

RECEIVED
FEB 14 2003
Department of Water Resources

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

Subcase Nos.: 65-8427

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described as recommended in the director's report with the following additional language added to the "Other Provisions Necessary for Administration":

Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.

This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Claimant Ruth Morgan Date 7/21/02

Claimant NEW LAND OWNER Date 1/28/03

Objector, David W. Gehlert, Atty. Date

U.S. Department of Justice, Environment and Natural Resources Div.

David V. Barber 7/29/02 Dee T. Tully 7/29/02
Deputy Attorney for the State of Idaho Date IDWR Concurrence Date

Sam Haski 7/26/02
Attorney for IDWR Date

CERTIFICATE OF MAILING

I certify that on 8.3.02, 2002, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to: Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

U.S. Department of Justice
Environment and Natural Resources Div.
550 West Fort Street, MSC 033
Boise, Idaho 83724

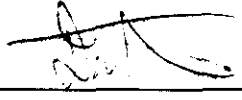
IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

Regional Director, PN Region Code 3100
U.S. Bureau of Reclamation
1150 N. Curtis Road, Suite 100
Boise, ID 83706-1234

Bradley L. & Brenda K. Ford
16315 N. Midland
Nampa ID 83687

Natural Resources Division Chief
State of Idaho
Attorney General's Office
P. O. Box 44449
Boise, ID 83711-4449


Signature of person or attorney filing the form



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave / Boise, Idaho 83704 / (208) 377-2700

RECEIVED
JAN 28 2003
WATER RESOURCES
WESTERN REGION

September 22, 1998

BRADLEY L. FORD BRENDA K. FORD

16315 N. MIDLAND
NAMPA, ID 83687

RE: Escrow No. 170680
FORD/MORGAN/MORGAN/FORD
Property Address: VACANT LAND
, ID

The closing of your purchase of the above-noted property has now been completed. Enclosed for your records are your original Warranty Deed and Title Insurance Policy.

We appreciate having had this opportunity to be of service to you. If you have questions or if we can help you again, please feel free to contact us.

Very truly yours,
PIONEER TITLE COMPANY OF ADA COUNTY

MICHELLE CABBAGE
Escrow Officer



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave / Boise, Idaho 83704 / (208) 377-2700

RECEIVED
JAN 28 2003
WATER RESOURCES
WESTERN REGION

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED RUTH MORGAN, An Incapacitated Person

Grantor s , do hereby grant, bargain, sell and convey unto BRADLEY L. FORD and BRENDA K. FORD, Husband and Wife

the Grantee s , whose current address is: 16315 N. MIDLAND, NAMPA, ID 83687
the following described real property in VALLEY County, State of Idaho, more particularly described as follows, to-wit:

SEE ATTACHED "EXHIBIT A", WHICH BY THIS REFERENCE BECOMES A PART HEREOF, AND WHICH IS COMPRISED OF ONE (1) PAGE

ACKNOWLEDGMENT

STATE OF IDAHO, COUNTY OF ADA, ss.

ON THIS 3RD DAY OF AUGUST, 1998, BEFORE ME, MICHELLE D. CABBAGE, A NOTARY PUBLIC PERSONALLY APPEARED JEAN E. JOHNSON, KNOW OR IDENTIFIED TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AS THE LEGAL GUARDIAN FOR RUTH MORGAN AND ACKNOWLEDGED TO ME THAT SHE SUBSCRIBED THE NAME OF RUTH MORGAN, THERETO AS PRINCIPAL AND HER OWNERS LEGAL GUARDIAN.

Residing at Meridian, ID
Comm Exp 11/03/2001

NOTARY PUBLIC

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee sand Grantee heirs and assigns forever. And the said Grantor sdo hereby covenant to and with the said Grantee s, the Grantor s are the owner s in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee s and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor s will warrant and defend the same from all lawful claims whatsoever.

Dated: August 03, 1998

Ruth M. Morgan
RUTH MORGAN

by Jean E. Johnson, Legal Guardian
by Jean E. Johnson, Legal Guardian

STATE OF IDAHO, County of ADA, ss.

On this 03 day of August, 1998, before me MICHELLE D. CABBAGE, a notary public, personally appeared JEAN E. JOHNSON

known or identified to me to be the person whose name IS subscribed to the within instrument, and acknowledged to me that SHE executed the same.

Residing at Meridian, ID
Comm Exp 11/03/2001

Notary Public:
Residing at: Meridian, ID
My Commission Expires: 11-03-01

EXHIBIT A

RECEIVED
JAN 28 2003
WATER RESOURCES
WESTERN REGION

A parcel of land located in the SW1/4 of Section 20, Township 11 North, Range 3 East of the Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of said SW1/4;
Thence North 0°06'35" East along the Westerly Boundary of the said SW1/4, a distance of 883.55 feet to the True Point of Beginning;

Thence continuing North 0°06'35" East, a distance of 1769.01 feet to the Northwest corner of said SW1/4;
Thence South 89°38'01" East, a distance of 2623.74 feet to the Northeast corner of said SW1/4;
Thence South 0°01'25" West, along the Easterly boundary of said SW1/4, a distance of 1764.03 feet;
Thence North 89°44'33" West, a distance of 2626.37 feet to the True Point of Beginning.

AND ALSO,

A parcel of land located in the SW1/4 of Section 20 and the NW1/4 of Section 29, Township 11 North, Range 3 East, of the Boise Meridian, Valley County, Idaho, more particularly described as follows: ..

Commencing at the Southwest corner of said SW1/4 of Section 20;
Thence North 0°06'35" East along the Westerly boundary of said SW1/4 Section 20, a distance of 883.55 feet;
Thence South 89°44'33" East, a distance of 2626.37 feet to a point on the Easterly boundary of said SW1/4 Section 20;
Thence South 0°01'25" West along said Easterly boundary of said SW1/4 Section 20, a distance of 883.55 feet to the Southeast corner of said SW1/4 Section 20;
Thence South 0°13'02" West along the Easterly boundary of said NW1/4 Section 29, a distance of 916.90 feet;
Thence North 89°44'33" West, a distance of 2626.36 feet to a point on the Westerly boundary of said NW1/4 Section 29;
Thence North 0°08'00" East along said Westerly boundary of said NW1/4 Section 29, a distance of 916.90 feet to the True Point of Beginning.

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

RECEIVED
JAN 28 2003
WATER RESOURCES
WESTERN REGION

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

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
	65-8427				

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**.

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)

RUTH MORGAN

4. New Owner/Claimant(s)

312 S 11TH, PAYETTE, ID

BRADLEY L. &/or BRENDA K. FORD

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

New Mailing Address

16315 N. MIDLAND

City, State and ZIP Code

NAMPA, ID 83687

New Telephone Number

208 466-9527

5. Date you acquired the property

1998

RECEIVED

JAN 28 2003

WATER RESOURCES
WESTERN REGION

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 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)

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____