

06512

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5090

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant A.W. &/or S.J. Anderson Phone 673-6222
Post Office address HC 36 Box 14, Albion, ID 83311

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other SPLIT RIGHT 45-00294 B, ADD REDIVERSION POINTS
2. Describe the reason for the proposed changes Show to where this right has been used for many years, which is different from where the right was decreed.

* B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 45-00294B ^{actually part of 45-00294B} Priority 3-31-1888 Amount (cfs/ac-ft) 1.7 cfs Nature of Use Irrig. Period of Use 4-1 to 10-31
45-00294A 03-31-1888 1.6 cfs Irrigation 4-1 to 10-31
2. Total amount of water being transferred 3.3 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Lake Cleve/and tributary to Sinks
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	3	13S	24E	Cassia	Point of diversion from lake
		NW	NW	27	12S	"	"	Point of Injection into Marsh Cr.
				14	"	"	"	Re-diversions in NE/NE, SW/NE, NE/SW
				12	"	"	"	" " NE/SW, NW/SW (2 points)

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	12			35				28.7		37.8	21.5	36.8			39.5			* 192.3 202.3

* CHANGES MADE 04/04/97 P.S.

A.W. Anderson

Total acres

* 192.3

* TOTAL ACRES = 192.3 ACRES PER TELECOM (06/04/97) WITH A.W. ANDERSON

PART 1

6. General Information:

- a. Description of diversion system Headgate & ditch from Lake Cleveland to Marsh Creek.
Headgates & ditches from Marsh Cr. to property.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
There will be no change in the actual place of use due to this transfer.
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
 And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5090

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

45-00294A "PART 2"
ADDED 04/04/97
P.S. [Signature]

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 45-00294A Decreed to GEORGE GILES
in case of R.L. WOOD ET AL vs. WM STOKES ET AL
dated 3-31-1892 in 4th DISTRICT county of CASSIA
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water LAKE CLEVELAND tributary to MARSH CREEK

4. Date or priority 03/31/1888

5. Water is used for the following purpose:

amount 1.6 cfs for IRRIGATION purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.6 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	03	13S	24E	CASSIA	
		NW	NE	12	12S	24E	CASSIA	Rediversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	01									X			X		X	X		

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 45-002948 Decreed to Est. of John Parke
in case of R. L. Wood Et Al vs. Wm. Stokes Et Al
dated 3-21-1892 in Fourth District county of Cassia
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Lake Clave/and tributary to Sinks
4. Date or priority 3-21-1888

5. Water is used for the following purpose:

amount 3.2 cfs for Irrig purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.2 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	3	12S	24E	Cassia	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	1																X	
		12	X			X													
12S	25E	6											X						
													17						

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED PORTION OF 45-00294 B NOT DECREED
 (If the entire right is to be changed by the applicant, omit part B and C.) ON 08/26/42

1. amount 1.7 cfs for IRRIGATION purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion: SAME AS ZA7

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: POU NOT DECREED ON 08/26/42

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	01																X	
12S	25E	06											X						
													LOT 7						

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) PORTION OF 45-00294 B
DECREED 08/26/42

1. amount 1.5 cfs for IRRIGATION purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion: SAME AS ZA7.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: POU DECREED ON 08/26/42

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	12	X			X													

Total acres _____

APRIL 04, 1997 P.S. A.C. Decreed
PARTS B AND C ADDED

PART 2

Transfer No. 5090

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED PORTION OF 45-00294 B NOT DECREED
 (If the entire right is to be changed by the applicant, omit part B and C.) ON 08/26/42

1. amount 1.7 cfs for IRRIGATION purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: SAME AS ZA7

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: POU NOT DECREED ON 08/26/42

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	01																X	
12S	25E	06											X						
													LOT 7						

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) PORTION OF 45-00294 B
DECREED 09/26/42

1. amount 1.5 cfs for IRRIGATION purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: SAME AS ZA7.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: POU DECREED ON 08/26/42

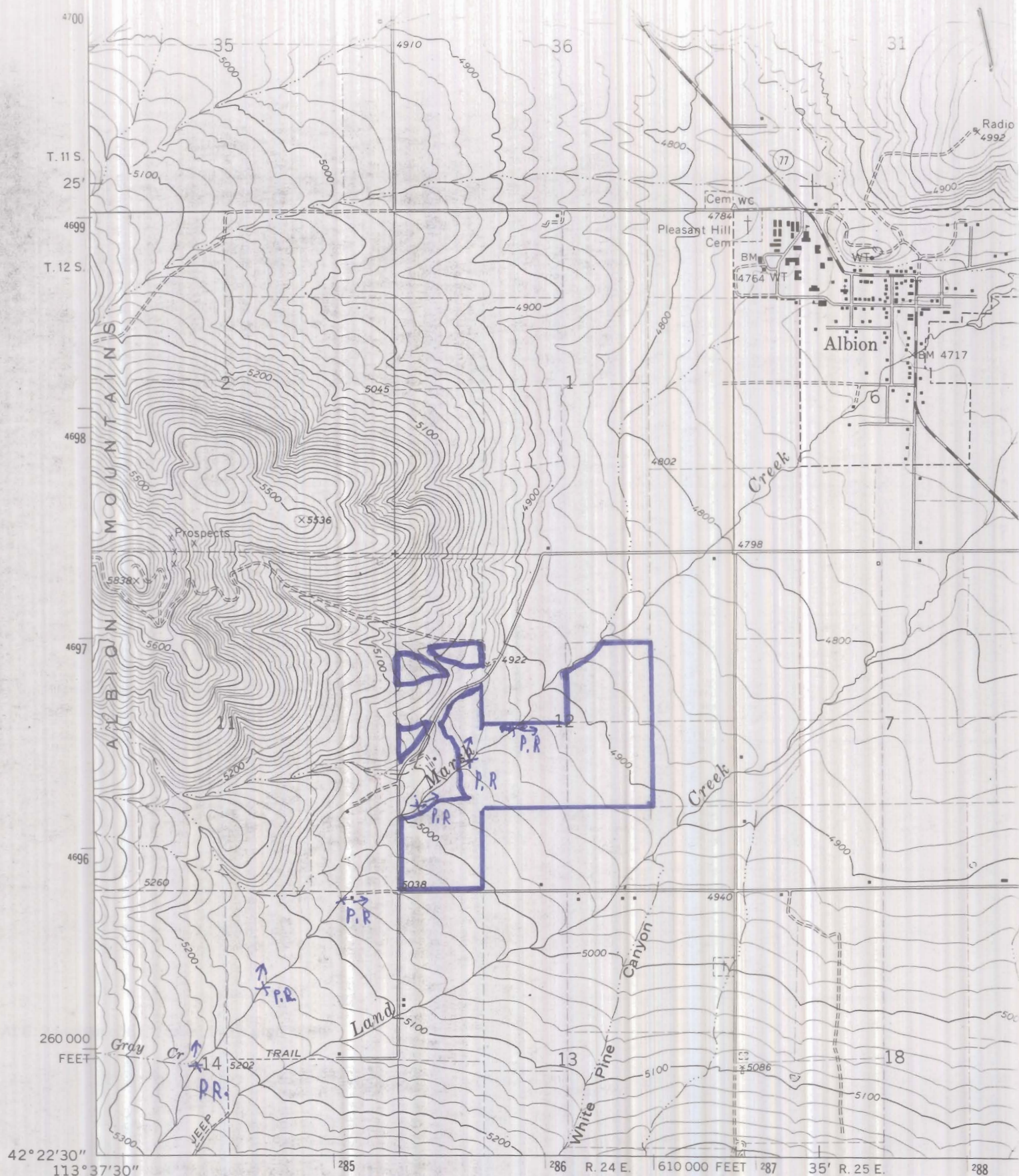
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	12	X			X													

Total acres _____

APRIL 04, 1997 P.S. D. W. Decreed
PARTS B AND C ADDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

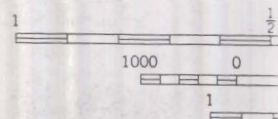
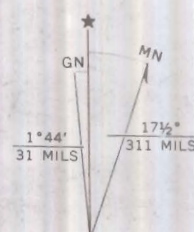


Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1968

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
central zone
1000-meter Universal Transverse Mercator grid ticks,
zone 12, shown in blue



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
---	-------------------	--------------------	-----------------	---------------

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27th day of September, 1995.

(Signature of Applicant)

(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 6 attachments

Received by J. Stanton Date 9-27-95 Fee \$100, 5018517

Prelim. check by Date 9-27-95

Received by Date 9-27-95

Published in 6/16 + 6/23/97

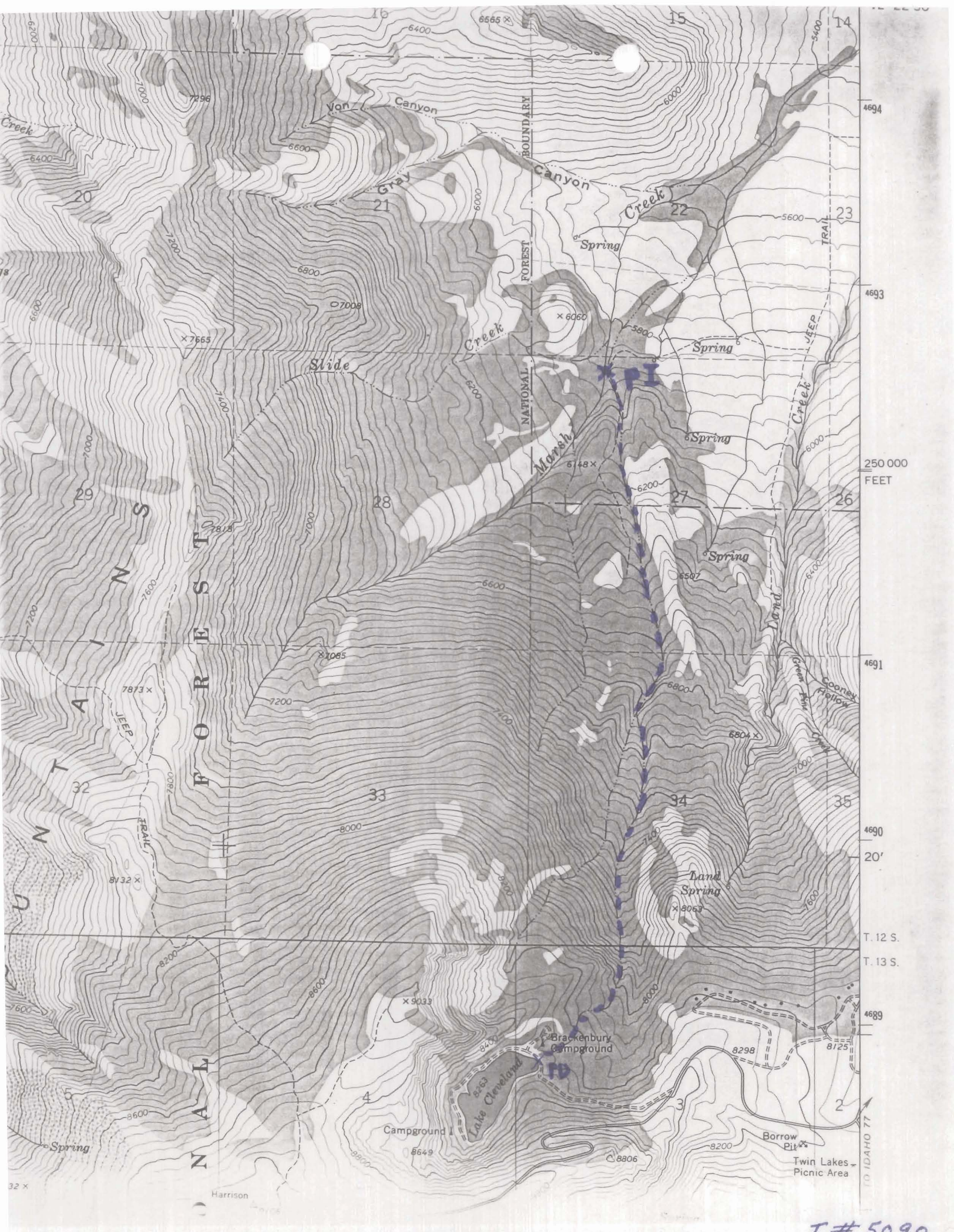
Watermaster recommendation requested on 6/4/97

Recommended for ☐ approval ☐ denial

by rec'd.

Copy of transfer sent to lien holder

RECEIVED



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28149
DISTRICT COURT OF
THE FIFTH
JUDICIAL DISTRICT
MAGISTRATE DIVISION

1
2 ROGER D. LING
3 LING, NIELSEN AND ROBINSON
4 Attorneys at Law
5 P.O. Box 396
6 Rupert, Idaho 83350
7 Telephone: 436-4717

JUL 6 3 46 PM '88
FRANK B. KEARNS, CLERK
BY LSH
DEPUTY

8 Attorneys for Personal Representative
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF) Case No. ES 87-7-36
ANNA MAY PARKE,)
Deceased.) ESTATE CLOSING ORDER

Upon consideration of the Petition for Settlement and
Distribution of an Intestate Estate by Personal Representative
filed by Frederick L. Parke, Personal Representative of the
estate of Anna May Parke, deceased, on June 7, 1988, the court
determines and finds that the allegations and statements in the
Petition are true, all required notices have been given or
waived, and the estate has been administered according to the
laws of this State and the Orders of this court and should be
closed.

Estate Closing Order - 1

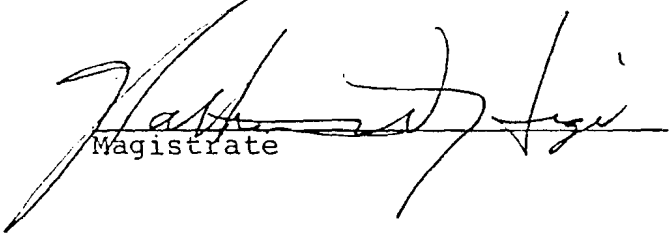
LING, NIELSEN & ROBINSON
ATTORNEYS AT LAW
RUPERT, IDAHO 83350

1
2 NOW, THEREFORE,

3 1. The final account of the Personal Representative is
4 hereby approved; the Personal Representative is hereby authorized
5 and directed to deliver and distribute title and possession of
6 the assets of the estate to the distributees in the amount and in
7 the manner set forth in the annexed Schedule of Distribution;
8 upon making such delivery and distribution, and duly filing
9 receipts with this court, the Personal Representative shall be
10 fully and finally released and discharged from his trust; and the
11 administration of this estate shall be closed.

12 2. The decedent died intestate. The heirs of the
13 decedent and their respective interests in the decedent's estate
14 are set forth in the attached Determination of Heirship.

15 DATED this 6th day of July, 1988.

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18 Magistrate
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JUL 6 3 46 PM '88

FRANK B. KEARNS, CLERK

BY JLN
DEPUTY

ROGER D. LING
LING, NIELSEN AND ROBINSON
Attorneys at Law
P.O. Box 396
Rupert, Idaho 83350
Telephone: 436-4717

Attorneys for Personal Representative

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA
MAGISTRATE DIVISION

- - - - -

IN THE MATTER OF THE ESTATE OF)	Case No. ES 87-7-36
ANNA MAY PARKE,)	
Deceased.)	<u>SCHEDULE OF DISTRIBUTION -</u>
	<u>ANNEXED TO ESTATE CLOSING</u>
	<u>ORDER</u>

Name and Address
of Distributee

Frederick L. Parke
P.O. Box 515
Albion, Idaho 83311

Description of
Property Distributed

Distribution
Value

Undivided one-half interest in cooperative
leasehold interest in Lot 79, Gold Star RV Park,
Quartzsite, Arizona

\$ -0-

Undivided $\frac{1}{2}$ interest in the Southwest Quarter of
the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Northwest Quarter
of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Northeast
Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), North-
west Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$),
and a portion of the Southwest Quarter of the
Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) more fully described
as follows, to-wit:

55,675.00

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Beginning at the Southwest corner of the North-east Quarter (NE $\frac{1}{4}$) of Section 12, thence North 76 rods; thence East 80 rods; thence South 76 rods; thence West 80 rods, to the Point of Beginning,

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all in Section 12, Township 12 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, together with all appurtenances thereto, including all water rights.

6

7

Undivided one-half interest in that certain Contract of Sale dated November 25, 1976 wherein Ira C. Parke and Anna M. Parke are the Sellers and Floyd Robinson and Bernice Robinson are the Purchasers, which Contract is held by The Idaho Bank and Trust Co. of Burley, Idaho, Escrow No. 002-000101.

9,774.08

10

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Miscellaneous jewelry

25.00

12

Undivided one-half interest in 1976 GMC

900.00

13

3/4 ton pickup, ID #TCL246J-502,254

14

Undivided one-half interest in 1984 Wilderness

6,000.00

15

5th-wheel trailer, ID #1ED5F3524E2339653

16

Undivided one-half interest in 1985 Ford Ltd

3,250.00

17

automobile, ID #1FABP3931FG210695

18

Miscellaneous household goods and furnishings

1,500.00

19

Undivided one-half interest in John Deere

200.00

20

swather

21

Undivided one-half interest in John Deere

250.00

22

grain drill

23

Undivided one-half interest in D-17 AC tractor

400.00

24

Miscellaneous silver coins and copper pennies

60.43

25

Proceeds from Certificates of Deposit, plus

50,000.00

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accrued interest

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Cash

17,946.13

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Name and Address
of Distributee

Margaret P. Baker
P.O. Box 273
Selah, Washington 98942

Description of
Property Distributed

Distribution
Value

Undivided one-half interest in cooperative leasehold interest in Lot 79, Gold Star RV Park, Quartzsite, Arizona

\$ -0-

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Undivided $\frac{1}{2}$ interest in the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), and a portion of the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) more fully described as follows, to-wit:

Beginning at the Southwest corner of the Northeast Quarter (NE $\frac{1}{4}$) of Section 12, thence North 76 rods; thence East 80 rods; thence South 76 rods; thence West 80 rods, to the Point of Beginning,

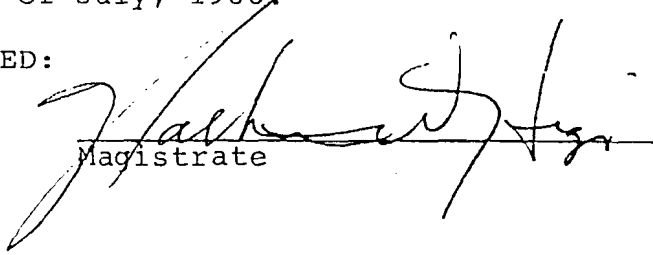
all in Section 12, Township 12 South, Range 24 East of the Boise Meridian, Cassia County, Idaho, together with all appurtenances thereto, including all water rights.

Undivided one-half interest in that certain Contract of Sale dated November 25, 1976 wherein Ira C. Parke and Anna M. Parke are the Sellers and Floyd Robinson and Bernice Robinson are the Purchasers, which Contract is held by The Idaho Bank and Trust Co. of Burley, Idaho, Escrow No. 002-000101. 9,774.08

Miscellaneous jewelry	25.00
Undivided one-half interest in 1976 GMC 3/4 ton pickup, ID #TCL246J-502,254	900.00
Undivided one-half interest in 1984 Wilderness 5th-wheel trailer, ID #1ED5F3524E2339653	6,000.00
Undivided one-half interest in 1985 Ford Ltd automobile, ID #1FABP3931FG210695	3,250.00
Miscellaneous household goods and furnishings	1,500.00
Undivided one-half interest in John Deere swather	200.00
Undivided one-half interest in John Deere grain drill	250.00
Undivided one-half interest in D-17 AC tractor	400.00
Miscellaneous silver coins and copper pennies	60.42
Proceeds from Certificates of Deposit, plus accrued interest	50,000.00
Cash	17,946.14

DATED this 6th day of July, 1988.

APPROVED AND ORDERED:


Magistrate

IN THE DISTRICT COURT OF
THE
FIFTH JUDICIAL DISTRICT
MAGISTRATE DIVISION

JUL 6 3 46 PM '88

FRANK B. KEARNS, CLERK
BY 19 H
DEPUTY

1
2 ROGER D. LING
3 LING, NIELSEN AND ROBINSON
4 Attorneys at Law
5 P.O. Box 396
6 Rupert, Idaho 83350
7 Telephone: 436-4717

8 Attorneys for Personal Representative

9 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
10 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA
11 MAGISTRATE DIVISION
12 - - - - -

13 IN THE MATTER OF THE ESTATE OF)
14 ANNA MAY PARKE,)
15 Deceased.)

Case No. ES 87-7-36

DETERMINATION OF HEIRSHIP -
ANNEXED TO ESTATE CLOSING
ORDER

17 Names and Addresses of all Heirs
18 and Ages of Any Who Are Minors

Relationship
to Decedent

19 Frederick L. Parke
20 P.O. Box 515
21 Albion, Idaho 83311

Son

22 Margaret P. Baker
23 P.O. Box 273
24 Selah, Washington 98942

Daughter

25 DATED this 6th day of July, 1988.

26 APPROVED AND ORDERED:

27 State of Idaho } ss.
28 County of Cassia }
I hereby certify the foregoing
to be a full, true and correct
copy of the original on file
in the above entitled action.

Magistrate

DATED

5-13-91

Frank B. Kearns
Clerk of the District Court

BY

Deputy

LING, NIELSEN & ROBINSON
ATTORNEYS AT LAW
RUPERT, IDAHO 83350

2 1 3 4 2 8

15589 COM-1544

No. Revenue Stamps.

QUITCLAIM DEED.

THIS INSTRUMENT, Made the 23th day of May, in the year of our Lord one thousand nine hundred and four between the Administration of the George Guiles, Estate of Albion, County of Cassia and State of Idaho, the party of the first part, and S.D. Parks, the party of the second part, the parties of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Hundred thirty seven & 50/100 Dollars, lawful money of the United States to her in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged does Remise, Release and forever Quitclaim unto the said parties of the second part, and to their heirs and assigns, the following described water right, situated in the vicinity of Albion, County of Cassia and State of Idaho, to-wit:

One half of all water decreed to the George Guiles Estate from Lake Cleveland, and one half of all dams ditches and right-of-ways belonging to said water right.

Said Lake Cleveland being situated five miles South west of Albion and near the summit of Mt. Harrison in said county and state.

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

TO HAVE AND TO HOLD, All and singular the said premises, with the appurtenances thereto belonging unto the said parties of the second part, their heirs and assigns forever.

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

Signed, Sealed and Delivered in the Presence of Joseph Parks.

Mary V. Guiles

(SEAL)

State of Idaho,)
County of Cassia) ss.

On this six day of June, 1904, before me J.C. Rogers, a Notary Public in and for said county, personally appeared Mary V. Guiles, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

J.C. Rogers,
Notary Public.

Filed for record at request of Title Abstract Co., at 1:10 P.M., May 16, 1925.

Fee: \$1.20

J.P. Wilson, County Recorder.

IN THE PROBATE COURT
OF THE
COUNTY OF CASSIA
STATE OF IDAHO

In the Matter of the Estate of
John Parke
Deceased.

ORDER CONFIRMING SALE OF REAL ESTATE

Andrew H. Parke, Administrator of the estate of John Parke deceased, having made to this Court, and filed in the office of the Clerk thereof, on the 13 day of Sept. 1892 a return of his proceedings under the order of the sale herein duly verified by affidavit, and said matter, after due proof of due notice, made and given as required by law, coming on regularly to be heard this 5 day of Oct. 1892 and the Court having examined the said return, and heard the testimony of witnesses, in support thereof, and it duly appearing to the Court, that in pursuance of said order of sale said Administrator caused notice of the time and place of holding said sale to be posted up in three of the most public places published in a current newspaper

in the said Cassia County Idaho in which the land ordered to be sold is situated, and to be published in the Cassia County Times

newspaper printed and published in the same Cassia County for three weeks successively next before such sale, in which order of sale and notice the lands and tenements to be sold were described with common certainty, as follows, to-wit: Fifty inches of that certain water right and decree made March 21, 1892 and recorded in Judgement Records, Book Two, page 354, Cassia County, Idaho records of the Dist. Court, which water decree is known as the John Parke and George Guiles Decree from Cleveland Lake

That at such sale Ira C. Parke became the purchaser of said real estate for the sum of Three Hundred Dollars dollars, he being the highest and best bidder and said sum being the highest and best sum bid

And all and singular the law and the premises being by the Court here seen, heard, understood and fully considered, wherefore, it is by the Court

Ordered, Adjudged and Decreed, That the said sale be and the same is hereby confirmed and approved; and the proper and legal conveyances of all said real estate are hereby directed to be executed to said purchaser by said Andrew H. Parke said Administrator.

Fifth

Done in Open Court, this 24th day of October 1892

Oct 4, 1892
S. P. Weatherman Judge.

No. Probate COURT, County of Cassia In the Matter of
the Estate of John Parke Deceased. ORDER CONFIRMING SALE OF
REAL ESTATE. Filed Oct. 5th 1892 S. P. Weatherman Clerk.
By - - - - - Deputy Clerk. Recorded of p. 24 & 25

Andrew H. Parke
Filed

50" →

STATE OF IDAHO,
COUNTY OF Cassia } ss.

On this 9th day of July, in the year 1932, before me

Fred Harting

a Notary Public

in and for said State, personally appeared

Mary A. Guiles

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

Fred Harting

Notary Public residing at Albion, Idaho.

COMPLAINT

Case No. 405707

QUITCLAIM DEED

Mary A. Guiles

J. B. Vanlee - TO -

Dated _____, 19____

I hereby certify that this instrument

was filed for record at the request of Alfred A. Guiles

at 5:15 minutes past 2 o'clock

P M., this 10 day of July 1932

A. D. 19____, in my office, and duly

recorded in Book 42 of Deeds.

at page 374

W. H. Guiles
Ex-Officio Recorder.

By _____, Deputy.

Fees, \$ 1.00

STAPLER CO. PRINTERS & LINOTYPERS, 201 E. 2ND ST.

Presented to and placed in file
this 15 day of July 1932
W. H. Guiles
Recorder Cassia County
By _____ Deputy

QUITCLAIM DEED -WATER RIGHT

THIS INDENTURE, Made the 24th day of November
in the year of our Lord one thousand nine hundred and Forty-seven, between
L. B. Parke, a widower

of Albion, County of Cassia, State of Idaho,
the part y of the first part, and Ira Parke

of Albion, County of Cassia, State of Idaho,
the part y of the second part:

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of
*****ONE AND NO/100***** DOLLARS,
lawful money of the United States of America, to him

in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, do s
by these presents remise, release and forever QUITCLAIM, unto the said part y of the second part, and
to his heirs and assigns, all that certain right XXXXXXXXXXXX
situated in
XXXXXX of XXXXX XXXXX, XXXXX XXXXX XXXXX XXXXX XXXXX XXXXX, County of Cassia,
State of Idaho, bounded and particularly described as follows, to-wit:

Forty (40) inches of storage water
from Lake Cleveland.

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

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

Signed, Sealed and Delivered in the Presence of

W. Jackson } *L. B. Parke* (SEAL)

_____ (SEAL)
_____ (SEAL)
_____ (SEAL)

13. COMPARED

INDEXED

No. 100923

QUITCLAIM DEED

Presented to the Clerk of the County of Cassia, Idaho, for recording on the 24th day of November, 1947.

24th day of Nov. 47

L. B. Parke
Agent of Cassia County
TO—

By _____
County

NOV 24 1947

Dated _____, 19____

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

L. B. Parke

at 20 minutes past 2 o'clock

P.M., this 24th day of

A.D. 1947, in my office, and duly

recorded in Book 57 of Deeds

at pages 25-6.

WINSTON

Ex-Officio Recorder.

By *D. G. McCall*, Deputy.

Fees, \$7.00

STAN-YOUR CO., PRINTERS & BINDERS, BOISE, IDAHO

STATE OF IDAHO,
County of Cassia } ss.

On this 24th day of November, in the year 1947, before me,

A. H. Nielson, a Notary Public

in and for said State, personally appeared L. B. Parke, a widower

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.

A. H. Nielson

Notary Public residing at Burley, Idaho.

My commission expires:

February 20, 1950

QUITCLAIM DEED

FOR WATER

THIS INDENTURE, Made the 18th day of October, in the year of our Lord one thousand nine hundred and forty-five, between Sterling Adams and Earl Adams, husband and wife,

of Albion, County of Cassia, State of Idaho, the parties of the first part, and

Ira C. Parke and Anna May Parke, husband and wife,

of Albion, County of Cassia, State of Idaho,

the parties of the second part:

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One Hundred Fifty and No/100 DOLLARS,

lawful money of the United States of America, to them

in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do

by these presents remise, release and forever QUITCLAIM, unto the said parties of the second part, and

to their heirs and assigns, all that certain water right lotxxx piecexx or

located in Cassia County, Idaho, to-wit:

parcexx of land situate, lying and being in xxxxxxxxxxxxxxxxxxxx County of x State of Idaho, bounded and particularly described as follows to-wit:

hereinafter described, to-wit: Forty (40) inches of the waters of Lake

Cleveland, commonly known as storage water and also known as the John

Parke and George Guiles Decrees, being a part of 150 inches decreed to the

John Parke Estate by decree in the case of R. L. Wood, et al, vs. Wm.

Stokes, et al, defendants, dated March 21, 1892, and heretofore used

on the Southeast Quarter of the Southeast Quarter, Section One, and

Lot Seven, Section Six, all in Township Twelve South, Range Twenty-four,

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 parties of the second part, and to their 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

[Signature]

Sterling Adams (SEAL)

Earl Adams (SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO,
COUNTY OF Cassia } ss.

On this 18th day of October, in the year 1945, before me,
A. H. Nielson, a Notary Public
in and for said State, personally appeared Sterling Adams and Ferl Adams, husband
and wife,
known to me to be the persons whose names are subscribed to the within instrument, and
acknowledged to me that they executed the same.

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

A. H. Nielson
Notary Public residing at Burley, Idaho.

My commission expires:
February 20, 1946

No. 138823

QUITCLAIM DEED

—TO—

Dated OCT 18 1945, 19

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

Ira C. Parke

at 10 minutes past 3 o'clock

P. M., this 18 day of

A.D. 19 OCT 18, in my office, and duly

recorded in Book 50 of Deeds

at pages 3701

David H. Nielson
Ex-Officio Recorder.

By D. H. Nielson Deputy.

Fees, \$ 1.00

WINTHROP CO. PRINTERS & BINDERS, BURLEY, IDAHO

Ira C. Parke
Attorney at Law

