

CORRECTED WARRANTY DEED

THIS DEED is to correct Instrument #115682-filed 01/02/90,
at the Oneida County Recorder's Office in Malad City, Idaho.

For value received HANNAH A. DAVIS FAMILY LIVING TRUST, Gary
T. Davis, trustee, Brent A. Davis and Gary T. Davis, the grantors
as tenants in common, do hereby grant, bargain, sell and convey
unto the grantee, THE DAVIS FAMILY FARM LIMITED PARTNERSHIP, Gary
T. Davis, General Partner, a limited partnership doing business
and residing at Rt. 1, Box 169 Malad City, Idaho 83252, the
following undivided interests to the property described below:

Hannah A. Davis Family Living Trust, Gary T. Davis, trustee,
an undivided one half interest; Brent A. Davis an undivided one
fourth interest; and Gary T. Davis an undivided one fourth
interest in and to the following described premises:

Parcel #10 (Bissell's & Jones' Fields):

Jones Field:

T-884 Sec. 2, Township 13 South, Range 36 EBM:
Commencing at the NW Corner of said Section; thence
East 25 chains to a point of intersection of the
County Road; thence following said County Road to
intersection of the section line running South from
point of beginning; thence North to the point of be-
ginning.

and also;

Township 12 South, Range 36 EBM:
Section 34: SE4
Containing 160 acres more or less.

Bissell Place:

The S2SW4 of Sec. 34, Twp. 12 S., R. 36 EBM; and
Lot 3, and the SE4NW4 of Section 3, Twp. 13 S.,
R. 36 EBM, containing 153.54 acres.

and also;

Lot 4, the SW4NW4 and the NW4SW4 of Sec. 3,
Twp. 13 S., R. 36 EBM, Idaho, containing 113.69 acres.

and also;

The right to the waters of a certain spring used
upon said premises or some portion thereof for the
full period of five years prior to this date, which
said use is appurtenant to said premises and prior in
right to the use thereof by any other person.

RECORDED
FEB 06 1992

right to the use thereof by any other person.

The purpose of this deed is to correct legal description of parcel #10 on page 4 of the Warranty Deed dated December 28, 1989, regarding the Hannah A. Davis Family Living Trust, Gary T. Davis, Trustee, Brent A. Davis and Gary T. Davis, the grantors as tenants in common, and recorded as Instrument No. 115682 on January 2, 1990. On Tax #884 (Jones Field) Section 2 was omitted from the legal description.

IN WITNESS WHEREOF, the said grantors have executed this deed this 22nd day of January, 1991.

Gary T. Davis
HANNAH A. DAVIS FAMILY LIVING TRUST
BY: GARY T. DAVIS, Trustee

Brent A. Davis
BRENT A. DAVIS

Gary T. Davis
GARY T. DAVIS

STATE OF IDAHO

County of Oneida

)
: ss.
)

On this 22nd day of Jan, 1991, before me a notary public in and for said State, personally appeared GARY T. DAVIS, known to be the trustee of the Hannah A. Davis Family Living Trust and GARY T. DAVIS, individually, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Connie E. Budge
Notary Public for Idaho
Residing at Malad City
My Commission expires. 7/27/91

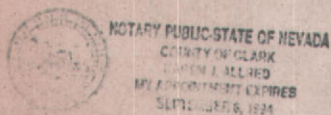
STATE OF NEVADA

County of

)
: ss.
)

On this 25th day of Jan, 1991, before me a notary public in for said State, personally appeared BRENT A. DAVIS, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Karen J. Allred
Notary Public for Nevada
Residing at Clark
My Commission expires:
9-6-94



Microfilm No.

116755

9 Day

Jan 1991

At

1:25

O'clock

M

John H. Henderson
Notary Public Recorder

Fee \$

6.00

Recorded at Request of

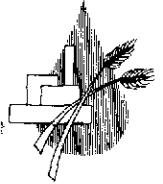
Deputy

J. J. Evans

CORRECTED WARRANTY DEED 2

INDEXED
FEB 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



AMENDED

CLAIM TO A WATER RIGHT

AMENDED

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Gary T. Davis

(Name of Claimant)

180 Bannock St., Malad, ID 83252

(Mailing Address)

Telephone No. 766-4292

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) March 12, 1917

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Bissell spring tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.02 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>4/01</u>	To <u>1/01</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ NE ¼, Sec. 4 Twp. 13S Rge. 36E B.M., County of Oneida

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. water from spring discharging into one inch pipeline to claimants property.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	36E	34											X						

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used to water cattle from an open trough

NOTE: Include here the type and number of stock watered: 100 head cattle

(7) If you are claiming water as a member of an organization, list name of organization:

Remarks	{8}
---------	-----

See Delivery File

See Original Filing

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Oneida) ss.)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Wm. J. Smith
Deputy Sheriff

attain's knowledge.

Sworn to before me this 11th day of October

~~Notary Public~~
Residing at _____

Malad, Uda.

My commission expires 3/22/97

FOR DEPARTMENT USE ONLY

FEB 06 1992

Received by

Date _____

Exception filed by:

Forwarded to
claimant by:

DATE

\$30.00 fee received by

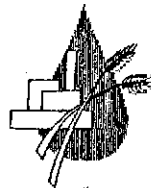
Date _____

Enfermeuse

Dates: 11-21-28-91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Samuel J. Davis (Name of Claimant)
Box 169, Malad, Idaho 83252 Telephone No. 766-2590
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) August 19, 1939

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Bissell spring tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.02 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>4/01</u>	To <u>1/01</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NE 1/4, Sec. 4 Twp. 13S Rge. 36E B.M., County of Oneida
Additional points of diversion: 400 ft. 027-011-01 Rough 2 miles

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. water from spring discharging into one-inch pipeline to claimants property.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12S	36E	34											X						

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
water is used to water cattle from an open trough

NOTE: Include here the type and number of stock watered: 100 head cattle

(7) If you are claiming water as a member of an organization, list name of organization: _____

No.

ABSTRACT OF TITLE

TO

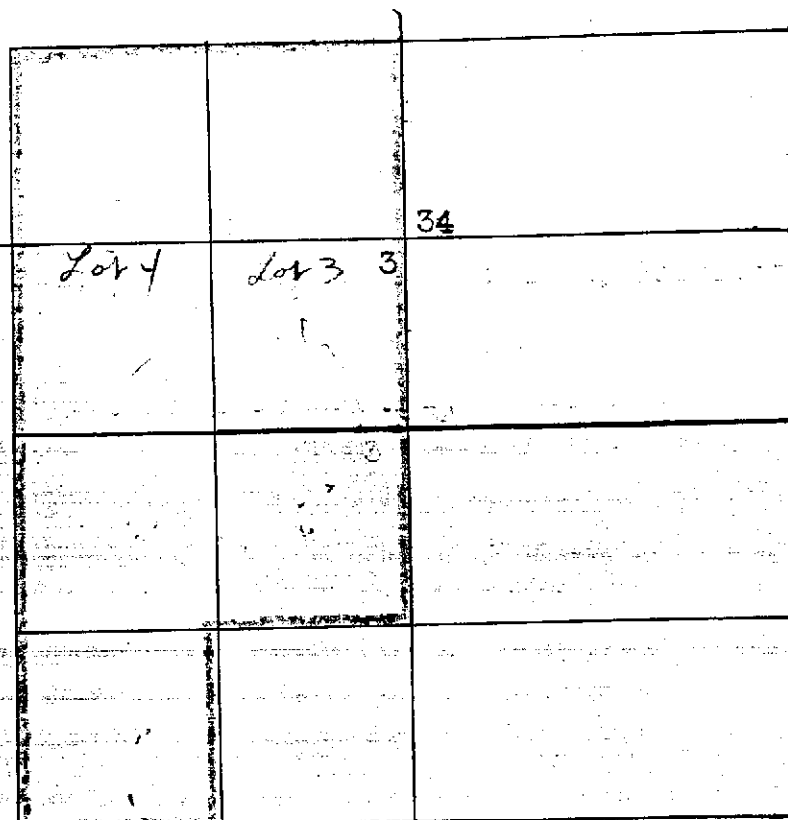
the following described land situated in
the County of Oneida, State of Idaho,
to-wit:

the South half of the Southwest quarter
of Section 34, Township 12 South, Range 36 East,
Boise Meridian, the lots 3 and 4, and the South
half of the Northwest quarter, and the Northwest
quarter of the Southwest quarter of Section 3,
Township 13 South, Range 36 East, Boise Meridian,

Compiled
by
Malad Abstract Company
Malad City
County of Oneida, State of Idaho

FEB 06 1992

Plat of the property described in the foregoing Caption
 Situated in Sec. 34, Tp. 12 S. R. 36 EBM and
 in Sec. 3, Tp. 13 S. R. 36 EBM



Tp. 12 S

Tp. 13 S. R. 36 EBM

Scale; 80 rods to 1 inch

the South 1/2 of Section 34, Township 12 South, Range 36 East, Meridian, lot 3, and the southeast 1/4 of the Township 13 South, Range 36 East, Meridian, Section 3, Township 13 South, Range 36 East, Meridian, containing 160 acres.

RECORDED
 FEB 06 1992

Sheet No 1

Instrument No 33531

The United States of America,

Grantor

To

Raymond Sawyer,

Grantee

Patent

Dated March 12, 1917

Recorded July 23, 1919, 10:00 AM Book E Patents page 37

Act Congress May 20, 1862

Woodrow Wilson, President; John O'Connell, Recorder Genl Land Office
(Seal)

Gratia 30. 10/10; Seal of Secretary of War

Description and remarks

Give the South half of the Southwest quarter of Section 34, Township 12 South, Range 36 East, Boise Meridian, lot 3, and the Southeast quarter of the Northwest quarter of Section 3, Township 13 South, Range 36 East, Boise Meridian, containing 153.54 acres

MICROFILMED

FEB 06 1992

CORRECTED WARRANTY DEED

THIS DEED is to correct Instrument #115692-filed 01/02/90,
at the Oneida County Recorder's Office in Malad City, Idaho.

For value received HANNAH A. DAVIS FAMILY LIVING TRUST, Gary
T. Davis, trustee, Brent A. Davis and Gary T. Davis, the grantors
as tenants in common, do hereby grant, bargain, sell and convey
unto the grantee, THE DAVIS FAMILY FARM LIMITED PARTNERSHIP, Gary
T. Davis, General Partner, a limited partnership doing business
and residing at Rt. 1, Box 169 Malad City, Idaho 83252, the
following undivided interests to the property described below:

Hannah A. Davis Family Living Trust, Gary T. Davis, trustee,
an undivided one half interest; Brent A. Davis an undivided one
fourth interest; and Gary T. Davis an undivided one fourth
interest in and to the following described premises:

Parcel #10 (Bissell's & Jones' Fields):

Jones Field:

T-284 Sec. 2, Township 13 South, Range 36 EBM:
Commencing at the NW Corner of said Section; thence
East 25 chains to a point of intersection of the
County Road; thence following said County Road to
intersection of the section line running South from
point of beginning; thence North to the point of be-
ginning.

and also;

Township 12 South, Range 36 EBM:
Section 34; SE4
Containing 160 acres more or less.

The S2SW4 of Sec. 34, Twp. 12 S., R. 36 EBM; and
Lot 3, and the SE4NW4 of Section 3, Twp. 13 S.,
R. 36 EBM, containing 153.54 acres.

and also;

Lot 4, the SW4NW4 and the NW4SW4 of Sec. 3,
Twp. 13 S., R. 36 EBM, Idaho, containing 113.69 acres.

and also;

The right to the waters of a certain spring used
upon said premises or some portion thereof for the
full period of five years prior to this date, which
said use is appurtenant to said premises and prior in
right to the use thereof by any other person.

FEB 06 2000

is to correct legal description of the Warranty Deed dated December 20, 1990, Hannah A. Davis Family Living Trust, Gary T. Davis and Gary T. Davis, the grantors as recorded as Instrument No. 115652 on 1, 1990. On Tax 4884 (Jones Field) Section 2 was read from the legal description.

IN WITNESS WHEREOF, the said grantors have executed this 22nd day of January, 1991.

Gary T. Davis
HANNAH A. DAVIS FAMILY LIVING TRUST
BY: GARY T. DAVIS, Trustee

Brian A. Davis
BRIAN A. DAVIS
Gary T. Davis
GARY T. DAVIS

22nd day of Jan, 1991, before me a notary for said State, personally appeared GARY T. DAVIS, the trustee of the Hannah A. Davis Family Living Trust, individually, known to me to be the same name is subscribed to the within instrument, and to me that he executed the same.

Carrie D. Bulge
Notary Public for Idaho
Residing at Malad City
My Commission expires 9/27/91

22nd day of Jan, 1991, before me a notary for said State, personally appeared GARY T. DAVIS, the trustee of the Hannah A. Davis Family Living Trust, individually, known to me to be the same name is subscribed to the within instrument, and to me that he executed the same.

Karen H. Davis
KAREN H. DAVIS
Residing at Malad City

TIME 3:13:20

DATE 5/01/91

PARCEL	RPO261502	A	PROPERTY ADDRESS
--------	-----------	---	------------------

EFFECTIVE DATE	0/00/00	EXPIRE DATE	0/00/00	CAT	YR	QUANTITY	UNIT	VALUE
----------------	---------	-------------	---------	-----	----	----------	------	-------

NAME					
DAVIS FARM LIMITED PARTNERSHIP	3	90	131.000	AC	14,315
307 WEST HARRISON ROAD	5	90	29.000	AC	870

WALAD, LOAHO 83252

353C

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34-12-36

MICROFILMED
FEB 06 1992

TAX-CODE AREA	PREVIOUS PARCEL #	COMMENTS
4-00		

MAP #
PHOTO #
DEED # - NEW
SUBDIVISION
PARCEL TYPE

116755
0000
LOCATION CODE
ZONE
DLC

115692

EXEMPTIONS: ** NONE **
SPECIALS :

***** SUB-SYSTEMS PRESENT *****
RUR INV LAND

TOTALS	160.000	\$15,185
--------	---------	----------

NOTES

DATE:

DATE _____

VALUATION SUMMARY SHEET

DATE 5/01/91

TIME 9:13:20

PARCEL RP0282100 A PROPERTY ADDRESS

EFFECTIVE DATE 0/00/00 EXPIRE DATE 0/00/00 CAT YR QUANTITY UNIT VALUE

NAME	DAVIS FARM LIMITED PARTNERSHIP	3	90	60.000	AC	6,220
	RT 1	5	90	12.000	AC	360
	307 W HARRISON RD	19	90	8.000	AC	

MALAD, IDAHO 83252

DESC

S2SW

34-12-36

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FEB 06 1992

TOTALS	80.000	\$6,580
--------	--------	---------

TAX CODE AREA 10-00

PREVIOUS PARCEL #

COMMENTS

**** SUB-SYSTEMS PRESENT ****
RUR INV LAND

MAP #

PHOTO #

DEED #-NEW

SUBDIVISION

PARCEL TYPE

ZONE

OLD

115682

0000

LOCATION CODE

115669

EXEMPTIONS: ** NONE **

SPECIALS :

No 387

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Oneida

ss.

Gandra Strub

being duly sworn,
deposes and says: That she is the secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with November 21, 1991, and ending with the issue of November 28, 1991

Gandra Strub

Fee \$ 34.25

Subscribed and sworn to before me this 11th day

of Dec., 1991

Susan J. Wittman

Notary Public, Residing at Malad, Idaho

My Commission Expires 2-9, 1994

NOTICE OF AMENDED CLAIM TO A WATER RIGHT No. 15-04082

Notice is hereby given that Claim to Water Right No. 15-04082 in the name of Samuel J. Davis, Malad, Idaho, was filed with a priority date of August 19, 1939 for the diversion and application to beneficial use of .02 cfs of water from Bissell spring tributary to sinks with the point of diversion within the NENE, Sec. 4, T13S, R36E, County of Oneida; the water is claimed to be used from April 1 to January 1 for stockwater within the SWSW, Sec. 34, T12S, R36E.

Claim No. 15-04082 now being amended in the name of Gary T. Davis, Malad, ID, proposes to change the priority date to March 12, 1917.

Any exception to any claim of water right may be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID 83402.

R. Keith Higginson, Director

No. 1387

11-21-28 T2

RECEIVED

DEC 18 1991

Department of Water Resources
Eastern District Office

RECORDED

FEB 06 1992

State of Idaho
Department of Water Resources

Distributed for Staffing

Submitted for Advertising

HWT 11-7-91

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWT

Right Number 15-04082

Applicant Gary T. Davis

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.
- ☒ W.D. NA

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By HWT

Date 12-18-91

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By BLM

Date 1-23-92

XW



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

13-Nov-1991

THE IDAHO ENTERPRISE
PO BOX 205
MALAD CITY ID 83252

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before December 9, 1991.

Yours truly,

Rita Bodell
Secretary/Office Coordinator

Encl.

MICROFILMED

FEB 06 1992

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 15-04082

Notice is hereby given that Claim to a Water Right No. 15-04082 in the name of Samuel J. Davis, Malad, ID, was filed with a priority date of August 19, 1939 for the diversion and application to beneficial use of .02 cfs of water from Bissell spring tributary to sinks with the point of diversion within the NENE, Sec. 4, T13S, R36E, County of Oneida; the water is claimed to be used from April 1 to January 1 for stockwater within the SWSW, Sec. 34, T12S, R36E.

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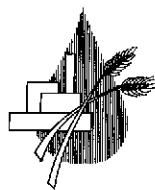
R. Keith Higginson, Director

Published in the Idaho Enterprise 11-21 & 28-1991

RECORDED

FEB 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Samuel J. Davis
(Name of Claimant)
Box 169, Malad, Idaho 83252 Telephone No. 766-2590
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) August 19, 1939

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Bissell spring tributary to sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.02 cfs</u>	Use	<u>stockwater</u>	Period of Use From <u>4/01</u>	To <u>1/01</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NE ¼, Sec. 4 Twp. 13S Rge. 36E B.M., County of Oneida
Additional points of diversion: 100 005-027-011-01 Reach 2 miles

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. water from spring discharging into one-inch pipeline to claimants property.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	36E	34											X						

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: water is used to water cattle from an open trough

NOTE: Include here the type and number of stock watered: 100 head cattle
If you are claiming water as a member of an organization, list name of organization: _____

MICROFILMED

FOR DEPARTMENT USE ONLY
Date 12-10-81
Date 12-11-81
Date 12-18-81
Published in Idaho Newspaper #19198
12-24-81
12-31-81

Forwarded to
claimant by:
Date

Exception filed by:

My commission expires

12/31/81

Notary Public
Residing at

Maeda Idaho

1981
(Claimant)

Sworn to before me this 8th day of December

James J. Maeda

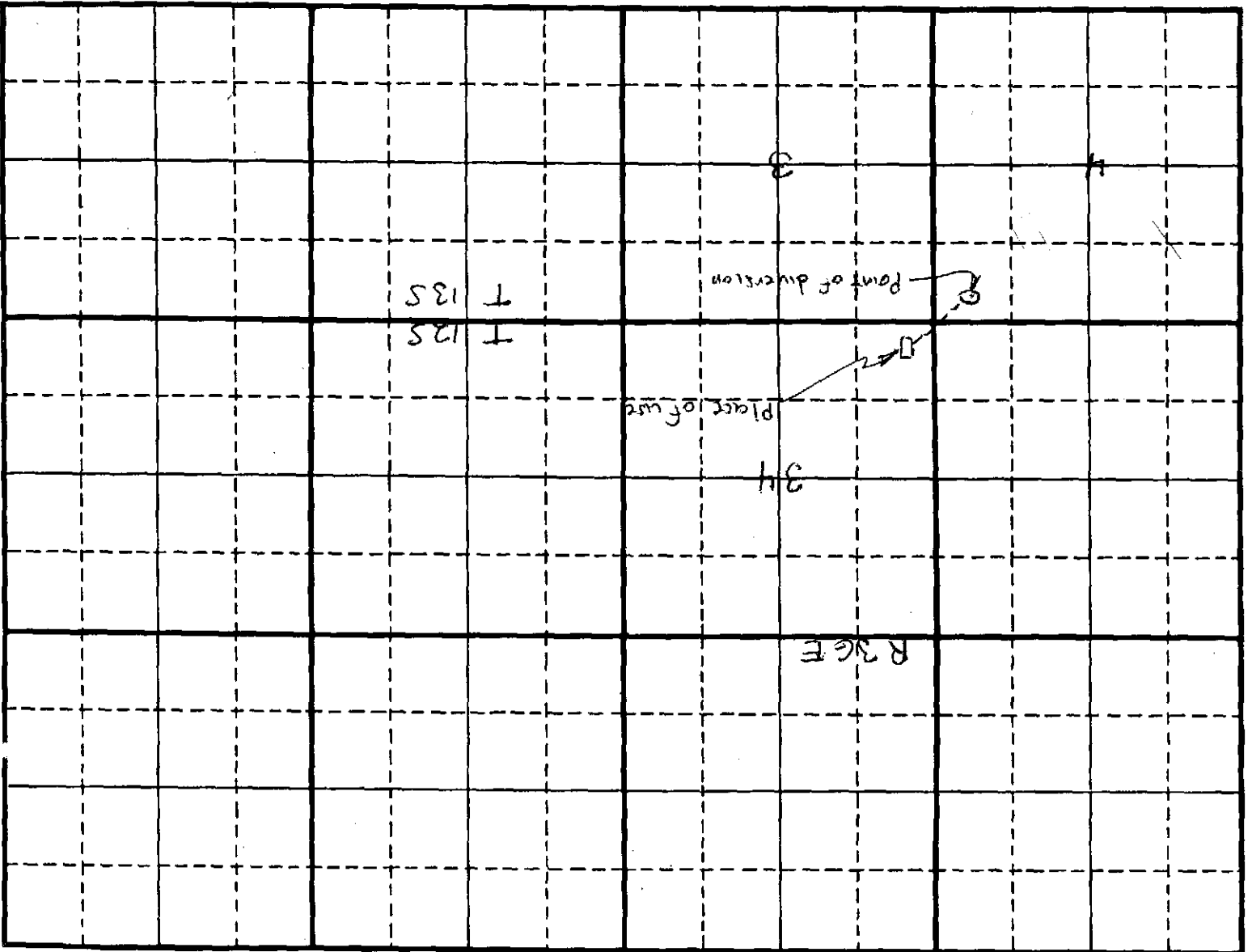
affiant's knowledge.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the

State of Idaho
County of Oneida
ss.
)

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Scale: 2 inches equal 1 mile.



(8) Remarks

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 5 1982
Department of Water Resources
Eastern District Office

STATE OF IDAHO, }
County of Oneida } ss.

Carole B. Hummel
being duly sworn,
deposes and says: That she is the Secretary of THE
IDAHO ENTERPRISE, a weekly newspaper published at Malad,
in the County of Oneida and State of Idaho; that said paper has
been and is in general circulation in the county aforesaid, and in
the vicinity of Malad; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
2 consecutive weeks in the regular and entire issue of said
paper during the period of time of publication, and was
published in the newspaper proper and not a supplement; that
said paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of first
publication of said advertisement.

Such notice was published in the issue beginning with
December 24, 1981, and ending
with the issue of December 31, 1981

Fee 18.75
Subscribed and sworn to before me this 4th day
January, 1982

Carole B. Hummel
Notary Public, Residing at Malad, Idaho

My Commission Expires Sept, 1982

NOTICE OF CLAIMS TO WATER RIGHTS

NOTICE IS HEREBY GIVEN
that the following claim(s) to
water right(s) have been estab-
lished by diversion and appli-
cation to beneficial use:

No. 15-4082

DAVIS, SAMUEL J.

P.O. Box 169, MALAD, ID 83252

Source: BISSELL SPRING tri-
butary to SINKS

Priority Date: 08-19-1939

Amount: 0.02 CFS

Diversion Point: NENE Sec 04 T
13S R 36E, ONEIDA Co.

Use: STOCKWATER (0.02 CFS)
from 04-01 to 01-01

Place of Use: SWSW Sec 34 T 12S
R 36E

Diversion Means: SPRING TO
PIPELINE

Any exception to any claim of
water right may be filed with the
Director of the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Idaho
83402.

A. KENNETH DUNN
Director

Published 12-24 & 12-31-81.
12-24-31 12.00 12.00
Lines 34

NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 15-04082

Notice is hereby given that Claim to a Water Right No. 15-04082 in the name of Samuel J. Davis, Malad, ID, was filed with a priority date of August 19, 1939 for the diversion and application to beneficial use of .02 cfs of water from Bissell spring tributary to sinks with the point of diversion within the NENE, Sec. 4, T13S, R36E, County of Oneida; the water is claimed to be used from April 1 to January 1 for stockwater within the SWSW, Sec. 34, T12S, R36E.

Claim No. 15-04082 now being amended in the name of Gary T. Davis, Malad, ID, proposes to change the priority date to March 12, 1917.

Any exception to any claim of water right may be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID 83402.

R. Keith Higginson, Director

Published in the Idaho Enterprise 11-21 & 28-1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 11, 1982

SAMUEL J. DAVIS
P.O. BOX 169
MALAD

ID 83252

RE: Claim No. 15-4082

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

MICROFILMED

RECEIVED
JAN 19 1982

Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HET

Right Number 15 4082 Applicant Davis
15-4082

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ok
HET
- ☒ Name and address.
 - ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
 - ☒ Source.
 - ☒ Quantity, use, period.
 - ☒ Point(s) of diversion.
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- Jan 11, 1982

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Jan 13, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By tw Date 1/19/82

MICROFILMED

Code

100-5-27-11-1

Reach 2.0 miles

3/79

IDENT. NO.

15 4082

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E SWATER RIGHT
DATA ENTRY LOGInitialsDateItemsp12-16-81

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Key punched by State Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 17, 1981

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 11, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

15-4082_

DAVIS, SAMUEL J.

P.O. BOX 169, MALAD, ID 83252

Source: BISSELL SPRING tributary to SINKS

Priority Date: 08/19/1939

Amount: 0.02 CFS

Diversion Point: NENE Sec 04 T 13S R 36E, ONEIDA Co.

Use: STOCKWATER (0.02 CFS) from 04/01 to 01/01

Place of Use: SMSW Sec 34 T 12S R 36E

Diversion Means: SPRING TO PIPELINE

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN

Director

Published 12/24 & 12/31/81.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

December 3, 1981

Edward L. Scott
44 Main Street
Malad City, Idaho 83252

Dear Mr. Scott:

As per our telephone conversation I am returning the Davis claim to a water right and check No. 92-86 for \$30.00.

Please review the newly typed claim and note that only the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34 is indicated as the location of the water trough. I also changed the flow from the spring to 0.02 cfs which is the smallest unit we deal with.

If all seems correct, please have Mr. Davis sign the claim and notarize his signature. Send the document and the \$30.00 check back to this office for processing.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:cw

Enclosures

Attachment: Check No. 92-86

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