

RECEIVED

AUG 23 2005

DEPARTMENT OF
WATER RESOURCES

August 22, 2005

Idaho Department of Water Resources
Ms. Misty Mount
322 East Front Street
PO Box 83720
Boise, ID 83720

Dear Ms. Mount;

Enclosed please find a copy of the letter I recently received from your office. As you will note from the Adjudication Claim Report 3-4008B the current owners are shown to be the MC Shelley Family Trust C/O Frank and Melita Shelley. I previously contacted your department (copy of letter attached) and explained that the MC Shelley Estate had been settled and closed and I was no longer associated with the estate. I also requested that all correspondence be sent directly to the current owners, Frank and Melita Shelley. I would again respectfully request that your records be corrected to show Frank and Melita Shelley as the current owners and mail all correspondence directly to them at the address below.

Frank and Melita Shelley
960 NW 14th Avenue
Payette, ID 83661

To avoid delay, I have forwarded this information to Frank and Melita Shelley at the above address. If you have any questions or I can be of assistance in completing this ownership transfer please give me a call. Thank you in advance for your assistance in this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael S. Derrick", with a stylized flourish at the end.

Michael S. Derrick



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 11, 2005

3-4008B
MC SHELLEY FAMILY TRUST
C/O MICHAEL DERRICK TRUSTEE
95 SW 4TH AVE
ONTARIO, OR 97914

Re: Field Examination, Snake River Basin Adjudication Claim Number 3-4008B

Dear Claimant(s):

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights.

The elements of beneficial use rights need to be verified by an examiner for the Idaho Department of Water Resources (IDWR) before the claim can be recommended to the SRBA Court. The examination of claims in your area is taking place during the summer of 2005. An examiner will be contacting you to schedule a visit your property to verify your use of the water right claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to IDWR. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership with IDWR in order to receive future mailings and to participate in the adjudication.

A copy of your water right claim is enclosed. If you have any questions, please contact this office. Our toll free number is 1-800-451-4129. It will help speed things along if you have your claim number, 3-4008B, handy when you call.

Misty Mount
Adjudication Technical Support Section

Enclosure
Claim 3-4008B

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 3-4008B

WATER RIGHT NUMBER: 3-4008B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M C SHELLEY RT 1 BOX 97 PAYETTE, ID 83661 (208)642-2794
Current Owner	M C SHELLEY FAMILY TRUST C/O FRANK & MELITA SHELLEY 960 NW 14TH AVE PAYETTE, ID 83661

Priority Date: 06/01/1954

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.480 CFS	
	<u>Total Diversion:</u>	0.480 CFS	

Location of Point(s) of Diversion

SNAKE RIVER L5 (SW1/4NW1/4SW1/4) Sec. 32, Twp 09N, Rge 05W, B.M.
PAYETTE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	05W	32									19.0	5.0							24.0
												L 5							

Total Acres: 24

Conditions of Approval:

1. Address change per claimant request. 9/30/04
2. Changed into name of trust. DH 8/6/2002

Remarks:Comments:

Estate of M.C. Shelley

Michael S. Derrick, Personal Representative

95 S.W. 4th Avenue

Ontario, OR 97914

(541) 889-2999/ fax (541) 889-8999

September 15, 2004

IDWR Western Regional Office

2735 Airport Way

Boise, ID 83705-5082

To Whom It May Concern:

This letter is being sent to request that you update your records and forward all future information, mailings, etc. regarding M.C. Shelley or the M.C. Shelley Family Trust to Frank and Melita Shelley. Currently it appears that your records reflect that all relevant information be sent to me, Michael S. Derrick as trustee and personal representative. I have now fulfilled my obligation as trustee and personal representative for M.C. Shelley and The M.C. Shelley Family Estate. At this time I have been relieved of my duties and responsibilities by Judge Krogh. Below you will find the correct mailing address for Frank and Melita Shelley.

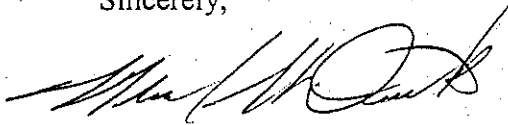
Frank & Melita Shelley

960 NW 14th Avenue

Payette, ID 83661

If you have any questions or I can be of assistance please give me a call. Thank you in advance for your assistance in this matter.

Sincerely,



Michael S. Derrick