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RECEIVED

APR - 4 2003

Department of Water Resources

FAX COVER SHEET

DATED: April 4, 2003

TIME: 11:03 a.m.

TO: Kari Lynn Townsend

FAX NO: (208) 327-7866

REFERENCE: Change of Ownership/Cecil Jackson

PAGES TO FOLLOW COVER SHEET: 4

MESSAGE:

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IF ALL PAGES ARE NOT RECEIVED, PLEASE CALL Lorraine or Pam AT (208) 756-2009.
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PAUL B. WITHERS, ESQ.
WITHERS LAW OFFICE, Chartered
1301 Main Street, Suite 6
Salmon, Idaho 83467
Telephone: (208) 756-2009
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April 4, 2003

Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098
RE: Change of Ownership/Cecil Jackson
Attn: Kari Lynn Townsend
VIA FACSIMILE (208) 327-7866

Dear Ms. Townsend:

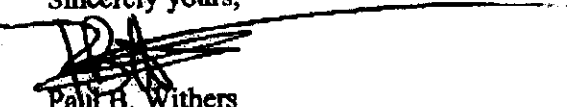
I have just recently been in touch with Mr. Jackson regarding the water rights that are still in question. He has been out of town and is scheduled to meet with me on April 7, 2003. After my meeting with him I will place in the mail a map and other documents related to the transfer for your review.

Also, I have faxed herewith a copy of a letter from my office to you dated October 17, 2001, which you indicated was not in your file. I will mail the documents referred to with future mailing.

Finally, I am faxing a copy of a Quit Claim Deed for an addition five (5) acres that may resolve ownership of the property on which some of the water rights may be located.

Thank you for your patience.

Sincerely yours,


Paul B. Withers
PBW/lis

Enclosures 2

**PAUL B. WITHERS, ESQ.
WITHERS LAW OFFICE, Chartered
P.O. BOX 849
Salmon, Idaho 83467
Telephone: (208) 756-2009
Facsimile: (208) 756-2046**

October 17, 2001

**Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098
RE: Change of Ownership/Cecil Jackson
Attn: Kari Lynn Townsend:
VIA FACSIMILE & U.S. Mail**

Dear Ms. Townsend:

Pursuant to our conversation of October 16, 2001, I have enclosed herewith a copy of the grazing permit from the BLM to Gordon Kirschenmann, the Assignment of Permit from Kirschenmann to Cecil Jackson, and a map my office received from the BLM showing the location of the grazing allotment as located in the sections addressed in the partial decrees.

As we discussed previously, these partial decrees relate to water rights associated with the allotment provided by the grazing permit. Those rights have been transferred to the Jackson's and we have filed for the application with the Department for the transfer.

Please let me know if you need anything more. Thank you in advance for your courtesies in this matter.

Sincerely yours,



Paul B. Withers

Enclosures

**THIS IS BE RECORDED TO CORRECT THE L L D RIPTION.

COPY

QUITCLAIM DEED

OTVD

For Value Received, GORDON R. KIRSCHENMANN, whose address is Post Office Box 551, Ririe, Idaho, 83443, as Grantor does hereby Convey, Release, Remise and Forever Quitclaim unto CECIL T. JACKSON and JUDITH BAILEY-JACKSON, husband and wife, whose address is 872 Lemhi Road, Salmon, Idaho, 83467, ANY and ALL interest which Grantor may have in that certain property located in Lemhi County, Idaho, more particularly described as follows:

Boise Meridian, Idaho. T. 21 N., R. 23 E., Sec. 27, ~~N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$~~

N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$

Containing 5.0 acres;

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining.

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way threon for ditches or canals constructed by the authourity of the United States. Act of August 30, 1890, 26 Stat. 391; 45 U.S.C. 945;
2. All mineral deposits in the lands so patented pursuant to the Act of October 21, 1976 (90 Stat. 2757; 43 U.S.C. 1719), and to it, or persons authorized by it, the right to prospect, mine and remove such deposits of same under applicable law and such regulations as the Secretary of the Interior may prescribe.

DATED this 15th day of October, 2001.

Gordon R. Kirschenmann
GORDON R. KIRSCHENMANN

State of Idaho) 249067
County of Lemhi) SS No.

This instrument was filed for record at the request

of Paul B. Withers

at 11:45 o'clock A on 12/12 2001

and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder

By Terri J. Morton Deputy

Fee 6.00

Return to Paul B. Withers

248824

State of Idaho) SS No.

This instrument was filed for record at the request

of Paul B. Withers

at 11:13 o'clock A on 12/14 2001

and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder

By Terri J. Morton Deputy

Fee 6.00

Return to Paul B. Withers

QUITCLAIM DEED - 1

90 7

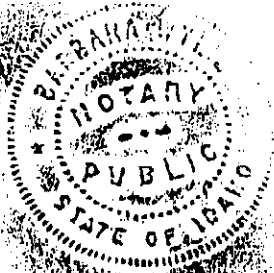
248824

STATE OF IDAHO)

County of Jefferson) ss.

On this 18th day of October, 2001, before me, an Idaho notary public, personally appeared GORDON R. KIRSCHENMANN, 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.

Barbara Wylie
Notary Public for Idaho

Residing at Salmon River, Idaho

My Commission Expires: 11-30-02