

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 63-4695
Date Received: 8/10/2004
Receipt No: W032106
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

WROTEN FAMILY REVOCABLE LIVING TRUST
PO BOX 686
EAGLE ID USA 83616

Phone: (208) 939-8444

2. Date of Priority: 07/01/1919

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01E	17	NE SW SW	ADA	

5. Description of diverting works:

Artesian well with 8-inch stand pipe, (2) 6-inch gate valves, and downstream slotted 6-inch PVC distribution pipe. See attached photos titled "Diversion Works for Water Right 63-4695" and "Place of Use Water Right No. 63-4695."

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.3	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.34 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
04N	01E	17	SW	SW	IRRIGATION	15
					Section Acres	15
					Total Acres	15

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Other water rights: 15 shares of Mace-Catlin Mutual Ditch Company are appurtenant to lands.

Artesian flow from well under this right provides primary source of irrigation water to the 15-acre place of use.

15. Basis of Claim: Beneficial Use

RECEIVED

AUG 10 2004

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSWATER RESOURCES
WESTERN REGIONIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A63-04695

Date Received

8-10-04

Receipt Number

W032106

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Wroten Family Revocable Living Trust Phone (208) 939-8444Mailing Address P.O. Box 686, Eagle, IdahoZip 836162. Date of Priority (Only one (1) per claim) 07/01/19193. Source of water supply (a) Groundwater

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4 North Range 1 East Section 17,NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Artesian well with 8-inch stand pipe,2 - 6-inch gate valves, and downstream slotted 6-inch PVC distribution pipe.
See attached photos titled "Diversion Works for Water Right 63-4695"
and "Place of Use Water Right No. 63-4695"

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 03/15 to 11/15 amount 0.3 or _____

For Domestic purposes from 01/01 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.34 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic use for one household.

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	17															15		15
According to the map attached, the POW should be in the SWSW																			

Total number of acres irrigated 15

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
15 Shares of Mace-Catlin Mutual Ditch Company are appurtenant to lands or None ()

14. Remarks:

Artesian flow from well under this right provides primary source of irrigation water to the 15-acre place of use.

Last Name Wroten Ident No. _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-4695 (Statutory Claim)
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Jon W Wroten

Date

7-21-04

Trustee for Wroten Family Revocable Living Trust

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of Ada _____) SS.

Subscribed and sworn (or affirmed) before me this

22

day of

July

2004

Notary Public

Heather Ann Kimmett

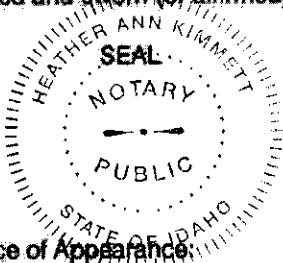
Residing at

Boise

My Commission Expires

4/29/08

Please Print Name



17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

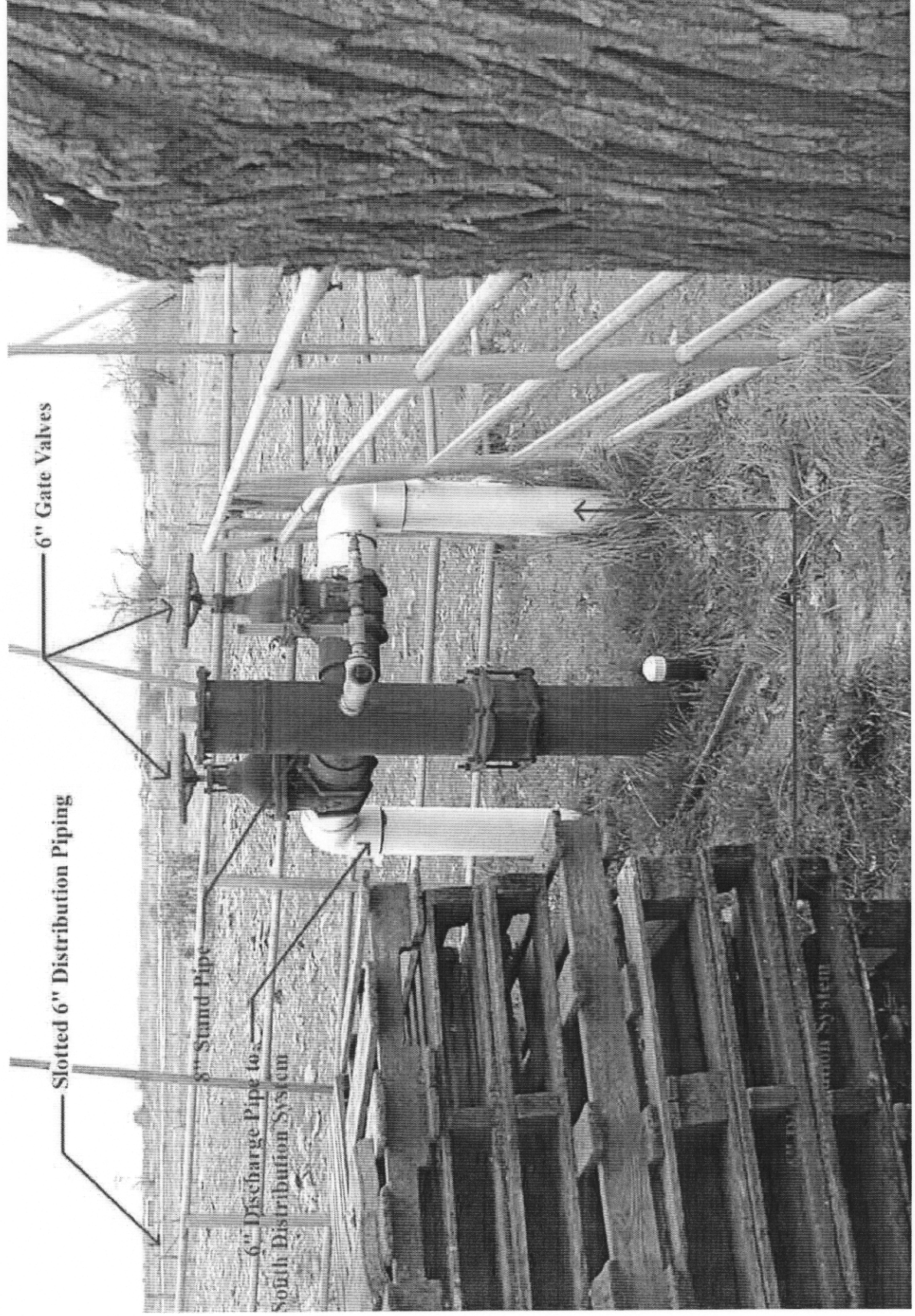
Address _____

Date _____

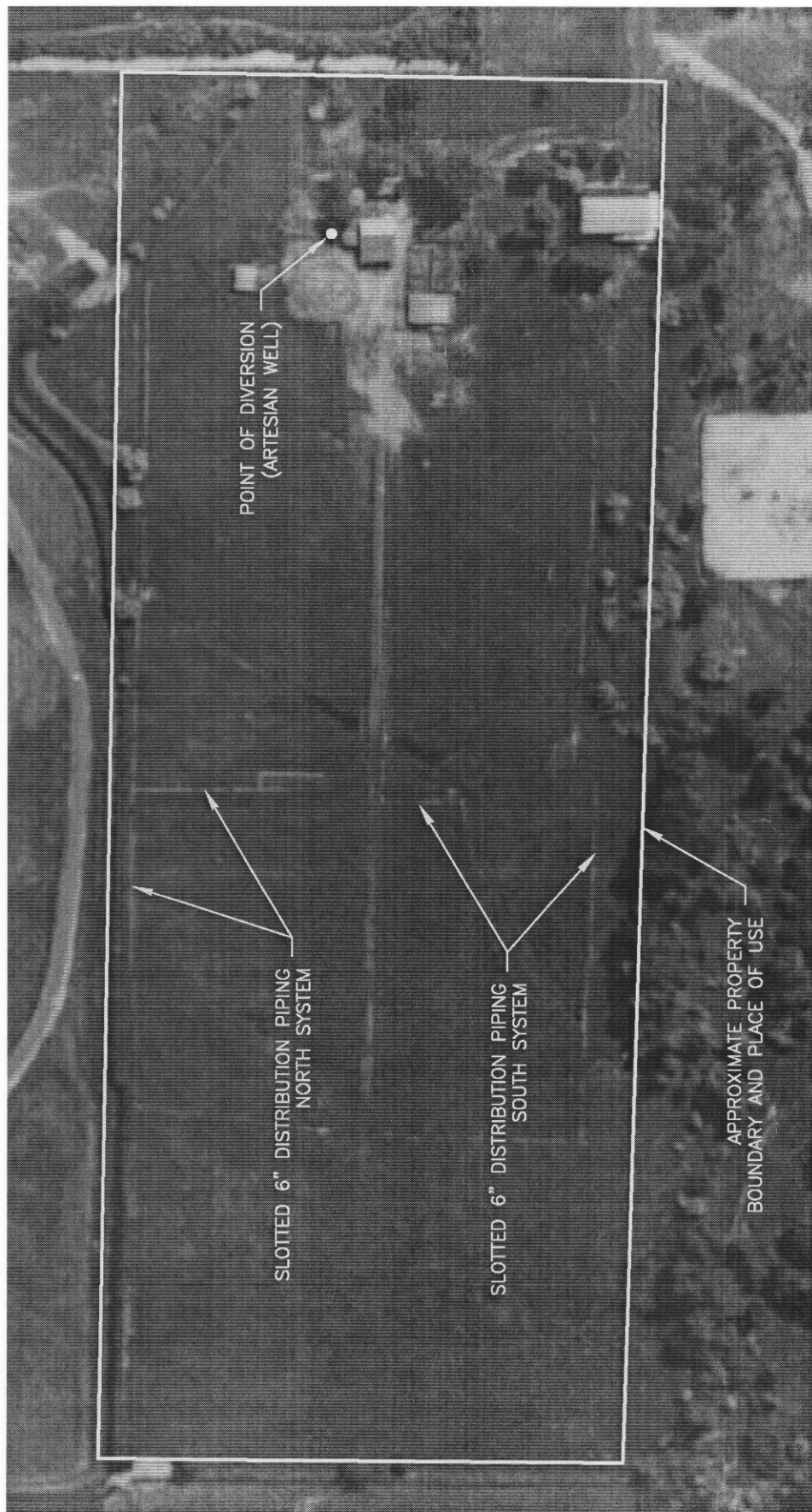
Last Name Wroten Ident. Number _____

Diversion Works for Water Right 63-4695

Located in the NE1/4 of the SW1/4 of the SW1/4 of Section 17,
Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho.



Place of Use of
Water Right No. 63-4695
(Photo Dated 2003)





LAW OFFICES

601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

August 9, 2004

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

Re: Notice of Claim to a Water Right and
Notice of Change in Water Right Ownership
Our File No. 7116-1

To Whom It May Concern:

I am enclosing an original and one copy of a Notice of Claim to a Water Right for Water Right No. 63-4695 on behalf of the Wroten Family Revocable Living Trust. A check in the amount of \$90.00 (\$65.00 for irrigation of 15 acres and \$25.00 for domestic use) accompanies the Notice to cover the associated filing fee.

I have also enclosed an original and one copy of a Notice of Change in Water Right Ownership for Water Right No. 63-4695. Because we concurrently are filing a claim to this water right, no filing fee is required for the change in ownership.

Please conform the copy of each document and return them to my office in the enclosed self-addressed, stamped envelope.

Please contact me if you have any questions about these documents or if you need further information.

Sincerely,

Deborah E. Nelson

Enclosures

cc: Jeff Sherburne
Steve Holt

DEN:kdt S:\CLIENTS\7116\1\DEN Ltr to IDWR re Filing Notice of Claim & Change of Ownership.DOC

RECEIVED

AUG 10 2004

**WATER RESOURCES
WESTERN REGION**

Gary G. Allen
Christopher J. Beeson
William C. Cole
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Timothy P. Feamside
Jeffrey C. Fereday
Steven J. Hippler
Karl T. Klein
Deborah K. Kristensen
Anne C. Kunkel
Franklin G. Lee
David R. Lombardi

D. David Lorello, Jr.
Emily A. MacMaster
Kimberly D. Maloney
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Mellillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.

Michael C. Orr
Kenneth L. Pursley
Bradley V. Sneed
H. Barton Thomas, LL.M.
Conley E. Ward
Robert B. White
Michael V. Woodhouse

James A. McClure
OF COUNSEL

Raymond D. Givens
RETIRED

Idaho Department of Water Resources Receipt

Receipt ID W032106

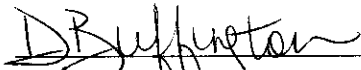
Payment Amount \$90.00 Date Received 8/10/2004 1:09:12 PM Region Western Status ☐
Payment Type Check Check Number 40495

Payer GIVENS PURSLEY LLP

Comment NOTICE OF CLAIM: 63-4695

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$90.00	ADJUDICATION FILING FEE	0337	42503	1155	



Signature Line (Dept. Representative)

REFUND REQUEST

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: Western Region Date: 8-10-04
 SUBJ: Receipt No. WD32106 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR Givens Pursley LLP
 Address PO Box 2720
Boise, Id 83701

Claimant(s) if NOT Payor Written Family Revocable Living Trust

Refund Amount \$ 25- Claim Location (Region/Claimant)

Extension Filed? Y/N NA Copy Attached? Y/N NA

Late Fees Paid? Y/N NA Late Fee Receipt # _____

S.O. Verified Ext. by _____ on _____ D.B. Query by _____

Refund Generated By (X) Agent () Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn o-pmt over-paid

Date of Last Correspondence (copy attached) _____

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>A63-4695</u>	<u>irrigation + Domestic</u>	\$ <u>90-</u>	\$ <u>65-</u>	<u>WD32106</u>
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
Total		\$ <u>90-</u>	\$ <u>65-</u>	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

irrigation claim includes Domestic use. No (additional)
\$25- for domestic use is required.

Region AJ Spvsr. Approval [Signature] S.O. AJ Spvsr. Approval _____
 Don Shaff Approval _____ Hold _____ To Fiscal _____

Data Base Modified? Y/N NA A &/or R Records By _____ on _____
 Logged _____

THIS CHANGE OF OWNERSHIP
WAS RECEIVED WITH THE NEW
CLAIMED FILED FOR 63-4695 ON
8/10/2004.

NO ACTION NEEDED

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

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

RECEIVED
AUG 10 2004
 WATER RESOURCES
 WESTERN REGION

1. 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 (under the "split" heading), 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
63-4695					

2. 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**.
 See attached affidavit also.

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) is 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) Lorna M. Dennett
1201 West South Channel Road; 83616
4. New Owner/Claimant(s) Wroten Family Revocable Living Trust
Name Connector (Check one: [] and; [] or; [] and/or)
- New Mailing Address P.O. Box 686
- City, State and ZIP Code Eagle, ID 83616
- New Telephone Number (208) 939-8444
5. Date you acquired the property December 24, 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

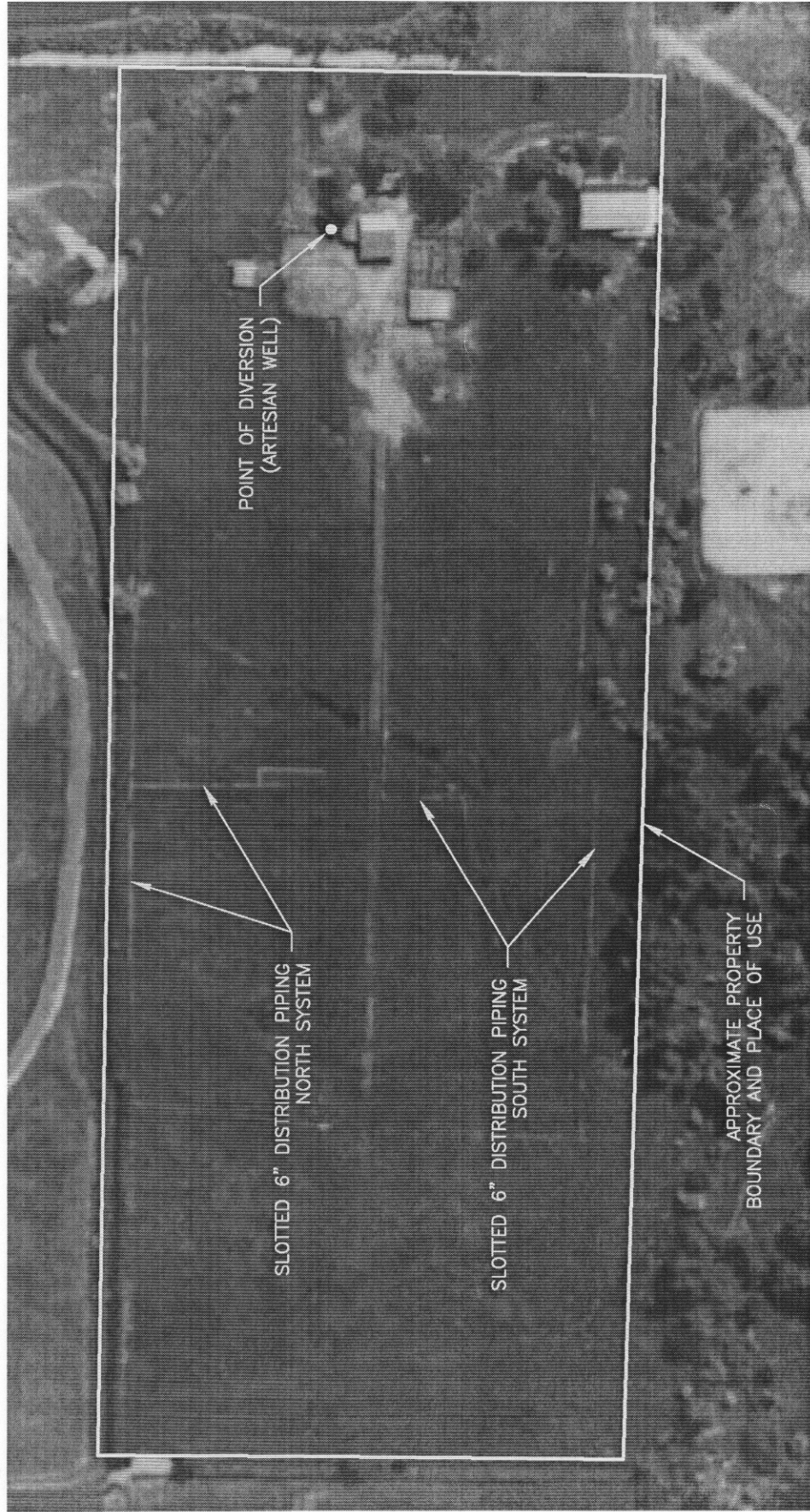
Jon W White 7-22-04

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DB Date 8-10-04 Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Place of Use of
Water Right No. 63-4695
(Photo Dated 2003)



This document being re-recorded to correct legal description

Reviewed and approved:

Jaw

RAW

A Pioneer Company

PIONEER TITLE COMPANY

OF ADA COUNTY

703 S. Americana, Suite 190 / Boise, Idaho 83702
(208) 373-3744

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 12/23/03 02:19 PM
DEPUTY Bonnie Obenhaus
RECORDED - REQUEST OF
Pioneer

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 01/21/04 03:58 PM
DEPUTY Kathy Ingraham
RECORDED - REQUEST OF
Pioneer
AMOUNT \$ 00

104886763

WARRANTY DEED

For Value Received

Lorna M. Dennett as trustee for the Lorna Dennett Living Trust

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Jon W. Wroten and Marietta Wroten, as Co-Trustees of the Wroten Family Revocable Living Trust, dated
August 3, 1998

hereinafter referred to as Grantee, whose current address is P.O. Box 686, Bogie, ID 83616
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

Tax Parcel No. 50517336000

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that 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.

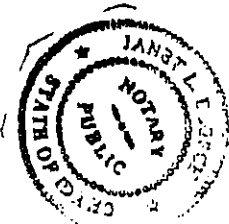
Dated: December 24, 2003

Lorna Dennett Living Trust

By *Lorna M. Dennett*
Lorna M. Dennett, Trustee

STATE OF IDAHO, County of Ada, ss.

On this 19th day of December, in the year of 2003, before me the undersigned, a notary public personally appeared Lorna M. Dennett, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee and acknowledged to me that he/she/they executed the same as such Trustee.



Janet L. Bloch
Janet L. Bloch
Notary Public of IDAHO
Residing at Boise, Idaho
Commission expires: March 17, 2003

236114

EXHIBIT A

The North quarter of the Southwest quarter of the Southwest quarter of Section 17 in Township 4 North of Range 1 East of the Boise Meridian, in Ada County, Idaho.

ALSO

Commencing at a point on section line between Sections 17 and 18 in Township 4 North, of Range 1 East of the Boise Meridian, in Ada County, Idaho, 5.00 chains South of the Northwest corner of the Southwest quarter of the Southwest quarter of Section 17,

Thence East 40.63 chains, more or less, to East line of the Southwest quarter of said Section 17,

Thence South 2.50 chains,

Thence West 40.63 chains, more or less, to West line of the Southwest quarter of said Section 17,

Thence North 2.50 chains to the **PLACE OF BEGINNING**.

TOGETHER WITH a road right of way for ingress and egress along the Southerly line of the following described parcel of land;

All that portion of the Southeast quarter of the Southwest quarter of Section 17, Township 4 North, Range 1 East, Boise Meridian, more particularly described as follows:

Beginning at a point on the East line of the Southeast quarter of the Southwest quarter of said Section 17, which lies 330.0 feet South of the Northeast corner of said tract;

Thence South 165.0 feet;

Thence West 1320.0 feet, more or less, to the West line of the Southeast quarter of the Southwest quarter of said Section 17;

Thence North 165.0 feet to a point which lies 330.0 feet South of the Northwest corner of said tract;

Thence West 1320.0 feet to the **POINT OF BEGINNING**.

INITIAL

EXCEPTING THEREFROM the following described property:

All that portion of the Southeast one quarter of the Southwest one quarter of Section 17, Township 4 North, Range 1 East, Boise Meridian, more particularly described as follows:

Beginning at a point on the East line of the Southeast one quarter of the Southwest one quarter of said Section 17, which lies 330.0 feet South of the Northeast corner of said tract;

Thence South 165.0 feet;

Thence West 1320.0 feet, more or less, to the West line of the Southeast one quarter of the Southwest one quarter of said Section 17;

Thence North 165.0 feet to a point which lies 330.0 feet South of the Northwest corner of said tract;

Thence East 1320.0 feet to the **POINT OF BEGINNING**.