

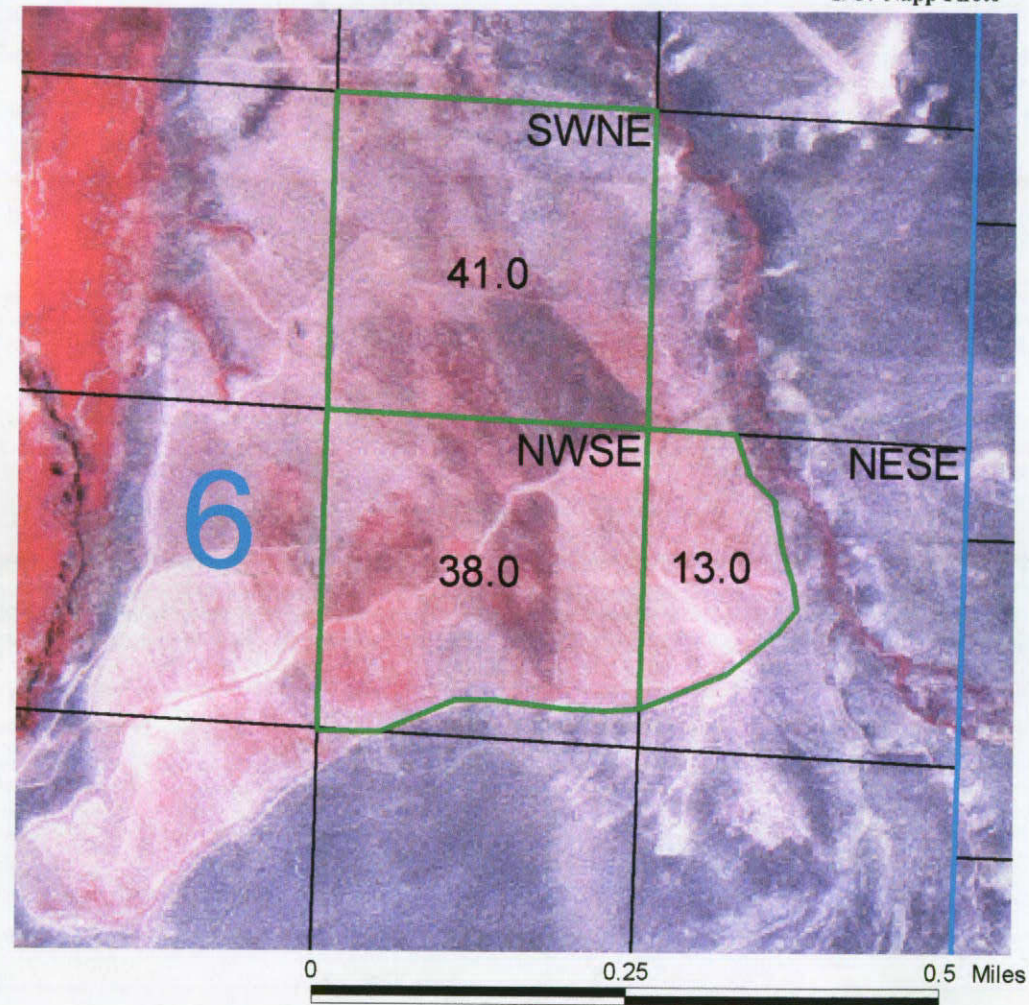
Idaho Department of Water Resources

Claim Number: 57-01109

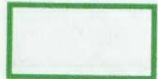
Legal: T03S, R03W, S06

Reviewed By:

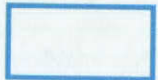
1987 Napp Photo



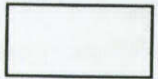
Point of Diversion
(Located outside of view)



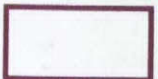
Place of Use



Section Lines



Quarter Quarter Lines



Township/Range Lines



T2S

T3S

AS7-01109
50+20
\$70



IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK
DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

57-1109	
I.D. No.	Map No.
\$ <u>20</u>	# <u>14501</u>
Fee Paid	Receipt No.

Notice is hereby given that J. H. Nettleton

(Name of Claimant)

Murphy, ID 83650

(Mailing Address)

Telephone No. 495-2560

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 6-1-03
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reynolds tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | |
|---------------------------------------|--|--|-------------------------------|
| Quantity <u>.04</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u>
(Mo., Day) | To <u>11/15</u>
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
- (4) .04 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 13, Twp. 3S, Rge. 4W, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. headgate
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>3S</u>	<u>3W</u>	<u>6</u>			<u>10</u>										<u>5</u>	<u>5</u>			<u>20</u>

Total no. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks _____
- (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

July 31, 1979

(Date)

State of Idaho
County of Ada

ss.

Organization

Seal

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

On this 31st day of July, in the year 1979 before me
a notary public, personally appeared J. H. Nettleton and Edith Nettleton, h&w
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation,
partnership or) executed the same.

My commission expires 8/12/82

Notary Public residing at Boise, ID

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: A57-01109

Date Received: 12/23/1988

Receipt No: C004660

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELOS E ROBBINS 406-728-3052
Address: 4375 HWY 93 S
MISSOULA MT 59803

2. Date of Priority: SEP 21, 1911

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	04W	13	NE	NE			OWYHEE

5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	03W	6	SW	NE		IRR	10.0
			NE	SE		IRR	5.0
			NW	SE		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY KW ON 11/27/91.
OWNERSHIP CHANGED BY KW ON 11/1/94.

15. Basis of Claim: DECREED

Case Number: 3456

Court : 3RD

Decree date: 3/18/1988

A. KENNETH DUNN
Decree Plaintiff

LARRY ADAMS, ET AL
vs 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

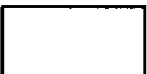
Idaho Department of Water Resources

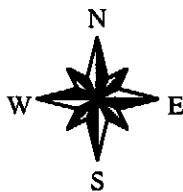
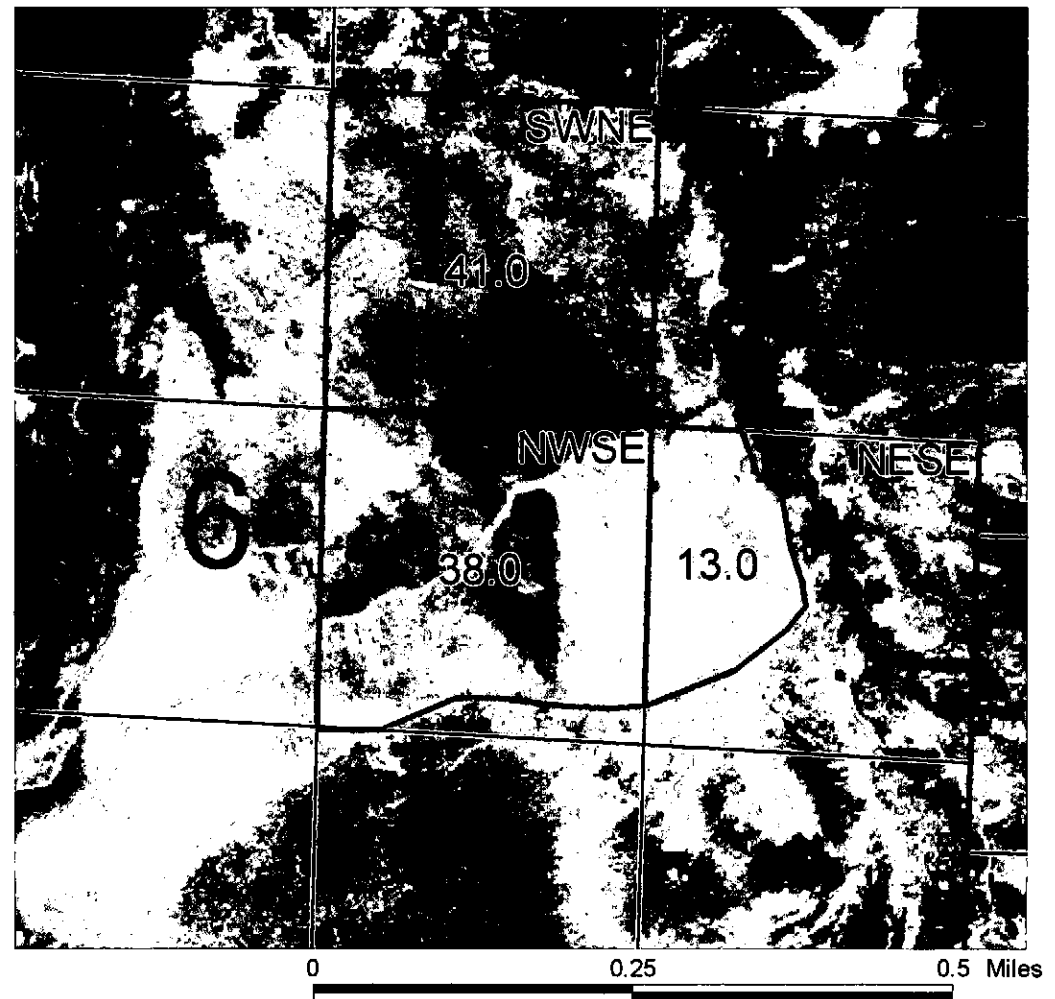
Claim Number: 57-01109

Legal: T03S, R03W, S06

Reviewed By:

1987 Napp Photo

-  Point of Diversion
(Located outside of view)
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-01109

Date: 6-24-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	35	36	6			10										5	5			20
GIS						41										13	38			92
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 20

Total GIS Acres: 92

Overlapping FOU Claim #'s:

57-00265, 57-01111

COMMENTS:

County data shows a different owner.

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

FILED
2002 DEC 23 PM 3 38

In Re SRBA)
Case No. 39576)

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-01109

NAME AND ADDRESS: TOM HOOK
HC 88 BOX 1095
MURPHY, ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T03S R04W S13 NENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.04 CFS

PLACE OF USE:	Irrigation	Within Owyhee County
	T03S R03W S06	SWNE 10.0 NWSE 5.0
	20.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES 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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JAN 10 2003

WATER RESOURCES
WESTERN REGION

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2002 DEC 23 PM 3 35

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

Case No. 39576

ORDER OF AMENDED PARTIAL DECREE

For Water Right 57-01109

On October 28, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the *Partial Decree* for water right 57-01109 is hereby amended as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED: December 23, 2002



ROGER S. BURDICK

Presiding Judge

Snake River Basin Adjudication

RECEIVED

DEC 24 2002

2002 DEC 23 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-01109

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-01109 was mailed
on December 23, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

TOM HOOK
HC 88 BOX 1095
MURPHY, ID 83650

ROBBIN HALL
Chief Deputy Clerk

CERTIFICATE OF MAILING

RECORDED
DEC 24 2002

PAGE 1
12/23/02

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-01109

1998 JAN -8 PM 3:30
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: TOM HOOK
HC 88 BOX 1095
MURPHY ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04, CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T03S R04W S13 NENE Within Owyhee County

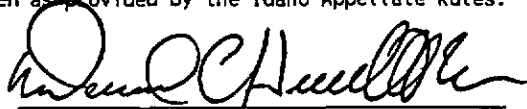
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.04 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T03S R03W S06	SWNE 10 NESE 5 NWSE 5
	20 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE IRRIGATION
SEASON.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

AJ0749NP
No. R57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/12/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TOM HOOK HC 88 BOX 1095 MURPHY ID 83650 (208) 495-2712	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

D BARBARA HORN
D FLOYD LEROY HORN
HC 88 BOX 1090
MURPHY ID 83650
(208) 495-2047

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S13

NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
03S	03W	6	:			10										05	05			:	20.0		
																				:	20.0		
																				:	TOTAL ACRES	:	20.0

POU County: OWYHEE

Other Rights: 57-00265

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

57-00265 57-01108 57-01109 57-01111 57-11158 A57-00265 A57-01108 A57-01109 A57-01111 A57-10924
R57-00265 R57-01111

Other Water Rights Listing Overlapping Place(s) of Use:

57-00265 57-01109 57-01111 A57-00265 A57-01109 A57-01111 R57-00265 R57-01111

Remarks: POU USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE IRRIGATION
SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/12/97
PAGE: 2

=====

Comments: Date: 11/01/1994 User-ID: KWALKER Subject: OWNERSHIP
CHANGED OWNERSHIP THIS DATE.

Date: 04/25/1997 User-ID: SSHERMAN Subject: OWNERSHIP CHANGE
FORM 42-248/42-1409(6) OWNERSHIP CHANGE, ROBBINS TO HOOK.

Audit: 11/12/97 MSCHULTE

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

DATE: NOV-12-1997

PAGE: A-1

RIGHTS FROM: SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-01109

NAME AND ADDRESS: BARBARA NORM
FLOYD KERBY NORM
NE 88 BOX 1090
MURPHY ID 83650TOM HOOK
HC 88 BOX 1095
MURPHY ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T03S R04W S13 NENE Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	0.04 CFS
		03/13 11/13	

PLACE OF USE: IRRIGATION Within Owyhee County
T03S R03W S06 SWNE 10 NESE 5 NWSE 5
20 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE IRRIGATION
SEASON.

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

USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 34.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

AJ5856NP

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

DATE: NOV-12-1997

PAGE: A-2

57-01109 (CONT.)

AJ0749NP
No. R57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/12/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TOM HOOK HC 88 BOX 1095 MURPHY ID 83650 (208) 495-2712	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	
D	BARBARA HORN FLOYD LEROY HORN HC 88 BOX 1090 MURPHY ID 83650 (208) 495-2047					

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S13

NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03S	03W	6	:				10	:									05	05		:	20.0
TOTAL ACRES																			:	20.0	

POU County: OWYHEE

Other Rights: 57-00265

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

57-00265 57-01108 57-01109 57-01111 57-11158 A57-00265 A57-01108 A57-01109 A57-01111 A57-10924
R57-00265 R57-01111

Other Water Rights Listing Overlapping Place(s) of Use:

57-00265 57-01109 57-01111 A57-00265 A57-01109 A57-01111 R57-00265 R57-01111

Remarks: POU USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE IRRIGATION
SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/12/97
PAGE: 2

=====

Comments: Date: 11/01/1994 User-ID: KWALKER Subject: OWNERSHIP
CHANGED OWNERSHIP THIS DATE.

Date: 04/25/1997 User-ID: SSHERMAN Subject: OWNERSHIP CHANGE
FORM 42-248/42-1409(6) OWNERSHIP CHANGE, ROBBINS TO HOOK.

Audit: 00/00/00

AJ5856NP

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

DATE: APR-28-1997
PAGE: A-8

RIGHTS FROM:	SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER:	57-01109
NAME & ADDRESS:	TOM HOOK HC 88 BOX 1095 MURPHY ID 83650
SOURCE:	REYNOLDS CREEK TRIBUTARY: SNAKE RIVER
QUANTITY:	0.04 CFS
PRIORITY DATE:	09/21/1911
POINT OF DIVERSION:	T03S R04W S13 NENE Within Owyhee County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE PERIOD OF USE QUANTITY IRRIGATION Irrigation Season 0.04 CFS
PLACE OF USE:	IRRIGATION Within Owyhee County T03S R03W S06 SWNE 10.0 NESE 5.0 NWSE 5.0 20.0 ACRES TOTAL

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

USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 54.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RECEIVED

APR 28 1997

Department of Water Resources
Adjudication Bureau

RECEIVED

JUN 10 1997

WATER RESOURCES
WESTERN REGION

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

Cas. No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS

) Water Rights 57-00245B, 57-00260B, 57-00265, 57-00269B, 57-01027, 57-01106, 57-01107, 57-01108, 57-01109, 57-01111 and 57-01113

IDWR has completed the following Administrative Proceeding:

- ☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☒ No

Water Right(s): 57-00245B, 57-00260B, 57-00265, 57-00269B, 57-01027,
57-01106, 57-01107, 57-01108, 57-01109, 57-01111 and 57-01113

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/25/1997

57-00245B, 57-00260B, 57-00265,
57-00269B, 57-01027, 57-01106,
57-01107, 57-01108, 57-01109,
57-01111 AND 57-01113

PAGE 1

From (Claimant/Seller):

Water Right Number: 57-00245B

Name of Claimant: DELOS E ROBBINS
Address: 4375 HWY 93S
MISSOULA MT 59803

To (Claimant/Purchaser):

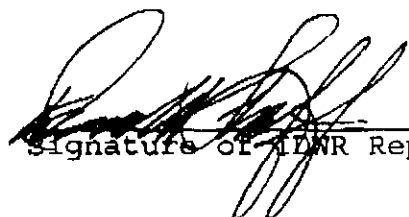
Water Right Number: 57-00245B

Name of Claimant: TOM HOOK
Address: HC 88 BOX 1095
MURPHY ID 83650
Phone: (208) 495-2712

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 Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: APRIL 28, 1997


Signature of IDWR Representative

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/25/1997

57-00245B, 57-00260B, 57-00265,
57-00269B, 57-01027, 57-01106,
57-01107, 57-01108, 57-01109,
57-01111 AND 57-01113

PAGE 2

CERTIFICATE OF MAILING

I certify that on _____ I mailed the original
and copies of this form to the following persons, 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. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

DELOS E ROBBINS
4375 HWY 93S
MISSOULA MT 59803
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

TOM HOOK
HC 88 BOX 1095
MURPHY ID 83650
4. One Copy to:
Each party in the subcase, or attorney of record:

US DEPT OF JUSTICE
ENVT & NAT RESOURCES DIV
550 W FORT ST MSC 033
BOISE ID 83724
5. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/25/1997

57-00245B, 57-00260B, 57-00265,
57-00269B, 57-01027, 57-01106,
57-01107, 57-01108, 57-01109,
57-01111 AND 57-01113

PAGE 3

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

RECEIVED
MAY 09 1997

RECEIVED
FEB 18 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Department of Water Resources
WESTERN REGION

1. Water Right Number(s) 57-00245B, 57-00260B, 57-00265, 57-00269B, 57-01025, 57-01026, 57-01027, 57-01028, 57-01029, 57-01106, 57-01107, 57-01108, 57-01109, 57-01111, 57-01113
Adjudication Claim Number(s) 57-00245B, 57-00260B, 57-00265, 57-00269B, 57-01025, 57-01026, 57-01027, 57-01028, 57-01029, 57-01106, 57-01107, 57-01108, 57-01109, 57-01111, 57-01113
2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

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

4375 Hwy 93S, Missoula Mt. 59803

4. New Owner/Claimant(s) Tom Hook

New Mailing Address HC 88 Box 1095, Murphy Id. 83650

City, State and ZIP Code _____

New Telephone Number (208) 495-2712

5. Date you acquired the property April 4, 1995

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 300 Number and type of stock 570 cows

Diversion rate in CFS 7.01 Number of homes 2 Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Signature of New Owner/Claimant(s) Tom Hook Date Feb. 13, 1997

records modified 4-25-97 ss Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1711

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT memorializes that certain Land Sale Contract made and entered into on 4th Day of April, 1995, by and between Delos R. Robbins, and for his assigns, of 4375 Highway 93 South, Missoula, Montana 59803 ("Seller") and Thomas Hook, and for his assigns, of P.O. Box 37, Ashwood, Oregon 97711 ("Purchaser").

Under the terms of the Land Sale Contract, the Seller conveyed to Purchaser real property situated in Owyhee County, Idaho, more particularly described in Exhibit A, which is attached hereto and incorporated herein by reference as though fully set forth.

The balance of the purchase price shall be paid to the escrow agent hereinafter names, over a period of fifteen (15) years beginning on or before the 15th day of March, 1996, with annual payments continuing thereafter until paid in full.

This document is intended to memorialize the Land Sale Contract. If any conflicts arise between the terms of this Memorandum of Agreement and the Land Sale Contract, the terms of the Land Sale Contract shall control.

An executed copy of this Memorandum of Agreement, together with the Land Sale Contract, the Warranty Deed(s) and Assignment of Seller of Idaho Leases shall be deposited with the Owyhee County Title Company of Murphy, Idaho, which is designated as the escrow agent of the parties for the Land Sale Contract.

IN WITNESS WHEREOF, the parties have hereunto set their hands the 4th day of April, 1995.

SELLER:

PURCHASER:

Delos E. Robbins
Delos E. Robbins

Thomas B. Hook
Thomas Hook

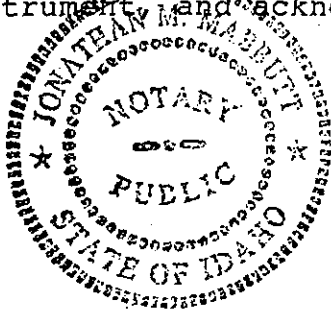
57-00245 B
r-00260 B
r-00265
r-00269 B

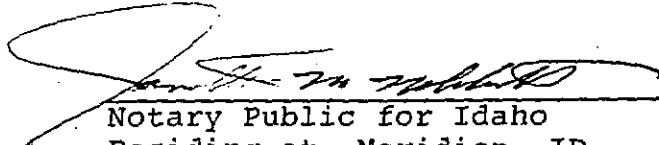
57-01027
r-01106
r-01107
r-01108

57-01109
r-01111
r-01113

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

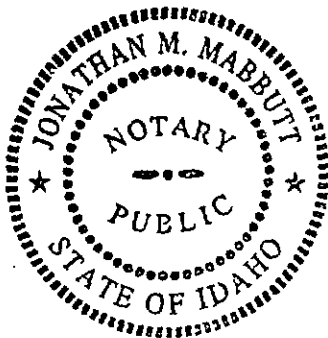
On this 4th day of April 1995, before me, a Notary Public, personally appeared DELOS E. ROBBINS known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

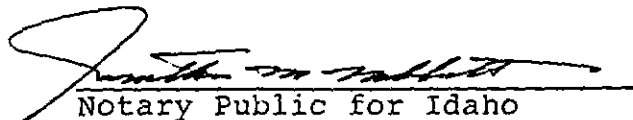



Notary Public for Idaho
Residing at Meridian, ID
Commission Exp: 4/25/2000

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

On this 3rd day of April 1995, before me, a Notary Public, personally appeared THOMAS B. HOOK known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public for Idaho
Residing at Meridian, ID
Commission Exp: 4/25/2000

57-00245B
✓-00260B
✓-00265
✓-00269B
✓-01027
✓-01106
✓-01107
✓-01108
✓-01109
✓-01111
✓-01113

REQUEST OF
Cynthia A. B. Co.
FILE 4/12/95

DELOS E. ROBBINS
OWYHEE COUNTY RECORDER
BY C. Sheehy
DEPUTY

95 APR 4 PM 1 39

FILED-RECORDED

215269

EXHIBIT "A" TO MEMORANDUM OF AGREEMENT

Between Delos E. Robbins, as Seller
and Thomas Hook, as Purchaser

PARCEL 1:

IN TOWNSHIP 3 SOUTH, RANGE 3 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 6: Lots 3, 4, 5, 6, 7, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$

EXCEPTING therefrom the following parcel of land, particularly described as follows: BEGINNING at the Northwest corner of Section 6, T3S, R3W, B.M., Owyhee County, Idaho; thence East on the Township line 7 chains to the REAL PLACE OF BEGINNING; thence continuing East on the Township line a distance of 33.27 chains to the quarter section corner; thence running South on the quarter section line a distance of 17.53 chains; thence West parallel with the Township line 33.27 chains; thence North 17.53 chains to the PLACE OF BEGINNING.

IN TOWNSHIP 3 SOUTH, RANGE 4 WEST, B.M., OWYHEE COUNTY, IDAHO

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

Section 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 13: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 34: Lot 4, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 35: W $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{4}$

IN TOWNSHIP 4 SOUTH, RANGE 4 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 2: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Section 3: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 11: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM that portion of the following described property located within Section 11, T4S, R4W, B.M., at a point on the North line of Section 11, T4S, R4W, B.M., Owyhee County, Idaho (Basis of bearing for this survey is East from the Northwest corner of Section 11 to the North quarter corner of Section 11), such POINT OF BEGINNING lies 456.07 feet East of said North quarter corner of Section 11; thence East along said North section line 493.09 feet to the Reynolds Creek Road; thence along an existing fence line South 8°10' West 210.00 feet, South 7°04' West 26.00 feet, South 19°43' West 296.60 feet and South 36°31' West 180.00 feet; thence South 87°32' West 746.00 feet; thence North 20°43' East 274.00 feet; thence North 42°23' East 586.70 feet to the POINT OF BEGINNING.

57-00245 B
✓-00260 B
✓-00265
✓-00269
✓-01027
✓-01106
✓-01107
✓-01108
✓-01109
✓-01111
✓-01113

PARCEL II:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO
Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

IN TOWNSHIP 3 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 1: A parcel of land situate in Section 1, T3S, R2W, B.M., more particularly described as follows: BEGINNING at the Northwest corner of Section 1, T3S, R2W, B.M.; thence South 50 feet; thence East 4,620 feet; thence North 50 feet to the North line of said Section 1; thence West a distance of 4,620 feet along the said North line to the POINT OF BEGINNING.

IN TOWNSHIP 3 SOUTH, RANGE 3 WEST, B.M., OWYHEE COUNTY, IDAHO

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

State of Idaho Leases as follows:

G-6516 in Owyhee County, Sec. 36, T2S, R3W, B.M. (640 Acres)

G-6518 in Owyhee County, Sec. 36, T3S, R4W, B.M. (640 Acres)

DEBTORS interest ONLY in the following joint lease

G-6520 in Owyhee County, Sec. 21, T3S, R4W, B.M. (360 Acres)

Sec. 22, T3S, R4W, B.M. (Lots 1-4)

Sec. 22, T3S, R4W, B.M. (314.04 Acres)

Sec. 27, T3S, R4W, B.M. (478.61 Acres)

Sec. 28, T3S, R4W, B.M. (280 Acres)

Sec. 33, T3S, R4W, B.M. (80 Acres)

Sec. 34, T3S, R4W, B.M. (40 Acres)

TOGETHER WITH ALL EXTENSION, SUBSTITUTIONS OR MODIFICATIONS THEREOF

BLM Grazing Rights under the following Allotments:

No. 00479	Gaging Station FFR
No. 00517	Rabbit Creek/Peters Gulch Allotment
No. 00570	Jump Creek Allotment
No. 00619	Evans FFR

Together with all substitutions or modifications thereof

Together with all water rights, ditch rights, rights of way, tenements, hereditaments and appurtenances thereto belonging or used in connection with any of the above described property, including but not limited to the leases and grazing rights.

Subject to exceptions and reservations contained in patents from the United States.

Subject to all easements, restrictions and reservations of record.

EXHIBIT "A" TO MEMORANDUM OF AGREEMENT - Page 2

57-00245 B
✓ - 00260 B
✓ - 00265
✓ - 00269 B

57-0027
✓ - 01106
✓ - 01107
✓ - 01108

57-01109
✓ - 01111
✓ - 01113

RECEIVED

MAY 09 1997

WATER RESOURCES
WESTERN REGION

MEMORANDUM

To: Sally Sherman

From: Roxanne Brown

Re: NCAPs

Date: April 25, 1997

=====

Please do the data-entry on our records and prepare an NCAP for the following records using the attached Notice of Change... form:

57-00245B
57-00260B
57-00265
57-00269B
57-01027
57-01106
57-01107
57-01108
57-01109
57-01111
57-01113

I have reviewed the legal descriptions for all the rights and have already prepared R-records for 57-00245B and 57-01027 so that I could prepare court documents for the Special Master.

Four of the rights shown on the form have been decreed and do not require NCAPs: 57-01025, -01026, -01028 and -01029. We do, however, need to update our computer record (blank record only!) for these four rights.

Let me know if you have any questions!

*all records modified + NCAP prepared
for non-decreed rights.*

*4-25-97
RB*

AJ5809NP
No. 57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/02/94
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELOS E ROBBINS 4375 HWY 93 S MISSOULA MT 59803 (407) 728-3052	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	
D	BARBARA HORN					
D	FLOYD LEROY HORN HC 88 BOX 1090 MURPHY ID 83650 (208) 495-2047					

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R04W S13 NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE								
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
03S	03W	6	:		:				:					:					:	
			:		:				:					:	05	05			:	20.0
TOTAL ACRES																			:	20.0

POU County: OWYHEE

Other Rights: 57-00265

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 54.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

SEP 25 1996
MURPHY, ID

RECEIVED

FEB 09 1995

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 16 1994

OFFICE OF THE
ATTORNEY GENERAL

57-01029
57-00721
COPY
RECEIVED

NOV 17 1994

Department of Water Resources
Adjudication Bureau

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

*all previously changed
by Kay W.*

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Delos E. Robbins

My address is 4375 93 S.

Missoula, MT 59803

My phone number is: Work (406) 728-3052 Home _____

The name and address of the party who I wish to be substituted for are:

Floyd Leroy Horn, Barbara Horn

HC 88 Box 1090, Murphy, ID 83650

I am the new claimant/purchaser of Water Rights Nos. 57-00245B, 57-00260B, and
57,00265, 57-00269B, 57-01025, 57,01026, (Insert each water right number) 57-01027, 57-01028,
57-01029, 57-01106, 57-01107, 57-01108, 57-01109, 57-01111, and 57-01113.

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

IDWR Adjudication Claim File Report

(Signature of prior claimant/seller)

Delos E. Robbins
(Signature of new claimant/purchaser)

☒ **ATTORNEY OF RECORD COMPLETING FORM**

My name is Thomas B. Humphrey

I am the attorney of record for Delos E. Robbins

(Identify party/claimant)

My address and phone number are P.O. Box 959, Boise, ID 83701 (208) 384-1800

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on 15th, 1994, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, 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. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Floyd Leroy and Barbara Horn
HC 88 Box 1090

Murphy, ID 83650

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

November 2, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Notice of Claims to Water Rights Nos. 57-00245B, 57-00260B,
57-00265, 57-00269B, 57-01025, 57-01026, 57-01027, 57-01028,
57-01029, 57-01106, 57-01107, 57-01108, 57-01109, 57-01111,
and 57-01113

Delos E. Robbins
4375 Hwy 93 S.
Missoula, MT 59803

Dear Mr. Robbins:

We have received the Change of Ownership Form 42-1409(7) in connection with the above referenced claims. Enclosed are computer generated profiles of the information on these claims, which now reflects the change of ownership to the Department's records. Please be advised that these claims were previously submitted to the Snake River Basin Adjudication (SRBA) Court in Twin Falls to be decreed as a part of the Department's Director's Report for water rights in Basin 57.

Although the Department's records have been changed to reflect this ownership change, SRBA Judge Daniel C. Hurlbutt, Jr. has issued a Court Order dated June 17, 1993, requiring that any claimant with a claim submitted for final decree must complete the enclosed Standard Form 3 before the Court's records for the decree will be changed to reflect the new owner. Standard Form 3 is enclosed along with the directions on how and where to mail the completed form.

If you have any questions concerning Standard Form 3, please do not hesitate to contact this office at (208)334-2190 or the SRBA Court at (208)736-3011.

Sincerely,

ADJUDICATION STAFF
Department of Water Resources
Western Region Office

KW:k
Enclosures

MAILED
SEP 25 1996

AJ0749NP
No. 57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/01/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELOS E ROBBINS 4375 HWY 93 S MISSOULA MT 59803 (407) 728-3052	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	
D	BARBARA HORN					
D	FLOYD LEROY HORN HC 88 BOX 1090 MURPHY ID 83650 (208) 495-2047					

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S13

NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
03S	03W	6	:				10	:									05	05		20.0
TOTAL ACRES																			20.0	

POU County: OWYHEE

Other Rights: 57-00265

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 54.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/01/1994 User-ID: KWALKER Subject: OWNERSHIP
CHANGED OWNERSHIP THIS DATE.

Audit: 11/01/94 KWALKER

SEP 25 1996

AJ5809NP
No. 57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/14/93
PAGE: 20

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA HORN	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
C	FLOYD LEROY HORN					
	HC 88 BOX 1090					
	MURPHY ID 83650					
	(208) 495-2047					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S13

NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03S	03W	6	:					10	:									05	05	:	20.0
																			TOTAL ACRES		20.0

POU County: OWYHEE

Other Rights: 57-00265

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 54.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 07/31/91 WALKER 09/12/91 WALKER 11/08/91 WALKER 11/27/91 WALKER
12/11/91 WALKER 07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

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JUL 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 14, 1994

RE: Claims in Name of Floyd Leroy &/or Barbara Horn

Tom Humphrey, Attorney
P.O. Box 959
Boise, ID 83701

Dear Mr. Humphrey:

Pursuant to your request this morning, enclosed you will find profile reports of each of the Horn's water rights as they have been submitted to the court for decree. As I mentioned on the telephone, these rights were recommended as they were decreed in the Reynolds Creek Decree of August 6, 1979, and none have been changed or expanded under the presumptions statutes (i.e. Idaho Code 42-1416 and 42-1416A).

I have enclosed several brochures which may be of interest to you in regard to these water rights. If I can be of any further assistance, please feel free to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k

Enclosures: Profile Reports

Brochures: (1) Important Information for Water Right Claimants in the First Three Reporting Areas in the Snake River Basin, (2) Property Owners - SRBA of Water Rights May Affect the Buying and Selling of Real Estate in Idaho, (3) Post Report Notices of Claims to Water Rights in the SRBA, and (4) SRBA Idaho Water Rights Primer

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JUL 20 1994

AJ5809NP
No. R57-01109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/18/92
PAGE: 81

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA HORN	09/21/1911	IRRIGATION	03-15 11-15	0.04 CFS	
C	FLOYD LEROY HORN HC 88 BOX 1090 MURPHY ID 83650 (208) 495-2047			TOTAL DIVERSION:	0.04 CFS	

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R04W S13

NENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03S	03W	6	:				10	:									05	05		:	20.0
																			TOTAL ACRES	:	20.0

POU County: OWYHEE

Other Rights: 57-00265

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-00265 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 54.0 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 20 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 57-00265, 57-01108 & 57-01111

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 07/31/91 WALKER 09/12/91 WALKER 11/08/91 WALKER 11/27/91 WALKER
12/11/91 WALKER 07/29/92 PR-PRODM

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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-01109

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>	<u>kw</u> <u>2-27-91</u>	<u>6</u>	<u>N</u>	<u>kw</u> <u>11-8-91</u>	
PT. OF DIV.	<u>N</u>			<u>N</u>		DATA ENTRY COMPLETED
SOURCE	<u>N</u>			<u>N</u>		BY <u>kw</u> DATE <u>11-8-91</u>
PL. OF USE	<u>N</u>			<u>N</u>		FINAL RECOMMENDATION
DIV. AMOUNT CPS/AF	<u>Y</u>			<u>Y</u>		BY _____ DATE _____
CONSUMPTIVE USE	<u>N</u>			<u>Y</u>		
NATURE OF USE	<u>N</u>			<u>N</u>		
PERIOD OF USE	<u>N</u>			<u>N</u>		
BASIS OF CLAIM	<u>N</u>			<u>N</u>		
REMARKS	<u>N</u>			<u>N</u>		

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS:

6 - Same as recently declassified.

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 20 x 0.02 CFS/ACRE = 0.40 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 50.0 AF/A

ACRES 20 x CONSUMPTIVE VOL. AF/A FOR AREA 2.7 =

TOTAL CONSUMPTIVE USE 54.0 AF/A

*per Reynolds
CP. decree*

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 20 x DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 70.0 AF/A

rs 0.04 x 1.98 x 246 = 19.5

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
A5701109																							
A5700245A	SEVEN HIGH RANCH INC.	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5700245B	SALOVE	D	REYNOLDS CREEK	03S	03W	6				:				13	:	6		:					19
A5700260A	SEVEN HIGH RANCH INC.	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5700265	SALOVE	D	REYNOLDS CREEK	03S	03W	6				(10)	:			:				:			(5)	(5)	20
A5700269A	SEVEN HIGH RANCH INC.	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5701085	SEVEN HIGH RANCH INC.	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5701086	SEVEN HIGH RANCH INC.	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5701089	SEVEN HIGH RANCH INC.	D	WASTE WATER	03S	03W	6				:				:				:					
A5701106	SALOVE	D	REYNOLDS CREEK	03S	03W	6				:				13	:	6		:					19
A5701107	SALOVE	D	REYNOLDS CREEK	03S	03W	6				:				:				:					
A5701108	SALOVE	D	REYNOLDS CREEK	03S	03W	6				:				5	:	28		14	:				47
A5701109	SALOVE	D	REYNOLDS CREEK	03S	03W	6			10	:				:				:	5	5			20
A5701111	SALOVE	D	REYNOLDS CREEK	03S	03W	6			15	1	:			:				:	6	30			52
	1986 MAPPING DATA ---	-	COUNTY 73 QUAD Z	5	03S	03W	6		27	1	:			30	:	32		10	:	7	33		140

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OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:44:08
05/29/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-01109

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	X	N/A	N/A	NO	N/A	2/8/24/90		
POINT OF DIV	↓	↓	↓	↓	↓	↓		
SOURCE	Y	↓	↓	↓	↓	↓		
PLACE OF USE	Y	↓	↓	↓	↓	↓		
DIV. AMOUNT CFS/VOLUME	Y	↓	↓	↓	↓	↓		
CONSUMPTIVE USE	↓	↓	↓	↓	↓	↓		
PURPOSES	X	↓	↓	↓	↓	↓		
PERIOD OF USE	Y	↓	↓	↓	↓	↓		
BASIS OF CLAIM	↓	↓	↓	↓	↓	↓		
REMARKS	A	↓	↓	YES	↓	↓		
		↓	↓	NO	↓	↓		

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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OCT 07 1992

Change Basis of Claim to Decreed.

MEMO TO: 57-1109 FROM: F.E.L. DATE: 7/17/80

~~THE~~ THE PRIORITY OF THIS B/U RT HAS BEEN CHANGED TO
RECOGNIZE THAT THE DATE OF THE GIFFORD DECREE IS 9/20/1911.
THEREFORE THIS RT. CAN HAVE NO PRIORITY EARLIER THAN ONE DAY
FOLLOWING THE DECREE, OR 9/21/1911.

THIS RIGHT IN CONJUNCTION WITH DECREED RT 57-0265 PROVIDES A
DIVERSION RATE OF ONE INCH/ACRE ON 20 ACRES IN THE SW NE, NE SE,
AND NW SE, SEC 6, T3S R3W. BENEFICIAL USE RT. 57-1111 PROVIDES
A DIVERSION RATE OF ONE INCH/ACRE FOR THE REMAINDER OF THE
IRRIGATED LANDS NOT COVERED BY 57-0265 & 57-1109 IN THE N2 SE &
S2 NE, SEC 6.

(SEE ALSO 57-0265 & 57-1111.)

MICHAEL

OCT 7 1980

SS



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OCT 17 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

RECEIVED
OCT 03 1994

LEGAL DESCRIPTION OF PROPERTY: Township ATTACHED Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. Department of Water Resources
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) 57-002458 002608 00265 002698 01025 01026
Assigned by IDWR: 01027 01028 01029 01106 01107 01102
01107 01111 0113
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Leroy Floyd Leroy Horn
Barbara Horn
HC88 Box 1090 MURPHY Idaho
- ☐ New Owner/Claimant (Purchaser): Delos E. Robbins
- ☐ New Mailing Address: 4375 Hwy 93 S.
MISSOULA MT 59803
- ☐ New Telephone Number: (406) 728-3052
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

RECEIVED

OCT 04 1994

WATER RESOURCES
WESTERN REGION

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Delos E. Robbins Date 9/23/94
Date _____
- ☐ Signature of Former Owner/Claimant(s): Leroy Horn Date 9-19-94
Barbara Horn Date 9-18-94

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11/1/94 By: KW

Further Action Needed:

File Standard Form 3 w/Court

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any: _____

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Microfilm

SEP 25 1994

RECEIVED

OCT 03 1994

Department of Water Resources

EXHIBIT C

LEGAL DESCRIPTION, PARCEL 2

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

IN TOWNSHIP 3 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 1: A parcel of land situate in Section 1, T3S, R2W, B.M., more particularly described as follows: BEGINNING at the Northwest corner of Section 1, T3S, R2W, B.M.; thence South 50 feet; thence East 4,620 feet; thence North 50 feet to the North line of said Section 1; thence West a distance of 4,620 feet along the said North line to the POINT OF BEGINNING.

IN TOWNSHIP 3 SOUTH, RANGE 3 WEST, B.M., OWYHEE COUNTY, IDAHO

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

SEP 25 1996

EXHIBIT B

LEGAL DESCRIPTION, PARCEL 1

IN TOWNSHIP 3 SOUTH, RANGE 3 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 6: Lots 3, 4, 5, 6, 7, S½NE¼, N½SE¼, SE¼NW¼, E½SW¼

EXCEPTING therefrom the following parcel of land, particularly described as follows: **BEGINNING** at the Northwest corner of Section 6, T3S, R3W, B.M., Owyhee County, Idaho, thence East on the Township line 7 chains to the **REAL PLACE OF BEGINNING**; thence continuing East on the Township line a distance of 33.27 chains to the quarter section corner; thence running South on the quarter section line a distance of 17.53 chains; thence West parallel with the Township line 33.27 chains; thence North 17.53 chains to the **PLACE OF BEGINNING**.

IN TOWNSHIP 3 SOUTH, RANGE 4 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 1: Lot 1, S½NE¼, E½SE¼

Section 12: NE¼NE¼, SE¼SW¼

Section 13: N½NW¼

Section 34: Lot 4, SW¼SE¼

Section 35: W½, SW¼NE¼, W½SE¼, E½E½

IN TOWNSHIP 4 SOUTH, RANGE 4 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 2: Lots 1, 2, 3, 4, S½NE¼, S½NW¼, N½SW¼, SE¼SW¼, SE¼

Section 3: Lots 1, 2, 3, 4, S½NE¼, NE¼SE¼

Section 11: W½NE¼, E½NW¼

EXCEPTING THEREFROM that portion of the following described property located within Section 11, T4S, R4W, B.M., Owyhee County, more particularly described as follows: **BEGINNING** at a point on the North line of Section 11, T4S, R4W, B.M., Owyhee County, Idaho (Basis of bearing for this survey is East from the Northwest corner of Section 11 to the North quarter corner of Section 11), such **POINT OF BEGINNING** lies 456.07 feet East of said North quarter corner of Section 11; thence East along said North section line 493.09 feet to the Reynolds Creek Road; thence along an existing fence line South 8°10' West 210.00 feet, South 7°04' West 26.00 feet, South 19°43' West 296.60 feet and South 36°31' West 180.00 feet; thence South 87°32' West 746.00 feet; thence North 20°43' East 274.00 feet; thence North 42°23' East 586.70 feet to the **POINT OF BEGINNING**.

SEP 25 1930

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: A57-01109
Date Received: 12/23/1988
Receipt No: C004660
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLOYD LEROY HORN 208-495-2047
Address: HC 88 BOX 1090
MURPHY ID 83650
AND/OR
Name: BARBARA HORN 208-495-2047
Address: HC 88 BOX 1090
MURPHY ID 83650

2. Date of Priority: SEP 21, 1911

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	04W	13	NE	NE			OWYHEE

5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	03W	6	SW	NE		IRR	10.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	03W	6	NE	SE		IRR	5.0
			NW	SE		IRR	5.0
Section Acres							20.0
Total Acres							20.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY KW ON 11/27/91.

15. Basis of Claim: DECREED

Case Number: 3456

Court : 3RD

Decree date: 3/18/1988

A. KENNETH DUNN
Decree Plaintiff

LARRY ADAMS, ET AL
vs 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): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 07 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
NOV 13 1991

DATE OF CLOSING: _____

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township Legal Land descriptions attach Exhibit A Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A57-01025-A57-01026-A57-01027-A57-01028-A57-01029-
A57-01111-A57-01108-A57-02458-A57-01106-A57-00269B-A57-00260B-A57-01113-A57-01109
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): John Salove
12730 Sunny Slope
Caldwell Idaho 83605
- ☐ New Owner/Claimant (Purchaser): Floyd Leroy + Barbara Horn
- ☐ New Mailing Address: HC 88 Box 1090
Murphy Idaho 83950
- ☐ New Telephone Number: (208) 495 2047
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Memorandum of Agreement for Recording
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Floyd Leroy Horn Date 11-8-91
Barbara Horn Date 11-8-91
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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OCT 07 1992

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED
NOV 13 1991

[] Water Right Number (s): attaches

Department of Water Resources

[] Old Mailing Address: _____

[] New Mailing Address: F Leroy Horn

HC 88 Box 1090

Murphy Idaho 83650

New Telephone Number: (208) 495-2047

[] Signature of Claimant: Floyd Leroy Horn

Date: 11-8-91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office
2735 Airport Way
Boise, ID 83705
(208) 334-2190

Southern Region Office
222 Shoshone St. East
Twin Falls ID 83301
(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4639

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OCT 07 1992

MEMORANDUM OF AGREEMENT
FOR RECORDING

THE PARTIES hereto are JOHN F. SALOVE and DOROTHY M. SALOVE, husband and wife, the "Sellers", hereinafter referred to as "SALOVE", and, FLOYD LEROY HORN and BARBARA Y. HORN, husband wife, the "Buyers", hereinafter referred to as "HORN".

AGREEMENT: It is mutually agreed by and between the parties hereto as follows:

Premises. The Seller shall sell and the Buyer shall buy that real property, herein called "premises" (which term includes all improvements and fixtures thereon together with all water rights appurtenant thereto) situated in the County of Owyhee, State of Idaho, and described as follows, to-wit:

See Exhibit A attached hereto and incorporated herein by this reference.

Other Provisions. This Memorandum is subject to all of the terms and provisions of the formal agreement of the parties dated 3/14/89, and the Assignment of Buyer's Interest in the NETTLETON-EVANS Contract of Sale and Modification pertaining to the sale and purchase of the premises, which formal agreement is, by this reference, incorporated herein and made a part hereof.

Recorded. It is agreed that this Memorandum may be recorded in the records of Owyhee County, Idaho.

Binding Effect. The agreements herein shall apply to and bind the heirs, executors, administrators, successors in interest and assigns of the respective parties.

Dated this 14th day of March, 1989.

IN TOWNSHIP 4 SOUTH, RANGE 4 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 2: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
Section 3: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 11: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM that portion of the following described property located within Section 11, T4S, R4W, B. M., Owyhee County, more particularly described as follows:

Beginning at a point on the north line of Section 11, Township 4 South, Range 4 West, B. M., Owyhee County, Idaho (Basis of bearing for this survey is East from the northwest corner of Section 11 to the north quarter corner of Section 11), such POINT OF BEGINNING lies 456.07 feet East of said North quarter corner of Section 11; thence East along said north section line 493.09 feet to the Reynolds Creek Road; thence along an existing fence line South 8°10' West 210.00 feet, South 7°04' West 26.00 feet, South 19°43' West 296.60 feet and South 36°31' West 180.00 feet; thence South 87°32' West 746.00 feet; thence North 20°43' East 274.00 feet; thence North 42°23' East 586.70 feet to the POINT OF BEGINNING.

198267

FILED-RECORDED

MAR 14 11 PM '89

BARRETT
OWYHEE COUNTY CLERK
BY M. J. L.
DEPUTY

REQUEST OF
OCT 6
FEE 15.00

INDEXED

RECORDED

Exhibit A - page 2
MICROFILMED
OCT 07 1992

REQUEST FOR NOTICE OF ISSUANCE OF TAX DEED

On the 14th day of March, 1989, JOHN F. SALOVE and DOROTHY M. SALOVE, husband and wife, as Sellers, did sell to FLOYD LEROY HORN and BARBARA J. HORN, husband and wife, as Buyers, certain property more particularly described in Memorandum of Agreement for Recording dated March 14, 1989, and recorded March 14, 1989, as Instrument No. 198267 records of Owyhee County, Idaho.

Whereas the terms of the Escrow Agreement for the Sale of Real and Personal Property require that the Buyer shall pay, before delinquent, any taxes and assessments as set forth in said agreement, request is hereby made that notice of said delinquency, and any Notice of Pending Issue of Tax Deed, as set forth in the Idaho Code with regard to such matters, be sent to John F. Salove and Dorothy M. Salove, 12730 Sunny Slope, Caldwell, ID 83605 and also %Owyhee County Title Co., P. O. Box 8, Murphy, ID 83650.

Dated this 14th day of March, 1989.

Seller: John F. Salove

Dorothy M. Salove

Buyer: Floyd Leroy Horn

Barbara J. Horn

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OCT 07 1992

Exhibit "A" continued:

IN TOWNSHIP 4 SOUTH, RANGE 4 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 2: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
Section 3: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 11: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

EXCEPTING THEREFROM that portion of the following described property located within Section 11, T4S, R4W, B. M., Owyhee County, more particularly described as follows:

Beginning at a point on the north line of Section 11, Township 4 South, Range 4 West, B. M., Owyhee County, Idaho (Basis of bearing for this survey is East from the northwest corner of Section 11 to the north quarter corner of Section 11), such POINT OF BEGINNING lies 456.07 feet East of said North quarter corner of Section 11; thence East along said north section line 493.09 feet to the Reynolds Creek Road; thence along an existing fence line South 8°10' West 210.00 feet, South 7°04' West 26.00 feet, South 19°43' West 296.60 feet and South 36°31' West 180.00 feet; thence South 87°32' West 746.00 feet; thence North 20°43' East 274.00 feet; thence North 42°23' East 586.70 feet to the POINT OF BEGINNING.

198268

FILED-RECORDED

MAR 14 1 11 PM '89

BARBARA J. D.
OWYHEE COUNTY RECORDER
BY M. J. H.
DEPUTY

REQUEST OF
OCT 7
FEE 13.00

INDEXED

RECORDED

MICROFILMED

OCT 07 1992

LAND DESCRIPTION

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO.

Section 26: NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
EXCEPT the following described parcel of land:

Beginning at the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, Township 2 South, Range 2 West, B. M.; thence North to the Northern boundary of State Highway No. 78, approximately 540 feet, to the True Point of Beginning; thence South 45°00' East 480 feet; thence North 141 feet to a point; thence North 45°00' West 625 feet to a point on the West line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26, T2S, R2W, B. M.; thence South to the Point of Beginning. And Excepting one-half ($\frac{1}{2}$) interest in all oil, gas and other minerals in and under said premises, as granted by Deed recorded April 22, 1952 in Book 42 of Deeds, page 499, Owyhee County Records. Which reservation covers only those lands in Section 26, T2S, R2W, B. M.

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 36: E $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

IN TOWNSHIP 3 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 1: A parcel of land situate in Section 1, T3S, R2W, B. M., more particularly described as follows:

Beginning at the Northwest corner of Section 1, Township 3 South, Range 2 West, B. M.; thence South 50 feet; thence East 4,620 feet; thence North 50 feet to the North line of said Section 1; thence West a distance of 4,620 feet along the said North line to the Point of Beginning.

IN TOWNSHIP 3 SOUTH, RANGE 3 WEST, B. M., OWYHEE COUNTY, IDAHO

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

Section 6: Lots 3, 4, 5, 6, 7, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$
EXCEPTING therefrom the following parcel of land, particularly described as follows:

Beginning at the NW corner of Section 6, T3S, R3W, B. M., Owyhee County, Idaho; thence East on the Township line 7 chains to the real place of beginning; thence continuing East on the Township line a distance of 33.27 chains to the quarter section corner; thence running South on the quarter section line a distance of 17.53 chains; thence West parallel with the Township line 33.27 chains; thence North 17.53 chains to the place of beginning.

IN TOWNSHIP 3 SOUTH, RANGE 4 WEST, B. M., OWYHEE COUNTY, IDAHO

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

Section 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 13: N $\frac{1}{2}$ NW $\frac{1}{4}$

Section 34: Lot 4, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 35: W $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$

IN TOWNSHIP 4 SOUTH, RANGE 4 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 2: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: Lots 1, 2, 3, 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 11: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

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APR 10 1992

Excepting therefrom:

Beginning at a point on the north line of Section 11, Township 4 South, Range 4 West, B. M., Owyhee County Idaho (Basis of bearing for this survey is East from the northwest corner of Section 11 to the north quarter corner of Section 11), such point of beginning lies 456.07 feet East of said North quarter corner of Section 11; thence East along said north section line 493.09 feet to the Reynolds Creek Road; thence along an existing fence line South 8°10' West 210.00 feet, South 7°04' West 26.00 feet, South 19°43' West 296.60 feet and South 36°31' West 180.00 feet; thence South 87°32' West 746.00 feet; thence North 20°43' East 274.00 feet; thence North 42°23' East 586.70 feet to the point of beginning. Containing 10.00 acres, more or less.

Together with all and singular the tenements, hereditaments, appurtenances, easements and rights of way thereunto belonging or enjoyed with said land. Together also with all water and water rights belonging to or used upon or in connection with the said premises.

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OCT 07 1992

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: A57-01109
Date Received: 12/12/1988
Receipt No: C004660
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN SALOVE 208-459-2702
Address: 12730 SUNNY SLOPE
CALDWELL, ID 83605

2. Date of Priority: SEP 21, 1911

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	04W	13	NE	NE			OWYHEE

5. Description of diverting works:
DIVERSION DAM AND GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	03W	6	SW	NE		IRR	10.0
			NE	SE		IRR	5.0
			NW	SE		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3456

Court : 3RD

Decree date: 3/18/1988

A. KENNETH DUNN
Decree Plaintiff

vs LARRY ADAMS, 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) ss.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 757-01109

Date Received

Receipt Number C004660

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
DEC 12 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) John Salove Phone (208) 459-2702Mailing Address 12730 Sunny Slope Caldwell, Idaho Zip 836052. Date of Priority (Only one (1) per claim) 9-21-19113. Source of water supply (a) Reynolds Creek
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 3S Range 4W Section 13,
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of Owyhee

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. Diversion dam - &gravity conveying ditch to place of useGravity irrigation

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OCT 07 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 30.0 acre feet per annum.

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
35	3W	6			10										5	5			20

Total number of acres irrigated 20

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

12. Do you own the property listed above as place of use? Yes ☒ 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. _____ or None (☒)

14. Remarks:

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OCT 07 1992

Last Name Salave Ident No. 857-0409

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

A 16x16 grid with handwritten annotations. The grid is divided into four 8x8 quadrants by a central vertical and horizontal line. Annotations include:

- Top-left quadrant (rows 1-8, columns 1-8):
 - Row 4, Column 7: P.O.
 - Row 5, Column 7: R3W
 - Row 6, Column 4: 4
 - Row 7, Column 4: 3
 - Row 7, Column 5: 5
- Top-right quadrant (rows 1-8, columns 9-16):
 - Row 6, Column 9: 10
 - Row 7, Column 10: 5
- Bottom-left quadrant (rows 9-16, columns 1-8):
 - Row 10, Column 10: R4W
 - Row 10, Column 11: P.D.
- Bottom-right quadrant (rows 9-16, columns 9-16):
 - Row 10, Column 12: P.D.
 - Row 11, Column 13: 13

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OCT 07 1992

Last Name Sa/ove

Ident No. A-57-0409 Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number A57-01109

Court 3rd Case Number 3456 Decree Date _____

Plaintiff vs Defendant A Kenneth Dunn v Larry Adams et al

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) John Salove Date 12-10-88

Date _____

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

of _____ Title _____
Organization _____, that I have signed the foregoing

document in the space below as _____ of _____
Title _____ 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 Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 10 day of December 19 88

SEAL

Notary Public John H. Moyer

Residing at 15470 Homedale Rd.
Caldwell, Idaho

My Commission Expires Sept. 21, 1994

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 _____

MICROFILMED
OCT 07 1992

Last Name Salove Ident. Number A57-01109

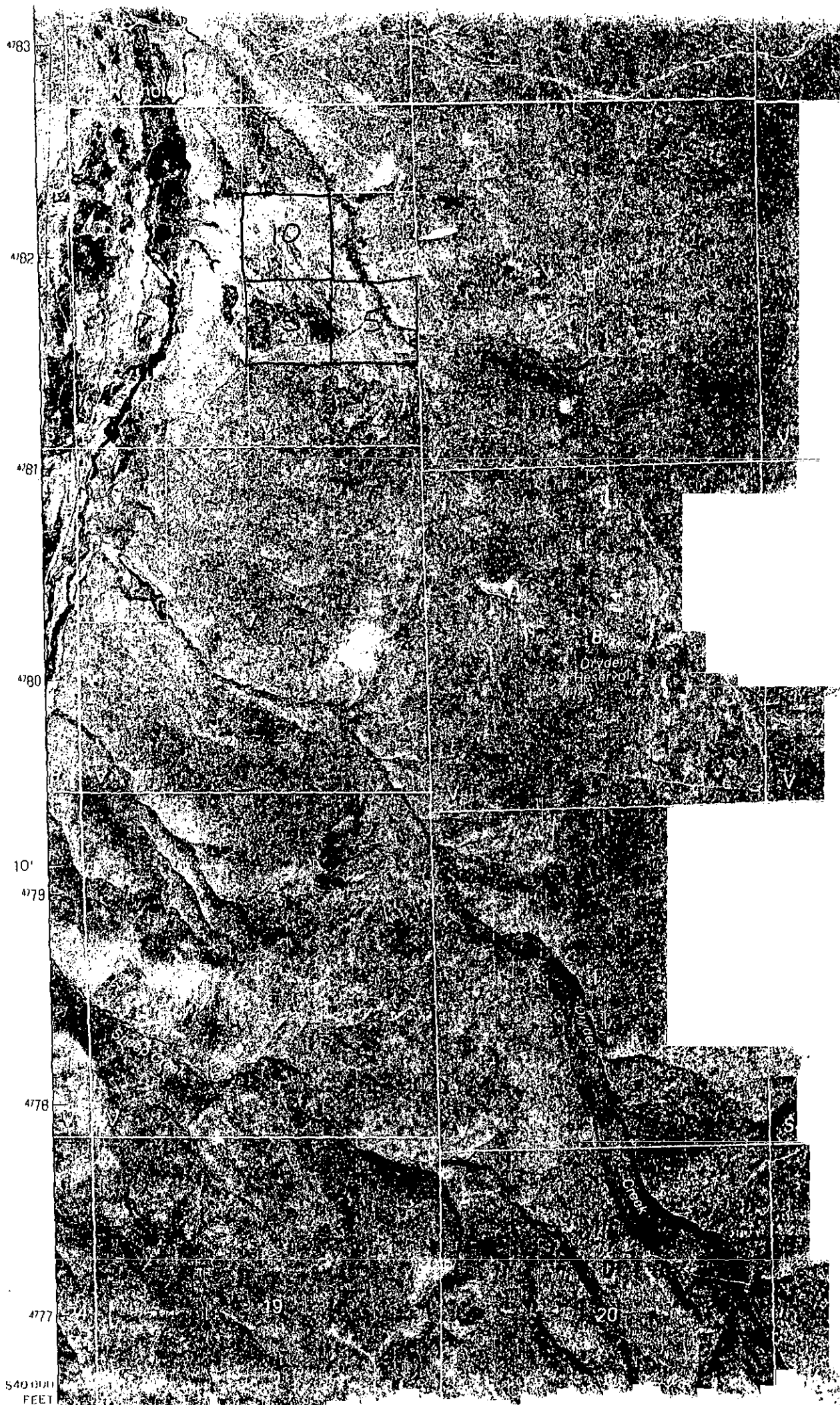
Copies White-State, Yellow-Claimant

T2S

T3S

AST-01109
50+20

\$70



4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME SaloveCLAIM IDENT. NO. A57-01109DATE RECEIVED 12/12/88

CK # _____

AMOUNT \$ 70.00

YES

NO

Require
Info

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a permit is required. ☒ YES ☐ NO ☐ *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ N/A ☐ *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ *
- Is the period of use included? ☒ YES ☐ NO ☐ *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ N/A ☐ *
- Is the consumptive use correct? ☒ YES ☐ NO ☐ N/A ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. ☒ YES ☐ NO ☐ N/A ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) ☒ YES ☐ NO ☐ N/A ☐ *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ N/A ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ Exempt ☐ *
21. If this claim is based on an existing water right, has the
identification number been entered? ☒ YES ☐ NO ☐ N/A ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by: RMFDate: 4/19/90Claim must be returned to claimant: ☒ YES ☐ NOClaimant must be notified of modifications: ☒ YES ☐ NO

Receipt Prepared by: _____
 Claim data entered by: RMF
 Sent to claimant by: _____

Date: _____

Date: 4/20/90

Date: _____

Checked by: RMFDate: 4/20/90

Comments: _____

MICROFILMED

OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LISTING OF RIGHTS

PAGE 51

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
INDICATES TOTAL		SOURCE: REYNOLDS CREEK			TRIBUTARY TO: SNAKE RIVER			
57-1106	NETTLETON, J. H. MURPHY	ID 83650	09-21-1911 IRRIGATION	03-15 11-15	.37 CFS	NESW S06 T03S R03W NESE S12 T03S R04W	LT03 (NENW)(02) LT04 (NWNW)(12) LT05 (SWNW)(19) SENW(13) NESW(06) LT06 (NWSW)(37) LT07 (SWSW)(09) S06 T03S R03W * 98 ACRES*	BENEFICIAL USE
57-1107	NETTLETON, J. H. MURPHY	ID 83650	09-21-1911 IRRIGATION	03-15 11-15	.60 CFS	NESE S12 T03S R04W	LT05 (SWNW)(15) LT06 (NWSW)(03) LT07 (SWSW)(12) S06 T03S R03W * 30 ACRES*	BENEFICIAL USE
57-1108	NETTLETON, J. H. MURPHY	ID 83650	09-21-1911 IRRIGATION	03-15 11-15	.93 CFS	NENE S13 T03S R04W	SENW(05) NESW(28) SESW(14) S06 T03S R03W * 47 ACRES*	BENEFICIAL USE
57-1109	NETTLETON, J. H. MURPHY	ID 83650	09-21-1911 IRRIGATION	03-15 11-15	.04 CFS	NENE S13 T03S R04W	SWNE(10) NESE(05) NWSE(05) S06 T03S R03W * 20 ACRES*	BENEFICIAL USE
57-2041	BENSON, ALVIN BENSON, THOMAS STAR RT. MELBA OTHER USES: 5/100 RANGE. OTHER RIGHTS: SOURCE(S) OUTSIDE BASIN.	ID 83641	09-26-1911 IRRIGATION	03-15 11-15	.70 CFS	SESE S10 T01S R03W	SWSW(35) S36 T01N R03W * 35 ACRES*	LICENSE
			STOCKWATER	01-01 12-31	1.40 AFA .03 CFS ---*AFA .70*CFS		SAME AS OTHER USE	
57-1066	MASON, NORMAN G. RT. 2 KIMBERLY	ID 83341	04-01-1912 IRRIGATION	03-15 11-15	.22 CFS	SWNE S24 T03S R04W	SWNW(03) SENW(03) NESW(01) NWSW(03) SWSW(01) S01 T03S R04W * 11 ACRES*	BENEFICIAL USE

MICROFILMED
OCT 07 1992

**NOTICE OF CLAIM
TO A
WATER RIGHT**

Notice is hereby given that J. H. Nettleton

(Name of Claimant)

Murphy, ID 83650

(Mailing Address)

Telephone No. 495-2560

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decree, licensed or permit right) 6-1-03 (1903) 9/21/1911
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reynolds Creek tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---------------------------------------|--|---|
| Quantity <u>.04</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) .04 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 NE 1/4
Sec. 13, Twp. 3S, Rge. 4W, B.M., Owyhee County

Additional Points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

headgate

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total no. of acres 20 ✓

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____

- (8) Remarks _____

- (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

July 31, 1979

(Date)

State of Idaho

County of Ada

Organization

Seal

(Signature of Authorized Agent)

On this 31st day of July, in the year 1979 before me

a notary public, personally appeared J. H. Nettleton and Edith Nettleton, hsw in the year 1979 before me

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same

My commission expires 8/12/82

Notary Public residing at _____ Boise, ID

IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
REYNOLDS CREEK
_____ DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

57-1109 I.D. No.	Map No.
\$ 2.00 Fee Paid	#14501 Receipt No.

Notice is hereby given that J. H. Nottleton

(Name of Claimant)

Murphy, ID 83650

(Mailing Address)

Telephone No. 495-2560

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 6-1-03
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reynolds tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---------------------------------------|--|---|
| Quantity <u>.04</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) .04 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13, Twp. 3S, Rge. 4W, B.M., Cwyhce County _____
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. headgate
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3S	3W	6			10										5	5			20

Total no. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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July 31, 1979

(Date)

State of Idaho

County of Ada

ss.

Organization _____

Seal _____

Individual

J. H. Nottleton
(Signature of Claimant)

Edith Nottleton
(Signature of Spouse)

Organization _____

(Signature of Authorized Agent)

On this 31st day of July, in the year 1979 before me
a notary public, personally appeared J. H. Nottleton and Edith Nottleton, known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires 8/12/82

Notary Public residing at _____

Boise, ID