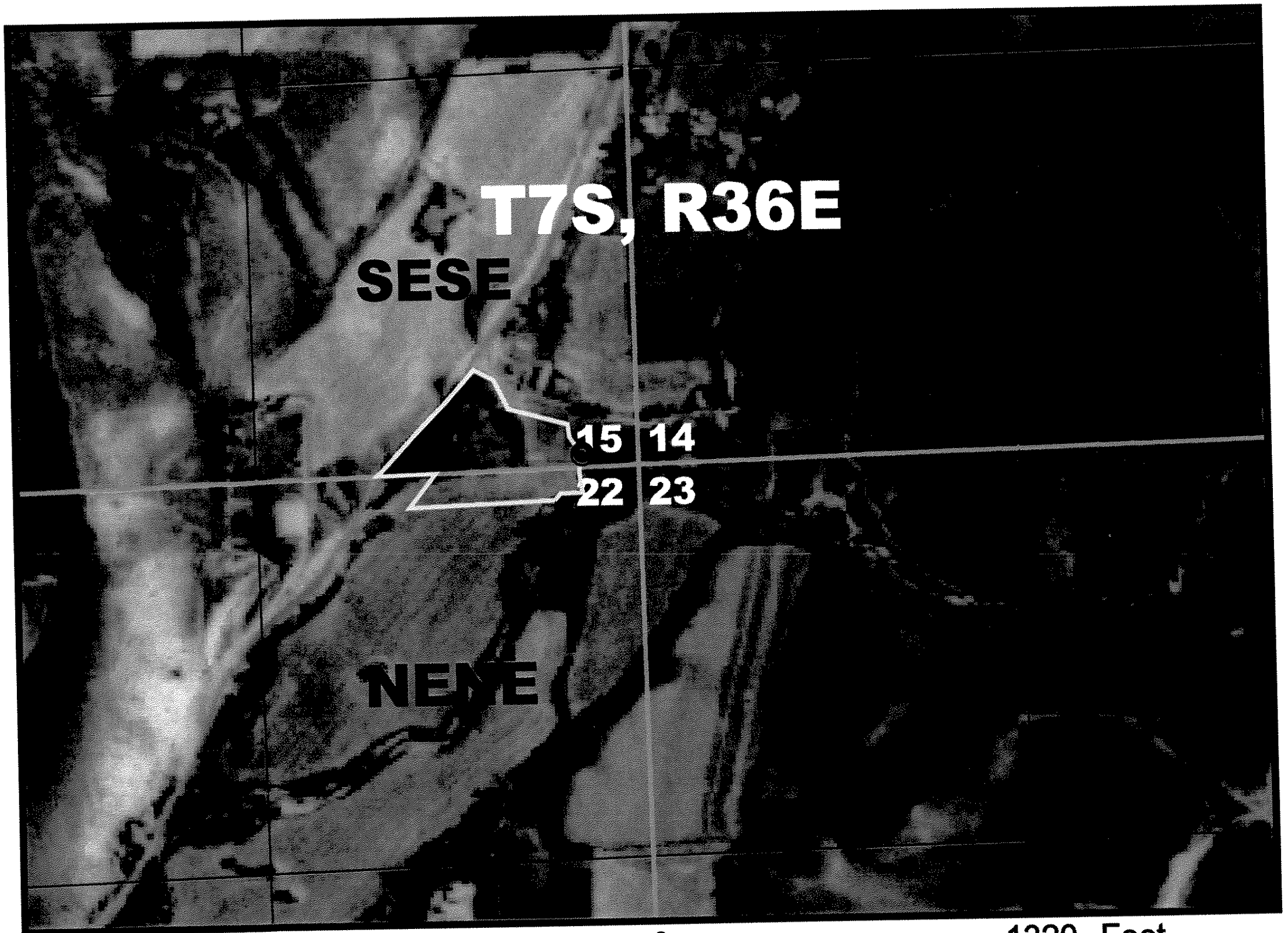




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-00291A



1320 0 1320 Feet

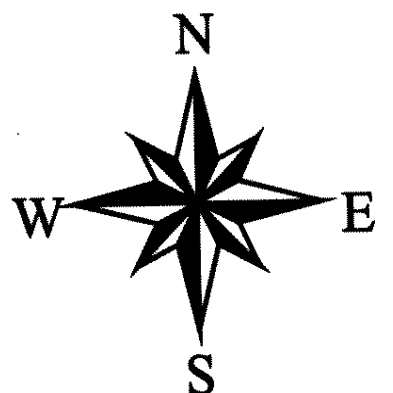
Total Irrigated Acres: 4.5

● Point(s) of Diversion

Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2003

08/19/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-291A
NAME AND ADDRESS: L NORMAN ROGERS
3020 N RAPID CREEK RD
INKOM ID 83245

A MARIE ROGERS
3020 N RAPID CREEK RD
INKOM ID 83245

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/01/1885

POINT OF
DIVERSION: T07S R36E S15 SESESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
0.020 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T07S R36E S15 SESE 3.0 T07S R36E S22 NENE 1.5

4.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

05/23/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-291A

NAME AND ADDRESS: PAMELA N CLARK
3020 N RAPID CK RD
INKOM ID 83245

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T07S R36E S15 SESESE Within BANNOCK County Source: RAPID CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S15	SESE	3.0	T07S R36E S22	NENE	1.5
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4.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

WATER RIGHT NUMBER: 29-291A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE JACKSON
	, ID
Original Owner	DON HAMMOND 2850 S BANNOCK HWY POCATELLO, ID 83204
Current Owner	PAMELA N CLARK 3020 N RAPID CK RD INKOM, ID 83245
Original Owner	LEONARD F BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956
Original Owner	NANCY BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

RAPID CREEK	SE1/4SE1/4SE1/4	Sec. 15, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	15																3.0	3.0
07S	36E	22	1.5																1.5

Total Acres: 4.5

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-291A V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. csaxton 1/9/2003 POD
Comment: POD location right next to the line between the NENE Sec 22 and SESE Sec 15. GPS put it in Section 15.
2. csaxton 1/9/2003 POU
Comment: Part of claimed POU is not in the Decreed POU, but not much. Intention of the decree seems to have been to include claimed POU.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number: 29F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/9/2003 3:22:20 PM	csaxton			Active
Priority Date	1/9/2003 3:24:33 PM	csaxton			Active
POD	1/9/2003 3:24:46 PM	csaxton			Active
Source	1/9/2003 3:28:03 PM	csaxton			Active
POU	1/9/2003 3:28:13 PM	csaxton			Active
Use	1/9/2003 3:30:28 PM	csaxton			Active
Season	1/9/2003 3:30:46 PM	csaxton			Active
Quantity	1/9/2003 3:36:10 PM	csaxton			Active
Summary			01/09/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

POD	1/9/2003 3:24:48 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	1/9/2003 3:25:30 PM	csaxton	Edited point location
Source	1/9/2003 3:28:04 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/9/2003 3:28:15 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Contacts	1/9/2003 3:22:21 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 7/16/02
Priority Date	1/9/2003 3:24:35 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/9/2003 3:26:04 PM	csaxton	Edited PLS
POU	1/9/2003 3:28:44 PM	csaxton	Edited shape boundary
POU	1/9/2003 3:29:03 PM	csaxton	Edited PLS
Use	1/9/2003 3:30:30 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

Season	1/9/2003 3:30:48 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/9/2003 3:36:12 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	1/9/2003 3:37:17 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

01/09/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-291A

NAME AND ADDRESS: LEONARD F BEITZ
3020 N RAPID CREEK RD
INKOM ID 83245

NANCY BEITZ
3020 N RAPID CREEK RD
INKOM ID 83245

SOURCE: RAPID CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.020 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T07S R36E S15 SESESE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R36E S15	SESE	3.0	T07S R36E S22	NENE	1.5
---------------	------	-----	---------------	------	-----

4.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-291A V1

WATER RIGHT NUMBER: 29-291A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE JACKSON
	, ID
Current Owner	LEONARD F BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956
Current Owner	NANCY BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956
Original Owner	DON HAMMOND PO BOX 1694 POCATELLO, ID 83204

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

RAPID CREEK	SE1/4SE1/4SE1/4	Sec. 15, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	15																3.0	3.0
07S	36E	22	1.5																1.5

Total Acres: 4.5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. csaxton 1/9/2003 POD
Comment: POD location right next to the line between the NENE Sec 22 and SESE Sec 15. GPS put it in Section 15.
2. csaxton 1/9/2003 POU
Comment: Part of claimed POU is not in the Decreed POU, but not much. Intention of the decree seems to have been to include claimed POU.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 29F
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/9/2003 3:22:20 PM	csaxton			Active
Priority Date	1/9/2003 3:24:33 PM	csaxton			Active
POD	1/9/2003 3:24:46 PM	csaxton			Active
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POU	1/9/2003 3:28:13 PM	csaxton			Active
Use	1/9/2003 3:30:28 PM	csaxton			Active
Season	1/9/2003 3:30:46 PM	csaxton			Active
Quantity	1/9/2003 3:36:10 PM	csaxton			Active
Summary			01/09/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

POD	1/9/2003 3:24:48 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	1/9/2003 3:25:30 PM	csaxton	Edited point location
Source	1/9/2003 3:28:04 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
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Contacts	1/9/2003 3:22:21 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 7/16/02
Priority Date	1/9/2003 3:24:35 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/9/2003 3:26:04 PM	csaxton	Edited PLS
POU	1/9/2003 3:28:44 PM	csaxton	Edited shape boundary
POU	1/9/2003 3:29:03 PM	csaxton	Edited PLS
Use	1/9/2003 3:30:30 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-291A V1

Season	1/9/2003 3:30:48 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/9/2003 3:36:12 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	1/9/2003 3:37:17 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 29-291A
Date Received: 3/28/1990
Receipt No: E012587
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PAMELA ~~W~~ CLARK Phone: (208) 775-3327

3020 N RAPID CK RD
INKOM ID USA 83245

2. Date of Priority: 06/01/1885

3. Source: RAPID CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07S	36E	22	NE	NE	NE	BANNOCK	

5. Description of diverting works:

5HP PUMP IN CREEK INTO MAINLINE TO HANDLINE SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	15	SE	SE	IRRIGATION	2
					Section Acres	2
07S	36E	22	NE	NE	IRRIGATION	2.5
					Section Acres	2.5
					Total Acres	4.5

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Ownership changed per claimant request. Warrenty deed submitted does not show legal description, but claimant provided deed of trust that references parcel numbers on Bannock County tax lot data. (csaxton 5/23/03).

THIS PORTION OF THE RIGHT WAS GIVEN IN TITLE TO PROPERTY.

15. Basis of Claim: Decreed

16. Signature(s)

UNANNED
JUN 11 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-00291A
Date Received: 3/28/1990
Receipt No: 5012587
Received By: EB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEONARD F. BEITZ 208-775-4956
Address: 3020 N. RAPID CK. RD.
INKOM, ID 83245

OR
Name: NANCY BEITZ 208-775-4956
Address: 3020 N. RAPID CK. RD.
INKOM, ID 83245

2. Date of Priority: JUN 01, 1885

3. Source: RAPID CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	36E	22	NE	NE	NE		BANNOCK

5. Description of diverting works:
5HP PUMP IN CREEK INTO MAINLINE TO HANDLINE SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 11.2 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A29-00291A

Page 1

Date: 03/28/90

MICROFILMED

NOV 13 1992

A2900291A



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	36E	15	SE SE		IRR	2.0
					Section Acres	2.0
		22	NE NE		IRR	2.5
					Section Acres	2.5
					Total Acres	4.5

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
THIS PORTION OF THE RIGHT WAS GIVEN IN TITLE TO PROPERTY.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

CHARLES E. STEWART, ET. AL.
Decree Plaintiff

vs

A. J. DAMRON, ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Leonard Butz Date: 3/28/90
Date:

State of Idaho)
County of Bonneville) SS.

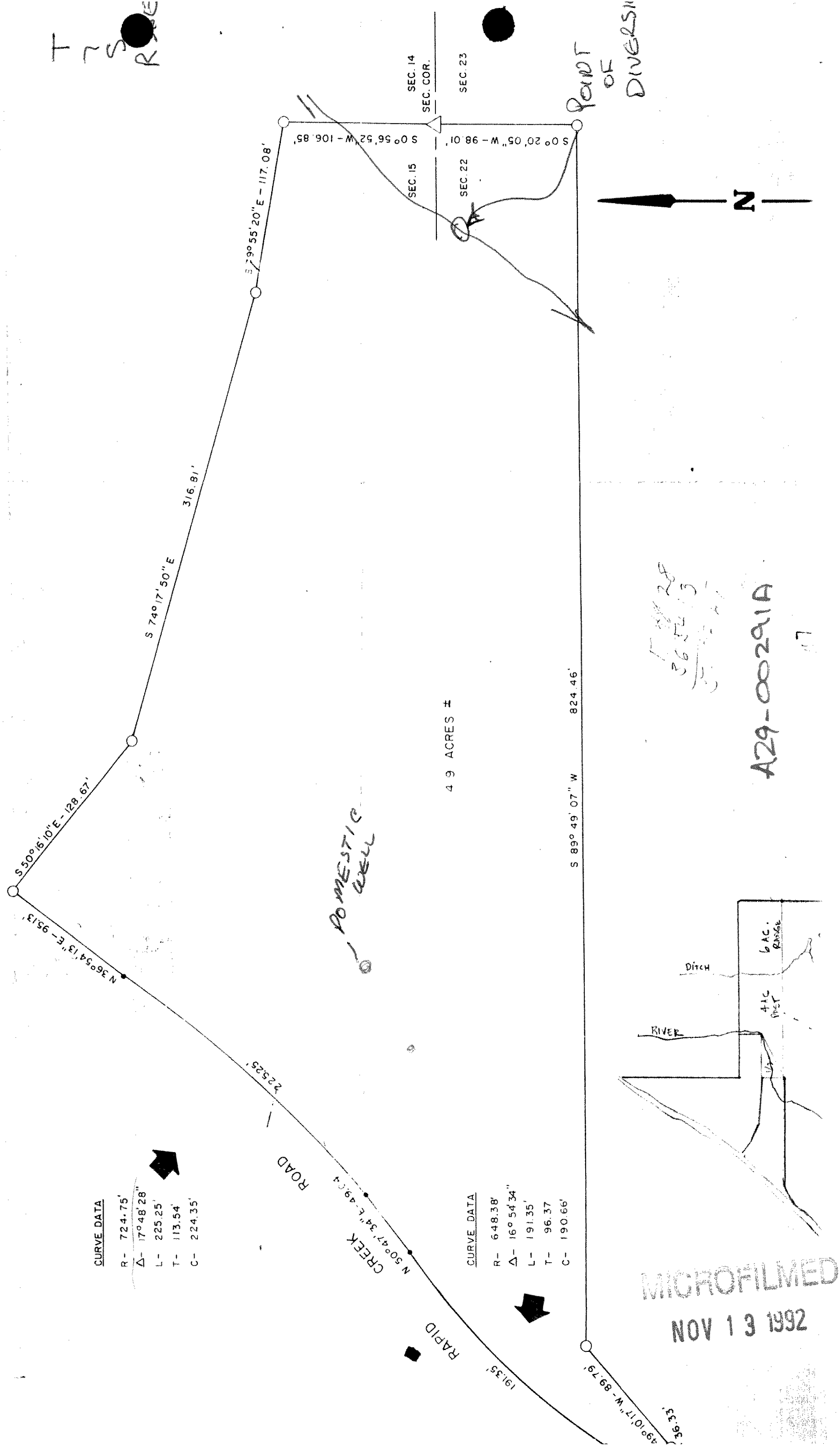
Subscribed and sworn (or affirmed) before me this 28 day
of March 19 90
[Signature]
Notary Public

Seal

Residing at Salida Falls, Co.
My Commission Expires 22 Aug 1994

RECORD OF SURVEY

A Parcel of Land in the NE.1/4 of the NE.1/4 of Sec.22, and the SE.1/4 of the S.E.1/4 of Sec.15



Handwritten notes and calculations:

$36.33 \times 28 = 1017.24$
 $36.33 \times 13 = 472.29$
 $1017.24 + 472.29 = 1489.53$

A29-00291A

117

MICROFILMED
NOV 13 1992

A24-00291A

NOT TO SCALE
FEB
1989
T 23GE

18D

9
75

5/16
22/23

POINT OF DIVERSION

0212

A24-00291A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 22, 2003

L NORMAN ROGERS & A MARIE ROGERS
3020 N RAPID CREEK RD
INKOM ID 83245

RE: Notice of Change of Water Right Ownership (NCO) for 29-291A and Notice
of Completed Administrative Proceeding (NCAP)

Dear Mr. and Mrs. Rogers:

On August 19, 2003, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Kristen Forsgren
Office Specialist 1

Enclosure

cc: PAMELA N CLARKE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

JC OK 8/15/03
RECEIVED

AUG 14 2003

Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-291A					

The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
 Owner/Claimant(s)

PAMELA N. CLARKE

4. New Owner/Claimant(s)

LARAMIE, WYOMING

L. NORMAN ROGERS OR A. MARIE ROGERS

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

3020 N. RAPID CREEK ROAD

City, State and ZIP Code

INKOM ID 83245

New Telephone Number

(208) 775-4776

5. Date you acquired the property

6-26-03

D-1
WARRANTY DEED

20317102

For Value Received **PAMELA N. CLARKE**, an unmarried woman

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

L. NORMAN ROGERS and A. MARIE ROGERS, husband and wife LMR AMM

whose address is: **3020 NORTH RAPID CREEK ROAD, INKOM, ID 83245**

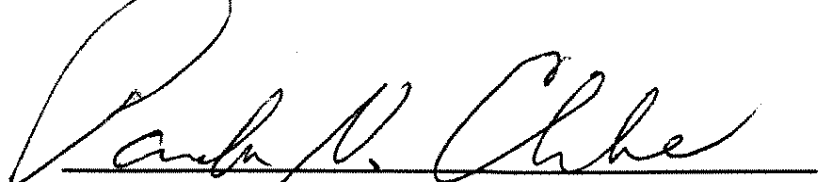
Hereinafter called the Grantee, the following described premises situated in **Bannock** County, Idaho, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated:: 06/25/03


PAMELA N. CLARKE

STATE OF Idaho

)ss.

COUNTY OF BANNOCK

3-2

20317102

PARCEL 1:

A PARCEL OF LAND SITUATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, AND THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 22, SAID POINT BEING MARKED BY A 3 INCH ALUMINUM CAP STAMPED LS 968; THENCE SOUTH 0°20'05" WEST ALONG THE EAST LINE OF SAID SECTION 98.01 FEET TO A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 89°49'07" WEST PARALLEL TO THE NORTH LINE OF SAID SECTION 824.46 FEET TO A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 49°10'17" WEST, 89.79 FEET TO A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 66°36'34" WEST, 36.33 FEET TO THE EAST LINE OF RAPID CREEK ROAD, SAID POINT BEING MARKED BY A ½-INCH IRON PIN TAGGED LS 968; THENCE NORTH 33°44'30" EAST ALONG SAID EAST LINE 64.60 FEET; THENCE ALONG A CURVE CONCAVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 16°54'34" A RADIUS OF 648.38 FEET, FOR AN ARC LENGTH OF 191.35 FEET; THENCE NORTH 50°47'34" EAST ALONG SAID EAST LINE 49.04 FEET; THENCE ALONG A CURVE CONCAVE TO THE LEFT SAID CURVE HAVING A CENTRAL ANGLE OF 17°48'28" A RADIUS OF 724.75 FEET, FOR AN ARC LENGTH OF 225.25 FEET; THENCE NORTH 36°54'13" EAST ALONG SAID EAST LINE 95.13 FEET; SAID POINT BEING MARKED BY A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 50°16'10" EAST, 128.67 FEET TO A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 74°17'50" EAST, 316.81 FEET TO A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 79°55'20" EAST, 117.08 FEET TO THE EAST LINE OF SAID SECTION 15, SAID POINT BEING MARKED BY A ½-INCH IRON PIN TAGGED LS 968; THENCE SOUTH 0°56'52" WEST ALONG SAID EAST LINE 106.85 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 14, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 14, THENCE NORTH 0°22'48" EAST ALONG THE WEST LINE OF SAID SECTION, 71.89 FEET TO THE CENTERLINE OF RAPID CREEK AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 0°22'48" EAST ALONG SAID WEST SECTION LINE, 35.00 FEET; THENCE NORTH 87°51'57" EAST, 349.18 FEET TO THE CENTERLINE OF RAPID CREEK; THENCE SOUTH 2°05'14" WEST ALONG SAID CENTERLINE, 20.00 FEET; THENCE SOUTH 79°40'43" WEST, 107.88 FEET ALONG SAID CENTERLINE; THENCE SOUTH 44°36'02" WEST ALONG SAID CENTERLINE, 133.03 FEET; THENCE NORTH 59°58'58" WEST ALONG SAID CENTERLINE, 171.97 FEET TO THE POINT OF BEGINNING.

EXCEPT:

A PARCEL OF LAND LOCATED IN SECTION 14 AND 23, TOWNSHIP 7 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, IT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SW CORNER OF SECTION 14 A FOUND 3" ALUM. CAP LS-968; THENCE NORTH 0°22'48" EAST ALONG THE WEST LINE OF SECTION 14 A DISTANCE OF 106.72 FEET TO A POINT THE WEST ¼ (INSTRUMENT NO. 690532) OF SECTION 14 BEARS NORTH 0°22'48" AND IS 2589.57 FEET DISTANT; THENCE NORTH 87°52'21" EAST A DISTANCE OF 349.16 FEET TO A POINT ON THE EAST LINE OF A PARCEL OF LAND CONVEYED TO WES KENT BY DON HAMMOND AND SHOWN ON R.O.S. INSTRUMENT NO. 761922, SAID POINT FALLS IN CENTER OF RAPID CREEK AND IS THE TRUE POINT OF BEGINNING; THENCE NORTH 2°05'38" EAST ALONG EAST LINE OF SAID PARCEL A DISTANCE OF 179.85 FEET TO A POINT; THENCE NORTH 40°05'21" WEST A DISTANCE OF 8.71 FEET TO THE SOUTH LINE OF THE SPRAKER PROPERTY AND AN INTERSECTION WITH AN EXISTING FENCE LINE; THENCE

3-3

20317102

NORTH 88°42'57" EAST ALONG SAID FENCE LINE A DISTANCE OF 963.16 FEET TO A POINT; THENCE SOUTH 0°04'34" EAST ALONG AN EXISTING FENCE LINE A DISTANCE OF 326.06 FEET TO AN INDIAN ALLOTMENT POST; THENCE CONTINUING ALONG SAID FENCE LINE SOUTH 0°35'38" EAST A DISTANCE OF 406.91 FEET TO A POINT; THENCE NORTH 75°14'25" WEST ALONG AN EXISTING FENCE LINE A DISTANCE OF 395.66 FEET TO A POINT; THENCE NORTH 56°41'56" WEST A DISTANCE OF 537.81 FEET TO A POINT; THENCE NORTH 28°12'31" WEST A DISTANCE OF 149.04 FEET TO A POINT; THENCE SOUTH 87°52'21" WEST A DISTANCE OF 66.02 FEET TO A POINT TO THE TRUE POINT OF BEGINNING.

SUBJECT TO AN ACCESS EASEMENT TO BE RETAINED BY HAMMOND'S BEGINNING AT THE TPOB OF THE ABOVE PARCEL; THENCE NORTH 2°05'38" EAST 50 FEET; THENCE NORTH 87°52'21" EAST 60 FEET; THENCE SOUTH 2°05'38" WEST 50 FEET; THENCE SOUTH 87°52'21" WEST TO THE TPOB.

ALSO EXCEPT:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 14, AND THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 15, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 14, THENCE NORTH 0°22'48" EAST ALONG THE WEST LINE OF SAID SECTION 14 106.89 FEET TO THE POINT OF BEGINNING; THENCE NORTH 80°30'47" WEST 117.15 FEET, RECORDED AS NORTH 79°55'20" WEST 117.08 FEET; THENCE NORTH 74°51'12" WEST 316.97 FEET, RECORDED AS NORTH 74°17'50" WEST 316.81 FEET; THENCE NORTH 50°49'17" WEST 128.03 FEET TO THE EAST RIGHT OF WAY LINE OF RAPID CREEK ROAD, RECORDED AS NORTH 50°16'10" WEST 128.67 FEET; THENCE NORTH 38°17'11" EAST ALONG SAID RIGHT OF WAY LINE 365.88 FEET; THENCE 106.76 FEET ALONG SAID RIGHT OF WAY LINE ON A CURVE TO THE LEFT, SAID CURVE HAVING A DELTA OF 13°50'34" AND A RADIUS OF 441.89 FEET; THENCE NORTH 24°26'37" EAST ALONG SAID EAST RIGHT OF WAY LINE 563.97 FEET; THENCE 32.11 FEET ALONG SAID RIGHT OF WAY ON A CURVE TO THE LEFT, SAID CURVE HAVING A DELTA OF 2°50'52" AND A RADIUS OF 645.96 FEET TO THE WEST SECTION LINE OF SECTION 14; THENCE SOUTH 0°22'48" WEST ALONG SAID SECTION LINE 881.02 FEET; THENCE NORTH 89°16'14" EAST ALONG A LINE PARALLEL WITH AND 330.00 FEET NORTH OF THE SOUTH LINE OF SECTION 14 325.00 FEET TO THE CENTERLINE OF RAPID CREEK; THENCE SOUTH 40°05'45" EAST ALONG SAID CENTERLINE 45.11 FEET; THENCE SOUTH 2°05'14" WEST ALONG SAID CENTERLINE 179.85 FEET; THENCE SOUTH 87°51'57" WEST 349.18 FEET TO THE POINT OF BEGINNING.

SAID PARCEL SUBJECT TO A 50.00 FOOT WIDE ACCESS AND UTILITY EASEMENT ALONG THE SOUTH LINE OF SAID PARCEL. ANY ROAD CONSTRUCTED WITHIN SAID EASEMENT SHALL NOT EXCEED 30.00 FEET WIDE FROM SHOULDER TO SHOULDER AND THE SOUTHERLY SHOULDER SHALL BE PLACED ON THE SOUTH LINE OF SAID PARCEL.

Steve M. Payne

10

15

Steve M. Payne

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7-10

T-9

THIS SERVICE IS MADE SOLELY FOR
THE PURPOSE OF ASSISTING IN
LOCATING THE PREMISES. THE
COMPANY ASSUMES NO LIABILITY
FOR ALLEGED LOSS OR DAMAGE WHICH
MAY RESULT FROM RELIANCE ON THIS

N M. Dan. Morrison

T-19

T-15

Johnso

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1B

T-3 =

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T-187



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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Rights: 29-291A

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Aug 19, 2003.

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 22., 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
PAMELA N. CLARKE
3020 N RAPID CREEK RD
INKOM ID 83245

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
L NORMAN ROGERS & A MARIE ROGERS
3020 N RAPID CREEK RD
INKOM ID 83245

4. One copy to:

Each party in the subcase, or attorney of record
L NORMAN & A MARIE ROGERS
3020 N RAPID CREEK RD
INKOM ID 83245

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Kristin Frogen
Signature of person or attorney mailing the form

MEMORANDUM

DATE: August 11, 2003

FROM: Ernie Carlsen

TO: 29-291A

RE: Change of Ownership and Objection
Telecon with Norm Rogers

Norm Rogers (775-4776) recently purchased the property under this recommendation. During the course of obtaining the paper work for the change in ownership he determined the quantity of 0.02 cfs is not adequate for the 4.5 acres of lawn surrounding the home. It appears there is water available under the right. However, this will take some investigation since the entire right was combined with 29-293 under claim 29-10376.

Remarks:

1. General THIS RIGHT WAS COMBINED WITH 00293 INTO A29-10376 * 0.60 CFS FROM 29-00291 (ALL) 0.06 CFS FROM 29-00292 (0.06 CFS OUT OF 0.20 CFS) 0.20 CFS FROM 29-00293 (0.20 CFS OUT OF 1.00 CFS) 0.86 CFS = A29-10376 * MORRIS MURDOCK HAS CLAIMED ALL OF RIGHT 29-00292 (0.20 CFS).

Norm already has the change of ownership and was giving directions on how to download the SF1 from the Courts webpage.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 23, 2003

PAMELA N CLARK
3020 N RAPID CK RD
INKOM ID 83245

Re: Notice of Change in Water Right Ownership for Snake River Basin Adjudication (SRBA)
recommendation 29-00291A

Dear Ms. Clark,

Enclosed is a copy of the above referenced preliminary recommendation, which reflects the change in ownership of the land and appurtenant water right covered under the original filing.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed preliminary recommendation, please feel free to contact this office.

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

9-6-01 : Part of POW water Decreed POW
Deed Conveying 1 in of water to Beitz signed 1985
Possible CFS

~~the~~ Right Overclaimed - Reduce Hammonds Portion
By 0.02 cfs Per Deed.

Nov 6, 2001
11-6-01 : NCO sent - No Response
NCO sent April 17, 2002

: Needs Field Exam

6-26-02 : Stopped By and talked to Cleanings Lady. Left Card
to have them Give me a call.

7-15-02 : Pamela Clarke 775-3327

2:30 meeting with Pamela

7-16-02 : Property is currently Fertilized - Well Services Prop too
FE

Pump Info : GE
Mod 5KC49 ZG1335-T
HP 3
Intake 2" PVC
outflow 2" PVC
RPM 3450
SN: 67286

: Recommend 1" of water

idropped off C/O. met with Pamela and she
will send in deed trail.

1-9-03 : POW Claimed is excessive compared to diversion
rate Claimed. FE shows use so Recommend

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

APR 23 2003

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern District Office

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-291	A				

RECEIVED

MAY 07 2003

**WATER RESOURCES
 WESTERN REGION**

Department of Water Resources
 Eastern Region

RECEIVED
 APR 17 2003

The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

*Called - 3 WAS
 told No fee
 needed*

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY or SURVEY MAP**.

1. Name and Address of Former Owner/Claimant(s)

LEONARD F Beitz

4. New Owner/Claimant(s)

NANCY Beitz

PAMELA W. CLARKE

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3020 N. Rapid Creek Rd

City, State and ZIP Code

INCOM, ID 83245

New Telephone Number

208) 775-3327

5. Date you acquired the property

3 February 1996

RECEIVED

APR 23 2003

Department of Water Resources
Eastern District Office

No. 96002311
Recorded at request of
FIRST AMERICAN TITLE
Date 2-13-96 PM 1:57
Official Record Book 458
Bannock County Recorder
Fee 27.00 Deputy MJ

96002311

0006753503

[Space Above This Line For Recording Data]

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on February 9, 1996. The grantor is
PAMELA N CLARKE, AN UNMARRIED WOMAN

("Borrower"). The trustee is FIRST AMERICAN TITLE COMPANY

("Trustee"). The beneficiary is FT MORTGAGE COMPANIES D/B/A MORTGAGE RESOURCES

which is organized and existing under the laws of THE STATE OF KANSAS, and whose
address is 612 W. 47TH STREET, KANSAS CITY, MO 64112

("Lender"). Borrower owes Lender the principal sum of
ONE HUNDRED THIRTY SIX THOUSAND EIGHT HUNDRED & 00/100

Dollars (U.S. \$ 136,800.00).

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly
payments, with the full debt, if not paid earlier, due and payable on MARCH 1, 2026. This Security
Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and
modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of
this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the
Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described
property located in Bannock County, Idaho:



SEE ATTACHED SCHEDULE C

TAX ACCOUNT NO. R4015007401 & R4015015402

which has the address of 3020 N RAPID CREEK ROAD, INKOM, [Street, City],
Idaho 83245 [Zip Code] ("Property Address");

IDAHO - Single Family - FNMA/FHLMC UNIFORM
INSTRUMENT Form 3013 9/90
Amended 5/91
VMP MORTGAGE FORMS - (800)521-7791

Page 1 of 6

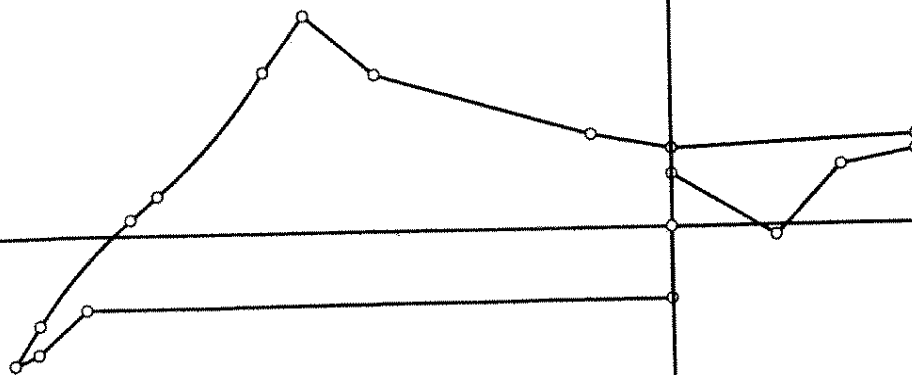




1990

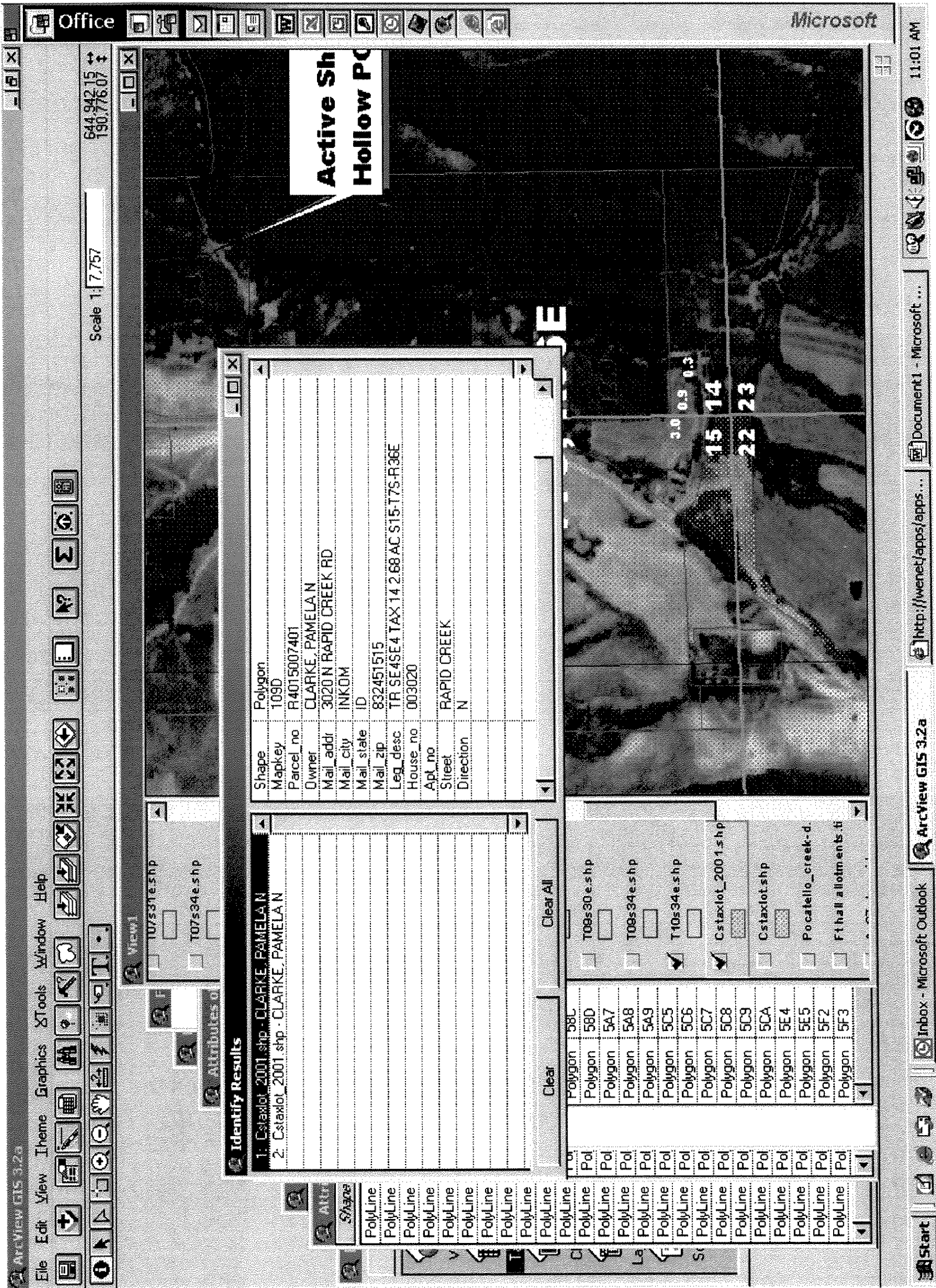
SE1/4SE1/4
SECTION 15

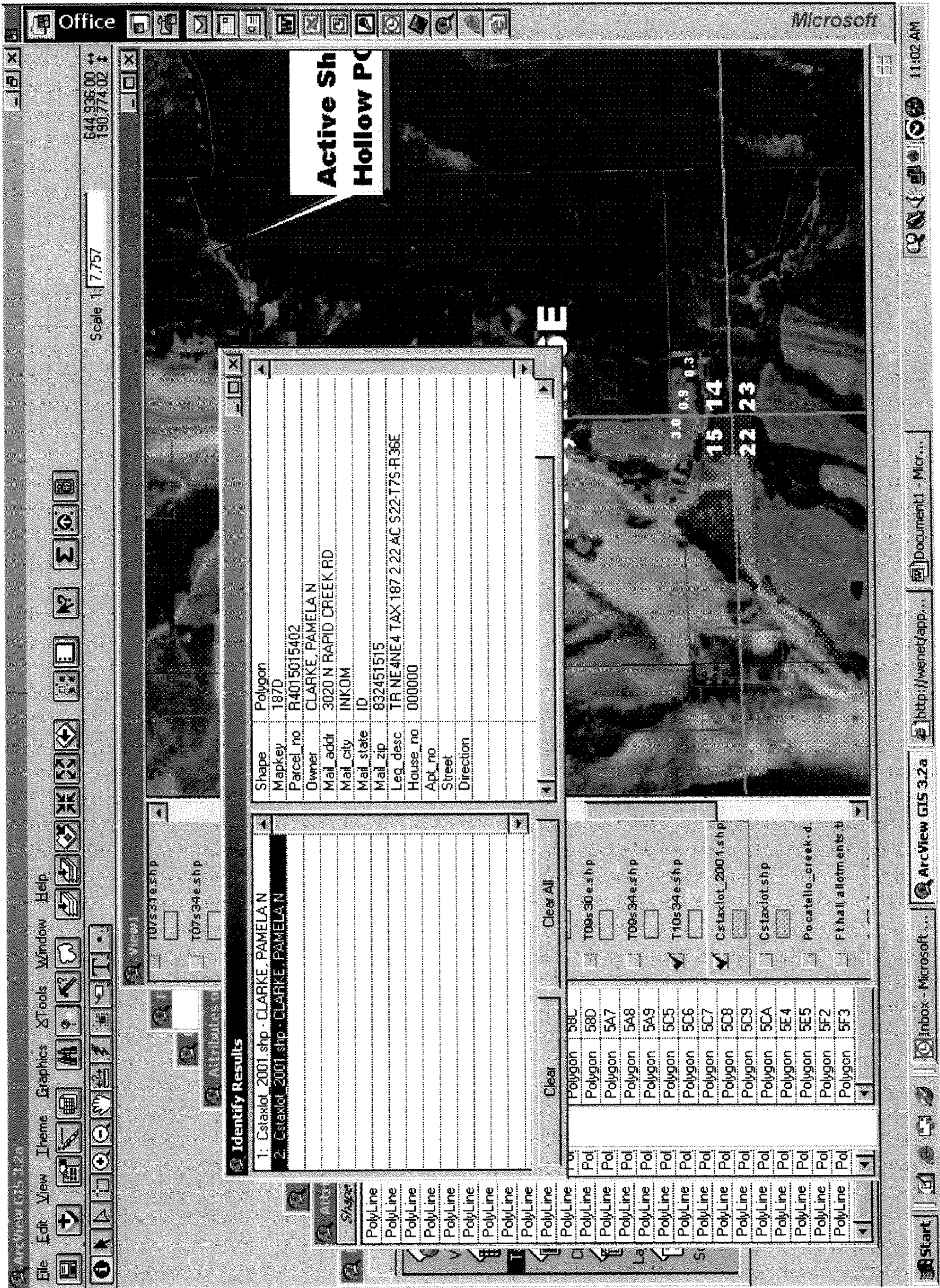
SW1/4SW1/4
SECTION 14



NE1/4NE1/4
SECTION 22

**THIS SKETCH IS MADE SOLELY FOR
THE PURPOSE OF ASSISTING IN
LOCATING THE PREMISES. THE
COMPANY ASSUMES NO LIABILITY
FOR ALLEGED LOSS OR DAMAGE WHICH
MAY RESULT FROM RELIANCE ON THIS
MAP**





FA#21285

WARRANTY DEED

96002310

For Value Received **CRAIG S. KAWAMURA**, also known as **CRAIG KAWAMURA** and **JANET D. KAWAMURA**, also known as **JANET KAWAMURA**, husband and wife

Hereinafter called the Grantor, hereby grant, bargain, sell and conveys unto

PAMELA N. CLARKE, an unmarried woman

whose address is: **3020 N RAPID CREEK ROAD, INXOM, ID. 83245**

Hereinafter called the Grantee, the following described premises situated in **BANNOCK County, Idaho**, to-wit:

"SEE ATTACHED SCHEDULE C"

ACCEPTED & APPROVED BY _____

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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 said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current year taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

(Dated: **FEBRUARY 9, 1996**)


CRAIG S. KAWAMURA


JANET D. KAWAMURA

STATE OF IDAHO)

: SS

COUNTY OF Bannock)

On This 8th day of February, in the year 1996, before me, a Notary Public in and for said State, personally appeared **CRAIG S. KAWAMURA** and **JANET D. KAWAMURA**, known or identified to me to be the person(s) whose name(s) are subscribed in the within instrument, and acknowledged to me that they executed the same.

96002310


Residing at Pocatello, Id.
Commission Expires: 10/30/2000

Recorded at request of:
FIRST AMERICAN TITLE
Date: **2-13-96 P. 1:56**
Official Record Book **658**

NOTARY PUBLIC

Bannock County, Resider
(P) M)

Craig

02/08/2003

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-291A
LEONARD F BEITZ
3020 N RAPID CREEK RD
INKOM ID 83245
Telephone Number: (208)775-4956

NANCY BEITZ
3020 N RAPID CREEK RD
INKOM ID 83245
Telephone Number: (208)775-4956

RECEIVED
APR 21 2003
WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.
DATE: 4-9-2003 SIGNATURE: Pamela N. Clarke
Please print your name: PAMELA N. CLARKE

29-00891 A
FE: 7-16-03



looking NW at Pump and Claimed POU.



looking @ Pump. Pump info in FE Notes.

29-00291 A
FE: 7-16-02

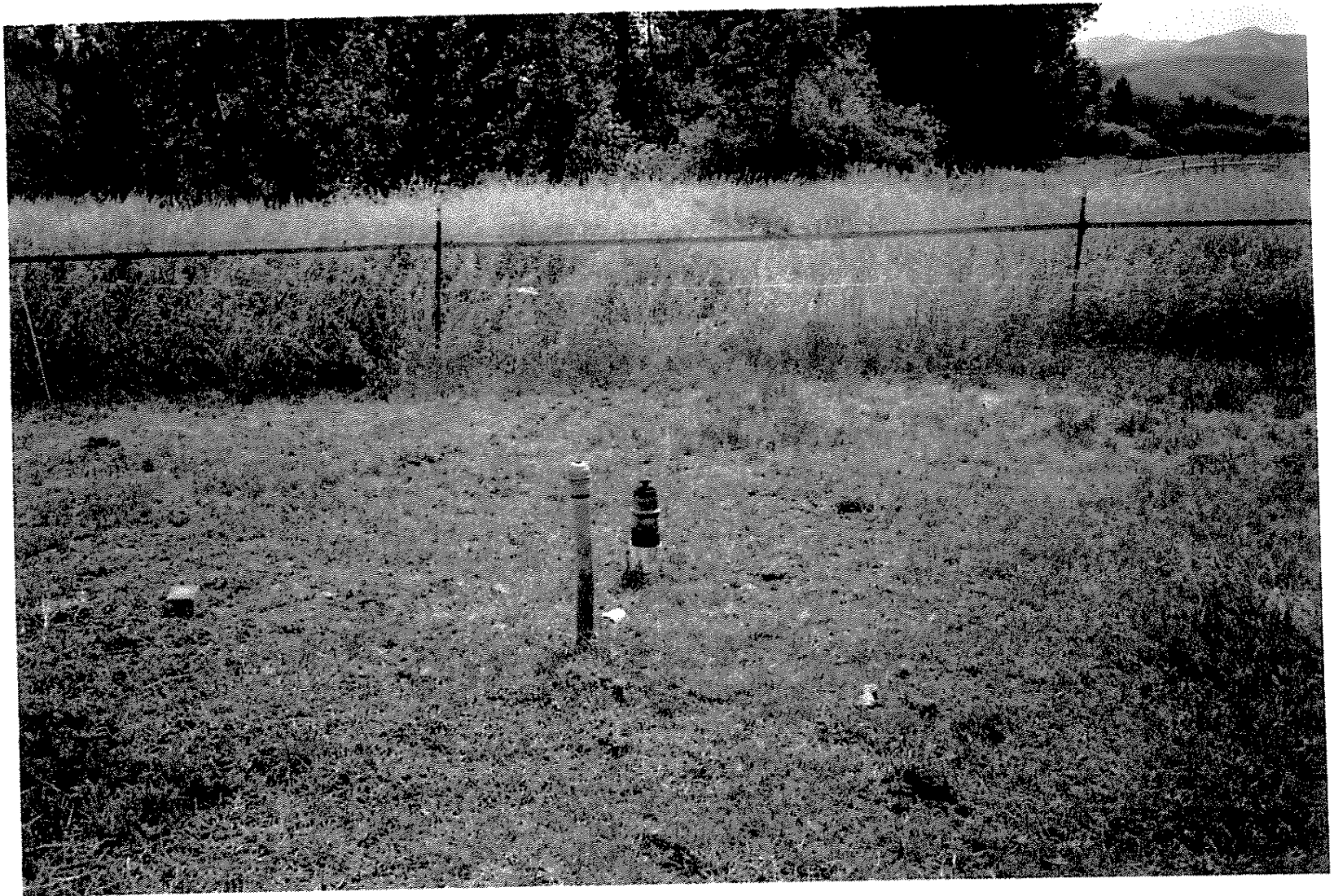


looking @ Rapid Creek and POD where water
is diverted from Creek.



Looking N @ Claimed Pond.

29-00291 A
FE: 7-16-02



- looking south at River used for Irrigation.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 17, 2002

PAMELA N CLARKE
3020 N RPAID CREEK RD
INKIM ID 83240-1515

RE: CHANGE IN OWNERSHIP FOR 29-00291A

Dear Pamela Clarke:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. According to our records, the property to which I am referring to was most recently owned by Leonard and Nancy Beitz. The legal description is as follows:

T07S R36E S15 SE1/4 SE1/4
T07S R36E S22 NE1/4 NE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 29, and will submit a Directors Report in September of 2002. We recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 334-2190.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 6, 2001

PAMELA N CLARKE
3020 N RAPID CREEK RD
INKOM ID 83245-1515

RE: CHANGE IN OWNERSHIP FOR A29-00291A

Dear Ms. Clarke:

It has come to our attention that you may have recently purchased a tract of land in Bannock County. The property to which I am referring was most recently owned by Leonard F & Nancy Beitz. The legal description is as follows:

T07S R36E S15 SE1/4 SE1/4
T07S R36E S22 NE1/4 NE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-291A

WATER RIGHT NUMBER: 29-291A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE JACKSON
	, ID
Current Owner	LEONARD F BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956
Current Owner	NANCY BEITZ 3020 N RAPID CREEK RD INKOM, ID 83245 (208)775-4956
Original Owner	DON HAMMOND PO BOX 1694 POCATELLO, ID 83204

Priority Date: 06/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

RAPID CREEK	NE1/4NE1/4NE1/4	Sec. 22, Twp 07S, Rge 36E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	36E	15																2.0	2.0
07S	36E	22	2.5																2.5

Total Acres: 4.5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-291A

Remarks:

1. General THIS PORTION OF THE RIGHT WAS GIVEN IN TITLE TO PROPERTY.^^

Comments:

Dates and Other Information:

Claim Received Date: 3/28/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number: 29F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WR 29-00291

0.60
? ac

A) Beitz, Leonard

0.02 (Per Deed) - From Don Hammond
4.5 ac

①

A) Hammond, Don

0.60 cfs 0.58 rec

combined

Results:

29-00291 - Overclaimed on cfs
But water beaded from Hammond
to Beitz. Reduce Hammonds Right

29-00292 - cfs overclaimed. Need
evidence from All Parties that
they own Right

29-00293 - Overclaimed cfs. Need
evidence of ownership of right
from All Parties

WR 29-00292

0.20
? AC

A29-00292 Murdock, Doris

0.20 cfs (OK)
28 ac

② A) Hammond, Don

0.06 cfs

combined

Don't think was
Doris Right was
intended for
this property

B) Murdock, Doris's tent 150

0.02

Amended to Right

was water say in head
as actual dead in
fire

A) Smith, Lyndon

0.96 cfs (0.68 rec)

60 ac POW beaded

B) Frazier

0.04 cfs

8 ac POW beaded

Advisory
supporting

③ Hammond, Don

OK 0.20

combined

29-10376 Hammond, Don

0.86 cfs

49.8 AC

within beaded POW

0.78 REC

WR 29-00293

1.0 cfs
? AC

Coston 9-7-01

WATER RIGHT NUMBER: 29-291

Priority Date: 06/01/1885
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
RAPID CREEK	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	0.600 CFS	
	Total Diversion:		0.600 CFS	

Location of Point(s) of Diversion
RAPID CREEK

Place of Use
IRRIGATION

[illegible]

Total Acres: 0

Conditions of Approval:

Remarks:

1. General P/D & P/U INCOMPLETE.^^^

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-291

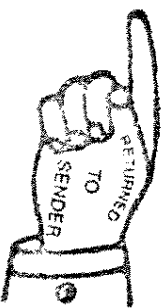
Dates and Other Information:

Licensed Date:
Decreed Date: 6/22/1906
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 29F
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

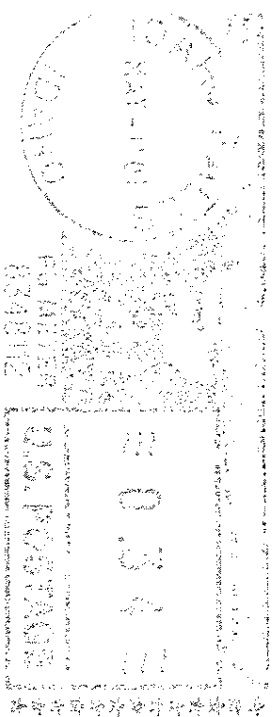
RETURN SERVICE REQUESTED



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

29-291 A
29-10839

BETZ, LEONARD F
BETZ, NANCY
3020 N RAPID CREEK RD
INKOM ID



JUN 11 2001

Log for claim A29-00291A

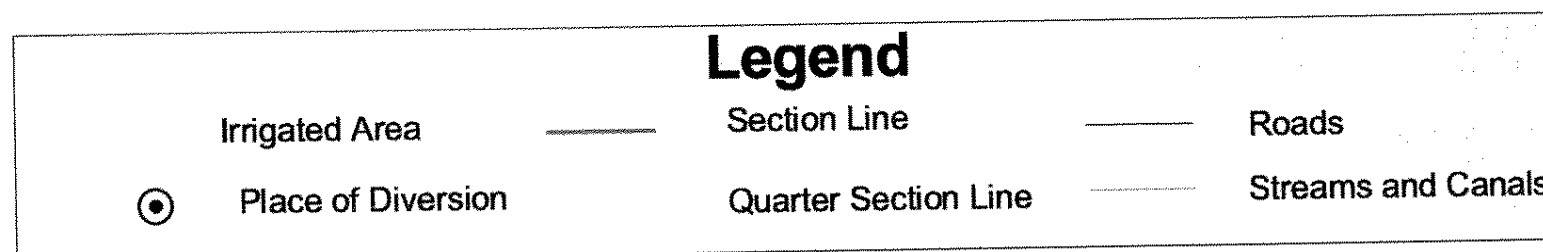
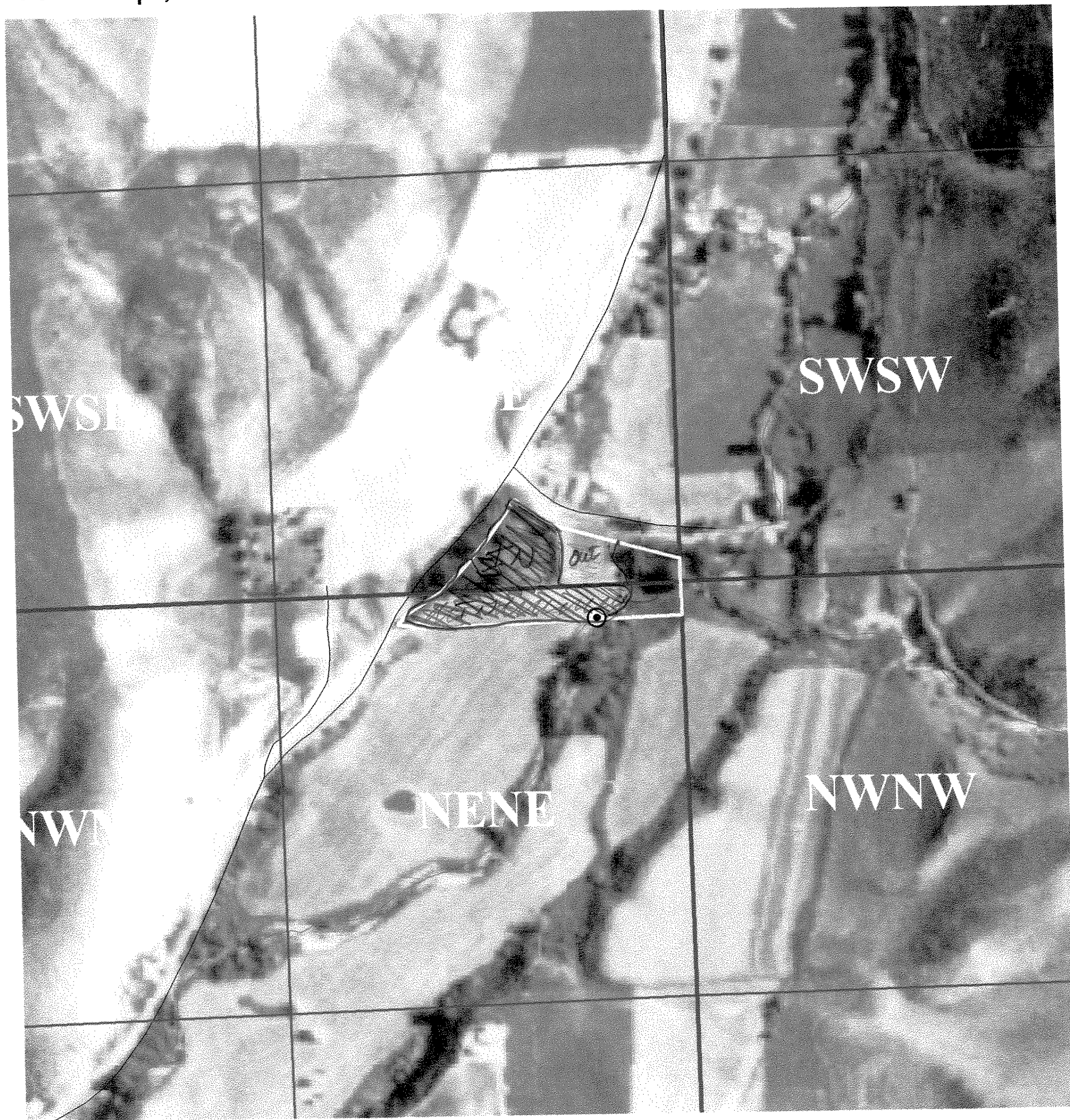
Spatial Dynamics BTD

8/24/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s36e	15	SESE	2	2.7	
07s36e	22	NENE	2.5	2.2	
Totals:			4.5	4.9	

Water Right Claim Number A29-00291A
Township , 7S36E

08/24/2000

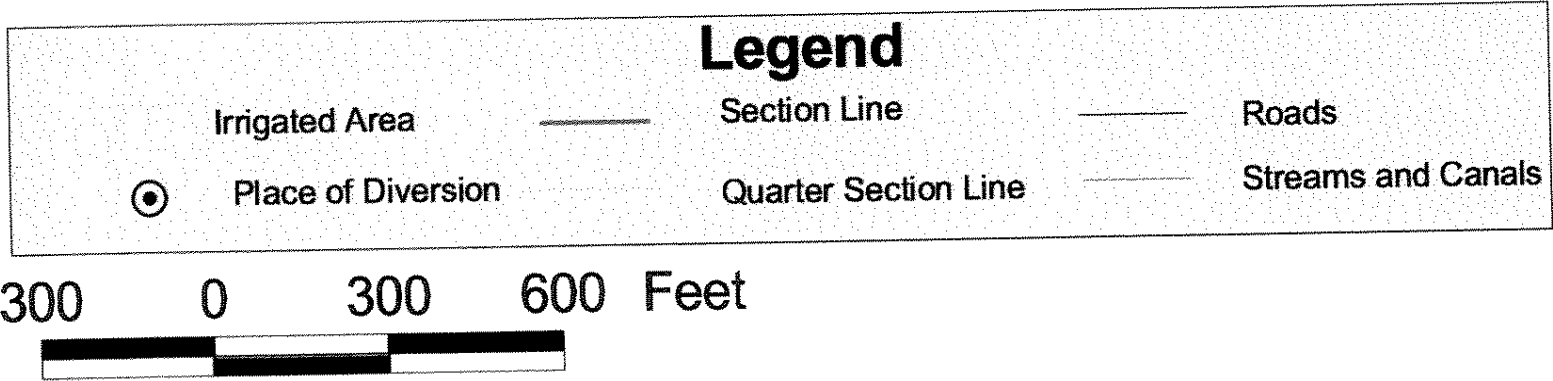
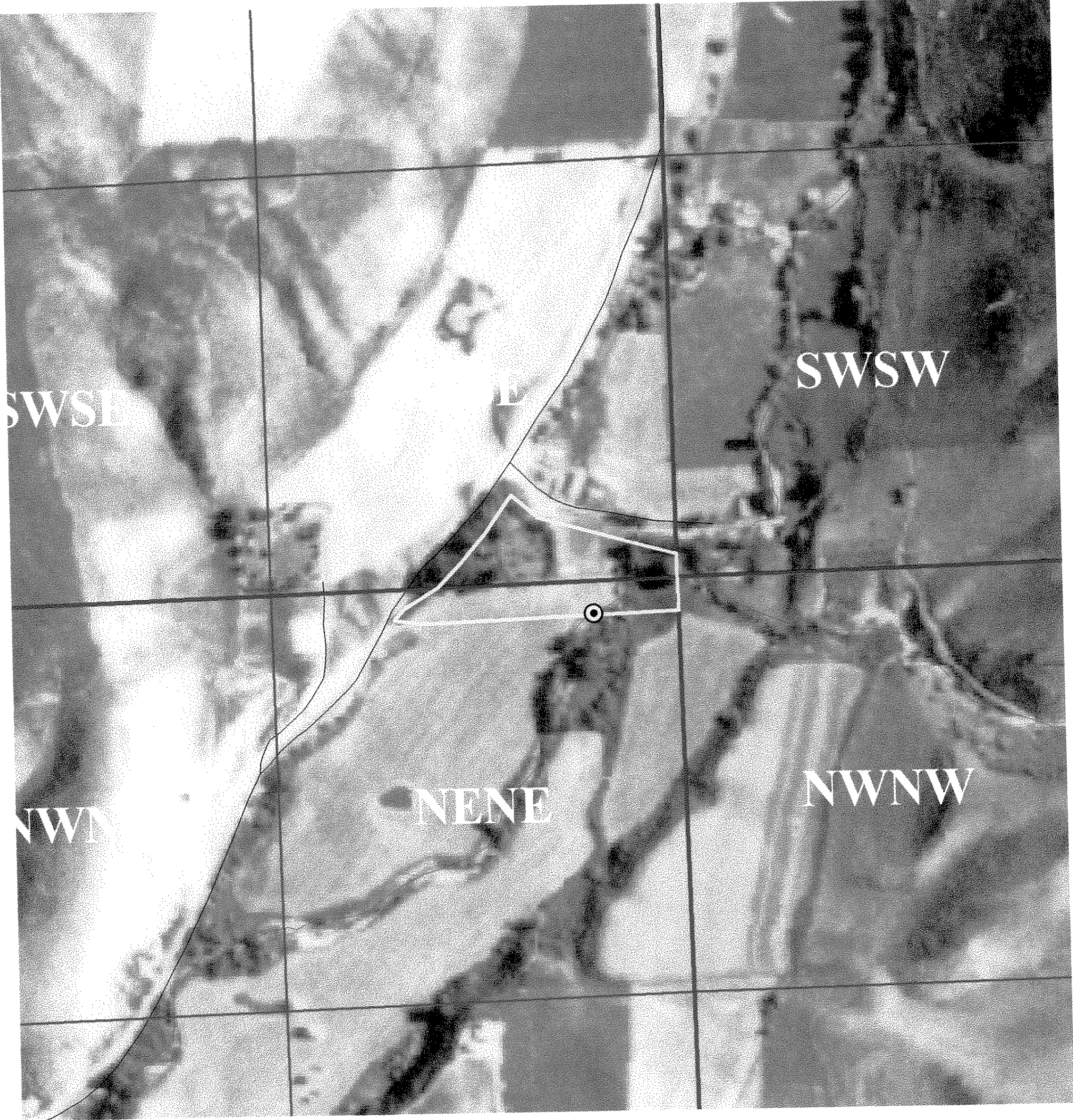


300 0 300 600 Feet



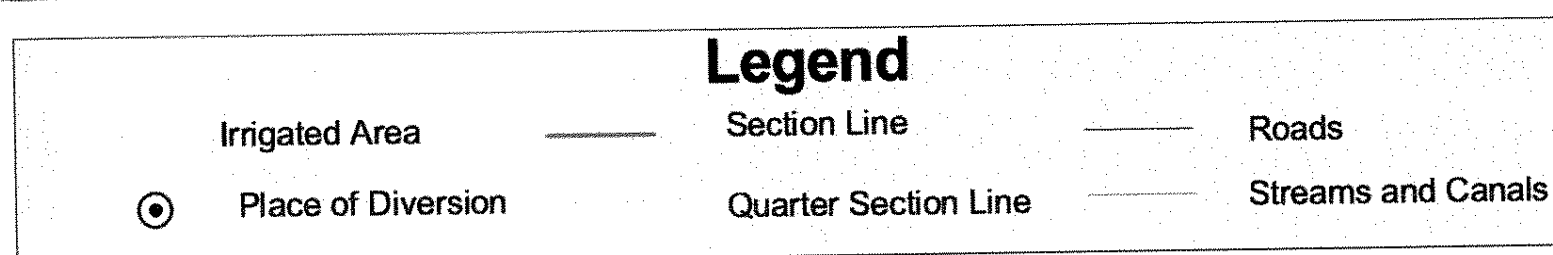
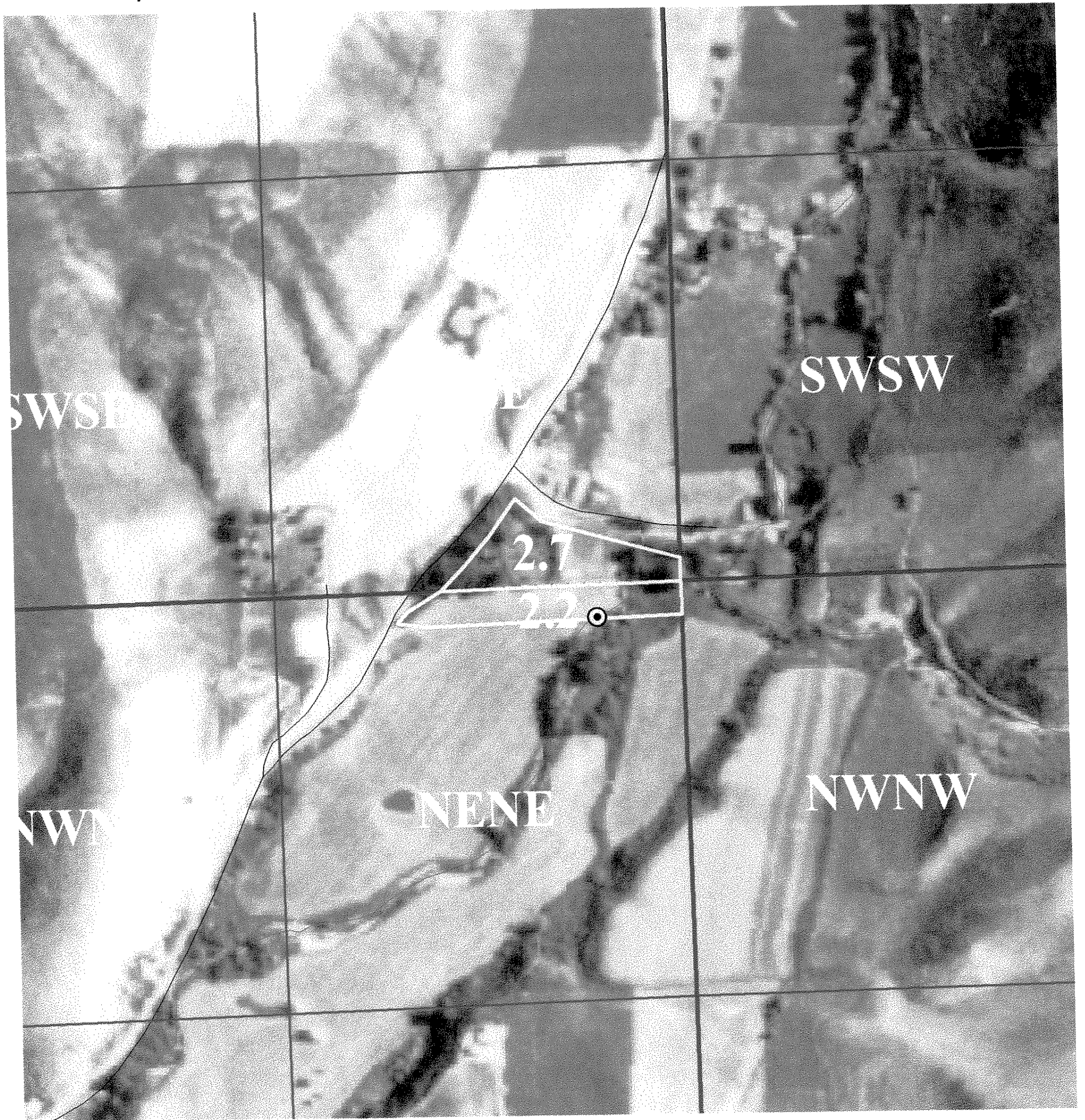
Water Right Claim Number A29-00291A
Township , 7S36E

08/24/2000



Water Right Claim Number A29-00291A
Township , 7S36E

08/24/2000



OWNER		PRIORITY	WATER USE	USE PERIOD		DIVERSION	DIVERSION
CODE	NAME & ADDRESS	DATE		FROM	TO	RATE	VOLUME
C	NANCY BEITZ	06/01/1885	IRRIGATION	04-01	11-01	0.020 CFS	
C	LEONARD F BEITZ						
	3020 N RAPID CREEK RD					TOTAL DIVERSION:	0.020 CFS
	INKOM ID 83245					CONSUMPTIVE USE:	11.20 AFA
	(208) 775-4956						

Water Source: RAPID CREEK Tributary to: PORTNEUF RIVER Stage: DECREED

Point(s) of Diversion: T07S R36E S22 NENENE BANNOCK County

Place of use Legal Description for: IRRIGATION																																							
NE										NW				SW				SE																					
				NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	:	---
07S	36E	15	:									:									:								:								:	2.0	
07S	36E	22	:		02							:									:								:								:	2.5	
																							TOTAL ACRES												4.5				

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-00292B A29-00294B A29-00294C A29-00294D A29-00294E A29-00294G A29-00294J A29-10376

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00285G A29-00291 A29-07602 A29-10376

Remarks: GEN THIS PORTION OF THE RIGHT WAS GIVEN IN TITLE TO PROPERTY.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 29F Field Inspection Flag: Presumption Flag: D

Audit: 03/28/90 VERNER 04/04/94 THOMPSON 03/29/95 POST-STD 04/12/00 CVANDERM

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A29-00291A

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent S. Cox Date 7/13/94

Contact Person(s) Steve Vigilatero from Premier Properties
237-5025

Nature of Contact Selling property for Craig Kawamura
wants to check water right.

Legal: 7S, 36E, 22

Substance of Communication Properties previously owned
by Don Hammond, and Leonard & Nancy Beitz,

MICROFILMED

NOV 13 1996

For Value Received

L. DON HAMMOND AND MARILYN HAMMOND, HUSBAND AND WIFE

do hereby convey, release, remise and forever quit claim unto

LEONARD BEITZ AND NANCY BEITZ, HUSBAND AND WIFE

whose current address is

RAPID CREEK ROAD, INKUM, IDAHO

the following described premises, to-wit:

One inch of water right that Grantor has on Rapid Creek serving the following described property:

9.5' gpm

SEE ATTACHED LEGAL DESCRIPTION

together with their appurtenances.

Dated: NOVEMBER 7, 1985

L. Don Hammond
L. DON HAMMOND

*Marilyn Hammond by
John Hammond Attorney in fact*
MARILYN HAMMOND

STATE OF IDAHO, COUNTY OF BANNOCK

On this *7th* day of *NOVEMBER*, 19 *85*,
before me, a notary public in and for said State, personally
appeared *L. DON HAMMOND*

NOTARY SEAL

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to

STATE OF IDAHO }
COUNTY OF Bannock } ss.

On this *7th* day of *NOV* in the year *1985*, before me, a Notary
Public, personally appeared *L. DON HAMMOND*

known to me to be the person whose name is subscribed to the within instrument
as the attorney in fact of *MARILYN HAMMOND*

MICROFILMED
NOV 13 1992