure
State of Idaho,
County of Elmore.
We know all men by these presents -
That whereas, By virtue of a certain Execution of Foreclosure issued out of the District Court of the Fourth Judicial District of the State of Idaho, made for the County of Elmore in favor of Harvey Laughlin against H. B. Clark on certain judgment and decree of said court rendered in said Court on the 27th day of March 1898.

directed and delivered to me to seize & sell the Bureau/ Sheriff as aforesaid and advertise for sale by giving public notice thereof to be posted on property, situated at the 2nd day of August said premises in front of public auction in premises were so described were three hundred & 40 feet & that being the highest bid for the redemption not being redeemed.

Now, therefore, in payment of the sum of dollars, the receipt of Sheriff as aforesaid, do I, H. B. Clark, Sheriff, right, title and interest day of August 1897, named premises, a Lot numbered South West Quarter Range Seven East Excepting from said to have and to have Harvey Laughlin absolute as to as premises.

In testimony whereof, I have hereunto set my hand and seal the day of March 1898.

State of Idaho
County of Elmore
H. B. Clark
Sheriff of Elmore
name subscribed.

12-6-1907
REC 1-13-1916

PATENT

4-405a-ty.

THE UNITED STATES OF AMERICA,

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Hailey 01192.

Homestead Certificate No-----)

Application-----)

WHEREAS, There has been deposited in the GENERAL LAND OFFICE of the United States a Certificate of the Register of the Land Office at Hailey, Idaho, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, " To Secure Homesteads to Actual Settlers of the Public Domain," and the acts supplemental thereto, the claim of CHARLES A. NELSON has been established and duly consummated, in conformity to law, for the southeast quarter of the northeast quarter and the east half of the southeast quarter of Section thirty-one and the southwest quarter of the northwest quarter of Section thirty-two in Township one south of Range eleven east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor- General:

NOW KNOW YE , That there is, therefore, granted by the UNITED STATES unto the said Charles A. Nelson the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Charles A. Nelson and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing , or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted , a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William H. Taft, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the Sixth day of December, in the year of our Lord one thousand nine hundred and nine, and of the Independence of the United States the one hundred and thirty-fourth.

Revised 93959 Book 17 of Patents By the President: Wm H. Taft,

11-14-1917

Page 306

NOV 27 1996

DECLARATION OF HOMESTEAD.

I, Chas. A. Nelson do hereby declare, that I am a resident of Elmore County, State of Idaho; That I am a married man and the head of a family, I do now reside upon the land hereinafter described and that I claim the same as a homestead, under and by virtue of the laws of the State of Idaho relating to homesteads. That the description of the land which I so claim as a homestead is as follows;_____

The east half (E 1/2) of the South East Quarter (SE 1/4) of Section Thirty One (31) and the South East Quarter (SE 1/4) of the North East Quarter (NE 1/4) of Section Thirty One (31) and the South West Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of section Thirty Two (32) All in Township One (1) South, Range eleven (11) E. B.
M. That the estimated value of said tract is Three Thousand (\$3,000.00)

 Charles A. Nelson.

STATE OF IDAHO)
 : ss.
 Blaine County.)

On this the 31st day of December 1915, before me the undersigned, a Notary in and for said county and state personally appeared Chas. A. Nelson, personally known to me to be the person who executed the above and foregoing instrument in writing, and acknowledged to me that he executed the same. _____

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

 Thos. H. Scruggs.

Notarial Seal. _____ Notary Public for Idaho. _____

 My Commission Expires Feb. 24th, 1917.

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

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD AT REQUEST OF Thos. H. Scruggs at 2 minutes past 9 o'clock A. M., this 13th day of January A. D. 1916 in my office, and duly recorded in Book 28 of Record of Homesteads, at Page 206.

 F. M. Hobbs,

 Ex-Officio Recorder.

 By C. M. Jacobs.

Fees, \$ 60~~0~~ Paid. _____

 Deputy.

MICROFILMED
 NOV 27 1956

9-1-1914

Instrument No. 23172.

PATENT.

Hailey 06600.

4-1006.

THE UNITED STATES OF AMERICA,

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, " To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Hans Olson has been established and duly consummated, in conformity to law, for the east half of the southwest quarter and the west half of the southeast quarter of Section thirty-one in Township one south of Range eleven east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, thereof, granted, by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditch and reservoirs used in connection with such water rights, as may be recognized by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the First day of September in the year of our Lord one thousand nine hundred and Fourteen and of the Independence of the United States the one hundred and Thirty- ninth.

By the President: Woodrow Wilson,

By M. K. Gulick, Assistant Secretary,

U. S. General Land Office Seal.

L. Q. C. Lamar,

RECORDED: Patent Number 423430.

Recorder of the General Land Office.

The southeast quarter of the southwest quarter of the lands above described is subject to all rights under an application by the Oregon Short Line Railway Company, approved September 18, 1883, under the Act of March 3, 1875, being an application for right of way for Railroad purposes.

NOV 27 1914

WARRANTY DEED

1-25-1946
rec 3-27-1946

THIS INDENTURE, Made this 25th day of January, 1946, between William Arthur Williams and Esther Williams, husband and wife, both of Twin Falls, County of Twin Falls, State of Idaho, the parties of the first part, and R. L. Wood, of Hammett, County of Elmore, State of Idaho, the party of the second part;

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of \$10.00, lawful money of the United States of America, and for other good and 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 of the following described real property, situate in the County of Elmore, State of Idaho, to-wit:

The southeast quarter of the southeast quarter of Section 25, Township 1 south, Range 10 east, Boise Meridian;

117

The southwest quarter of the southwest quarter of Section 29; the south half of the southeast quarter, the southeast quarter of the southwest quarter and Lot 4 of Section 30; the east half, the east half of the northwest quarter, the east half of the southwest quarter and Lots 1, 2, 3 and 4 of Section 31; the west half of the northwest quarter and the southwest quarter of Section 32, all in township 1 south, range 11 east, Boise Meridian;

Together with all water rights and ditch rights appurtenant thereto, including the primary water right to the entire flow of Dyer Creek, sometimes known as Spring Creek, and a portion of the flow of the Malad River sufficient to irrigate 240 acres of land, and 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 the day and year herein first above written.

\$17.60 documentary stamps attached and cancelled

William Arthur Williams
Esther Williams

STATE OF IDAHO,)
) SS
COUNTY OF Elmore)

On this 25th day of January, in the year 1946, before me, the undersigned, a Notary Public in and for said State, personally appeared William Arthur Williams and Esther Williams, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Notary Seal

L. A. Kalbus
Notary Public for Idaho
Residing at Boise, Idaho

STATE OF IDAHO,)
) SS
COUNTY OF ELMORE,)

I hereby certify that this instrument was filed for record at request of Ethel Bennett at 40 minutes past 9 o'clock A.M., this 27th day of March A. D. 1946 in my office, and duly recorded in Book 49 of Warranty Deeds at page 116.

Fees \$1.20

James A. O'Neill
Ex-Officio Recorder, by Charles W. Rowett

NOV 27 1946

Fees \$1.40

es A. O'Neill
Ex-Officio Recorder
By Shirley McMurtrey
Clerk

2-11-1946

Instrument No. 72438
209 Quitclaim Deed

QUITCLAIM DEED

THIS INDENTURE, Made the 1st day of February in the year of our Lord one thousand nine hundred and forty-six, between D. P. WILLIAMS and LETTIE M. WILLIAMS, husband and wife, and BENJAMIN WILLIAMS and MINNIE M. WILLIAMS, husband and wife, of _____, County of _____, State of _____, the parties of the ^{first} part, and R. L. WOOD of Hammett, County of Elmore, State of Idaho, the party of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of ONE DOLLARS, lawful money of the United States of America, and other valuable consideration to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns, all those certain lots, pieces or parcels of land, situate, lying and being in the, County of Elmore, State of Idaho, bounded and particularly described as follows, to-wit:

THE Southwest quarter of section 32; the southeast quarter of the northeast quarter, and the east half of the southeast quarter of Section 31; the southwest quarter of the northwest quarter of Section 32; and the east one-half of the southwest quarter and the west one-half of the southeast quarter of Section 31, all in Township 1 south, Range 11 east, Boise Meridian

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

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

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

Signed, Sealed and Delivered in the Presence of

James A. Miller

D. P. Williams (Seal)
Lettie M. Williams (Seal)
Benjamin Williams (Seal)
Minnie M. Willims (Seal)

STATE OF Utah)
) SS
County of Salt Lake)

On this 11th day of February, in the year 1946, before me, the undersigned, a Notary Public in and for said State, personally appeared D. P. Williams, Lettie M. Williams, Benjamin Williams and Minnie M. Williams known to me to be the persons whose name 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.

Notary Seal

James A. Miller
Notary Public residing at 351 So. 3 Ea.
Salt Lake City, Utah

I hereby certify that this instrument was filed for record at the request of Ethel Bennett at 05 minutes past 10 o'clock A.M., this 27 day of February A. D. 1946, in my office, and duly recorded in Book 29 of QuitClaim Deeds at page 503.

Fees \$1.20

James A. O'Neill
Ex-Officio Recorder
By Charles W. Rowett
Deputy

MICROFILMED
NOV 27 1980

WARRANTY DEED

May 29, 1950

THIS INDENTURE, Made this 26th day of May, 1950, between R. L. WOOD, who is also sometimes known and designated as Robert L. Wood, and EMMY C. WOOD, husband and wife, both of Hammett, County of Elmore, State of Idaho, hereinafter designated as the parties of the first part, and FRITZ HANSTEN, a single man, and CHARLES HOBDEY and ETHEL T. HOBDEY, husband and wife, of Bliss, County of Gooding, State of Idaho, hereinafter designated as the parties of the second part;

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Ten Dollars, lawful money of the United States of America, and other good and valuable consideration to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said Fritz Hansten, an undivided one-half interest and unto the said Charles Hobdey and Ethel T. Hobdey, husband and wife, an undivided one-half interest in and to all of the following described real property, situate in the County of Elmore, State of Idaho, to-wit:

The southeast quarter of the southeast quarter of Section 25, Township 1 South, Range 10 East, Boise Meridian;

The southwest quarter of the southwest quarter of Section 29; the south half of the southeast quarter, the southeast quarter of the southwest quarter and Lot 4 of Section 30; the east half, the east half of the northwest quarter, the east half of the southwest quarter and Lots 1, 2, 3 and 4 of Section 31; the west half of the northwest quarter and the southwest quarter of Section 32, all in Township 1 South, Range 11 East, Boise Meridian.

Together with all water rights and ditch rights appurtenant to said land and together with all grazing rights and privileges appurtenant thereto, and 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; provided, however, that the said parties of the first part hereby reserve unto themselves, their successors and assigns, an undivided three-fourths interest in and to all gas, oil, minerals and mineral rights in and under said land, with the right to enter upon said land to prospect for, mine and develop the said gas, oil and other minerals and to use sufficient of the surface of said land for such purposes, and further reserving to the parties of the first part, their successors and assigns, the right to lay, maintain and operate pipe lines for oil and gas and the right to construct and maintain on said lands any other buildings, roads or structures for mining oil, gas or other minerals and further reserving to the parties of the first part, their successors and assigns, the right to remove any such buildings, pipe lines or other structures placed by them on said premises.

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, an undivided one-half interest in and to said property being hereby conveyed to the said Fritz Hansten and the other undivided one-half interest in and to said property being hereby conveyed to the said Charles Hobdey and Ethel T. Hobdey, 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 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.

This conveyance is made subject to a mortgage executed by the parties of the first part to W. W. Leek, and now recorded in the office of the County Recorder of Elmore County, Idaho, in Book 52 of Mortgages at Page 201, and by the acceptance of this conveyance the parties of the second part agree to pay and discharge the said mortgage as the payments thereunder become due and payable and to indemnify and hold the parties of the first part harmless from all liability upon said mortgage or the notes secured thereby.

This conveyance is made subject to taxes to be levied and assessed against said property for the year 1950, which said taxes shall be paid by the parties of the second part.

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

R. L. Wood

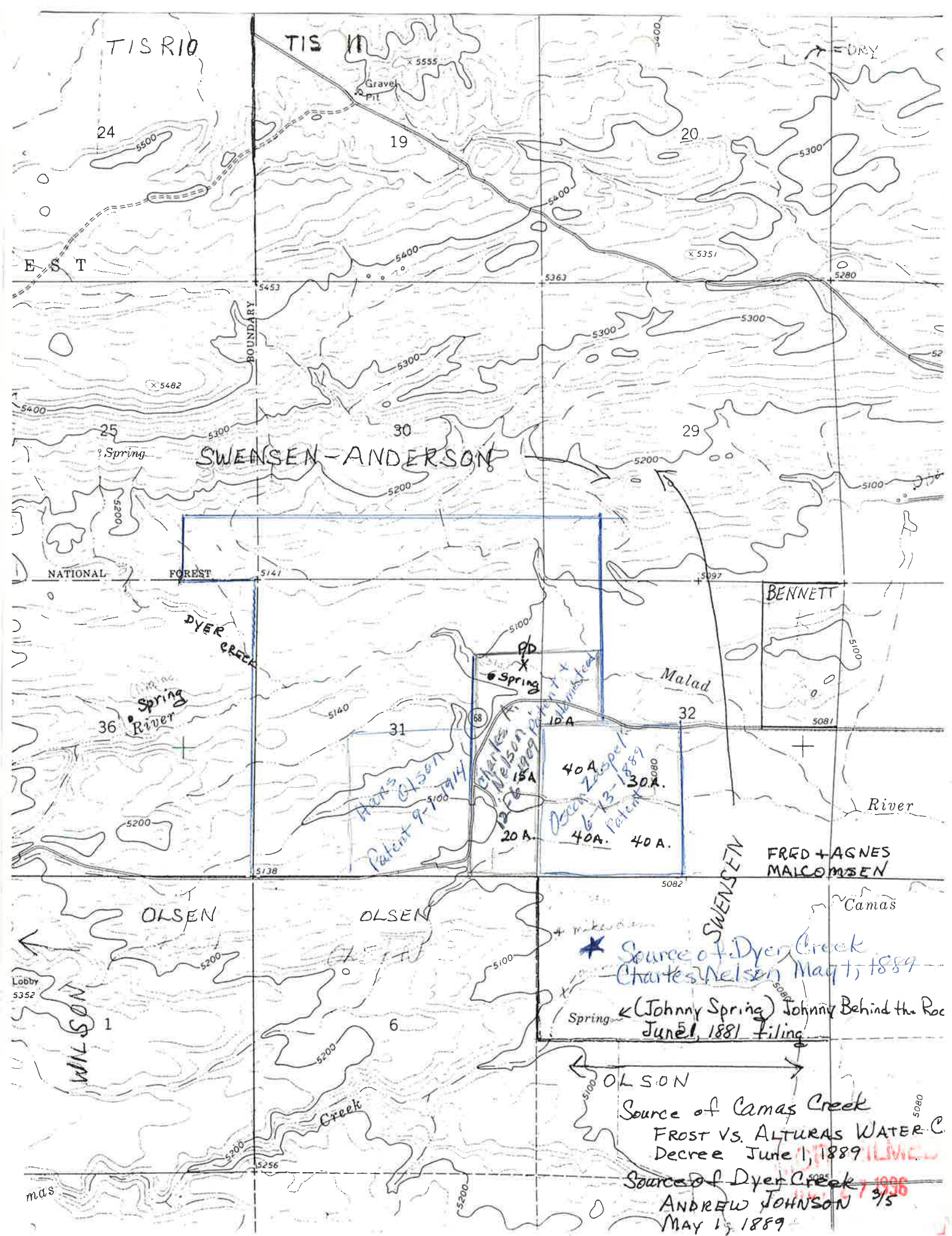
Emmy C. Wood.

STATE OF IDAHO, }
COUNTY OF ELMORE. } ss.

NOV 27 1956

On this 29th day of May, in the year 1950, before me, the undersigned, a Notary Public in and for said State, personally appeared R. L. Wood and Emmy C. Wood, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

Book 49 of Warranty Deeds Pg. 610 By Fritz Hansten



COMMUNICATION DOCUMENTATION

A37-00514

A37-04403

Claim No. A37-10130

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 10/27/94Contact Person(s) Mayvis ThompsonNature of Contact office visit

Substance of Communication Mrs. Thompson came in with a couple of affidavits of priority for claims A37-04403 and A37-10130. She also had an ownership change form for the claims which showed original owners Quarter Circle Lazy H had sold $\frac{1}{2}$ interest to Bliss Point Cattle. I made the changes and created "L" records.

She had questions on who else might have filed a claim on Dyer Creek in her legal description. I did some queries and came up with A37-00343A. I gave her a copy of the proof on that right. She said they'd had some trouble this past summer with someone taking out their dam and diverting their water...

MICROFILMED
NOV 27 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-00514 &

A37-04403

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 Steve Clelland *sw*

September 26, 1994 2:07pm

NAME:
LORNA BARD & MAVIS THOMPSON

RE:
A37-00514, A37-04403

THEY CAME IN TO INQUIRE ABOUT OTHER USERS CLAIMED ON DYER CREEK AND MALAD RIVER. SOMEONE IS TAKING THEIR WATER AND DESTROYING THEIR DIVERSION WORKS.

ONLY OTHER USER FOUND WAS BENNETT ON DYER CREEK WITH DECREED RIGHT A37-00343A... THEY SAY THE WATER HASN'T BEEN USED SINCE 1951. SUGGESTED THEY CONTACT THE WATER MASTER FOR THE BASIN, LEE PETERSEN AND GAVE THEM HIS NUMBERS.

MICROFILMED
NOV 27 1995

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: A37-04403
Date Received: 6/01/1988
Receipt No: S000302
Received By: JS

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: QUARTER CIRCLE LAZY H, INC. 208-352-4226
Address: C/O CHARLES HOBDEY
HC 60 BOX 1630
BLISS, ID 83314

2. Date of Priority: MAY 01, 1889

3. Source: MALAD RIVER Trib. to: CAMAS CREEK
TWO SPRINGS MALAD RIVER
DYER CREEK MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	11E	31	NE	SE	NE		ELMORE

5. Description of diverting works:
DAMS, POND, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 500.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	11E	31	NE	SE		IRR	15.0

A37-04403

Page 1

Date: 06/13/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	11E	31	SE	SE		IRR	20.0
						Section Acres	35.0
		32	SW	NW		IRR	10.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	170.0
						Total Acres	205.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
37-0514, CLAIM ON SPRING

14. Remarks:
SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSENE S. 31 T. 1S R. 11E. BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D. DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D. TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS FARM FOR MANY YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER HAS NOT USED THIS WATER FOR MANY YEARS.

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Quater Circle Log H. Inc. Date: _____

Charles A. Hobby Date: 6/13/88

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th day

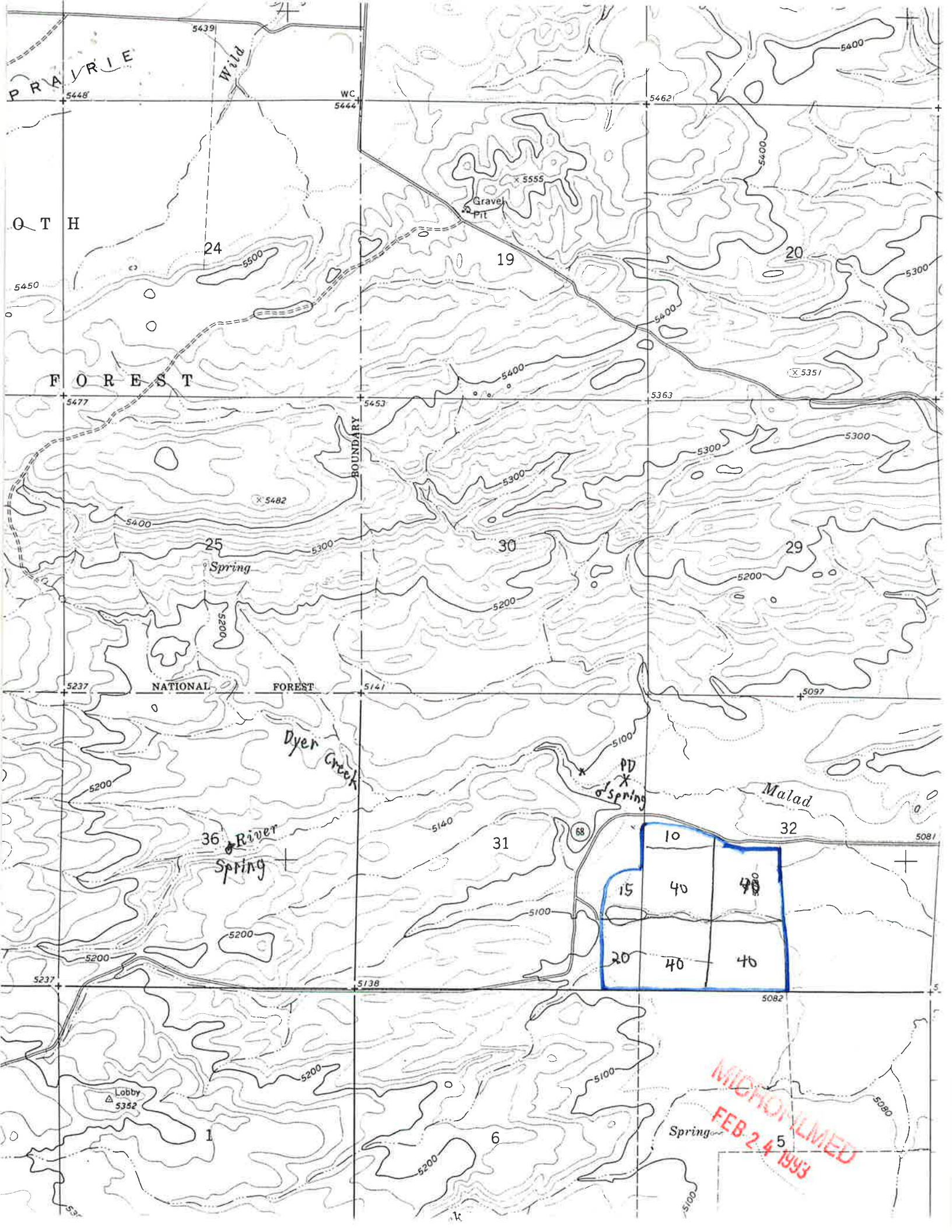
of June 19 88

Mary G. Baldwin
Notary Public

Seal

Residing at Gooding Id

My Commission Expires 10/16/1992



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: A37-04403
Date Received: 6/01/1988
Receipt No: S000302

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: QUARTER CIRCLE LAZY H, INC. 208-352-4226
Address: C/O CHARLES HOBDEY
HC 60 BOX 1630
BLISS, ID 83314

2. Date of Priority: MAY 01, 1889

3. Source: MALAD RIVER SPRING Trib. to: CAMAS CREEK
MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	11E	31	NE	SE	NE		ELMORE
			SW	NE	SE		ELMORE
			NW	SE	SE		ELMORE

5. Description of diverting works:
DAMS, POND, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

8. Total consumptive use is 500.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	11E	31	SW	SE		IRR	10.0

A37-04403

Page 1

Date: 06/01/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	11E	31	SE	SE		IRR	20.0
						Section Acres	30.0
		32	SW	NW		IRR	10.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	170.0
						Total Acres	200.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

SOURCE OF P/D NE,SE,NE SEC. 31 IS THE UNNAMED SPRING IN
SEC. 36 NW,NW,SE T. 1S. R.10E.

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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 Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
QUARTER CIRCLE LAZY H, INC, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
QUARTER CIRCLE LAZY H, INC and that the statements contained in the
Organization
foregoing document are true and correct.

Charles A. H. Friday
Signature of Authorized Agent

Pres. Quarter Circle Lazy H, Inc
Title and Organization

June 1, 1988
Date

State of Idaho)
County of Twin Falls) SS.

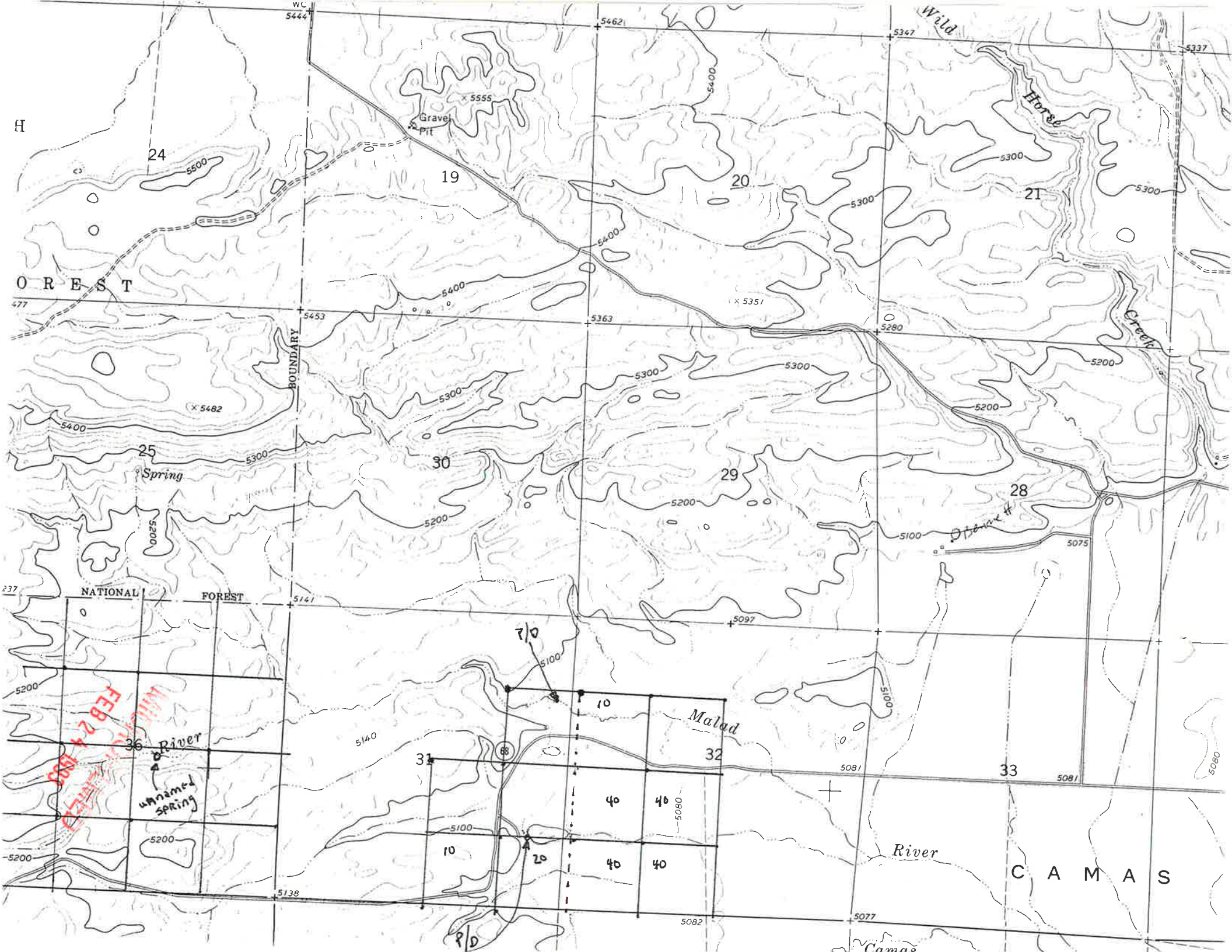
Subscribed and sworn (or affirmed) before me this 1st day
of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding

My Commission Expires 10/16/1992



11/28/2006

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

RIGHT NUMBER: 37-4403

NAME AND ADDRESS: QUARTER CIRCLE LAZY H INC
C/O ELDEN THOMPSON
1668 CLOVER CREEK RD
BLISS ID 83314

BLISS POINT CATTLE INC
C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID 83314

SOURCE: MALAD RIVER
SPRING

TRIBUTARY: CAMAS CREEK
TRIBUTARY: UNNAMED STREAM

QUANTITY: 3.580 CFS

PRIORITY DATE: 12/14/1909

POINT OF DIVERSION:

T01S R11E S31 NESENE Within ELMORE County
T01S R11E S31 SENESE Within ELMORE County
T01S R11E S31 NESESE Within ELMORE County
T01S R11E S32 NWSWSW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.580 CFS

PLACE OF USE:

IRRIGATION in ELMORE County

T01S R11E S31	SENE	1.30	T01S R11E S31	NESE	9.80
T01S R11E S31	SESE	6.90	T01S R11E S32	SWNW	11.00
T01S R11E S32	NESW	36.00	T01S R11E S32	NWSW	37.00
T01S R11E S32	SWSW	38.00	T01S R11E S32	SESW	39.00

179 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 179 acres in a single irrigation season. Combined Right Nos.: 37-514 and 37-4403.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



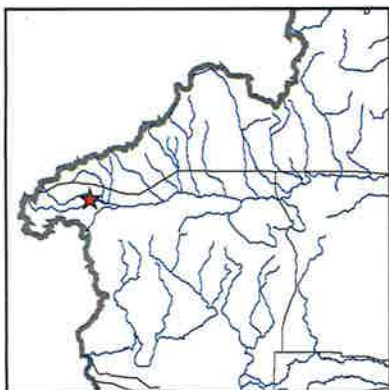
Idaho Department of Water Resources

SRBA Recommendation:

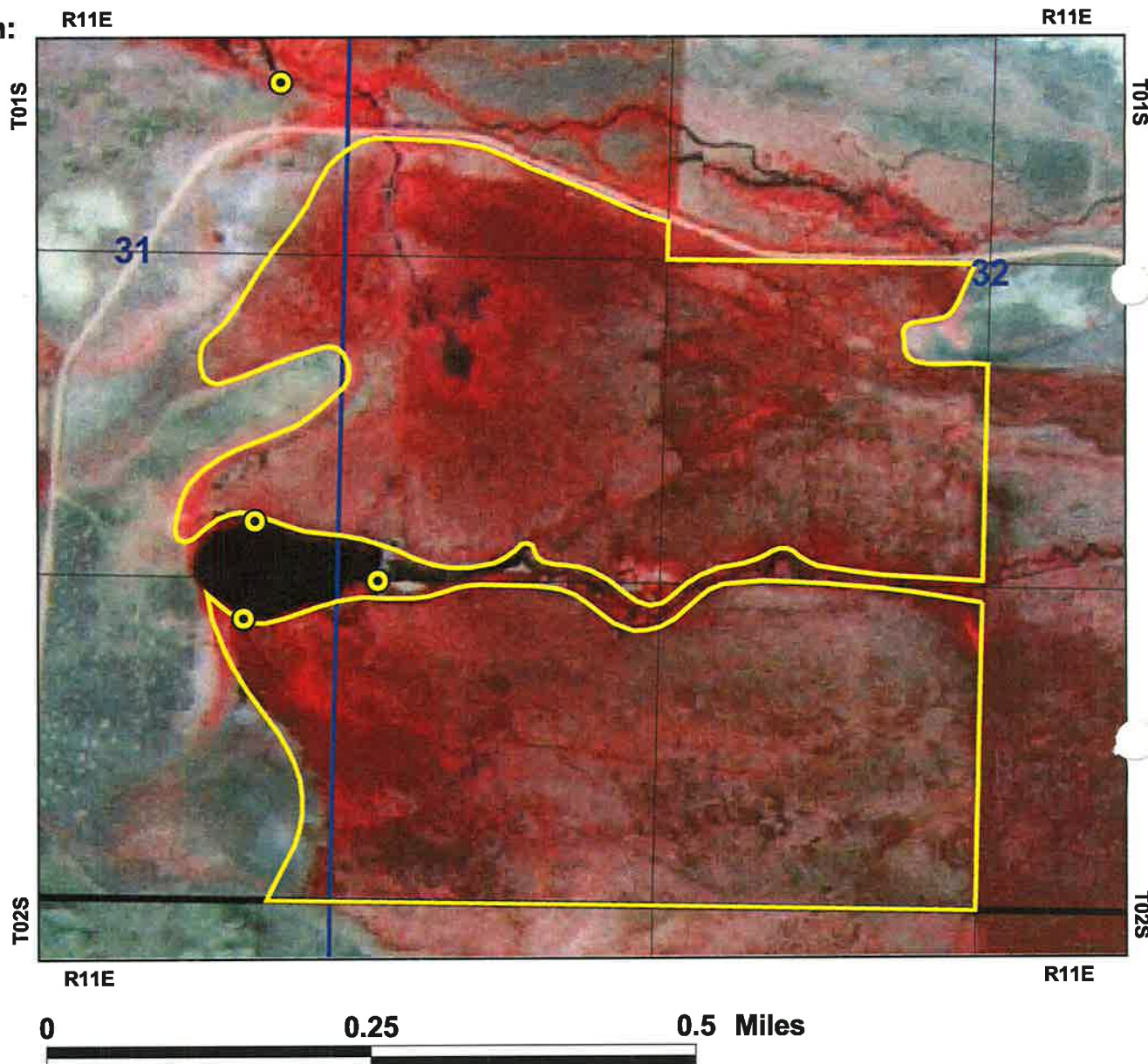
37-514
37-4403

Legend

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



Elmore County
IDWR Basin 37



Prepared by M. Anders
On Tuesday, November 28, 2006
1987/88 Aerial Photography

RECEIVED

11/27/2006

DEPARTMENT OF
WATER RESOURCES

11/01/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-4403

QUARTER CIRCLE LAZY H INC
C/O ELDEN THOMPSON
1668 CLOVER CREEK RD
BLISS ID 83314
Telephone Number: (208)352-4209

BLISS POINT CATTLE INC
C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID 83314
Telephone Number: (208)352-4370

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

Points of diversion needs to be changed from 3 to 4.

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

Added 1 point of diversion (see attachment)

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

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

DATE: 11-24-06 SIGNATURE: Maryvick Thompson, Secretary
Please print your name: Maryvick Thompson

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (800)451-4129

*11/28/06 - Amend claim to add POD
meters - No change in diversion rate*

SCANNED
NOV 28 2006



Idaho Department of Water Resources

RECEIVED

NOV 27 2006

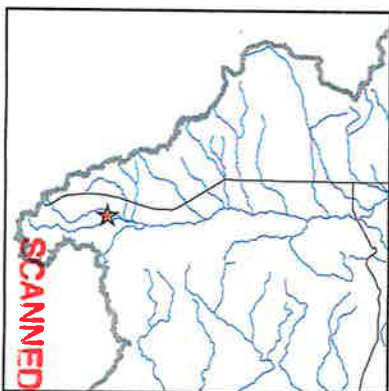
DEPARTMENT OF
WATER RESOURCES

SRBA Recommendation:

37-514
37-4403

Legend

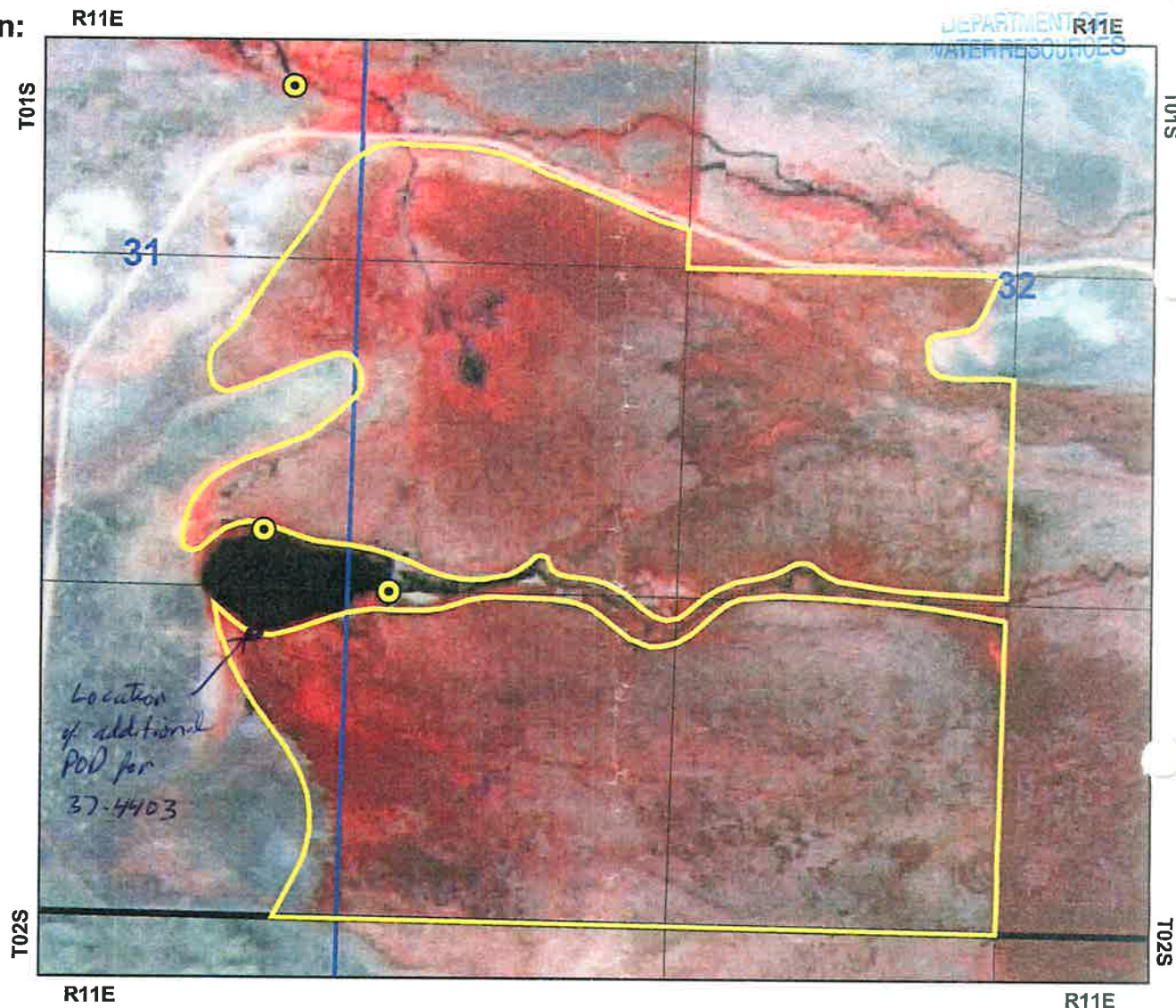
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



NOV 28 2006

SCANNED

Elmore County
IDWR Basin 37



0 0.25 0.5 Miles

Prepared by M. Anders
On Thursday, October 26, 2006
1987/88 Aerial Photography



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

November 20, 2006

Quarter Circle Lazy H Inc.
C/o Mayvis Thompson
1668 Clover Creek Rd.
Bliss, ID 83314

RE: Snake River Basin Adjudication claim 37-4403

Dear Mrs. Thompson,

Attached is the amended Snake River Basin Adjudication (SRBA) water right claim for 37-4403 that you requested during our telephone conversation today. The only change I made to the claim is the addition of a point of diversion from the pond in NESESE Section 31. Please review the amended claim and if you feel it is correct, please sign it, have it notarized, and return it to me. Please note that this amended claim is not valid until I receive it signed and notarized.

If you feel the amended claim is incorrect or if you have questions, feel free to contact me at (208) 287-4937.

Sincerely,

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

Matt Anders
GIS Specialist – Snake River Basin Adjudication

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 37-4403
Date Received: 6/1/1988
Receipt No: S000302
Received By:

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

1. Name of Claimant(s)

QUARTER CIRCLE LAZY H INC
C/O MAYVIS THOMPSON
1668 CLOVER CREEK RD
BLISS ID USA 83314

Phone: (208)352-4209

BLISS POINT CATTLE INC
C/O LORNA BARD
345 E SPRING COVE RD
BLISS ID USA 83314

Phone: (208)352-4370

2. Date of Priority: 05/01/1889

3. Source: SPRING , DYER CREEK , MALAD RIVER , TWO SPRINGS Trib. to: UNNAMED
STREAM , MALAD RIVER , SNAKE RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	11E	31	NE SE SE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	
01S	11E	31	NE SE NE	ELMORE	

5. Description of diverting works:

DAMS, POND, DITCHES

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:
4 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
01S	11E	31	NE	SE	IRRIGATION	15
			SE	SE	IRRIGATION	20
			Section Acres		35	
01S	11E	32	SW	NW	IRRIGATION	10
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			Section Acres		170	
Total Acres		205				

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSENE S. 31 T. 1S R. 11E.
BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D.
DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D.
TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS FARM FOR MANY
YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER HAS NOT USED THIS WATER FOR MANY
YEARS.
***** OWNERSHIP CHANGE UPDATED BASED UPON SIGNED FORM 1409(6) AND ATTACHED
DOCUMENTS. KKC 8-6-96.

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 Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing
Organization

document in the space below as _____ of
Title

_____, and that the statements contained in the
Organization

foregoing document are true and correct. _____
Signature of Authorized Agent

_____ Title and Organization

_____ Date

State of Idaho)

County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____



Idaho Department of Water Resources

SRBA Recommendation:

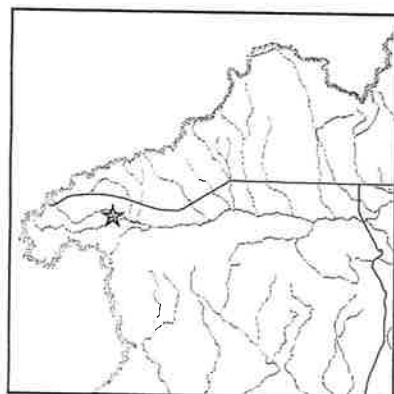
37-514

37-4403

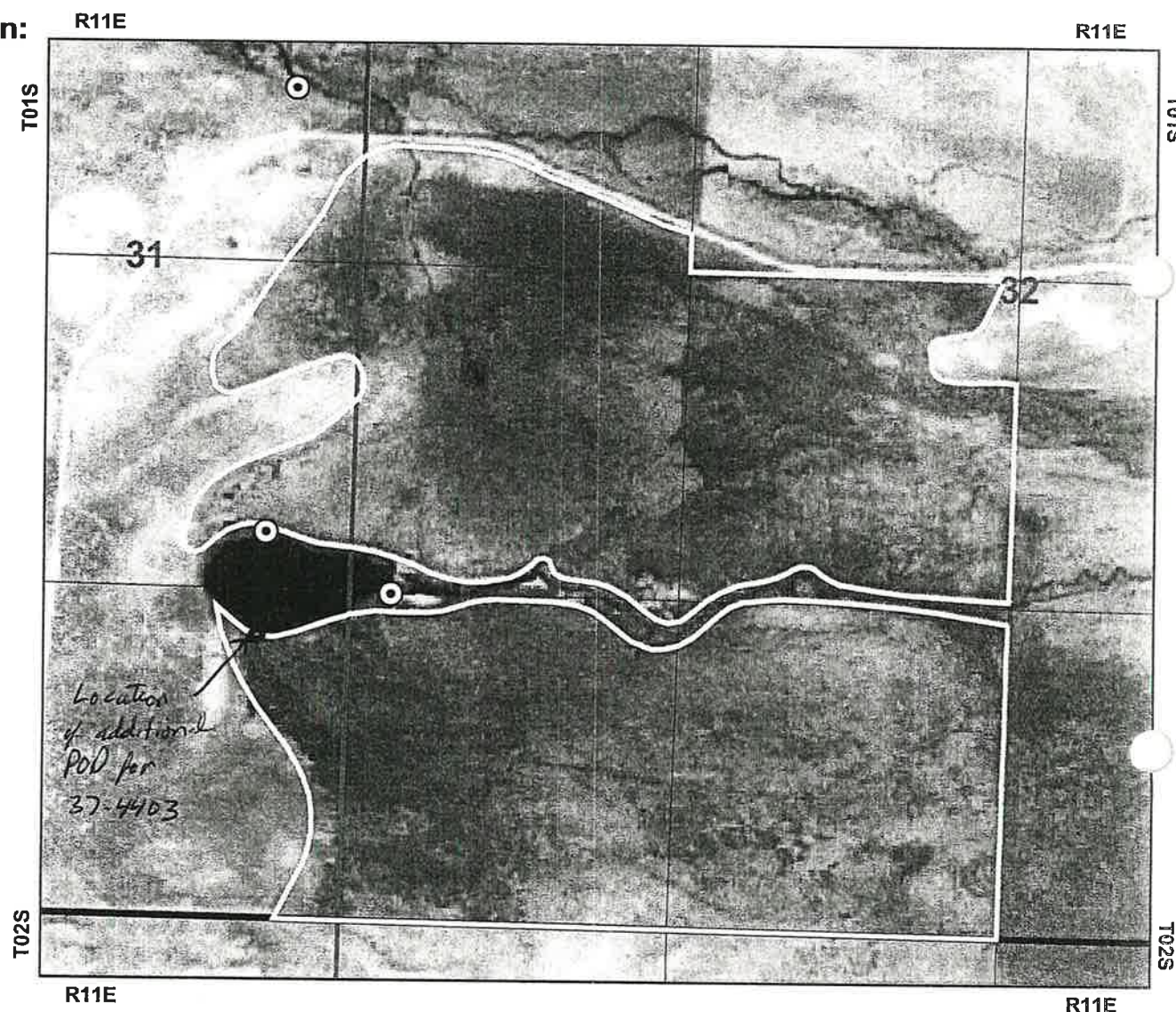
Legend

⊙ Point of Diversion
Place of Use

▬ Townships
▬ PLS Sections
▬ Quarter Quarters



Elmore County
IDWR Basin 37



0 0.25 0.5 Miles

Prepared by M. Anders
On Thursday, October 26, 2006
1987/88 Aerial Photography

May 11, 2005

Department of Water Resources
1341 Filmore St
Twin Falls, Id 83301-3380

RECEIVED
MAY 12 2005
Department of Water Resources
Southern Region

RE water right 37-4403

Per your request to provide proof of beneficial use we are enclosing the attached documentation.

Attachment C shows on the deed transfer on 10-08-1900 the water right in Spring Creek Zaspel Lake, and Malad River.

Attachment D-1 shows a photo of the property which shows the old diversion from Camas Creek and the water being diverted from the Malad and The Zaspel or Williams pond.

Attachment D-2 shows no additional diversions downstream from our property.

Attachment B shows on January 26, 1946 at the time of that deed transfer the use of sufficient water to irrigate 240 Acres.

Attachment E and F show continued use of all of the water from Malad Creek and Zaspel or Williams Pond up to August 1994.

We have continued to use all of the water up until this date, as Bliss Point Cattle Inc and Quarter Circle Lazy H Inc. each owning an undivided ½ interest.

Exhibit A Shows the layout of the property and the irrigated acres.

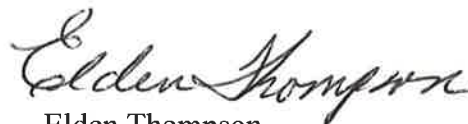
The water right has always shown as a 05-01-1889 priority date, and we believe this is correct but can find no definitive proof of the actual date of first use, but per exhibit C we know it was prior of 10-08-1900 including the construction of the pond by reference. The 10-08-1900 date was when Zaspel sold the property and he had been using the water for some time prior to that.

We hope this provides adequate substantiation to allow us 100% of the water up to 4.0 cfs right from Malad River and the Zaspel or Williams Pond with a 05-01-1889 priority date. If you have any further questions please do not hesitate to contact Tom Faulkner at 539-4347 or by mail

Thank you,



Tom Faulkner
Secretary Bliss Point Cattle, Inc
1636 Clover Creek Rd
Bliss, Id 83314



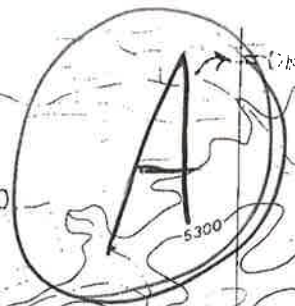
Elden Thompson
President Quarter Circle Lazy H

SCANNED

MAY 19 2005

T15 R10

T15 R11



24

19

20

E S T

BOUNDARY

SWENSEN-ANDERSON

NATIONAL

FOREST

DYER CREEK

Malad Spring River

Subject property

BENNETT

Malad

River

FRED + AGNES MALCOMSEN

Camas

OLSEN

OLSEN

SWENSEN

Woods Ditch + Existing Dam

original P/B

Spring (Johnny Spring) Johnson Behind the Rock June 1, 1881 Filing

OLSON

Source of Camas Creek

Frost vs. ALTURAS WATER C Decree June 1, 1889

Source of Dyer Creek

ANDREW JOHNSON Charles May 1, 1889 Nelson 51-89

SCANNED

MAY 19 2005

mas

WARRANTY DEED

THIS INDENTURE, Made this 25th day of January, 1946, between William Arthur Williams and Esther Williams, husband and wife, both of Twin Falls, County of Twin Falls, State of Idaho, the parties of the first part, and R. L. Wood, of Hammett, County of Elmore, State of Idaho, the party of the second part;

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of \$10.00, lawful money of the United States of America, and for other good and 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 of the following described real property, situate in the County of Elmore, State of Idaho, to-wit:

The southeast quarter of the southeast quarter of Section 25, Township 1 south, Range 10 east, Boise Meridian;

11'

The southwest quarter of the southwest quarter of Section 29; the south half of the southeast quarter, the southeast quarter of the southwest quarter and Lot 4 of Section 30; the east half, the east half of the northwest quarter, the east half of the southwest quarter and Lots 1, 2, 3 and 4 of Section 31; the west half of the northwest quarter and the southwest quarter of Section 32, all in township 1 south, range 11 east, Boise Meridian;

Together with all water rights and ditch rights appurtenant thereto, including the primary water right to the entire flow of Dyer Creek, sometimes known as Spring Creek, and a portion of the flow of the Malad River sufficient to irrigate 240 acres of land, and 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 the day and year herein first above written.

\$17.60 documentary stamps attached and cancelled

William Arthur Williams
Esther Williams

STATE OF IDAHO,)
) SS
COUNTY OF Elmore)

On this 25th day of January, in the year 1946, before me, the undersigned, a Notary Public in and for said State, personally appeared William Arthur Williams and Esther Williams, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Notary Seal

L. A. Kalbus
Notary Public for Idaho
Residing at Boise, Idaho

STATE OF IDAHO,)
) SS
COUNTY OF ELMORE,)

I hereby certify that this instrument was filed for record at request of Ethel Bennett at 40 minutes past 9 o'clock A.M., this 27th day of March A. D. 1946 in my office, and duly recorded in Book 49 of Warranty Deeds at page 116.

Fees \$1.20

SCANNED

MAY 19 2005

James A. O'Neill
Ex-Officio Recorder
By Charles W. Rowett

10-8-1900

C-1

Form D3.02

unlabeled
attached
used

Oscar P Zaspel

To

Otto Johnson

Oct 8th 1900

This Indenture, made this eighth day
of October in the year of our Lord one
thousand nine hundred.

Between Oscar P. Zaspel of Mountain
Home, County of Elmore, State of Idaho, the party
of the first part, and Otto Johnson of
Mountain Home, County of Elmore, State of Idaho, the party
of the second part;

Witnesseth, That the said party of the first part,
for and in consideration of the sum of eight hundred
dollars, ^{xxx} of the United States of America, to him in
hand paid by the said party of the second part, the
receipt whereof is hereby acknowledged, has Remised,
Released, and forever Quit Claimed, and by these presents
do Remise, Release, and Forever Quit Claim unto
the said party of the second part, and to his heirs
and assigns forever, all the following described
real estate Situate in the County of Elmore and
State of Idaho, and bounded and particularly de-
scribed as follows, to wit:

South West quarter of Section thirty-two, in
Township one South of Range Eleven East of
Boise Meridian in Idaho, containing one hundred
and sixty acres, and all the improvements thereon
including a 2 room dwelling house, Dairy house,
sheds & Corrales, and all my right in the waters from
Spring Creek, the Zaspel Lake and the Malad River.

Together with all and singular the tenements,
hereditaments and appurtenances thereto belonging,
or in any wise appertaining, and the reversion
and reversions, remainder and remainders, Rent,
issues and profits thereof,
To have and to hold, All and singular,
the said premises together with the above

unto the party of the second part, and to his heirs and assigns forever.

In witness whereof, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed Sealed & Delivered } Oscar T. Zaspel Seal
in the presence of }
Geo Johnson }

C-2

State of Idaho, } ss.
County of Elmore }
me H.G. Smith, a Clerk Dist. Court in and for said County,
personally appeared Oscar T. Zaspel known to me to be
the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal, the day and year in this Certificate first above written.

State of Idaho, } ss.
County of Elmore }
me H.G. Smith, a Clerk Dist. Court
By B. Eniffith Deputy.
I hereby certify that this instrument was filed for record at the request of Otto Johnson at 10:20 o'clock a.m., this 8th day of October 1900 in my office.

Filed #1,00
By B. Eniffith Deputy.

Form 600
Frank Lee Jackson

M.E. Blackman
June 19th 1900

Deed of Mortgage
This Indenture, made the 19th day of June in the year of our Lord one thousand nine hundred between Frank Lee Jackson the party of the first part and M.E. Blackman the party of the second part,
Witness that the said

Send To Printer

Back To TerraServer

Change to 11x17 Print Size

Show Grid Lines

Change to Landscape

USGS 11 km W of Hill City, Idaho, United States 20 Aug 1998



0 1.5Km

0 1.25Mi

Image courtesy of the U.S. Geological Survey

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Privacy Statement

SCANNED
MAY 19 2005

Send To Printer

Back To TerraServer

Change to 11x17 Print Size

Show Grid Lines

Change to Landscape

USGS 9 km W of Hill City, Idaho, United States 20 Aug 1998



Image courtesy of the U.S. Geological Survey

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Terms of Use

Privacy Statement

SCANNED

MAY 19 2005

(E)

AFFIDAVIT

IN THE MATTER OF:

Water Decree A37-00514
A37-04403
A37-10130

State of Idaho
County of Elmore

CHARLES A. HOBDEY
sworn, deposes and says:

Being first duly

I, the owner and operator of the Quarter Circle Lazy H Ranch, made beneficial use of all water from the point of diversion of Dyer/Malad Creek from 1951 until I retired in 1988. This water was used to irrigate my land in Range 11, Elmore County, State of Idaho: Section 32, SW1/4 NW1/4 and the SW 1/4; and also land in Section 31 of the same range and county.

All of the water from Dyer/Malad Creek continues to be used on the same property by my son-in-law, Elden Thompson, who is now the president of the Quarter Circle Lazy H, Inc. and who personally has done all of the irrigating for the corporation since I retired in 1988.

The places below the Quarter Circle Lazy H property have used only the run-off water since before 1951.

Charles A. Hobdey
Signature

Subscribed and sworn to before me this 26th day
of October, 1994.

Lt. H. P. Harrison
Notary Public

Residing at Bliss
My commission expires 2/99

SCANNED

MAY 19 2005

F

AFFIDAVIT

IN THE MATTER OF:

Water Decree A37-00514
A37-04403
A37-10130

State of Idaho
County of Elmore

ELDEN A. THOMPSON
sworn, deposes and says:

Being first duly

I am the president of the Quarter Circle Lazy H, Inc. Ranch and am well-acquainted with the Quarter Circle Lazy H, Inc. property in Section 31 and 32 of Range 11 E.B.M., Elmore County, State of Idaho. The Quarter Circle's property is irrigated with all of the water from Dyer/Malad Creek and has been since before the property was purchased by us in 1951.

Beginning in 1972, I have helped irrigate the property using all of the water from Dyer/Malad Creek, and I have done all of the irrigating since 1988 continuing to use all of the water from May 15 to October 1st annually.

Subscribed and sworn to before me this 1st day of August, 1994.

Elden A. Thompson
Signature

Ed H. Lawrence
Notary Public

Residing at Bliss
My commission expires 2/99

SCANNED

MAY 19 2005



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

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

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-_____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

AFFIDAVIT

IN THE MATTER OF:

Water Decree A37-00514
A37-04403
A37-10130

State of Idaho
County of Elmore

CHARLES A. HOBDEY
sworn, deposes and says:

Being first duly

I, the owner and operator of the Quarter Circle Lazy H Ranch, made beneficial use of all water from the point of diversion of Dyer/Malad Creek from 1951 until I retired in 1988. This water was used to irrigate my land in Range 11, Elmore County, State of Idaho: TOI Section 32, SW1/4 NW1/4 and the SW 1/4; and also land in Section 31 of the same range and county.

All of the water from Dyer/Malad Creek continues to be used on the same property by my son-in-law, Elden Thompson, who is now the president of the Quarter Circle Lazy H, Inc. and who personally has done all of the irrigating for the corporation since I retired in 1988.

The places below the Quarter Circle Lazy H property have used only the run-off water since before 1951.

Subscribed and sworn to before me this 26th day
of October, 1994.

Charles A. Hobdey
Signature

Elden H. Thompson
Notary Public

Residing at Bliss
My commission expires 2/99

AFFIDAVIT

IN THE MATTER OF:

Water Decree A37-00514
A37-04403
A37-10130

State of Idaho
County of Elmore

ELDEN A. THOMPSON
sworn, deposes and says:

Being first duly

I am the president of the Quarter Circle Lazy H, Inc. Ranch and am well-acquainted with the Quarter Circle Lazy H, Inc. property in Section 31 and 32 of Range 11 **TO** E.B.M., Elmore County, State of Idaho. The Quarter Circle's property is irrigated with all of the water from Dyer/Malad Creek and has been since before the property was purchased by us in 1951.

Beginning in 1972, I have helped irrigate the property using all of the water from Dyer/Malad Creek, and I have done all of the irrigating since 1988 continuing to use all of the water from May 15 to October 1st annually.


Signature

Subscribed and sworn to before me this 1st day
of August, 1994.


Notary Public

Residing at Bliss
My commission expires 2/99

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NOV 27 1996



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

RECEIVED

MAY 12 2005

Department of Water Resources
Southern Region

RECEIVED
MAY 19 2005
DEPARTMENT OF
WATER RESOURCES

37-4403

BLISS POINT CATTLE INC

C/O LORNA BARD

345 E SPRING COVE RD

BLISS ID 83314

RESPONSE DEADLINE
JUNE 17, 2005

Re: Evidence of Priority

Dear Claimant:

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Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

37-10130

BLISS POINT CATTLE INC

C/O LORNA BARD

345 E SPRING COVE RD

BLISS ID 83314

Enclosures

SCANNED

MAY 19 2005

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

Water Right Number - R37-04403

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
QUARTER CIRCLE LAZY H INC

1 - C/O ELDEN THOMPSON
2 - 1668 CLOVER CREEK RD
3 -

City- BLISS
Phone - 208-352-4209

State- ID Zip- 83314

BLISS POINT CATTLE INC

1 - C/O LORNA BARD
2 - 345 E SPRING COVE RD
3 -

City- BLISS
Phone - 208-352-4370

State- ID Zip- 83314

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/01/1889 17 SOUTHERN S - STATUTORY CLAIM

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
MALAD RIVER CAMAS CREEK
TWO SPRINGS MALAD RIVER
DYER CREEK MALAD RIVER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
01S 11E 31 NE SE NE (39) ELMORE

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 4.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.000 500.0

+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01S 11E 31 NE SE 15.0 01 IRRIGATION (39) ELMORE
01S 11E 31 SE SE 20.0 01 IRRIGATION (39) ELMORE
01S 11E 32 SW NW 10.0 01 IRRIGATION (39) ELMORE
01S 11E 32 NE SW 40.0 01 IRRIGATION (39) ELMORE
01S 11E 32 NW SW 40.0 01 IRRIGATION (39) ELMORE
01S 11E 32 SW SW 40.0 01 IRRIGATION (39) ELMORE
01S 11E 32 SE SW 40.0 01 IRRIGATION (39) ELMORE

Total Acres: 205.0

+ - - Diversion Means - DAMS, POND, DITCHES

+ - - Non-Irrigation Use -

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Water right number - R37-04403

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - 37-0514, CLAIM ON SPRING

+ - - - - - Remarks - - - - - +
SPRINGS ARE LOCATED IN NWNWSE SEC. 36 T. 1S R. 10E & NWSNE S. 31
T. 1S R. 11E. BOTH SPRINGS FLOW INTO MALAD R. ABOVE THE P/D.
DYER CR. ALSO FLOWS INTO MALAD R. ABOVE THE P/D.
TO OUR KNOWLEDGE, DYER CR. WATER HAS BEEN ONLY BEEN USED ON THIS
FARM FOR MANY YEARS. THE OTHER FARM WITH DYER CR. DECREED WATER
HAS NOT USED THIS WATER FOR MANY YEARS.

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

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

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

+ - - - - Comments - - - - - +
Date: 10/27/1994 User Id: JROBERTS Subject: OWNERSHIP CHANGE
Change of ownership form hand delivered 10/27/94, original owners Quarter Circle Lazy H sold 1/2 interest to Bliss Point Cattle.
Copy of Deed submitted with form. A37-04403 also changed. jr

+ - - Audit Fields - - +
10/27/94 JROBERTS

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 06/01/1988 | Last Amended Date | - 06/13/1988 | Temporary Right | - P |
| | | Receipt Number | - X777777 | Water District | - 37 |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

NOV 27 1996
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-4403

WATER RIGHT NUMBER: 37-4403

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Current Owner | QUARTER CIRCLE LAZY H INC
C/O CHARLES HOBDEY
H C 60 BOX 1630
BLISS, ID 83314
(208)352-4226 |

Priority Date: 05/01/1889
Basis: Statutory Claim
Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| SPRINGS | MALAD RIVER |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION | 4/01 to 11/01 | 4.000 CFS | |
| | <u>Total Diversion:</u> | 4.000 CFS | |

Location of Point(s) of Diversion

| | | |
|---------------|------------|---------------------------------|
| SPRINGS | SE1/4NE1/4 | Sec. 31, Twp 01S, Rge 11E, B.M. |
| ELMORE 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 | |
| 01S | 11E | 31 | | | | | | | | | | | | | 15.0 | | | 20.0 | 35.0 |
| 01S | 11E | 32 | | | | | | 10.0 | | | 40.0 | 40.0 | 40.0 | 40.0 | | | | | 170.0 |

Total Acres: 205

Conditions of Approval:Remarks:Comments: