

WARRANTY DEED

THIS INDENTURE, made this 22 day of August, 1974, between CARIBOU LIVESTOCK COMPANY, a co-partnership composed of R.C. RICH, ELWOOD M. RICH and R.J. RICH and, R.C. RICH, as his sole and separate property, ELWOOD M. RICH and HELEN H. RICH, husband and wife, R.J. RICH and NORMA RICH, husband and wife, all of Burley, Cassia County, Idaho, parties of the first part, and R. C. RICH SHEEP COMPANY, a co-partnership composed of R.C. RICH, ELWOOD M. RICH and R.J. RICH, all of Burley, Cassia County, Idaho, parties of the second part.

W I T N E S S E T H:

That the said parties of the first part for and in consideration of the sum of One Hundred Dollars (\$100.00) and other good and valuable consideration to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold and by these presents do grant, bargain, sell and convey and confirm unto the said parties of the second part and to their heirs and assigns, forever, all of the following described real estate, situated in Caribou County, Idaho, and more particularly described as follows, to-wit:

The Southeast Quarter, the South half of the Northeast Quarter, the East half of the Southwest Quarter, the Southeast Quarter of the Northwest Quarter of Section 5, Township 5 South, Range 40, East Boise Meridian.
The North half of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter of Section 8, Township 5 South, Range 40 East Boise Meridian.
West half, South half of the Southeast Quarter of Section 9 Township 5 South, Range 40 East Boise Meridian.
The Southwest Quarter of the Southwest Quarter of Section 29, Township 9 South, Range 42 East Boise Meridian.
The South half of the Southeast Quarter, the Northeast Quarter of the Southeast Quarter of Section 30, Township 9 South, Range 42, East Boise Meridian.
The West half of Section 31, Township 9 South, Range 42 East Boise Meridian.

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 described property, together with all the appurtenances and to the parties of the second part, and to their heirs and assigns forever.

The said parties of the first part and their heirs shall and will warrant and by these presents forever defend 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 or persons whomsoever lawfully claiming an interest therein.

IN WITNESS WHEREOF, the said co-partnership has caused its co-partnership name to be hereunto subscribed by its general partners and the corresponding parties of the first part have hereunto set their hands and seals the day and year first above written.

CARIBOU LIVESTOCK COMPANY

By: Bruce

By: Clwood M. Rich

By: R. J. Rich

Robert
Elwood M. Rich
Helen H. Rich
R. J. Rich
Norma Rich

STATE OF IDAHO)
) ss.
County of)

On this 22 day of August, 1974, before me the undersigned a Notary Public in and for said State, personally appeared, R.C. RICH, ELWOOD M. RICH and R.J. RICH, known to me to be all the partners in the co-partnership of CARIBOU LIVESTOCK COMPANY and the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that they executed the same in the said co-partnership name.

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

My Commission Expires:
May 12, 1978



Notary Public for Idaho
Residing: Burley

QUITCLAIM DEED

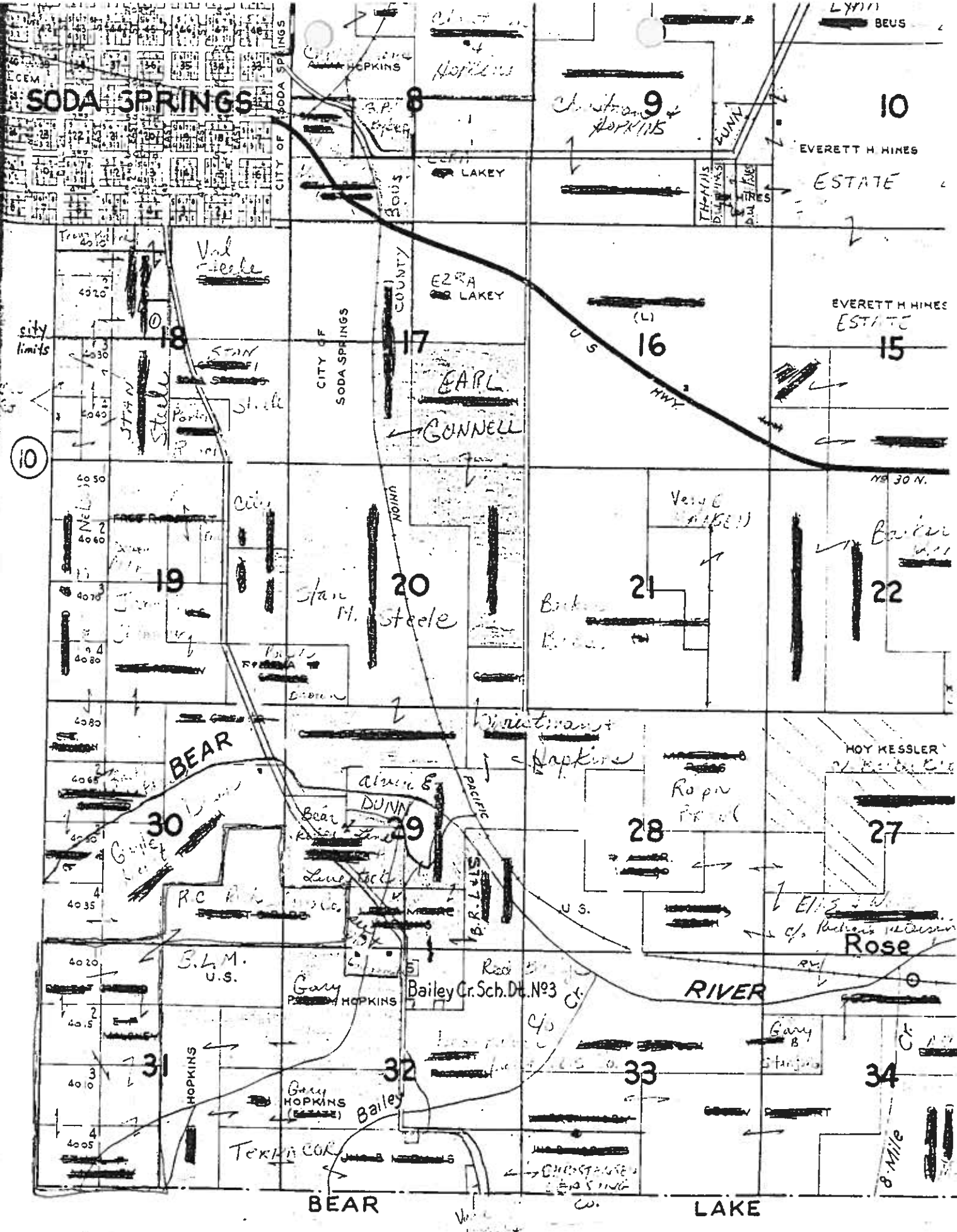
THIS INDENTURE, Made this 19th day of January
in the year of our Lord one thousand nine hundred and forty between
ARTHUR H. CAINE and GLADYS S. CAINE, his wife,
of Boise, County of Ada,
State of Idaho, the parties of the first part, and
CARIBOU LIVESTOCK CO.,
of Burley, County of Cassia,
State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One and No/100 -- -- -- and other valuable considerations -- -- -- -- -- DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to its heirs and assigns, all those certain lots, pieces or parcels of land, situate, lying and being in, County of Caribou, State of Idaho, bounded and particularly described as follows, to-wit:

The Southwest quarter of the Southwest quarter of Section 29, the South Half of the Southeast quarter and the Northeast quarter of the Southeast quarter of Section 30, the South Half of the Northeast quarter of Section 34, the Southwest quarter of the Northwest quarter of Section 35, all in Township 9 South, Range 42 East, Boise Meridian, containing 280 acres.

Lots 1 and 2, the Northeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of Section 31, Township 9 South, Range 42 East, Boise Meridian, containing 160.31 acres.





GAYLE DEAN HUNT
ATTORNEY AT LAW
2121 SOUTH STATE
SALT LAKE CITY, UT 84115
TELEPHONE 486-8701

RECEIVED

SEP 12 1984

Department of Water Resources
Eastern District Office

August 20, 1984

Ernest Carlsen
State of Idaho
Department of Water Resources
150 Shoup, Suite 15
Idaho Falls, Idaho 83402

Re: Application 7343, Connie Shipp Trust

Dear Mr. Carlsen:

We discussed briefly by telephone amending the above application, copy attached.

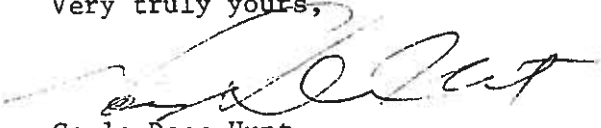
We propose amending in accordance with the second amended application attached, with the proposed changes underlined in red.

The purpose of amending is to show point of diversion where water enters our private property.

Enclosed herewith our check for \$20.00.

We appreciate your courtesies in connection with this and other matters.

Very truly yours,


Gayle Dean Hunt
Attorney for Connie Shipp Trust

GDH:jh

Enc.

R. C. RICH SHEEP CO.
P.O. Box 369
Burley, Idaho 83318

RECEIVED

22 August 1984

AUG 23 1984

Department of Water Resources
Eastern District Office

Mr. Ernest Carlson
Department of Water Resources
Idaho Falls, Idaho

Dear Mr. Carlson:

We want to protest the approval of the Application for Water Right Number 11-7343. The application was applied for, I believe, under the name Connie Shipp Trust, and signed by Gayle Dean Hunt.

The source of the water is located on the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31, T9S, R42E Boise Meridian. This land is owned, and has been since 1940, by my partners and myself. It is held in the name of the R. C. Rich Sheep Co. I understand that in his application the applicant stated that the land was owned by the State of Idaho. We have used the water for livestock water every summer since 1940. The land was conveyed in January 1940 to the Caribou Livestock Co., a co-partnership, then in August 1974 was conveyed from the Caribou Livestock Co. to the R. C. Rich Sheep Co. The partners in the two partnerships are the same.

I am enclosing copies of two deeds showing this ownership. Also, a photocopy of the Caribou County Assessor's ownership map. The portion in the lower left hand corner marked in red is the land owned by the R. C. Rich Sheep Co.

Will you please check into this matter, and advise me how the situation stands and what can be done about it?

Sincerely,

Elwood M. Rich

Elwood M. Rich



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

August 27, 1984

Elwood M. Rich
R. C. Rich Sheep Co.
P.O. Box 369
Burley, ID 83318

Re: Permit No. 11-7343, Connie Shipp Trust

Dear Mr. Rich,

Records for the Department reveal the period for protesting Application 11-7343 expired March 26, 1984 after notice of the Application had been published in the Caribou County Sun for two consecutive weeks on March 8, and 15, 1984. Subsequent to publication Permit 11-7343 was issued by the Department on April 23, 1984.

Since the Application has already been processed and approved under the statutes the Department is prevented from reinstituting the protest procedure, therefore, your letter for opposing the issuance of the Application and the accompanying documents are being returned.

Enclosed for your records is also a copy of Permit 11-7343. You should be aware that issuance of the Permit does not grant the Connie Shipp Trust any right of way or easement for trespassing on private, state or federal lands. This limitation is clearly specified as a condition of approval on the last page of the Permit. Access to the springs can be obtained either by the voluntary consent of the R. C. Rich Sheep Company or by a condemnation action through a civil court.

The staff at our office will be glad to answer any additional questions you may have concerning the Permit.

Respectfully Submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EMC/cz
Enc,



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

11-7343
Permit No.

*Proof made
5/3/1989.*

*Proof due
4/1/1989.*

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☐ Blank Field Report Form
- ☐ Copy of Permit
- ☐ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☐ Copy of U.S.G.S. Quad
- ☐ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☐ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed _____ (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original

Refiled in White File _____ (Initial and date)