

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

RECEIVED  
JAN 23 2009  
DEPARTMENT OF  
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) |
|----------------------|-----------------------------|----------|----------------------|-----------------------------|----------|
| 72-7449              |                             |          |                      |                             |          |
| 72-10466             |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Peter A. Simon (Deceased)  
255 So. Capitol Blvd. #1401  
Boise, Id. 83704

4. New Owner/Claimant(s)

Cheryl L Simon, Personal Representative  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1446 E. Green Haven

City, State and ZIP Code

Meridian, Id. 83646

New Telephone Number

(208) 429-8088 Email: c1s\_pas@msn.com

5. Date you acquired the property 1-14-2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.*

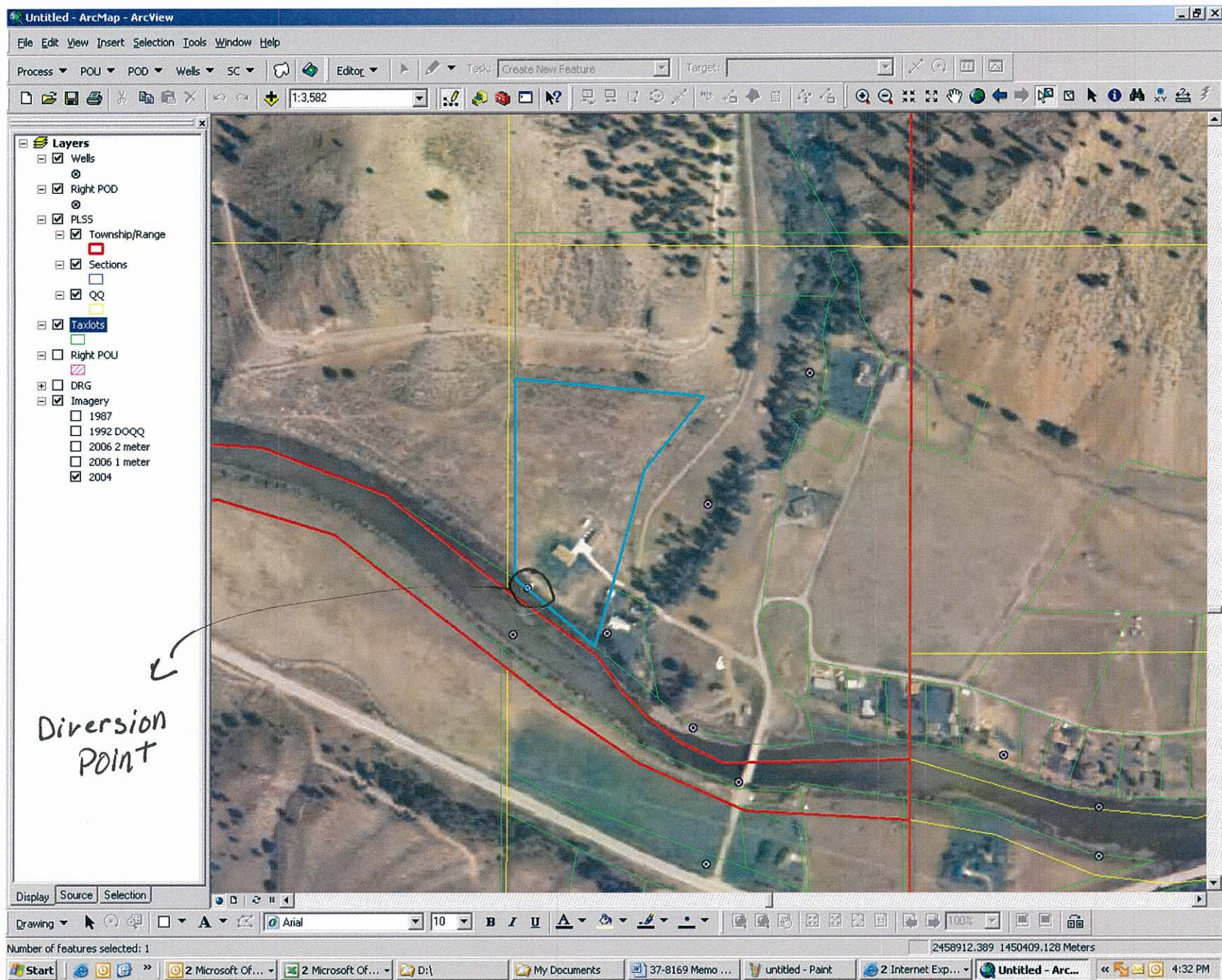
7. Signature(s) of New Owner(s) or Claimant(s) Cheryl L. Simon, Personal Representative  
(title if applicable)  
(title if applicable)

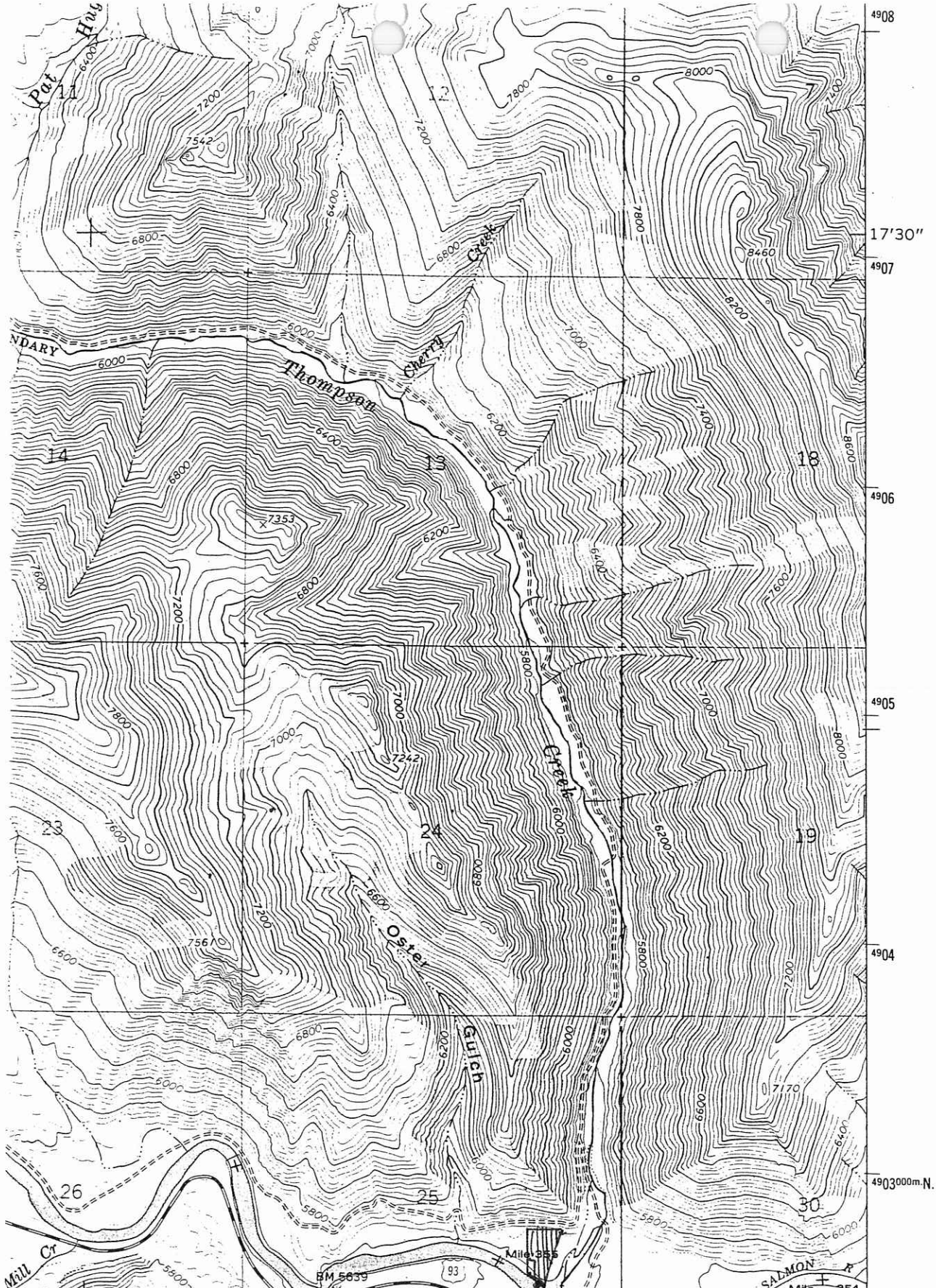
IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

**For IDWR Office Use Only:**

Received by \_\_\_\_\_ Date \_\_\_\_\_  
 Received by UK Date 2/9/09  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_

Receipt Amt. \$50  
 Receipt No. 6087976  
 WR \_\_\_\_\_ Date \_\_\_\_\_





4908  
17'30"  
4907  
4906  
4905  
4904  
4903000m.N.  
44° 15'  
114° 30'

161 32'30" 697  
CLAYTON 7.1 MI.  
CHALLIS 34 MI.  
INTERIOR GEOLOGICAL SURVEY, RESTON, VIRGINIA—1977  
R. 16 E. R. 17 E. 699000m.E.  
1 MILE  
FEET  
ROAD CLASSIFICATION  
Medium-duty ——— Light-duty ———  
Unimproved dirt ———  
U. S. Route  
(POTAMAN PEAK)  
5172 III NW

## QUITCLAIM DEED

FOR VALUE RECEIVED, PETER A. SIMON and CHERYL L. SIMON, whose current address is 3034 South Whitepost Way, Eagle, Idaho 83616 ("Grantor") hereby CONVEYS, RELEASES, REMISES, AND FOREVER QUITCLAIMS to the PETER A. SIMON FAMILY TRUST which has a current address of 3034 South Whitepost Way, Eagle, Idaho 83616 ("Grantee") the real property located in Custer County, State of Idaho and further described on Exhibit A attached ("Real Property"), together with the appurtenances to the Real Property.

## GRANTOR

Dated: March 29, 2001

Peter A. Simon  
Peter A. Simon

Dated: March 29, 2001

Cheryl L. Simon  
Cheryl L. Simon

QUITCLAIM DEED - 1  
March 29, 2001

0222533

Custer County Rec. of.

Alan BoschTime 11:10 AMDate 4/2 2001

Ethel M. Peck, Clerk

Janet Langis  
Deputy

900

QUITCLAIM DEED - 2  
March 29, 2001

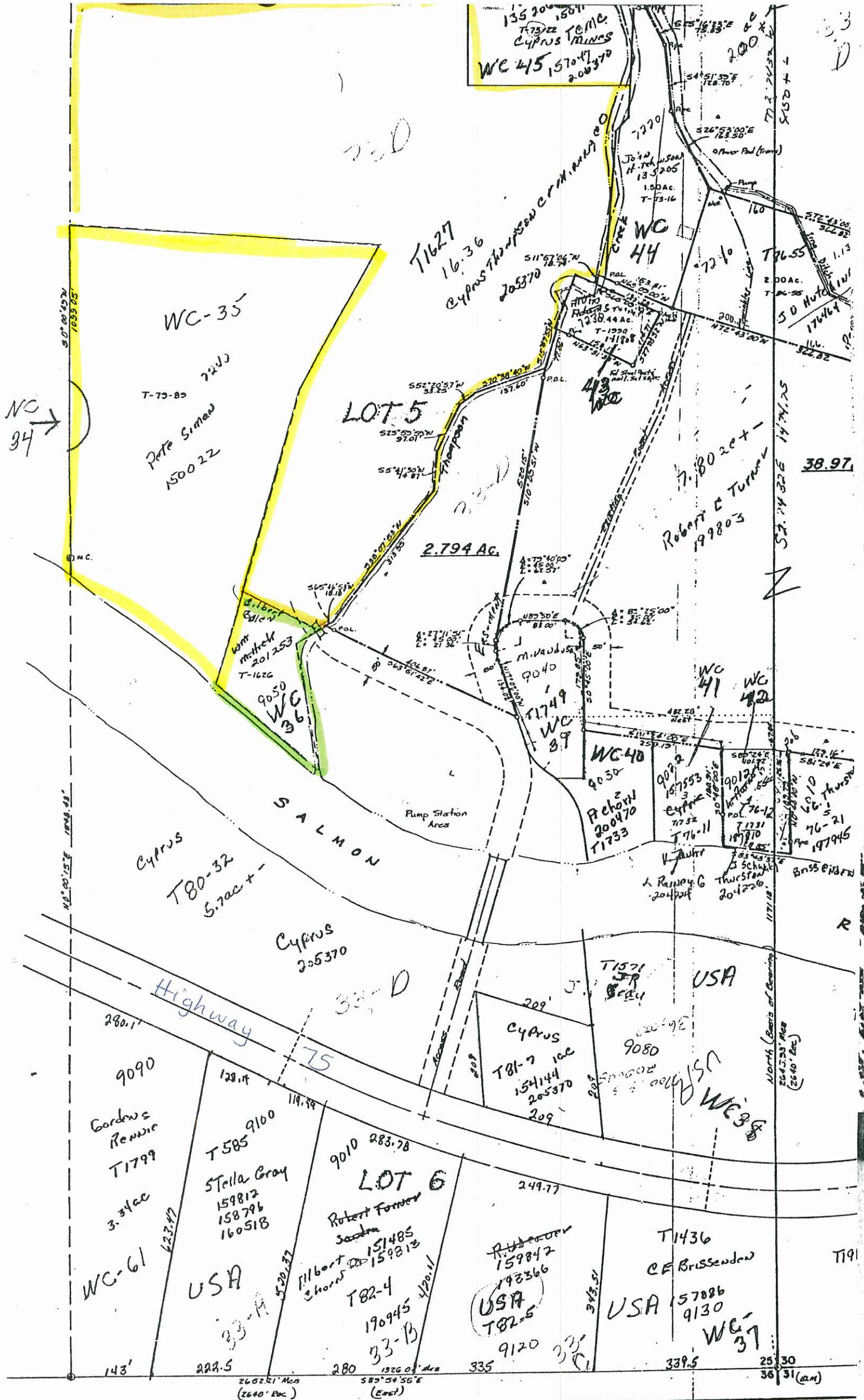
**EXHIBIT A  
REAL PROPERTY**

A fraction of Lot 5, Section 25, Township 11 North, Range 16 East Boise Meridian, Custer County, Idaho, described as:

Commencing at the Southeasterly corner of said Section 25, thence  
North 396.0 feet; thence  
North 41°00' west, 1355.3 feet; thence  
North 63°31' West, 163.8 feet to the Point of Beginning of the tract of land herein  
described; thence  
North 15° 45' East 397.5 feet; thence  
North 29° 53' East 316.2 feet, thence  
North 86° 25' West 621.2 feet, more or less, to a point on the Westerly boundary of said  
Lot 5; thence South along the Westerly boundary of Lot 5 a distance of 632.5 feet to a  
point on the Northerly bank of the Salmon River; thence Southeasterly along the Northerly  
bank of the Salmon River 386.8 feet, more or less, to the Southwest corner of the land  
described in the Deed to William R. Millick, et. ux., recorded August 11, 1977, as  
Instrument No. 144424, records of Custer County, Idaho; thence North 15°45' East along  
the West line of said Millick land 181.1 feet to the true Point of Beginning.

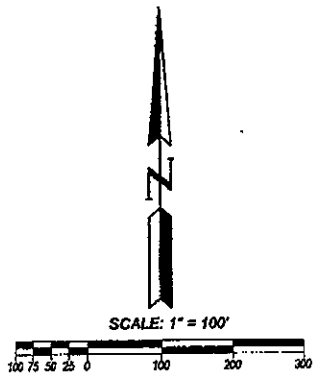
135 200 1501  
T-73-22 T.M.C.  
CYPRUS MINES  
WC 45 157047  
206370

33  
D



# RECORD OF SURVEY

A PART OF THE SE1/4 SECTION 25, T. 11 N., R. 16 E., B.M.,  
CLUSTER COUNTY, STATE OF IDAHO



## SURVEYORS CERTIFICATE:

I, William B. Erickson, a Certified Surveyor, Registered in the State of Idaho, Do Hereby Certify That This Survey Was Made Under My Supervision, And That This Plat Is An Accurate Representation Of Said Survey.

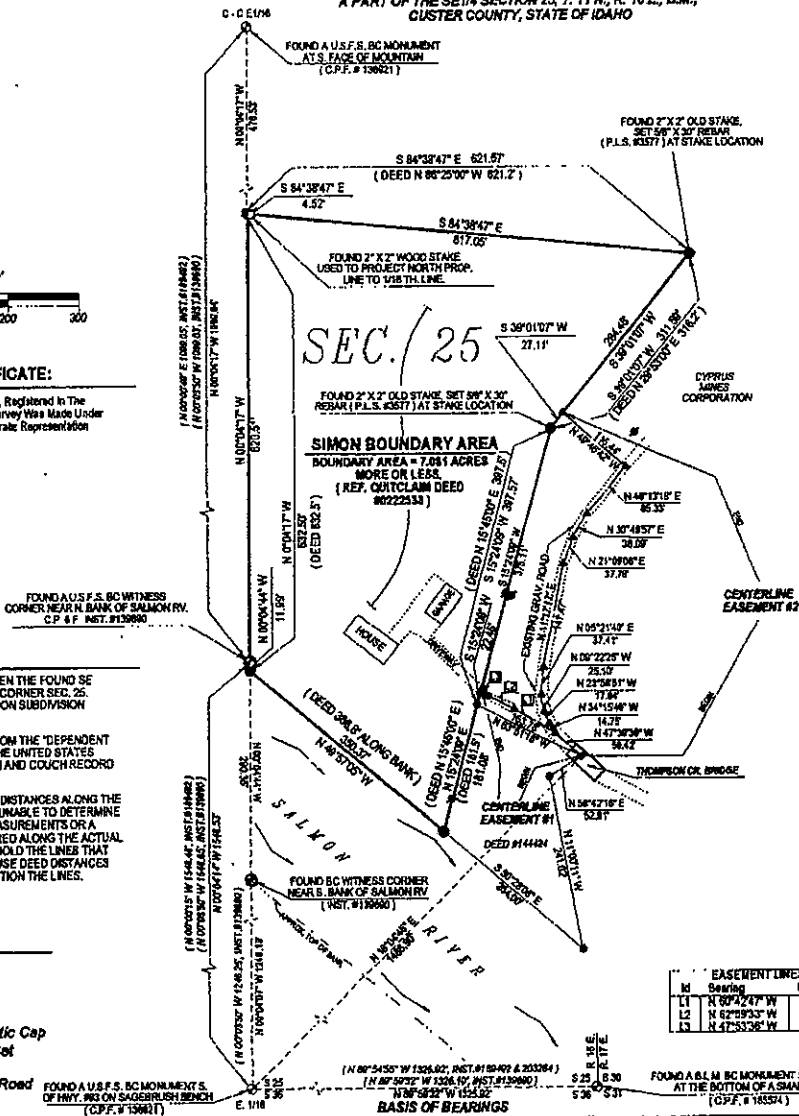
Idaho License No. 3577

## SURVEYORS NOTES:

1. BASIS OF BEARING IS N 89°59'32" W BETWEEN THE FOUND SE CORNER SECTION 25 AND THE FOUND E. 1/4 CORNER SEC. 25. SEE THE "DEPENDENT RESURVEY AND SECTION SUBDIVISION PLAT" BY THE U.S.F.S. (INST. #136690).
2. RECORD INFORMATION WAS OBTAINED FROM THE "DEPENDENT RESURVEY AND SECTION SUBDIVISION" BY THE UNITED STATES FOREST SERVICE (INST. #136690), JOHNSTON AND COUCH RECORD OF SURVEYS (INST. #186492 & 203284).
3. CALLS CONTAINED IN DEEDS REFERENCE DISTANCES ALONG THE NORTH BANK OF THE SALMON RIVER. I WAS UNABLE TO DETERMINE IF THE DISTANCES WERE STRAIGHT LINE MEASUREMENTS OR A COMPILEMENT OF SHORT TANGENTS MEASURED ALONG THE ACTUAL BANK MEANDERS. I THEREFORE OPTED TO HOLD THE LINES THAT INTERSECTED THE BANK, RATHER THAN TO USE DEED DISTANCES MEASURED ALONG THE RIVER BANK TO POSITION THE LINES.

## LEGEND:

- = Found a Brass Cap Monument
- = Found Iron Pipe
- = Found 2" X 2" Wood Stake
- = Existing Power Poles
- = Set 5/8" x 3/32" Rebar with Plastic Cap
- = Calculated Position, Nothing Set
- = Boundary Line
- = Approximate Edge of Gravel Road



## TRACT BOUNDARY DESCRIPTION:

A TRACT OF LAND GENERALLY DESCRIBED AS BEING A PORTION OF THE SE1/4 SEC. 25, T. 11 N., R. 16 E., B.M., CLUSTER COUNTY, STATE OF IDAHO, LYING NORTHERLY OF THE SALMON RIVER AND WESTERLY OF THOMPSON CREEK; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/4 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 00°04'44" W 1248.19 FEET ON OR ALONG THE WEST LINE OF THE E1/2 SEC. 25, TO A FOUND U.S.F.S. BRASS CAP MONUMENT CORNER LYING ON OR ALONG THE SOUTHERLY BANK OF THE SALMON RIVER; THENCE, N 00°04'44" W 290.34 FEET ON OR ALONG SAID WEST LINE TO A SET 5/8" X 3/32" REBAR (P.L.S. #3577), SAID POINT LYING MORE OR LESS AT THE HIGHWATER MARK OF THE NORTHERLY BANK OF THE SALMON RIVER; SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'44" E 11.58 FEET TO A FOUND U.S.F.S. BRASS CAP MONUMENT WITNESS CORNER, SAID POINT BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'11" W 528.51 FEET TO A SET 5/8" X 3/32" REBAR WITH PLASTIC CAP (P.L.S. #3577); THENCE, LEAVING SAID WEST LINE S 84°38'47" E 617.05 FEET TO A SET 5/8" X 3/32" REBAR WITH PLASTIC CAP (P.L.S. #3577); THENCE, S 38°01'07" W 311.59 FEET TO A SET 5/8" X 3/32" REBAR WITH PLASTIC CAP (P.L.S. #3577); THENCE, S 15°24'08" W 578.86 FEET TO A FOUND IRON PIPE, SAID IRON PIPE BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, N 48°57'05" W 353.37 FEET ON OR ALONG SAID NORTHERLY BANK OF THE SALMON RIVER TO THE POINT OF BEGINNING. CONTAINING 7.051 ACRES MORE OR LESS.

## TOGETHER WITH THE FOLLOWING ACCESS EASEMENTS.

## ACCESS EASEMENT #1 DESCRIPTION:

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE, RUNNING FROM THE EXISTING BRIDGE OVER THOMPSON CREEK (THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER), TO A POINT LYING ON OR ALONG THE SOUTHEASTERNLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/4 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1488.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT:  
N 47°39'36" W 50.42 FEET TO A POINT;  
N 58°42'17" W 68.07 FEET TO A POINT;  
N 82°58'33" W 40.37 FEET TO A POINT;  
N 47°53'38" W 13.75 FEET TO A POINT LYING ON OR ALONG THE SOUTHEASTERNLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

## ACCESS EASEMENT #2 DESCRIPTION:

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE, RUNNING FROM THE EXISTING BRIDGE OVER THOMPSON CREEK (THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER), TO A POINT LYING ON OR ALONG THE NORTHEASTERNLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/4 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1488.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT AND THE APPROXIMATE CENTERLINE OF EXISTING GRAVEL ROAD:  
N 47°39'36" W 50.42 FEET TO A POINT;  
N 34°15'49" W 14.75 FEET TO A POINT;  
N 23°58'51" W 17.84 FEET TO A POINT;  
N 22°22'23" W 25.10 FEET TO A POINT;  
N 32°18'07" E 37.41 FEET TO A POINT;  
N 11°17'17" E 147.47 FEET TO A POINT;  
N 21°08'08" E 37.78 FEET TO A POINT;  
N 30°48'57" E 30.08 FEET TO A POINT;  
N 40°13'18" E 85.33 FEET TO A POINT;  
THENCE, LEAVING SAID CENTERLINE OF EXISTING ROAD N 48°45'42" W 115.14 FEET TO A POINT LYING ON OR ALONG THE NORTHEASTERNLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

## PETE SIMON SURVEY

A PART OF THE SE 1/4 OF SECTION 35,  
T. 11 N., R. 18 E., B.M. CLUSTER COUNTY, STATE OF IDAHO

DRAWN BY: JOSH ERICKSON  
CHECKED BY: BILL ERICKSON

SCALE: 1" = 100 FT. FILE: 504065

ERICKSON SURVEYING SERVICES  
P.O. BOX 9006, MOUNTAIN VIEW, IDAHO 83637

| EASEMENT LINES |               |          |
|----------------|---------------|----------|
| Id             | Bearing       | Distance |
| 11             | N 60°24'27" W | 65.37'   |
| 12             | N 62°59'33" W | 40.37'   |
| 13             | N 47°53'38" W | 13.75'   |

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **TRACT BOUNDARY DESCRIPTION:**

A TRACT OF LAND GENERALLY DESCRIBED AS BEING A PORTION OF THE SE1/4 SEC. 25, T. 11 N., R. 16 E., B.M., CUSTER COUNTY, STATE OF IDAHO, LYING NORHTERLY OF THE SALMON RIVER AND WESTERLY OF THOMPSON CREEK; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 00°04'07" W 1246.19 FEET ON OR ALONG THE WEST LINE OF THE E1/2 SE1/4 SECTION 25, TO A FOUND U.S.F.S. BRASS CAP WITNESS CORNER LYING ON OR ALONG THE SOUTHERLY BANK OF THE SALMON RIVER; THENCE, N 00°04'44" W 290.34 FEET ON OR ALONG SAID WEST LINE TO A SET 5/8" X 30" REBAR ( P.L.S. #3577 ), SAID POINT LYING MORE OR LESS AT THE HIGHWATER MARK OF THE NORTHERLY BANK OF THE SALMON RIVER, SAID POINT ALSO BEING THE POINT OF BEGINNING ; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'44" E 11.99 FEET TO A FOUND U.S.F.S. BRASS CAP MONUMENT WITNESS CORNER, SAID POINT BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'17" W 620.51 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP ( P.L.S. #3577 ), THENCE, LEAVING SAID WEST LINE S 84°38'47" E 617.05 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP ( P.L.S. #3577 ); THENCE, S 39°01'07" W 311.59 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP (P.L.S. #3577 ); THENCE, S 15°24'09" W 578.65 FEET TO A FOUND IRON PIPE, SAID IRON PIPE BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, N 49°57'05" W 350.37 FEET ON OR ALONG SAID NORTHERLY BANK OF THE SALMON RIVER TO THE POINT OF BEGINNING. CONTAINING 7.031 ACRES MORE OR LESS.

TOGETHER WITH THE FOLLOWING ACCESS EASEMENTS.

**ERICKSON SURVEYING SERVICES**

P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **ACCESS EASEMENT #1 DESCRIPTION:**

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE. RUNNING FROM THE EXISTING BRIDGE OVER THOMPSON CREEK ( THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER ), TO A POINT LYING ON OR ALONG THE SOUTHEASTERLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1486.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT;

N 47°39'38" W 50.42 FEET TO A POINT;

N 60°42'47" W 66.07 FEET TO A POINT;

N 62°59'33" W 40.37 FEET TO A POINT;

N 47°53'36" W 13.75 FEET TO A POINT LYING ON OR ALONG THE SOUTHEASTERLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

**ERICKSON SURVEYING SERVICES**

P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **ACCESS EASEMENT #2 DESCRIPTION:**

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE. RUNNING FROM THE EXISTING BRIDGE OVER THOMPSON CREEK ( THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER ), TO A POINT LYING ON OR ALONG THE NORTHEASTERLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1486.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT AND THE APPROXIMATE CENTERLINE OF EXISTING GRAVEL ROAD;

N 47°39'38" W 50.42 FEET TO A POINT;

N 34°15'49" W 14.75 FEET TO A POINT;

N 23°58'51" W 17.64 FEET TO A POINT;

N 9°22'25" W 25.10 FEET TO A POINT;

N 5°21'40" E 37.41 FEET TO A POINT;

N 11°17'17" E 147.47 FEET TO A POINT;

N 21°09'06" E 37.78 FEET TO A POINT;

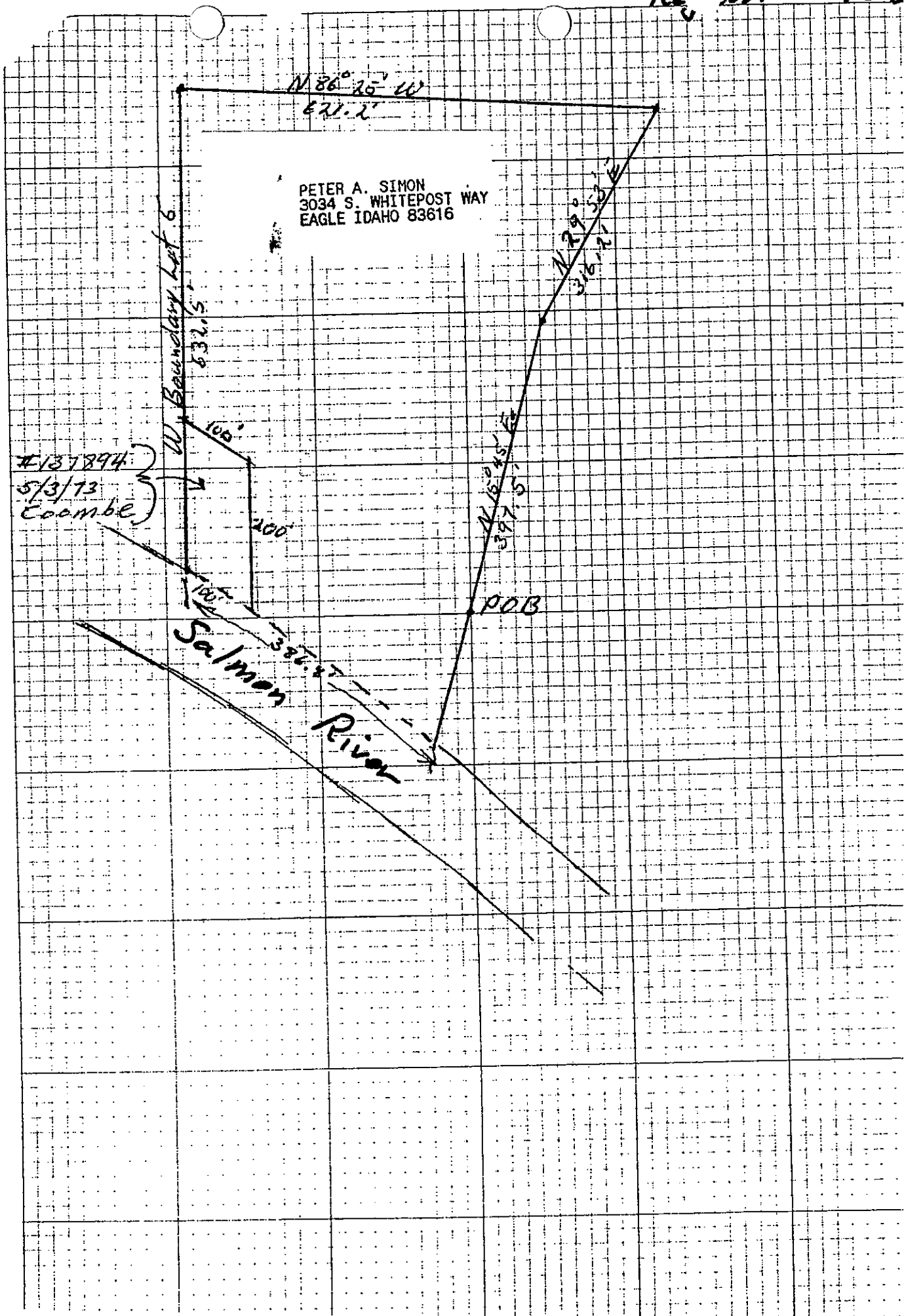
N 30°49'57" E 38.09 FEET TO A POINT;

N 40°13'18" E 85.33 FEET TO A POINT;

THENCE, LEAVING SAID CENTERLINE OF EXISTING ROAD N 49°46'42" W 115.44 FEET TO A POINT LYING ON OR ALONG THE NORTHEASTERLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

**ERICKSON SURVEYING SERVICES**

P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463



**Erickson Surveying Services**  
**107 North Main Street**  
**P.O. Box #606**  
**Mackay, ID 83251**

**Statement**

DATE

**12/27/01**

TO:

**Pete A. Simon**  
**3034 South White Post Way**  
**Eagle, ID 83616**

| DATE     | TRANSACTION                 | AMOUNT DUE | AMOUNT ENC. |
|----------|-----------------------------|------------|-------------|
|          |                             | AMOUNT     | BALANCE     |
| 12/31/00 | Balance forward             |            | 0.00        |
| 08/31/01 | INV #132                    | 2,505.00   | 2,505.00    |
| 09/10/01 | PMT #1005 <i>us Bank ck</i> | -2,505.00  | 0.00        |
| 12/12/01 | INV #151                    | 680.00     | 680.00      |

Pete, we will keep you posted if we hear anything from Kent.

*Paula Kay*

| CURRENT | 1-30 DAYS PAST DUE | 31-60 DAYS PAST DUE | 61-90 DAYS PAST DUE | OVER 90 DAYS PAST DUE | AMOUNT DUE        |
|---------|--------------------|---------------------|---------------------|-----------------------|-------------------|
| 0.00    | 680.00             | 0.00                | 0.00                | 0.00                  | <del>680.00</del> |

*Bill said IT was OK to pay →  
\$100.00 off 1-9-2002 (#1012 us Bank ck)*

*\$580.00*

Copy AS  
SENT

DEC. 12, 2001

MR. KENT WATSON  
THOMPSON CREEK MINE CO.  
P.O. BOX #62  
CLAYTON, ID. 83227

MR. WATSON,

MR. PETE SIMON HAS ASKED ME TO FORWARD SOME SURVEY INFORMATION I HAVE GATHERED CONCERNING HIS TRACT OF LAND LYING TO THE WEST OF THOMPSON CREEK. I HAVE ENCLOSED A "RECORD OF SURVEY DRAWING" SHOWING SURVEY WORK WE HAVE RECENTLY COMPLETED FOR MR. SIMON. THE DRAWING SHOWS THE RE-ESTABLISHED BOUNDARY OF MR. SIMONS TRACT, AND ALSO THREE POSSIBLE ACCESS ROUTES FOR INGRESS AND EGRESS EASEMENTS HE WOULD LIKE TO HAVE YOU REVIEW.

EASEMENT AREA #1 ( CURRENTLY USED ) RUNS FROM THE NOW EXISTING CONCRETE BRIDGE ACROSS THOMPSON CREEK, UP THE EXISTING ROAD TO THE DRIVE MR. SIMON IS CURRENTLY USING, THEN ALONG SAID DRIVE TO MR. SIMONS TRACT.

EASEMENT AREA #2 ( NEW ROUTE ) RUNS FROM THE NOW EXISTING CONCRETE BRIDGE ACROSS THOMPSON CREEK, UP THE EXISTING ROAD PAST THE DRIVE MR. SIMON IS CURRENTLY USING, TO A POINT WHERE AN OLD CUT ROAD ON THE WEST CAN BE ACCESSED, THEN ALONG CUT ROAD TO MR. SIMONS TRACT.

EASEMENT AREA #3 ( CURRENTLY USED ) RUNS FROM THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 75, THEN ALONG THE EXISTING ROAD ACROSS THE SALMON RIVER BRIDGE TO THE EXISTING CONCRETE BRIDGE ACROSS THOMPSON CREEK.

PLEASE GIVE ME A CALL AFTER REVIEWING THE ENCLOSED INFORMATION.

SINCERELY,

WILLIAM B. ERICKSON - PROFESSIONAL LAND SURVEYOR

ERICKSON SURVEYING SERVICES  
P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463



## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **TRACT BOUNDARY DESCRIPTION:**

---

A TRACT OF LAND GENERALLY DESCRIBED AS BEING A PORTION OF THE SE1/4 SEC. 25, T. 11 N., R. 16 E., B.M., CUSTER COUNTY, STATE OF IDAHO, LYING NORHTERLY OF THE SALMON RIVER AND WESTERLY OF THOMPSON CREEK; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 00°04'07" W 1246.19 FEET ON OR ALONG THE WEST LINE OF THE E1/2 SE1/4 SECTION 25, TO A FOUND U.S.F.S. BRASS CAP WITNESS CORNER LYING ON OR ALONG THE SOUTHERLY BANK OF THE SALMON RIVER; THENCE, N 00°04'44" W 290.34 FEET ON OR ALONG SAID WEST LINE TO A SET 5/8" X 30" REBAR ( P.L.S. #3577 ), SAID POINT LYING MORE OR LESS AT THE HIGHWATER MARK OF THE NORTHERLY BANK OF THE SALMON RIVER, SAID POINT ALSO BEING THE POINT OF BEGINNING ; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'44" E 11.99 FEET TO A FOUND U.S.F.S. BRASS CAP MONUMENT WITNESS CORNER, SAID POINT BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, CONTINUING ON OR ALONG SAID WEST LINE N 00°04'17" W 620.51 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP ( P.L.S. #3577 ), THENCE, LEAVING SAID WEST LINE S 84°38'47" E 617.05 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP ( P.L.S. #3577 ); THENCE, S 39°01'07" W 311.59 FEET TO A SET 5/8" X 30" REBAR WITH PLASTIC CAP (P.L.S. #3577 ); THENCE, S 15°24'09" W 578.65 FEET TO A FOUND IRON PIPE, SAID IRON PIPE BEING MORE OR LESS AT THE NORTHERLY BANK OF THE SALMON RIVER; THENCE, N 49°57'05" W 350.37 FEET ON OR ALONG SAID NORTHERLY BANK OF THE SALMON RIVER TO THE POINT OF BEGINNING. CONTAINING 7.031 ACRES MORE OR LESS.

TOGETHER WITH THE FOLLOWING ACCESS EASEMENTS.

**ERICKSON SURVEYING SERVICES**  
P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **ACCESS EASEMENT #1 DESCRIPTION:**

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE. RUNNING FROM A POINT ON THE EXISTING BRIDGE OVER THOMPSON CREEK ( THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER ), TO A POINT LYING ON OR ALONG THE SOUTHEASTERLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1486.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; SAID POINT ALSO BEING THE NORTHEAST CORNER OF GILBERT J. & MARLENE J. BOLEN ( INST. #201253 ); THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT;  
N 47°39'38" W 50.42 FEET TO A POINT;  
N 60°42'47" W 66.07 FEET TO A POINT;  
N 62°59'33" W 40.37 FEET TO A POINT;  
N 47°53'36" W 13.75 FEET TO A POINT LYING ON OR ALONG THE SOUTHEASTERLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

**ERICKSON SURVEYING SERVICES**  
P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **ACCESS EASEMENT #2 DESCRIPTION:**

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE. RUNNING FROM THE EXISTING BRIDGE OVER THOMPSON CREEK ( THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER ), TO A POINT LYING ON OR ALONG THE EASTERLY LINE OF ABOVE DESCRIBED TRACT; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 18°04'45" E 1486.90 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, THE POINT OF BEGINNING; SAID POINT ALSO BEING THE NORTHEAST CORNER OF LANDS OWNED BY GILBERT J. & MARLENE J. BOLEN ( INST. #201253 ); THENCE, THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT;

N 47°39'38" W 50.42 FEET TO A POINT;  
N 34°15'49" W 14.75 FEET TO A POINT;  
N 23°58'51" W 17.64 FEET TO A POINT;  
N 9°22'25" W 25.10 FEET TO A POINT;  
N 5°21'40" E 37.41 FEET TO A POINT;  
N 3°56'16" W 120.00 FEET TO A POINT;  
N 5°22'03" E 56.06 FEET TO A POINT;  
N 20°32'36" W 45.95 FEET TO A POINT LYING ON OR ALONG THE EASTERLY LINE OF ABOVE DESCRIBED TRACT, AND END OF EASEMENT.

**ERICKSON SURVEYING SERVICES**  
P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463

## **PETE SIMON TRACT**

A PART OF THE SE1/4 SECTION 25, T. 11N., R. 16 E., B.M.,  
CUSTER COUNTY, STATE OF IDAHO.

### **ACCESS EASEMENT #3 DESCRIPTION:**

AN EASEMENT FOR INGRESS AND EGRESS, 30 FOOT WIDE. RUNNING FROM A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 75 TO A POINT LYING ON AN EXISTING BRIDGE OVER THOMPSON CREEK ( THE FIRST BRIDGE STRUCTURE UPSTREAM FROM ITS CONFLUENCE WITH THE SALMON RIVER ); BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A U.S.F.S. BRASS CAP MONUMENT MARKING THE EAST 1/16 CORNER BETWEEN SECTIONS 25 & 36, T. 11 N., R. 16 E., B.M., FROM WHICH A B.L.M. BRASS CAP MONUMENT MARKING THE SOUTHEAST CORNER OF SAID SECTION 25 BEARS S 89°59'32" E 1325.92 FEET; THENCE, N 51°39'00" E 864.83 FEET TO A POINT LYING ON OR ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 75, THE POINT OF BEGINNING; THENCE, LEAVING SAID RIGHT-OF-WAY LINE THE FOLLOWING COURSES ON OR ALONG THE CENTERLINE OF SAID EASEMENT;

N 15°51'29" E 455.85 FEET TO A POINT;

N 17°30'38" E 119.75 FEET TO A POINT;

N 2°36'28" E 66.10 FEET TO A POINT;

N 13°18'16" W 48.22 FEET TO A POINT;

N 60°56'49" W 210.79 FEET TO A POINT;

N 62°37'17" W 103.77 FEET TO A POINT;

N 62°36'28" W 75.99 FEET TO A POINT;

N 44°07'56" W 36.51 FEET TO A POINT LYING ON OR ALONG AN EXISTING BRIDGE OVER THOMPSON CREEK, AND END OF EASEMENT. SAID POINT ALSO BEING THE NORTHEAST CORNER OF LANDS OWNED BY GILBERT J. & MARLENE J. BOLEN ( INST. #201253 ).

**ERICKSON SURVEYING SERVICES**

**P.O. BOX #606,**

**MACKAY, ID. 83251**

**PH. 208-588-3112**

**FAX. 208-588-2463**

Erickson Surveying Services

107 North Main Street  
P.O. Box #606  
Mackay, ID 83251

# Invoice

| DATE     | INVOICE # |
|----------|-----------|
| 12/12/01 | 151       |

|                                                              |
|--------------------------------------------------------------|
| <b>BILL TO</b>                                               |
| Pete A.Simon<br>3034 South White Post Way<br>Eagle, ID 83616 |

|                                                                           |     | P.O. NO.     | TERMS | PROJECT |
|---------------------------------------------------------------------------|-----|--------------|-------|---------|
|                                                                           |     |              |       |         |
| DESCRIPTION                                                               | QTY | RATE         |       | AMOUNT  |
| Field Crew Shot Road and Concrete (New easement area), 9/7/01             | 4   | 95.00        |       | 380.00  |
| Research for Easement for Existing Road, Challis Court House, 9/7/01      | 1.5 | 45.00        |       | 67.50   |
| Travel One Way/ From Mackay office, 9/7/01                                | 1.5 | 65.00        |       | 97.50   |
| Computer Calculations, Drawings, copies, 11/01/01                         | 2.5 | 45.00        |       | 112.50  |
| Computer Drawings/letter for (Thompson Creek/Kent Watson) Mailed 12/12/01 | 0.5 | 45.00        |       | 22.50   |
| Thank you for your business.                                              |     | <b>Total</b> |       |         |
|                                                                           |     | \$680.00     |       |         |

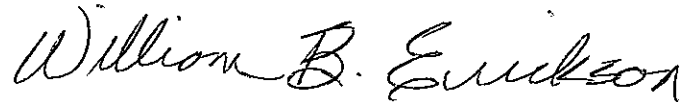
DEC. 12, 2001

PETER A. SIMON  
3034 S. WHITEPOST WAY  
EAGLE, ID. 83616

PETE,

I AM ENCLOSING COPIES OF WHAT I SENT TO KENT WATSON.  
WE SHOULD BE ABLE TO FINALIZE ALL THE PAPERWORK ONCE  
HE HAS GIVEN HIS APPROVAL.

SINCERELY,

A handwritten signature in cursive script that reads "William B. Erickson".

WILLIAM B. ERICKSON - PROFESSIONAL LAND SURVEYOR

ERICKSON SURVEYING SERVICES  
P.O. BOX #606,  
MACKAY, ID. 83251  
PH. 208-588-3112  
FAX. 208-588-2463