

See Stipulated Decree
Dated 7-19-33

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF IDAHO,
IN AND FOR THE COUNTY OF FREMONT.

Thomas A. Robson, Charles Leonardson, J.W. Spiers,
C.A. Dochades, S. Green, R.B. Robson, Denning and
Swauger, substituted for B.A. Hunsaker and E.V. Collier,
Plaintiffs,

vs .

DECREE

James Colson, Dennis Small, Mrs. A.E. Farrand (B.A. Hunsaker
substituted), F.A. Pyke, Mc T. Pyke (sued as Mack Pyke) and
W.A. Pyke, and S. K. Clark, as Pyke Bros. & Clark, John Fayle,
Elizabeth Fayle, John Robson, W.H. Robson, F.A. Pyke, H.T.
Clark, George Edie, William Colson, J.D. Ellis, Lewis Ellis,
Ted Ellis, W.F. Robson, John Patetzick, Richard Sullivan,
Lewis Robson, S. Goddard substituted by Ellis & Co., B.D. Thom-
as and Flora M. Clark,

Defendants

This cause having been commenced May 24th, 1900, and summons
being duly issued the same day, thereafter due service was made upon each
and all of the defendants, excepting Richard Sullivan; thereafter all of
said defendants, by their respective counsel, appeared and demurred or
answered, excepting Lewis Robson and Richard Sullivan; the defendants,
James Colson, Dennis Small, Mrs. A.E. Farrand; and F.A. Pyke, Mc T Pyke
(sued as Mack Pyke) and W.A. Pyke, partners as Pyke Bros., and John Fayle
and Elizabeth Fayle and W.H. Robson, named in the complaint, and also F.A.
Pyke, John Robson, S.K. Clark, and The Hudson Cattle Co. (a corporation)
voluntarily coming in by the permission of the Court, appearing and being
represented by Messrs. Dietrich, Chalmers & Stevens, and said Dietrich,
Chalmers & Stephens, also appearing for B.A. Hunsaker as successor in in-
terest of said Mrs. E. A. Farrand during the pendency of the action; Caleb
Jones Esq. appearing for the defendants J.D. Ellis, B.D. Thomas and S. Goddard
and also for Ellis & Co., a copartnership consisting of J. D. Ellis & F.A.
Pyke, successors in interest during the pendency of this action of said
S. Goddard, and who were duly substituted by order of this Court, in his
place and stead; Thomas F. Terrell and W. T. Reeves Esquire, appearing for
defendant, H.T. Clark and also for Flora M. Clark, voluntarily appearing
by leave of Court; J. Ed Smith Esq. and B.J. Briggs, Esq., appearing for
the defendants John Patetzick, W.F. Robson, Lew Ellis, Ted Ellis, George Edie

and W. A. Colson, John A. Bagley and Douglass Hicks, appearing for plaintiffs.

After such appearance it was stipulated by respective counsel for all of the parties hereto, in writing, filed in open court, that all proceedings hereafter had, might be entitled Thomas Robson, et al. vs. James Colson, et al, and further all of the defendants might answer the complaint by/^ageneral denial, with the same force and effect as if specific denials to all of said allegations of the complaint were made and that the complaint shall be deemed unverified; and it was further agreed by said writing filed in open court, that all cross-complaints filed should be deemed denied without filing a written answer thereto, with the same force and effect, as if verified answer thereto were duly filed; and it was further agreed that all such cross complaints need not be verified but should be treated as verified.

Thereafter, to-wit, on or about Dec.4th, 1900, by agreement of respective counsel for all parties, and for the convenience and upon the request of all parties, it was ordered that the evidence in this cause should be taken before the Judge of said Court at the Town of Dubois, in Fremont County, Idaho, and that upon the evidence so taken, judgment should be entered at the next ensuing term of said court;

Thereafter, the evidence was taken as agreed and ordered, and now at a regular term of said court, said cause having come regularly on to be heard, and the court having heard the arguments of respective counsel, and the same having been submitted to the Court upon the evidence so taken, and the agreements, stipulations and admission, made during the trial and at the hearing of said cause, and the Court being fully advised in the premises, and findings of fact and conclusions of law having been by all parties expressly waived;

And the court having found that the several parties hereinafter named and their predecessors in interest have been from the several dates, hereinafter mentioned as the dates of the respective water rights and now are, in the possession and the owners, against all the world, except the

United States, of the respective tracts of land described in the several complaints and cross-complaints and that said several plaintiffs and cross-complaints at the several dates respectively hereinafter mentioned, diverted and appropriated of the waters of Medicine Lodge Creek, (said creek being in Fremont County, Idaho) the several amounts of water respectively, hereinafter mentioned, and decreed to said several parties, and have used the same for beneficial purposes, to-wit: agricultural, domestic and stock raising purposes, and having found all other facts necessary to support this decree, and no facts inconsistent herewith:

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the waters in Medicine Lodge Creek, in Fremont County, State of Idaho, be and the same are hereby distributed and decreed to the several parties to this suit, for beneficial purposes and uses, in amounts and of the dates, with priority of rights in accordance with said dates as follows, to-wit:

To Thomas A. Robson, twenty-five inches, dating from June 15th 1883, and sixty-six inches, dating from May 1st, 1884.

X To R.B. Robson, twenty-five inches, dating from June 15th, 1883, and sixty-five inches dating from May 1st, 1884.

To Charles Leonardson, one hundred sixty-two inches, dating from May 3rd, 1884.

To Stephen Green, one hundred inches, dating from October 15th, 1884

To C.A. Dochades, one hundred eighty-seven inches, dating from November 1st, 1885.

X L To B.A. Hunsaker, for Denning & Swauger, his successors in interest, one hundred eighty-seven inches, dating from April 15th, 1885.

To E. V. Collier, ninety-three inches, dating from April 15th, 1885

To J.W. Spiers, one hundred fifty inches, dating from October first, 1883, and 193 inches, dating from August 1st, 1886.

To John Fayle, one hundred eighty-five inches, dating from October 1st, 1883.

To Elizabeth Fayle, one hundred ninety inches, dating from October 1st, 1883.

To Dennis Small one hundred eighty-five inches, dating from April 15th, 1883.

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To James Colson, one hundred eighty seven inches dating from February first, 1884.

X To W. H. Robson and John Robson, jointly, one hundred eighty one inches, dating from May 15th, 1884.

To B.A.Hunsaker successor to Mrs. A. E. Farrand two hundred inches, dating from February 1st, 1884.

To the Hudson Cattle Co., (a corporation) and F.A.Pyke, jointly one hundred inches, dating from June 15th, 1886.

X To F.A.Pyke, Mc T. Pyke, W.A.Pyke, S. K. Clark, parties under the firm name of Pyke Bros. and Clark, one hundred eighty seven inches, dating from May 15th, 1883, (one hundred eighty one inches, dating from June 20th,) 1883, one hundred eighty seven inches dating October 1st, 1883, and one hundred ninety five inches, dating from May 15th, 1884.

To J.D.Ellis; one hundred forty-six inches, dating from October 1st, 1883.

X To Ellis & Co., a co-partnership, consisting of J.D.Ellis and F.A.Pyke, substituted for S. Goddard, one hundred fifty five inches, dating from April 15th, 1884.

To B.D.Thomas, one hundred sixty inches, dating from October 1st 1883, and seventy five- inches dating from May 20th, 1884.

To H.T.Clark three hundred twenty inches, dating from May 20th, 1887, right to the use of same expires July 15th, of each and every year (this limitation of use is express agreement of said Clark made in open court.)

To H.T.Clark, three hundred twenty-inches, dating from May 20th, 1889.

To Flora M. Clark, one hundred sixty inches, dating from Feby. 10th, 1898.

To John Patetzick, one hundred sixty inches, dating from May 15th, 1888.

To W.F.Robson, sixty-eight inches, dating from May 15th, 1895.

To Lew Ellis, one hundred inches dating from June 15th, 1886. ✓

To Ted Ellis, one hundred inches dating from May 15th, 1896.

To George Edie, one hundred fifty inches, dating from August 1st, 1886.

To W.A.Colson one hundred fifty inches, dating from June 2nd, 1898.

That the said several amounts of water above decreed be measured and distributed to the said parties at their several points of diversion, from the natural channel of Medicine Lodge Creek, and the tributaries thereof respectively.

That the said waters be measured under the weir system in cubic feet per second of time; fifty inches of water as herein decreed, being equal to one cubic foot of water per second of time, or one second foot.

That each of said parties to this suit construct and maintain at their several points of diversion respectively, substantial and uniform boxes headgate and weirs for the measurement of their said water;

That each and every of the parties to this suit, their agents, attorneys, assigns, and grantees are hereby restrained and perpetually enjoined from in any manner interfering with the waters of Medicine Lodge Creek or the tributaries thereof, herein decreed, or exercising any other or greater rights with reference to said waters than as herein decreed to the said parties respectively.

That each of the parties to this suit pay the costs and disbursements herein incurred by him.

Dated this 13th day of June, A.D.1901.

MAY 28 1996

Joseph C. Rich, Judge of the
District Court.

Filed for record June 13", 1901.

A.M.Carter, Recorder,

By Rose E. Davis, Dep.

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WARNING: the notation "Void--see stipulated decree dated July 1953" is in error. Conference with the Department's attorney during February 1973, indicates that the decree is still valid and could not be voided by any departmental action or stipulated agreement. At best, this decree could have been modified, as provided for under Section 42-222 Idaho Code.

MAY 28 1996

State of Idaho)
 (SS.
County of Clark,)

I, Caroline Allen, Clerk of the District Court, and Auditor and Ex-officio Recorder of the County of Clark, State of Idaho, do hereby certify that the foregoing is a full, true and correct copy of the original decree rendered in the case of Thomas A. Robson, et al plaintiffs vs. James Colson, et al. defendants, in the District court of the Fifth Judicial District of the State of Idaho, in and for the County of Fremont, June 13th, 1901, and filed in the office of the County Recorder of Fremont County, on the 13th day of June, A.D.1901, and recorded in Book A of Judgments at page 521, records of Fremont County and transcribed into the records of Clark County, State of Idaho, in Book 1 of Judgments at page 30, records of Clark County, Idaho, as appears of record in my office.

In Witness Whereof, I have hereunto set my hand and affixed my official seal, the 17th day of November, A.D.1919.

Caroline Allen, Clerk of the District Court.

By

Harry Riefler
Deputy.



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After conference with the Department's attorney during February 1973, the Department is to consider the stipulated agreement and Certificate of Acceptance and Confirmation as having accomplished a transfer as provided for under Section 42-222 Idaho Code. The effect of the transfer could not have enlarged any right as provided for under the original decree.

MAY 28 1996

CERTIFICATE OF ACCEPTANCE AND CONFIRMATION

Having received and considered a certified copy of that certain instrument now of record in Clark County, Idaho, as Instrument No. 19796 in Book 4 of Miscellaneous at Page 176, it is hereby certified that the same is approved, accepted and confirmed and is now on file in the office of the Department of Reclamation of the State of Idaho, in Boise, Idaho.

Mark R Kulp
MARK R. KULP
State Reclamation Engineer

ROY W. THOMPSON
Supervisor of Water Distribution

Witness to Signature

STATE OF IDAHO)
) ss.
County of Ada)

On this _____ day of _____, 1954, before me _____, a Notary Public in and for the State of Idaho, personally appeared Mark R. Kulp, to me known to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in his capacity as State Reclamation Engineer of the State of Idaho.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed my official seal.

Notary Public for Idaho
Residence: Boise, Idaho

RECORDED
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STIPULATION AND AGREEMENT

Whereas, there is on file and recorded in the District Court of the Ninth Judicial District of the State of Idaho, in and for Clark County, Idaho, a decree in the case of Robson vs. Colson et al, dated June 13, 1901, in which it proposes to allocate and determine the water rights in Medicine Lodge Creek and its tributaries, in Clark County, Idaho, setting forth therein the description of lands, the names of the owners or purported owners, the number and amount of second feet of water apportioned and the dates of priority and use thereof and,

Whereas, it subsequently and recently develops that some errors in descriptions, priorities and use have arisen, and certain transfers have been attempted which are not in strict compliance with the provisions of law respecting transfers and changes in use and point of diversion, and,

Whereas, the actual use of the waters of Medicine Lodge Creek and its tributaries has been determined, allocated and put to use and agreed to by the original appropriators and/or their successors and assigns, and,

Whereas, all of the lands described in said decree and all of the water rights that were therein set forth are herein set out by name, description, amount of water in second feet and dates of priority and use, and

Whereas, in the interest of settling the rights and priorities of the owners of the lands irrigated and to be irrigated and to establish the uses thereof and allocate the same to the present owners and purported owners in accordance with the uses and practices now, as of the date hereof, and

Whereas, all of the lands involved and all of the water rights pertaining thereto and the uses thereof are within Water District number 37 of the state of Idaho, as established by law.

Now, therefore, the undersigned in consideration of the premises and of the benefits derived and to be derived therefrom, hereby stipulate and agree, as follows, to-wit:

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First: That the ownership of lands described and the allocation of water from the said Medicine Lodge Creek and tributaries, as set forth in said decree in the case of Robson vs. Colson et al, hereinbefore referred to, are at variance with the uses and practices of the present owners of land and users of water from said Medicine Lodge Creek and its tributaries, aforesaid.

Second: That the following is a true and correct statement of the owners, land descriptions, amounts in second feet of water and dates of priority in respect to the waters and water rights of Medicine Lodge Creek and tributaries in Clark County, Idaho, as the same are, as of the date hereof (March 2, 1953) being used and distributed by the water-master of Water District number 37, under the direction and management of the Reclamation Department of the State of Idaho, to-wit:

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NAME	SUB-DIVISION	SECTION	TOWNSHIP NORTH	RANGE E.M.	AMOUNT DECEASED IN S.F.	DATE OF PROPERTY	TOTAL
Fred Small	SW1/4, NW1/4, SE1/4 SW1/4	24	11	34	32,000.6	4/15/83	3.20
Charles R. Lau	SW1/4, NW1/4, SE1/4 SW1/4	25	11	34	32,000.6	4/15/83	3.20
	SW1/4, NW1/4, SE1/4 SW1/4	7	12	34	3.74	5/15/83	
	SW1/4, NW1/4, SE1/4 SW1/4	18	12	34	.50	6/15/83	
	SW1/4, NW1/4, SE1/4 SW1/4	19	12	34	.20	2/1/84	
	SW1/4, NW1/4, SE1/4 SW1/4	20	12	34	.30	4/15/84	
	SW1/4, NW1/4, SE1/4 SW1/4	29	12	34	1.30	5/1/84	
	SW1/4, NW1/4, SE1/4 SW1/4	32	12	34	3.74	4/15/85	
	SW1/4, NW1/4, SE1/4 SW1/4	25	11	34	.24	11/1/85	10.02
	SW1/4, NW1/4, SE1/4 SW1/4	36	11	34			
	SW1/4, NW1/4, SE1/4 SW1/4	30	11	34			
	SW1/4, NW1/4, SE1/4 SW1/4	31	11	34			
	SW1/4, NW1/4, SE1/4 SW1/4	12	10	34			
	SW1/4, NW1/4, SE1/4 SW1/4	15	10	34			
	SW1/4, NW1/4, SE1/4 SW1/4	6	10	34			
	SW1/4, NW1/4, SE1/4 SW1/4	7	10	34			
A. G. Edie	SW1/4, NW1/4, SE1/4 SW1/4	12	11	34	3.74	6/15/83	4.82
	SW1/4, NW1/4, SE1/4 SW1/4				1.32	5/1/84	
	SW1/4, NW1/4, SE1/4 SW1/4				3.00	See court decree Lee W. Hill & Grandville Gauchay vs. Stephen Green, et al	
Forrest W. Wood	SW1/4, NW1/4, SE1/4 SW1/4	13	12	34	.50	4/15/83	2.50
	SW1/4, NW1/4, SE1/4 SW1/4	24	12	34	.80	4/15/84	
	SW1/4, NW1/4, SE1/4 SW1/4	18	12	34	1.20	11/1/85	

Walstrom Bros., a
co-partnership
Anton V. apote
Walstrom
Charles Roland
Walstrom
Phillip Walstrom

2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 2443 2444 2445 2446 2447 2448 2449 2450 2451 2452 2453 2454 2455 2456 2457 2458 2459 2460 2461 2462 2463 2464 2465 2466 2467 2468 2469 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2480 2481 2482 2483 2484 2485 2486 2487 2488 2489 2490 2491 2492 2493 2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 2521 2522 2523 2524 2525 2526 2527 2528 2529 2530 2531 2532 2533 2534 2535 2536 2537 2538 2539 2540 2541 2542 2543 2544 2545 2546 2547 2548 2549 2550 2551 2552 2553 2554 2555 2556 2557 2558 2559 2560 2561 2562 2563 2564 2565 2566 2567 2568 2569 2570 2571 2572 2573 2574 2575 2576 2577 2578 2579 2580 2581 2582 2583 2584 2585 2586 2587 2588 2589 2590 2591 2592 2593 2594 2595 2596 2597 2598 2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615 2616 2617 2618 2619 2620 2621 2622 2623 2624 2625 2626 2627 2628 2629 2630 2631 2632 2633 2634 2635 2636 2637 2638 2639 2640 2641 2642 2643 2644 2645 2646 2647 2648 2649 2650 2651 2652 2653 2654 2655 2656 2657 2658 2659 2660 2661 2662 2663 2664 2665 2666 2667 2668 2669 2670 2671 2672 2673 2674 2675 2676 2677 2678 2679 2680 2681 2682 2683 2684 2685 2686 2687 2688 2689 2690 2691 2692 2693 2694 2695 2696 2697 2698 2699 2700 2701 2702 2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713 2714 2715 2716 2717 2718 2719 2720 2721 2722 2723 2724 2725 2726 2727 2728 2729 2730 2731 2732 2733 2734 2735 2736 2737 2738 2739 2740 2741 2742 2743 2744 2745 2746 2747 2748 2749 2750 2751 2752 2753 2754 2755 2756 2757 2758 2759 2760 2761 2762 2763 2764 2765 2766 2767 2768 2769 2770 2771 2772 2773 2774 2775 2776 2777 2778 2779 2780 2781 2782 2783 2784 2785 2786 2787 2788 2789 2790 2791 2792 2793 2794 2795 2796 2797 2798 2799 2800 2801 2802 2803 2804 2805 2806 2807 2808 2809 2810 2811 2812 2813 2814 2815 2816 2817 2818 2819

END

02

2-34	6/20/83	0020
72	10/1/83	0021
4-52	5/15/84	0022
85	4/15/85	0023
56	11/1/85	0024

Paul Walston

32 001

72

111

22

1.26	6/20/83	32	0001
.72	10/1/83	32	0002
3.00	5/15/84	32	0003
1.00	4/15/85	32	0004
1.00	11/1/85	32	0005

Ben T. Faylor

Lot 4" Lot 1.
SW 1/4 NW 1/4 SE 1/4 NE 1/4

470

1919

22

3.36 10/1/83 3.36

Hubb R. Webster

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DATE	TIME	LOCATION	REMARKS
10/1/83	1.64	28	
10/1/83	1.50	28	
8/1/86	2.00	28	

Leo Berry

10 SW 1/4, SEC 7
 10 NW 1/4, T4N, R12E
 10 NE 1/4, T4N, R12E
 10 SE 1/4, T4N, R12E

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2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 2443 2444 2445 2446 2447 2448 2449 2450 2451 2452 2453 2454 2455 2456 2457 2458 2459 2460 2461 2462 2463 2464 2465 2466 2467 2468 2469 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2480 2481 2482 2483 2484 2485 2486 2487 2488 2489 2490 2491 2492 2493 2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 2521 2522 2523 2524 2525 2526 2527 2528 2529 2530 2531 2532 2533 2534 2535 2536 2537 2538 2539 2540 2541 2542 2543 2544 2545 2546 2547 2548 2549 2550 2551 2552 2553 2554 2555 2556 2557 2558 2559 2560 2561 2562 2563 2564 2565 2566 2567 2568 2569 2570 2571 2572 2573 2574 2575 2576 2577 2578 2579 2580 2581 2582 2583 2584 2585 2586 2587 2588 2589 2590 2591 2592 2593 2594 2595 2596 2597 2598 2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615 2616 2617 2618 2619 2620 2621 2622 2623 2624 2625 2626 2627 2628 2629 2630 2631 2632 2633 2634 2635 2636 2637 2638 2639 2640 2641 2642 2643 2644 2645 2646 2647 2648 2649 2650 2651 2652 2653 2654 2655 2656 2657 2658 2659 2660 2661 2662 2663 2664 2665 2666 2667 2668 2669 2670 2671 2672 2673 2674 2675 2676 2677 2678 2679 2680 2681 2682 2683 2684 2685 2686 2687 2688 2689 2690 2691 2692 2693 2694 2695 2696 2697 2698 2699 2700 2701 2702 2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713 2714 2715 2716 2717 2718 2719 2720 2721 2722 2723 2724 2725 2726 2727 2728 2729 2730 2731 2732 2733 2734 2735 2736 2737 2738 2739 2740 2741 2742 2743 2744 2745 2746 2747 2748 2749 2750 2751 2752 2753 2754 2755 2756 2757 2758 2759 2760 2761 2762 2763 2764 2765 2766 2767 2768 2769 2770 2771 2772 2773 2774 2775 2776 2777 2778 2779 2780 2781 2782 2783 2784 2785 2786 2787 2788 2789 2790 2791 2792 2793 2794 2795 2796 2797 2798 2799 2800 2801 2802 2803 2804 2805 2806 2807 2808 2809 2810 2811 2812 2813 2814 2815 2816 2817 2

1.00	10/1/83	32	6-29
1.50	2/1/84	32	6-30
1.00	6/1/86	32	3-30-1

Paul B. Cauchy

中國書局

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1.50
1.86

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James H. Edle	E&NE&E, NE&E SE&E	7	32 0047	12	33	3.00	8/1/86	3.00
	W&NE&E, SE&E SW&E	8		12	33			
	W&E SW&E	16		12	33			
	NE&E NE&E, S&NE&E, W&NE&E	17		12	33			
George R. Hoggan	SE&E NE&E, NE&E SW&E	17	32 0048	12	33	6.40	5/20/87	(until 7-15 only)
	NE&E, SW&E NE&E, NE&E	20		12	33	6.40	5/29/89	
	NE&E, SE&E SE&E	21	32 0049	12	33	3.20	2/10/98	16.00
	W&E NE&E, NE&E SW&E	28	32 0050	12	33			
	SW&E SE&E	33		12	33			
	W&NE&E, SE&E NE&E, NE&E NE&E	29	32 0051	11	35	3.20	5/15/88	3.20
Daniel W. Thomas	SE&E SW&E, SW&E SE&E	31		11	35			
	Lots 2, 3, 4, E&NE&E	6		10	35			
	E&NE&E, Lots 4, 5	16	32 0052	11	34	1.36	5/15/95	1.36
Hugh L. Small	NE&E SW&E, NE&E SE&E	17		11	34			
C. A. Carrett	E&E, E&NE&E, Lots 4, 5, 6, 7	1	32 0053	12	32	3.00	6/2/98	3.00
		6		12	33			

RECORDED
MAY 28 1996

Third: That on this 2nd day of March, 1953, each of the signatories hereto, being residents of the County of Clark, State of Idaho, and owners of lands and water rights within Water District Number Thirty-seven (37), as constituted by law, do hereby grant, transfer, convey, release and remise unto each other, all right, title and interest which he may have and possess in and to the lands and water and water rights described and set forth in paragraph numbered second of this stipulation and agreement, retaining, however, all that right, title and interest therein as the same is set forth in each signatory to this stipulation, releasing and conveying only that which is apportioned to the other and/or others.

In Witness Whereof, we have hereunto set our hands and seals the day and year first above written.

Fred Small

Fred Small, a single man

Charles R. Lau

Charles R. Lau &

Dolly R. Lau

Dolly R. Lau, his wife

Forrest W. Wood

Forrest W. Wood and

Helen M. Wood, his wife

A. G. Edie and

Maggie Edie

Maggie Edie, his wife

Hugh R. Webster

Hugh R. Webster, and

Verla Webster

Verla Webster, his wife

Paul B. Gauchay

Paul Gauchay and

Mable Gauchay

Mable Gauchay, his wife

Edward Doschades

Edward Doschades, a single man

Anton V. "Pete" Walstrom

Walstrom Bros: Anton V. "Pete"

Janice Walstrom

Janice Walstrom, his wife

Charles Walstrom

Charles Roland Walstrom, and

Lu Ree Walstrom

Lu Ree Walstrom, his wife

Phillip Walstrom

Phillip Walstrom, a single man

Estate of Pearl Walstrom, Deceased

By Peter Walstrom Adm.

Pearl Walstrom, a widow

Ben T. Payle

Ben T. Payle and

Bernell I. Payle

Bernell I. Payle, his wife

Leo Berry

Leo Berry and

Bernice G. Berry

Bernice G. Berry, his wife

T. G. Bond

T. G. Bond, and

Frances J. Bond

Frances J. Bond, his wife

MAY 28 1956

Stacy V. Bond
 Stacy V. Bond, and
Wesley M. Bond
 Helen M. Bond, his wife
J. Garfield Bond
 J. Garfield Bond, and
Flora S. Bond
 Flora Bond, his wife
John R. Cneiting
 John R. Cneiting, and
Ethel Cneiting
 Ethel Cneiting, his wife
George H. Hoggan
 George H. Hoggan, and
Mable H. Hoggan
 Mable H. Hoggan, his wife
Hugh L. Small
 Hugh L. Small, a single man
C. A. Garrett
 C. A. Garrett, and
Dorothy E. Garrett
 Dorothy E. Garrett, his wife

Hollis I. Shenton
 Hollis I. Shenton, and
Harriet V. Shenton
 Harriet V. Shenton, his wife
Stephen Green
 Stephen Green, a single man
Russell W. Ellis
 Russell W. Ellis, and
Vida E. Ellis
 Vida Ellis, his wife
James H. Edie
 James H. Edie, and
Melba F. Edie
 Melba F. Edie, his wife
Daniel W. Thomas
 Daniel W. Thomas, and
Mary E. Thomas
 Mary E. Thomas, his wife

STATE OF IDAHO)

STATE OF IDAHO SS
COUNTY OF BINGHAM

On this the sixteenth Day of July 1953 personally appeared before me the undersigned Notary Public for the State of Idaho, Residing in Blackfoot therein T. C BOND and Frances J BOND His Wife who signed the within Instrument as their free and voluntary Act.

Leon Chapman

MY COMMISSION EXPIRES APRIL 6, 1954
NOTARY PUBLIC OF IDAHO
RESIDING AT BLACKFOOT, IDAHO

STATE OF IDAHO)
(SS.
COUNTY OF BANOCK)

On this 5 day of January 1954, personally appeared before me the undersigned Notary Public for the State of Idaho, Residing at Pocatello, Idaho C. A. Garrett and Dorothy E. Garrett, his wife who signed the within instrument as their free and voluntary Act.

Louise E. Cooper
 Notary Public
 Residing at Pocatello, Idaho
 My Commission expires 7-15-57

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

CERTIFICATE OF TRUE COPY

STATE OF IDAHO,

County of Clark

SS.

I, B. H. Thomas, **Recorder**, of Clark County, Idaho, do hereby certify that the foregoing is a true and correct copy of the original **Stipulation and Agreement** Instrument No. 19796, and recorded in Book 4 of Miscellaneous, Page 176.

as appears of record in my office at Dubois, Clark County, Idaho.

Given under my hand and seal at my office in Dubois, Idaho, this 2 day of March, 19 54.

B. H. Thomas
Clark County Recorder

By *Mary Louise Bennett* Deputy.

RECORDED

MAY 28 1996