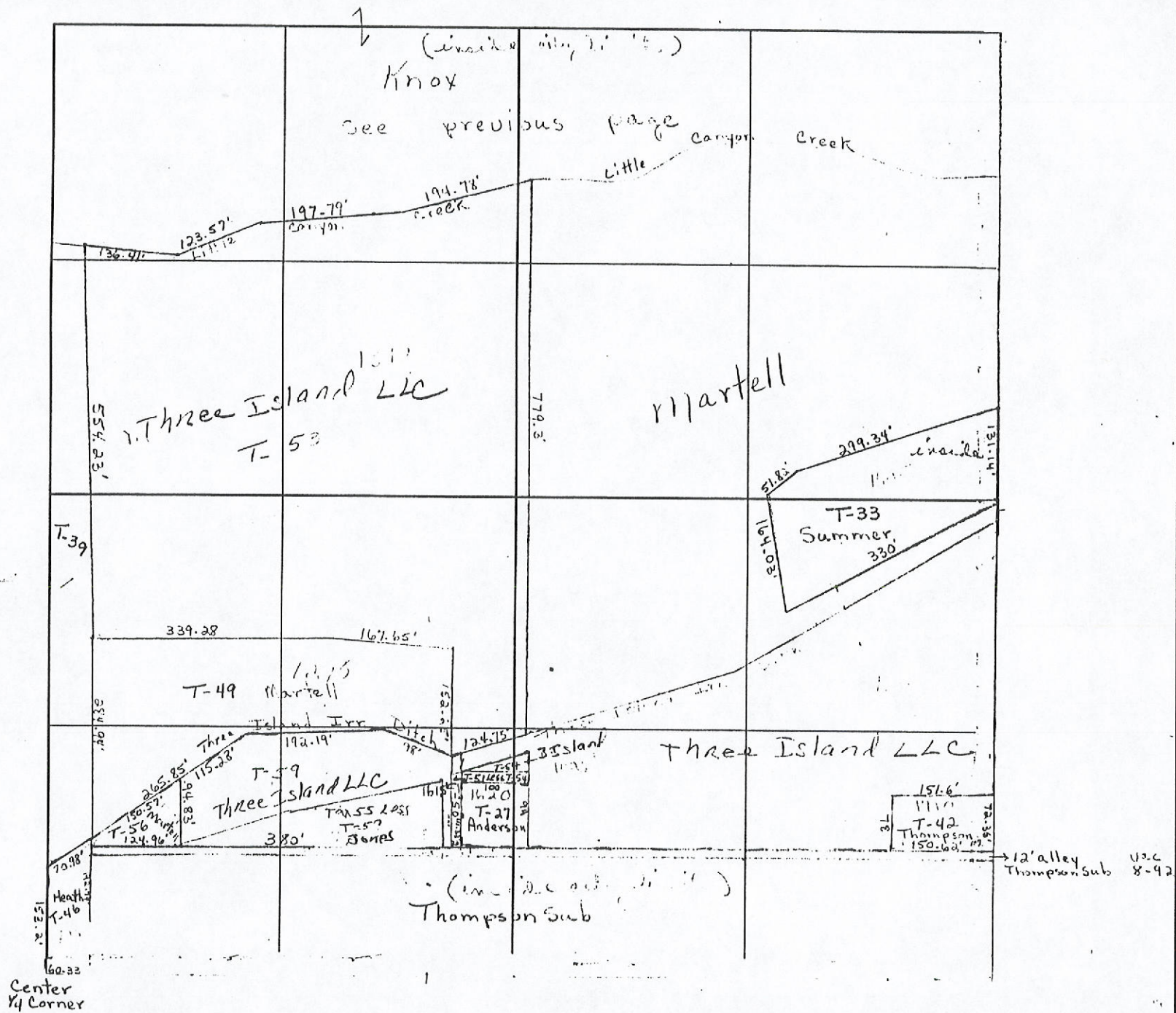


RECEIVED JAN 18 1999

SW⁴NE⁴

Section 31 Township 5 S Range 10 E





T 5S, R10E, S.31 AC1-07039

MICROFILMED
AUG 11 1962

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

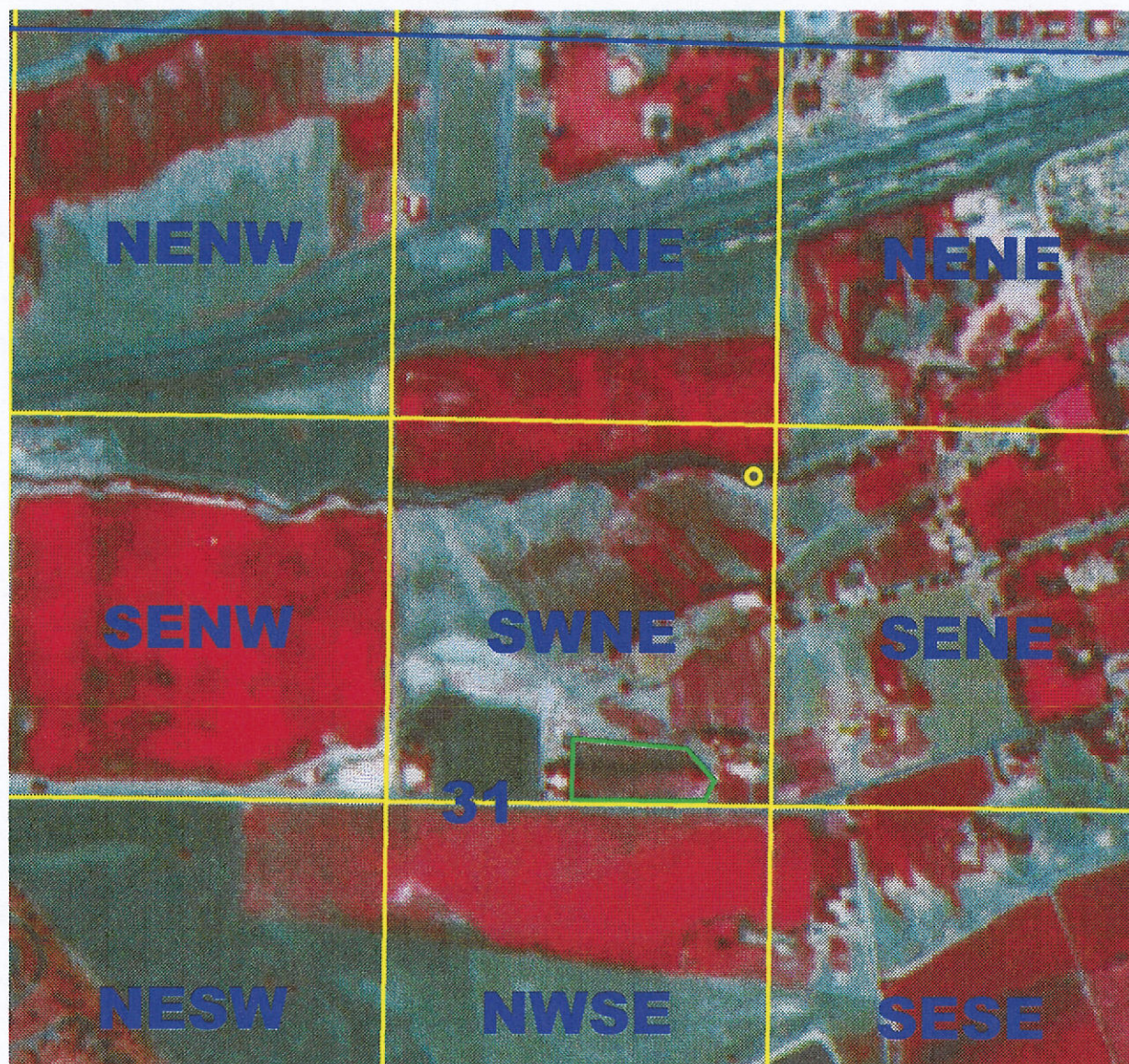
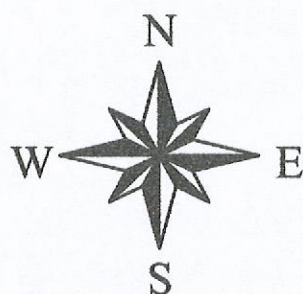
CLAIM(S): 61-07039

T05S, R10E, S31

Owner(s): MARTELL

Prepared by: KAY WALKER
Date: November 7, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles



IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

CLAIM(S): 61-07039

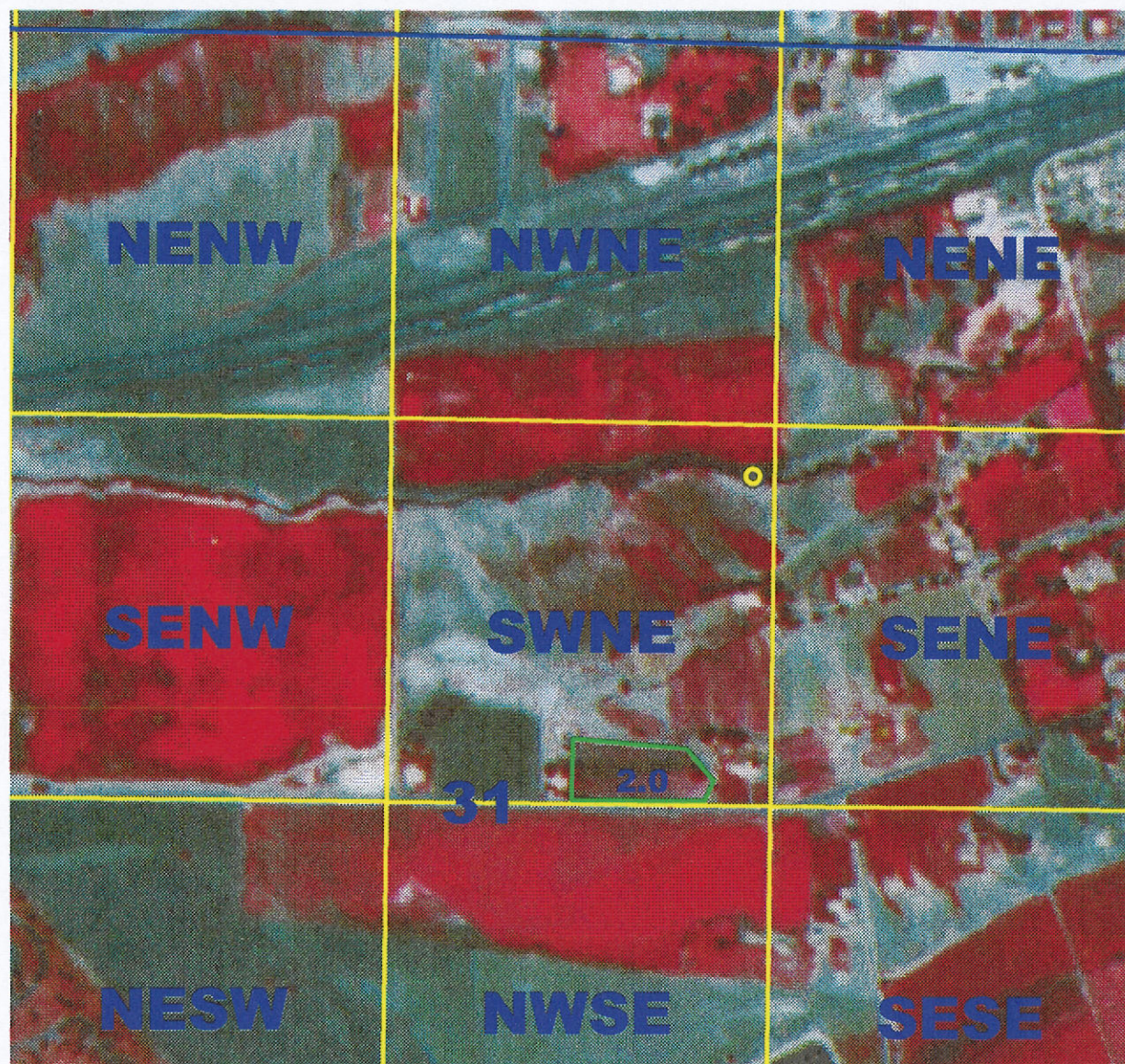
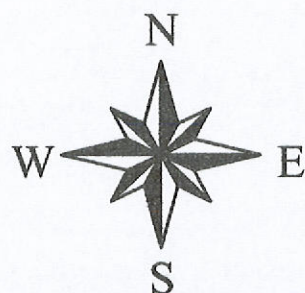
T05S, R10E, S31

Owner(s): MARTELL

Prepared by: KAY WALKER

Date: November 7, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Leonard T. Thompson
Post office address P. O. Box 299, Glenns Ferry, Idaho 83623 Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Little Canyon Creek
Tributary to Snake River (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 0.07 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount c.f.s. for
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate or Diversion 0.07 cubic feet per second and annual volume _____ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 5S N/S, Range 10E E/W, B.M., Section 31, Subdivision SW $\frac{1}{4}$ NE $\frac{1}{4}$, Elmore County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____

Other Points of Diversions: _____

Description of diverting works: 1-5 DL 1 1/2 pump STF 20397 pumps water from creek bed through 2" P.V.C. 160 irrigation pipe to the place of use. The end that is in the water is covered with screen wire, with partially ridged and partially flexible pipe to the pump.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 2

DATE OF EXAM 5/8/74

ACREAGE
Found 2
Recommended 2

Irrigation Requirement 1/5 Ac Ft/Ac

USE
Irrigation Q = .07 c.f.s. V = 9.0 AF/Ann. from April 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes no

Name source: Little Canyon Creek
Twp. 5 N/S Rge. 10 E/W B.M., Sec. 31 Sub. SW 1/4 NE 1/4 Smarr County

Exchange? yes no

Name source exchanged with:
Twp. _____ N/S Rge. _____ E/W B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
Twp. _____ N/S Rge. _____ E/W B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
Twp. _____ N/S Rge. _____ E/W B.M., Sec. _____ Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured .07 cfs Method of measurement est

Total Q recommended .07 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 9.0 ac ft/ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:

Q for irrigation allow .07 cfs as permit
 $V = (2 \text{ acres})(4.5) = 9.0 \text{ ac ft/ann}$

SYSTEM DESCRIPTION:

3 HP Century Electric Motor 230 Volts 3600 RPM
Jacuzzi Centrifugal Pump 3" intake 2" discharge through
steel pipe to place of use (200 yards)

REMARKS:

Examiner's Signature James Barker Date 5/3/74

Checked by _____ Date _____

Approved by _____ Date _____

APPROVED

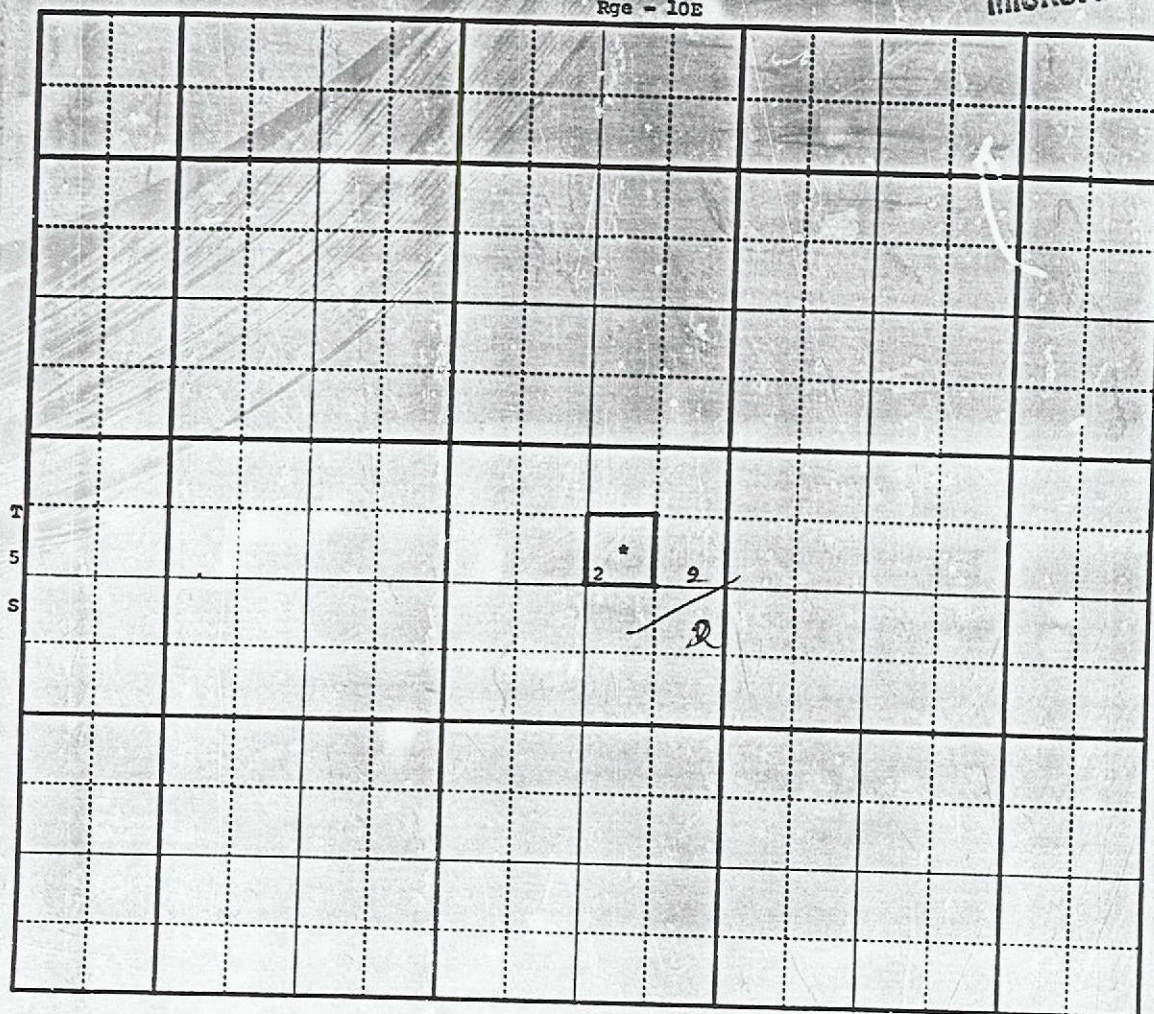
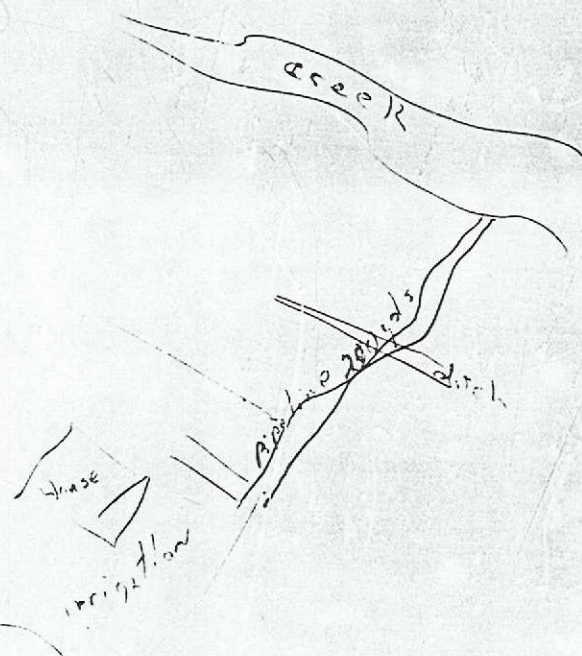


Diagram of System



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: A61-07039
Date Received: 11/ 3/1989
Receipt No: M005117
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THREE ISLAND LLC 208-436-3126
Address: C/O ROGER L JONES
PO BOX 475
RUPERT ID 83350

2. Date of Priority: JUL 29, 1968

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	10E	31	SW	NE			ELMORE

5. Description of diverting works:
PUMP, 5 HP, PIPELINE, POWER LINE, BOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		9.00

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 9.00 A.F.A.

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	10E	31	SW	NE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
KING HILL DITCH

14. Remarks:
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.
UPDATED ADDRESS PER REQUEST REC'D 12/10/98 - KW
OWNERSHIP CHANGED 2/3/1999 BY KW.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

RECEIVED JAN 22 1999

RECEIVED
JAN 25 1999
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Water Right No(s): 61-00295; 61-07039

Adjudication Claim No(s): A61-00295; A61-07039

2. The following REQUIRED information must be submitted with this form:

- X 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
- X B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
- OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant JAMES R MARTELL AND CARMELA M MARTELL
PO BOX 540
GLENN'S FERRY ID 83623

4. New Owner/Claimant(s) THREE ISLAND LLC
Name Connector (Check one): [] and, [] or, [] and/or
c/o ROGER L JONES
New Mailing Address PO BOX 475

City, State and ZIP Code RUPERT ID 83350

New Telephone Number (208) 436-3126

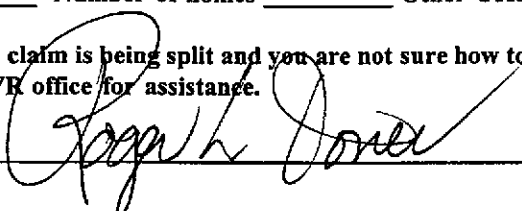
5. Date you acquired the property JUNE 26, 1997

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 you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other Uses _____

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.

7. Signature of New Owner or Claimant(s) 

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

To the Secretary of State of Idaho
700 W Jefferson, Basement West
PO Box 83720
Boise, Idaho 83720-0080



6 4 30 PM '97

530

1. The name of the limited liability company is: Three Island LLC
2. The address of the initial registered office is: 795 W. Madison, Glens Ferry, Idaho
83623 (not a PO Box) and the name of the initial registered agent at that address is: Roger L. Jones
Signature of registered agent: *Roger L. Jones*
3. The latest date certain on which the limited liability company will dissolve: December 31, 2039
4. Is management of the limited liability company vested in a manager or managers?
☒ Yes ☐ No (check appropriate box)
5. If management is vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is vested in the members, list the name(s) and address(es) of at least one initial member.

Name:

Address:

Roger L. Jones

795 W. Madison, Glens Ferry, ID 83623

6. Signature of at least one person listed in #5 above:

By: *Roger L. Jones*

Roger L. Jones

ENTERED
JUN 6 1997

Secretary of State IDAHO SECRETARY OF STATE

DATE 06/09/1997

0900 100118 2

CK #: 5352 CUST#: 75532

ORGAN LLC 10 100.00= 100.00

#:

c W 4182

WARRANTY DEED

FOR VALUE RECEIVED, James R. Martell and Carmela M. Martell, husband and wife, GRANTORS, do hereby GRANT, BARGAIN, SELL AND CONVEY unto Three Island LLC, an Idaho Limited Liability Company, GRANTEE, whose current address is: c/o Roger L. Jones, 795 W. Madison, Glens Ferry, Idaho, 83623, that certain parcel of real property in Elmore County, State of Idaho, more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof as though fully set forth herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that the said premises are free from all encumbrances, except as a matter of record, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED This 26th day of June, 1997.

"GRANTORS"

James R. Martell
James R. Martell
Carmela M. Martell
Carmela M. Martell

STATE OF IDAHO)
County of ELMORE) : ss

On this 26th day of June, 1997, before me, the undersigned, a notary public in and for said state, personally appeared James R. Martell and Carmela M. Martell, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing document, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in this County first above written.

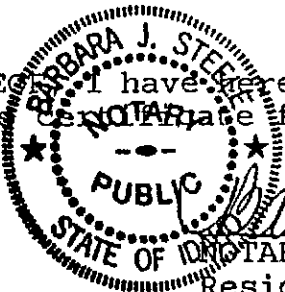

Barbara J. Steen
Residing at MOUNTAIN HOME
Commission Expires 11-4-98

Exhibit A

Parcel V

The Southwest Quarter of the Northeast Quarter lying North of the Three Island State Farm Irrigation Ditch, Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

SAVING AND EXCEPTING the following described parcels of land:

Tract I:

All of that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, lying North of the center line of Little Canyon Creek. Said creek intersects the East side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian and runs in a southwesterly direction meandering on contour to its point of intersect with the West side line of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 5 South, Range 10 East, Boise Meridian.

Tract II:

A parcel of land situated in the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, described as follows, to-wit:

Commencing at the West Quarter corner of Section 31, Township 5 South, Range 10 East, Boise Meridian; thence South 89°58'55" East along the center line of said Section 31, a distance of 4,105.20 feet to the Southeast corner of the Southwest Quarter of the Northeast Quarter of Section 31, thence North 0°14'55" East along the East line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 31, a distance of 679.84 feet to a point in the centerline of the Three Island State Farm Irrigation Ditch, and being the REAL POINT OF BEGINNING; thence Southwesterly along centerline of said Irrigation Ditch 330.0 feet, more or less; thence North 10°51'30" West, a distance of 164.03 feet; thence North 52°03'14" East, a distance of 51.82 feet; thence North 72°07'54" East, a distance of 299.34 feet to a point on the East line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 31; thence South 0°14'55" West a distance of 131.14 feet to the REAL POINT OF BEGINNING.

Tract III:

A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at the Center Section corner of said Section 31, T5S, R10E, B.M., Elmore County, Idaho, and running thence North 0°01' East a distance of 172 feet, more or less, to a point, said point being the REAL POINT OF BEGINNING; running thence in a Northeasterly direction 62.9 feet, more or less, to a point on an existing fence line; running thence Northeasterly along said fence line 600 feet, more or less, to a point on the South Boundary line of Little Canyon Creek; running thence in a Southwesterly direction along Little Canyon Creek 37 feet, more or less, to a point on the North-South Center Section line of said Section 31; running thence South 0°01' West along said Section line a distance of 600 feet, more or less, to the POINT OF BEGINNING.

A parcel of land located in the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Beginning at the Center East 1/16 corner of said Section 31; thence North 89°58'55" West 1333.86 feet along the south line of said NE¼ to the Center ¼ corner, thence, North 0°33'08" East 153.20 feet; thence North 56°06'17" East 71.03 feet to a point on a north-south fence line, the REAL POINT OF BEGINNING; thence North 0°15'53" West 284.94 feet along said north-south fence line; thence North 1°07'40" West 554.23 feet along said north-south fence line to a point on the centerline of Little Canyon Creek, said point being witnessed by a steel point that bears South 1°07'40" East 40.00 feet; thence South 85°19'01" East 136.41 feet along said centerline to a point being witnessed by a steel pin that bears South 6°10'25" East 10.00 feet; thence North 68°45'02" East 123.57 feet along said centerline to a point being witnessed by a steel pin that bears South 3°31'25" West 16.00 feet; thence North 85°35'36" East 197.79 feet along said centerline to a point being witnessed by a steel pin that bears South 18°26'05" West 20.00 feet; thence North 76°11'15" East 194.78 feet along said centerline to a point being witnessed by a steel pin that bears South 0°01'05" West 14.00 feet; thence leaving said centerline South 0°01'05" West 779.30 feet to a point; thence South 73°57'55" West 124.75 feet to a point; thence North 0°01'34" West 152.25 feet to a point; thence North 85°16'54" West 167.65 feet to a point; thence South 89°42'16" West 339.28 feet to the REAL POINT OF BEGINNING.

Tract V:

A parcel of land located in the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho; more particular described as follows:

Beginning at the Center East 1/16 corner of said Section 31; thence North 89°58'55" West 1333.86 feet along the south line of said NE¼ to the Center ¼ corner; thence North 0°33'08" East 153.20 feet; thence North 56°06'17" East 71.03 feet to a point on the north-south fence line; thence North 0°15'53" West 284.94 feet along said north-south fence line; thence North 1°07'40" West 554.23 feet along said north-south fence line to a point on the centerline of Little Canyon Creek; thence continuing along said centerline the following courses and distances: South 85°19'01" East 136.41 feet; thence North 68°45'02" East 123.57 feet; thence North 85°35'36" East 197.79 feet; thence North 76°11'15" East 194.78 feet; thence leaving said centerline, South 0°01'05" West 805.31 feet to the REAL POINT OF BEGINNING; thence continuing South 0°01'05" West 28.77 feet; thence North 89°58'55" West 100.00 feet; thence North 73°57'55" East 104.06 feet to the REAL POINT OF BEGINNING.

Tract VI:

A parcel of land being a portion of the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at a Brass Cap marking the Quarter Corner common to Sections 31 and 32, Township 5 South, Range 10 East, B.M., Elmore County, Idaho; thence North 89°58'55" West 2667.60 feet along the south line of the Northeast Quarter of said Section 31 to a Brass Cap marking the Center Quarter corner of said Section 31; thence North 0°33'08" East 153.20 feet to a point; thence North 56°06'17" East 71.03 feet to a point on the centerline of the Three Island Ditch, said point being the REAL POINT OF BEGINNING; thence leaving said centerline North 0°15'53" West 284.94 feet; thence North 89°42'16" East 339.28 feet; thence South 85°16'54" East 167.65 feet; thence South 0°01'34" East 152.25 feet to a point on the said centerline of the Three Island Ditch; thence Along said centerline the following courses and distances: North 70°24'00" West 98.00 feet; thence South 88°25'51" West 192.18 feet; thence South 56°06'17" West 265.85 feet to the REAL POINT OF BEGINNING.

Exhibit A

Tract VII:

A parcel of land lying in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, T5S, R10E, B.M., Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the Center $\frac{1}{4}$ Corner of Section 31, T5S, R10E, B.M., Elmore County, Idaho; thence South 89°58'55" East 1333.84 feet to an iron pin marking the East $\frac{1}{16}$ Corner of said Section 31; thence North 22°45'42" West 579.32 feet to the REAL POINT OF BEGINNING; thence South 64°27'48" West 283.34 feet; thence North 21°01'08" West 176.30 feet; thence North 66°58'33" East 292.09 feet; thence South 17°43'23" East 164.47 feet to the REAL POINT OF BEGINNING.

WARRANTY DEED

FOR VALUE RECEIVED, James R. Martell and Carmela M. Martell, husband and wife, GRANTORS, do hereby GRANT, BARGAIN, SELL AND CONVEY unto Three Island LLC, an Idaho Limited Liability Company, GRANTEE, whose current address is: c/o Roger L. Jones, 795 W. Madison, Glenns Ferry, Idaho, 83623, that certain parcel of real property in Elmore County, State of Idaho, more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof as though fully set forth herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that the said premises are free from all encumbrances, except as a matter of record, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED This 26th day of JUNE, 1997.

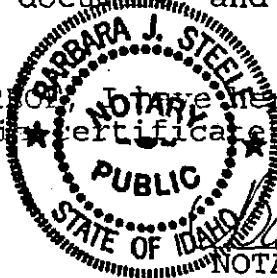
"GRANTORS"

James R. Martell
James R. Martell
Carmela M. Martell
Carmela M. Martell

STATE OF IDAHO)
County of ELMORE) : ss

On this 26th day of June, 1997, before me, the undersigned, a notary public in and for said state, personally appeared James R. Martell and Carmela M. Martell, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that they executed the same.

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



Barbara J. Steele
NOTARY PUBLIC FOR IDAHO
Residing at MOUNTAIN HOME
Commission Expires 11-4-98

Parcel I

The Southwest Quarter of the Northeast Quarter of Section Thirty-One, Township Five South, Range Ten East, Boise Meridian, Elmore County, Idaho.

SAVE AND EXCEPT:

A parcel of land lying and being in the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at the Northeast Corner of Lot 2, Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenss Ferry, County of Elmore, State of Idaho, running thence North a distance of 106 feet to a point which is marked by a steel stake driven in the ground with one file mark on the upper six inches of the stake, running thence Westerly a distance of 100 feet to a point marked by a steel stake with two file marks within six inches of the top, running thence South a distance of 106 feet to a point which is the Northwest Corner of Lot 2, Block 2 of the LEONARD THOMPSON ADDITION TO THE CITY OF GLENN'S FERRY, Idaho, running thence East a distance of 100 feet coincident with and parallel to the North sideline of Lot 2 of the LEONARD THOMPSON ADDITION to the City of Glenss Ferry, Idaho, which is the point of beginning.

AND SAVE AND EXCEPT:

All of that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, lying North of the Three Island State Farm Irrigation Ditch which intersects the East side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, approximately 589 feet North of the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and runs in a southerly direction (meandering on contour) to its point of intersect with the West side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

AND SAVE AND EXCEPT:

LEONARD THOMPSON ADDITION to the City of Glenss Ferry, Elmore County, Idaho, according to the official plat thereof, filed for record in Book 2 of Plats at Page 58, in the office of the County Recorder, Elmore County, Idaho.

AND SAVE AND EXCEPT:

A portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Beginning at an iron pin marking the Southeast corner of the said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence North 89°58'55" West 148.43 feet along the Southerly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to a point, said point being on the projection of the Easterly lot line of Lot 3 in Block 3 of the LEONARD THOMPSON ADDITION, a subdivision, as filed for record in the office of the Elmore County, Idaho recorder; thence leaving said Southerly boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 00°03'20" East 181.83 feet along said projection of the Easterly lot line of Lot 3 to an iron pin on the Northerly boundary of said LEONARD THOMPSON ADDITION, said iron pin being the REAL POINT OF BEGINNING; thence continuing North 00°03'20" East 78.00 feet to an iron pin; thence South 87°43'40" East 151.60 feet to an iron pin on the

[Parcel] Continued

Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence South 00°44'44" West 72.36 feet along the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to an iron pin on said Northerly boundary of LEONARD THOMPSON ADDITION; thence leaving said Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 89°51'44" West 150.62 feet along said Northerly boundary of LEONARD THOMPSON ADDITION to the Point of Beginning.

SAVE AND EXCEPT

A parcel of land being a portion of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the $\frac{1}{4}$ corner common to Sections 31 and 32, T5S, R10E, B.M., Elmore County, Idaho; thence North 89°58'55" West 2667.60 feet along the south line of the NE $\frac{1}{4}$ of Section 31 to a Brass Cap marking the Center $\frac{1}{4}$ Corner of said Section 31; thence North 0°33'08" East 153.20 feet; thence North 56°06'17" East 221.60 feet to an iron pin on the centerline of the Three Island Ditch, said point being the REAL POINT OF BEGINNING; thence continuing along said centerline the following courses and distances to iron pins:
 North 56°06'17" East 115.28 feet; thence
 North 88°25'51" East 192.19 feet; thence
 South 70°24'00" East 98.00 feet; thence leaving said centerline,
 South 73°57'55" West 0.12 feet to an iron pin; thence
 South 0°01'05" West 131.58 feet to an iron point on the North boundary of the LEONARD THOMPSON ADDITION to the City of Glens Ferry, as filed for record in the office of the Elmore County Recorder, Mountain Home, Idaho; thence along said north boundary
 North 89°58'55" West 300.00 feet; thence leaving said north boundary
 North 0°01'05" East 94.83 feet to the REAL POINT OF BEGINNING.

Less the following:

Commencing at the Brass Cap marking the Quarter corner common to Sections 31 and 32, T5S, R10E, B.M., Elmore County, Idaho, thence North 89°58'55" West 2667.50 feet along the south line of the Northeast $\frac{1}{4}$ of said Section 31, to a brass cap marking the center Quarter Corner of Section 31, thence N 0°33'08" E 153.20 feet, thence N 56°06'17" E 11.03 feet to an iron pin, thence S 0°01'05" W 10.82 feet to an iron pin; thence S 89°58'55" E 124.96 feet to an iron pin, said point being the REAL POINT OF BEGINNING;
 thence N 0°01'05" E 94.83 feet; thence N 56°06'17" E 115.28 feet; thence N 88°25'51" E 192.19 feet, thence S 70°24'00" E 98.00 feet; thence S 73°57'55" W 0.12 feet; thence S 0°01'05" W 131.58 feet to an iron pin on the north boundary of L THOMPSON ADDITION to the City of Glens Ferry thence N 89°58'55" W 12 feet; thence N 0°01'05" E 102.82 feet; thence S 77°06'37" W 216.89 feet; thence S 70°51'58" W 165.77 feet to the POINT OF BEGINNING.

SAVE AND EXCEPT

A parcel of land being a portion of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Commencing at a Brass Cap marking the East $\frac{1}{4}$ Corner of the Northeast $\frac{1}{4}$ of Section 31, T5S, R10E, B.M., Elmore County, Idaho; thence N 89°58'55" W 2667.60 feet along the south line of said Northeast

Exhibit A

Parcel I - Continued

¼ of Section 31 to a Brass Cap marking the Center ¼ Corner of said Section 31, said point being the REAL POINT OF BEGINNING;
thence, N 0°33'08" E 153.20 feet along the west line of said Northeast ¼ of Section 31 to a point on the centerline of Three Island Ditch;
thence, N 66°06'17" E 70.98 feet along said centerline of ditch to a point;
thence leaving said centerline of ditch and along the west right-of-way line of Cheyenne St., S 0°01'05" W 192.79 feet to a point on the said south line of the Northeast ¼ of Section 31;
thence along said south line, N 89°58'55" W 60.33 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT

Commencing at the Northeast Corner of Lot 2 in Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenns Ferry, County of Elmore, State of Idaho, running thence North a distance of 106 feet to a point which is marked by a steel stake driven in the ground with one file mark on the upper six inches of the stake, running thence Westerly a distance of 100 feet to a point marked by a steel stake with two file marks within six inches of the top, running thence South a distance of 106 feet to a point which is the Northwest corner of Lot 2 in Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenns Ferry, running thence East a distance of 100 feet coincident with and parallel to the North sideline of Lot 2 in Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenns Ferry, Idaho, which is the point of beginning. Subject to the easement of Right of Way for the existing alley.

SAVE AND EXCEPT

A parcel of land being 20 foot wide and being a portion of the Southwest Quarter of the Northeast Quarter of Section 31, Township 6 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly describe as follows:

Commencing at the Southeast Corner of Lot 1 in Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenns Ferry, Elmore County, Idaho, according to the official plat thereof, on file and of record in the office of the County Recorder, Elmore County, Idaho; thence North 00°01'05" East, 132.00 feet along the east line of said Lot 1 in Block 2, and an extension thereof, to a point on the north boundary of said LEONARD THOMPSON ADDITION, said point being the REAL POINT OF BEGINNING;
thence North 89°58'55" West 20.00 feet along said north line of the LEONARD THOMPSON ADDITION;
thence North 00°01'05" East 105.57 feet to a point on the south right-of-way of Three Island Ditch; thence along said south right-of-way of Three Island Ditch, North 73°57'55" East 20.81 feet; thence leaving said right-of-way, South 00°01'05" West 111.33 feet along the extension of the said east line of Lot 1 in Block 2 of the LEONARD THOMPSON ADDITION, to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT

A parcel of land being a portion of the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at the Southeast Corner of Lot 1 in Block 2 of the LEONARD THOMPSON ADDITION to the City of Glenns Ferry, Elmore County, Idaho, according to the official plat thereof, on file and of record in the office of the County Recorder, Elmore County, Idaho; thence North 00°01'05" East 226.00 feet along the east line of said Lot 1 in Block 2, and an extension thereof, to a point, said point being the REAL

Exhibit A

Parcel I - Continued

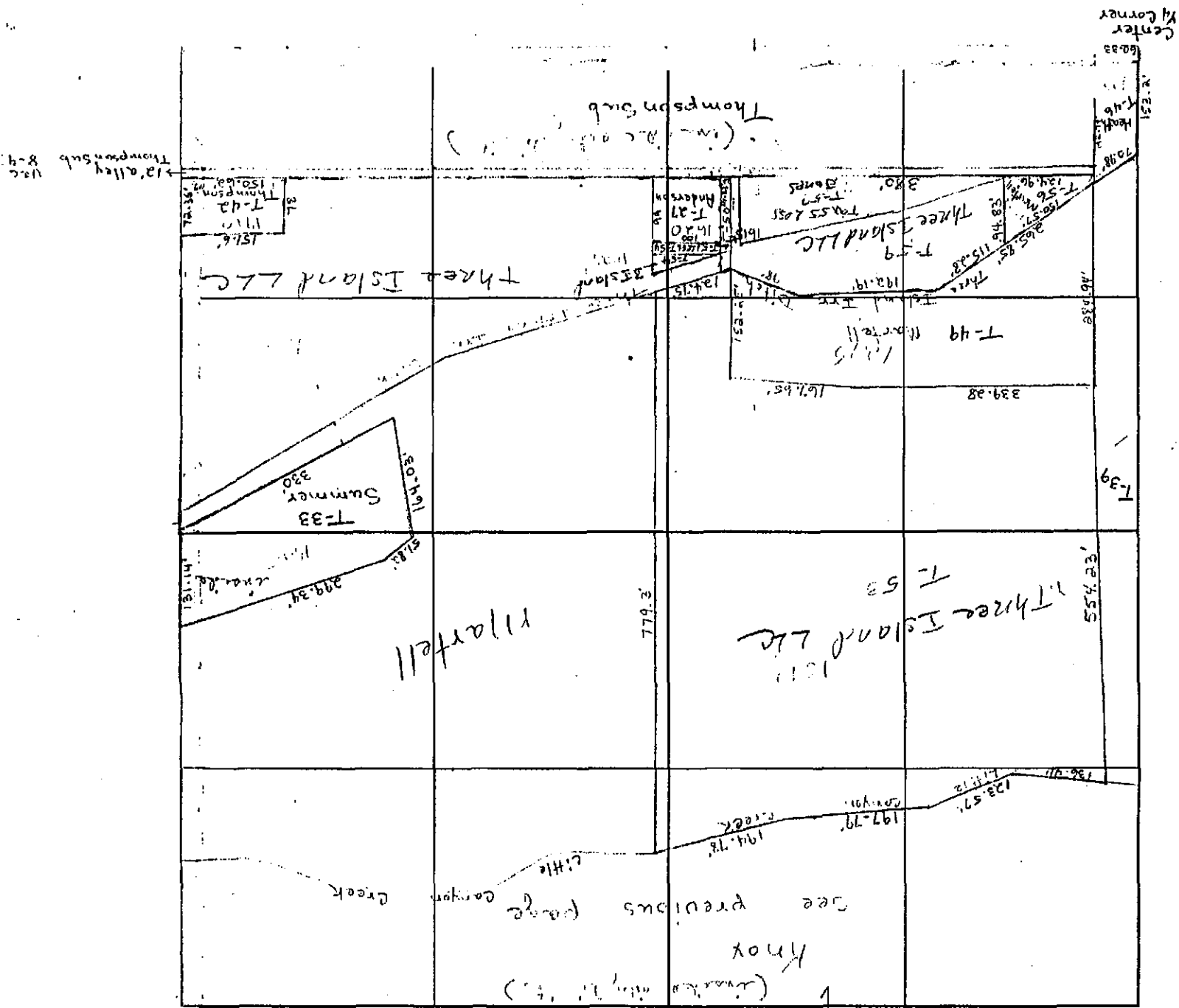
POINT OF BEGINNING; thence continuing North 00°01'05" East 17.33 feet to a point on the south right-of-way of Three Island Ditch; thence Along said right-of-way, North 73°57'55" East 104.06 feet; thence leaving said south right-of-way, South 00°01'05" West 46.10 feet; thence North 89°58'55" West 100.00 feet to the REAL POINT OF BEGINNING.

Exhibit A

SAVE AND EXCEPT

A parcel of land located in the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows: Beginning at the Center East 1/16 corner of said Section 31; thence North 89°58'55" West 1333.86 feet along the south line of said NE¼ to the Center ¼ corner; thence North 0°33'08" East 153.20 feet; thence North 56°08'17" East 71.03 feet to a point on a north-south fence line; thence North 0°15'53" West 284.84 feet along said north-south fence line; thence North 1°07'40" West 554.23 feet along said north-south fence line to a point on the centerline of Little Canyon Creek; thence continuing along said centerline the following courses and distances: South 85°19'01" East 136.41 feet; thence North 68°45'02" East 123.67 feet; thence North 85°35'36" East 197.79 feet; thence North 76°11'15" East 194.78 feet; thence leaving said centerline, South 0°01'05" West 805.31 feet to the REAL POINT OF BEGINNING; thence continuing South 0°01'05" West 28.77 feet; thence North 89°58'55" West 100.00 feet; thence North 73°57'55" East 104.06 feet to the REAL POINT OF BEGINNING.

10/11



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: A61-07039
Date Received: 11/ 3/1989
Receipt No: M005117
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R MARTELL 208-366-2557
Address: PO BOX 764
GLENN'S FERRY ID 83623-0764

Name: CARMELA M MARTELL 208-366-2557
Address: PO BOX 764
GLENN'S FERRY ID 83623-0764

2. Date of Priority: JUL 29, 1968

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	10E	31	SW	NE			ELMORE

5. Description of diverting works:
PUMP, 5 HP, PIPELINE, POWER LINE, BOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		9.00

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 9.00 A.F.A.

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	10E	31	SW	NE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
KING HILL DITCH

14. Remarks:
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.
UPDATED ADDRESS PER REQUEST REC'D 12/10/98 - KW

15. Basis of Claim: LICENSE

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 7, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES R AND CARMELA M MARTELL
PO BOX 764
GLENNS FERRY ID 83623-0764

RECEIVED

DEC 10 1998

WATER RESOURCES
WESTERN REGION

RE: Snake River Basin Adjudication (SRBA)
Water Right #61-00295

Dear Water Right Holders:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water rights you have**, and return this letter by December 18, 1998. Thank you for your help.

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

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

#####

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

James R Martell
Claimant Signature

Telephone No.

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: **A61-07039**
Date Received: 11/ 3/1989
Receipt No: M005117
Received By: _____

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

1. Name: JAMES R. MARTELL 208-366-2557
Address: P.O. BOX 540
GLENN'S FERRY ID 83623

Name: CARMELA M. MARTELL 208-366-2557
Address: P.O. BOX 540
GLENN'S FERRY ID 83623

2. Date of Priority: JUL 29, 1968

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	10E	31	SW	NE			ELMORE

5. Description of diverting works:
PUMP, 5 HP, PIPELINE, POWER LINE, BOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		9.00

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 9.00 A.F.A.

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	10E	31	SW	NE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
KING HILL DITCH

14. Remarks:
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

15. Basis of Claim: LICENSE

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: _____

MICROFILMED

AUG 11 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

"Martel"

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 20, 1990

Elaine I. Cunningham, Broker
B.E.C. Realty
P.O. Box 760
Glenns Ferry, ID 83623

RE: Snake River Basin Adjudication (SRBA)
Elmore County, Claim #A61-07039

Dear Ms. Cunningham:

Notice of the change in ownership of the above-referenced water right has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

A claim prepared from the Agency's computer is enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:state

Enclosures:

Claim #A61-07039

MICROFILMED

AUG 11 1992

RECEIVED
JAN 12 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources

[X] Water Right Number(s): A61-07039

[X] Name and Address of Former Claimant: LEONARD T. THOMPSON (DECEASED)
HARRIET THOMPSON

P.O. BOX 886

GLENNS FERRY, ID. 83623

[X] New Claimant(s): JAMES R. MARTELL

CARMELA M. MARTELL

[X] New Mailing Address: P.O. BOX 540

GLENNS FERRY, IDAHO 83623

New Telephone Number: (208) 366 - 2557

[X] Does the change in ownership result in a splitting of the water right claimed? yes x no

If yes, then describe the portion of the water right that is now claimed by the new owner:

ALL 0.070 C.F.S. (AND /OR) 9.00 A.F.A. TOTAL CONSUMPTION 7.0 ACRE

FEET PER ANNUM. IS CLAIMED BY NEW OWNER:

[X] Attach proof of ownership. Describe proof attached: RECORDED DEED; SCHEDULE A FROM TITLE INSURANCE

COMMITMENT SHOWING WIDOWED.

[] Signature of New Claimant(s): *James R. Martell*
Carmela M. Martell

Date: *December 12, 1989*

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: *6-18-90*

By: *J. Frayee*

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: *6/18/90*

By: *JAC*

Claim Numbers of Split, if any:

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AUG 11 1992

WARRANTY DEED

For Value Received

HARRIET S. THOMPSON, also known as HARRIET THOMPSON, a widow

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

JAMES R. MARTELL and CARMELA M. MARTELL, husband and wife, whose mailing address is P.O. Box 540, Glens Ferry, Idaho 83623,

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

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 7, 1989

Harriet Thompson
HARRIET THOMPSON

STATE OF IDAHO, COUNTY OF ELMORE

On this 8th day of December, 19 89
before me, a notary public in and for said State, personally appeared:

HARRIET THOMPSON, a widow

proved to me on the basis of satisfactory evidence or known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she has executed the same.

Elaine Cunningham
Commission expires 7-14-1993 Notary Public
Residing at Glens Ferry, Idaho.

ELMORE COUNTY, IDAHO, ss
Request of FIRST AMERICAN

Time 10:54 A.M.
Date December 11, 1989
Book
Page

RAMONA YRAZABAL

By *Merle L. Becker*
Deputy

Fee \$ 9.00

Instrument No.

276582

MICROFILMED

AUG 11 1992

EXHIBIT "A" - LEGAL DESCRIPTION

PARCEL I:

The Southwest Quarter of the Northeast Quarter of Section Thirty-One, Township Five South, Range Ten East, Boise Meridian, Elmore County, Idaho.

SAVE AND EXCEPT:

A parcel of land lying and being in the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at the Northeast Corner of Lot 2, Block 2 of the Leonard Thompson Addition to the City of Glenss Ferry, County of Elmore, State of Idaho, running thence North a distance of 106 feet to a point which is marked by a steel stake driven in the ground with one file mark on the upper six inches of the stake, running thence Westerly a distance of 100 feet to a point marked by a steel stake with two file marks within six inches of the top, running thence South a distance of 106 feet to a point which is the Northwest Corner of Lot 2, Block 2 of the Leonard Thompson Addition to the City of Glenss Ferry, Idaho, running thence East a distance of 100 feet coincident with and parallel to the North sideline of Lot 2 of the Leonard Thompson Addition to the City of Glenss Ferry, Idaho, which is the point of beginning.

AND SAVE AND EXCEPT:

All of that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, lying North of the Three Island State Farm Irrigation Ditch which intersects the East side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, approximately 589 feet North of the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and runs in a southerly direction (meandering on contour) to its point of intersect with the West side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

AND SAVE AND EXCEPT:

LEONARD THOMPSON ADDITION to the City of Glenss Ferry, Elmore County, Idaho, according to the official plat thereof, filed for record in Book 2 of Plats at Page 58, in the office of the County Recorder, Elmore County, Idaho.

AND SAVE AND EXCEPT:

A portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

CONTINUED

MICROFILMED

AUG 11 1992

EXHIBIT "A" - LEGAL DESCRIPTION CONTINUED

Beginning at an iron pin marking the Southeast corner of the said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence North 89°58'55" West 148.43 feet along the Southerly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to a point, said point being on the projection of the Easterly lot line of Lot 3, Block 3 of the Leonard Thompson Addition, a subdivision, as filed for record in the office of the Elmore County, Idaho Recorder; thence leaving said Southerly boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 00°03'20" East 181.83 feet along said projection of the Easterly lot line of Lot 3 to an iron pin on the Northerly boundary of said Leonard Thompson Addition, said iron pin being the REAL POINT OF BEGINNING; thence continuing North 00°03'20" East 78.00 feet to an iron pin; thence South 87°43'40" East 151.60 feet to an iron pin on the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence South 00°44'44" West 72.36 feet along the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to an iron pin on said Northerly boundary of Leonard Thompson Addition; thence leaving said Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 89°51'44" West 150.62 feet along said Northerly boundary of Leonard Thompson Addition to the Point of Beginning.

PARCEL II:

Lots 2, 3 and 4 in Block 1, Lots 1, 3 and 4 in Block 2 and Lots 1, 2 and 3 in Block 3 of LEONARD THOMPSON ADDITION to the City of Glens Ferry, Elmore County, Idaho, according to the official plat thereof, filed for record in Book 2 of Plats at Page 58, in the office of the County Recorder, Elmore County, Idaho.

TOGETHER WITH all water from the Little Canyon Creek #61-7039.

MICROFILMED

AUG 11 1982

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: A61-07039
Date Received: 11/03/1989
Receipt No: M005117
Received By: 16W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEONARD T. THOMPSON 208-366-7386
Address: PO BOX 886
GLENNS FERRY, ID 83623

Name: HARRIET THOMPSON 208-366-7387
Address: PO BOX 886
GLENNS FERRY, ID 83623

2. Date of Priority: JUL 29, 1968

3. Source: LITTLE CANYON CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	10E	31	SW	NE			ELMORE

5. Description of diverting works:
PUMP, 5 HP, PIPELINE, POWER LINE, BOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.070		9.00

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 9.00 A.F.A.

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	10E	31	SW NE		IRR	2.0
Section Acres						2.0
Total Acres						2.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
KING HILL DITCH

14. Remarks:
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

15. Basis of Claim: LICENSE

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): Harriet L. Thompson Date: 7 Nov. 1989

Date: _____

State of Idaho)
County of Ada) SS.

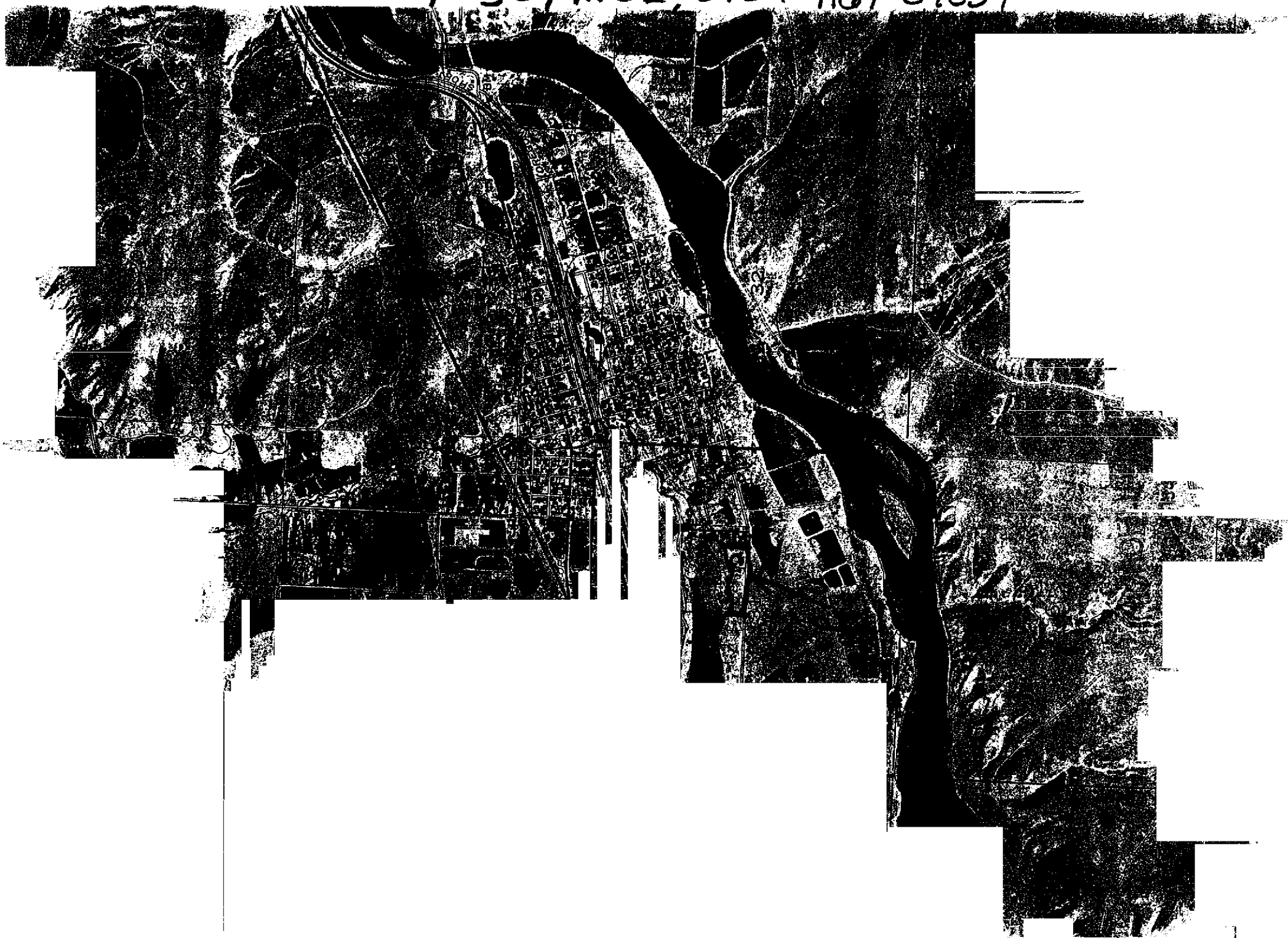
Subscribed and sworn (or affirmed) before me this 3 day
of Nov. 19 89

Linda A. Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994

T 5S, R10E, S.31 AG1-07039



COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY

PRESIDENT

ATTEST

SECRETARY

BY

COUNTERSIGNED

MICROFILMED

AUG 11 1992

Page 1

SCHEDULE A

1. Commitment Date: DECEMBER 6, 1989 AT 8:00 A.M. Commitment No: FA-3847
2. Policy or Policies to be issued: Policy Amount
- ☒ (a) Owners Policy \$ 20,000.00
Proposed Insured: JAMES R. MARTELL and CARMELA M. MARTELL,
husband and wife
- ☐ (b) Loan Policy \$
Proposed Insured:
- ☐ (c) \$
Proposed Insured:
3. FEE SIMPLE interest in the land described in this Commitment is owned, at the Commitment
Date, by HARRIET S. THOMPSON, also known as HARRIET THOMPSON, a widow
4. The land referred to in this Commitment is described as follows:
SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

*Showing
Widowed
Woman
probate taken
Care of.
Thanks*

MICROFILMED

AUG 11 1992

EXHIBIT "A" - LEGAL DESCRIPTION

PARCEL I:

The Southwest Quarter of the Northeast Quarter of Section Thirty-One, Township Five South, Range Ten East, Boise Meridian, Elmore County, Idaho.

SAVE AND EXCEPT:

A parcel of land lying and being in the Southwest Quarter of the Northeast Quarter of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Commencing at the Northeast Corner of Lot 2, Block 2 of the Leonard Thompson Addition to the City of Glenss Ferry, County of Elmore, State of Idaho, running thence North a distance of 106 feet to a point which is marked by a steel stake driven in the ground with one file mark on the upper six inches of the stake, running thence Westerly a distance of 100 feet to a point marked by a steel stake with two file marks within six inches of the top, running thence South a distance of 106 feet to a point which is the Northwest Corner of Lot 2, Block 2 of the Leonard Thompson Addition to the City of Glenss Ferry, Idaho, running thence East a distance of 100 feet coincident with and parallel to the North sideline of Lot 2 of the Leonard Thompson Addition to the City of Glenss Ferry, Idaho, which is the point of beginning.

AND SAVE AND EXCEPT:

All of that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, lying North of the Three Island State Farm Irrigation Ditch which intersects the East side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, approximately 589 feet North of the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and runs in a southerly direction (meandering on contour) to its point of intersect with the West side line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

AND SAVE AND EXCEPT:

LEONARD THOMPSON ADDITION to the City of Glenss Ferry, Elmore County, Idaho, according to the official plat thereof, filed for record in Book 2 of Plats at Page 58, in the office of the County Recorder, Elmore County, Idaho.

AND SAVE AND EXCEPT:

A portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

CONTINUED

MICROFILMED

AUG 11 1992

EXHIBIT "A" - LEGAL DESCRIPTION CONTINUED

Beginning at an iron pin marking the Southeast corner of the said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence North 89°58'55" West 148.43 feet along the Southerly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to a point, said point being on the projection of the Easterly lot line of Lot 3, Block 3 of the Leonard Thompson Addition, a subdivision, as filed for record in the office of the Elmore County, Idaho Recorder; thence leaving said Southerly boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 00°03'20" East 181.83 feet along said projection of the Easterly lot line of Lot 3 to an iron pin on the Northerly boundary of said Leonard Thompson Addition, said iron pin being the REAL POINT OF BEGINNING; thence continuing North 00°03'20" East 78.00 feet to an iron pin; thence South 87°43'40" East 151.60 feet to an iron pin on the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31; thence South 00°44'44" West 72.36 feet along the Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31 to an iron pin on said Northerly boundary of Leonard Thompson Addition; thence leaving said Easterly boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, North 89°51'44" West 150.62 feet along said Northerly boundary of Leonard Thompson Addition to the Point of Beginning.

PARCEL II:

Lots 2, 3 and 4 in Block 1, Lots 1, 3 and 4 in Block 2 and Lots 1, 2 and 3 in Block 3 of LEONARD THOMPSON ADDITION to the City of Glens Ferry, Elmore County, Idaho, according to the official plat thereof, filed for record in Book 2 of Plats at Page 58, in the office of the County Recorder, Elmore County, Idaho.

MICROFILMED

AUG 11 1992

AJ0749NP
No. R61-07039

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

DATE: 02/03/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THREE ISLAND LLC C/O ROGER L JONES PO BOX 475 RUPERT ID 83350 (208) 436-3126	07/29/1968	IRRIGATION	04-01 10-15	0.07 CFS	9.00 AFA
TOTAL DIVERSION:					0.07 CFS	9.00 AFA

Water Source: LITTLE CANYON CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T05S R10E S31

SWNE

ELMORE 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
05S	10E	31	:				02	:												:	2.0
TOTAL ACRES																				2.0	

POU County: ELMORE

Other Rights: KING HILL DITCH

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A61-00295B A61-07039 R61-00295

Other Water Rights Listing Overlapping Place(s) of Use:
A37-04112 A61-00295 A61-00295A A61-00295B A61-07039 R61-00295 R61-00295A R61-00295B

Conditions of Approval:

- W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- KING HILL IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 61:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: USE THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,

AJ0749NP
No. R61-07039

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

DATE: 02/03/99
PAGE: 2

=====

Remarks: PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

EXP RIGHT NO. 61-00295 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 10/18/1994 Verified Date: 02/03/1999 Objection Filed Date:

Misc: Water District Number: 61D Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/07/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

Date: 11/21/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 12/18/1998 User-ID: KWALKER Subject: ADDRESS CHANGE
RECEIVED ADDRESS CORRECTION 12/10/98

Date: 02/03/1999 User-ID: KWALKER Subject: CHANGES THIS DATE
ADDED EXPLANATORY REMARK "F05" TO THIS RECOMMENDATION PER
APPROVED TRANSFER NO. 4479 ON RT. 61-00295.
ALSO CHANGED OWNERSHIP PER REQUEST RECEIVED 1/25/99.

Audit: 02/03/99 KWALKER

ROSHOLT, ROBERTSON & TUCKER
ATTORNEYS AT LAW

142 3RD AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE: (208) 734-0700
FAX: (208) 736-0041

RECEIVED

JAN 25 1999

WATER RESOURCES
WESTERN REGION

DATE: 1/22/1999

TO: ATTENTION OF KAY WALKER

RE: CHANGE OF OWNERSHIP OF 61-00295/A61-00295
and 61-07039/A61-07039

ENCLOSED IS THE SIGNED NOTICE OF CHANGE OF
WATER RIGHT OWNERSHIP ON THE REFERENCED RIGHTS.

I BELIEVE YOU WILL FIND ALL THE ATTACHMENTS
IN ORDER, BUT IF YOU HAVE ANY QUESTIONS, PLEASE
DO NOT HESITATE TO CALL ME.

I'VE ALSO ENCLOSED A COPY OF THE FRONT PAGE
WHICH I WOULD APPRECIATE YOU CONFORMING AND
RETURNING TO ME IN THE ENCLOSED SASE.

THANKS,

CRYSTAL

clone
2/3/99
kw

ROSHOLT, ROBERTSON & TUCKER

BY.....

AJ0749NP
No. R61-07039

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

DATE: 12/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CARMELA M MARTELL	07/29/1968	IRRIGATION	04-01 10-15	0.07 CFS	9.00 AFA
C	JAMES R MARTELL PO BOX 764 GLENN'S FERRY ID 836230764 (208) 366-2557					
TOTAL DIVERSION:					0.07 CFS	9.00 AFA

Water Source: LITTLE CANYON CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T05S R10E S31

SWNE

ELMORE County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE					
			NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05S	10E	31	:					02	:																2.0
TOTAL ACRES																							2.0		

POU County: ELMORE

Other Rights: KING HILL DITCH

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A61-00295B A61-07039 R61-00295

Other Water Rights Listing Overlapping Place(s) of Use:
A37-04112 A61-00295 A61-00295A A61-00295B A61-07039 R61-00295 R61-00295A R61-00295B

Conditions of Approval:

- W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- KING HILL IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 61:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: USE THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,

add EXP-F05
(61-00295)
KW
per approved
transfer #4479.
2/3/99

AJ0749NP
No. R61-07039

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

DATE: 12/18/98
PAGE: 2

=====

Remarks: PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Dates: Exam Made Date: 10/18/1994 Verified Date: 12/18/1998 Objection Filed Date:

Misc: Water District Number: 61D Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/07/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

Date: 11/21/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 12/18/1998 User-ID: KWALKER Subject: ADDRESS CHANGE
RECEIVED ADDRESS CORRECTION 12/10/98

Audit: 12/18/98 KWALKER

AJ0749NP
No. R61-07039

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

DATE: 11/21/98
PAGE: 1

```
=====
OWNER      PRIORITY  USE PERIOD  DIVERSION  DIVERSION
CODE       NAME & ADDRESS  DATE        WATER USE  FROM TO    RATE      VOLUME
-----
C  CARMELA M MARTELL      07/29/1968  IRRIGATION  04-01 10-15  0.07 CFS  9.00 AFA
C  JAMES R MARTELL
   PO BOX 540
   GLENNS FERRY ID 83623
   (208) 366-2557
                                     TOTAL DIVERSION:  0.07 CFS  9.00 AFA
=====
```

Water Source: LITTLE CANYON CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R10E S31

SWNE

ELMORE 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	SUM	
05S	10E	31	:			02	:				:						2.0	
																	TOTAL ACRES	2.0

POU County: ELMORE

Other Rights: KING HILL DITCH

Conditions of Approval:

- W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- KING HILL IRRIGATION DISTRICT.

Remarks: USE THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Dates: Exam Made Date: 10/18/1994 Verified Date: Objection Filed Date:

Misc: Water District Number: 61D Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/07/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

Audit: 11/21/98 JSHURTE

AJ0749NP
No. R61-07039

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

DATE: 11/07/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R MARTELL	07/29/1968	IRRIGATION	04-01 10-15	0.07 CFS	9.00 AFA
C	CARMELA M MARTELL					
	PO BOX 540					
	GLENNS FERRY ID 83623					
	(208) 366-2557					
				TOTAL DIVERSION:	0.07 CFS	9.00 AFA

Water Source: LITTLE CANYON CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R10E S31 SWNE

ELMORE County

Place of use Legal Description for: IRRIGATION

NE										NW										SW										SE										
T	R	S	NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SESW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:	SUM	
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
05S	10E	31	:					02	:		:									:									:									:	2.0	
																														TOTAL ACRES		2.0								

POU County: ELMORE

Other Rights: KING HILL DITCH

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A61-00295B A61-07039

Other Water Rights Listing Overlapping Place(s) of Use:
A37-04112 A61-00295 A61-00295A A61-00295B A61-07039

Conditions of Approval:
W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- KING HILL IRRIGATION DISTRICT.

Dates: Exam Made Date: 10/18/1994 Verified Date: 11/07/1998 Objection Filed Date:

Misc: Water District Number: 61D Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/07/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

Audit: 11/07/98 KWALKER

AJ5809NP
No. A61-07039 ✓

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/07/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R MARTELL	07/29/1968	IRRIGATION	04-01 ~~1-04~~ 10-15	0.07 CFS ✓	9.00 AFA ✓
C	CARMELA M MARTELL PO BOX 540 GLENNS FERRY ID 83623 (208) 366-2557			TOTAL DIVERSION: CONSUMPTIVE USE:	0.07 CFS ✓	9.00 AFA ✓ 7.00 AFA ✓

out

Water Source: LITTLE CANYON CREEK ✓

Tributary to: SNAKE RIVER ✓

Stage: LICENSE ✓

Point(s) of Diversion: T05S R10E S31 ✓

SWNE ✓

ELMORE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	SUM
05S	10E	31	✓																2.0
					02	✓													2.0
TOTAL ACRES																			2.0

POU County: ELMORE

Other Rights: KING HILL DITCH ✓

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A61-00295B ✓

Other Water Rights Listing Overlapping Place(s) of Use:
A37-04112 A61-00295 A61-00295A A61-00295B

KHID

Remarks: GEN LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

comments

Dates: Exam Made Date: 10/18/94 Verified Date: Objection Filed Date:

Misc: Water District Number: 61D Field Inspection Flag:
Presumption Flag:

Audit: 11/03/89 MOBILE3 06/18/90 FRAZEE 02/24/93 HOWERTON 03/30/95 POST-STD

add W03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:06
10/18/94

PAGE: 1
GENERAL INFORMATION

18
CLAIM NUMBER: A61-07039

LAST: THOMPSON
ADDRESS: PO BOX 886
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-7386

OWNER CODE: 0

FIRST: LEONARD T

STATE: ID ZIP: 83623

LAST: ANDERSON
ADDRESS: PO BOX 423
CITY: GLENNS FERRY
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

FIRST: DON L

STATE: ID ZIP: 836230000

LAST: THOMPSON
ADDRESS: PO BOX 886
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-7387

OWNER CODE: 0

FIRST: HARRIET

STATE: ID ZIP: 83623

LAST: MARTELL
ADDRESS: PO BOX 540
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-2557

OWNER CODE: C ✓

FIRST: JAMES R

STATE: ID ZIP: 83623

LAST: MARTELL
ADDRESS: PO BOX 540
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-2557

OWNER CODE: C ✓

FIRST: CARMELA M

STATE: ID ZIP: 83623

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(✓)

CLAIM REMARKS: LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

CONTACT PERSON: Jim Martel

PHONE NUMBER: () -

DATE OF FIELD EXAM: 10/18/94

APPOINTMENT MADE: Y(☒) N()

TIME: 9:00 A(☒) P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: same

DIRECTIONS TO PROPERTY / NOTES:

Meet at winery at 9:00

A. AJ CLAIM: # A61-07039 PRIORITY DATE: 07-29-1968 STAGE: L

B. WR RECORD: # 61-07039 PRIORITY DATE: 07-29-1968 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☐)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS? *N/A*

PROOF OF BENEFICIAL USE SUBMITTED N/A(☐) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☐) Y(☐) N(☐)

LICENSE ISSUED N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: *License issued 6/14/1974.*

=====

RECOMMENDED PRIORITY DATE:

07-29-1968

REVIEWED BY

Ray Walker

DATE

10-18-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-07039	05S 10E	31		SW	NE			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-00295B NONE

WR RECORDS IN SAME 40 ACRE TRACT

61-07011 - neighbor's rt. for Little Canyon Ck.

father and same owner

SOURCE: LITTLE CANYON CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
61-07039	05S 10E	31		SW	NE			ELMORE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

61-07011

A61-00295B NONE

SOURCE: LITTLE CANYON CREEK

TRIB: SNAKE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(✓) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(✓)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(✓) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(✓)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 5-31-74) Y(✓) N()

AJ FIELD EXAM (DATE OF FIELD EXAM 10-18-94 NAME OF EXAMINER Ray Walker) Y(✓) N()

OTHER (DESCRIBE IN NOTES BELOW)

Had to verify pld for A61-00295B so reviewed this claim at same time.

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

TWP. 05S	RGE. 10E	SEC. 31	1/4 SW	1/4 SW	1/4 NE	LOT	POD FLAG	COUNTY ELMORE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: LITTLE CANYON CREEK

TRIB: SNAKE RIVER

REVIEWED BY: kw

DATE: 11/7/98

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (✓), OR SEE ATTACHMENT ()

*See also file A61-00295B for
more information.*

A. ROOT WATER RIGHT NUMBERS: A61-07039

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05S	10E	31	SW	NE		MARTELL, JAMES R	A61-07039 / 2.0	61-07039 / 2.0	40.0		
			SW	NE		MARTELL, JAMES R	A61-00295B / 17.0	- /			2.
			SW	NE		CITY OF GLENNS FERRY	A61-04141 /	- /			
			SW	NE		CITY OF GLENNS FERRY	A61-07228 /	61-07228 /		municipal	
			SW	NE		KING HILL IRRIGATION DISTRICT	A37-04112 / 17.0	37-04112 / 23.0			
			SW	NE		MAGIC WEST INC	A61-00295A / 5.7	- /			
			SW	NE		MAGIC WEST		61-00294 /			
			SW	NE		CORKER, C. E.		61-00295 /		split to A & B	
			SW	NE		DEWEY, LEROY		61-07011 /		4.0 - Allen	
			SW	NE		KING HILL IRRIGATION DISTRICT		A02-00214 /			
			SW	NE		KING HILL IRRIGATION DISTRICT		A02-00215 /			
			SW	NE		KING HILL IRRIGATION DISTRICT		A02-00216 /			
			SW	NE		KING HILL IRRIGATION DISTRICT		A02-00217 /			

ADDITIONAL POU FOUND

TOTAL ACRES A61-07039 2.00 2.00 40.00

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y(✓) N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

different rights

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
OL A61-07039	LITTLE CANYON CREEK	MARTELL, JAMES R	0.070	0.035	9.00	4.50
A37-04112	MALAD RIVER	KING HILL IRRIGATION DISTRICT	370.000	0.032		
I → A61-00295A	LITTLE CANYON CREEK	MAGIC WEST INC	0.340	0.019		
A61-00295B	LITTLE CANYON CREEK	MARTELL, JAMES R	0.340	0.020		

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-04141	MUNICIPAL	CITY OF GLENNS FERRY	FROM 01-01 TO 12-31	2.890 CFS	
A61-07228	MUNICIPAL	CITY OF GLENNS FERRY	FROM 01-01 TO 12-31	.450 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: KING HILL DITCH

W03

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☐) Y(☒) N(☐)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDWR NO. AP116 (1974); () TOPOGRAPHIC QUAD, IDWR NO. _____;
☒ NAPP, IDWR NO. AP116-NW (1989); ☒ ASCS PHOTO; () OTHER _____

NOTES: See maps & documents in
file A61-00295B - kw

RECOMMENDATIONS:

TOTAL ACRES: 2.0 N/A()
REVIEWED BY: kw DATE: 11/7/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-07039 IRRIGATION	FROM 04-01 TO 11-01	.070 CFS	9.00 AF/A
TOTAL DIVERSION RATE/VOLUME		.070 CFS	9.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
61-07039 IRRIGATION	FROM 04-01 TO 11-01	.070 CFS	9.00 AF/A
TOTAL DIVERSION RATE/VOLUME		.070 CFS	9.00 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

Lic says 10-15
data base says 11/1

recommending license season of use - KW 11/7/98

Y() N()

N/A() Y() N()

Y() N()

Y() N()

Y() N()

N/A() Y() N()

N/A() Y() N()

N/A() Y() N()

N/A() Y() N()

NOTES: Recommend season of use as 4-1 to 10-31
per IDWR standards. New field headgate
volume of 4.0 AF/AC per IDWR standards.

Recommend season of use &
volume as licensed. per 11/7/98

AJ CLAIM TOTAL DIVERSION RATE: 0.070 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.070 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 2 x 0.02 CFS/ACRE = 0.04 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☒) N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 7.0 AF/A

ACRES 2 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 6.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 9.00 AF/A

ACRES 2 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 8.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

*- can allow 0.03 cfs/acre
for fields under 5 acres.
allow 0.07 cfs as
licensed. pw
11/7/98*

[illegible]

WR RECORD CONDITIONS/REMARKS:

LIC. INCORRECTLY SHOWS PERIOD OF USE FROM 4/1 TO 10/15.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-01	10-15 ~~0-31~~ 11-01	DATABASE 0.070	EXAMINER 2.07	DATABASE 9.00	EXAMINER 2.0	DATABASE 7.0	EXAMINER 6.0
TOTAL FOR THIS RIGHT			0.070	0.07	~~9.00~~	~~2.0~~	2.0	~~6.0~~
NON-IRRIGATION USES CLAIMED:	N/A							
NON-IRRIGATION USES RECOMMENDED:	CHECK HERE IF RECOMMENDED AS CLAIMED ()							

as licensed
N/A
Surf

REVIEWED BY: KW DATE: 11/7/98

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(✓)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-07039 *N/A*

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.070 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A61-07039	0.070	-		61-07039	0.070
TOTAL CFS		0.070				0.070

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT()?

DATABASE Y FIELD EXAMINER Y(✓) N()

NOTES:

AUTHENTICATION:

SIGNATURE: Kay Walker DATE: 10-18-94

NAME OF FIELD EXAMINER: Kay Walker TITLE: Sr. Agent

Kay Walker 11/7/98

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☒ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☒ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☒ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>GIS shape</u>	DATE <u>11/7/98</u>	Y() N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>5-31-74</u>	<u>3</u>	
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>6-14-74</u>	<u>1</u>	
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
☐ SYSTEM DESCRIPTION	DATE DRAWN _____		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
☐ OTHER _____	DATE _____		
☐ OTHER _____	DATE _____		

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

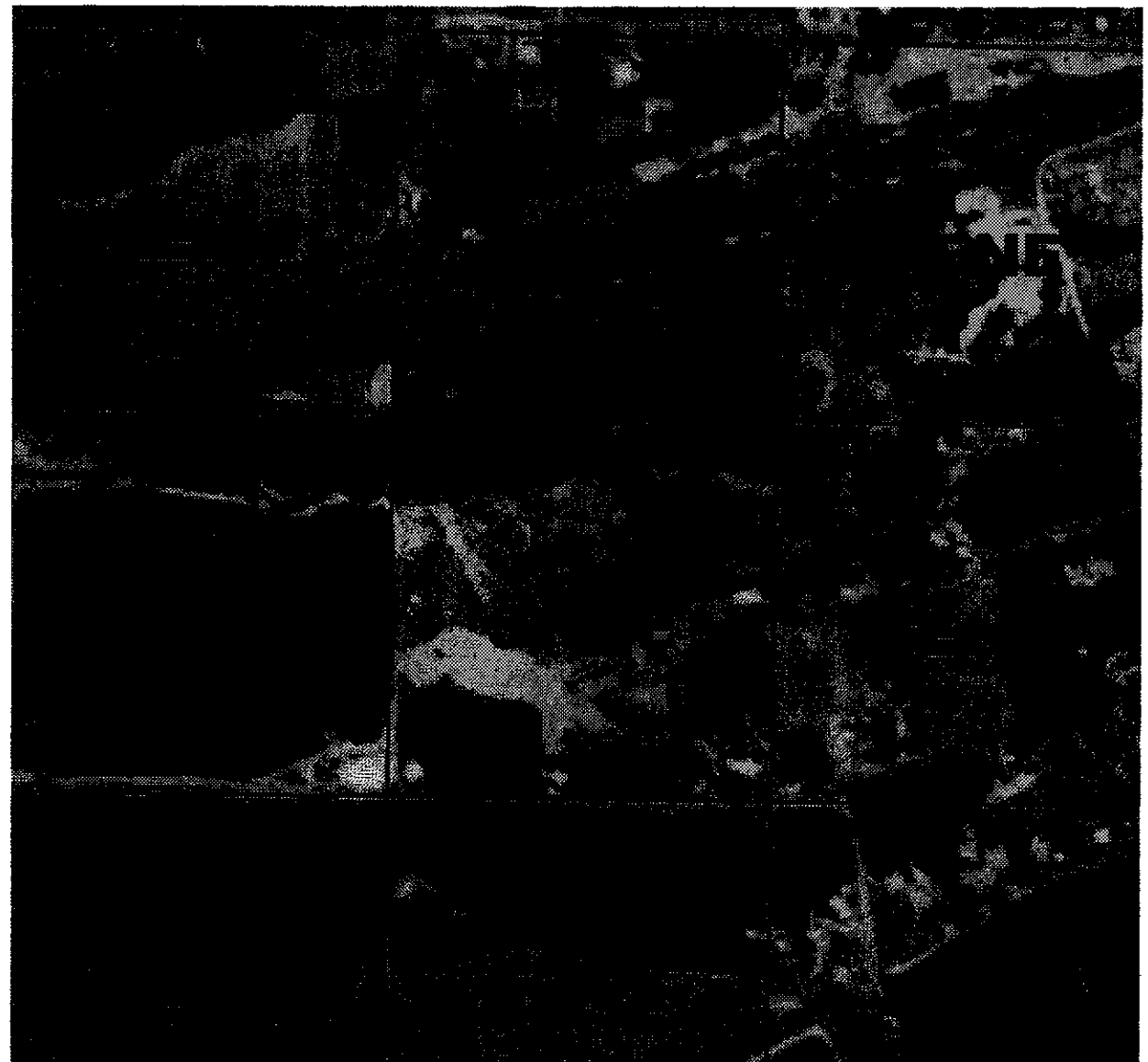
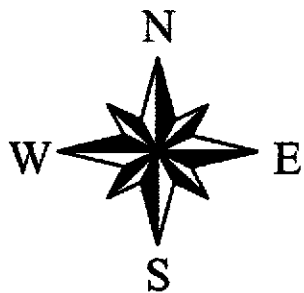
CLAIM(S): 61-07039

T05S, R10E, S31

Owner(s): MARTELL

Prepared by: KAY WALKER
Date: November 7, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles



IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

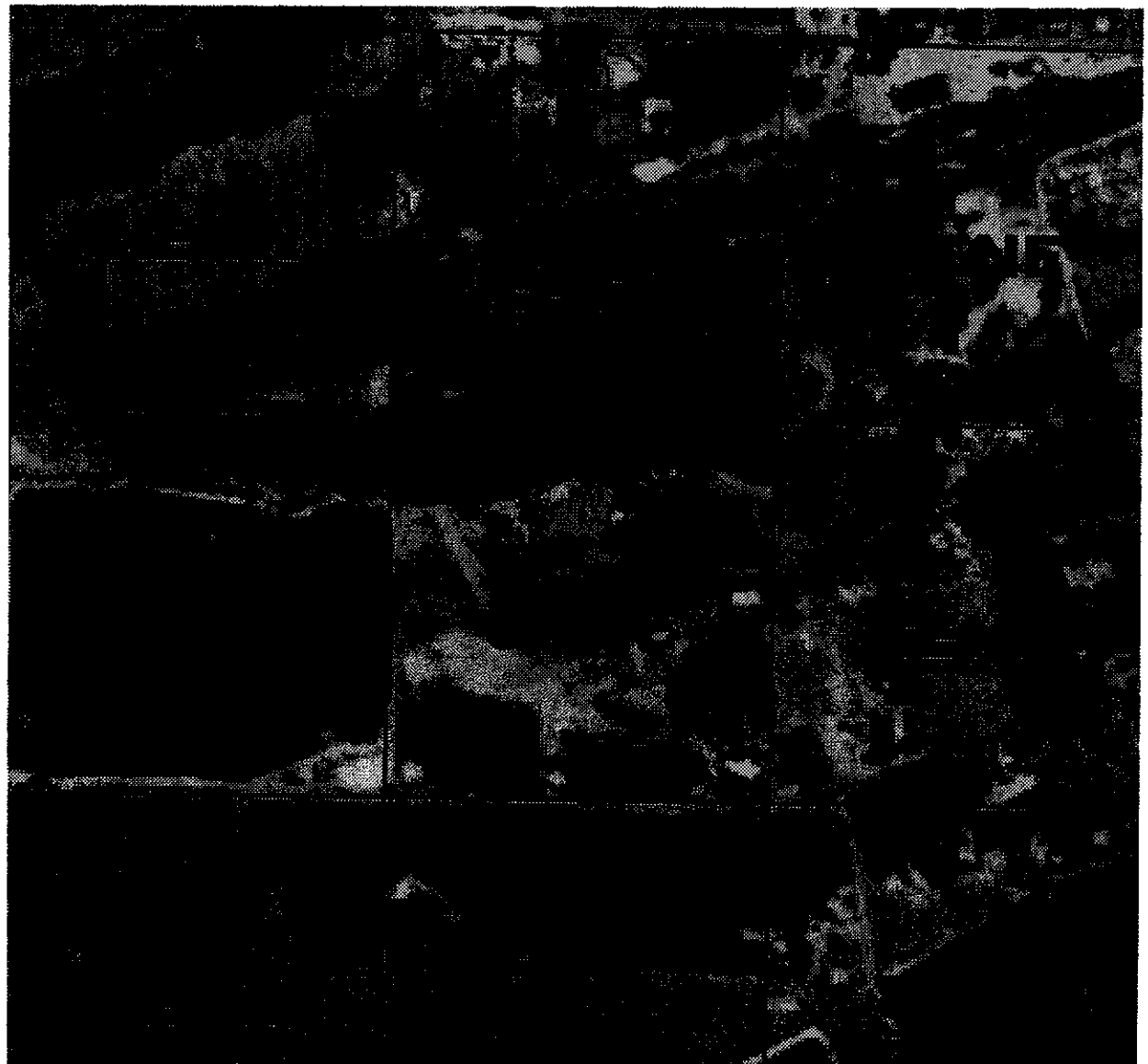
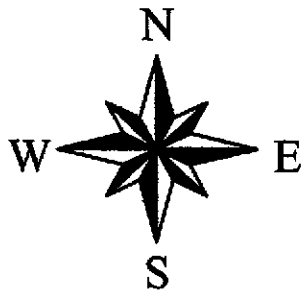
CLAIM(S): 61-07039

T05S, R10E, S31

Owner(s): MARTELL

Prepared by: KAY WALKER
Date: November 7, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles



WESTERN REGION

CLAIM NUMBERS _____

AGENT _____ DATE _____

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE _____ (YES) SENT FOR DECREE _____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80_____

POLYGON # ()()()() _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (445)()()()()

ATTRIBUTES OF B51-POD.SHP (428)()()()()

B51-DBPOU.DBF 12/9/98 UPDATED BY kw

B51-DBPOD.DBF 12/9/98 UPDATED BY kw

RDH GPSTABLE

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 61-7039 Priority July 29, 1968 Amount 0.07 cfs

THIS IS TO CERTIFY, that LEONARD T. THOMPSON
of Glenns Ferry, Idaho, has complied with the terms and conditions of Permit
No. 61-7039 issued pursuant to Application for Permit dated July 29, 1968
and has submitted proof to the Department of Water Administration on September 10, 1973
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.07 cfs of water from Little Canyon Creek
tributary to the Snake River, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>Oct. 15</u>	at <u>0.07</u> cfs and	<u>9.0 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.07 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
9.0 acre feet per year, said waters to be diverted within the SW 1/4 NE 1/4 of Sec. 31,

Twp. 5 S, Rge. 10 E, B.M. in the County of Elmore

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 S	10 E	31			2														2

Total number of acres irrigated Two

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of
June, 19 74.

Director

FIELD REPORT

3. Water will be used for the following purposes:

TOTAL ACREAGE _____ **2.**

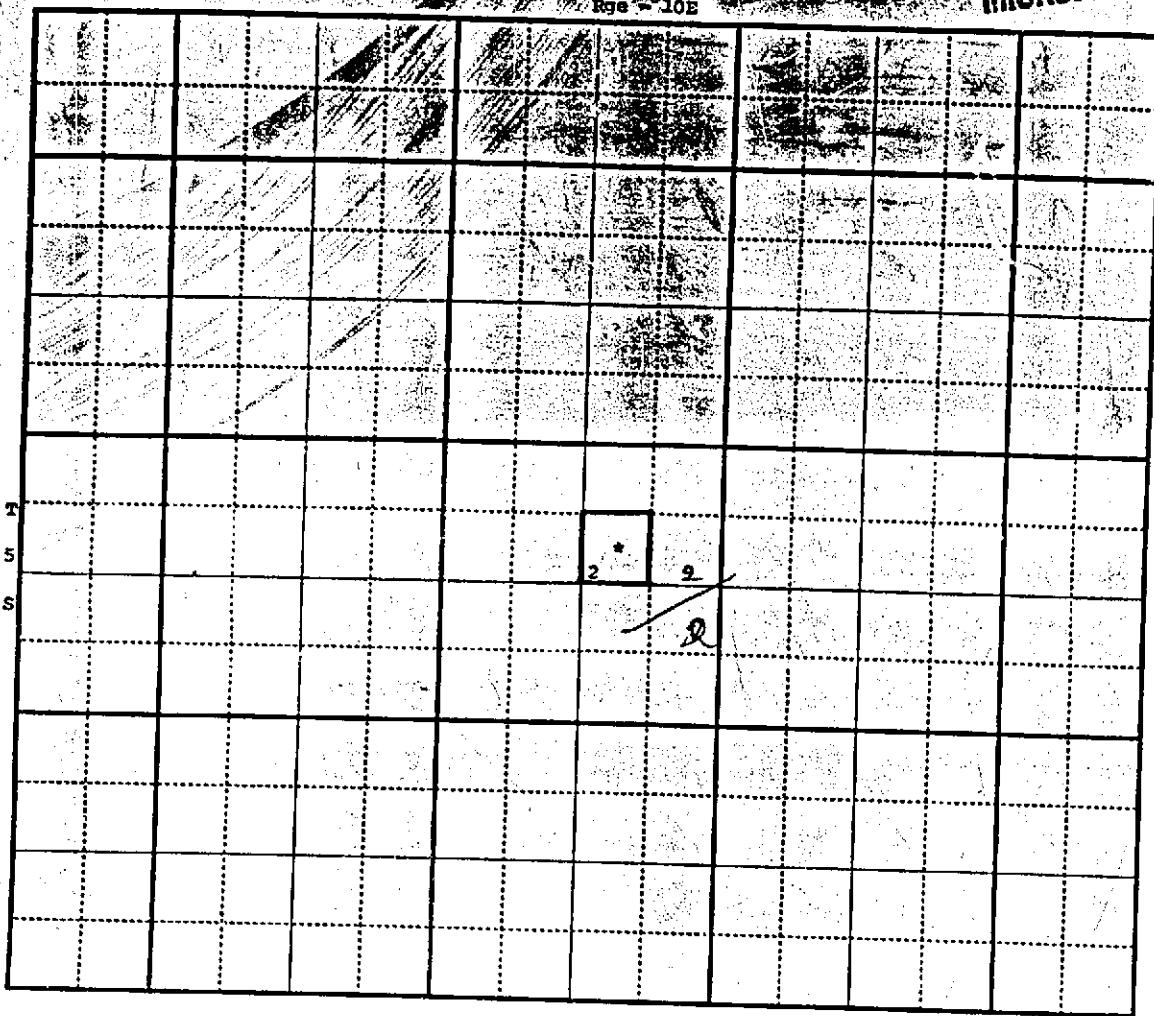
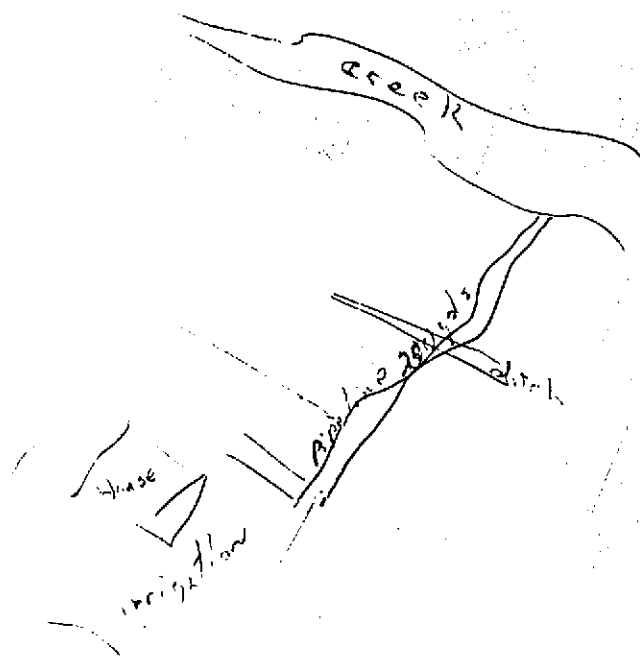


Diagram of System



Old (D) Number -

+ - - - - - Address - - - - - +

Phone -

State- ID Zip- 836230000

Phone -

+ - - - Status - - - - +

L - LICENSE

+ - - - - Tributary - - - - - +
SNAKE RIVER

SNAKE RIVER

Total Acres: 2.0

+----- Old Water Right Numbers -----+

No Old Water Right Numbers found.



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

October ⁵/₄, 1994

RE: Notice of Claim to a Water Right Nos. A61-00295B & A61-07039

James R. or Carmela M. Martell
P.O. Box 540
Glenns Ferry, ID 83623

Dear Claimants:

I have to conduct an examination on the above referenced notices of claims to water rights before October 31, 1994. I previously sent you a letter requesting that you contact me to schedule an appointment. In order to conduct this verification as efficiently as possible, I ask that you contact me before October 17th, 1994, to schedule a day and time convenient for you, if you wish to accompany me. Although you are not required to be present it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany me it would be appreciated.

If I do not hear from you by October 17th, I will assume that you do not wish to accompany me, and I will conduct the verification based on information contained in our records. If you have any questions in regard to the system verification, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau
(208) 334-2190

KW:k



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

August 5, 1994

RE: Claims filed in the Snake River Basin Adjudication

James R. or Carmela M. Martell
P.O. Box 540
Glenns Ferry, ID 83623

Dear Claimants:

We are now conducting water right claim verification examinations in your area. An examination is needed to verify your water use in order to recommend the water rights for decree. Information on your claims which may need to be verified includes source of water, type of usage, amount of water used, number of acres irrigated, and legal descriptions of the point of diversion and/or place of use.

In order to expedite these field examinations, which must be completed this summer, please contact me at (208)334-2190 to make an appointment at a time that is convenient for you. I will be scheduling appointments for the last two weeks in August, and through September. Although it is not mandatory that you accompany me, it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany me it would be appreciated.

If you have any questions in regard to the exam verification, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k



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

June 24, 1993

RE: Notice of Claims in the Snake River Basin Adjudication

Bob Cunningham
Rural Telephone Co.
P.O. Box 969
Glenns Ferry, ID 83623

Dear Mr. Cunningham:

I have researched our records of claims filed in the Snake River Basin Adjudication (SRBA) and did not find any claims submitted by Don L. Anderson. I found one claim submitted by Virginia Anderson on November 8, 1989, which was numbered A61-00295B and has subsequently had an ownership change to the Martells. A copy of that claim was sent to the Martells by Ron Howerton on March 22, 1993.

In researching our records of existing water rights, I found only three rights in Mr. Anderson's name. They are: 61-07011, 61-00295 and 61-07039. All of these rights were to be diverted from Little Canyon Creek.

As I stated on the phone, I have been assigned the review of Claims A61-07011, A61-00295B and A61-07039. Any information or questions in regard to these claims should be directed to me.

I am enclosing some brochures which may help in understanding the difference between SRBA claims and existing water rights. If you have any further questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

March 22, 1993
JAMES R MARTELL &
CARMELA M MARTELL
PO BOX 540
GLENN'S FERRY ID 83623

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Ref: Claims **A61-00295B**, **A61-07039** &
A61-07011

Dear James and Carmela Martell,

Enclosed are copies of the two highlighted above referenced claim(s) which reflect the **CHANGE IN OWNERSHIP** of the lands and appurtenant water rights requested by your notice of ownership change. (Note, claim **A61-07039** was already processed and changed from an earlier notice of ownership change request dated 12/12/90).

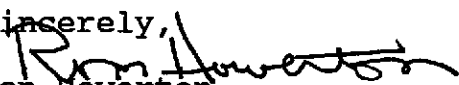
The claim we could not continue to process is, Claim No. A61-07011. The claim was filed in the name of Joel & Cindy Allen, with no reference to any other owner. However, they have claimed the right showing a change in place of use from the place of use on the existing right. During our verification of this claim, prior to submission to the Court for decree, we will investigate this change of place of use to confirm whether they owned the original place of use when this change was made. If not, then the place of use remains on the land originally covered and now owned by you. In the meantime it may be a good idea for you to also file on this right showing the original place of use which you now own. You may want to look at your sales contract or warranty deed to see whether or not this right may have been withheld in the sale. If it was not owned by the Allen's at the time they changed the place of use, and was not withheld in the sale, then this right should have automatically been conveyed with the land you purchased.

I have enclosed a proof report of this right to help you fill out the enclosed claim form to return to our office with the filing fee. The normal filing fee for to be submitted with this claim is a \$50 flat fee per claim, plus \$1 per acre, for a total fee of \$54. No-late fee will be assessed, if you file this claim prior to our second round mailing notices for this area, which may begin within the next few months. Again, I will mention that the exact determination of the ownership of this right will have to be determined at a later date through our normal investigation, unless you have other information at this point to clarify this ownership issue.

The Department will contact you in the future concerning any other requirements that may be needed in order to process these claim for final court decree.

Feel free to contact this office if you have any questions concerning this letter, the enclosed claims, or filing of your new claim.

Sincerely,


Ron Howerton
Senior Water Agent
Adjudication Section

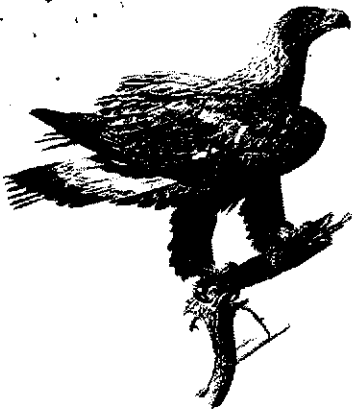
cc: File(s)

Enclosures:

Proof Report

New Claim Form (with instructions)

Claim Copies, A61-00295B & A61-07039



B. E. C. REALTY

P.O. BOX 760
510 W. 1st AVENUE
GLENN'S FERRY, ID 83623
BUSINESS (208) 366-2901
HOME (208) 366-2937

ELAINE CUNNINGHAM

JANUARY 10, 1990

RECEIVED
JAN 12 1990

DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

DEAR SIRs,

ENCLOSED PLEASE FIND THE CHANGE IN OWNERSHIP OF NOTICE OF CLAIM
TRANSFERING THE WATER RIGHTS FOR NUMBER A61-07039 FROM HARRIET
THOMPSON TO JAMES R. MARTELL AND CARMELA M. MARTELL.

ALSO ENCLOSED IS THE RECORDED DEED INSTRUMENT NO. 256582 SHOWING
THE LEGAL TRANSFER. THANK YOU FOR YOUR HELP.

PLEASE SEND A NOTICE OR COPY OF YOUR TRANSFER WHEN I SEND THESE IN
SO I CAN GIVE THEM TO THE BUYERS.

THANK YOU AGAIN,

AS EVER,

A handwritten signature in cursive script that reads "Elaine I. Cunningham". The signature is fluid and elegant, with a large, sweeping "E" at the beginning.

ELAINE I. CUNNINGHAM
B.E.C. REALTY

HAVE ENCLOSED COVER SHEET FROM TITLE COMPANY WHICH SHOWES MR. THOMPSON
IS WIDOWED AND THE PROBATE WAS TAKEN CARE OF.

MICROFILMED

AUG 11 1992