



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

RECEIVED

MAY 11 2005

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 5, 2005

JOLENE NORTHCOTT
1838 S 2000 E #B
GOODING ID 83330-5129

*Records modified, NEAP
prepared. 10-5-1405*

RE: Snake River Basin Adjudication (SRBA)
**Notices of Claim to a Water Right #37-11731, 45-256A, 45-284C, 45-286,
45-2663, 45-13592 and 45-13593**

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MAY 13 2005

Department of Water Resources
Southern Region

Dear Claimant:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by May 19, 2005. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim(s) referenced above, please call this office toll-free at 1/800-451-4129 so we can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Jolene Northcott
Water Right Holder's Signature

208. 934-4170
Telephone No.

SCANNED

MAY 11 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

37-11731
45-256A
45-284C
45-286
45-2663
45-13592
45-13593

JOLENE NORTHCOTT
1836 S 2000 E
GOODING ID 83330

NORT836 833302011 1305 05 04/25/05
RETURN TO SENDER
NORTHCOTT
1836 S 2000 E #8
GOODING ID 83330-5129
RETURN TO SENDER

PRESORTED
FIRST CLASS



02 1A
0004389390 APR 22 2005
MAILED FROM ZIP CODE 83702

\$ 00.50³

RECEIVED
APR 27 2005
Department of Water Resources

83330-5129



SCANNED
MAY 11 2005

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 45-286
Date Received: 5/23/1989
Receipt No: S007286
Received By:

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

1. Name of Claimant(s)

ELIZABETH NEYMAN ESTATE Phone:
1836 S 2000 E
GOODING ID USA 83330

2. Date of Priority: 09/01/1880

3. Source: HOWELL CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	25E	28	NW NW	CASSIA	

5. Description of diverting works:

HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.6	

7. Total Quantity Appropriated is:
1.6 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
12S	25E	21	NE NE	IRRIGATION	40
			SE NE	IRRIGATION	40
			NE SE	IRRIGATION	40
				Section Acres	120
12S	25E	22	NW NW	IRRIGATION	3.3
			NW SW	IRRIGATION	3.3
			SW NW	IRRIGATION	3.3
				Section Acres	9.9
				Total Acres	129.9

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

REPRESENTS 40" OF 45-00286 DECREE.

Change of ownership entered based upon amended personal representative deed of distribution and a verified statement of personal representative closing estate.

15. Basis of Claim: Decreed

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.

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
45-2663					
45-256A					
45-284C					
45-286					

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AUG 21 2003
Department of Water Resources
Southern Region

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) Grant Clark
P.O. Box 20 Albion, Idaho 83311
4. New Owner/Claimant(s) Elizabeth Neyman Estate
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1836 S 2000 E
- City, State and ZIP Code Gooding, Idaho 83330
- New Telephone Number (208) 934-4170
5. Date you acquired the property June 6, 2002

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: A45-00286
Date Received: 5/23/1989
Receipt No: S007286
Received By: aw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES H. NEYMAN
Address: BOX 605
HAILEY, ID
AND/OR
Name: ELIZABETH NEYMAN
Address: BOX 605
HAILEY, ID

83333

208-788-2916

83333

208-788-2916

2. Date of Priority: SEP 01, 1880

3. Source: HOWELL CREEK

Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	25E	28	NW	NW			CASSIA

5. Description of diverting works:
HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A45-00286

Page 1

Date: 05/23/89

MICROFILMED

MAR 07 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	25E	21	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
						Section Acres	120.0
		22	NW	NW		IRR	3.3
			SW	NW		IRR	3.3
			NW	SW		IRR	3.3
						Section Acres	9.9
						Total Acres	129.9

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A45-00256A, 00284C

14. Remarks:
REPRESENTS 40" OF 45-00286 DECREE.

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

R. L. WOOD, ET. AL.
Decree Plaintiff

vs

WM. STOKES, 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:

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): James H. Reymann Date: 5-23-89
Date:

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 23rd day

of May 19 89

Tom Wente
Notary Public

Seal

Residing at TF

My Commission Expires 5/94

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 45-00286 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/01/1880 17 D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
HOWELL CREEK MARSH CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 1.600
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.600

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
R. L. WOOD, ET. AL. WM. STOKES, ET. AL. 03/21/1892

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 03/02/1987	DLE/Carey Act -

MAR 07 1993
MICROFILMED

Order Show Cause - 00/00/0000	Receipt Number -	Water District - 45F
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 03/21/1892		

UNCLASSIFIED
MAR 07 1993



CODE NO.	FARM NO.	SEC.	NAME
1	E 233	6	J. G. THOMPSON
2	E 239	6	JAY NELSON
3	E 155 1-3	18	L. BELL
4	E 187	6	RESME TREMAYNE
5	E 155 4-4	16	L. BELL
6	E 209	6	L. CUNNINGHAM
7	E 230	7	M. CUNHA
8	E 231	6	M. CUNHA
9	E 238	6	VESTA KAHAN
10	E 231	6	J. PECK

MAR 07 1993

SECRET

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-286 V1

WATER RIGHT NUMBER: 45-286 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY MAY POTTER PO BOX 993 KETCHUM, ID 83340 (208)788-3413
Current Owner	JOLENE NORTHCOTT 1836 S 2000 E GOODING, ID 83330 (208)934-4170
Current Owner	ELIZABETH STUHLBERG 938 4TH AVE DR JEROME, ID 83338 (208)324-4855
Current Owner	DEBORAH BROADIE 222 PICABO CUTOFF RD CAREY, ID 83320 (208)788-4455
Original Owner	ELIZABETH NEYMAN BOX 605 HAILEY, ID 83333 (208)788-2916
Original Owner	JAMES H NEYMAN BOX 605 HAILEY, ID 83333 (208)788-2916
Original Owner	ELIZABETH NEYMAN ESTATE 1836 S 2000 E GOODING, ID 83330

Priority Date: 09/01/1880

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
HOWELL CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/04 to 10/31	1.200 CFS	
	<u>Total Diversion:</u>	1.200 CFS	

Location of Point(s) of Diversion

HOWELL CREEK	SE1/4NW1/4SW1/4	Sec. 21, Twp 12S, Rge 25E, B.M.
CASSIA County		

Place of Use

IRRIGATION																			
Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 45-286 V1

			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
12S 25E 21			40.0			40.0									39.0				119.0
12S 25E 22							3.7	5.8			1.4								10.9

Total Acres: 129.9

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:

1. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 167.7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 45-284C, 45-286, 45-256A, and 45-2663.
2. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 129.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 45-284C, 45-286, and 45-2663.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 119 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

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.

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
45-256A		<u>no fee due</u>			
45-284C					
45-286					
45-2663					
45-13592					
45-13593					

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)

Elizabeth Neyman Estate

4. New Owner/Claimant(s)

See attached sheet for owners

Name Connector (Check one): [] and, [X] for, [] and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

()

5. Date you acquired the property

Sept 2003

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MAY 27 2004
 Department of Water Resources
 Southern 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(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)

Jolene Y. Northcott

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Jolene Northcott Ph. 934-4170
1836 S 2000 E
Gooding Idaho 83330

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MAY 27 2004
Department of Water Resources
Southern Region

Mary May Potter 788-3413
Box 993
Ketchum Id 83340

Elizabeth Ann ~~Strutberg~~ Stuhlberg
938 4th Avenue Drive
Jerome Id 83338 Ph 324-4855

Deborah Broadie
~~Po Box 706 222 Picabo Cutoff Road~~
~~Picabo Id. 83348~~ Ph. 788-4455
Carey, Id. 83320

2015

Copy

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by MARY MAY POTTER, ELIZABETH ANN STUHLBERG, JOLENE NORTHCOTT, and DEBORAH BROADIE, as co-personal representatives of the Estate of Elizabeth Neyman, deceased, Grantor, to , MARY MAY POTTER, ELIZABETH ANN STUHLBERG, JOLENE NORTHCOTT, and DEBORAH BROADIE, % Jolene Northcott, 1836 S 2000 E, Gooding, ID 83330, Grantees;

WHEREAS, Grantors are the qualified co-personal representatives of said estate, filed as Probate Number SP 00-2236, in Blaine County, Idaho;

THEREFORE, for valuable consideration received, Grantors sell and convey to Grantee the following described real property in Cassia County, Idaho:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 21: E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 22: That portion of the W $\frac{1}{2}$ lying West of Albion
Conner Creek Highway. (Highway 77)

Section 27: That portion of the NW $\frac{1}{4}$ lying West of Albion
Conner Creek Highway. (Highway 77)

Section 27: That portion of the SW $\frac{1}{4}$ lying South and West
of Albion Conner Creek Highway (Highway 77)
North and West of Howell Creek Road.

Section 28: E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

TOGETHER WITH all water and ditch rights appurtenant thereto.
TOGETHER WITH 143 AUM'S of BLM Grazing Rights.

with all appurtenances.

EXECUTED this 23rd day of September, 2003.

ESTATE OF ELIZABETH NEYMAN

Mary May Potter
MARY MAY POTTER

Elizabeth Ann Stuhlberg
ELIZABETH ANN STUHLBERG

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MAY 27 2004
Department of Water Resources
Southern Region

copy

Co-Personal Representative of the
Estate of Elizabeth Neyman, deceased.

Jolene Northcott
JOLENE NORTH COTT

Co-Personal Representative of the
Estate of Elizabeth Neyman, deceased.

Co-Personal Representative of the
Estate of Elizabeth Neyman, deceased.

Deborah Broadie
DEBORAH BROADIE

Co-Personal Representative of the
Estate of Elizabeth Neyman, deceased.

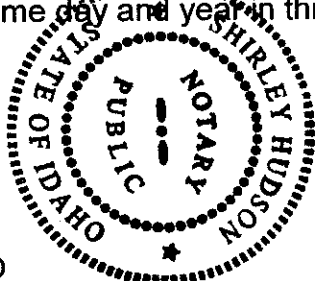
STATE OF IDAHO

County of Twin Falls

)
) ss.
)

On this 26th day of August, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared MARY MAY POTTER, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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



Shirley Hudson
NOTARY PUBLIC FOR IDAHO
Residing at: *Buhl Idaho*
My Commission Expires: 8-26-05

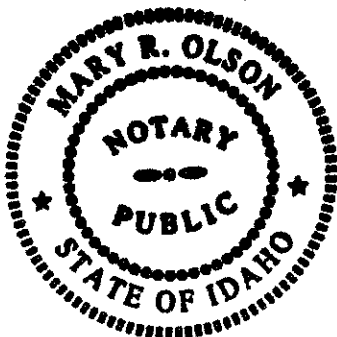
STATE OF IDAHO

County of Twin Falls

)
) ss.
)

On this 5th day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared ELIZABETH ANN STUHLBERG, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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



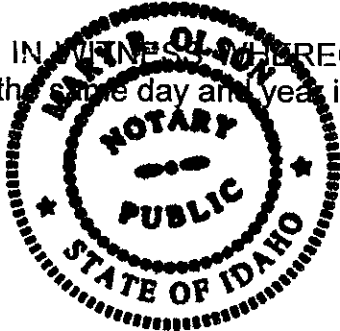
Mary R. Olson
NOTARY PUBLIC FOR IDAHO
Residing at: *Twin Falls, ID*
My Commission Expires: 08/13/2009

Copy

STATE OF IDAHO)
County of Twin Falls) ss.

On this 5th day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared JOLENE NORTHCOTT, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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

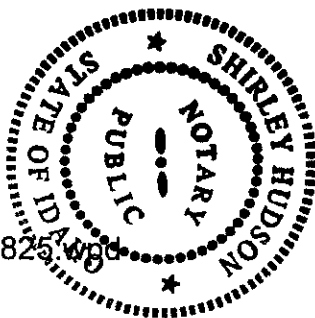


Mary R. Olson
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, ID
My Commission Expires: 08/13/2009

STATE OF IDAHO)
County of Twin Falls) ss.

On this 23rd day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared DEBORAH BROADIE, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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



Shirley Hudson
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My Commission Expires: 8-26-05

Neyman\PRD030825.wpd

201571
CASSIN COULSON, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 9.00 DEPUTY LM
'03 SEP 25 AM 10 17
RECORDED AT REQUEST OF
Agreement to sell
43.84389
Twin Falls, ID

09/05/2003

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

RIGHT NUMBER: 45-286

NAME AND ADDRESS: ELIZABETH NEYMAN ESTATE
1836 S 2000 E
GOODING ID 83330

VERIFIED BY KKC

SOURCE: HOWELL CREEK

TRIBUTARY: MARSH CREEK

QUANTITY: 1.200 CFS

PRIORITY DATE: 09/01/1880

POINT OF DIVERSION:

T12S R25E S21 SENWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/04 10/31	1.200 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R25E S21	NENE	40.0	T12S R25E S21	SENE	40.0
T12S R25E S21	NESE	39.0	T12S R25E S22	NWNW	3.7
T12S R25E S22	SWNW	5.8	T12S R25E S22	NWSW	1.4

129.9 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 167.7 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 45-284C, 45-286, 45-256A, and 45-2663.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 129.9 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 45-284C, 45-286, and 45-2663.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 119 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 Dept of Water Resources
Claims review notes and narrative

Date: 10-11-2001

File: 45-286 decree split analysis

Prepared by Kelly K Christensen

ANALYSIS OF 45-286
9-1-1880 source = Howell Creek
1.60cfs on four 40 ac tracts

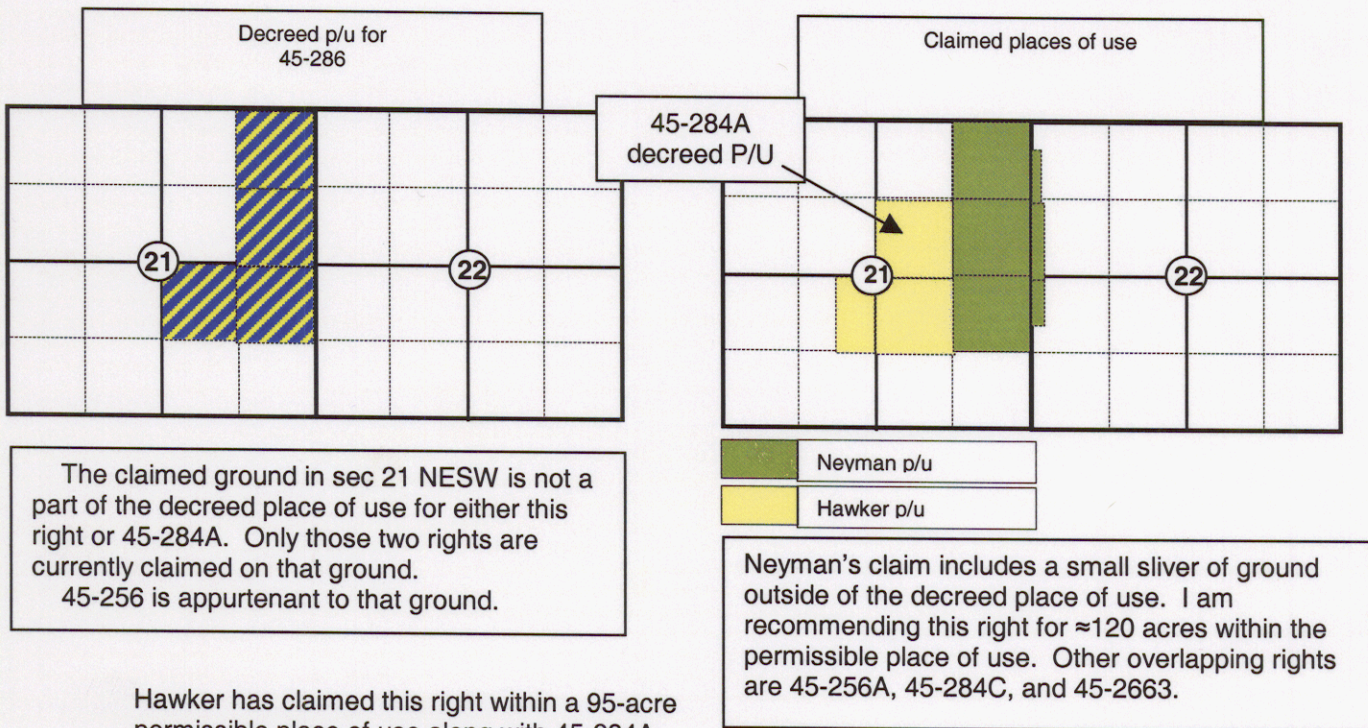
This right was claimed as follows

45-286	Neyman	1.60 cfs	claim includes 3 of the decreed 40 acre tracts (claim remarks indicates that this claim is for 40 inches or 0.80 cfs)
45-286A	Hawker	0.40 cfs	claim includes 1 of the decreed 40 acre tracts
	total	2.00 cfs	decreed right is overclaimed.

Remark in the Hawker claim states that the full right is rotated among all users.

It appears that the entire decreed place of use is irrigated. Therefore the split analysis based upon the decreed acres. $1.60 \text{ cfs} / 4 \text{ 40-acre tracts} = 0.40 \text{ cfs per tract}$.

Hawker owns 1 40 acre tract, therefore his share is	$0.40 \text{ cfs} * 1 \text{ tract} = 0.40 \text{ cfs}$
Neyman owns 3 tracts, therefore his share is	$0.40 \text{ cfs} * 3 \text{ tracts} = 1.20 \text{ cfs}$



Log for claim A45-00286

Spatial Dynamics MWY

4/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s25e	21	NENE	40	40	
12s25e	21	SENE	40	40	
12s25e	21	NESE	40	40	
12s25e	22	NWNW	3	4.5	
12s25e	22	SWNW	3	7.2	
12s25e	22	NWSW	3	1.9	
Totals:			129	133.6	

Howell CR
Source

Recom 1.20cFS

40
39
40
—
119 ac vis
within the decreed P/u

Township , 12S25E

