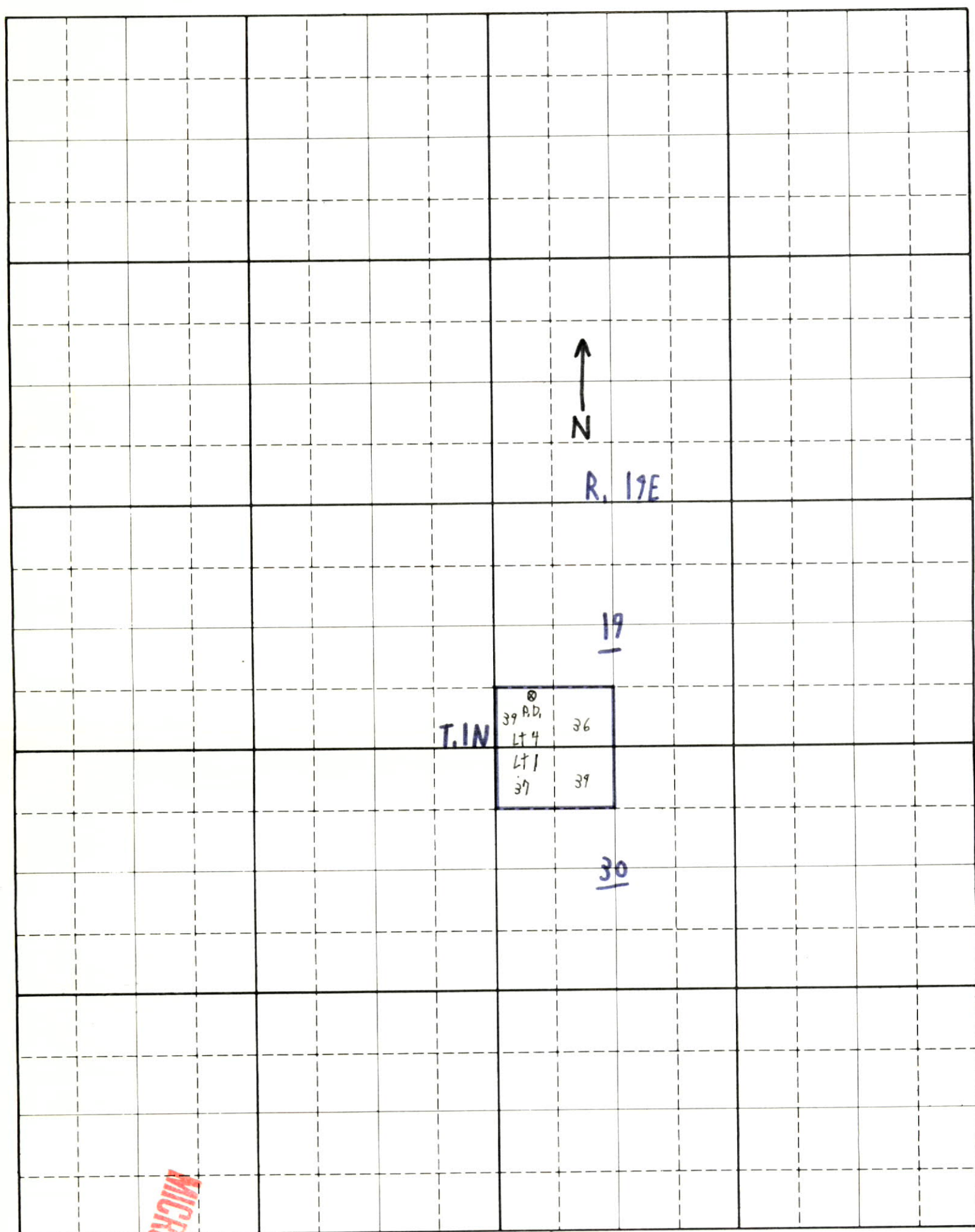


- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

FEB 11 1980

Department of Water Resources
Southern District Office

Gordon O. Glasman, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 31 day of January,

1980, and the date of the last publication was on the 7

day of February, 1980.

[Signature]

Subscribed and sworn to before me this 8th

day of February, 1980.
(SEAL)

[Signature]
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 35
Number of Insertions 2
Lines tabular at 39c
35 Lines straight at 26c 9.10
35 Subsequent lines at 15c 5.25
TOTAL COST 14.35

COPY OF NOTICE

(Paste Here)

Permit 37-2656

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
1041 Blue Lakes Blvd. N
Twin Falls, Idaho 83301

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 37-2656

Notice is hereby given that John Stevenson of Bellevue, Idaho, has applied to the Department of Water Resources for a change of place of use of the water of a groundwater source, and is recorded as follows:

Amount: 3.02 cfs

Priority: April 27, 1961

Point of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T.1N, R.19E, B.M., Blaine County

The water is used for irrigation purposes from April 1 to November 1 of 151 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T.1N, R.18E; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30, T.1N, R.19E.

TO BE CHANGED AS FOLLOWS:

Amount: No Change

Point of Diversion: No Change

Place of Use: Lt. 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 30, T.1N, R.19E

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before February 19, 1980.

C. Stephen Allred
Director

Publish: Wood River Journal-January 31, February 7, 1980.

Nº 1199

OK ADM 2/11/80

37-2656

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37672
 Permit No. G- 29666
 District No.

ASSIGNED TO:

Frank G. Pierret and
 Patricia R. Pierret

1. Name of Applicant: Arne Friestad

Postoffice address: Box 427, Hailey

County: Blaine

State: Idaho

2. Quantity of water claimed: 3.2 cubic feet per second

(a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
 Miners' inches 160 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean from deep well with electric pump

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 19
 Twp. 1 N , Rge. 19 E , B.M., County of Blaine

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: One well, estimated depth 130 feet deep, with 14" casing and electric pump

8. Estimated cost of works: \$ 7,000.00

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is five
 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

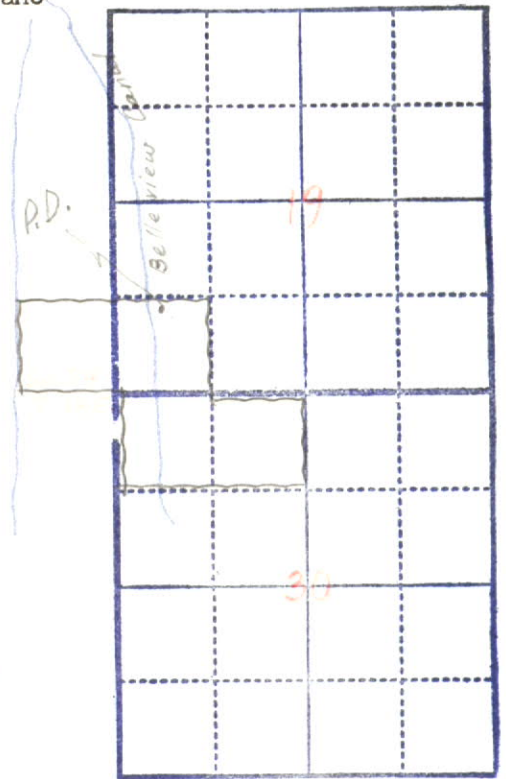
(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 40" 1884; 40" 1886;
 80" 1891

(a) 3.2 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.



NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that on the 31st day of March 1966, at Hailey, County of Blaine, State of Idaho before J. F. Ensign, Notary Public, at 118 South Main, Hailey, Idaho, proof will be submitted of the completion of works for diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29666, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mr. Arne Friestad, Box 427, Hailey, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is Irrigation, purposes and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 19, Twp. 1 N, Rge 19 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Twp. 1 N, Rge 18 E. SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30 Twp. 1 N, Rge. 19 E. B. M.

6. The date of priority which said user is prepared to establish is April 27, 1961.

CARL E. TAPPAN
State Reclamation Engineer
Pub. March 2, 1966

Affidavit of Publication

STATE OF IDAHO, }
County of Blaine, } ss.

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for four consecutive weeks commencing with the first publication thereof on the

third day of March, 19 66

and ending with the last publication thereof on the

twenty-fourth day of March, 1966

Cost of this publication is \$ 22/88

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 25th day
of March, 19 66

J. W. Hawes
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.



NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 37-2656

Notice is hereby given that John Stevenson of Bellevue, Idaho, has applied to the Department of Water Resources for a change of place of use of the water of a groundwater source, and is recorded as follows:

Amount: 3.02 cfs

Priority: April 27, 1961

Point of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T.1N, R.19E, B.M., Blaine County

The water is used for irrigation purposes from April 1 to November 1 of 151 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T.1N, R.18E; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30, T.1N, R.19E.

TO BE CHANGED AS FOLLOWS:

Amount: No Change

Point of Diversion: No Change

Place of Use: Lt. 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 30, T.1N, R.19E

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before February 19, 1980.

C. Stephen Allred
Director

Publish: Wood River Journal-January 31, February 7, 1980.

*ok
mays
1/23/80*

MICROFILMED

Box 518

Harley Idaho

Kaye

This was address
on Check

Department Of Reclamation

Statehouse - annex 2

Boise, Idaho 83707



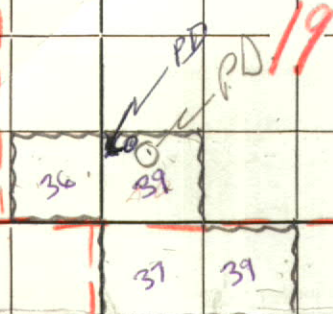
29664
37-2656

~~Reference~~

Rge 18 E BM

Rge 19 E BM

Twp. 1N 24



30

~~Sannett~~

AREA - 151 Acres

SUBD - 1

Q - 302 c.f.s.

VOL - MAX DIVERTED NOT TO EXCEED IRRIGATION REQUIREMENT OF 30 AC-FT / ACRE / SEASON OR 453 AC-FT / SEASON

PRIORITY - APRIL 27, 1961

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Arne Friestad
Box 427
Hailey, Idaho

Permit No. G-29666

37

Examination for Completion of Works & Beneficial Use

County Blaine

Quantity: 3.2 c.f.s. Sec. 19 T. 1 N. R. 19 E., B.M.

Source: Subterranean

P. D.: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 1 N., R. 19 E., B.M.

Use: Irrigation

Filed: 4/27/61

Due: 4/28/66

Extension:

Protest:

Completion of Works:

Other Rights: 40" 1884; 40" 1886;
80" 1891

Priority: April 27, 1961
made: March 31, 1966

Frank Pierret

Meas w/ spalling

T = 48 sec

Δ = 200 cu/ft

Q = 4.16 cfs

license for 3.2 cfs

JEC 10-1-69

purchased by
Frank Pierret
Box 518
Hailey, Idaho

B
35.86

A
18.06

(36)

(39)

D
36.5

C
4.0

B
4.7

A
23.3

A-1.1

F
37.0

C
22.56

D
51.7

(31)

(39)

I
25.0

20.6

21.5

21.3

E
4.3

D
8.5

C
25.1

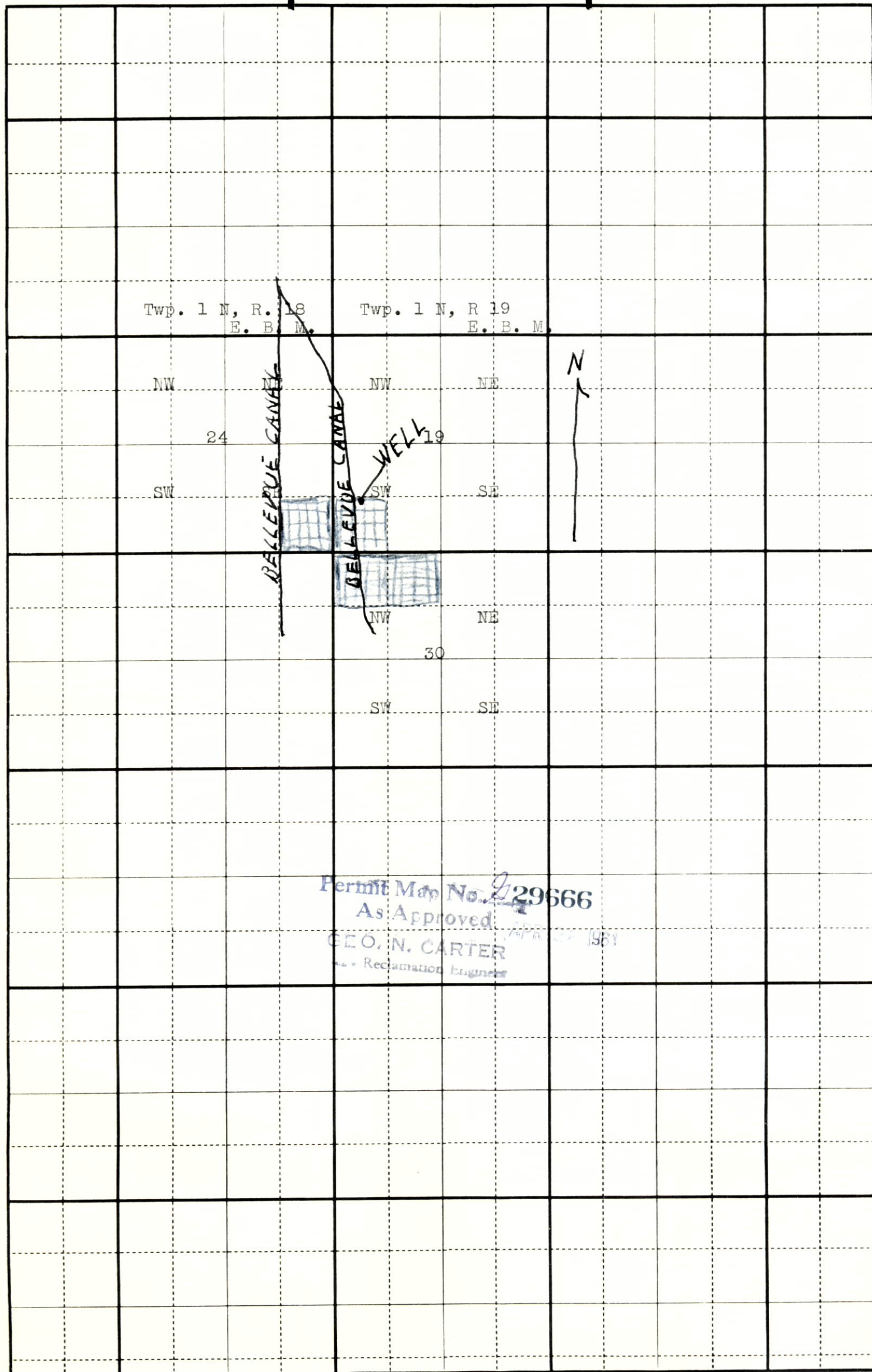
A
55.9

A-1.1

36.31

NAME OF APPLICANT Arne Priestad

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

29666

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

RECEIVED

JAN 14 1980

Department of Water Resources
Southern District Office

Name of applicant John Stevenson

Phone 788-3159

Post office address Route #1 Box 310, Bellevue, Idaho 83313

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)

b. License No. 37-2656 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
thru purchase (deeds attached)
3. Source of water Ground Water tributary to _____
4. Date of priority April 27, 1961
5. Water is used for the following purposes:

amount 3.02 cfs for irrigation purposes from Apr 1 to Nov 1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____ (month/day – both dates inclusive)
6. Total amount of water under right: a. 3.02 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SW ¼ of SW ¼ of Section 19
Township 1N Range 19E, B.M., in Blaine County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	18E	24																36	36
	19E	19											39						39
		30					39	37											76

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

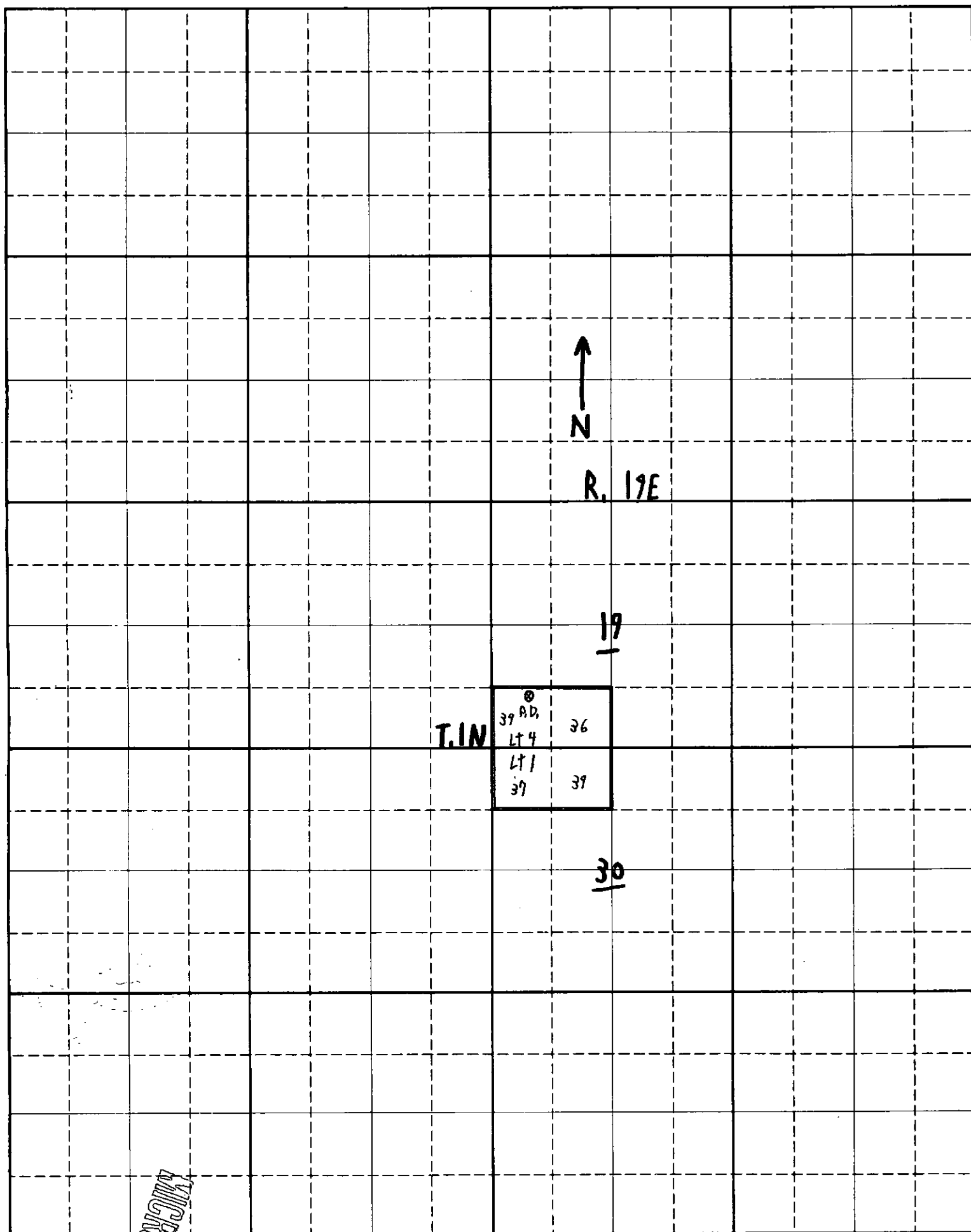
1. Change in point of diversion No Change
- a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
- b. Point(s) of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
- c. Description of diverting works _____
- d. Describe the reasons for applying for a change in the point(s) of diversion _____

2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	19E	19											Lt4 39	36					75
		30					39	Lt1 37											76

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

RECEIVED
MICHIGAN
JAN 10 1960

3. Remarks Part of the original ground will be sold without water rights.

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

John Felt Strensen
(Signature of applicant)

Subscribed and sworn to before me this 14th day of January, 19 80.

Mary A. Hill
(Notary public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2656 and said application is hereby approved, subject to the following limitations and conditions:

Witness my hand this 30th day of June, 19 82.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by JS Date 1-14-80

Prelim. check by ADM Fee 35.⁰⁰

Receipted by marya Date 1/14/80 H/17068

Published in Wash river journal

Pub. dates 1/31 + 2/7/80

Watermaster recommendation requested on 1/17/80

rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by Jim DRT

LARSON, MCINTYRE & COLEMAN

LAWYERS
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83301
(208) 734-1224

BERT LARSON, P.A.
C. G. MCINTYRE, P.A.
JOHN R. COLEMAN, P.A.

THOMAS B. HIGH

September 10, 1980

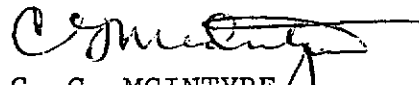
Idaho Department of Water Resources
1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301

ATTENTION: Loren Holmes

Dear Mr. Holmes:

Pursuant to our telephone conversation today, we enclose herewith a photographic copy of the agreement of December 29, 1972, between Frank G. Pierret, Jr., and Patricia R. Pierret, husband and wife, as seller and John Fell Stevenson as buyer. If you need anything further, please let us know.

Sincerely,


C. G. MCINTYRE

CGM:bjs

Enclosure

cc: Mr. John Fell Stevenson

RECEIVED

SEP 11 1980

Department of Water Resources
Southern District Office

1 Decreed Water

2 400 inches as per that certain decree of S.C. Frost
3 vs. Alturas Water Company recorded in the records of
4 Blaine County in Book 3 at page 807, dated October 6, 1909.
5 Said rights in the decree are in the name of R. F. BULLER
6 and ROSA B. BULLER and the right is appurtenant to the
7 following described subdivisions:

8 Township 1 South of Range 19, E.B.M., Blaine County,
9 Idaho:

10 Section 19: SE 1/4 SE 1/4;
11 Section 20: SW 1/4 SW 1/4;
12 Section 27: SW 1/4 NW 1/4, NW 1/4 SW 1/4;
13 Section 28: NE 1/4 SE 1/4;
14 Section 29: W 1/2 NW 1/4, SE 1/4 NW 1/4, NE 1/4
15 SW 1/4.

16 Licensed Water

17 1. State of Idaho water license number G-25823 from a
18 subterranean source with a point of diversion in the SE 1/4
19 NE 1/4, Section 18, Township 1 South, Range 19, E.B.M.,
20 for a maximum diversion of 4.69 c/f/s/ appurtenant to the
21 following described subdivisions:

22 Township 1 South of Range 19, E.B.M., Blaine County,
23 Idaho:

24 Section 19: 40 acres in SE 1/4 SE 1/4;
25 Section 29: 80 acres in W 1/2 NW 1/4, 40 acres
26 in NW 1/4 SW 1/4;
27 Section 30: 80 acres in NE 1/2 NE 1/4

28 2. State of Idaho water license number G-20820 from a
29 subterranean source with a point of diversion in the NE 1/4
30 NW 1/4, Section 20, Township 1 South, Range 19, E.B.M.,
31 for a maximum diversion of 4.5 c/f/s/ to a maximum 693
32 acre feet per year, under priority date of December 8, 1961,
33 appurtenant to the following described subdivisions:

34 Township 1 South of Range 19, E.E.M., Blaine County,
35 Idaho:

36 Section 20: 8 acres in NW 1/4 NW 1/4, 13 acres
37 in NE 1/4 NW 1/4, 36 acres in SW 1/4
38 NW 1/4, 10 acres in SE 1/4 NW 1/4,
39 28 acres in NW 1/4 SW 1/4, 24 acres
40 in NE 1/4 SW 1/4, 27 acres in SE 1/4
41 SW 1/4, 24 acres in SW 1/4 SE 1/4;
42 Section 29: 27 acres in NE 1/4 NW 1/4, 34 acres
43 in NW 1/4 NE 1/4.

EXHIBIT "B"

WATER RIGHTS OF HILLSIDE RANCH

PARCEL I

SE 1/4 SE 1/4, Section 24, Township 1 North, Range 18 E.B.M., the SW 1/4 SW 1/4 of Section 19, and the N 1/2 NW 1/4, Section 30, all in Township 1 North, Range 19, E.B.M., Blaine County, Idaho.

Decreed Water

160 inches as per that certain decree of S.C. Frost vs. Alturas Water Company recorded in the records of Blaine County in Book 3 at page 807, dated October 6, 1909. Said rights in the decree are in the name of Utah and Idaho Improvement Company and each right is appurtenant to all of Parcel I. The rights are:

40 inches with a priority date of October 15, 1884.
40 inches with a priority date of June 12, 1886.
80 inches with a priority date of June 15, 1891.

Licensed Water

State of Idaho water license number G-29666/37-2656 from a subterranean source with a point of diversion in the SW 1/4 SW 1/4, Section 19, Township 1 North, Range 19, E.B.M., for a maximum diversion of 4.17 c/f/s/ to the maximum of 453 acre feet per year. Under priority date of April 27, 1961, appurtenant as follows:

Township 1 North, Range 18, E.B.M., Section 24, 36 acres in SE 1/4 SE 1/4;

Township 1 North, Range 19, E.B.M., Section 19, 39 acres in SW 1/4 SW 1/4;

Township 1 North, Range 18, E.B.M., Section 30, 39 acres in NE 1/4 NW 1/4, 37 acres in NW 1/4 NW 1/4.

PARCEL II

Township 1 South of Range 19, E.B.M., Blaine County, Idaho:

Section 19: E 1/2 SE 1/4, SE 1/4 NE 1/4, all that portion lying South of the public road;
Section 20: W 1/2 SW 1/4, all that portion of the NW 1/4 NW 1/4 lying South of the public road, NE 1/4 SW 1/4, NE 1/4 NW 1/4, S 1/2 NW 1/4;
Section 27 SW 1/4 NW 1/4, W 1/2 SW 1/4;
Section 28 S 1/2 NE 1/4, N 1/2 SW 1/4, N 1/2 SE 1/4, NW 1/4, SE 1/4 SE 1/4;
Section 29 E 1/2 NE 1/4, SW 1/4 NE 1/4, W 1/2 NW 1/4, SE 1/4 NW 1/4, N 1/2 SW 1/4, N 1/2 SE 1/4;
Section 30: E 1/2 NE 1/4;
Section 33: E 1/2 NE 1/4;

Township 1 South of Range 19, E.B.M., Blaine County, Idaho:

Section 20: SW 1/4 SE 1/4, SE 1/4 SW 1/4;
Section 29: NW 1/4 NE 1/4, NE 1/4 NW 1/4.

RECORDED

EXHIBIT A.

DESCRIPTION:

PARCEL I:

TOWNSHIP 1 SOUTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 19: $E\frac{1}{2}SE\frac{1}{4}$; $SE\frac{1}{4}NE\frac{1}{4}$; all that portion of the $NE\frac{1}{4}NE\frac{1}{4}$ lying South of the public road;
SECTION 20: $W\frac{1}{2}SW\frac{1}{4}$; all that portion of the $NW\frac{1}{4}NW\frac{1}{4}$ lying South of the public road; $NE\frac{1}{4}SW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; all of the $NE\frac{1}{4}NW\frac{1}{4}$ EXCEPT that portion thereof deeded to the State of Idaho by deed recorded February 10, 1959, under Recorder's Instrument No. 132006, records of Blaine County, Idaho;
SECTION 27: $SW\frac{1}{4}NW\frac{1}{4}$; $W\frac{1}{2}SW\frac{1}{4}$;
SECTION 28: $S\frac{1}{2}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$; $NW\frac{1}{4}$; $SE\frac{1}{4}SE\frac{1}{4}$;
SECTION 29: $E\frac{1}{2}NE\frac{1}{4}$; $SW\frac{1}{4}NE\frac{1}{4}$; $W\frac{1}{2}NW\frac{1}{4}$; $SE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$;
SECTION 30: $E\frac{1}{2}NE\frac{1}{4}$;
SECTION 33: $E\frac{1}{2}NE\frac{1}{4}$;

PARCEL II:

TOWNSHIP 1 SOUTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 20: $SW\frac{1}{4}SE\frac{1}{4}$; $SE\frac{1}{4}SW\frac{1}{4}$;
SECTION 29: $NW\frac{1}{4}NE\frac{1}{4}$; $NE\frac{1}{4}NW\frac{1}{4}$;

PARCEL III:

TOWNSHIP 1 NORTH of RANGE 18 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 24: $SE\frac{1}{4}SE\frac{1}{4}$;

TOWNSHIP 1 NORTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 19: Lot 4;
SECTION 30: Lot 1 and $NE\frac{1}{4}NW\frac{1}{4}$;

PARCEL IV

ALL OF SELLER'S INTEREST INTO AND UNDER IDAHO STATE LAND LEASE NO. 5023 COVERING 600 ACRES OF LAND.

MICROFILMED

STATE OF IDAHO ~~Washington~~)
County of Franklin) ss.

On this 28th day of December, 1972, before me,
a Notary Public in and for said State, personally appeared
FRANK G. PIERRET, JR., and PATRICIA R. PIERRET, husband
and wife, known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

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

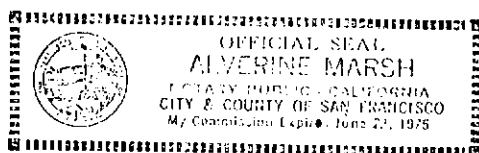
(SEAL)

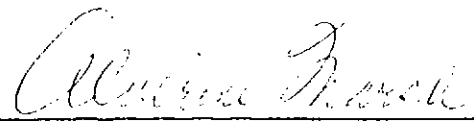

NOTARY PUBLIC IN AND FOR IDAHO ~~Washington~~
Residing at: Franklin

STATE OF CALIFORNIA)
City and County of San Francisco) ss.

On this 22nd day of December, 1972, before me, a
Notary Public in and for said State, personally appeared
JOHN FELL STEVENSON, 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 same day and year in this certi-
ficate first above written.

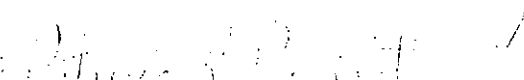



NOTARY PUBLIC IN AND FOR
CALIFORNIA
Residing at: San Francisco
My Commission Expires June 22, 1975

unsuccessful party therein a reasonable attorney's fee which shall be fixed by the court.

IN WITNESS WHEREOF, the parties have signed this Agreement and day and year first above written.


FRANK G. PIERRET, JR.


PATRICIA R. PIERRET

Seller


JOHN FELL STEVENSON

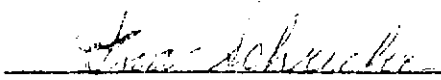
Buyer

The undersigned, Twin Falls Bank & Trust Company, hereby agrees to act as escrow agent pursuant to and in accordance with the foregoing agreement.

Dated: December 29, 1972.

TWIN FALLS BANK & TRUST COMPANY

DEC 2 1972

By 

MICROFILMED

the Buyer attorney's fees and other expenses reasonably incurred by Seller in the preparation and service of any notice herein required or the collection of any funds or the obtaining of the possession of any contract property with or without suit.

12. Seller warrants that the property consists of not less than 1750 acres and that the purchase price of the property was agreed to be \$300.00 per acre. Seller further warrants that all real estate commissions shall be paid by Seller and Buyer shall have no liability therefor.

13. Seller is a party defendant in that certain action Civil No. 3588 in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Blaine, which action seeks to determine the rights of the parties to take water from the property and other properties. Seller agrees to hold Buyer free, clear and harmless from and to indemnify and defend Buyer against any and all loss, cost, expense, damage, claims, action or causes of action, including attorney's fees and expenses, arising out or as a result of or incurred in connection with said action.

14. In the event of action to enforce any of the terms, conditions or covenants of this Agreement, the prevailing party in such action shall pay to the

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(b) To declare this contract terminated and all of the Buyer's interest in said premises wholly forfeited, to retain all payments heretofore received hereunder as liquidated damages, to demand and receive from the escrow agent all of the escrow papers, and to enter into and take possession of all of the property subject to this contract, which possession Buyer agrees peaceably to yield up.

(c) Provided, however, that before either of the remedies of the Seller herein given may be exercised, the Seller shall give to the Buyer written notice specifying Buyer's default or delinquency and the Buyer shall have a period of ninety (90) days from the time of the service of said notice to correct the default or delinquency so specified. In this connection, notice of default or delinquency shall be deemed properly given when mailed to the Buyer by ordinary or certified mail at Buyer's post office address as furnished to the escrow agent upon the establishment of the escrow herein provided or any other time, and such notice shall be deemed given when deposited in any United States Post Office so addressed to the Buyer with postage prepaid; provided, further, that in the event of any default or delinquency of the Buyer, Seller shall have and recover from

RECORDED

rights thereto. In the spring of 1973 Seller will oversee the planting of 1973 crops and will show the Buyer how and the location of the grazing privilege the irrigation system works/ The Seller shall have no other duties to the Buyer after May 1st, unless further agreement of the parties is made with respect thereto.

10. It is agreed by and between the parties that Buyer has examined the premises and is relying on such inspection and not upon any representation, claims or warranties of the other party as to the fertility of the soil, existence or nonexistence of noxious weeds.

11. As long as Buyer fully performs all of the covenants and agreements on his part herein contained, he shall be entitled to continued peaceful and quiet possession of the premises. In the event that Buyer fails to make any of the payments herein agreed to or otherwise by act or omission breaches any of his covenants or agreements with the Seller, then it shall be optional with the Seller,

(a) To declare all of the unpaid balance on this contract immediately due and payable and bring action for collection of the same in any court of competent jurisdiction. In this connection, it is agreed that Seller at all times has a lien upon the equitable interest of the Buyer in the premises subject hereto; and in any action for the collection of moneys under this contract, Seller may have foreclosure of Buyer's interest in the premises.

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company authorized to do business in Blaine County, Idaho, approved by Buyer, an owner's policy of title insurance insuring Buyer in the amount of \$525,000.00, that title to the property is vested in the Seller free and clear of all matters except and subject only to items 1 through 5, 8 and 10 of exceptions to title shown in the Preliminary Report No. 4044 of Land Title Guaranty Company, dated as of December 4, 1972; the mortgage described in Paragraph 3 hereof, if then of record, or, if said mortgage is not then of record, items 6 and 11 shown in said Preliminary Report; and this Agreement. In the event said mortgage is not of record on December 31, 1972, then upon release of the lien of items 6 and 11 and recordation of said mortgage, Seller, at Seller's sole cost and expense, shall cause said title insurance policy to be amended by indorsement deleting said items and adding said mortgage as a lien senior and superior to the interest of Buyer under this Agreement.

Seller will also furnish such proof of the existence of grazing rights and water rights as may be reasonable required by the Buyer.

9. Buyer shall have possession of the premises on January 1, 1973, except that possession of the dwelling and feed lots on the premises need not be delivered until May 1, 1973. During the period of January 1 through May 1, 1973, Seller as agent for the Buyer will watch over the premises not in actual possession of the Buyer and keep Buyer informed as to any matters indicating a need for care of the premises or any matter jeopardizing the Buyer's

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PP 9/13
FP
~~benefit to the premises~~ of the grazing rights
subject to this contract or the water rights
appurtenant to the premises.

(5) Pay when due any real estate
taxes, water assessments, and grazing fees
with respect to the premises for the year 1973
and subsequent years, provided Seller has de-
livered to Buyer all bills therefor and if not
so delivered Seller shall pay all interest and
penalties.

(6) Keep the improvements on the
premises in a reasonable state of repair, but
permit no labor or materialman's lien to attach
to the premises.

(7) Keep the improvements on the
premises insured to ~~the~~ reasonable replacement
value or as required by said mortgage, whichever
amount is greater. Subject to requirements of
the mortgage, any insurance premiums received
for any loss may at option of Buyer be used to
restore or repair damaged improvements or be
applied on balance of contract debt. Existing
insurance premiums shall be prorated to
January 1, 1973.

7. The risk of loss to the improvements on
the premises is the responsibility of the Buyer from the
date of the execution of this contract.

8. The Seller, at its expense, shall furnish
to Buyer on December 29, 1972, from a title insurance

cost of opening collection escrow shall be shared equally between Buyer and Seller. Other escrow charges are to be paid by Seller.

5. It is understood that water rights are appurtenant to the land and will follow the title to the real property. Grazing rights are more in the nature of privileges granted by the Bureau of Land Management of the United States Department of Interior, and as such they are subject to revision from time to time by the Bureau; they will be extended by the Bureau to the contract purchaser and be shown on the government records as being in his name.

6. For the security of the Seller, the Buyer agrees that during the period of this contract, he will

(1) Enter into possession of the premises and farm or ~~cause~~ to be farmed the tillable land and graze the remainder thereof, all in accordance with the practices of good land and animal husbandry, so that the same will not deteriorate or be depleted unreasonably.

(2) Commit no waste on the premises or suffer any to be committed.

(3) Do no act or suffer any omission that will result in a default or delinquency with respect to the Connecticut General Life Insurance Company mortgage.

(4) Do no act or suffer any omission that will impair the validity, integrity, ~~or full~~

RECORDED

payments of principal and interest required by such mortgage note and no portion of the payments made by Buyer hereunder, including the sums acknowledged to be paid pursuant to Paragraph 2(a) hereof, shall be paid to or on behalf of Seller by said escrow agent unless and until the property is free and clear of all liens and encumbrances, except liens for current real property taxes and assessments not delinquent and said mortgage. Seller shall deliver to Buyer a true copy of said mortgage and mortgage note upon recordation of said mortgage and no payments shall be made to or on behalf of Seller by said escrow agent prior thereto.

4. Coincident with the execution of this contract, Seller is executing a Warranty Deed in form attached hereto conveying the premises to the Buyer free and clear of all encumbrances. Such deed shall be deposited with the Twin Falls Bank & Trust Company in Twin Falls, Idaho, as escrow agent, together with a copy of this contract. Said escrow agent is hereby instructed, and by execution hereof hereby agrees, to make the annual collections herein required; to make the mortgage payments to Connecticut General Life Insurance Company above mentioned; to deliver the balance of such annual payments to the Seller only in accordance with this contract; and, when all of the principal and interest payments required by this contract have been made by Buyer to said escrow agent, to deliver said deed to the Buyer, through recordation thereof, whether or not said sums have been paid to or on behalf of Seller. Costs of closing escrow and

balance of \$398,000.00, and on the unpaid balances thereof from time to time existing from December 29, 1972, at the rate of 6-3/4 percent per annum. Interest in advance in the amount of \$26,865.00 on said sum of \$398,000.00 for the period from December 29, 1972, to December 29, 1973, shall be paid on December 29, 1972.

(b) On December 29, 1973, and on December 29th of each year thereafter the balance of said purchase price, to wit, the sum of \$398,000.00, shall be paid in full in twenty (20) equal installments of principal and interest, in advance, on the remaining unpaid balance of said purchase price; provided, however, that at any time and from time to time Buyer may prepay the whole or any part of such unpaid principal balance without penalty or charge, except any penalty charged by Conn. Gen. Life Ins. Co. with respect to mortgage hereinafter mentioned.

3. It is understood that the premises subject to this contract of sale are or will be subject to a mortgage to Connecticut General Life Insurance Company in the amount of not more than \$190,000.00 payable in equal annual payments of principal and interest on said mortgage sufficient to pay in full the indebtedness secured by said mortgage on or before December 29, 1992. The debt which said mortgage secures carries a higher interest rate than 6-3/4 percent specified in this contract. It is agreed that the escrow agent hereinafter mentioned, who shall make the collections on this contract, will, out of such collections, remit to the holder of said mortgage the annual

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DUPLICATE ORIGINAL

SEP 11 1972

A G R E E M E N T

Department of Water Resources
Southern District Office

THIS AGREEMENT, made this 29th day of December, 1972, between FRANK G. PIERRET, JR., and PATRICIA R. PIERRET, husband and wife, of Hailey, Idaho, herein called "Seller", and JOHN FELL STEVENSON, an unmarried man, of San Francisco, California, herein called "Buyer",

W I T N E S S E T H :

1. That the Buyer agrees to buy and the Seller agrees to sell real property in Blaine County, Idaho, set forth and described on Exhibit "A" annexed hereto with the water rights appurtenant thereto as described and set forth on Exhibit "B", and the grazing privileges on said public lands of the United States received from the United States Department of Interior, Bureau of Land Management, in connection with the above land as set forth and described on Exhibit "C", ~~and all personal property situated to be all grazing privileges owned by Seller usable in the operation of the property or the adjoining ranch previously owned by Seller.~~ which grazing privileges Seller warrants ~~on said real property and used in the operation thereof.~~

2. The purchase price of all the above-mentioned property, appurtenant rights ~~and personal property~~ is \$525,000.00, payable as follows:

(a) The sum of \$5,000.00 heretofore paid as earnest money on November 18, 1972; \$122,000.00 upon execution hereof, receipt of which by the escrow agent hereinafter mentioned, on behalf of Seller, is hereby acknowledged. Interest shall be charged on the remaining

RECORDED

EXHIBIT "C"

Grazing rights pertinent to Hillside Ranch (Gannett Ranch) sold by Frank G. Pierret, Jr., to John Fell Stevenson

489 AUM's Pagari Unit (cattle)
32 spring AUM's Wildhorse Unit (sheep)
38 fall AUM's Wildhorse Unit (sheep)
658 spring AUM's Wildhorse Unit (sheep)
923 fall AUM's Wildhorse Unit (sheep)
14 spring AUM's Timmerman Hill Unit (sheep)
14 fall AUM's Timmerman Hill Unit (sheep)
196 AUM's Picabo Unit (cattle)

RECEIVED

LARSON, McINTYRE & COLEMAN

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P.O. BOX 525

TWIN FALLS, IDAHO 83301

(208) 734-1224

BERT LARSON, P.A.
C. G. McINTYRE, P.A.
JOHN R. COLEMAN, P.A.

January 15, 1980

RECEIVED

JAN 23 1980

Department of Water Resources
Southern District Office

Mr. Jim Stanton
Department of Water Resources
1041 Blue Lakes Blvd. N.
Twin Falls, ID 83301

Re: John Fell Stevenson

Dear Mr. Stanton:

At the request of our client, Mr. John Fell Stevenson, we enclose herewith a copy of portions of the contract between Mr. and Mrs. Pierret and Mr. and Mrs. Stevenson.

According to Mr. Stevenson you will only need a copy of the first page and the signature page of the contract and the legal description. If you need anything further, please let us know.

It is our understanding that Mr. John Fell Stevenson was in your office yesterday and talked with you in regard to transferring water appurtenant to Township 1 North, Range 18, E., B.M., Blaine County, Idaho; Section 24: SE $\frac{1}{4}$ Se $\frac{1}{4}$ to other lands owned by him.

Sincerely,



C. G. McINTYRE

CGM:aw
Enclosures
cc: Mr. John Fell Stevenson

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RECEIVED

A G R E E M E N T

Department of Justice
Southern District of New York

THIS AGREEMENT, made this _____ day of December, 1972, between FRANK G. PIERRET, JR., and PATRICIA R. PIERRET, husband and wife, of Hailey, Idaho, herein called "Seller," and JOHN FELL STEVENSON, an unmarried man, of San Francisco, California, herein called "Buyer,"

WITNESSETH:

1. That the Buyer agrees to buy and the Seller agrees to sell real property in Blaine County, Idaho, set forth and described on Exhibit "A" annexed hereto and initialed by the parties, with the water rights appurtenant thereto as described and set forth on Exhibit "B," and the grazing privileges on said public lands of the United States received from the United States Department of Interior, Bureau of Land Management, in connection with the above land as set forth and described on Exhibit "C."

2. The purchase price of all the above-mentioned property and appurtenant rights is \$525,000.00, payable as follows:

(a) The sum of \$5,000.00 heretofore paid as earnest money on November 18, 1972; \$122,000.00, as a down payment upon execution and receipt hereof by the Seller is hereby acknowledged; and the balance of \$398,000.00, as follows: Interest shall be charged on the \$398,000.00, and on the unpaid balances thereof from time to time existing from December 15, 1972, at the rate of 6-3/4 per cent per annum. Interest in the amount of \$25,000.00 on said sum shall be prepaid in December of 1972 at the time of closing. On December 15, 1973, Buyer shall pay \$19,900.00 on the principal and \$177.50 interest, which, together with the prepaid interest, shall be accepted by the Seller as full

RECEIVED

1 5. It is understood that water rights are appurtenant to
2 the land and will follow the title to the real property. Grazing
3 rights are more in the nature of privileges granted by the Bureau of
4 Land Management of the United States Department of Interior, and
5 as such they are subject to revision from time to time by the
6 Bureau; they will be extended by the Bureau to the contract
7 purchaser and be shown on the government records as being in his
8 name.

9 6. For the security of the Seller, the Buyer agrees that
10 during the period of this contract, he will

11 (1) Enter into possession of the premises and
12 farm the tillable land and graze the remainder thereof
13 all in accordance with the practices of good husbandry
14 so that the same will not deteriorate or be depleted
15 unreasonably.

16 (2) Commit no waste on the premises or suffer
17 any to be committed.

18 (3) Do no act or suffer any omission that
19 will result in a default or delinquency with respect
20 to the Connecticut General Life Insurance Company
21 mortgage. Buyer acknowledges that he is familiar with
22 the terms of such mortgage the same as if all of said
23 terms were set forth and included in this paragraph.

24 (4) Do no act or suffer any omission that will
25 impair the validity, integrity, or full benefit to the
26 premises of the grazing rights subject to this contract
27 or the water rights appurtenant to the premises.

28 (5) Pay any due real estate taxes, water
29 assessments, and grazing fees with respect to the
30 premises for the years 1973 and subsequent years.

31 (6) Keep the improvements on the premises in
32 a reasonable state of repair, but permit no labor or
materialman's lien to attach to the premises.

1 (7) Keep the improvements on the premises insured
2 to their reasonable replacement value or as required by
3 said mortgage, whichever amount is greater. Subject to
4 requirements of the mortgage, any insurance premiums
5 received for any loss may at option of Buyer be used
6 to restore or repair damaged improvements or be applied
7 on balance of contract debt. Existing insurance premiums
8 shall be prorated to January 1, 1973.

9 7. The risk of loss to the improvements on the premises is
10 the responsibility of the Buyer from the date of the execution of
11 this contract.

12 8. The Seller shall furnish an owner's policy of title
13 insurance in the amount of \$525,000.00, at their expense showing
14 insured title in the Seller from a title insurance company
15 authorized to do business in Blaine County, Idaho. Seller will
16 also furnish such proof of the existence of grazing rights and
17 water rights as may be reasonably required by the Buyer. It is
18 understood that Southern Idaho Production Credit Association may
19 have a recorded mortgage on the premises; Seller, however, will
20 arrange to have such mortgage released.

21 9. Buyer shall have possession of the premises on
22 January 1, 1973, except that possession of the dwelling and feed
23 lots on the premises need not be delivered until May 1, 1973.
24 During the period of January 1 through May 1, 1973, Seller as
25 agent for the Buyer will watch over the premises not in actual
26 possession of the Buyer and keep Buyer informed as to any matters
27 indicating a need for care of the premises or any matter jeopardiz-
28 ing the Seller's rights thereto. In the spring of 1973 Seller will
29 oversee the planting of 1973 crops and will show the Buyer how the
30
31
32

1 (c) Provided, however, that before either of the
2 remedies of the Seller herein given may be exercised, the
3 Seller shall give to the Buyer written notice specifying
4 Buyer's default or delinquency and the Buyer shall have a
5 period of ninety (90) days from the time of the service of
6 said notice to correct the default or delinquency so
7 specified. In this connection, notice of default or
8 delinquency shall be deemed properly given when mailed
9 to the Buyer by ordinary or certified mail at Buyer's
10 post office address as furnished to the escrow agent upon
11 the establishment of the escrow herein provided or any
12 other time, and such notice shall be deemed given when
13 deposited in any United States Post Office so addressed
14 to the Buyer with postage prepaid; provided, further, that
15 in the event of any default or delinquency of the Buyer,
16 Seller shall have and recover from the Buyer attorney's
17 fees and other expenses reasonably incurred by Seller in
18 the preparation and service of any notice herein required
19 or the collection of any funds or the obtaining of the
20 possession of any contract property with or without suit.
21 IN WITNESS WHEREOF, the parties have signed this agreement
22 the day and year first above written.

23
24 FRANK G. PIERRET, JR.

25
26
27 PATRICIA R. PIERRET

28 Seller

29
30 JOHN FELL STEVENSON

31 Buyer

RECORDED
INDEXED

1 STATE OF IDAHO)
2 County of) ss.
3)

4 On this _____ day of December, 1972, before me,
5 a Notary Public in and for said State, personally appeared
6 FRANK G. PIERRET, JR., and PATRICIA R. PIERRET, husband and wife,
7 known to me to be the persons whose names are subscribed to the
8 within instrument, and acknowledged to me that they executed the
9 same.

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

13 (SEAL)

NOTARY PUBLIC IN AND FOR IDAHO
Residing at: _____

14
15
16
17 STATE OF CALIFORNIA)
18 County of) ss.
19)

20 On this _____ day of December, 1972, before me,
21 a Notary Public in and for said State, personally appeared
22 JOHN FELL STEVENSON, known to me to be the person whose name is
23 subscribed to the within instrument, and acknowledged to me that
24 he executed the same.

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

28 NOTARY PUBLIC IN AND FOR CALIFORNIA
29 Residing at: _____
30
31
32

EXHIBIT A.

DESCRIPTION:

PARCEL I:

TOWNSHIP 1 SOUTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 19: $E\frac{1}{2}SE\frac{1}{4}$; $SE\frac{1}{4}NE\frac{1}{4}$; all that portion of the $NE\frac{1}{4}NE\frac{1}{4}$ lying South of the public road;
SECTION 20: $W\frac{1}{2}SW\frac{1}{4}$; all that portion of the $NW\frac{1}{4}NW\frac{1}{4}$ lying South of the public road; $NE\frac{1}{4}SW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; all of the $NE\frac{1}{4}NW\frac{1}{4}$ EXCEPT that portion thereof deeded to the State of Idaho by deed recorded February 10, 1969, under Recorder's Instrument No. 132006, records of Blaine County, Idaho;
SECTION 27: $SW\frac{1}{4}NW\frac{1}{4}$; $W\frac{1}{2}SW\frac{1}{4}$;
SECTION 28: $S\frac{1}{2}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$; $NW\frac{1}{4}$; $SE\frac{1}{4}SE\frac{1}{4}$;
SECTION 29: $E\frac{1}{2}NE\frac{1}{4}$; $SW\frac{1}{4}NE\frac{1}{4}$; $W\frac{1}{2}NW\frac{1}{4}$; $SE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$;
SECTION 30: $E\frac{1}{2}NE\frac{1}{4}$;
SECTION 33: $E\frac{1}{2}NE\frac{1}{4}$;

PARCEL II:

TOWNSHIP 1 SOUTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 20: $SW\frac{1}{4}SE\frac{1}{4}$; $SE\frac{1}{4}SW\frac{1}{4}$;
SECTION 29: $NW\frac{1}{4}NE\frac{1}{4}$; $NE\frac{1}{4}NW\frac{1}{4}$;

PARCEL III:

TOWNSHIP 1 NORTH of RANGE 18 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

SECTION 24: $SE\frac{1}{4}SE\frac{1}{4}$;

TOWNSHIP 1 NORTH of RANGE 19 EAST of the BOISE MERIDIAN, BLAINE COUNTY, STATE of IDAHO:

- SECTION 19: Lot 4;
SECTION 30: Lot 1 and $NE\frac{1}{4}NW\frac{1}{4}$;

RECORDED

EXHIBIT "B"

WATER RIGHTS OF HILLSIDE RANCH

PARCEL I

SE 1/4 SE 1/4, Section 24, Township 1 North, Range 18 E.B.M., the SW 1/4 SW 1/4 of Section 19, and the N 1/2 NW 1/4, Section 30, all in Township 1 North, Range 19, E.B.M., Blaine County, Idaho.

Decreed Water

160 inches as per that certain decree of S.C. Frost vs. Alturas Water Company recorded in the records of Blaine County in Book 3 at page 807, dated October 6, 1909. Said rights in the decree are in the name of Utah and Idaho Improvement Company and each right is appurtenant to all of Parcel I. The rights are:

40 inches with a priority date of October 15, 1884.
40 inches with a priority date of June 12, 1886.
80 inches with a priority date of June 15, 1891.

Licensed Water

State of Idaho water license number G-29666/37-2656 from a subterranean source with a point of diversion in the SW 1/4 SW 1/4, Section 19, Township 1 North, Range 19, E.B.M., for a maximum diversion of 4.17 c/f/s/ to the maximum of 453 acre feet per year. Under priority date of April 27, 1961, appurtenant as follows:

Township 1 North, Range 18, E.B.M., Section 24, 36 acres in SE 1/4 SE 1/4;

Township 1 North, Range 19, E.B.M., Section 19, 39 acres in SW 1/4 SW 1/4;

Township 1 North, Range 18, E.B.M., Section 30, 39 acres in NE 1/4 NW 1/4, 37 acres in NW 1/4 NW 1/4.

PARCEL II

Township 1 South of Range 19, E.B.M., Blaine County, Idaho:

Section 19: E 1/2 SE 1/4, SE 1/4 NE 1/4, all that portion lying South of the public road;
Section 20: W 1/2 SW 1/4, all that portion of the NW 1/4 NW 1/4 lying South of the public road, NE 1/4 SW 1/4, NE 1/4 NW 1/4, S 1/2 NW 1/4;
Section 27 SW 1/4 NW 1/4, W 1/2 SW 1/4;
Section 28 S 1/2 NE 1/4, N 1/2 SW 1/4, N 1/2 SE 1/4, NW 1/4, SE 1/4 SE 1/4;
Section 29 E 1/2 NE 1/4, SW 1/4 NE 1/4, W 1/2 NW 1/4, SE 1/4 NW 1/4, N 1/2 SW 1/4, N 1/2 SE 1/4;
Section 30: E 1/2 NE 1/4;
Section 33: E 1/2 NE 1/4;

Township 1 South of Range 19, E.B.M., Blaine County, Idaho:

Section 20: SW 1/4 SE 1/4, SE 1/4 SW 1/4;
Section 29: NW 1/4 NE 1/4, NE 1/4 NW 1/4.

RECORDED

1 Decreed Water

2 400 inches as per that certain decree of S.C. Frost
3 vs. Alturas Water Company recorded in the records of
4 Blaine County in Book 3 at page 807, dated October 6, 1909.
5 Said rights in the decree are in the name of R. F. BULLER
6 and ROSA B. BULLER and the right is appurtenant to the
7 following described subdivisions:

8 Township 1 South of Range 19, E.B.M., Blaine County,
9 Idaho:

10 Section 19: SE 1/4 SE 1/4;
11 Section 20: SW 1/4 SW 1/4;
12 Section 27: SW 1/4 NW 1/4, NW 1/4 SW 1/4;
13 Section 28: NE 1/4 SE 1/4;
14 Section 29: W 1/2 NW 1/4, SE 1/4 NW 1/4, NE 1/4
15 SW 1/4.

16 Licensed Water

17 1. State of Idaho water license number G-25823 from a
18 subterranean source with a point of diversion in the SE 1/4
19 NE 1/4, Section 18, Township 1 South, Range 19, E.B.M.,
20 for a maximum diversion of 4.69 c/f/s/ appurtenant to the
21 following described subdivisions:

22 Township 1 South of Range 19, E.B.M., Blaine County,
23 Idaho:

24 Section 19: 40 acres in SE 1/4 SE 1/4;
25 Section 29: 80 acres in W 1/2 NW 1/4, 40 acres
26 in NW 1/4 SW 1/4;
27 Section 30: 80 acres in E 1/2 NE 1/4

28 2. State of Idaho water license number G-20820 from a
29 subterranean source with a point of diversion in the NE 1/4
30 NW 1/4, Section 20, Township 1 South, Range 19, E.B.M.,
31 for a maximum diversion of 4.5 c/f/s/ to a maximum 693
32 acre feet per year, under priority date of December 8, 1961,
33 appurtenant to the following described subdivisions:

34 Township 1 South of Range 19, E.E.M., Blaine County,
35 Idaho:

36 Section 20: 8 acres in NW 1/4 NW 1/4, 13 acres
37 in NE 1/4 NW 1/4, 36 acres in SW 1/4
38 NW 1/4, 10 acres in SE 1/4 NW 1/4,
39 28 acres in NW 1/4 SW 1/4, 24 acres
40 in NE 1/4 SW 1/4, 27 acres in SE 1/4
41 SW 1/4, 24 acres in SW 1/4 SE 1/4;
42 Section 29: 27 acres in NE 1/4 NW 1/4, 34 acres
43 in NW 1/4 NE 1/4.

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

FEB 11 1980

Department of Water Resources
Southern District Office

Gordon O. Glasman, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 31 day of January,

1980, and the date of the last publication was on the 7 day of February, 1980.

Subscribed and sworn to before me this 8th

day of February, 1980.
(SEAL)

Robert Breckenridge
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 35
Number of Insertions 2
Lines tabular at 39c
35 Lines straight at 26c 9.10
35 Subsequent lines at 15c 5.25
TOTAL COST 14.35

COPY OF NOTICE

(Paste Here)

Permit 37-2656

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
1041 Blue Lakes Blvd. N
Twin Falls, Idaho 83301

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 37-2656

Notice is hereby given that John Stevenson of Bellevue, Idaho, has applied to the Department of Water Resources for a change of place of use of the water of a groundwater source, and is recorded as follows:

Amount: 3.02 cfs

Priority: April 27, 1961

Point of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T.1N, R.19E, B.M., Blaine County

The water is used for irrigation purposes from April 1 to November 1 of 151 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T.1N, R.18E; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 30, T.1N, R.19E.

TO BE CHANGED AS FOLLOWS:

Amount: No Change

Point of Diversion: No Change

Place of Use: Lt. 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 30, T.1N, R.19E

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before February 19, 1980.

C. Stephen Allred

Director

Publish: Wood River Journal - January 31, February 7, 1980.

No 1199

OK ADM 2/11/80

State of Idaho

WATER LICENSE

Water License No. G-29666/37-2656 Priority April 27, 1961 Amount 3.02 c.f.s.

THIS IS TO CERTIFY, that Arne Friestad - Assignee - Frank G. and Patricia R. Pierret of Bellevue, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 27, 1961; that Permit G-29666/37-2656 was issued pursuant to said application; that the proposed works were completed on or about March 31, 1966, with a storage/or carrying capacity of 4.17 c.f.s., said works consisting of well, pump, and concrete diversion box; and that on March 31, 1966, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 453 acre feet per season, with a maximum rate of diversion of 3.02 cubic feet per second of the waters of ground-water, tributary of _____, for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in SW 1/4 SW 1/4, Sec. 19, T. 1 N, R. 19 E, B.M., and other additional points _____, in the County of Blaine; and that the amount of water to which such right is ~~entitled and~~ which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 453 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1 N	18 E	24																36	36
1 N	19 E	19											39						39
		30					39	37											76

Total number of acres irrigated 151

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

4th day of November, 19 69.

P. Keith Higgs
State Reclamation Engineer

37 2656

29666
37-2656

RECEIVED

JUL 24 1969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

ASSIGNMENT OF PERMIT

Department of Reclamation

I, Arne Friestad, hereby assign to Frank G. Pierret and Patricia Pierret,
of Rural Route, Bellevue, Idaho 83223 83313,
(address)

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. G-29666
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in
and to Permit No. _____ to appropriate the public waters
of the State of Idaho. (Give that portion of the permit being assign-
ed by describing the land list and the point of diversion - describe
by acreage within each 40-acre subdivision.)

The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of
Section Twenty-four (24), Township One (1) North, Range
Eighteen (18) East of the Boise Meridian and Lot Four (4)
of Section Nineteen (19) and Lot One (1) and the Northeast
Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty (30),
Township One North, Range Nineteen East of the Boise Meridian in Blaine County,
Idaho. Made this 22nd day of July, 1969.

Arne Friestad

Permit Holder
Arne Friestad, a divorced Man

Wife of Permit Holder

State of Idaho)
County of Blaine) ss.

On this 22nd day of July, 1969, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (~~she~~) (~~they~~) executed the same.

[Signature]
Notary Public residing at

Hailey, Idaho

My commission expires August 10, 1971.

29464
37-2654

37-2656

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37672
 Permit No. G- 29666
 District No.

ASSIGNED TO:

Frank G. Pierret and
 Patricia R. Pierret

1. Name of Applicant: Arne Friestad

Postoffice address: Box 427, Hailey County: Blaine

State: Idaho

2. Quantity of water claimed: 3.2 cubic feet per second

(a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
 Miners' inches 160 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean from deep well with electric pump

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 19
 Twp. 1 N , Rge. 19 E , B.M., County of Blaine

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: One well, estimated depth 130 feet deep, with 14" casing and electric pump

8. Estimated cost of works: \$ 7,000.00

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is five years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

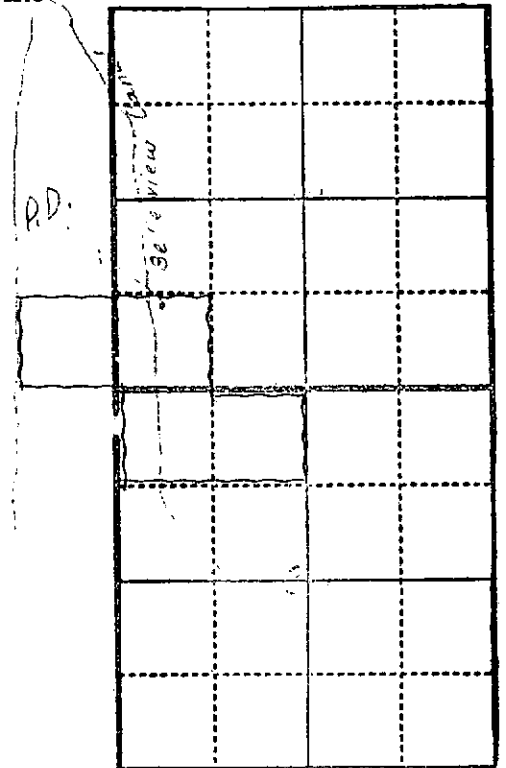
(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 40" 1884; 40" 1886;
 80" 1891

(a) 3.2 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks: This filing is supplemental to existing water rights and is badly needed because the actual decreed water is of such late priority that it is cut off before any growing crops can mature

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.

s/ Arne Friestad Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. April 27, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-29666
Recorded in Book 104 Page 29666 Approved April 28, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before
Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.
One-fifth of the work above specified to be completed on or before October 28, 1963
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before April 28, 1966

Witness my hand this 28th day of April, 1961 s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th day of April, 1961.

Countersigned: STATE OF IDAHO

(SEAL)
By s/ ARNOLD WILLIAMS Secretary of State. By s/ ROBERT E. SMYLLIE Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
1 N	18 E	24				40	40
1 N	19 E	19			40		40
1 N	19 E	30		40 40			80
						TOTAL	160

LICENSE ISSUED FOR 3.02 SEC. FT.
LICENSE PAGE NO.

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that on the 31st day of March 1966, at Hailey, County of Blaine, State of Idaho before J. F. Ensign, Notary Public, at 118 South Main, Hailey, Idaho, proof will be submitted of the completion of works for diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-29666, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mr. Arne Friestad, Box 427, Hailey, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is Irrigation, purposes and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 19, Twp. 1 N, Rge 19 E.B.M.

5. The place where said water is used is SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, Twp. 1 N, Rge 18 E. SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30 Twp. 1 N, Rge. 19 E.B. M.

6. The date of priority which said user is prepared to establish is April 27, 1961.

CARL E. TAPPAN
State Reclamation Engineer

Affidavit of Publication

STATE OF IDAHO, } ss.
County of Blaine,

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for four consecutive weeks commencing with the first publication thereof on the

third day of March, 19 66
and ending with the last publication thereof on the

twenty-fourth day of March, 1966

Cost of this publication is \$ 22/88

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 25th day
of March, 19 66

J. W. Plavers
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

WATER RIGHT NUMBER 37-2656

OWNER LAST NAME - FRIESTAD ✓
OWNER LAST NAME - STEVENSON ✓

ADDRESS LINE 1 - RT. 1 BOX 310 ✓

ADDRESS LINE 3 -

SOURCE - GROUNDWATER ✓

STAGE - LICENSE ✓

STATUS -

TOTAL DIV. VOLUME -

453.00 AFA

TRFR/AMEND - T

WATER DIST. -

DIVERSION POINT - SWSW 19 01N 19E LOT

REDIV -

FROM - 04-01 TO - 11-01 ✓

USE - IRRIGATION ✓

USE - IRRIGATION ✓

USE - IRRIGATION ✓

DECREE NAME -

REMARKS - TRANS. 2389. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - ARNE ✓

FIRST NAME - JOHN ✓

ADDRESS LINE 2 -

CITY - BELLEVUE ✓

TRIBUTARY OF -

PRIORITY - 04-27-1961 ✓

COUNTY - BLAINE ✓

ORIG OWNER - 0 ✓

ORIG OWNER -

STATE - ID ✓ ZIP CODE - 83313 ✓

TOTAL DIV. RATE - 3.0200 -CFS

TOTAL DIV. VOLUME - 453.00 AFA

OLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 19 01N 19E LOT

FROM - 04-01 TO - 11-01 ✓

USE - IRRIGATION ✓

USE - IRRIGATION ✓

DECREE NAME -

REMARKS - TRANS. 2389. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS -

PLACE OF USE - TWN 01N RNG 19E SEC 19 TRACT SWSW 19E 04 AC 39 TRACT SESW 19E 01 AC 36

PLACE OF USE - TWN 01N RNG 19E SEC 30 TRACT NENW 19E 01 AC 39 TRACT NWNW 19E 01 AC 37

DATE - TOTAL ACRES 151

HEARING -

OLD NO. - 29666 ✓

Lic state Period of use 4-1-10-31

July 6m 1982

RE: Water Right No. 37-2656

John Stevenson
Route #1, Box 310
Bellevue, ID 83313

Dear Mr. Stevenson:

Enclosed is a copy of your approved application for transfer of the above referenced water right (Transfer No. 2389).

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosure

ENCLOSURE

RECEIVED

COLEMAN & McINTYRE

MAY 10 1982

LAWYERS
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83301
(208) 734-1224

Department of Water Resources

C. G. McINTYRE
JOHN R. COLEMAN

May 6, 1982

BERT LARSON, P.A.

Mr. David R. Tuthill, Jr., P.E. *DR*
Supervisor, Water Allocation Section
Idaho Department of Water Resources
Statehouse
Boise, ID 83720

Re: Application for Transfer No. 2389,
License No. 37-2656 (Stevenson)

Dear Mr. Tuthill:

Our client, John Fell Stevenson, is selling the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho. to James I. Eakin and Grace Eakin, husband and wife, and the agreement is that the property is being sold without any decreed water rights. This is the reason for the request to transfer the water to the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 1 North, Range 19 East, Boise Meridian, in Blaine County, Idaho. The SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 19 was purchased from Gordon Paving Company without any water rights by Mr. Stevenson.

While the Application for Transfer of a Water Right shows a transfer from the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 1 North, Range 19 East, Boise, Meridian, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 North, Range 18 East, Boise Meridian, you will note that in the change of place of use the same lands are described so basically the only change is from the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 North, Range 18 East, Boise Meridian to the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 1 North, Range 19 East Boise Meridian. The number of acres to be irrigated will be the same.

If you could advise us of the two or more water rights from the Big Wood River that are appurtenant to the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 1 North, Range 18 East, Boise Meridian, according to your records, it would be helpful in providing the additional information that you request.

Sincerely,

C. G. McIntyre
C. G. McINTYRE

CGM:am
cc: Mr. John Fell Stevenson

RECEIVED

COLEMAN & McINTYRE
LAWYERS
156 SECOND AVENUE WEST
P. O. BOX 525
TWIN FALLS, IDAHO 83301

Mr. David R. Tuthill, Jr., P.E.
Supervisor, Water Allocation Department
Idaho Department of Water Resources
Statehouse
Boise, ID 83720

MICROFILMED

February 2, 1982

Mr. C. G. McIntyre, Attorney
P. O. Box 525
Twin Falls, Idaho 83301

RE: Application For Transfer No. 2389, License No. 37-2656 (Stevenson)

Dear Mr. McIntyre:

To date we have received no information regarding the above referenced Application For Transfer in response to my letter dated June 30, 1981.

Information that demonstrates the relative use of surface water versus groundwater on the land from which the water right is to be removed is needed to enable continued processing of the Application.

Please provide this information no later than April 1, 1982 so we can properly evaluate the Application.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Supervisor, Water Allocation Section

DRT:jg

✓ cc: Reid Newby

RECORDED

RECEIVED

LARSON, McINTYRE & COLEMAN

JUL 27 1981

LAWYERS
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83301
(208) 734-1224

Department of Water Resources

BERT LARSON, P.A.
C. G. McINTYRE, P.A.
JOHN R. COLEMAN, P.A.

THOMAS B. HIGH

July 24, 1981

Mr
Mr. David R. Tuthill, Jr. P. E.
Supervisor, Water Allocation Section
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Application for Transfer No. 2389
License No. 37-2656

Dear Mr. Tuthill:

Thank you for furnishing us with a copy of Transfer No. 2389. We have sent a copy of the Transfer and your letter of June 30, 1981, to Mr. John Fell Stevenson. As soon as he provides us with the information requested in your letter, we will be in touch with you unless he responds directly to you.

Sincerely,

C. G. McIntyre
C. G. McINTYRE

CGM:vs

MICROFILMED

LARSON, MCINTYRE & COLEMAN
LAWYERS
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83301

Mr. David R. Tuthill, Jr. P. E.
Supervisor, Water Allocation Section
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

MICROFILMED

July 7, 1981

Larson, McIntyre & Coleman
156 Second Avenue West
Twin Falls, Idaho 83301

Dear Mr. McIntyre:

Per your request dated July 6, 1981 enclosed please find a copy of Transfer
No. 2389.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocation Section

DRT:jg

Enclosure

MICROFILMED

DAVE

LARSON, McINTYRE & COLEMAN

JUL 7 1981

LAWYERS
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83301
(208) 734-1224

Department of Water Resources

BERT LARSON, P.A.
C. G. McINTYRE, P.A.
JOHN R. COLEMAN, P.A.

July 6, 1981

THOMAS B. HIGH

Mr. David R. Tuthill, Jr.
P. E. Supervisor, Water Allocation Section
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Application for Transfer No. 2389
License No. 37-2656

Dear Mr. Tuthill:

Thank you for your letter of June 30, 1981.
We have been unable to identify the application for transfer
or license from the numbers that you gave us. I assume
that it was in connection with John Fell Stevenson. Is this
in connection with the McHan transfer or the Mable Spencer
transfer?

I will appreciate further information.

Sincerely,


C. G. McINTYRE

CGM:ib

MICROFILMED

June 30, 1981

Larson, McIntyre & Coleman
Attorney at Law
156 Second Avenue West
Twin Falls, Idaho 83301

RE: Application for Transfer No. 2389, License No. 37-2656.

Dear Mr. McIntyre:

We are currently reviewing the above referenced Application for Transfer. We note that according to our records at least two water rights from the Big Wood River are appurtenant to the forty acre tract from which the water is requested to be removed (SE~~1~~SE~~4~~ Sec. 24, Twp. 1 N., Rge. 18 E.). Therefore some additional information is needed before we can approve the application.

We request that you provide information regarding the amount of groundwater as compared with the amount of surface water historically used on the tract in question. This information could be in the form of affidavits by persons associated with the irrigation system, and might be supported by pumping power records.

Please send the information or any questions on the matter to my attention. I will be happy to assist you.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocation Section

DRT:jg

RECEIVED
JUL 1 1981

FROM Glen S.
TO Dave T.

DATE 6-15-81

SUBJECT

- Let's ask applicant for power records of evidence he may have in order for us to determine no of A.F. diverted / yr from the well. We could then approve trans w/ an AF limitation. NCY was under impression we were going to do this.

- If applicant can't provide info then an app to irrigate the new 40, prob would be appropriate. SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM

Dave T

DATE 6/10/81

TO

Jim J

SUBJECT

T 2389

One of the things that we have to check to insure that an expansion does not occur is the water rights on the land from which the water is transferred. This is one item that probably should be added to the Transfer Analysis Sheet.

In this case, the SESE S. 24, from ~~the~~ which the water is proposed to be transferred, has at least two water rts from the Big Wood R. If this g.w. right is transferred, it will result in 72 acres being irrigated ~~to~~ instead of 36 acres, for the same rights. This would

SIGNATURE
(over)

constitute an expansion. You may want to return this file to the regional office to see if they have any evidence to the contrary.

The only way it appears that we could approve this transfer is if the 2 surface water rights are transferred at the same time.

February 2, 1982

Mr. C. G. McIntyre, Attorney
P. O. Box 525
Twin Falls, Idaho 83301

RE: Application For Transfer No. 2389, License No. 37-2656 (Stevenson)

Dear Mr. McIntyre:

To date we have received no information regarding the above referenced Application For Transfer in response to my letter dated June 30, 1981.

Information that demonstrates the relative use of surface water versus groundwater on the land from which the water right is to be removed is needed to enable continued processing of the Application.

Please provide this information no later than April 1, 1982 so we can properly evaluate the Application.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Supervisor, Water Allocation Section

DRT:jg

cc: Reid Newby

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADM

1. Right number 37-2656 Applicant Stevenson, John
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use NOT LISTED ON LICENSE
Should be April 1 Oct. 31
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:
- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion. No Change
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.

- None None h. ☒ Check for expansion in use of right. Comments Inquiry only lists
37-2656 on N¹/₂ NW¹/₄ of S. 30 ; In Sec. 19 no record found
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) None found.
- j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? 37 Big Wood & Silver Creek

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 1/17/80 Received on 2/4/80
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No No mention is made of field exam regarding groundwater being exchanged for another source. It appears that this right uses only ground water and its use is not subject to existing watermaster control. TRANSFER shows that no change in diversion is planned therefore no special conditions appear to be required. jmi.

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* M.D.s must be installed at point of
Location to point of diversion.

By Lorena O. Helmer Date 3-11-80

5/29/81

* All uses within Watermaster Districts require special conditions.

DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 37-2656

FEB 4 1980

RECOMMENDATION OF WATERMASTER

Department of Water Resources
Southern District Office

I, Reid J. Newby, watermaster of Water District #37M,
of Water District No. 37M, County of Blaine, State of Idaho,
whose address is Box T Shoshone, Idaho 83352
have read the attached copy of the application for transfer of water right for _____
John Stevenson, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend
that the Director of the Department of Water Resources approve the transfer subject to
the following conditions: That measuring devices be installed at
point where water co-mingles and new diversion.

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-
quested for the following reasons: _____

Dated at Shoshone, Idaho, this 31st day of January 1980.

(signature)

Reid J. Newby
Watermaster
Water District #37M

Please use reverse side if needed.

NOTICE OF PROPOSED CHANGE OW WATER RIGHT

NO. 37-2656

Notice is hereby given that John Stevenson
of Bellevue, Idaho has applied to the Department of Water Resources
for a change of ~~point of diversion &/or~~ place of use of the water of a _____
groundwater source. The right sought to be changed is evidenced by
License 37-2656, and is recorded as follows:

Amount: 3.02 cfs

Priority: April 27, 1961

Point of Diversion: $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 19, T.1N, R.19E, B.M., Blaine County

The water is used for irrigation purposes from Apr. 1 to Nov. 1 of 151 acres
within the $SE\frac{1}{4}SE\frac{1}{4}$, Sec. 24, T.1N, R.18E; $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 19; $N\frac{1}{2}NW\frac{1}{4}$, Sec. 30, T.1N,
R.19E

TO BE CHANGED AS FOLLOWS:

Amount: NO CHANGE

Point of Diversion: NO CHANGE

Lt.4 ($SW\frac{1}{4}SW\frac{1}{4}$) $SE\frac{1}{4}SW\frac{1}{4}$,
Place of Use: Sec. 19; $NE\frac{1}{4}NW\frac{1}{4}$, Lot 1($NW\frac{1}{4}NW\frac{1}{4}$) Sec. 30, T.1N, R.19E

Any protest against approval of the above proposed change of water right must be
filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd North,
Twin Falls, Idaho 83301, on or before February 19, 1980.

C. STEPHEN ALLRED
Director

Published in Wood River Journal on Jan. 31 and Feb. 7, 1980.

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
No. 37-2656**

Notice is hereby given that John Stevenson of Bellevue, Idaho, has applied to the Department of Water Resources for a change of place of use of the water of a groundwater source, and is recorded as follows:

Amount: 3.02 cfs

Priority: April 27, 1961

Point of Diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19

T.1N, R.19E, B.M. Blaine County

The water is used for irrigation purposes from April 1 to November 1 of 151 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24

T.1N, R.18E, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19

N $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 30, T.1N, R.19E

TO BE CHANGED AS FOLLOWS:

Amount: No Change

Point of Diversion: No Change

Place of Use: Lt. 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 1

(NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 30, T.1N, R.19E

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before February 19, 1980.

C. Stephen Alred
Director

Publish: Wood River Journal-January 31, February 7, 1980.

*ok
marga
1/23/80*

MICROFILMED

January 16, 1980

Wood River Journal
P. O. Box 988
Hailey, Idaho 83333

Re: Notice of Proposed Change of Water Right No. 37-2656

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Mary A. Hill
Secretary

for

Lorene O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-9575

January 17, 1980

Mr. Reid Newby
Watermaster District 37
Box T
Shoshone, Idaho 83352

Re: Application for Transfer of Water Right No. 37-2656 - John Stevenson

Dear Mr. Newby:

Enclosed is a copy of the above referenced application. Please review it and submit any comments you may have.

If you have questions regarding the application, please contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:
MICROFILMED

ACT
ION

N OWNER LAST NAME - FRIESTAD

FIRST NAME - ARNE

ORIG OWNER - O

N OWNER LAST NAME - PIERRET

FIRST NAME - PATRICIA R.

N

CITY - BELLEVUE

STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 04-27-1961 COUNTY - BLAINE

TOTAL DIV. RATE - 3.0200CFS

N TOTAL DIV. VOLUME - 453.00 AFA

N DIVERSION POINT - SWSW 19 01N 19E

N FROM - 04-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE - 3.0200CFS

USE DIV. VOLUME - 453.00 AFA

N USE - IRRIGATION

PLACE OF USE - TWN 01N RNG 18E SEC 24 TRACT SESE

AC 36

N USE - IRRIGATION

PLACE OF USE - TWN 01N RNG 19E SEC 30 TRACT NENW

AC 39 TRACT NWNW

AC 37

N

OLD NO. - 29666

3/79

IDENT. NO. 27-2656

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 S

WATER RIGHT
DATA ENTRY LOG

[illegible]

Box 518

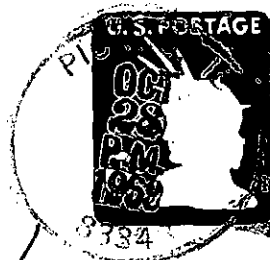
Harley Idaho

Kaye

This was address
on Check

Department Of Reclamation
Statehouse - annex 2

Boise, Idaho 83707



29604
37-2656

November 4, 1969

Re: Permit No. G-29666/37-2656

Mr. & Mrs. Frank G. Pierret
Rural Route
Bellevue, Idaho 83313

Dear Mr. & Mrs. Pierret:

Enclosed you will find your Water License issued on the above
numbered permit.

Also enclosed is departmental receipt No. 3785 in the amount
of \$13.00 covering the fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh
Enclosures

29666
37-2456

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 10, 1969

Re: Permit No. G-29666/37-2656

RECEIVED
OCT 29 1969
Department of Reclamation

Frank G. and Patricia R. Pierret
Rural Route
Bellevue, Idaho 83313

Dear Mr. & Mrs. Pierret:

A representative of this department has made an examination of the works covered by your Permit 37-2656 and has found the following:

Quantity of water diverted: 4.17 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 3.02 c.f.s.

The maximum quantity diverted shall not exceed 453 acre feet per season.

Purpose of use: Irrigation of 151 acres within SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19; N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 30, T. 1 N., R. 19 E., B.M. and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, T. 1 N., R. 18 EBM

The priority date established is: April 27, 1961

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Dean R. Reynolds
Field Examiner

DRR:kh

29666
37-2656

October 14, 1969

Re: Permit No. G-29666/37-2656

Frank G. and Patricia R. Pierret
Rural Route
Bellevue, Idaho 83313

Dear Mr. & Mrs. Pierret:

Enclosed please find a copy of the assignment for the above referenced permit, it has been recorded and the original placed in our files.

We are also enclosing a copy of the permit for your records.

If we may be of service at any time, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Copy of assignment
Copy of permit

29666
37-2656

October 10, 1969

Re: Permit No. G-29666/37-2656

Frank G. and Patricia R. Pierret
Rural Route
Bellevue, Idaho 83313

Dear Mr. & Mrs. Pierret:

A representative of this department has made an examination of the works covered by your Permit 37-2656 and has found the following:

4.17 c.f.s.

Quantity of water diverted: _____

Amount of water that can be recognized as beneficially used under Idaho Law: _____

The maximum quantity diverted shall not exceed 453 acre feet per season.

Purpose of Use: Irrigation of 151 acres within SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19; N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 20, T. 1 N., R. 19 E., B. M. and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, T. 1 N., R. 18 E. B. M.

The priority date established is: April 27, 1961
13.00

A fee totaling \$ _____ must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

29666
37-2656

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29666

REPORT ON PROOF OF Completion of Works & Beneficial Use

~~Reflected~~

Pg 18 E B 11

Pg 19 E B 11

T. 10 N)

24

36

39

31

39

30

7

76

15

~~Sannett~~

AREA - 151 ACRES

SUBD - 4

Q - 302 c.f.s.

VOL - MAX DIVERTED NOT TO EXCEED IRRIGATION REQUIREMENT OF 3000 FT / ACRE / SEASON OR 453 AC-FT / SEASON

PRIORITY - APRIL 27, 1961

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29666

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Arne Friestad 788-2927

2. Source of water supply: Subterranean Sold to Frank Perret 7882732

3. Location of point of diversion: Is in the SW 1/4 SW 1/4 of Section 19

T. 1 N. R. 19 E. County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same:

Western Pump #14277 10" discharge to concrete box & ditch

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 SE 1/4, Sec. 24, T. 1 N., R. 18 E., B.M.; SW 1/4 SW 1/4, Sec. 19, N 1/2 NW 1/4, Sec. 30,

T. 1 N., R. 19 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: No power unit on pump 6/22/66 DW

Are you intending to pump this well. No motor or Power line

$$Q = \frac{200 \text{ c.f.}}{18 \text{ sec}} = 11.1 \text{ c.f.s. by Stokes Flow meter}$$

Purchased by FRANK PERRET

P.O. Box 518
HAILEY, IDAHO

This examination was made on the 10-9-69 day of OCT 1969 J.C.

Checked by (Signed) Dean Reynolds

Examiner

Plat 12

Arne Friestad
Box 427
Hailey, Idaho

Permit No. G-29666

Frank Pierret

Examination for Completion of Works & Beneficial Use

County Blaine

Quantity: 3.2 c.f.s. Sec. 19 T.1 N.R. 19 E., B.M.

Source: Subterranean

P.D.: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 1 N., R. 19 E., B.M.

Use: Irrigation

Filed: 4/27/61

Due: 4/28/66

Extension:

Protest:

Completion of Works:

Other Rights: 40" 1884; 40" 1886;
80" 1891

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Measw/sparling

T=48 sec

Δ =200 cu/ft

Q = 4.16 cfs

license for 3.2 cfs

J/C 10-1-57

purchased by
Frank Pierret
Box 518
Hailey, Idaho

B

35.86

(36)

A

18.06

PD

(39)

D

36.5

C
4.0

B

4.3

A

23.3

A-111

F

37.0

C

22.56

(31)

D

51.7

(39)

I

25.0

24.6

24.3

E

4.3

D

8.5

C

25.1

A

55.9

A-151

36.31

TO: Dean Reynolds

FROM: Don McEldowney

DATE: August 25, 1969

Re: Permit No. 37-2656

It came to our attention that in 1966 Donald Watts attempted to make an examination on this permit and found no power supply available for the pump and well.

We would normally take action at this time and send out a notice of intent to cancel this permit, however, three years have lapsed since the date it was examined and possibly at this time the pump and motor are installed on the well.

Please complete this examination as soon as possible so that we can take appropriate action.

29666
37-2656

July 19, 1966

RE: Permit G-29666

Mr. Arne Friestad
P.O. Box 427
Hailey, Idaho

Dear Mr. Friestad:

Our field engineer was out to examine your well and he found there was no motor on the pump and no power lines to the pump. If you intend to use this well as stated in your proofs would you please notify our office when the well will be in use so our engineer can stop and check it. If you do not intend to use the well would you so notify this office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

29666

C
O
P
Y

April 4, 1966

Re: Permit No. G-29666

Mr. Arne Friestad
Box 427
Hailey, Idaho

Dear Mr. Friestad:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Hailey Times, all submitted in proof of completion of works and beneficial use on Permit No. G-29666.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
XXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXX

M. Russell Bosch
Office Manager

XXXXXX
MRS:mr

29666

ROBERT E. SMYLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

February 21, 1966

RECEIVED
APR 4 1966
Department of Reclamation

Re: Permit No. G-29666

Mr. Arne Friestad,
Box 427,
Hailey, Idaho.

Dear Mr. Friestad:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-29666. The proofs are to be made ~~at xxxxxxxxxxxxxxxx~~ at 10 o'clock, on the 31st day of March, 1966, before J. F. Ensign, 118 South Main, Hailey, Idaho Notary Public.

As of this date, we have mailed the Notice to the Hailey Times Hailey, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

Edna P. Rule
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29666

February 21, 1966

Re: Permit No.G-29666
Arne Friestad

Hailey Times,
Hailey, Idaho.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to March 31, 1966. The expense of the publication is to be paid by Arne Friestad of Box 427, Hailey, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

29666

February 21, 1966

Re: Permit No. G-29666

Mr. Arne Friestad,
Box 427,
Hailey, Idaho.

th

Dear Mr. Friestad:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-29666. The proofs are to be made at ~~xxxxxxxxxxxxxxxxxxxx~~ on the 31st day of March, 1966, before J. F. Ensign, 118 South Main, Hailey, Idaho Notary Public.

As of this date, we have mailed the Notice to the Hailey Times Hailey, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29666

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: ARNE FRIESTAD

P. O. Box 427, Hailey, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Not

Ques. 3. State number, approval date of permit, and date of priority: _____

G-29666

Ques. 4. State source of water supply: _____

Give location of point of diversion, showing subdivision, section, township and range

Subterranean

Ques. 5. Describe your works of diversion: Drilled well installed

Pump, Concrete Structure; state amount of water they are capable of conveying from point of diversion to place of use: _____; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____; if a well, state depth of well 164 feet; depth and size of casing 16"; depth to water 67"; if pump is used,

state discharge of pump: 3.2 CFS; tell how it was measured or determined Electric

Pump (Webb from Twin Falls); if sprinkler irrigation, give number and size

of nozzles and operating pressure: 40 head 3/8" nozzles 60 lbs.

Ques. 6. State for what purpose water is used: Irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

40.34 Acres Lot 4, Sec. 19 1No. R. 19 E.B.M.

Eventually this water will be used to sprinkle the 160 acres

Roeloz

29666

State nature of all improvements which have been made as a direct result of said use:

Approximately 500 feet ditching

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: GEORGE ROESSLER, Shoshone, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued; please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: _____ - Time used since first use:

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

Nov. 15 - 1884 - 40" Original Decree S.C. Frost decree
June 12 - 1886 40" ✓ ✓ ✓
June 15 - 1891 80" ✓ ✓ ✓
all Originally decreed to Utah & Idaho Improvement Company
(sign) Paul Friesdal

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

118 South Main Hailey, County of Blaine

State of Idaho, on this 31st day of March, A. D. 19 66.

My commission expires: Mar. 14, 1970

[Signature]
Notary Public for the State of Idaho
Residing: Hailey, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. _____

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

A. E. Richards 40 Box 635 Hailey, Idaho 83333 Dentist

Ques. 2 Are you acquainted with Arne Friestad, the holder of
Permit No. G29666 ? How long have you known him and where does he reside?

12 years Bellevue, Idaho

Ques. 3. Have you read or heard said Permit No. G29666 read, and are you familiar
with its provisions and conditions: Yes X No. _____

Ques. 4. State source of water supply: Pump

Give location of place of diversion, showing subdivision, section, township and range

Lot 4 Sec 19 T10 in R 19 EBM

Describe works for conveying water to place of use: _____

Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3 $\frac{1}{2}$ How much water have you seen being so
conveyed? 2

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Part of 40 acres

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Hay and grain ground

3 inches per acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? None ✓

Ques. 10. When did you first see this water used? October 1961

Other times you have seen such use: _____

(Signed):

Carl R. Rich

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____

HAILEY, County of BLAINE, State of Idaho, on this 31st day of MARCH, A. D. 1966

John E. Ziegler

Notary Public for the State of Idaho

Residing HAILEY, IDAHO

My commission expires MAR 14, 1970

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

John C Fox 35 Hailey, Idaho FARMER

Ques. 2 Are you acquainted with ARNE FRIESAD, the holder of

Permit No. G 29666? How long have you known him and where does he reside?

15 YEARS BELLEUE, IDAHO

Ques. 3. Have you read or heard said Permit No. G 29666 read, and are you familiar with its provisions and conditions: Yes ✓ No. _____

Ques. 4. State source of water supply: Pump

Give location of place of diversion, showing subdivision, section, township and range

Lot 4 SEC 19 IN R 19 E 2 M

Describe works for conveying water to place of use: Ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct

to place of use: 3 1/2 How much water have you seen being so

conveyed? 2

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving

full legal description:

PART of 40 ACRES

29666

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

HAY & GRAIN GROUND
3 inches per ACRE

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? NONE

Ques. 10. When did you first see this water used? OCT 1961
Other times you have seen such use: AUG 1962

(Signed):

John Fox

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in HAILEY

 , County of BLAINE, State of Idaho, on this 31st day of MARCH, A. D. 1966



[Signature]

Notary Public for the State of Idaho

Residing HAILEY, IDAHO

My commission expires MAR. 14, 1970

RECEIVED
FEB 21 1966

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE
Department of Reclamation

(Date) February 17, 1966
(P. O.) Box 427, Hailey, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the The Hailey Times of
Hailey, Idaho published in the
county in which the works are situated.

Arne L. Frostad

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the
attached notice are true.

Engineer

29666

RECEIVED
FEB 21 1966

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at A. M., on the 31st day of March
19 66, at Hailey, County of Blaine, State of Idaho
before J. F. ENSIGN, Notary Public, at (address) 118 South Main,
Hailey, Idaho, proof will be submitted of the completion
of works for the diversion of 3.2 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-29666, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Mr. Arne Friestad, Box 427, Hailey, Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 3.2 cubic feet per second.

3. The use to which said water has been applied is Irrigation,
purposes and the amount applied to beneficial use is
3.2 cubic feet per second.

4. The point of diversion of said water is SW 1/4 Sec 19, Twp 1N, Rge 19 E.B.M.

5. The place where said water is used is SW 1/4 Sec 19, and NW 1/4 Sec 30 Twp 1N, Rge 19 E.B.M.
SE 1/4 Sec 24, Twp 1N, Rge 18 E.

6. The date of priority which said user is prepared to establish is APRIL 27, 1961

CARL E. TAPPAN

State Reclamation Engineer

29666

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Feb. 1, 1966

Re: Permit No. G -29666

Arne Friestad
Box 427
Hailey, Idaho

Dear Mr. Friestad:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29666 are due not later than April 28, 1966

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL E. TAPPAN

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

29666

May 4, 1961

Re: Permit No. G-29666
Arne Friestad

Mr. Everett B. Taylor,
Attorney at Law,
Hailey, Idaho.

Dear Mr. Taylor:

We enclose Permit No. G-29666 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5887 which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit.

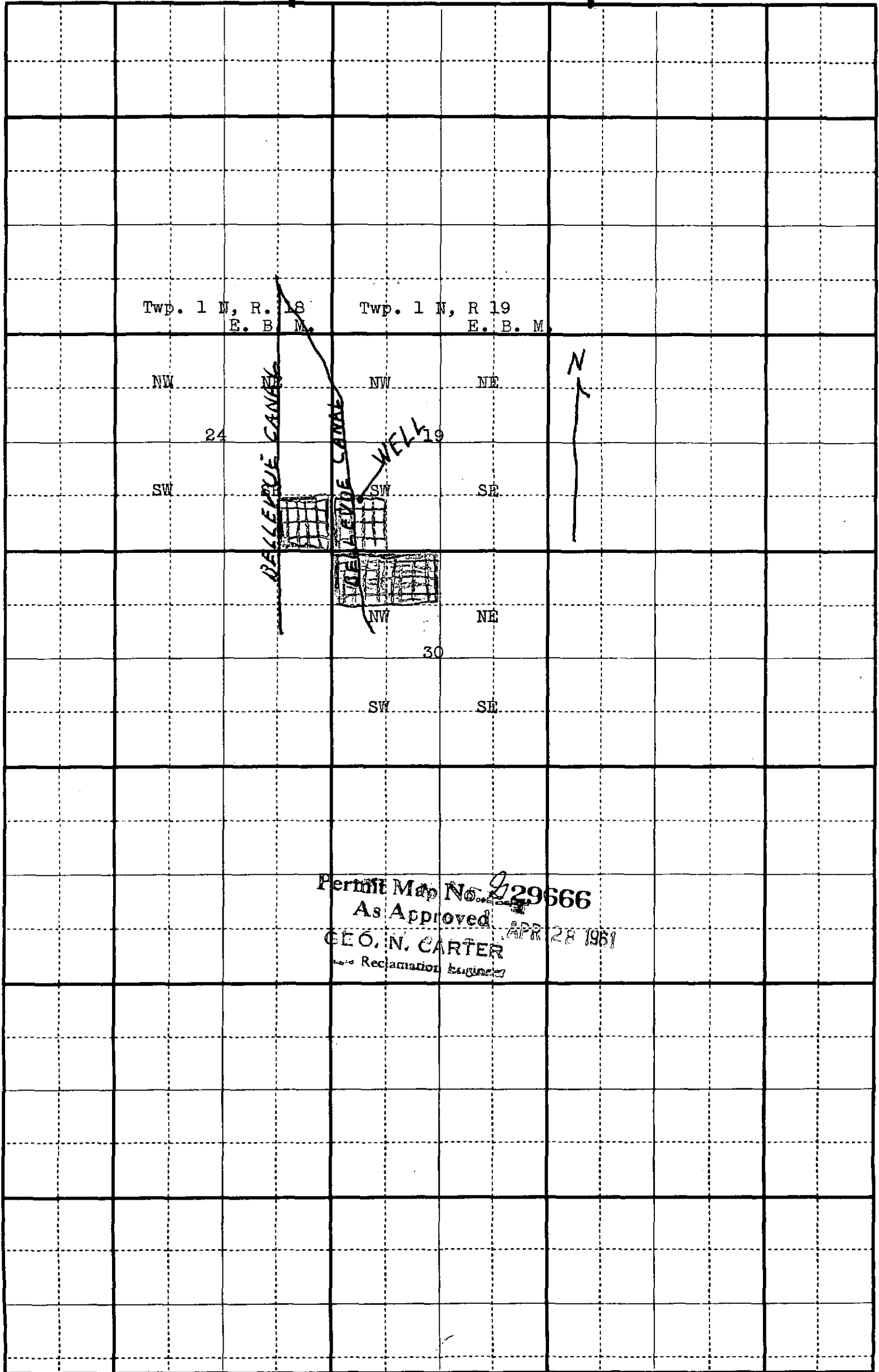
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk
cc: Arne Friestad
Box 427
Hailey, Idaho

29666



Permit Map No. 229666

As Approved

EE O. N. CARTER

Reclamation Engineer

APR 28 1961

EVERETT B. TAYLOR
ATTORNEY AT LAW

April 25, 1961

OFFICES
SUN VALLEY, IDAHO
KETCHUM 3311
HAILEY, IDAHO
HAILEY 5

RECEIVED
APR 27 1961

Mr. George N. Carter
State Engineer
Department of Reclamation
Boise, Idaho

Department of Reclamation

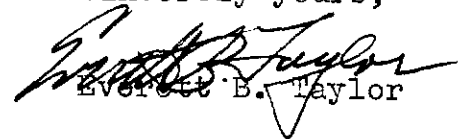
Dear Mr. Carter:

I represent Mr. Arne Friestad whose application for Permit to Appropriate the subterranean waters of the State of Idaho, is enclosed herewith; also his check to cover the filing fee in the amount of \$5.75.

You will note that question No. 2 (b) has not been filed in. I am sorry but I must admit I do not know how to compute the annual withdrawal in acre fee per annum of 160 miners. I would therefore appreciate you filling in that information.

Thanking you for giving this application your attention, I am

Sincerely yours,


Everett B. Taylor

29666