



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

October 1, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Correct Address

~~CAPITAL LENDING INC
C/O CORPORATE SERVICE CENTER
350 S CENTER ST STE 500
RENO NV 89501-2114~~

*Capital Lending Inc
3905 STATE ST. Suite 7148
Santa Barbara CA 93105*

Ph.# 805-683-0303

RE: Snake River Basin Adjudication (SRBA)
Water Rights #35-47, 35-02014, 35-7138, 35-7142B, 35-13323,
35-13324, 35-13350

*11-4-02 We have address
& phone in our data base
already - R*

Dear Water Right Holder:

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

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by October 15, 2002. 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 rights 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 records.

RECEIVED

NOV 04 2002

SS:region
Department of Water Resources

Sincerely,
Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

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

*President
Jh [Signature]
Capital Lending*

Water Right Holder's Signature

Telephone No.

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 17, 2002

CAPITAL LENDING INC
3905 STATE ST #7148
SANTA BARBARA CA 93105

RE: Transfer #69365 (water right 35-7, 35-7138, 35-13323, 35-13324) and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir or Madam:

On January 8, 2002, the Idaho Department of Water Resources (IDWR) approved Transfer #69365 modifying a portion of the above referenced water right(s). Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree

Technical Records Specialist

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

In Re SRBA

)

Water Rights: 35-7 SPLIT INTO
35-13323, 35-13324
& 35-7138

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **69365**
 - ☒ point of diversion ☒ place of use
 - ☒ period of use ☒ nature of use
 - ☒ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: May 16, 2002

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 17, 2002, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
CAPITAL LENDING INC
3905 STATE ST #7148
SANTA BARBARA CA 93105

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

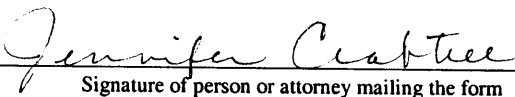
Each party in the subcase, or attorney of record
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

WATER RIGHT NO. 35-13323
As Modified by Transfer No. 69365

In accordance with the approval of Transfer No. 69365, Water Right No. 35-13323 is now described as follows.

Right Holder: CAPITAL LENDING INC
 1475 TERMINAL WAY STE E
 RENO NV 89502

Priority Date: 05/01/1887

Source: UNNAMED STREAM **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.62 CFS	324.0 AF
			1.62 CFS	324.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SWNE Sec. 24 Twp 04S Rge 32E BINGHAM County

UNNAMED STREAM SESW Sec. 24 Twp 04S Rge 32E BINGHAM 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	
04S	32E	24			4.0	1.0					24.0	7.0		21.0	1.0	23.0			81.0

Total Acres: 81

CONDITIONS OF APPROVAL

1. Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. Source is also known as Boom Creek, Boone Creek.

WATER RIGHT NO. 35-13323
As Modified by Transfer No. 69365

6. Use of this right with Right 35-7138 is limited to a total combined diversion rate of 1.62 cfs.
7. Use of this right with Right 35-7138 is limited to the irrigation of a combined total of 81.0 acres in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 8th day of January, 2002


Chief, Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 22, 2002

CAPITAL LENDING INC
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: Transfer #69365 (water rights 35-7138 & 35-7) and Notice of
Completed Administrative Proceeding (NCAP)

Dear Mr. Foster:

On January 8, 2002, the Idaho Department of Water Resources (IDWR) approved Transfer #69365, modifying a portion of the above referenced water right(s). Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

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Respectfully,

Jennifer Crabtree
Technical Records Specialist

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As Modified by Transfer No. 69365

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 1475 TERMINAL WAY STE E
 RENO NV 89502

Priority Date: 05/01/1887

Source: UNNAMED STREAM **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.62 CFS	324.0 AF
			1.62 CFS	324.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SWNE Sec. 24 Twp 04S Rge 32E BINGHAM County

UNNAMED STREAM SESW Sec. 24 Twp 04S Rge 32E BINGHAM 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	
04S	32E	24			4.0	1.0					24.0	7.0		21.0	1.0		23.0		81.0

Total Acres: 81

CONDITIONS OF APPROVAL

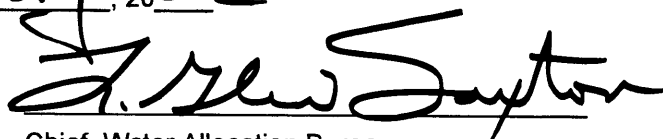
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WATER RIGHT NO. 35-13323
As Modified by Transfer No. 69365

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This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 8th day of January, 2002


Chief, Water Allocation Bureau