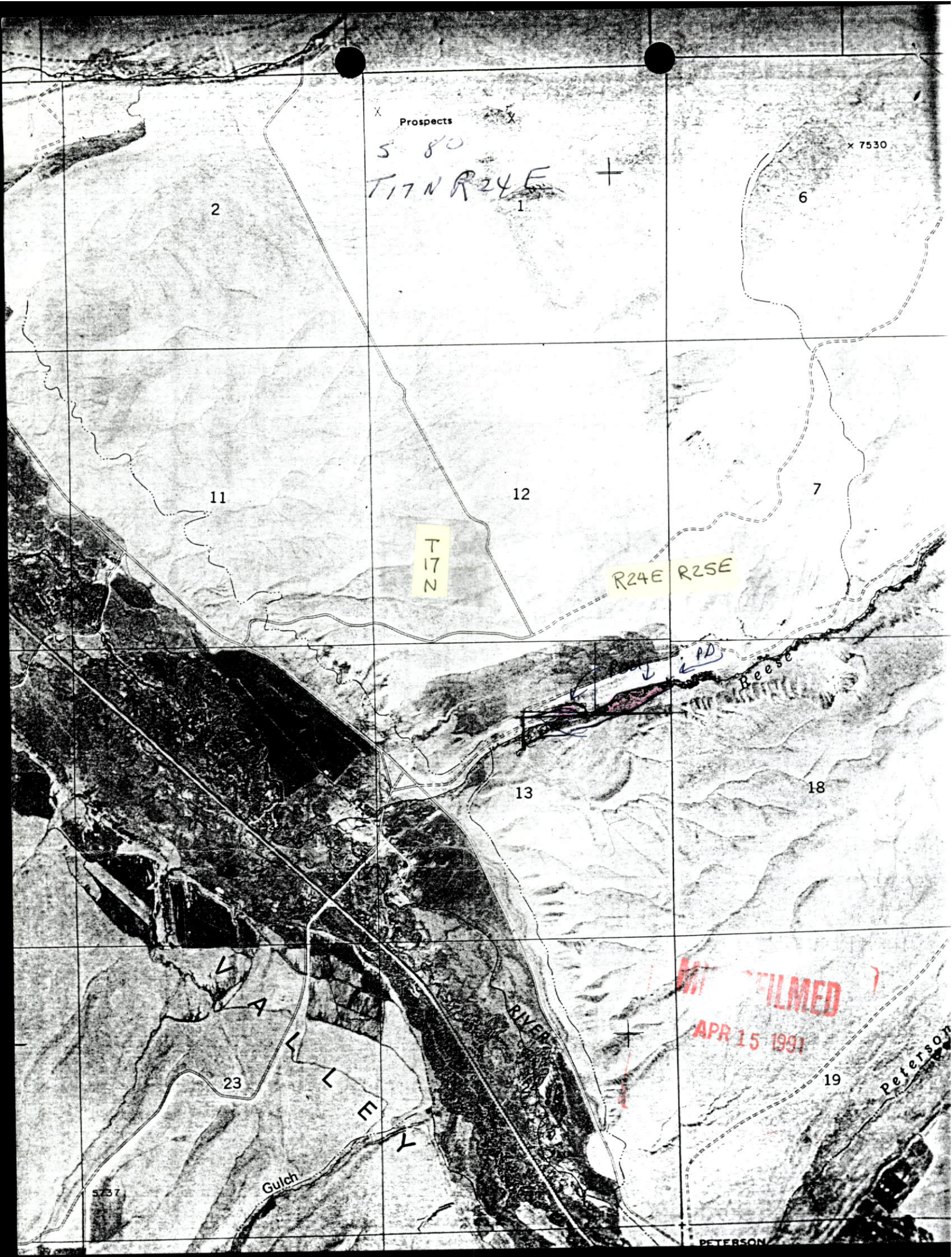




Prospects
5 80
T17N R24E

x 7530

T
17
N

R24E R25E

FILMED
APR 15 1991

Peterson

PETERSON

Gulch

RIVER

5237

23

13

18

19

11

12

7

6

2

6/6/96

_____ River at

A hand-drawn diagram on grid paper showing a stepped profile. The profile starts at a height of 1.0, drops to 0.5, rises to 1.5, drops to 2.5, rises to 3.5, and finally drops to 4.0. The horizontal segments are labeled with their lengths: 0.5, 1.5, 2.5, and 3.5. The total horizontal length is indicated as 4.0.

Reese Creek below - POD

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

JUN 09 1998

74-07322

5594T

65802T

⊕ I-43

T17N, R24E

× 5930AT

⊕ 6808T

5348T

5600

R24E

6005T

6000

11 12
14 13

12 13
18 17

Reese

**PLACE OF USE
POINT OF DIVERSION**

**SECTION
13**

T17N

BM 5374

Campground

Well

5400

14 13
23 24

13 18
24 19

⊕ I-44

Gravel Pit

× 5822AT

Lemhi

5718T

Peterson

PETERSON

74-07322

JUN 09 1998

5685T

× 5765T

Gulch

river

Mile 40

11 12
19 13

T17N, R24E



REESE CREEK

IRRIGATION DITCH
PLACE OF USE

TWO HOMES

Reese Creek

POINT OF DIVERSION

2 HOMES
MICROFILM
JUN 09 1933

74-07322

74-07322

Lemon Wallace

IRRIGATION

1 of 3

VIEW OF
LOWER MOST
PORTION
PLACE OF USE.



VIEW OF
PLACE OF
USE



PERMIT
NUMBER

74-07322

PHOTO FILMED
JUN 09 1998

LEMON WALLACE

IRRIGATION

213

VIEW OF
PLACE OF
USE



VIEW OF
PLACE OF
USE



JUN 09 1998

PERMIT
NUMBER

74-07322

LEMON WALLACE

IRRIGATION

3 of 3

VIEW OF
UPPER
MOST PLACE
OF USE,



VIEW OF
POINT OF
DIVERSION



MICROFILMED

JUN 09 1998

PERMIT
NUMBER

74-07322

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 74-07322

Priority: December 11, 1990

Maximum Diversion Rate:

0.16 CFS

Maximum Diversion Volume:

28.0 AF

This is to certify, that TERRY A MC NELLIS

PO BOX 4

LEMHI ID 83465

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 11, 1990; and has submitted Proof of Beneficial Use on March 15, 1993. An examination indicates that the works have a diversion capacity of 10.350 cfs of water from:

REESE CREEK

tributary to LEMHI RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.16 CFS	28.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 13, Township 17N, Range 24E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
17N	24E	13	NENE 6	NWNE 2		8

Total number of acres irrigated: 8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

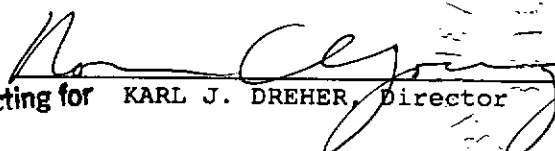
JUN 09 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 74-07322

CONDITIONS OF APPROVAL AND REMARKS

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 30th
day of MAY, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 09 1998

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
~~ORIGINAL APPLICATION~~	~~74-07322~~	~~WALLACE, LEMON S.~~ ~~WALLACE, PATSY R.~~ ~~WALLACE, JOHN A.~~	~~0.20~~
FULL ASSIGNMENT	74-07322	MCNELLIS, TERRY A.	0.20

1/22/97

MICROFILMED
MAR 11 1997

07/84

For Office Use Only

\$25.00 Filing Fee

Receipt # E 022880Date 1-15-97

State of Idaho
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 17 1997

Department of Water Resources

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Lemon S. Wallace (Permit Holder) hereby assign to Terry A. McNeillis
of P.O. Box 4, Lemhi, Idaho 83465, 208 768 2770
(Full Address and Phone Number)

All my right, title, and interest in and to Permit No. 74-07322
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. 74-07322 to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this 25 day of November, 1996.

Lemon S. Wallace

Permit Holder(s)

State of Kansas)
County of Lincoln) SS

Terry R. Wallace
John A. Wallace

On this 3 day of January, 1997, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Carol Modrow

Notary Public

Carol Modrow

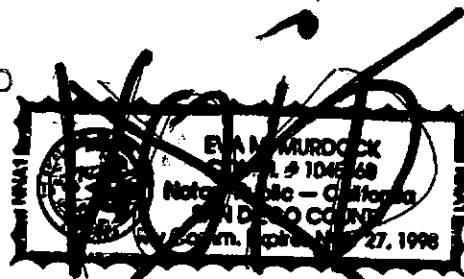
Signature

My commission expires: 10-04-97

MICROFILMED

MAR 11 1997

Att Keith Wilson



RECEIVED

MAR 15 1993

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 3-15-93
Receipt No. C-26993
Receipt by JWSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 74-07322 Telephone No. (208) 768-2729
2. Name(s) of Permit Holder(s): Lemon S., Patsy R. and/or John A. Wallace
3. Mailing Address: P.O. Box 83, Lemhi, Idaho 83465
4. Source of Water: Reese Creek

If GROUNDWATER, Well Driller's Name: N/A Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 10 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .20 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Lemon S. Wallace (208) 768-2729
Name Telephone No.

P.O. Box 83, Lemhi, Idaho 83465
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

MAR 8, 1993
Date

Lemon S. Wallace
Signature (and title, if on behalf of a company or organization)

MAY 21 1993

State of Idaho
Department of Water Resources

NO. 74-07322

Proposed Priority: December 11, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that LEMON S. WALLACE
PATSY R. WALLACE
JOHN A. WALLACE
P.O. BOX 83
LEMHI, ID 83465

has applied for a permit to appropriate water from:

tributary of LEMHI RIVER

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
----------------	---------------	-------------------

IRRIGATION	04/01 to 11/01	0.20 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SENENE Sec. 13, Township 17N, Range 24E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
17N	24E	13	NENE	7	NWNE	3			10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 74.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

28 day of March, 1991

APR 15 1991

for R. Keith Higginson, Director

\$ 30.00

74-7322

Form 202
6/85

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

DEC 11 1990

To appropriate the public waters of the State of Idaho

Department of Water Resources
Eastern District Office

1. Name of applicant Lemon S. or Patsy R. or John A. Wallace Phone (208) 768-2729
Post office address P.O. Box 83, Lemhi, Idaho 83465
2. Source of water supply Reese Creek which is a tributary of Lemhi River
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 13 Township 17 N Range 24*
25 E B.M. Lemhi County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.20 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Head gate is used to
divert stream into a dirt ditch flood system.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
4 years (minimum 1 year).

RECORDED

APR 15 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17N	24E ~~25E~~	13	7	3															10

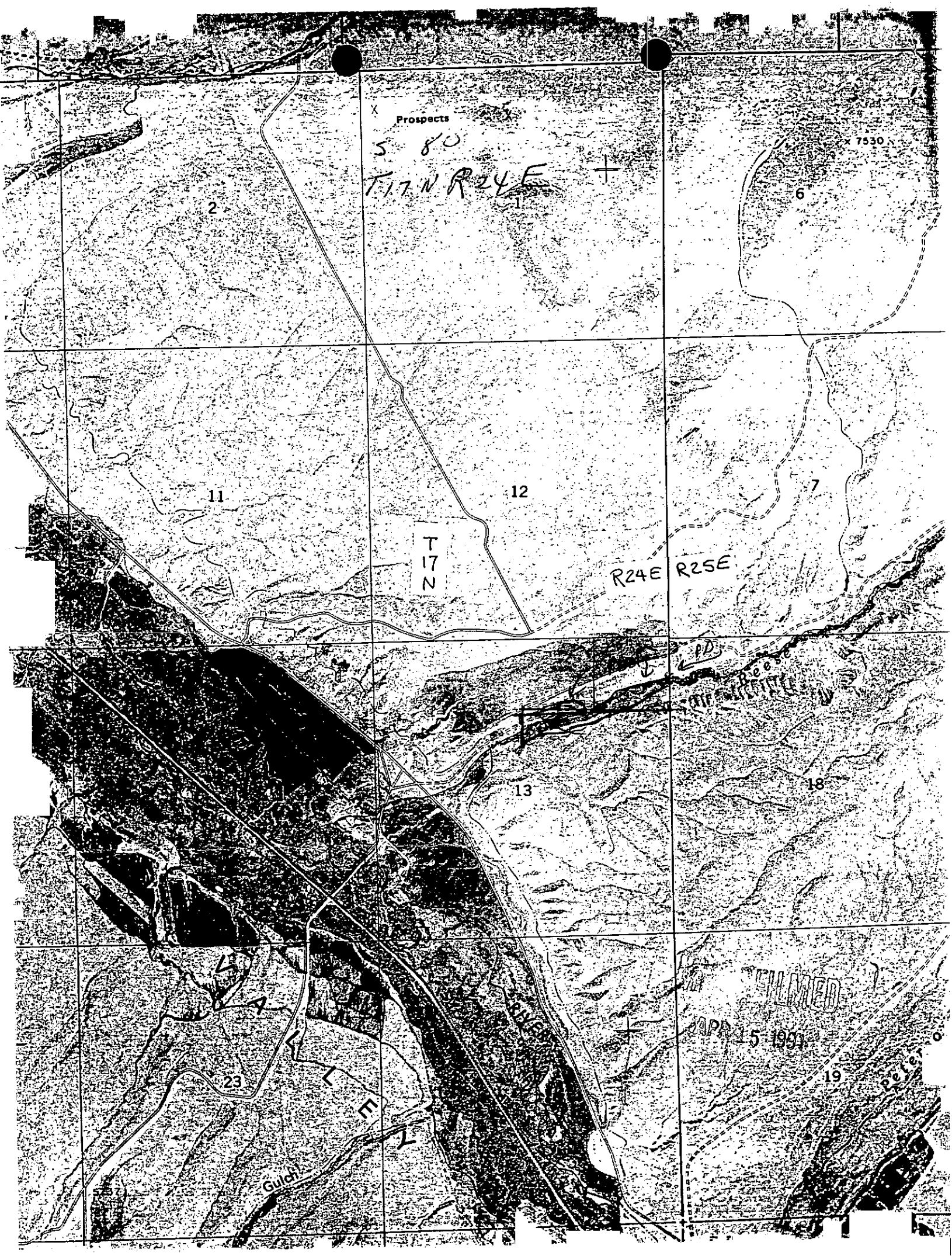
Total number of acres to be irrigated 10 Ae

10. Describe any other water rights used for the same purposes as described above. None

- Who owns the property at the point of diversion? App.
- Who owns the land to be irrigated or place of use? App.
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: *Changes made as per telecon w/ John A. Wallace 9 Jan 1991 - KCCW

APR 15 1991



Prospects

5 80

T17N R24E

+

7530

6

2

11

12

T17N

R24E R25E

7

13

18

19

23

Guich

FILMED

APR 15 1991

MICROFILMED
APR 15 1991

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lemon S. Wallace
(Applicant)

Received by HUT Date 12-11-90 Time 1:45pm Preliminary check by KCW
Fee \$ 30.00 Received by HUT # EO15526 Date 12-11-90
Publication prepared by RB Date 2-7-91 Published in Recorder-Herald
Publication approved CW Date 2-26-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

APR 15 1991

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

74-07322
WALLACE, LEMON S.
WALLACE, PATSY R.
WALLACE, JOHN A.
P.O. BOX 83
LEMHI, ID 83465

Source: REESE CREEK
Tributary: LEMHI RIVER
Diversion Pt: SENENE Sec 13 T
17N R 24E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 12/11/1990
In: T17N R24E S13 NENE NWNE
10.0 ACRES TOTAL

74-07323
LEMHI SCHOOL DISTRICT,
SOUTH

P.O. BOX 119
LEADORE, ID 83464

Source: GROUNDWATER
Diversion Pt: NWNE Sec 33 T 16N
R 26E

Use: IRRIGATION (.180 CFS)
Total Diversion: (.180 CFS)
Date Filed: 11/1/1990
In: T16N R26E S33 NWNE
9.0 ACRES TOTAL

75-07557
HYNDMAN, MILDRED
HYNDMAN, ROBERT
1066 CLAREDOT

IDAHO FALLS, ID 83402
Source: SALMON RIVER
Tributary: SNAKE RIVER
Diversion Pt: LOT 1 (SENW) Sec
35 T 24N R 21E

Use: IRRIGATION (.240 CFS)
Total Diversion: (.240 CFS)
Date Filed: 11/7/1990
In: T24N R21E S35 Lot 2 (SWNW)
Lot 1 (SENW)

12.0 ACRES TOTAL
75-07562

DANIELS, ROBERT H.
P.O. BOX 1123
SALMON, ID 83467

Source: UNNAMED STREAM
Tributary: LEMHI RIVER
Diversion Pt: NWSE Sec 30 T 21N
R 23E

Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.050 CFS)
Date Filed: 10/26/1990
In: T21N R23E S30 NWSE
1.0 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of Water
Resources, Eastern Region, 150
Shoup Avenue, Suite 15, Idaho Falls,
Idaho 83402 on or before FEBRU-
ARY 25, 1991.

R. KEITH HIGGINSON,
Director
Published 2/7/1991 &
2/14/1991

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

FEB 20 1991

Department of Water Resources
Eastern District Office

RICKY G. HODGES

being first duly sworn, deposes
and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper published
weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the Notice of Application of Water Right Nos.

74-07322/74-07323/75-07557/75-07562

, a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and pub-
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for two (2) consecutive issues, commencing with the issue
dated Feb. 7, 1991 and ending with the issue dated Feb. 14, 1991

STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this 18th day of February in the year of 1991
before me, A Notary Public, personally appeared RICKY G. HODGES
known or identified to me to be the person whose name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he
executed the same.

Rachel E. Snook
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 10/15/91
Publication Fee \$ 83.16

APR 15 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 1, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TERRY A MC NELLIS
PO BOX 4
LEMHI ID 83465

RE: WATER RIGHT NO. 74-07322

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

UNRECORDED

JUN 09 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

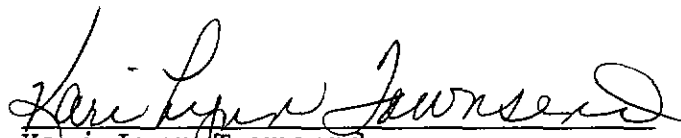
JUN 09 1993

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 74-07322

TERRY A MC NELLIS
PO BOX 4
LEMHI ID 83465


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 09 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 74-07322 DATE 5/26/98 REVIEWER: SHARLA

NAME Change/OK
 Address H. Ellis
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .20 cfs
 Fee limit .20 cfs \$5000
 Measured 10.35 cfs
 Theoretical flood irrig
 Recommended Total Div Rate .16 cfs

WATER USES	<u>OK</u>	Change (P46)		
<u>Dom.</u>	<u>.16</u> cfs	<u>8X3.5</u> af	Irrig -	<u>R63</u> overlap (R58-R61, R62-R65, R66-R69)
_____	_____ cfs	_____ af		supp. gw (WB7/065/079)
_____	_____ cfs	_____ af		overlap spec. combined rts (W35)
_____	_____ cfs	_____ af		<1acre (W31)
_____	_____ cfs	_____ af	Domestic	(W01/WB5/070/071/075)
TOTALS	<u>.16</u> cfs	<u>28.0</u> af	Power	(W42 or W43/025/027/R22 or R23)
			Fish (042)	Fire (077) Wtr Quality (081/R07)

Flow rate .16 cfs X 1874 days X 1.98 = 58.3 af

REMARKS _____

ADD'L CONDITIONS R04 Watermaster Control WD# 74
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ☒ no ☐ SRBA Claim NA Adjust Memo _____
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 30 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 74-07322

1. Owner: LEMON S. WALLACE, PATSY R. WALLACE Phone No. (208) 768-2729

JOHN A. WALLACE
Current Address: P.O. BOX 83, LEMHI, ID 83465

2. Accompanied by: LEMON WALLACE EXAM DATE: 6/6/96

Address: SAME Phone No. _____

Relationship to Permit Holder: OWNER

3. Source: REESE CK. tributary to LEMHI RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE	NE	13	17N	24E	LEMHI	U.S.G.S. TOPO MAP/WAPP PHOTO

2. Place(s) of Use:

Indicate Method of Determination ON SITE INSPECTION

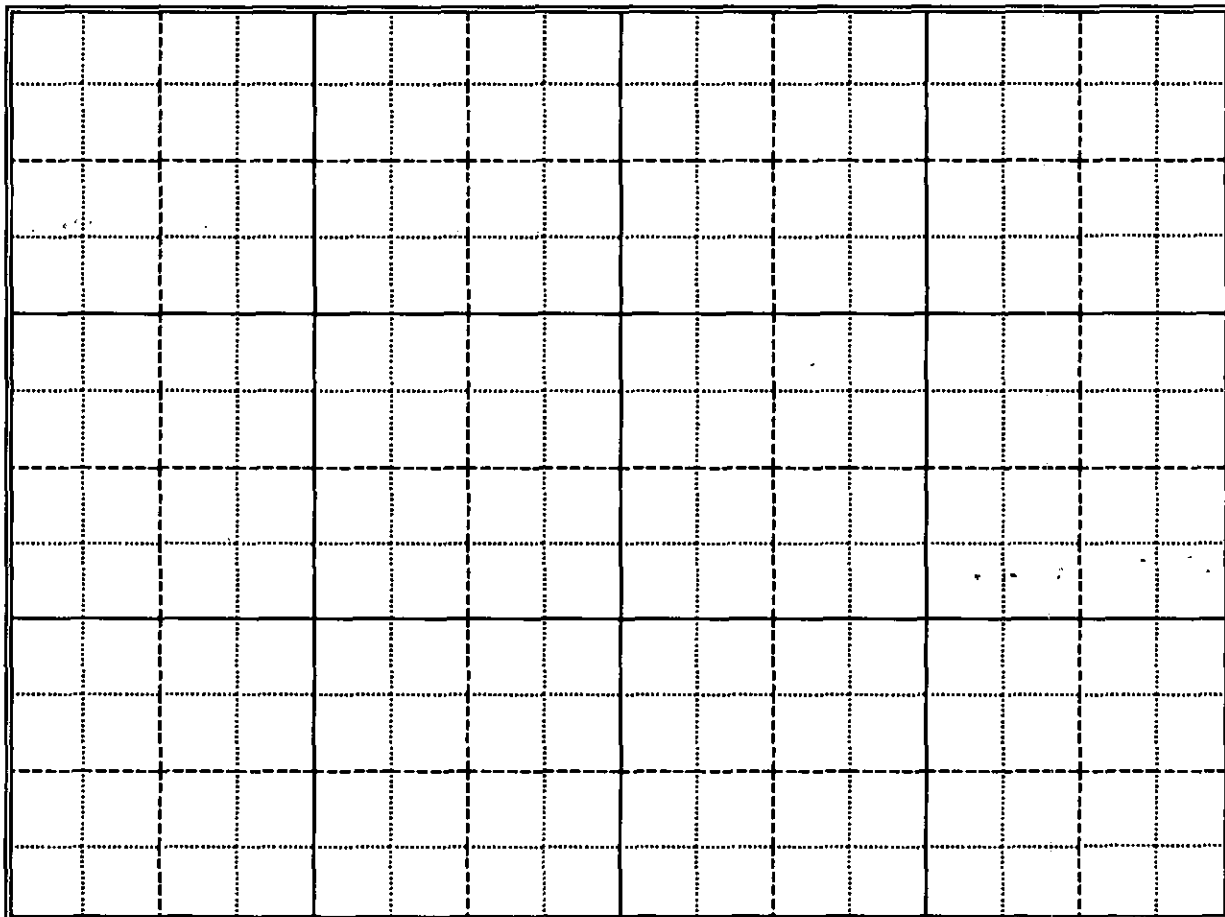
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	24E	13	5.75	2.25															108

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TOTAL 8 ACRES

JUN 09 1998

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe l.d. as applicable. *SEE ATTACHMENTS A PHOTO*



Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of _____
 _____ point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached _____
 _____ (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>AA METER</i>				<i>090127</i>		<i>1996</i>

2. Measurements: *SEE ATTACHMENTS*

E. NARRATIVE/REMARKS/COMMENTS

WATER FOR THIS IRRIGATION PERMIT IS SUPPLIED FROM
REESE CREEK. A PORTABLE DAM (CANVAS/PLASTIC) IS USED
TO DIVERT WATER DOWN A DITCH WHICH TRACKS THE HIGH
SIDE OF THE ACRES TO BE IRRIGATED. FLOOD IRRIGATION
IS THE MAIN METHOD OF WATER DISTRIBUTION TO PLACE OF
USE.

EXCEPTION: USES PORTABLE DIVERSION - CANVAS DAM.



Have conditions of permit approval been met? ☒ yes ☐ no

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JUN 09 1998

Reviewer

Date 2/24/98

I. AUTHENTICATION

_____	Change P.D., as reflected above	_____	Add P.D., as reflected above	_____	Change P.U., as reflected above
_____	Other	_____	Add P.U., as reflected above	_____	None

2. Recommended Amendments

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (ata)
16816 ATTON	7/15	0.16 cfs	28 AFT
Totals:		0.16 cfs	28 AFT.

1. Recommended Amounts

H. RECOMMENDATIONS

2. Volume Calculations for Other Uses:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 842 \times 3.5 = 2844 \text{ AFA}$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.16075 \times 183 \times 1.9835 = 58.076 \text{ AFA}$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 2844 \text{ AFA}$$

1. Volume Calculations for Irrigation:

G. VOLUME CALCULATIONS

AA HETER = REESE CREEK = 10.35 GFS
PERMIT ASK FOR = 0.20
ACCEASE ACTUALLY IRRADIATED = 84ACES X 0.02 = 0.16 GFS

Measured Method:

Additional Computation Sheets Attached

F. FLOW CALCULATIONS

6/6/96

River at

Reese Creek below - POD

.0	.10	.20	.30	.40	.50	.60	.70	.75
----	-----	-----	-----	-----	-----	-----	-----	-----

JUN 09 1998

74-07322

5594T

65802T

6600

6808T

T17N, R24E

x 5930AT

R24E

T17N

**PLACE OF USE
POINT OF DIVERSION
SECTION 13**

BM 5374

Campground
Well

5400

13 14
23 24

13 18
24 19

BM 5374

Gravel Pit

x 5822AT

Lemhi

Peterson

PETERSON

74-07322

UNRECORDED
JUN 09 1998

5685T

5763T

Gulch

river
Mile 40

T17N, R24E

1112
1413



REESE CREEK

IRRIGATION DITCH
PLACE OF USE
1 MILE
HOMES

Reese Creek

POINT OF DIVERSION

2 HOMES
MIC
JUN 0 8 1960

74-07322

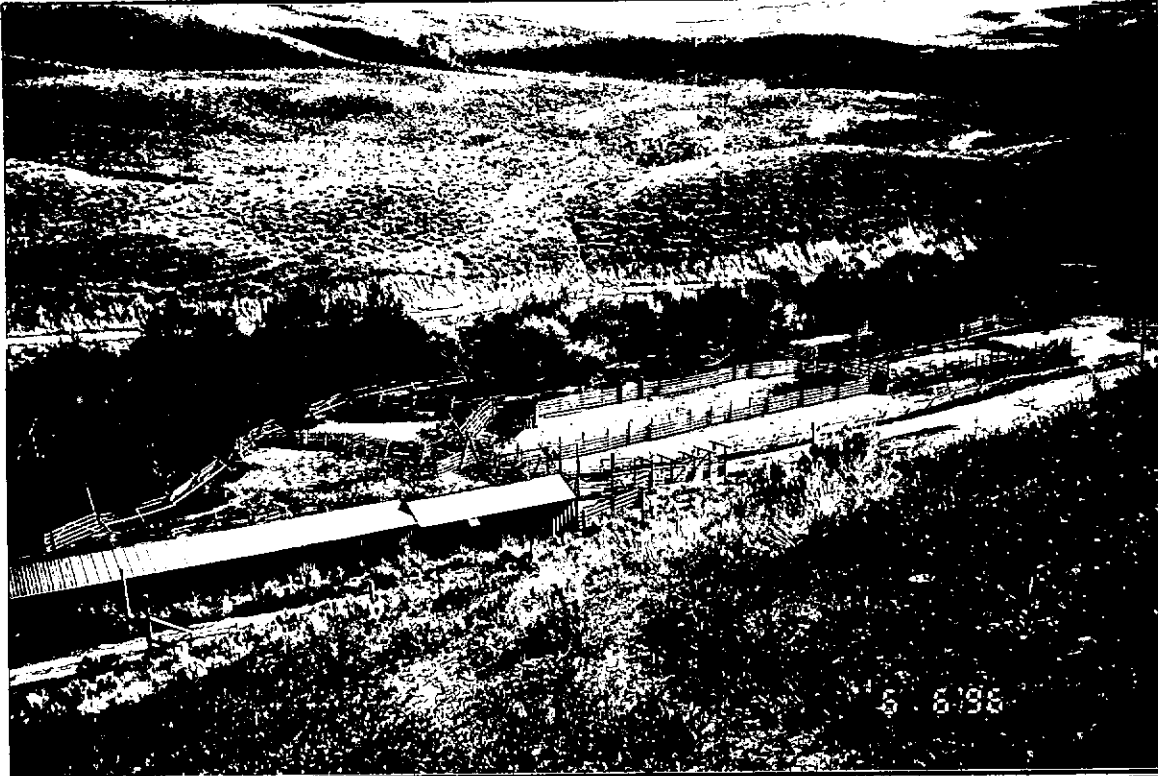
74-07322

Lemon Wallace

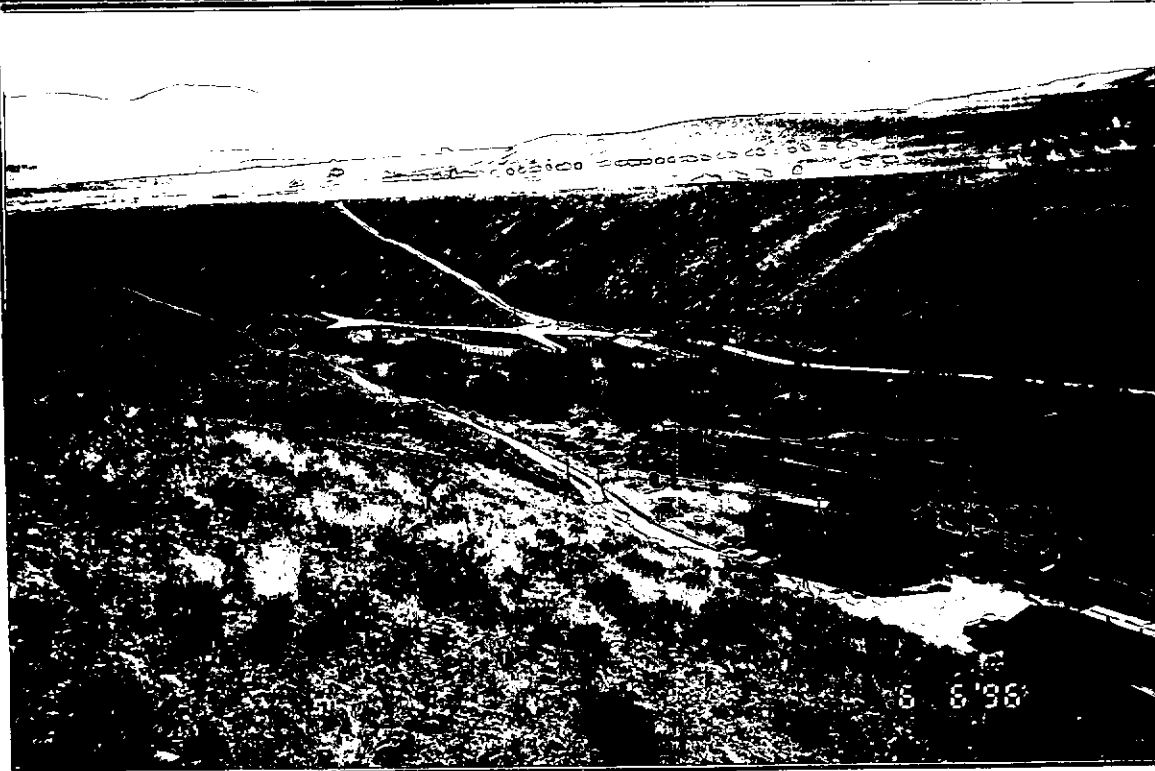
IRRIGATION

15/3

VIEW OF
LOWER MOST
PORTION
PLACE OF USE.



VIEW OF
PLACE OF
USE



MICROFILMED

JUN 09 1998

PERMIT
NUMBER

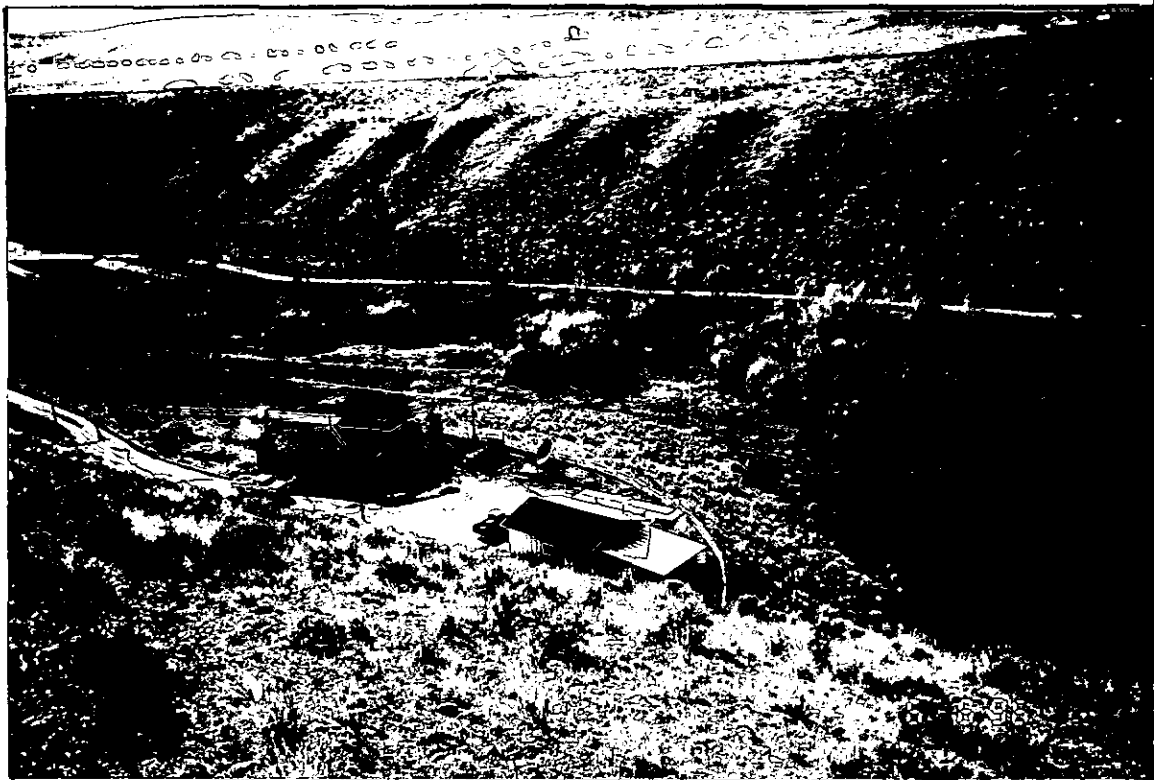
74-07322

LEMON WALLACE

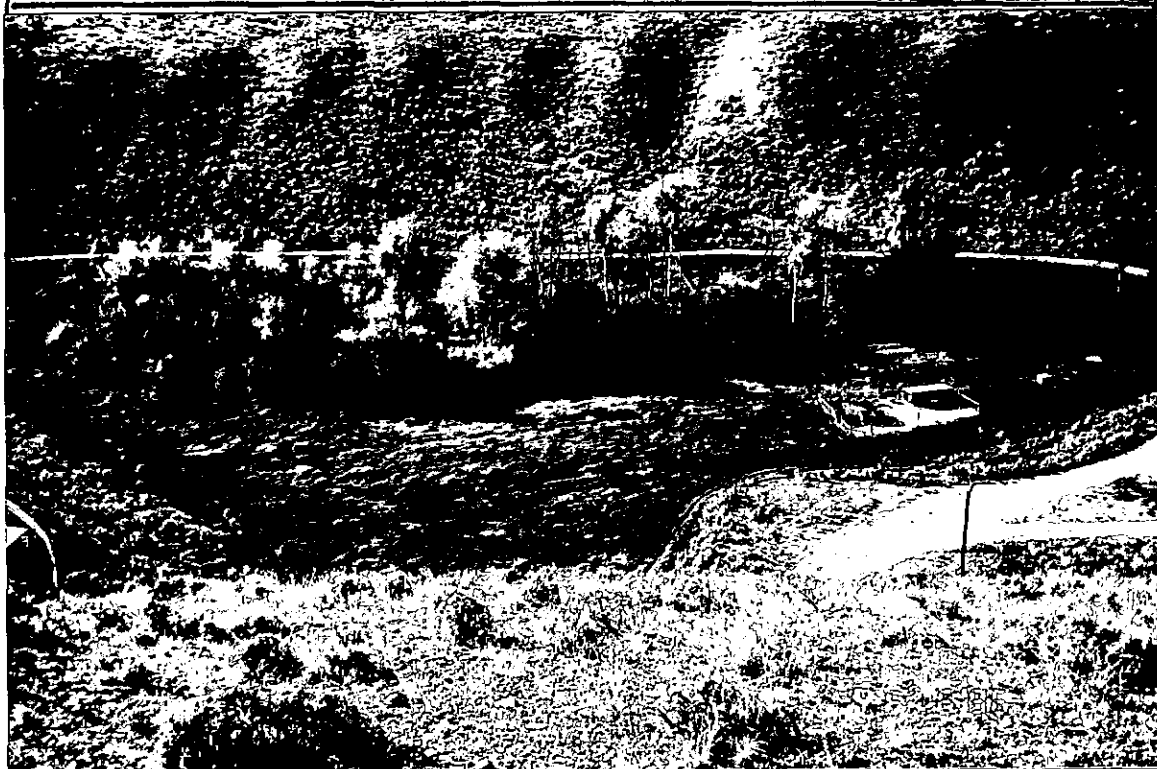
IRRIGATION

213

VIEW OF
PLACE OF
USE



VIEW OF
PLACE OF
USE



JUN 09 1998

PERMIT
NUMBER

74-07322

LEMON WALLACE

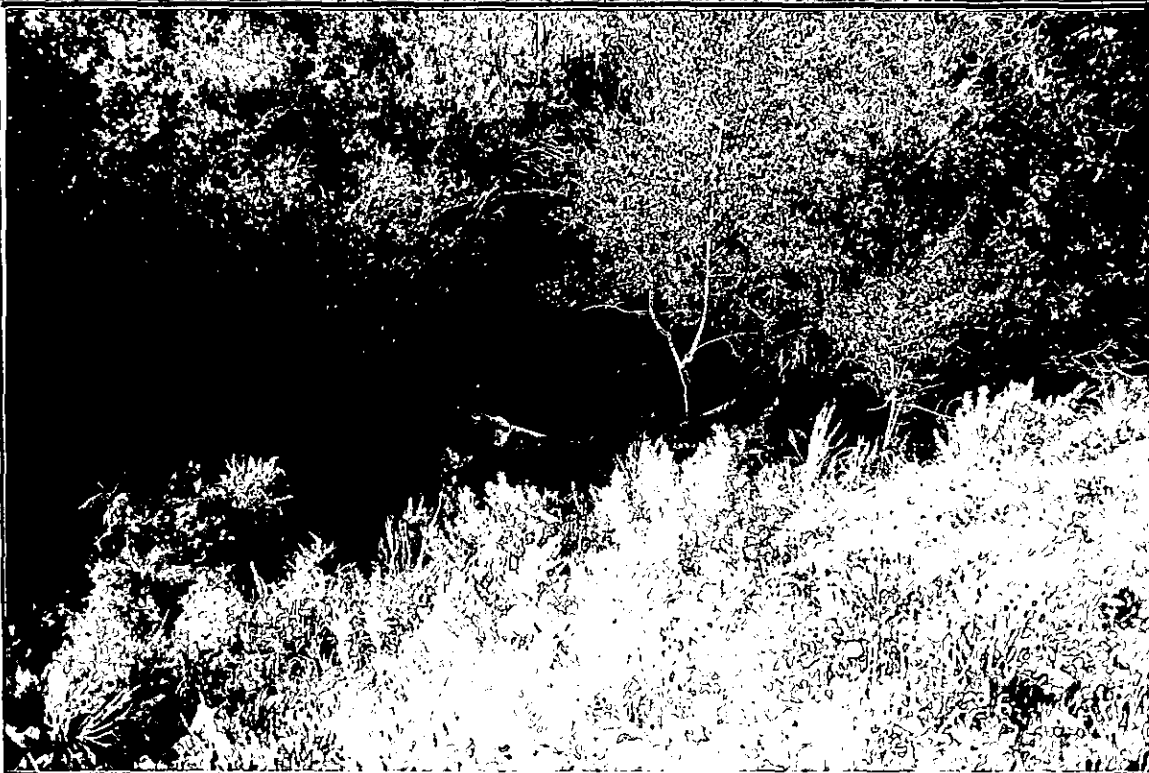
IRRIGATION

313

VIEW OF
UPPER
MOST PLACE
OF USE



VIEW OF
POINT OF
DIVERSION



MICROFILMED

JUN 09 1998

PERMIT
NUMBER

74-07322



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 22, 1997

TERRY A. MCNELLIS
PO BOX 4
LEMHI ID 83465

RE: ASSIGNMENT OF PERMIT NO. 74-07322

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

MICROFILMED

MAR 11 1997

WR0749NP
No. 74-07322

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/22/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERRY A MCNELLIS PO BOX 4 LEMHI ID 83465 (208) 768-2770	12/11/1990	IRRIGATION	04/01 11/01	0.200 CFS	
TOTAL DIVERSION:					0.200 CFS	

Water Source: REESE CREEK

Tributary to: LEMHI RIVER

Stage: PERMIT

Point(s) of Diversion: T17N R24E S13 SENENE LEMHI County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
17N	24E	13	:	07		03												:	10.0
TOTAL ACRES																			10.0

Pou County: LEMHI

Conditions of Approval:

- 26A - Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
- 005 - Use of water under this right is subject to control by the watermaster of State Water District No. 74.
- 03A - The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Dates: App. Received: 12/11/1990 Priority Date: 12/11/1990
Proof Due Date: 04/01/1993 Proof Made Date: 03/15/1993
Exam Made Date: 06/06/1996 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 74 Field Exam Fee: R (Received)

March 18, 1993

LEMON S. WALLACE
PATSY R. WALLACE
JOHN A. WALLACE
P.O. BOX 83
LEMHI ID 83465

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07322

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
MAY 21 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 74-07322 Reviewed by Klg Date 3/16/93

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

irrigate-10
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
 Ground water source
NA Drilling permit required?
✓ Copy in the file? Drilling Permit No.
✓ Amount paid for permit Correct?
✓ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
✓ Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address

Proof Made 3/15/93
3/19/93 Klg

January 31, 1993

LEMON S. WALLACE
PATSY R. WALLACE
JOHN A. WALLACE
P.O. BOX 83
LEMHI ID 83465

PROOF DUE NOTICE

RE: PERMIT NO. 74-07322

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

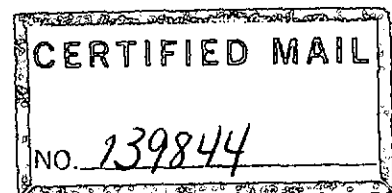
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

NOTIFIED

MAY 21 1993





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 2, 1991

LEMON S. WALLACE
PATSY R. WALLACE
JOHN A. WALLACE
P.O. BOX 83
LEMHI, ID 83465

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07322

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

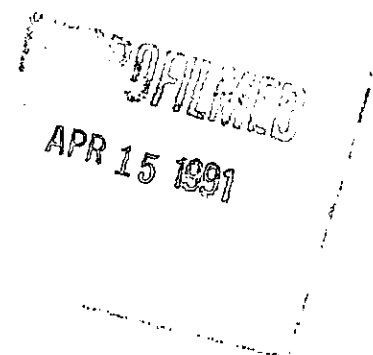
As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures



APPLICATION FOR PERMIT REVIEW

Application #: 74-7322
Date: 3-25-91

Reviewer: Pam Skaggs *ES*

- ✓ Existing:
 - ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
- Groundwater:
 - GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.7 cfs - N/A
- Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23(All GW, even existing wells)
- ✓ Location:
 - ✓ Water Districts - WD No. 74
 - ✓ Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)
 - Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front. (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag - (1, Blank or Other)
 - Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr
 - Non Trust - 048-049 or Irr & Dom)
- River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 11D-P72
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- Use:
 - Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
 - Power - Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
- Ownership:
 - Non land owner - 004
- Protested:
 - Agreement - 020
- Minimum Stream Flow:
 - Overlapping uses - 029-P20
- ✓ Beneficial Use Due Date: - 04-01-1993
- Other Conditions Recommended _____

APR 15 1991

Dist. for staffing: 12-28-90
Submitted for advertising:

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS SHEET

74-7322

INITIAL REVIEW BY KCW DATE 9 Jan 91 APPLICATION NO. _____
APPLICANT NAME: LEMON S. OR PATSY R. OR JOHN A. WALLACE

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.) NO OVER LAP W/74-1832/2057
☒ Overlapping point of diversion NONE
Yes ☒ No ☐ Field check required
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical groundwater area
Yes ☒ No ☐ Groundwater management area
Yes ☒ No ☐ Send dam safety information
Yes ☒ No ☐ Send power requirement letter
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit
Yes ☒ No ☐ Power efficiency form
Yes ☒ No ☐ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
Yes ☒ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

MAR 01 1991

Department of Water Resources

PROCESSING ☒ Yes ☒ No In form for advertising
☒ Yes ☒ No Statewide advertising
☒ Yes ☒ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☒ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☒ Water District 74
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 2-25-91
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations, attached
☒ Yes ☐ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 74
☒ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 12-11-1990
By HWS Date 2-26-91

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

Conditions; L017, L057 WD 74, Lemhi River

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation District
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Division of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

04-Jan-1991

LEMON, PATSY, OR JOHN WALLACE
PO BOX 83
LEMHI ID 83465

RE: Application No. 74-7322

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Recorder-Herald on JANUARY 17 & 24, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED
FILMED

APR 15 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 22, 1991

RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

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 FEBRUARY 25, 1991.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
JAN 25 1991

APR 15 1991

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

APR 15 1991

74-07322

WALLACE, LEMON S.
WALLACE, PATSY R.
WALLACE, JOHN A.
P.O. BOX 83
LEMHI, ID 83465

Source: REESE CREEK

Tributary: LEMHI RIVER

Diversion Pt: SENENE Sec 13 T 17N R 24E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 12/11/1990

In: T17N R24E S13 NENE NWNE

10.0 ACRES TOTAL

117fappc *Grady*
Appc. for water rite *PROOF*
state of id. notice

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

74-07322

WALLACE, LEMON S.
WALLACE, PATSY R.
WALLACE, JOHN A.
P.O. BOX 83
LEMHI, ID 83465

Source: REESE CREEK

Tributary: LEMHI RIVER

Diversion Pt: SENENE Sec 13 T
17N R 24E

Use: IRRIGATION (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 12/11/1990

In: T17N R24E S13 NENE NWNE

10.0 ACRES TOTAL

MICROFILMED

APR 15 1991

RECEIVED
APR 15 1991

WARRANTY DEED

For Value Received

HOLLIS G. McCLARAN AND OPAL LOUISE McCLARAN, husband and wife

the grantor S, do hereby grant, bargain, sell and convey unto

LEMON S. WALLACE AND PATSY R. WALLACE, husband and wife

whose current address is

GENERAL DELIVERY
LEMHI, ID 83465

the grantee S, the following described premises, in.....LEMHI.....County Idaho, to wit:

SEE ATTACHED EXHBIT "A"

State of Idaho)
County of Lemhi) ss No. 208813

This instrument was filed for record at
the request of American Land Title
at 2:26 o'clock p m 11-7 1990
and duly filmed and indexed in the
records of Lemhi County

Alberta Wiederrick
Ex-Officio Recorder
By [Signature] Deputy
Fees: 6.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee S, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 5TH 1990

Hollis G. McClaran Opal Louise McClaran
HOLLIS G. McCLARAN OPAL LOUISE McCLARAN

(General)

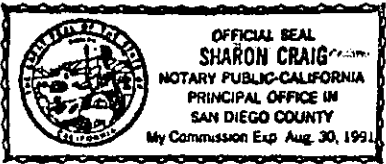
STATE OF CALIFORNIA
COUNTY OF San Diego } ss.

On November 5, 1990 before me, the undersigned, a Notary Public in and for said
State, personally appeared Hollis G. McClaran and
Opal Louise McClaran

personally known to me (or proved to me on the basis of satisfactory evidence)
to be the person S whose name s are subscribed
to the within instrument and acknowledged that they
executed the same.

WITNESS my hand and official seal.

Signature Sharon Craig
SHARON CRAIG
Name (Typed or Printed)



APR 15 1991

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

EXHIBIT "A"

THE N1/2NE1/4, AND THE E1/2NW1/4, SECTION 13, TOWNSHIP 17 N.,
RANGE 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN THE SE1/4NW1/4, SECTION 13, T. 17
N., R. 24 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION 13, FROM
WHICH THE NORTHEAST CORNER BEARS N. 0° 04' W., A DISTANCE OF
2639.84 FEET ON A BEARING OF S. 89° 39' 07" W. TO THE CENTER
OF SAID SECTION 13 AND BEING THE REAL POINT OF BEGINNING.
FROM THIS REAL POINT OF BEGINNING, A DISTANCE OF 1319.92 FEET
ON A BEARING OF S. 89° 39' 07" W., ALONG THE SOUTH BOUNDARY OF
THE SE1/4NW1/4;

THENCE N. 0° 13' 46" W., 105.00 FEET ALONG THE WEST BOUNDARY
OF THE SE1/4NW1/4 TO THE CENTER LINE OF REESE CREEK;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE
CENTERLINE OF REESE CREEK:

N. 54° 24' 55" E., 126.69 FEET;

N. 48° 36' 33" E., 173.05 FEET;

N. 15° 50' 04" W., 51.02 FEET;

N. 38° 46' 48" E., 390.99 FEET;

N. 70° 25' 55" E., 87.96 FEET;

N. 49° 08' 39" E., 277.21 FEET;

N. 70° 45' 59" E., 218.96 FEET;

N. 81° 56' 48" E., 353.28 FEET, TO A POINT ON THE EAST
BOUNDARY OF THE SE1/4NW1/4;

THENCE S. 0° 26' 00" E., 971.37 FEET TO THE REAL POINT OF
BEGINNING. . .

AND ALSO EXCEPTING A RIGHT OF WAY ON THE EXISTING ROAD ALONG
THE WEST SIDE OF THE SAID SOUTHEAST QUARTER OF THE NORTHWEST
QUARTER OF SAID SECTION 13. . .

RECORDED

APR 15 1991

