

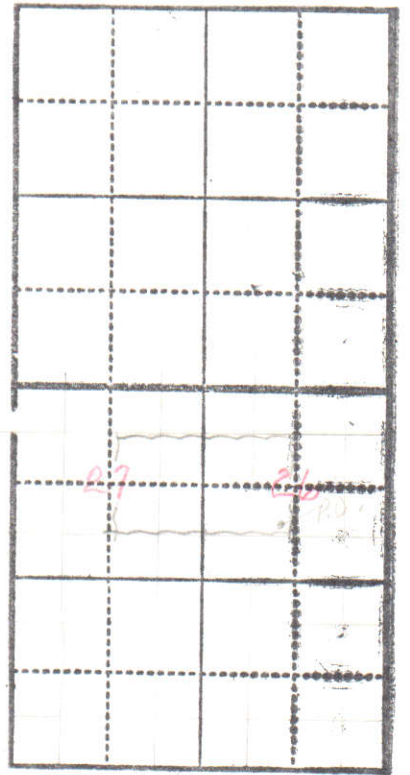
37-2618

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35975
Permit No. G- 28017
District No.LICENSE ISSUED FOR 239 SEC. FT.
LICENSE PAGE NO.

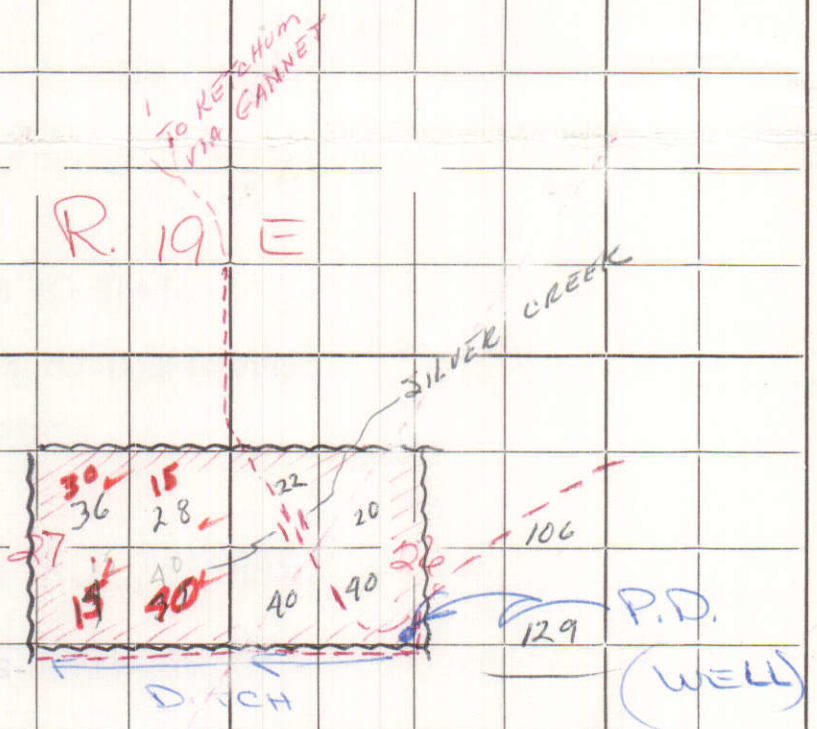
1. Name of Applicant: Winton S. Gray
Postoffice address: Sun Valley County: Blaine State: Idaho
2. Quantity of water claimed: 140 _m iners' inches
(a) Rate of withdrawal in cubic feet per second 2.8 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: well
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 26
Twp. 1 S. , Rge. 19 E. , B.M., County of Blaine
5. Water is to be used for: Irrigation and domestic
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: Drilled well and pump and gravity flow irrigation, cased
8. Estimated cost of works: \$5,600.00
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: no rights
(a) (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) 2.8 (cubic feet per second, inches or gallons per minute) is for new lands.



T
1
S.

61
80
141

all
40A



✓ Licensed for .81"/A
under Q 27592

235

allowable $100 \times (.19) + 141 = 160''$

Area - 235A

Subd - 8

Q = 2.39 cfs

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.

RECEIVED
JUN 28 1965

Department of Reclamation

Winton S. Gray

P. O. Box 267

Sun Valley, Idaho 726-3482

Permit No. G-28017

Examination for Compl. Wrks. & Bene Use

County Blaine

Sec. 26 T. 1S R. 19E

Quantity: 2.8

Source: WELL

P. D.: NE 1/4 OF SW 1/4 SEC 26 Twp. 1S
Rge. 19E 8M

Use: IRRIGATION & DOMESTIC

Filed: 29 JUNE 1959

Due: 9 JULY 1964

Made: June 29, 1964

Extension: Priority: June 29, 1959

Protest:

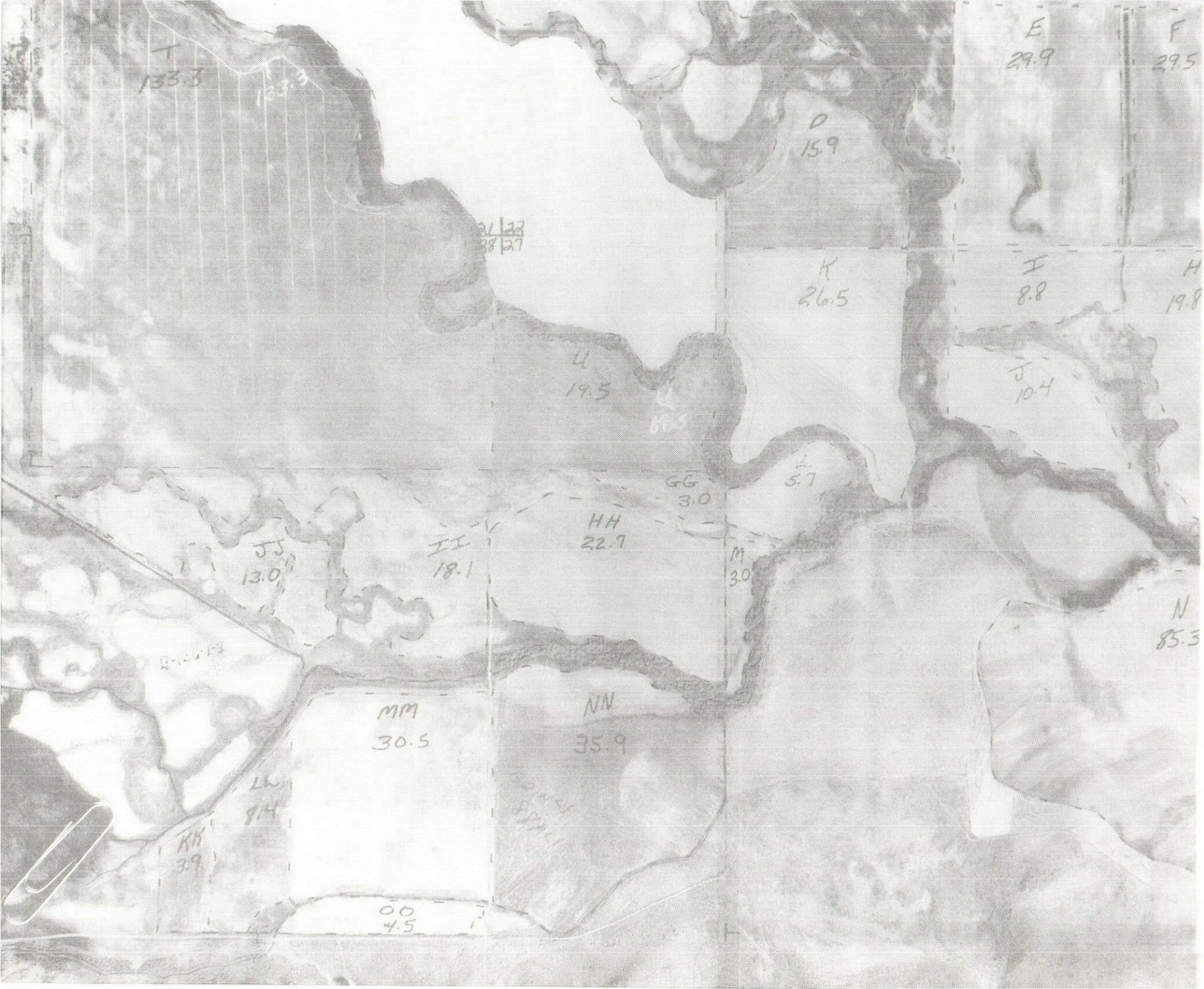
Completion of Works: —

Other Rights: NO RIGHTS

L1082



28017



NOTICE OF PROOF OF COM-
PLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE IS HEREBY GIVEN that at 10:00 A. M., on the 29th day of June, 1964, at Ketchum, County of Blaine, State of Idaho, before G. R. Kneeland, Notary Public, Ketchum, Idaho, proof will be submitted of the completion of works for the diversion of 2.8 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 28017, 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 Winton S. Gray, Box 267, Sun Valley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 2.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 1 S. Range 19 E.B.M.; and SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

6. The date of priority which said user is prepared to establish is June 29, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Pub: 5/28 to 6/18

RECEIVED
JUL 29 1964
Department of Reclamation

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

twenty-eighth day of May, 1964
and ending with the last publication thereof on the
eighteenth day of June, 1964

Cost of this publication is \$ 24.20

Berwyn Burke
BERWYN BURKE, Publisher.

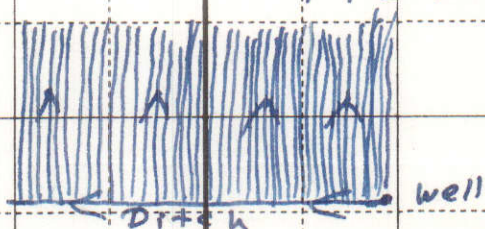
Subscribed and sworn to before me, this 19th day
of June, 19 64.

G. R. Kneeland
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

28017

Winto S. Gray

Sec. 27

Sec. 26
T 1 S R 19 E B M

Permit No. 28017

As Approved JUL 9 1959

GEO. N. CARTER
State Reclamation Engineer

NOTICE OF PROOF OF COM-
PLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE IS HEREBY GIVEN that at 10:00 A. M., on the 29th day of June, 1964, at Ketchum, County of Blaine, State of Idaho, before G. R. Kneeland, Notary Public, Ketchum, Idaho, proof will be submitted of the completion of works for the diversion of 2.8 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 28017, 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 Winton S. Gray, Box 267, Sun Valley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 2.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 1 S. Range 19 E.B.M.; and SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

6. The date of priority which said user is prepared to establish is June 29, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Pub: 5/28 to 6/18

28017

RECEIVED

JUN 13 1984

ASSIGNMENT

Department of Water Resources

The Nature Conservancy of Idaho, Inc., an Idaho non-profit corporation, does hereby assign all of its right, title and interest in and to State of Idaho Water License No. 28017/37-2618 to Robert E. Gardner and Kathryn Gardner, husband and wife.

DATED this 1st day of June, 1984.

THE NATURE CONSERVANCY OF IDAHO

By: L. Gregory Low
L. Gregory Low
Executive Vice President

ATTEST:

Michael Dennis
Michael Dennis
Assistant Secretary

STATE OF VIRGINIA)
) ss.
County of Arlington)

On this 1st day of June, 1984, before me, a Notary Public, in and for said County and State, personally appeared L. Gregory Low and Michael Dennis, identified to me to be the Executive Vice President and Assistant Secretary, respectively of The Nature Conservancy of Idaho, Inc., the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

Barbara Ann Kerley
NOTARY PUBLIC FOR VIRGINIA
Residing at Louisiana County

My Commission Expires April 1, 1986

OK - KW
7-5-84

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 28017/37-2618 Priority June 29, 1959 Amount 2.39 cfs

THIS IS TO CERTIFY, that WINTON S. GRAY
of Sun Valley, Idaho, has complied with the terms and conditions of Permit
No. 28017/37-2618 issued pursuant to Application for Permit dated June 29, 1959,
and has submitted proof to the Department of Water Resources on June 29, 1964,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.39 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>2.39</u> cfs and	<u>705 acre feet or</u> <u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.39 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
705 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26,
Twp. 1 S, Rge. 19 E, B. M. in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 S	19 E	26							22	20	40	40							122
		27			36	28									35	14			113

Total number of acres irrigated 235

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
November, 19 75.

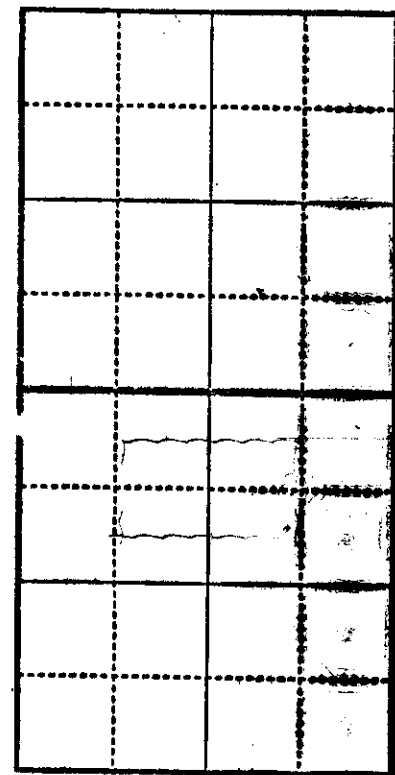
Director

APPLICATION FOR PERMIT
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35975
Permit No. G- 28017
District No.

LICENSE ISSUED FOR 239
LICENSE PAGE NO.

1. Name of Applicant: Winton S. Gray
Postoffice address: Sun Valley County: Blaine State: Idaho
2. Quantity of water claimed: 140 miner's inches
(a) Rate of withdrawal in cubic feet per second 2.8 or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: well
4. Location of point of diversion or well is in the NE 1/4 of the SW 1/4 of Section 26
Twp. 1 S., Rge. 19 E., B.M., County of Blaine
5. Water is to be used for: Irrigation and domestic
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well and pump and gravity flow irrigation, cased
8. Estimated cost of works: \$5,600.00
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: no rights
(a) (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) 2.8 (cubic feet per second, inches or gallons per minute) is for new lands.





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Storehouse
Boise, Idaho 83720
(208) 334-4440

July 13, 1984

RE: Water Right Nos. 37-2609 & 37-2618

Robert E. & Kathryn Gardner
c/o Hogue, Speck & Aarstad
P.O. Box 987
Ketchum, ID 83340

Dear Mr. and Mrs. Gardner:

We acknowledge receipt of the full assignment of License 37-2618, and partial assignment of License 37-2609, to you. We have placed the assignments in our files for future reference. Enclosed are copies of the licenses for your records.

Please be advised that the partial assignment of license 37-2609 did not specify which lands your portion of the water is appurtenant to. You may wish to provide that information to our office so that our files are kept as up-to-date as possible.

In Idaho, a licensed water right is considered real property. Proof of owning the property is proof of owning the water right license.

If we can be of any further assistance to you, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

Enclosures

MAILED
JUL 15 1984

RECEIVED

JUN 29 1984

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

220 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

Department of Water Resources

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
THOMAS J. SCHNEBECK

June 28, 1984

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

Department of Water Resources
State Office
450 W. State St.
Boise, ID 83720

Attention: Kay Walker

RE: Water Rights Nos. 37-2609 and 37-2618

Dear Ms. Walker:

Enclosed are the original Assignments which you returned to Mr. Hogue under cover letter dated June 20, 1984. Also enclosed are copies of the following deeds in the chain of title to lands to which these water rights are appurtenant:

1. Warranty Deed from Winton S. Gray et ux to Fred Prins et ux - Instrument No. 119528, *ok #1*
2. Warranty Deed from Fred Prins et ux to Stocker Creek Company - Instrument No. 153830, *ok #2*
3. Warranty Deed from Stocker Creek Company to the Nature Conservancy of Idaho, Inc. - Instrument No. 203085, *ok #3*
4. Warranty Deed from the Nature Conservancy and the Nature Conservancy of Idaho, Inc. to Robert E. and Kathryn Gardner. *NOT RECEIVED.*

I understand you will now be able to process these Assignments. Please call me if you have any questions. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD

James P. Speck

James P. Speck

JPS/km

Enc.

cc: Mr. and Mrs. Robert Gardner

*see original (copies of)
the attached deeds
in file 37-2609 - kay*

#1
Presented for record at the request of Idaho Power Company at 9:15 o'clock A. M., November 6, 1949.

George F. McCoy, Ex-Officio Recorder

By Hazel Barber, Deputy

No. 119029

WARRANTY DEED

WINTON S. GRAY ET UX TO FRED PRINS, ET UX

For Value Received WINTON S. GRAY and ANITA M. GRAY, husband and wife, Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto FRED PRINS and MARGARET F. PRINS, husband and wife, Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

The East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$), the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-Two (22); the South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$), the North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), that portion of the Northwest Quarter of the Northwest Quarter (PR. NW $\frac{1}{4}$ NW $\frac{1}{4}$) lying westerly of the County Road in Section Twenty-six (26); the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), the Northeast Quarter (NE $\frac{1}{4}$); the North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-seven (27). All in Township One (1) South, Range Nineteen (19) East, Boise Meridian.

Subject to that certain Real Mortgage in favor of The Connecticut Mutual Life Insurance Company dated the 20th day of December, 1944, and given by Winton S. Gray and Anita Gray, husband and wife, on which there is a balance due of \$10,800.00 which Grantee assumes and agrees to pay.

(1.00-1.25 I.R.S.)
Affixed and
Cancelled

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 27th, 1949.

Winton S. Gray

Anita M. Gray

POOR QUALITY ORIGINAL

NO. 119029

STATE OF IDAHO, COUNTY OF TWIN FALLS

On this 27th day of August, 1963, before me, a notary public in and for said State, personally appeared JOHN S. GRAY and ANITA M. GRAY, 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.

(SEAL)

John H. Emly
Notary Public
Residing at Twin Falls, Idaho

Filed for record at the request of R. H. McCoy Agency at 5:00 o'clock A. M., September 7, 1963.

George F. McCoy, ex-officio Recorder

By David Barber, Deputy

POOR QUALITY ORIGINAL

RECEIVED

#2

WARRANTY DEED

THIS INSTRUMENT, made this 11 day of August, 1969, between PHIL PRINE and MARGARET P. PRINE, husband and wife, of Mendocino, County of Santa Barbara, State of California, the parties of the first part, and STADLER CREEK CO., an Idaho corporation, the party of the second part. Witnesseth, that the said parties of the first part, for and in consideration of the sum of TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000.00) of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, conveyed and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to its heirs and assigns forever, all of the following described real estate, situated in the County of Blaine, State of Idaho, to-wit:

TOWNSHIP 1 SOUTH OF RANGE 19 EAST OF THE HOUSE
MERIDIAN, BLAINE COUNTY, STATE OF IDAHO:

SECTION 22: E 1/2 SW 1/4, SE 1/4;

SECTION 26: S 1/2 NW 1/4, N 1/2 SW 1/4, that
portion of the NW 1/4 SW 1/4 lying
Westerly of the County Road;

SECTION 27: E 1/2 NW 1/4, W 1/2 SE 1/4, NE 1/4 SW 1/4,
NE 1/4;

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including water rights, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the parties of the first part. To have and to hold, all and singular the above mentioned and described premises together with the appurtenances unto the party of the second part, and to its heirs and assigns forever. And the said parties of the first part, and their heirs, covenants the said premises in the quiet and peaceable possession of the said party of the second part, its heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whosoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend, EXCEPT the same, of record as of the 11 day of August, 1969, and encumbrances made by or through the said party of the second part, on or after the 11 day of August, 1969.

IN WITNESS WHEREOF, the said parties of the first part have

Stadler Creek Co
Ref 664
Idaho
83353
1. WARRANTY DEED

POOR QUALITY ORIGINAL

hereto set their hands and seal the day and year first above written.

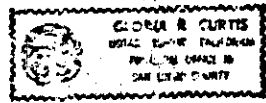
[Signature]
[Signature]

STATE OF Illinois ss.
COUNTY OF San Diego

BE IT REMEMBERED that on this 1st day of August, 1941, before me, the undersigned, a Notary Public in and for said county and state, personally appeared the within named WED PRINC and MARGARET P. IRINS known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

[Signature]
Notary Public for San Diego County
My Commission Expires: 1942



GLORIA R. CURTIS
Notary Public for San Diego County

2. WARRANTY DEED

REPRODUCED

POOR QUALITY ORIGINAL

700. 152520
Wash. D.C.
Fred. J. ...
to
Hester Creek Camp

Land
Little ...
April 10 1974
...
...
Hester Creek
...
...

Wash. D.C.
Hester Creek Co
P.O. Box 664
Hester Creek Idaho

Wash

PROPERTY

POOR QUALITY ORIGINAL
REPRODUCED

#3

8/82

WARRANTY DEED

THIS INDENTURE, made this 7th day of April, 1980, between the STOCKER CREEK COMPANY, an Idaho corporation, the party of the first part, and THE NATURE CONSERVANCY OF IDAHO, INC., an Idaho corporation, the party of the second part. WITNESSETH, that the said party of the first part, for and in consideration of the sum of TEN DOLLARS (\$10.00) of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors and assigns forever, all of the following described real estate, situated in the County of Blaine, State of Idaho, to-wit:

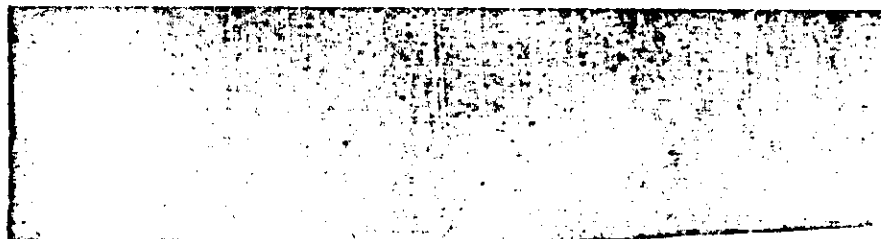
TOWNSHIP 1 SOUTH OF RANGE 19 EAST OF THE BOISE MERIDIAN, BLAINE COUNTY, STATE OF IDAHO:

SECTION 22: E 1/4 SW 1/4, SE 1/4;

SECTION 26: S 1/4 NW 1/4, E 1/4 SW 1/4, that portion of the NW 1/4 NW 1/4 lying Westerly of the County Road;

SECTION 27: E 1/4 NW 1/4, N 1/4 SE 1/4, NE 1/4 SW 1/4, NE 1/4;

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including water rights, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the party of the first part. To have and to hold, all and singular the above mentioned and described premises together with the appurtenances unto the party of the second part, and to its successors and assigns forever. And the said party of the first part, and its successors and assigns, covenant the said premises in the quiet and peaceable possession of the said party of the second part, its successors and assigns, against the said party of the first part, and its successors and assigns, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend, EXCEPT: easements, conditions and restrictions of record.



Blue-37-2609
Red-37-2618
POOR QUALITY ORIGINAL

IN WITNESS WHEREOF, the said party of the first part has hereunto set its hand and seal the day and year first above written.

STOCKER CREEK COMPANY

By E. Gregory Lane
President

By W. Del. Glen
Secretary

COPIES RETURNED TO:
TAC AMER.
200 MARKET, INGLETON & HUNTERSON
ONE STATE STREET
SAN FRANCISCO, CA 94105
Re: R. Stinson

SPECIAL POWER OF ATTORNEY

800

RECEIVED
JAN 10 1971

RECEIVED
JAN 10 1971

STATE OF VIRGINIA

COUNTY OF ARLINGTON: ss.

Before me, the undersigned, a Notary Public in and for County and State aforesaid, personally appeared L. Gregory Low and Michael Dennis, who being duly sworn, did acknowledge themselves to be the President and Secretary, respectively, of the Stocker Creek Company, and they being authorized so to do, executed the foregoing instrument on behalf of the Stocker Creek Company for the purposes therein contained.

WITNESS my hand and official seal this 7th day of April 1980.

Gene S. Goode
Gene S. Goode Notary Public

My commission expires February 24, 1981.

GRANTEE'S address of records: The Nature Conservancy
425 Bush Street
San Francisco, California
94108

STOCKER CREEK CO.
L. Gregory Low
Michael Dennis
SECRETARY
NATURE CONSERVANCY
425 BUSH STREET
SAN FRANCISCO, CALIF. 94108

June 20, 1984

RE: Water Right Nos. 37-2609 & 37-2618

Hogue, Speck & Aanestag
Attn: Terry G. Hogue
Box 987
Ketchum, ID 83440

Dear Mr. Hogue:

We are in receipt of the Assignments of the above referenced water right licenses. However, we are returning them to you for more information.

In reviewing the files, we find that these rights are in the name of Winton S. Gray and Fred and Margaret Prins, and we have no record of ownership by the Nature Conservancy of Idaho, Inc. In Idaho, a licensed water right is considered real property and is appurtenant to the lands for which it was issued unless specifically held out in a property sale. Therefore, whoever owns the land also owns the water right license.

In order for our Department to process the enclosed assignments we will need some proof of ownership of the lands to which they are appurtenant. If you can supply this information, we will then put the assignments in our files for future information.

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

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

Enclosures

RECEIVED

JUN 13 1984

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

220 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

Department of Water Resources

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
THOMAS J. SCHNEBECK

June 11, 1984

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

Idaho Department of Water Resources
450 West State
Boise, Idaho 83702

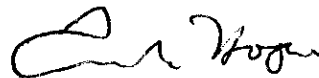
Re: Transfer of Water Rights
The Nature Conservancy/Gardner

Gentlemen:

Please file the enclosed Assignment and Partial Assignment of Water Rights. It is my understanding you will acknowledge these transfers by letter to Mr. and Mrs. Gardner. Please transmit a copy of such letter to this office. Thank you for your assistance.

Respectfully,

HOGUE, SPECK & AANESTAD



Terry G. Hogue

TGH:sf

Enclosures

cc: Mr. and Mrs. Robert Gardner
Gannett Route
Bellevue, Idaho 83313

RECEIVED

IDENT. NO. 37-2618

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]

November 19, 1975

Re: Permit No. 28017/37-2618

Winston S. Gray
P. O. Box 267
Sun Valley, ID 83353

Dear Mr. Gray:

Enclosed herewith is a copy of the water license issued on the above referenced permit along with receipt no. 3182 for \$21.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

MICROFILMED

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

CERTIFICATION

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	32526	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE: \$300**



**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

October 31, 1975

CERTIFIED MAIL

* 32526

Re: Permit No. 28017 (New No. 37-2618)

Winton S. Gray
P. O. Box 267
Sun Valley, Idaho 83353

Dear Mr. Gray:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 28017/37-2618 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$21.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before December 10, 1975, why said permit should not be cancelled.

Permit 28017/37-2618 claims the use of 2.8 cubic feet per second of water from a ground water source (well), the point of diversion was to be located within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, Twp. 1 S, Rge. 19 E, B.M. and the permit was approved July 9, 1959.

s/ R. Keith Higginson

R. KEITH HIGGINSON
Director

Attachment:
Copy of 9/29/66 letter

September 29, 1966

RE: Permit No. G-28017

Winton S. Gray
P.O. Box 267
Sun Valley, Idaho

Dear Mr. Gray:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28017 shows the well(■) is (■) capable of conveying 119.5 miner's inches, or 2.39 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00 , we will issue the Certificate of Completion of Works for 2.39 c.f.s. and the License and Certificate of Water Right for 2.39 c.f.s. confirming the right, with priority of June 29, 1959 , to the use of subterranean water with the point of diversion in NE1/4, Sec. 26 for irrigation of 235 acres in S1/4NW1/4, N1/4SW1/4, Sec. 26; S1/4NE1/4, N1/4SE1/4, Sec. 27, T. 1 S, R. 19 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

28017

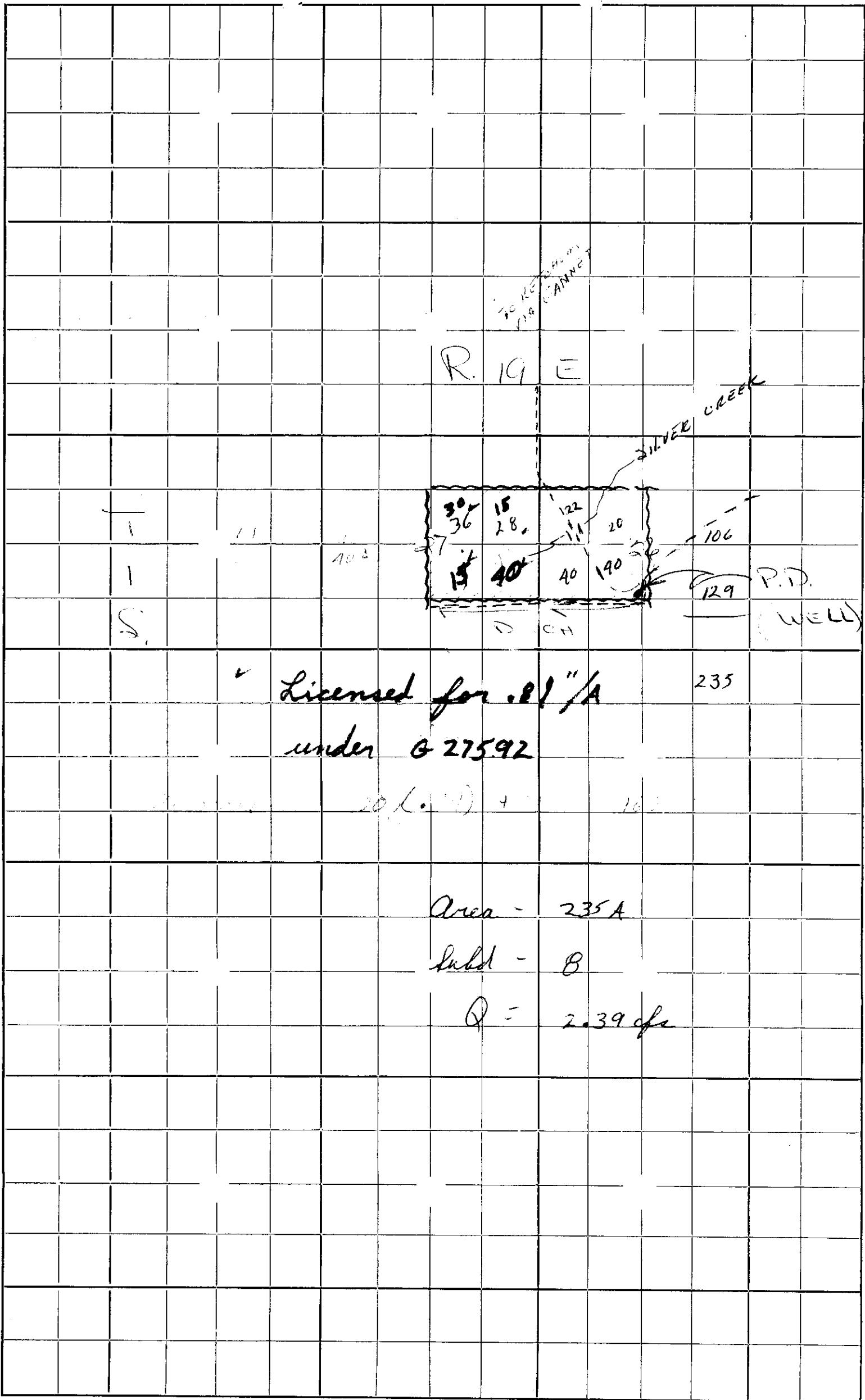
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28017

REPORT ON PROOF OF Completion of Works and Beneficial Use

Winton S. Gray
P. O. Box 267
Sun Valley, Idaho



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-28017

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

1. Name of applicant Winton S. Gray

2. Source of water supply: well

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 26

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

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

50 H.P. V.I. Motor # 1201776
B. J. Pump # 363999 8" Discharge to T. 4 mains

5. Water is used for: Irrigation and domestic

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

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):

S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 26; S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 27, all in T1S-R19E,
making a total of 320 acres to be irrigated.

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

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

Remarks: 7 $\frac{1}{2}$ id 12" @ 21 $\frac{1}{4}$ " 7.07 (.338) = 2.39 cfs

This examination was made on the 23rd day of June, 1966

(Signed)

Don Watto

Examiner.

28017

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.

RECEIVED
JUN 28 1959

Department of Reclamation

2D
275' x 12' - 41' 90'
146' x 12' 77'
Wilton E. Gray
P. O. Box 267
Sun Valley, Idaho 726-3482
Permit No. 0-28017
726 3371, 64186
Sun Valley

Examination for Compl. Works & Bene Use

County Elaine

Quantity: 2.8

Sec. 26 T. 18 N. 19E

Source: WELL

P.D.: NE 1/4 OF SW 1/4 SEC 26 Twp. 15
Rge. 19E 801

Use: IRRIGATION & DOMESTIC

Filed: 29 JUNE 1959

Date: 9 JULY 1960

Made: June 29, 1964

Examination: — Priority: June 29, 1959

Project:

Completion of Work: —

Other Rights: NO RIGHTS

28017

28017



[illegible]

1M April 1962

August 5, 1964

Re: Permit No.
G-28017

Winton S. Gray
P. O. Box 267
Sun Valley, Idaho

Dear Mr. Gray:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~HATLEY TIMES~~ _____, all submitted in proof of completion of works and beneficial use on Permit No. ~~G-28017~~

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 ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Geo. Kneeland

28017

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 29 1964
Department of Reclamation

Permit No. G 28017

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and (Continued on next page)

DEPOSITION OF HOLDER

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

Winton S. Gray, Rancher, Box 267, Sun Valley, Idaho

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

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G 28017 July 9, 1959, ~~July 9, 1959~~

Ques. 4. State source of water supply: Well
Give location of point of diversion, showing subdivision, section, township and range:

NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 South, Range 19 E.B.M., Blaine County

Ques. 5. Describe your works of diversion: Drilled well and pump and gravity flow

irrigation, cased; state amount of water they are capable of con-

veying from point of diversion to place of use 150"; 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 275'; depth and size of cas-

ing: 275' 12"; depth to water 90'; if pump is used,

state discharge of pump: 140"; tell how it was measured or determined: eye

_____; if sprinkler irrigation, give number and size of nozzles and

operating pressure: _____

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

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$,

40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; Twp. 1 S., R. 19 E. Sec. 26; and

SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres. and NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres, all

in Twp. 1 S., R. 19 E, Section 27, E.B.M., Blaine County

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

Ditches and pumps, making dry ground produce

28017

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Eugene Walker, Twin Falls, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Ques. 8. What is the minimum amount of water required for the purpose specified above:

160"

Ques. 9. 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:

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: 1959 All 140" Time used since first use:

Annually

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign) Winton S. Gray

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

Ketchum, County of Blaine

State of Idaho, on this 29th day of June, A.D. 1964.

W. R. Freeland
Notary Public for Idaho
Residing at Ketchum

My Commission expires: July 30, 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 28017

RECEIVED
JUL 29 1964
Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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. Lane,

Sun Valley, Idaho

Ques. 2. Are you acquainted with Winton S. Gray, the holder of Permit No. G 28017 ? How long have you known him and where does he reside:

Fifteen years: Sun Valley, Idaho

Ques. 3. Have you read or heard said Permit No. G28017 read, and are you familiar with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Well

State place of diversion:

Describe works for conveying water to place of use: Drilled well and pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 140" How much water have you seen being so conveyed: 140 inches

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

SW¹/₄ NW¹/₄, 40 acres; SE¹/₄ NW¹/₄, 40 acres; NE¹/₄ SW¹/₄, 40 acres; NW¹/₄ SW¹/₄, 40 acres; all
in Twp. 1 S., R. 19 E. Section 26; and

SW¹/₄NE¹/₄, 40 acres; SE¹/₄NE¹/₄, 40 acres; NE¹/₄SE¹/₄, 40 acres, and NW¹/₄SE¹/₄, 40 acres
all in Twp. L S., R. 19 E, Section 27, E.B.M., Blaine County

28017

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

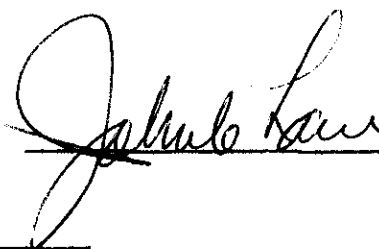
Loam

Ques. 9. Have you any 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: 1959

Other times you have seen such use: Annually

(Signed)



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 Ketchum

 , County of Blaine, State of Idaho, on this 2nd day of June,

A. D., 1966.



Notary Public for State of Idaho

Residing: Ketchum

My commission expires: July 30, 1967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 28017

RECEIVED
JUL 29 1964
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

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:

Leonard N. Purdy

Picabo, Idaho

Ques. 2. Are you acquainted with Winton S. Gray, the holder of
Permit No. G28017 ? How long have you known him and where does he reside:

Fifteen years. He resides at Sun Valley, Idaho

Ques. 3. Have you read or heard said Permit No. G28017 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: Well

State place of diversion: NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 26. Twp. 1 S. Rge 19 E.B.M.
Blaine County

Describe works for conveying water to place of use: Drilled well and pump

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 140 inches How much water have you seen being so
conveyed: 140 inches

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

SW $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres;

all in Twp. 1 S., R. 19 E., Section 26; and

SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40

acres, all in Twp. 1 S., R. 19 E. Section 27, E.B.M., Blaine County

Ques. 7. If for power or other purposes than irrigation, state how water has been 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:

Loam

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: 1959

Other times you have seen such use: Annually

(Signed)

Leon D. Bundy

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 Ketchum

 , County of Blaine, State of Idaho, on this 27th day of June,

A. D., 1964.

[Signature]

Notary Public for State of Idaho

Residing: Ketchum, Idaho

My commission expires: July 30, 1967

RECEIVED
JUL 29 1964

Department of Reclamation

APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE IS HEREBY GIVEN
that at 10:00 A. M., on the 29th
day of June, 1964, at Ketchum,
County of Blaine, State of Idaho,
before G. R. Sheeland, Notary
Public, Blaine, Idaho, proof
will be submitted of the comple-
tion of works for the diversion of
2.8 cubic feet per second of under-
ground water from a well, and of
the application to beneficial use
of said water, in accordance with
the terms and conditions of Per-
mit No. G 20335, heretofore issued
by the Department of Reclama-
tion of the State of Idaho.

1. The name and post office ad-
dress of the owner or corporation
holding this permit is Winston S.
Gray, Box 207, Sun Valley, Idaho.
2. Said works of diversion will
be fully completed on the date
set for such completion, and the
amount of water which said
works are capable of conveying
to the place of use is 2.8 cubic
feet per second.
3. The use to which said water
has been applied is irrigation and
domestic purposes, and the a-
mount applied to beneficial use is
2.8 cubic feet per second.
4. The point of diversion of
said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section
26, Twp. 1 S. Range 19 E.B.M.,
County of Blaine, State of Idaho.
5. The place where said water
is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26,
Twp. 1 S. Range 19 E.B.M.; and
SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE-
 $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Twp.
1 S. Range 19 E.B.M., County of
Blaine, State of Idaho.
6. The date of priority which
said user is prepared to establish
is June 29, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Pub: 5/28 to 6/18

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 pub-
lisher 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 an-
nexed 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

twenty-eighth day of May, 1964
and ending with the last publication thereof on the
eighteenth day of June, 1964

Cost of this publication is \$24.20

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 19th day
of June, 1964.

[Signature]
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

GEORGE R. KNEELAND

ATTORNEY AT LAW

BOX 258

KETCHUM, IDAHO

July 28, 1964

RECEIVED
JUL 29 1964
Department of Reclamation

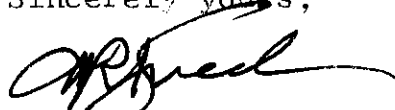
State of Idaho
Department of Reclamation
Boise, Idaho

Re: Winton S. Gray
Permit No. G 28017

Dear Sir:

Enclosed are Deposition of Holder, Depositions
of Two Witnesses, and the Affidavit of Publication
in the above matter.

Sincerely yours,


G. R. KNEELAND

ef
Enclosures

28017

Re: Permit No. G-28017
Winton S. Gray

May 18, 1964

Mr. George R. Kneeland,
Attorney at Law,
Box 258,
Ketchum, Idaho.

Dear Mr. Kneeland:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28017, in the name of Winton S. Gray. Final Proof is to be made before you, as Notary on the 29th day of June, 1964, at 10:00 o'clock A.M., at Ketchum, Idaho.

As of this date, we have mailed the Notice to the Hailey Times Hailey, Idaho, with instructions to publish it once a week for 3 consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done hereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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 returned, that your 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: Applicant

28017

Re: Permit No. G-28017
Winton S. Gray

Date: May 18, 1964

Hailey Times,
Hailey, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to June 29, 1964 the date set for proof; the expense of the publication is to be paid by the applicant 's attorney, George R. Kneeland of Box 258, Ketchum, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

28017

MAY 18 1964

DEPARTMENT OF RECLAMATION

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 14, 1964

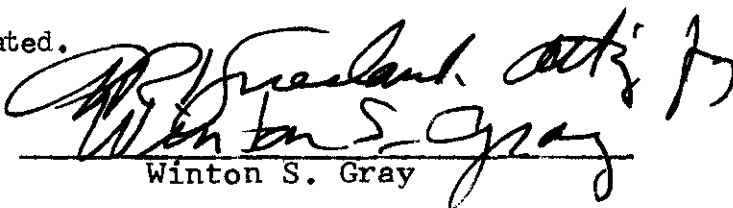
(P. O.) Sun Valley, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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


Winton S. Gray

(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

28017

10/1/63
MAY 18 1964

NOTICE OF PROOF OF COMPLETION OF WORKS

and
APPLICATION OF WATER TO BENEFICIAL USE

DEPARTMENT OF RECLAMATION

Notice is hereby given that at 10:00 AM., on the 29th day of June, 1964, at Ketchum, County of Blaine, State of Idaho, before G. R. Kneeland, Notary Public, at (address) Box 258, Ketchum, Idaho, proof will be submitted of the completion of works for the diversion of 2.8 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 28017, 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 Winton S. Gray, Box 267, Sun Valley, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 2.8 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic, purposes, and the amount applied to beneficial use is 2.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 S, Range 19 E. B. M., County of Blaine, State of Idaho.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 S Range 19 E.B.M.; and SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Twp. 1 S Range 19 E.B.M., County of Blaine, State of Idaho.

6. The date of priority which said user is prepared to establish is June 29, 1959.

CARL E. TAPPAN

State Reclamation Engineer

28017

GEORGE R. KNEELAND

ATTORNEY AT LAW

BOX 258

KETCHUM, IDAHO

May 14, 1964

RECEIVED
MAY 18 1964

Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Tappan:

I am enclosing herewith Forms 36 and Form 11, for Mr.
Winton S. Gray, in accordance with your letter of
May 1, 1964 to Mr. Gray.

Sincerely yours,



G. R. KNEELAND

GRK/bw
Enclosures

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 28017

May 1, 1964

Winton S. Gray
Box 267
Sun Valley, Idaho

Dear Mr. Gray:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28017 are due not later than July 9, 1964

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

Enclosures 36 and 11

28017

December 21, 1959

Mr. David E. Mead, Assistant Mgr.
Twin Falls Branch Office
Utah Mortgage Loan Corporation
P. O. Box 571, Twin Falls, Idaho

Dear Mr. Mead:

We don't know just how large Mr. Winton S. Gray's farm is so some below probably do not apply.

Permit 27590 - 1.0 c.f.s., Oct. 8, 1958 - Point of Diversion SW $\frac{1}{4}$ Sec. 22, on Drain Ditch - to irrigate S $\frac{1}{2}$ Sec. 22, T. 1 S., R. 19 E.

Permit G-27591-2.0 c.f.s., Oct. 8, 1958 artesian well - NW $\frac{1}{4}$ Sec. 22, to irrigate NE $\frac{1}{4}$ Sec. 22, T. 1 S., R. 19 E.
Well log - depth 270' - static water level 57' - test pump 1500 gpm - draw down 111' - Tested 9 hrs. The only well log on record.

G-27592-5.0 c.f.s., Oct. 8, 1958 - artesian well, NW $\frac{1}{4}$ Sec. 22, to irrigate SE $\frac{1}{4}$ Sec. 22; NW $\frac{1}{4}$ Sec. 22, T. 1 S., R. 19 E., S. E.

License G-24503 - 1.6 c.f.s., Sept. 23, 1953, well - SE $\frac{1}{4}$ Sec. 13 to irrigate NE $\frac{1}{4}$ Sec. 13, T. 1 S., R. 18 E.

License 21100 - 1.02 c.f.s. Sept. 2, 1953, artesian well SW $\frac{1}{4}$ Sec. 13 - to irrigate SW $\frac{1}{4}$ Sec. 13, NE $\frac{1}{4}$ Sec. 13, T. 1 S., R. 18 E.

Permit G-28017 - 2.8 c.f.s., June 29, 1959, well - NW $\frac{1}{4}$ Sec. 26 to irrigate SE $\frac{1}{4}$ Sec. 26; NE $\frac{1}{4}$ Sec. 26; S $\frac{1}{2}$ Sec. 27, T. 1 S., R. 19 E.

Very truly yours,

J. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

JNC:RT:ew

28017



ESTABLISHED 1892

UTAH MORTGAGE LOAN CORPORATION

LOGAN, UTAH

BRANCH OFFICE
TWIN FALLS, IDAHO
P.O. BOX 571
233 SHOSHONE ST. N.
PHONE
REDWOOD 3-7680

RECEIVED
DEC 2 11959

December 18, 1959

Department of Reclamation

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

Dear Mr. Carter:

Please send us the Permit numbers on two Artesian wells, and one pump well located on Mr. Winton S. Gray's farm. The two Artesian wells are located in the West Half of Section 22, Township 1 South Range 19 East. The third well is located in the South Half of Section 26, Township 1 South Range 19 East, Blaine County, Idaho.

Also send us any other information you have as to depth, amount of water producing, filing date, etc.

Also, we would like the permit numbers on any drain ditches that Mr. Winton S. Gray might have filed on.

Thank you very much for your help.

Sincerely yours,

UTAH MORTGAGE LOAN CORPORATION

David R. Mead, Assistant Manager
Twin Falls Branch Office

DRM/jr

IN REPLYING REFER TO

NO. T-Application - Winton S. Gray

28017

July 16, 1959

Re: Permit No. G-28017
Winton S. Gray

Mr. George R. Kneeland,
Attorney at Law,
Box 415
Hailey, Idaho.

Dear Mr. Kneeland:

We enclose Permit No. G-28017 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-4119 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR/pmk

cc: Winton S. Gray
San Valley, Idaho

28017

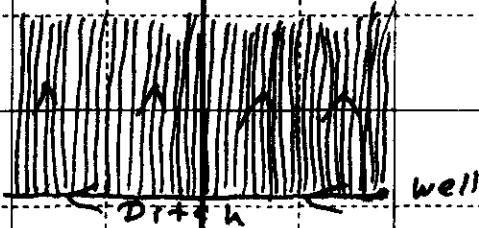
NAME OF APPLICANT

Winton S. Gray

Form No. 0

Sec. 27

Sec. 26
T1S R19 E4M



28017

JUL 9 1959

GEO. M. GANTER
State Reclamation Engineer

PHONE 218

GEORGE R. KNEELAND
ATTORNEY AT LAW
BOX 418
HAILEY, IDAHO

RECEIVED
JUN 29 1959

Department of Reclamation

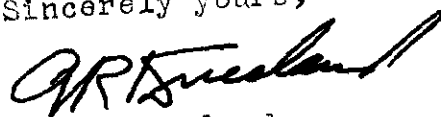
June 25, 1959

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sirs:

Enclosed is Winton S. Gray's Application for Permit
to appropriate the Subterranean Waters of the State of Idaho; also
my check in the amount of \$5.50 to cover filing fee.

Sincerely yours,



G. R. Kneeland

GRK:ig
encl.

28017

**NOTICE OF PROOF OF COM-
PLETION OF WORKS**

**and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE IS HEREBY GIVEN that at 10:00 A. M., on the 29th day of June, 1964, at Ketchum, County of Blaine, State of Idaho, before G. R. Kneeland, Notary Public, Ketchum, Idaho, proof will be submitted of the completion of works for the diversion of 2.8 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 28017, heretofore issued by the Department of Reclamation of the State of Idaho.

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3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 2.8 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

5. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 1 S. Range 19 E.B.M.; and SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, Twp. 1 S. Range 19 E.B.M., County of Blaine, State of Idaho.

6. The date of priority which said user is prepared to establish is June 29, 1959.

CARL E. TAPPAN
State Reclamation Engineer
Pub: 5/28 to 6/18

28017