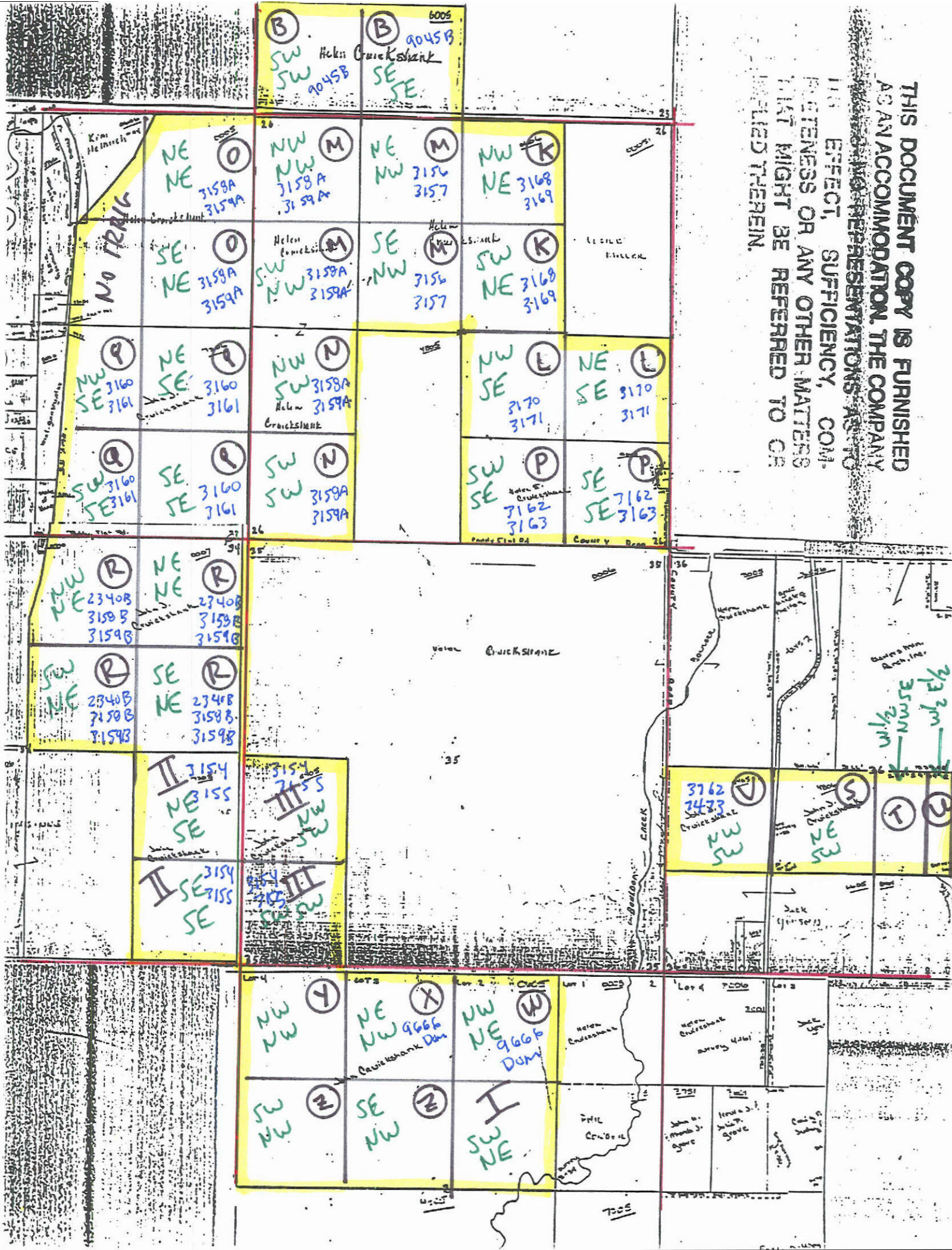
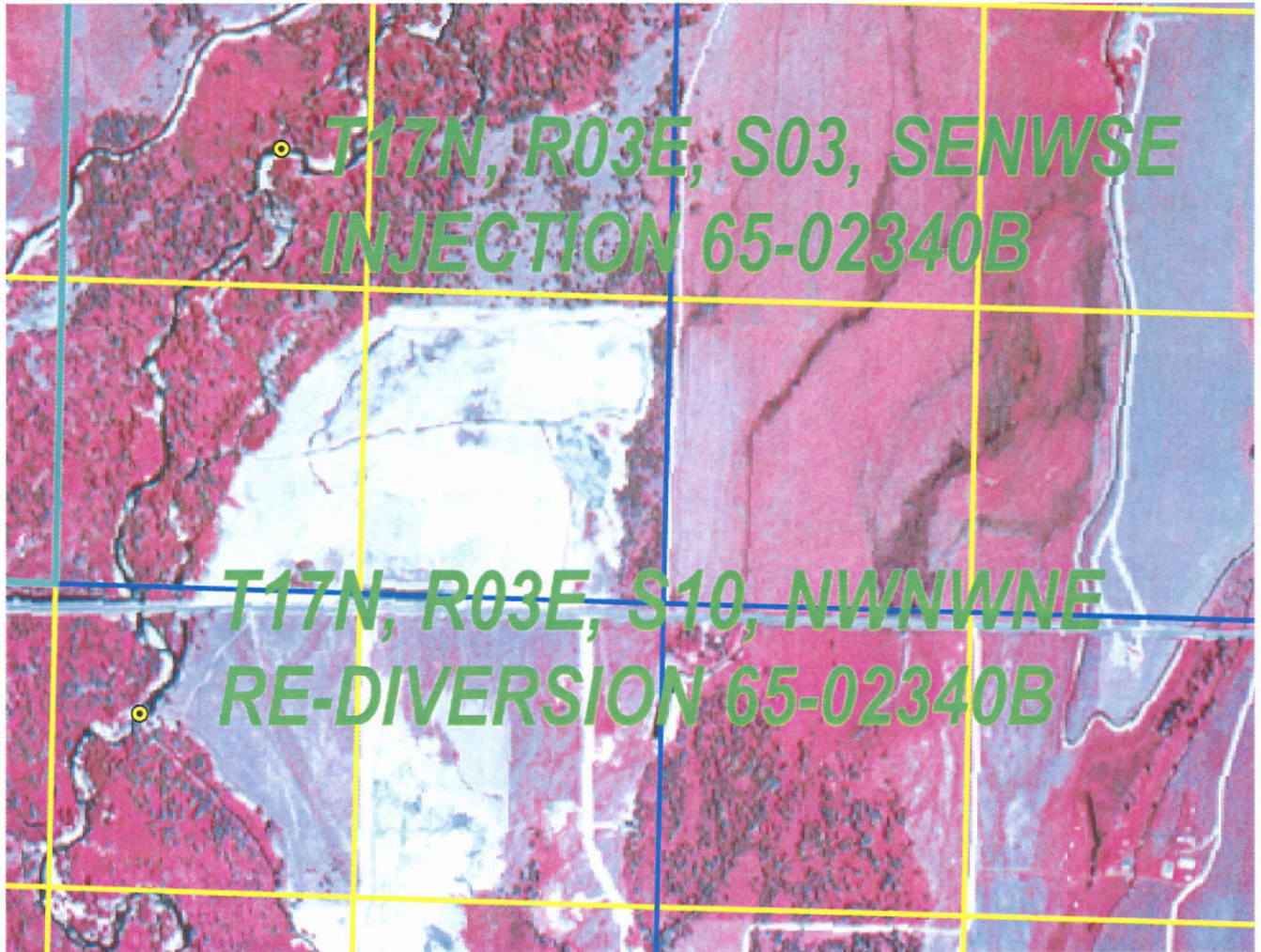


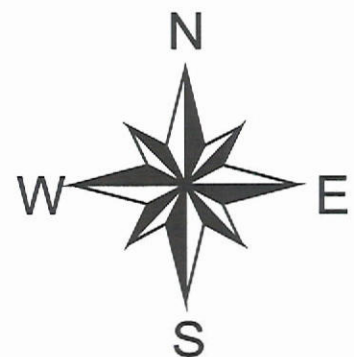
THIS DOCUMENT COPY IS FURNISHED
AS AN ACCOMMODATION. THE COMPANY
MAKES NO REPRESENTATIONS AS TO
ITS EFFECT, SUFFICIENCY, COM-
PLETENESS OR ANY OTHER MATTERS
THAT MIGHT BE REFERRED TO OR
IMPLIED THEREIN.



65-02340B



Point of Diversion



Idaho Department of Water Resources

T17N, R03E
S34

Claim(s) 65-02340B,
65-03158B & 65-03159B

Owner(s) Cruickshank
Trust

Prepared by:

Ron Howerton

Date: 22 Apr 99

 Place of use

 POD

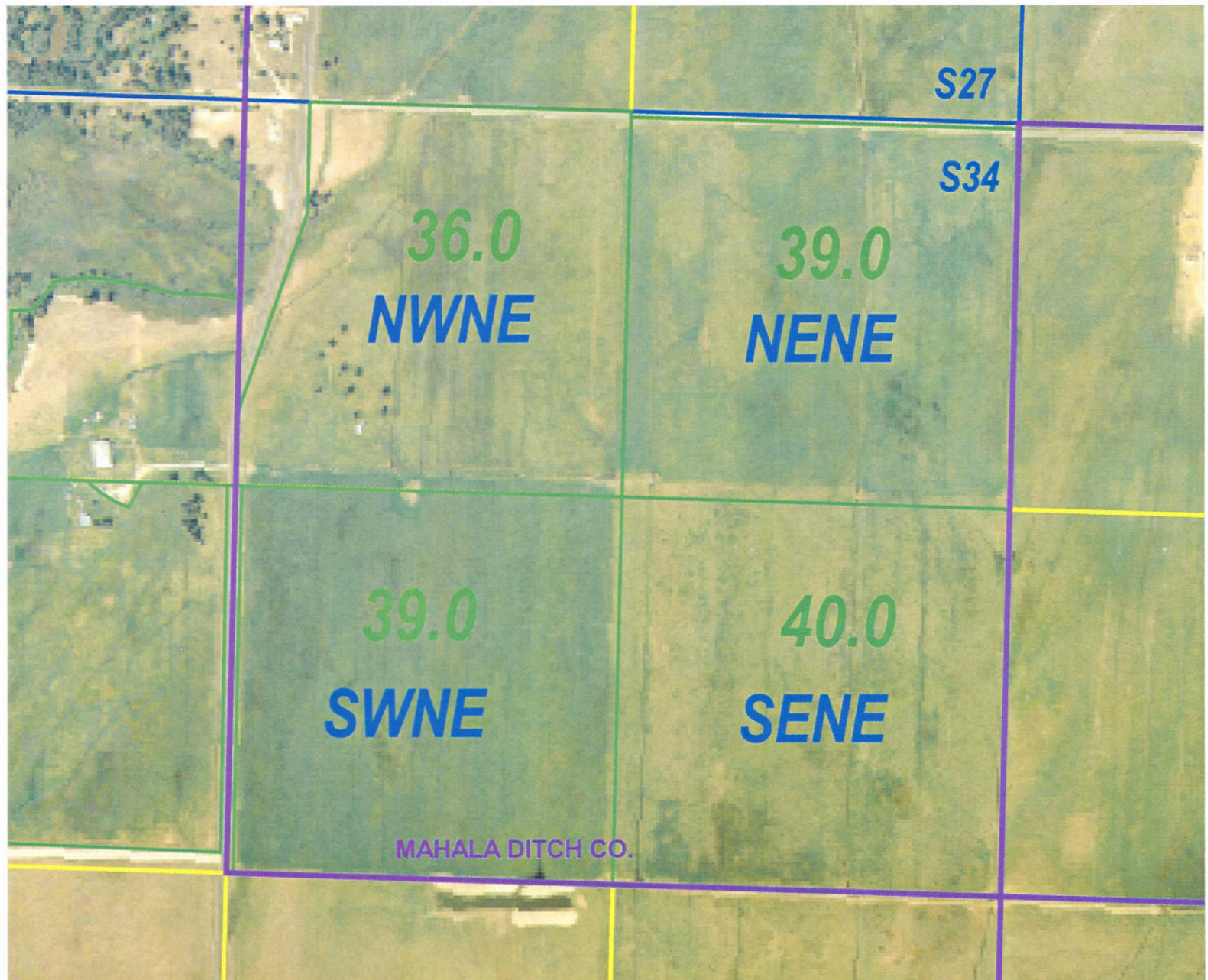
 SECTION LINES

 1/4 1/4 Lines

Acres

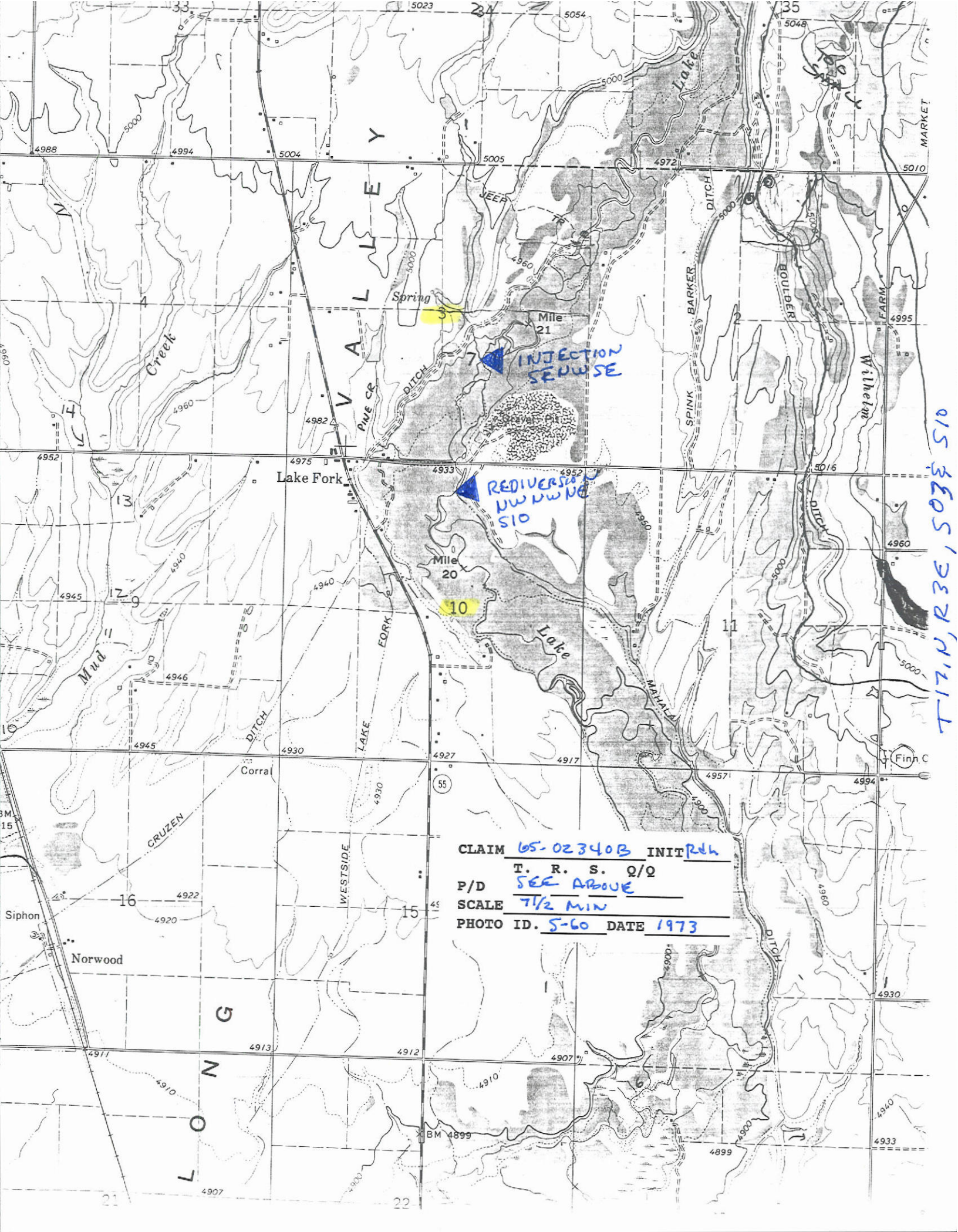


1987 NAPP



0 0.25 0.5 0.75 Miles

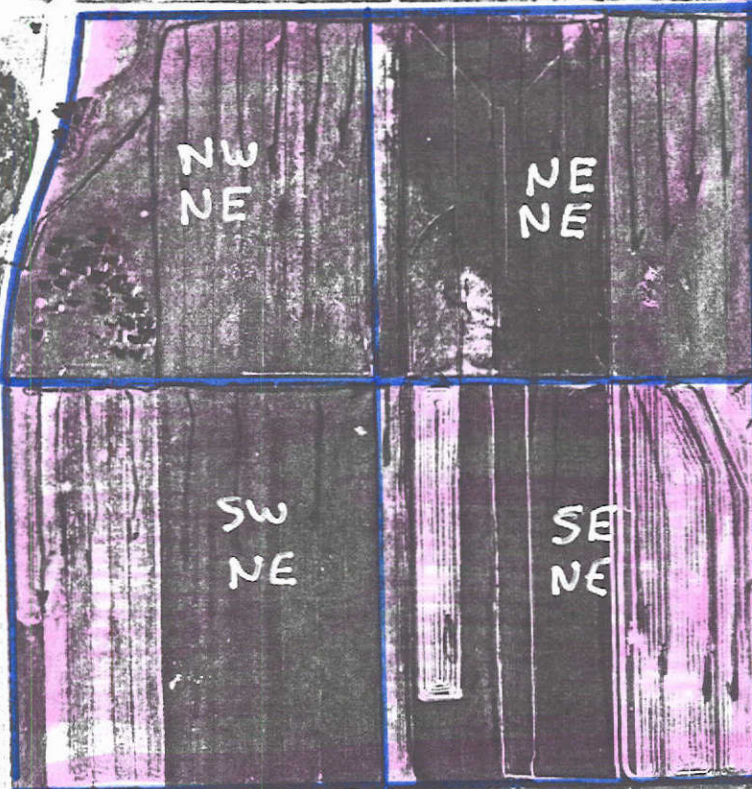
Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho



CLAIM 65-02340B INIT REL
T. R. S. Q/Q
P/D SEE ABOVE
SCALE 7 1/2 MIN
PHOTO ID. 5-60 DATE 1973

T-17, N, R-3E, S-03E, S-10

DH2-2BB-115

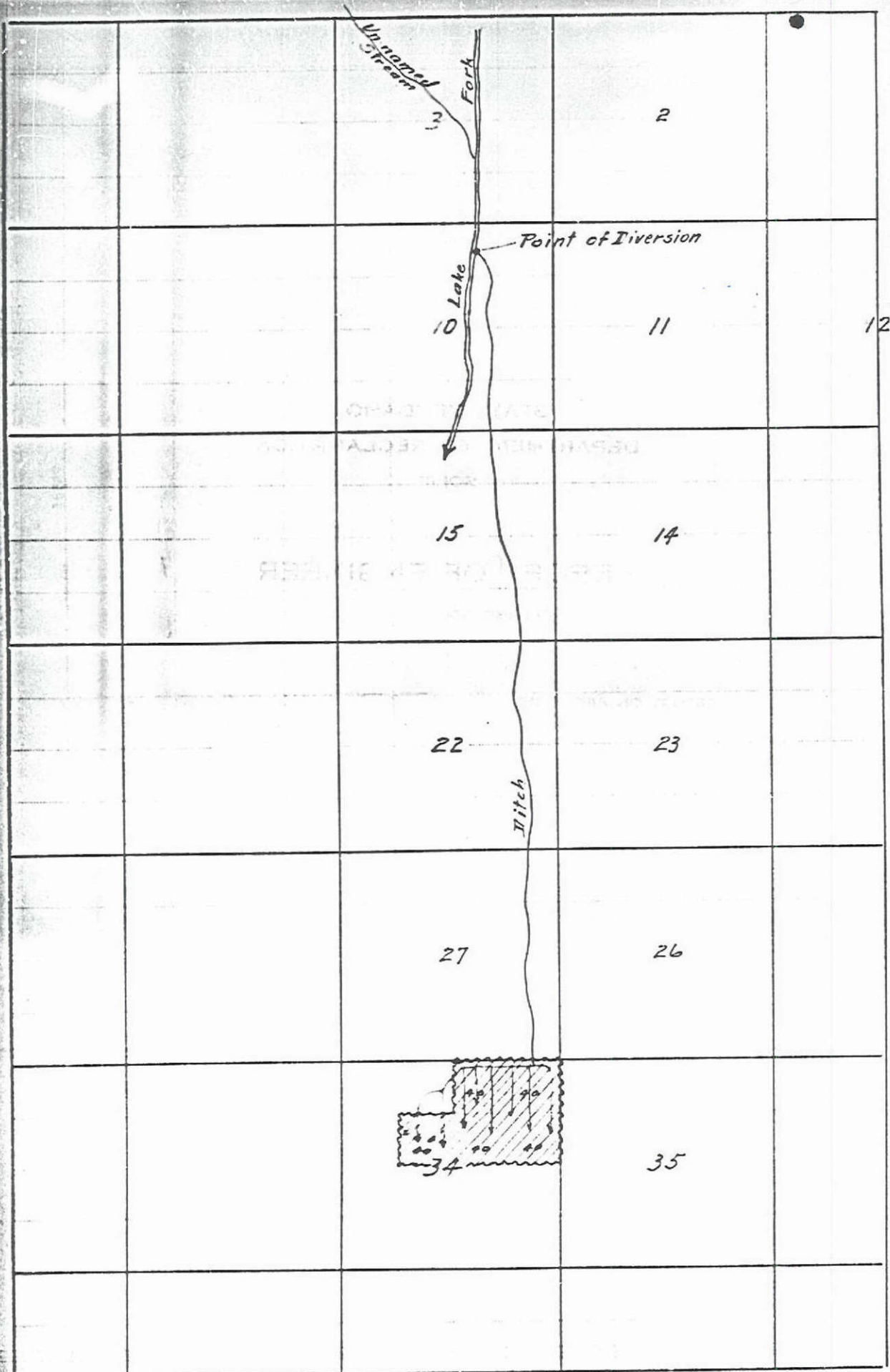


T17N
R03E
S34

65-031588 & 31598
CLAIM 65-02340B INIT Rdh
T. R. S. Q/Q
P/D NN 3E 10 NWNE
SCALE 8 IN = 1 MILE
PHOTO ID. PRBA DATE 1961

7-17-61

ASCS PHOTO

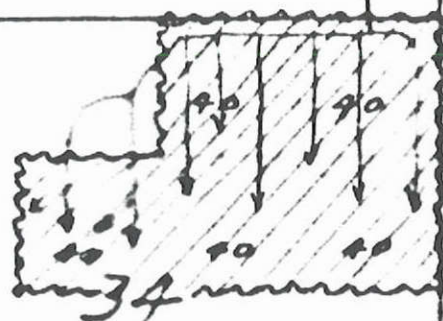


SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

16509

27

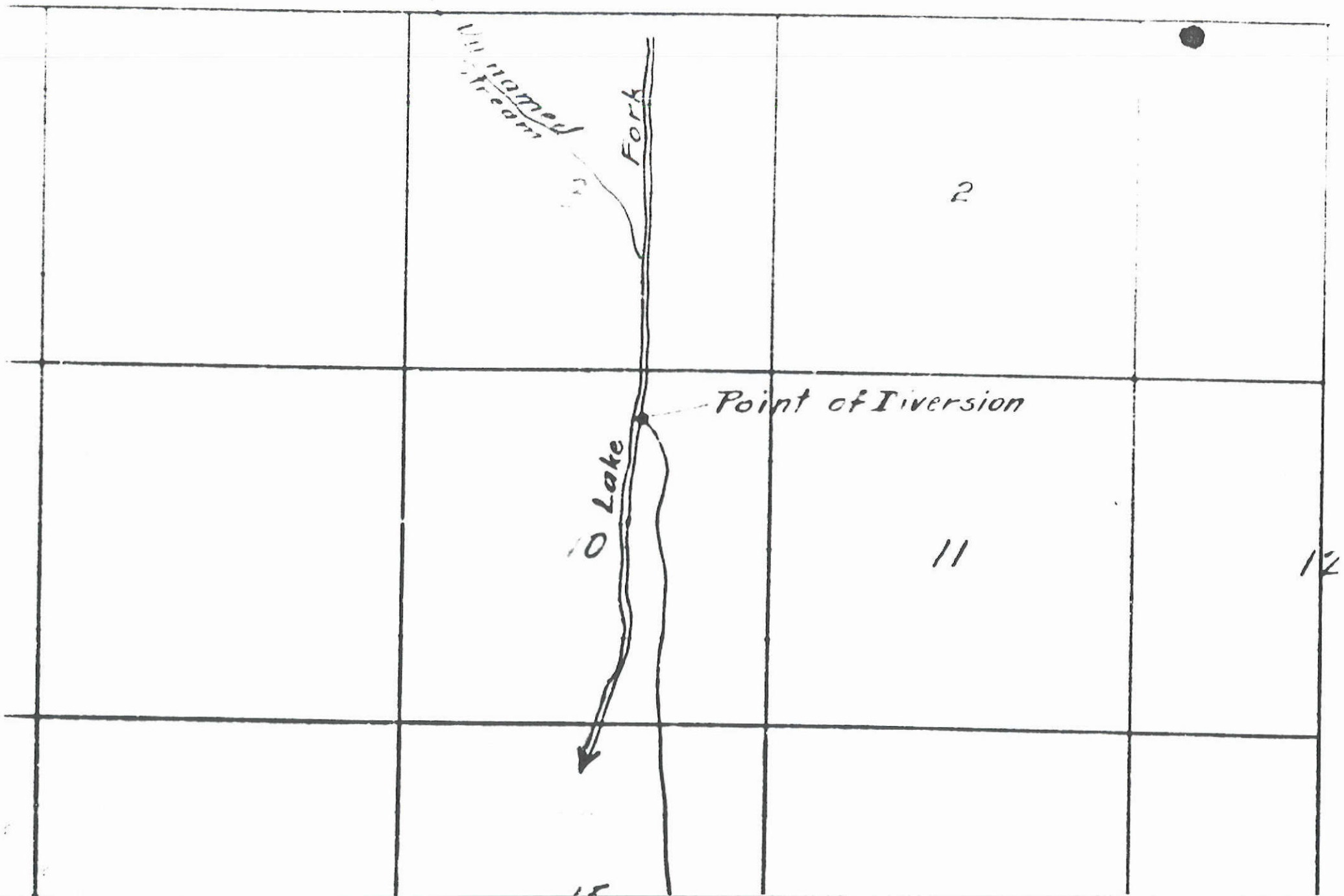
26



35

INCHES EQUALS 1 MILE. DRAW MAP IN INK.

16509



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: A65-02340B
Date Received: 11/07/1988
Receipt No: X999999
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. CRUICKSHANK TRUST 208-325-8549
Address: RT.1 BOX 70
MC CALL, ID 83638

2. Date of Priority: MAY 03, 1926

3. Source: UNNAMED STREAM Trib. to: LAKE FORK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	03E	10	NW	NE			VALLEY
			NW	NE			VALLEY

5. Description of diverting works:
MAHALA DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.965		

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

8. Total consumptive use is 308.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	34	NE	NE		IRR	39.0
			NW	NE		IRR	36.0

A65-02340B

Page 1

Date: 11/07/88

MICROFILMED

SEP 18 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	34	SW	NE		IRR	39.0
			SE	NE		IRR	40.0
Section Acres							154.0
Total Acres							154.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
A65-03159B, A65-03158B

14. Remarks:
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3158 & 65-3159 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Trustee of
Title
James L. Cruickshank Trust, that I have signed the foregoing
Organization
document in the space below as Trustee of
Title
James L. Cruickshank Trust and that the statements contained in the
Organization
foregoing document are true and correct.

James L. Cruickshank
Signature of Authorized Agent

Trustee
Title and Organization

11/8/88
Date

State of Idaho)
County of Valley) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of Nov 19 88

William Paul Egan
Notary Public

Seal

Residing at Boise Id
My Commission Expires 9/2/1994

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: LAKE FORK CREEK

RIGHT NUMBER: 65-023408

NAME & ADDRESS: HARRY L BETTIS
STAR ROUTE
PAYETTE ID 83661

SOURCE: UNNAMED STREAM TRIBUTARY: LAKE FORK CREEK

QUANTITY: 1.965 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-031588 & 65-031598
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE MEASURED AT FIELD
HEADGATE.

PRIORITY DATE: 05/03/1926

POINT OF DIVERSION: T17N R03E S03 SENWSE (INJECTION) Within VALLEY County
S10 NWNWNE (REDIVERSION)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-15 10-15	1.965 CFS

PLACE OF USE:	IRRIGATION	Within VALLEY County			
	T17N R03E S34	NENE 39	NWNE 36	SWNE 39	SENE 40
	154 ACRES TOTAL				

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 154 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-031588 & 65-031598.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE, SECTION 42-1412(6) IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
USE OF THIS RIGHT IS COMBINED WITH WATER FROM
MAHALA DITCH CO.

AJ5856NP

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

DATE: JAN-5-2000
PAGE: A-3

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: LAKE FORK CREEK

RIGHT NUMBER: 65-023408 (CONT)

EXPLANATORY MATERIAL: (CONT)

WATER IS DELIVERED THROUGH MAHALA DITCH IN SECTION 10.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED AS T17N, R03E, S10, NWNWNE: 65-03158B &
65-03159B.

In Re SRBA) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Rights 65-02340B, 65-03158B,
) 65-03159B, 65-03160, 65-03161,
) 65-03162, 65-03163, 65-03154
) and 65-03155

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

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

65-03162, 65-03163, 65-03154 and 65-03155

PAGE 1

From (Claimant/Seller):

Name of Claimant: JAMES L CRUICKSHANK TRUST
Address: RT 1 BOX 70
MC CALL ID 83638
Phone: (208) 325-8549

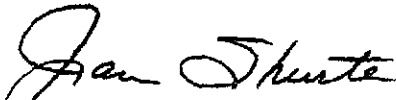
To (Claimant/Purchaser):

Name of Claimant: HARRY L BETTIS
Address: STAR ROUTE
PAYETTE ID 83661
Phone: (208) 365-2512

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

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

DATED: January 5, 2000



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on *January 5, 2000* I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

JAMES L CRUICKSHANK TRUST
RT 1 BOX 70
MC CALL ID 83638
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

HARRY L BETTIS
STAR ROUTE
PAYETTE ID 83661
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington

Signature of person or attorney mailing the form

ADDITIONAL
ADJ#S RONS

A65- 2340B

- 3158B

- 3159B

122K - 3160

- 3161

- 3162

- 3163

- 3154

- 3155

DOMESTICS - DECREE
65-09666 & 17547

RECEIVED

DEC 27 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.

65-09045B, 65-03168, 65-03169, 65-03170, 65-03171,

65-03156, 65-03157, 65-03158A, and 65-03159A

A65-09045B, A65-03168, A65-03169, A65-03170, A65-03171,

A65-03156, A65-03157, A65-03158A, and A65-03159A

1. Water Right No(s).:

Adjudication Claim No(s).:

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

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

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually 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/ClaimantJohn J. Cruickshank and Connie Mae Cruickshank1811 W. Lake Hazel Road, Meridian, ID 83642

4. New Owner/Claimant(s)

Harry L. Bettis

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/orStar Route

City, State and ZIP Code

Payette, ID 83661

New Telephone Number

(208) 365-2512

5. Date you acquired the property

April 7, 1999

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.

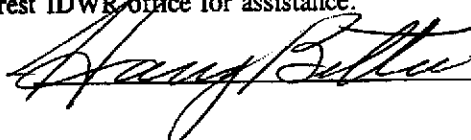
Number of acres you irrigate 1,468.61

Number and type of stock _____

Diversion rate in CFS _____

Number of homes 0Other 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..

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

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

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

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

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

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

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

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

HOLLAND & HART^{LLP}
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE
CHEYENNE • JACKSON HOLE
SALT LAKE CITY

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869
TERESA J. TURNER
PARALEGAL
tturner@hollandhart.com

RECEIVED

DEC 27 1999

WATER RESOURCES
WESTERN REGION

December 23, 1999

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Dear Sir or Madam:

This firm represents Harry L. Bettis, who has acquired certain real property located in Valley County, Idaho.

Enclosed is original Notice of Change of Water Right Ownership for Nine (9) water rights appurtenant to the property, together with a copy of the Warranty Deed evidencing the change of ownership, a copy of Quitclaim Deed evidencing the prior owner's title to the property, and a copy of plat map with the property boundaries highlighted.

Thank you for your assistance. If you need anything further to process this change of ownership, please let me know.

Sincerely,

HOLLAND & HART^{LLP}



Teresa J. Turner
Paralegal

tjt
Enclosures
c: Harry Bettis (w/enclosures)

WARRANTY DEED

FOR VALUE RECEIVED, JOHN J. CRUICKSHANK aka John Cruickshank, and CONNIE MAE CRUICKSHANK aka Connie M. Cruickshank, the Grantors, do hereby grant, bargain, sell and convey unto HARRY L. BETTIS, the Grantee, whose current address is Star Route, Payette, Idaho 83661, the following described premises in Valley County, Idaho, to-wit:

See Exhibit A attached hereto and incorporated herein by reference, and subject to the exceptions scheduled on Exhibit B attached hereto and incorporated herein by reference.

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

Dated: April 7, 1999

John J. Cruickshank AKA
John Cruickshank

JOHN J. CRUICKSHANK, aka
John Cruickshank

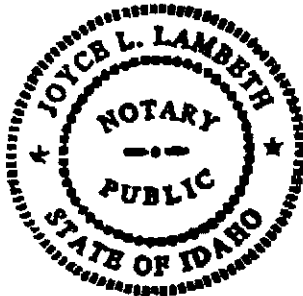
Connie Mae Cruickshank AKA
Connie M. Cruickshank

CONNIE MAE CRUICKSHANK, aka
Connie M. Cruickshank

239440
TYPE: *And*
CLERK IN CHARGE
VALLEY COUNTY RECORDER
BY: *[Signature]*
FEE: *30.00*
STATE OF IDAHO
County of Ada
MOUNTAIN TITLE & ESCROW
REQUESTED BY
RECORDED
AM 10 53
):
): SS.

On this 7 day of April, 1999, before me, Joyce L. Lambeth, a notary public for said State, personally appeared JOHN J. CRUICKSHANK aka John Cruickshank, and CONNIE MAE CRUICKSHANK aka Connie M. Cruickshank, husband and wife, known or identified to me to be the persons who executed the instrument, and acknowledged to me that they executed the same.

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



BOISR-0103554.01

Joyce L. Lambeth
Notary Public
Residing at: Mountain Home Idaho
My Commission Expires: 11/10/2000

EXHIBIT**A**

COM0246-99

Legal Descriptions**Parcel B**

S1/2 SW1/4

Section 23, Township 17 North, Range 3 East
Valley County, Idaho**Parcel K**

W1/2 NE1/4

Section 26, Township 17 North, Range 3 East
Valley County, Idaho**Parcel L**

N1/2 SE1/4

Section 26, Township 17 North, Range 3 East
Valley County, Idaho**Parcel M**

NW1/4

Section 26, Township 17 North, Range 3 East
Valley County, Idaho**Parcel N**

W1/2 SW1/4

Section 26, Township 17 North, Range 3 East
Valley County, Idaho**Parcel O**

NE1/4 lying East of State Highway 55

Section 27, Township 17 North, Range 3 East
Valley County, Idaho**SAVE AND EXCEPT:**

A parcel of land situate in the North 1/2 of the NE 1/4 of Section 27, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of the NE1/4 NE1/4 of Section 27 (East 1/16 Corner common to Section 22 and Section 27), Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho; thence South 00° 37' 46" West 91.41 feet on the line common to the NE1/4 NE1/4 and the NW1/4 NE1/4 of said Section 27 to a 5/8 inch diameter steel pin in a fence line on the Southeasterly right-of-way line of Spink Lane, said point being the REAL POINT OF BEGINNING;

- continued -

EXHIBIT**A**

Parcel O - continued

thence following said fence line North 21° 54' 21" East 71.27 feet to a 1/2 inch diameter steel pin on a line lying 25.00 feet Southerly of the line common to said Sections 22 and 27; thence South 89° 23' 02" East 174.14 feet on a line parallel to and 25.00 feet Southerly of the line common to said Sections 22 and 27, to a point marked with a 1/2 inch diameter steel pin; thence South 00° 37' 46" West 360.00 feet on a line parallel to said line common to the NE1/4 NE1/4 and the NW1/4 NE1/4, to a point marked with a 1/2 inch diameter steel pin; thence North 89° 23' 02" West 314.34 feet on a line parallel to said line common to Sections 22 and 27, to a point in said fence line on the Southeasterly right-of-way of Spink Lane, said point marked with a 1/2 inch diameter steel pin; thence North 21° 54' 21" East 315.10 feet on said fence line/right-of-way line to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT:

Commencing at the NE Corner of the NW1/4 NE1/4 of said Section 27; thence South 20° West, 440.22 feet; thence South 28° 30' West, 122 feet; thence South 36° 45' West, 1024 feet; thence South 79° West, 15.18 feet to an iron pipe; thence along the Easterly boundary of said State Highway 55, North 05° 15' East, 330 feet to a point; thence North 03° East, 174.90 feet; thence North 45° East, 132 feet; thence North 03° 00' West, 54.12 feet; thence North 08° 15' West, 132 feet; thence North 15° 15' West, 181.50 feet; thence North 23° 45' West, 232.98 feet; thence North 26° 15' West, 168.30 feet to an iron pin on the North boundary of the NW1/4 NE1/4 of said Section 27; thence East along said boundary 1069.2 feet to the Point of Beginning.

Parcel P

Section 26, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho: S1/2 SE1/4, less Tax No. 1, more particularly described as follows:

A parcel of land located in the SE1/4 SE1/4, Section 26, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho more particularly described as follows:

- continued -

Parcel P - continued

Commencing at the section corner common to Sections 25, 26, 35 and 36, Township 17 North, Range 3 East, Boise Meridian, thence northerly along the section line common to Sections 25 and 26, a distance of 741.5 feet; thence westerly and parallel to the southerly boundary of Section 26, a distance of 30 feet to the westerly boundary of "Farm to Market Road", the Real Point of Beginning; thence northerly along the westerly boundary of "Farm to Market Road" a distance of 273.5 feet; thence westerly and parallel to the southerly boundary of Section 26 a distance of 177 feet to a point; thence southerly a distance of 276 feet more or less to a point which is 145 feet westerly of and parallel to the southerly boundary of Section 26; thence easterly and parallel to the southerly boundary of Section 26, 145 feet to the point of beginning.

TOGETHER WITH: an easement for a septic system for use appurtenant to the above described parcel, said easement being within the E1/2 of the E 1/2 of SE1/4 of SE1/4, Section 26, Township 17, Range 3 East, Boise Meridian, Valley County, Idaho.

Parcel Q

SE 1/4 lying East of State Highway 55
Section 27, Township 17 North, Range 3 East
Valley County, Idaho.

Parcel R

NE 1/4 lying East of State Highway 55
Section 34, Township 17 North, Range 3 East
Valley County, Idaho.

Parcel S

NE 1/4 SW 1/4
Section 36, Township 17 North, Range 3 East
Valley County, Idaho

Parcel T

W1/2 NW1/4 SE1/4
Section 36, Township 17 North, Range 3 East
Valley County, Idaho

Parcel U

W1/2 E1/2 NW1/4 SE1/4
Section 36, Township 17 North, Range 3 East
Valley County, Idaho

- continued -

Parcel V

NW1/4 SW1/4

Section 36, Township 17 North, Range 3 East
Valley County, Idaho**Parcel W**

Government Lot 2

Section 2, Township 16 North, Range 3 East
Valley County, Idaho**Parcel X**

Government Lot 3

Section 2, Township 16 North, Range 3 East
Valley County, Idaho**Parcel Y**

Government Lot 4

Section 2, Township 16 North, Range 3 East
Valley County, Idaho**Parcel Z**

S 1/2 NW1/4

Section 2, Township 16 North, Range 3 East
Valley County, Idaho**Parcel 1**

SW1/4 NE1/4

Section 2, Township 16 North, Range 3 East
Valley County, Idaho**Parcel 2**

E1/2 SE1/4

Section 34, Township 17 North, Range 3 East
Valley County, Idaho**Parcel 3**

W1/2 SW1/4

Section 35, Township 17 North, Range 3 East
Valley County, Idaho

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS

RICHMOND, VIRGINIA

SCHEDULE B—Section 2**Exceptions****EXHIBIT****B**

The policy or policies to be issued will contain exceptions to the following unless the same are disposed of to the satisfaction of the Company:

1. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this Commitment.
2. Rights or claims of parties in possession not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, and any facts which a correct survey and inspection of the premises would disclose and which are not shown by the public records.
4. Easements, or claims of easements, not shown by public records.
5. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
6. Taxes: See attached Exhibit C. NOTE: This is for information purposes only and the Company assumes no liability for amounts quoted. It has recently become the practice of the Valley County Assessor and Treasurer to issue subsequent tax statements, the amount shown thereon being unavailable or unknown at this time, and the Company assumes no liability thereof.
7. Assessments or liens by Valley County for garbage collection as provided for by law.
8. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.

- continued -

NOTE: If policy is to be issued in support of a mortgage loan, attention is directed to the fact that the Company can assume no liability under its policy, the closing instructions, or Insured Closing Service for compliance with the requirements of any consumer credit protection or truth in lending law in connection with said mortgage loan.

This commitment is invalid unless the Insuring Provisions and Schedules A and B are attached.

EXHIBIT**B**

Schedule B-Section 2-Page 1-Commitment No.

Lawyers Title Insurance Corporation

A LANDAMERICA COMPANY

NATIONAL HEADQUARTERS

RICHMOND, VIRGINIA

SCHEDULE _____ CONT'D.

Parcel B

9. RIGHT OF WAY EASEMENT as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 577 on June 21, 1955, as Instrument No. 48311.

Parcel B

10. Subject to Spink Lane along entire southerly boundary.

Parcel B, K, L, M, N

11. RECORD OF SURVEY, as filed for record in the office of the Recorder of Valley County, Idaho on July 13, 1990, as Instrument No. 174482.

Parcel K, L, M, N

12. EASEMENT FOR IRRIGATION DITCH as filed for record in the office of the Recorder of Valley County, Idaho in Book 17 of Deeds at page 577 on July 9, 1936, as Instrument No. 21301.

Parcel K, L, M, N

13. SUBJECT TO RIGHTS OF WAY for drain ditch as shown on Quitclaim Deed in Book 1 of Deeds at page 256 as filed for record in the office of the Recorder of Valley County, Idaho on December 6, 1918 as Instrument No. 1885.

Parcel K, L, M, N

14. POWER LINE EASEMENT to Idaho Power Company as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 475 on October 8, 1954 as Instrument No. 47378.

Parcel K, L, M, N

15. GROUND LEASE to Brundage Mountain Air, Inc. as filed for record in the office of the Recorder of Valley County, Idaho on October 2, 1997 as Instrument No. 228548.

Parcel K, L, M, N

16. Subject to Farm to Market Road along portion of easterly boundary.

Parcel K, L, M, N, O

17. Subject to Spink Lane along entire northerly boundary.

Parcel L, P

18. Subject to Farm to Market Road along the easterly boundary.

- continued -

Schedule _____ Page _____ No. _____

Lawyers Title Insurance Corporation

A LANDAMERICA COMPANY

NATIONAL HEADQUARTERS

RICHMOND, VIRGINIA

SCHEDULE _____ confd.

Parcel M, S, T, U, V

19. IDAHO CODE, SECTION 58-604, which grants over all lands belonging to the State, a right of way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States; and IDAHO CODE, SECTION 47-701 and 47-711, reserving to the state all mineral rights in land sold subsequent to the 8th day of May, 1923.

Parcel N, P

20. Subject to Paddy Flat Road along entire northerly boundary.

Parcel O

21. RIGHT OF WAY DEED for State Highway as filed for record in the office of the Recorder of Valley County, Idaho in Book 14 of Deeds at page 317 on March 31, 1928 as Instrument No. 12216.

Parcel O

22. RIGHT OF WAY DEED as filed for record in the office of the Recorder of Valley County, Idaho in Book 14 of Deeds at page 414 on December 22, 1928 as Instrument No. 13106.

Parcel O

23. EASEMENT FOR RIGHT OF WAY FOR IRRIGATION DITCH as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 487 on November 5, 1954 as Instrument No. 47471.

Parcel O

24. GRANT OF EASEMENT to Continental Telephone of the West as filed for record in the office of the Recorder of Valley County, Idaho on December 23, 1987 as Instrument No. 159301.

Parcel O

25. GRANT OF EASEMENT to Continental Telephone of the West as filed for record in the office of the Recorder of Valley County, Idaho on December 23, 1987 as Instrument No. 159302.

Parcel O

26. RECORD OF SURVEY, as filed for record in the office of the Recorder of Valley County, Idaho, on September 18, 1995, as Instrument No. 213539.

Parcel Q

27. Subject to Paddy Flat Road along entire southerly boundary.

- continued -

Schedule _____ Page _____ No. _____

Lawyers Title Insurance Corporation

A LANDAMERICA COMPANY

NATIONAL HEADQUARTERS

RICHMOND, VIRGINIA

SCHEDULE _____ confd.

Parcel Q

28. EASEMENT FOR PUBLIC ROAD as set forth on Instrument No. 24614, recorded on July 10, 1916 in Valley County, Idaho in Book 9 of Deeds at page 618.

Parcel Q

29. RIGHT OF WAY DEED for State Highway as filed for record in the office of the Recorder of Valley County, Idaho in Book 14 of Deeds at page 273 on February 7, 1928 as Instrument No. 12094.

Parcel Q

30. MORTGAGE

MORTGAGOR: John J. Cruickshank and Connie M. Cruickshank

MORTGAGEE: DEL Company, Inc.

DATED: July 8, 1998

RECORDED: July 9, 1998 as Instrument No. 233762

AMOUNT: \$60,000.00

Parcel Q, R

31. POWER LINE EASEMENT to Idaho Power Company as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 475 on May 26, 1954 as Instrument No. 47376.

Parcel Q, R

32. GRANT OF EASEMENT to Continental Telephone of the West as filed for record in the office of the Recorder of Valley County, Idaho on December 23, 1987 as Instrument No. 159300.

Parcel R

33. Subject to Paddy Flat Road along entire northerly boundary.

Parcel R

34. EASEMENT FOR PUBLIC ROAD as set forth on Instrument No. 24613, recorded in Valley County, Idaho on July 10, 1916 in Book 9 of Deeds at page 617.

Parcel R

35. RIGHT OF WAY DEED for State Highway as filed for record in the office of the Recorder of Valley County, Idaho in Book 15 of Deeds at page 415 on July 16, 1931 as Instrument No. 15942.

Parcel R

36. POWER LINE EASEMENT to Idaho Power Company as filed for record in the office of the Recorder of Valley County, Idaho on December 27, 1974 as Instrument No. 83861.

- continued -

Schedule _____ Page _____ No. _____

Lawyers Title Insurance Corporation

A LANDAMERICA COMPANY

NATIONAL HEADQUARTERS

RICHMOND, VIRGINIA

SCHEDULE _____ CONF.

Parcel S, T, U, V

37. RECORD OF SURVEY, as filed for record in the office of the Recorder of Valley County, Idaho, on November 4, 1987, as Instrument No. 158496.

Parcel S, T, U, V

38. RECORD OF SURVEY, as filed for record in the office of the Recorder of Valley County, Idaho, on August 21, 1997, as Instrument No. 227618.

Parcel S, T, U, V

39. HIGHWAY RIGHT OF WAY DEED as filed for record in the office of the Recorder of Valley County, Idaho in Book 28 of Deeds at page 233 on July 31, 1950 as Instrument No. 41997.

Parcel V

40. Subject to Farm to Market Road along entire westerly boundary.

Parcel W, X, Y

41. Subject to Nasi Lane across entire northerly boundary.

Parcel W, X, Y, Z, 1, 2, 3

42. POWER LINE EASEMENT to Idaho Power Company as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 470 on October 8, 1954 as Instrument No. 47373.

Parcel W, X, Y, Z, 1, 2, 3

43. POWER LINE EASEMENT to Idaho Power Company as filed for record in the office of the Recorder of Valley County, Idaho in Book 9 of Miscellaneous at page 477 on October 8, 1954 as Instrument No. 47381.

Parcel W, X, Y, Z, 1, 2, 3

44. RECORD OF SURVEY, as filed for record in the office of the Recorder of Valley County, Idaho on October 5, 1990, as Instrument No. 176244.

Parcel Y, 1

45. Rights of the Public, State of Idaho, and U.S.A. in and to the bed and banks of Boulder Creek and easements related thereto.

Parcel Z, 1

46. Subject to Nasi Lane along entire southerly boundary.

Parcel Z, 1

47. Subject to Nasi Lane along entire southerly boundary.

Schedule _____ Page _____ No.

Rerecorded to correct the capacity of signature for John J. Cruickshank. 11-0-98

ACCOMMODATION

QUITCLAIM DEED

CERTIFIED COPY

For Value Received, HELEN E. CRUICKSHANK, BY JOHN J. CRUICKSHANK
PERSONAL REPRESENTATIVE

hereby conveys, releases, remises and forever quits claim unto
JOHN J. CRUICKSHANK

whose address is : P.O. Box 361 Donnelly, Idaho 83615
the following premises, to wit:

SEE ATTACHED AS EXHIBIT "A"

Dated: 11/2/98

Helen E. Cruickshank
HELEN E. CRUICKSHANK

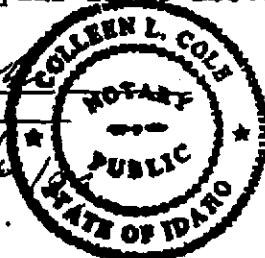
John J. Cruickshank
BY: JOHN J. CRUICKSHANK
PERSONAL REPRESENTATIVE

STATE OF IDAHO)
COUNTY OF Valley) ss

On this 2nd day of November, 1998, before me, the undersigned, a Notary Public in and for said state, personally appeared JOHN J. CRUICKSHANK, the Personal Representative of the estate of HELEN E. CRUICKSHANK, deceased, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that JOHN J. CRUICKSHANK executed the same as such Personal Representative of said estate.

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

Colleen L. Cole
Notary Public for
Residing at: Cascade
My Commission Expires: 6-4-99



STATE OF IDAHO, County of Valley) ss.
I hereby certify that the foregoing is a true
copy of the original on file and of record in
this office.

Dated: 11-10-98

Clerk, Auditor & Recorder: Leland Hennrich

Deputy Deputy

TYPE: Deed
LELAND HENNRICH
VALLEY COUNTY RECORDER
ON: 11/2/98
FEE: 9.00
RECORDED
MOUNTAIN TITLE & ESCROW
REQUESTED BY

236483

TYPE: Deed
LELAND HENNRICH
VALLEY COUNTY RECORDER
ON: 11/10/98
FEE: 9.00
RECORDED
MOUNTAIN TITLE & ESCROW
REQUESTED BY

236356

CERTIFIED COPY

SECTION 26, TOWNSHIP 17 NORTH, RANGE 3 EAST, BOISE MERIDIAN, VALLEY COUNTY, IDAHO. S1/2SE1/4. LESS TAX NO 1. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A parcel of land located in the SE 1/4 SE1/4, Section 26, Township 17 North, Range 3 East, B. M., Valley County, Idaho more particularly described as follows:

Commencing at the section corner common to sections 25, 26, 35 and 36, Township 17 North, Range 3 East, B. M., thence northerly along the section line common to sections 25 and 26, a distance of 741.5 feet; thence westerly and parallel to the southerly boundary of Section 26, a distance of 30 feet to the westerly boundary of "Farm to Market Road"; the real point of beginning; thence northerly along the westerly boundary of "Farm to Market Road" a distance of 273.5 feet; thence westerly and parallel to the southerly boundary of Section 26 a distance of 177 feet to a point; thence southerly a distance of 276 feet more or less to a point which is 145 feet westerly of and parallel to the southerly boundary of Section 26; thence easterly and parallel to the southerly boundary of Section 26, 145 feet to the point of beginning.

TOGETHER WITH: an easement for a septic system for use appurtenant to the above described parcel said easement being within the E 1/2 of the E1/2 of SE1/4 of SE1/4 Section 26, Township 17 North, Range 3 East, B. M., Valley County, Idaho.

TOWNSHIP 17 NORTH, RANGE 3 EAST, BOISE MERIDIAN:

SECTION 23: S1/2SW1/4

SECTION 26: W1/2NW1/4; E1/2NW1/4; W1/2 NE1/4; N1/2SE1/4; W1/2SW1/4

SECTION 27: ALL THAT PORTION OF THE NE1/4 OF SAID SECTION LYING EAST OF THE IDAHO STATE HIGHWAY 55, EXCEPTING THEREFROM, A PIECE OR PARCEL OF LAND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NE CORNER OF THE NW1/4NE1/4 OF SAID SECTION 27; THENCE SOUTH 20 DEGREES WEST 440.22 FEET; THENCE SOUTH 28 DEGREES 30 MINUTES WEST 122 FEET; THENCE SOUTH 36 DEGREES 45 MINUTES WEST 1024 FEET; THENCE SOUTH 79 DEGREES WEST, 15.18 FEET TO AN IRON PIPE; THENCE ALONG THE EASTERLY BOUNDARY OF SAID STATE HIGHWAY 55, NORTH 5 DEGREES 15 MINUTES EAST 330 FEET TO A POINT; THENCE NORTH 3 DEGREES EAST 174.90 FEET; THENCE NORTH 45 DEGREES EAST 132 FEET; THENCE NORTH 3 DEGREES 0 MINUTES WEST 54.12 FEET; THENCE NORTH 8 DEGREES 15 MINUTES WEST 132 FEET; THENCE NORTH 15 DEGREES 15 MINUTES WEST 181.50 FEET; THENCE NORTH 23 DEGREES 45 MINUTES WEST 232.98 FEET; THENCE NORTH 26 DEGREES 15 MINUTES WEST, 168.30 FEET TO AN IRON PIN ON THE NORTH BOUNDARY OF THE NW1/4NE1/4 OF SAID SECTION 27; THENCE EAST ALONG SAID BOUNDARY 1069.2 FEET TO THE POINT OF BEGINNING.

CRUICKSHANK TO YENSEN

TOWNSHIP 16 NORTH, RANGE 3 EAST, BOISE MERIDIAN:
SECTION 1; LOT 4, SAVE AND EXCEPT TAX NO. 10, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

CRUICKSHANK TO YENSEN
SEC. 1, T. 16 N., R. 3 E., B.M., VALLEY COUNTY, IDAHO

A parcel of land being a portion of the NW 1/4 of the NW 1/4 of Section 1, T. 16 N., R. 3 E., B.M., Valley County, Idaho, more particularly described as follows:

Commencing at the Section Corner common to Sections 15 and 36, T. 16 N., R. 3 E., B.M., and Sections 1 and 2, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, S. 89° 20' 16" E., 1313.82 feet along the northerly boundary of said Section 1 to a 5/8" rebar marking the NW 1/4 Corner common to said Sections 15 and 1, the REAL POINT OF BEGINNING;

thence, S. 0° 02' 03" E., 1312.27 feet to a 5/8" rebar marking the NW 1/4 Corner of said Section 1;

thence, N. 89° 21' 27" E., 41.18 feet along the southerly boundary of said NW 1/4 NW 1/4 to its intersection with a north-south fence line;

thence, N. 10° 28' 31" E., 1312.26 feet along said fence line to the northerly boundary of said Section 1;

thence, S. 89° 20' 16" E., 29.51 feet to the Point of Beginning, containing 1.065 acrs., more or less.

*This is the parcel of land between the
fence and the fence as it has existed for
the last 35 to 40 years. The intent of this
document is to establish the existing fence as the
property boundary.*

*John Cruickshank
Personal Rep. Helen Cruickshank
Estate*

SECTION 2: LOT 1

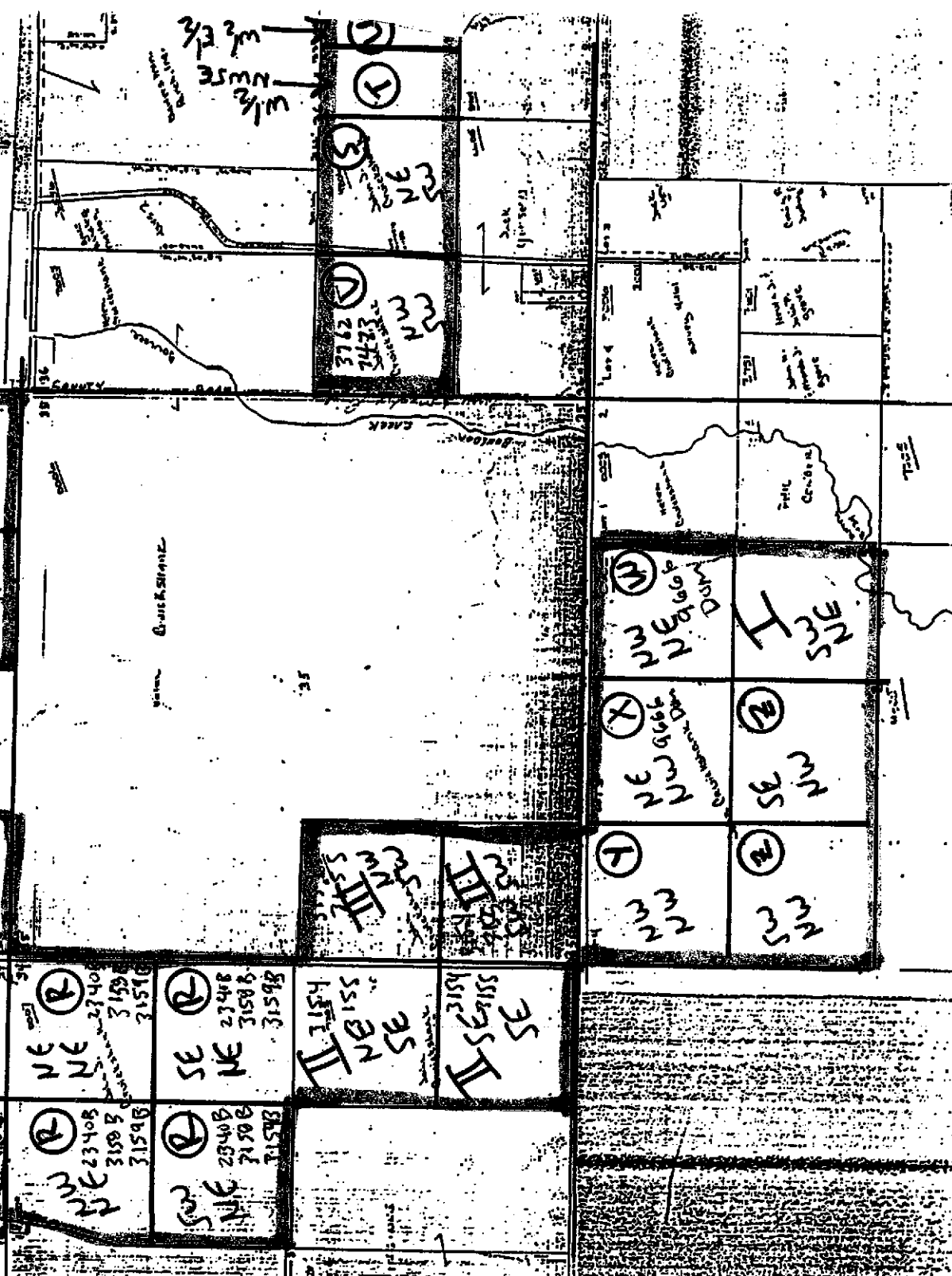
TOWNSHIP 17 NORTH, RANGE 3 EAST, BOISE MERIDIAN:

IN SECTION 26: E1/2SW1/4
IN SECTION 35: E1/2, NW1/4, E1/2 SW1/4
IN SECTION 36: W1/2NW1/4

TOWNSHIP 18 NORTH, RANGE 4 EAST, BOISE MERIDIAN:

IN SECTION 18: GOVT. LOT 2, (CONTAINING 39.01 ACRES) AND
TOWNSHIP 18 NORTH, RANGE 3 EAST, BOISE MERIDIAN:
IN SECTION 13: S1/2NE1/4, NW1/4SE1/4 (CONTAINING 120 ACRES)

THIS DOCUMENT COPY IS FURNISHED
AS AN ACCOMMODATION. THE COMPANY
MAKES NO REPRESENTATIONS AS TO
ITS EFFECT, SUFFICIENCY, COM-
PLETENESS OR ANY OTHER MATTERS
THAT MIGHT BE REFERRED TO OR
IMPLIED THEREIN.



RECEIVED

JUN 26 2002

Department of Water Resources

Josephine P. Beeman #1806
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, Idaho 83702
(208) 331-0950
(208) 331-0954 (fax)

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

In Re: SRBA
Case No. 39576

Subcase Nos.

65-02340B	65-03160	65-03215
65-03154	65-03161	65-03216
65-03155	65-03162	65-03238
65-03156	65-03163	65-03238A
65-03157	65-03168	65-03762
65-03158A	65-03169	65-04002A
65-03158B	65-03170	65-07473
65-03159	65-03171	65-07540
65-03159B	65-03209	65-09045B

Notice is hereby given, in the above-captioned subcases, that the following counsel will appear for Usto and Diana Schulz (water rights 65-03238A and 65-07540); Castle Mountain Creek Owners Association (water rights 65-03238 and 65-04002A); and Harry Bettis (water rights 65-02340B, 65-03154, 65-03155, 65-03156, 65-03157, 65-03158A, 65-03158B, 65-03159A, 65-03159B, 65-03160, 65-03161, 65-03162, 65-03163, 65-03168, 65-03169, 65-03170, 65-03171, 65-03209, 65-03215, 65-03216, 65-03762, 65-07473, and 65-09045B):

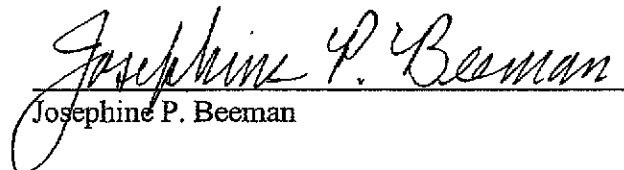
Josephine P. Beeman (ISB #1806)
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, Idaho 83702
(208) 331-0950 (Telephone)
(208) 331-0954 (Facsimile)

SCANNED

JUN 26 2002

RESPECTFULLY SUBMITTED this 25th day of June 2002.

BEEMAN & ASSOCIATES, P.C.


Josephine P. Beeman

CERTIFICATE OF SERVICE

I hereby certify that, on the ____ day of June 2002, I caused to be served copies of the foregoing **NOTICE OF APPEARANCE** by the method indicated:

Idaho Dept. of Water Resources
Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

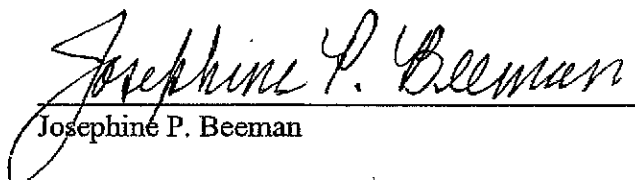
- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____

U.S. Department of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____


Josephine P. Beeman

Z:\3004\5314.doc

SCANNED

JUN 26 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

AJ0749NP
No. 65-02340B

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

DATE: 01/04/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS STAR ROUTE PAYETTE ID 83661 (208) 365-2512	05/03/1926	IRRIGATION	04-15 10-15	1.965 CFS	
TOTAL DIVERSION:					1.965 CFS	
D	JAMES L CRUICKSHANK TRUST RT 1 BOX 70 MC CALL ID 83638 (208) 325-8549					

Water Source: UNNAMED STREAM

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Injection: T17N R03E S03
Point(s) of Re-diversion: T17N R03E S10

SENWSE
NWNWNE

VALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	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	:	---
17N	03E	34	:	39		36		39		40		:	:	:	:	:	:	:	:	:	:	:	:	:	154.0
TOTAL ACRES																							154.0		

POU County: VALLEY

Other Rights: 65-03159B, 65-03158B

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

65-02340A	65-02415	65-03154	65-03155	65-03156	65-03157	65-03158A	65-03158B	65-03159A	65-03159B
65-03160	65-03161	65-03162	65-03163	65-03164	65-03165	65-03166	65-03167	65-03168	65-03169
65-03170	65-03171	65-03219A	65-03219X	65-09045A	65-09045B	65-11326	A65-02340A	A65-02340B	A65-02415
A65-03154	A65-03155	A65-03156	A65-03157	A65-03158A	A65-03158B	A65-03159A	A65-03159B	A65-03160	A65-03161
A65-03162	A65-03163	A65-03164	A65-03165	A65-03166	A65-03167	A65-03168	A65-03169	A65-03170	A65-03171
A65-03219A	A65-03219X	A65-09045A	A65-09045B	A65-11326					

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

65-03158B 65-03159B A65-02340B A65-03158B A65-03159B A65-11326

Conditions of Approval:

- W29 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MAHALA DITCH CO.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE, SECTION 42-1412(6) IDAHO CODE.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-03158B & 65-03159B

AJ0749NP
No. 65-023408

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

DATE: 01/04/00
PAGE: 2

Remarks: SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE MEASURED AT FIELD
HEADGATE.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 154 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-03158B & 65-03159B.

EXP WATER IS DELIVERED THROUGH MAHALA DITCH IN SECTION 10.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED AS T17N, R03E, S10, NWNWNE: 65-03158B &
65-03159B.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/24/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 01/04/2000 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 1-4-2000
1-4-2000 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 5, 2000

HARRY L BETTIS
STAR ROUTE
PAYETTE ID 83661

RE: Water Right No. 65-02340B, 65-03158B, 65-03159B, 65-03160, 65-03161, 65-03162,
65-03163, 65-03154, 65-03155, 65-09045B, 65-03168, 65-03169, 65-03170, 65-03171,
65-03156, 65-03157, 65-03158A & 65-03159A

Dear Mr. Bettis:

Enclosed are copies of the above referenced water rights which reflect the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Please note, the ownership has also been changed on water right numbers 65-09666 & 65-17547, which have been decreed by the SRBA Court. Copies of these rights are also enclosed.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

cc: James L Cruickshank Trust and Helen E Cruickshank
Teresa J Turner, Holland and Hart LLP



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 12, 1999

DIRK KEMPTHORNE
GOVERNOR

JAMES L CRUICKSHANK TRUST
PO BOX 16778
BOISE ID 83715-6778

KARL J. DREHER
DIRECTOR

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 65-02340B, 65-03158B, 65-03159B
65-03160, 65-03161
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. 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. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. 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.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington
Denise Buffington
Records Clerk
Adjudication Section
Western Region

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

Signature of water right claimant

Telephone number

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



 **UNDELIVERABLE
AS ADDRESSED,
POSTAGE DUE**

RECEIVED

OCT 07 1999

WATER RESOURCES
WESTERN REGION

 **NOT DELIVERABLE
AS ADDRESSED
UNDELIVERABLE
UNABLE TO FORWARD**

JAMES L. CRUICKSHANK TRUST
RT 1 BOX 70
MC CALL ID 83638

B

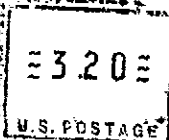
65-02340B
03158B
03159B
03160
03161

Box 16778
Boise, Id 83715-6778

Forwarded per P.O.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



65-03170
03179
03182
09045 B
02955
02958
03156
03157
03158 A
03159 A
03162
03163
03168
03169
02942

revised



~~JOHN E. CRUICKSHANK
RT 1 BOX 100
MC CALL ID 83615~~

-02306
-02924
-03171

James →
65-02340 B
03158 B
03159 B
03160
03161

RECEIVED
OCT 01 1999
WATER RESOURCES
WESTERN REGION

John Cruickshank
63 Paddy Flat Rd
Donnelly, Id 83615

65-03162 , -07473

* Re-sent to John
10-4-99.

* Sent sep. pack 10-4-99
to James Cruickshank

AJ0749NP
No. R65-02340B

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

DATE: 06/29/99
PAGE: 1

```
=====
OWNER          NAME & ADDRESS          PRIORITY    WATER USE    USE PERIOD    DIVERSION    DIVERSION
CODE          NAME & ADDRESS          DATE        DATE        FROM TO      RATE        VOLUME
-----
C  JAMES L CRUICKSHANK TRUST          05/03/1926  IRRIGATION    04-15 10-15    1.96 CFS
  RT1 BOX 70
  MC CALL ID 83638
  (208) 325-8549
                                     TOTAL DIVERSION: 1.96 CFS

Water Source: UNNAMED STREAM          Tributary to: LAKE FORK CREEK          Stage: DECREED

Point(s) of Injection:          T17N R03E S03          SENWSE          VALLEY County
Point(s) of Re-diversion:      T17N R03E S10          NWNWNE          VALLEY County

Place of use Legal Description for: IRRIGATION

      NE      NW      SW      SE
      NENE  NWNE  SWNE  SENE  :  NENW  NWNW  SWNW  SENW  :  NESW  NWSW  SWSW  SESW  :  NESE  NWSE  SWSE  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 Lt Ac :  Lt Ac Lt Ac Lt Ac Lt Ac :  SUM
-----
17N 03E 34 :    39    36    39    40 :          :          :          :          :          :  154.0
                                     TOTAL ACRES  154.0
=====
```

POU County: VALLEY

Other Rights: 65-03159B, 65-03158B

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

A65-02340A	A65-02340B	A65-02415	A65-03154	A65-03155	A65-03156	A65-03157	A65-03158A	A65-03158B	A65-03159A
A65-03159B	A65-03160	A65-03161	A65-03162	A65-03163	A65-03164	A65-03165	A65-03166	A65-03167	A65-03168
A65-03169	A65-03170	A65-03171	A65-03219A	A65-03219X	A65-09045A	A65-09045B	A65-11326	R65-02340A	R65-02415
R65-03154	R65-03155	R65-03156	R65-03157	R65-03158A	R65-03158B	R65-03159A	R65-03159B	R65-03160	R65-03161
R65-03162	R65-03163	R65-03164	R65-03165	R65-03166	R65-03167	R65-03168	R65-03169	R65-03170	R65-03171
R65-09045A	R65-09045B	R65-11326							

Conditions of Approval:

W29 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MAHALA DITCH CO.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-03158B & 65-03159B
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE MEASURED AT FIELD
HEADGATE.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 154 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-03158B & 65-03159B.

EXP WATER IS DELIVERED THROUGH MAHALA DITCH IN SECTION 10.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED AS T17N, R03E, S10, NWNWNE: 65-03158B &
65-03159B.

AJ0749NP
No. R65-02340B

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

DATE: 06/29/99
PAGE: 2

=====

Dates: Exam Made Date: Verified Date: 06/29/1999 Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 06/29/99 RHOWERTO

WR0749NP
No. 65-02340 **B**

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HENRY NORTUNE DONNELLY ID 83615	05/03/1926	IRRIGATION	04/15 10/15	2.400 CFS	
TOTAL DIVERSION:					2.400 CFS	

Water Source: UNNAMED STREAM

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T17N R03E S10

NWNE (REDIVERSION)

VALLEY County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		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
17N	03E	34	39	36	39	40	:																		488.0
																							TOTAL ACRES	188.0	

Pou County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3158 & 65-3159 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates:	App. Received:	Priority Date:	05/03/1926
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

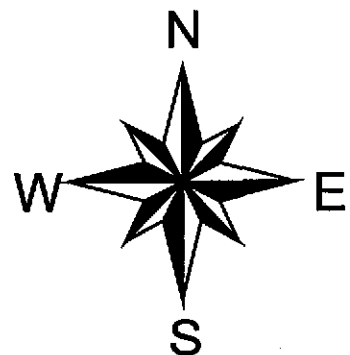
SPLIT = 154
ACRES

65-02340B



0 0.25 0.5 0.75 1 Miles

• Point of Diversion



Idaho Department of Water Resources

**T17N, R03E
S34**

Claim(s) 65-02340B,
65-03158B & 65-03159B

Owner(s) Cruickshank
Trust

Prepared by:

Ron Howerton

Date: 22 Apr 99

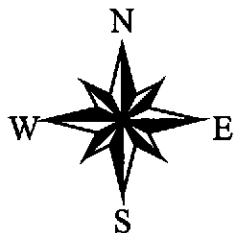
 Place of use

● POD

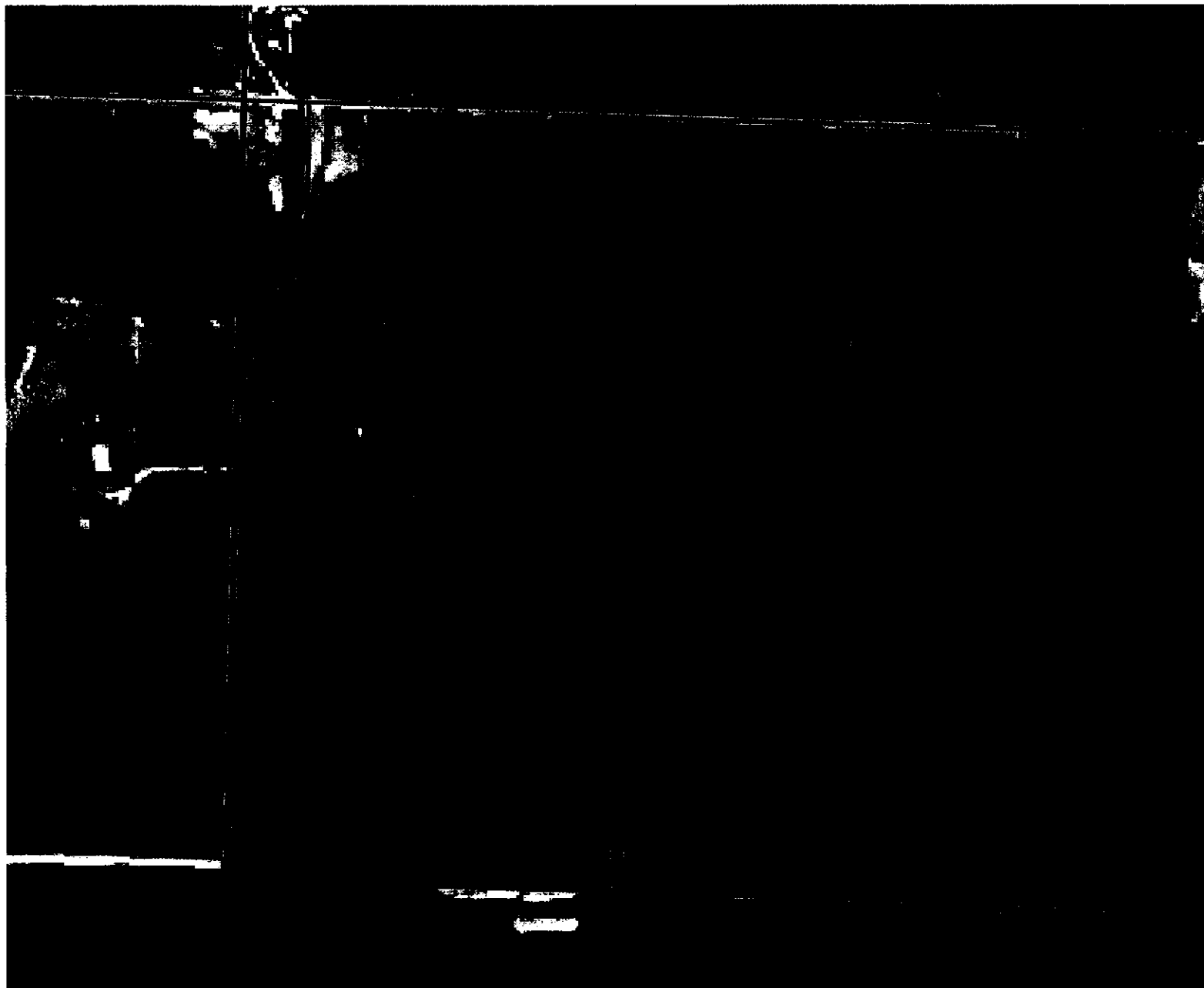
 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:14:54
03/09/99

PAGE: 15
QUICKLOOK INFORMATION

65
CLAIM NUMBER: A65-02340B

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	X							
SOURCE			4/22/99					
PLACE OF USE	X							
DIV. AMOUNT CFS/VOLUME	X							4/22/99
CONSUMPTIVE USE	-							
PURPOSES OF USE								Rch
PERIOD OF USE								
BASIS OF CLAIM	X							
REMARKS	X							

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:14:54
03/09/99

PAGE: 1
GENERAL INFORMATION

51
CLAIM NUMBER: A65-02340B

LAST: JAMES L CRUICKSHANK TRUST
ADDRESS: RT1 BOX 70
CITY: MC CALL
PHONE NUMBER: 208-325-8549

FIRST:
STATE: ID ZIP: 83638

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3158 & 65-3159 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 4/22/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AT CLAIM: # A65-02340B PRIORITY DATE: 05-03-1926 STAGE: D

B. WR RECORD: # 65-02340 PRIORITY DATE: 05-03-1926 STAGE: D

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?

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: _____

RECOMMENDED PRIORITY DATE:

05-03-1926

REVIEWED BY Rch

DATE 4/22/99

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
A65-02340B	17N	03E	10		NW	NE			VALLEY		
A65-02340B	17N	03E	10		NW	NE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

* NONE

* 27 A PREFIX CLAIMS WITH THIS POD

*** 25 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: UNNAMED STREAM

TRIB: LAKE FORK CREEK

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
65-02340	17N	03E	10		NW	NE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE

**** 25 WR RECORDS WITH SAME WR POD

***** 27 A PREFIX CLAIMS IN SAME 40 ACRE TRA

SOURCE: ~~UNNAMED STREAM~~

TRIB: ~~LAKE FORK CREEK~~

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 _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW) /

NOTES: GIS MAP, ORTHO, TOPO

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
17N	03E	2003		NW	NE	SE	WSE	I	INJECTION POINT	
17N	03E	10	NW	NW	NE		R	VALLEY VALLEY	RE-DIVERSION POINT (MAHALA DITCH)	
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

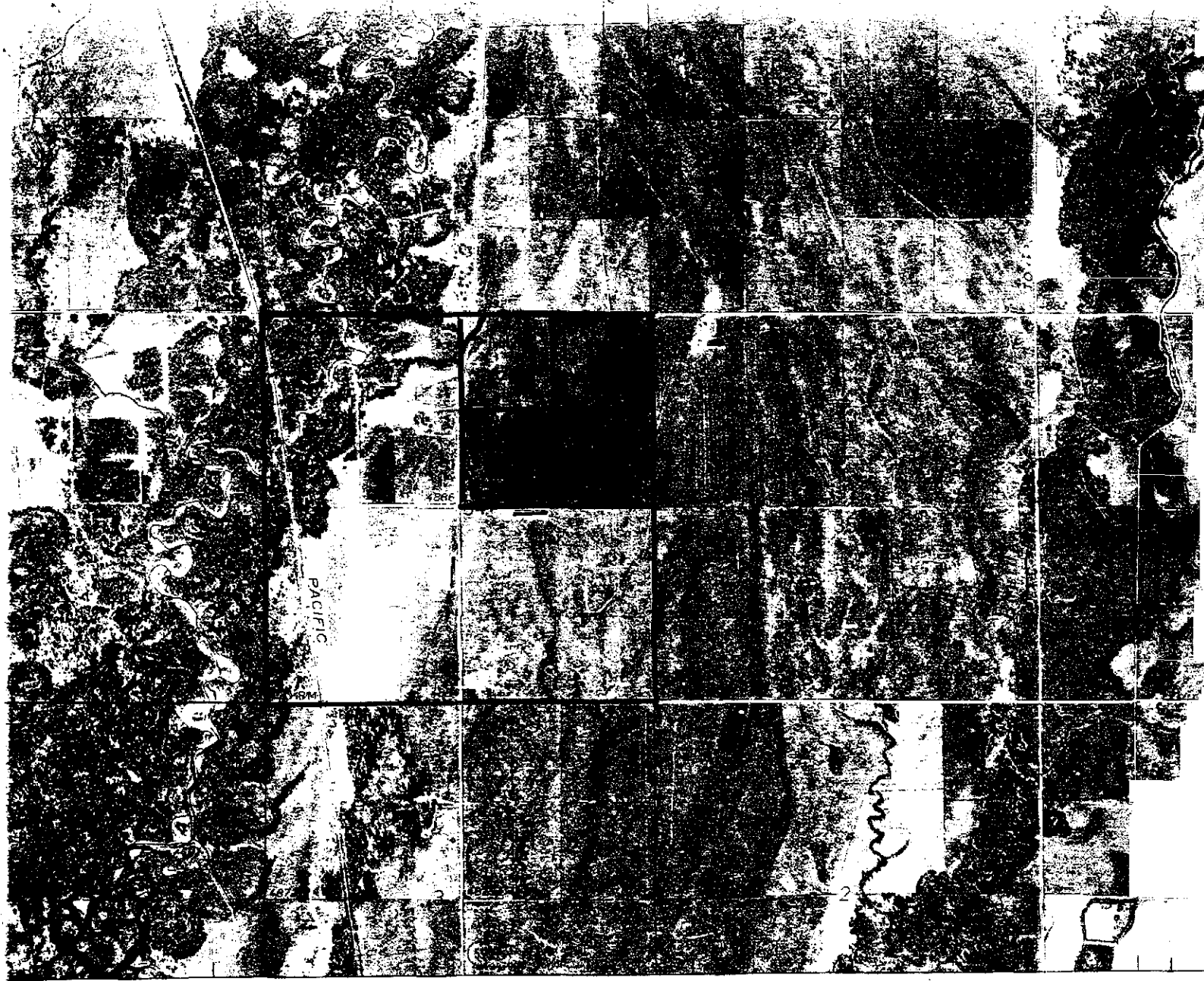
SOURCE: UNNAMED STREAM

TRIB: LAKE FORK CREEK

REVIEWED BY: Rch

DATE: 4/22/99

SYSTEM DESCRIPTION: DESCRIBED BELOW ☐, SEE LICENSE FILE ☒, OR SEE ATTACHMENT ☐



A65-02340B, 3158B & 3159B
CRUICKSHANK TRUST

SCALE 1:24,000

S-60

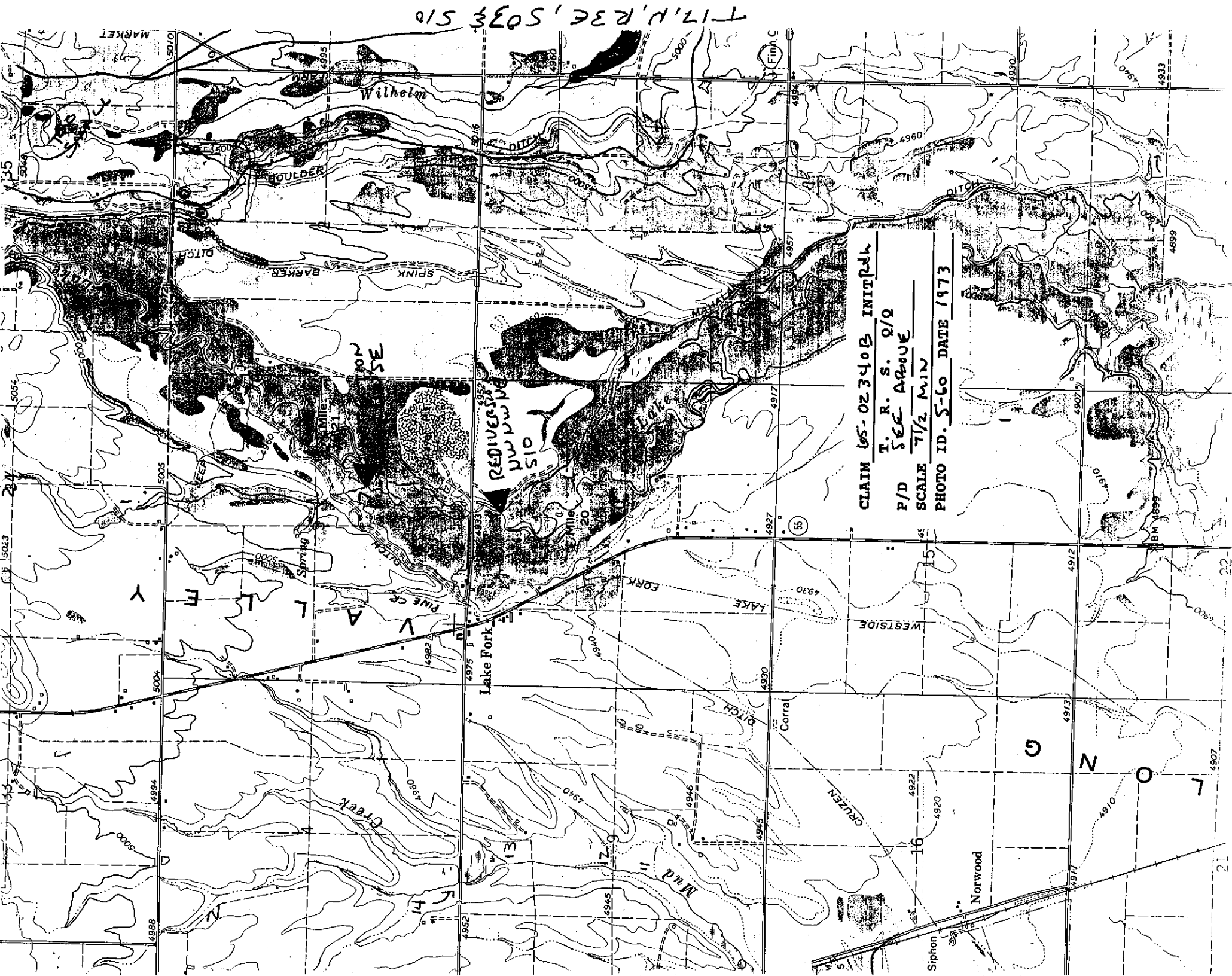
1981 ORTHO

T17N, R03E, S34

coordinate

es

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho



DH2-28B-115

7-17-61

ASCS Photo

NE
NE

SE
NE

NE
NE

SE
NE

T17N
R03E
S34

65-031598-31598
CLAIM 65-02340B INIT REL
T. R. S. Q/Q
P/D 17N 3E 10 NWNE
SCALE 8 IN = 1 MILE
PHOTO ID. PRBA DATE 1961

DAY

DAY

DAY

A. ROOT WATER RIGHT NUMBERS: A65-02340A
A65-02340B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	34	NE	NE		JAMES L CRUICKSHANK TRUST	A65-02340B / 39.0	- /	39.0		39
			NE	NE		JAMES L CRUICKSHANK TRUST	A65-03158B / 39.0	65-03158B / 39.0			
			NE	NE		JAMES L CRUICKSHANK TRUST	A65-03159B / 39.0	65-03159B / 39.0			
			NE	NE		MAHALA DITCH CO	A65-11326 / 39.0	65-11326 / 39.0			
			NE	NE		NORTUNE, HENRY		65-02340 / 39.0			
17N	03E	34	NW	NE		JAMES L CRUICKSHANK TRUST	A65-02340B / 36.0	- /	39.0		36
			NW	NE		JAMES L CRUICKSHANK TRUST	A65-03158B / 36.0	65-03158B / 36.0			
			NW	NE		JAMES L CRUICKSHANK TRUST	A65-03159B / 36.0	65-03159B / 36.0			
			NW	NE		MAHALA DITCH CO	A65-11326 / 36.0	65-11326 / 36.0			
			NW	NE		NORTUNE, HENRY		65-02340 / 36.0			
17N	03E	34	SW	NE		JAMES L CRUICKSHANK TRUST	A65-02340B / 39.0	- /	39.0		39
			SW	NE		JAMES L CRUICKSHANK TRUST	A65-03158B / 39.0	65-03158B / 39.0			
			SW	NE		JAMES L CRUICKSHANK TRUST	A65-03159B / 39.0	65-03159B / 39.0			
			SW	NE		MAHALA DITCH CO	A65-11326 / 39.0	65-11326 / 39.0			
			SW	NE		NORTUNE, HENRY		65-02340 / 39.0			
17N	03E	34	SE	NE		JAMES L CRUICKSHANK TRUST	A65-02340B / 40.0	- /	39.0		40
			SE	NE		JAMES L CRUICKSHANK TRUST	A65-03158B / 40.0	65-03158B / 40.0			
			SE	NE		JAMES L CRUICKSHANK TRUST	A65-03159B / 40.0	65-03159B / 40.0			
			SE	NE		MAHALA DITCH CO	A65-11326 / 40.0	65-11326 / 40.0			
			SE	NE		NORTUNE, HENRY		65-02340 / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES

A65-02340B

154.00

156.00

154

POU COUNTY: VALLEY

65-2340B 65-3158B

Rch

DATE _____

4/22/99

65-3159B

65 - 3158B

[illegible]

CO

[illegible][illegible][illegible]

PRBA RECOMMENDED

DECREED RT @ .013 cfs/acre

65,02340

2.4 cfs

188 ACRES

NORTUNE

SPLIT TREE

.013 CFS/AERE

65-02340A

-43 CFS

34 ACRES

NORTUNE

.013 OFS /ALRE

65-02340 B

1,965 CFS

154 ACRES

CRICKSHANK TRUST

TOTAL ACRES CLAIMED

TOTAL CFS

188 SAME AS DECREED

(SAME AS DECREED)

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 ()

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
A65-02340B	UNNAMED STREAM	JAMES L CRUICKSHANK TRUST	1.965	0.012		
A65-03158B	LAKE FORK CREEK	JAMES L CRUICKSHANK TRUST	2.250	0.014		
A65-03159B	LAKE FORK CREEK	JAMES L CRUICKSHANK TRUST	0.900	0.005		
A65-11326	SPRINGS	MAHALA DITCH CO	3.000	0.002		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A65-03159B, A65-03158B

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. 5-60

(X) TOPOGRAPHIC QUAD, IDWR NO. 5-60 ;

() NAPP, IDWR NO. 1997

☒ ASCS PHOTO; () OTHER _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

154

N/A()

REVIEWED BY:

Rch

DATE:

4/22/99

State of Idaho
License and Certificate of Water Right

Water License No. 16509
Water District No.

Amount 2.4 sec. ft.
Priority 5 - 3 - 1926

THIS IS TO CERTIFY that R. B. Halferty
of Donnelly, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 3, 1926; that Permit No. 16509
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.4 second feet, was issued thereunder on July 26, 1927, showing that said works
were completed on the 1st day of July, 1927; and that on the 15th
day of July, 1929.

R. B. Halferty
of Donnelly, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed
stream, a tributary of Lake Fork River, for the purpose of irrigation and
domestic use, under Use Permit No. 16509 of the Commissioner of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3635, on the 27th day of October, 1930;

The right hereby confirmed dates from May 3, 1926;

The Point of Diversion is located
in the NE 1/4, NE 1/4, Sec 10, T. 17 N., R. 3 E., B. M. Valley County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.4
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N	3 E	34	NE 1/4	40	40
			NW 1/4	40	40
			SE 1/4	40	40
			SW 1/4	40	10
			SE 1/4 NW 1/4	40	40

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 27th day of October, 1930.

GEO. N. CARTER

Commissioner of Reclamation

(SEAL)

05 2340

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 16509

This proof is for BEN, USB

In Water District No.

1. Name of applicant: R. B. Halferty
2. Source of water supply: Unnamed Stream
3. Location of point of diversion: Is in the NE 1/4 of Section 10
T. 17 N. R. 3 E. B. M. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by concrete weir 88 ft long built on same grade as the stream bed. a concrete head gate 16 ft long, 7 ft wide and 6 ft high with two gates. Ditch is 7 ft wide x 2 ft deep.

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes

List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SE 1/4 and the NW 1/4, Sec. 34, Twp. 17 N., R. 3 E., B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Payette River

Remarks: Water claimed in this filing is waste water from irrigation in Sec. 31 and northwesterly tiers from.

Concrete control weir is 3 ft deep, 3 ft width at base and 1 ft top width

This examination was made on the

11th day of July

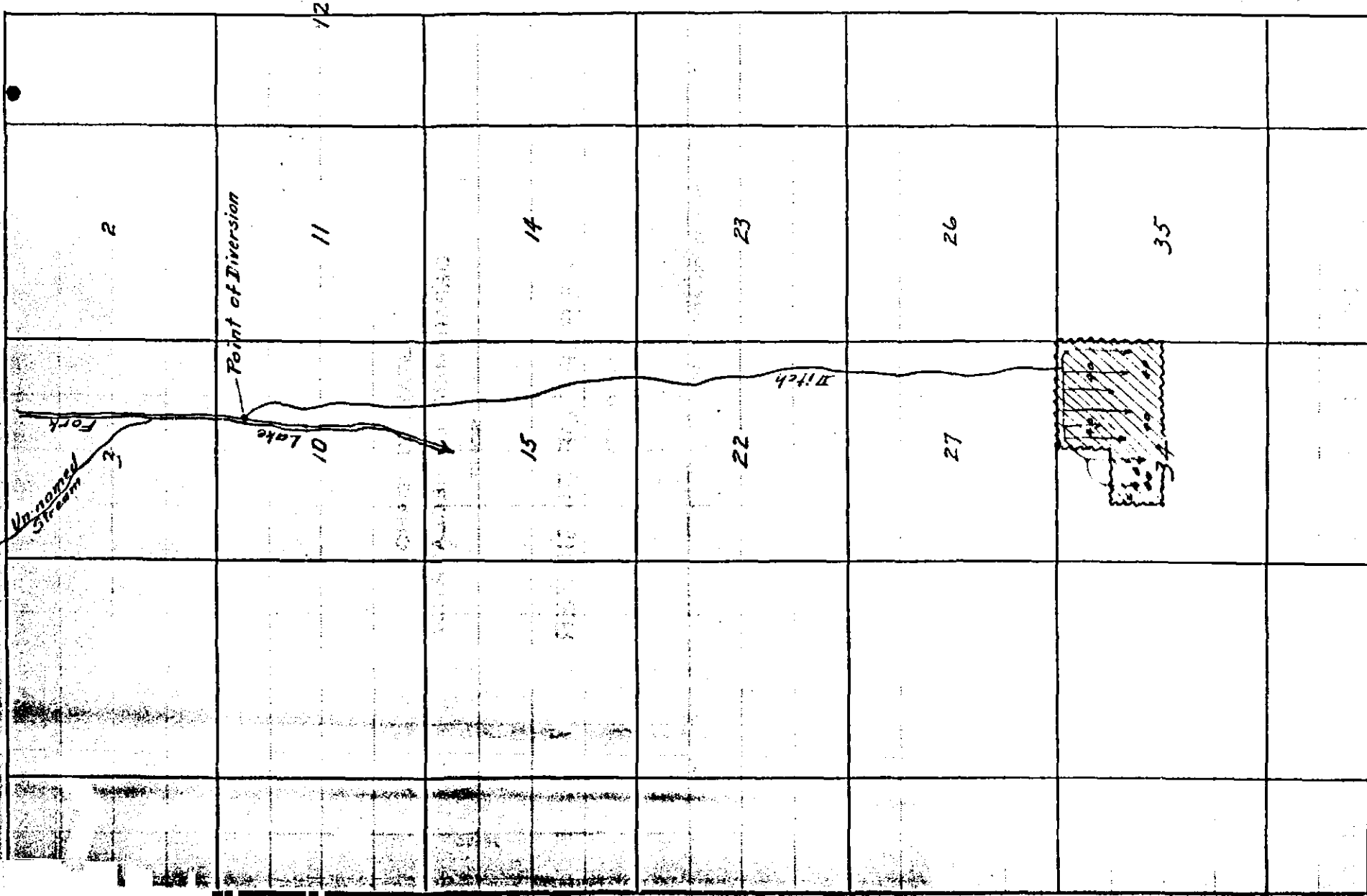
(Signed)

Ed. J. Johnson

1029
1930

Examiner.

16509

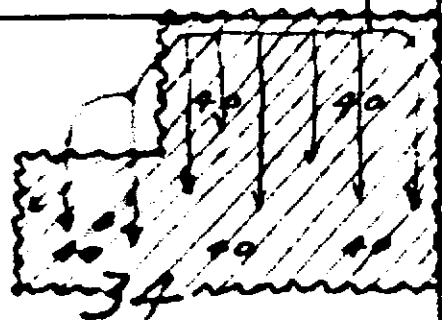


SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

16509

27

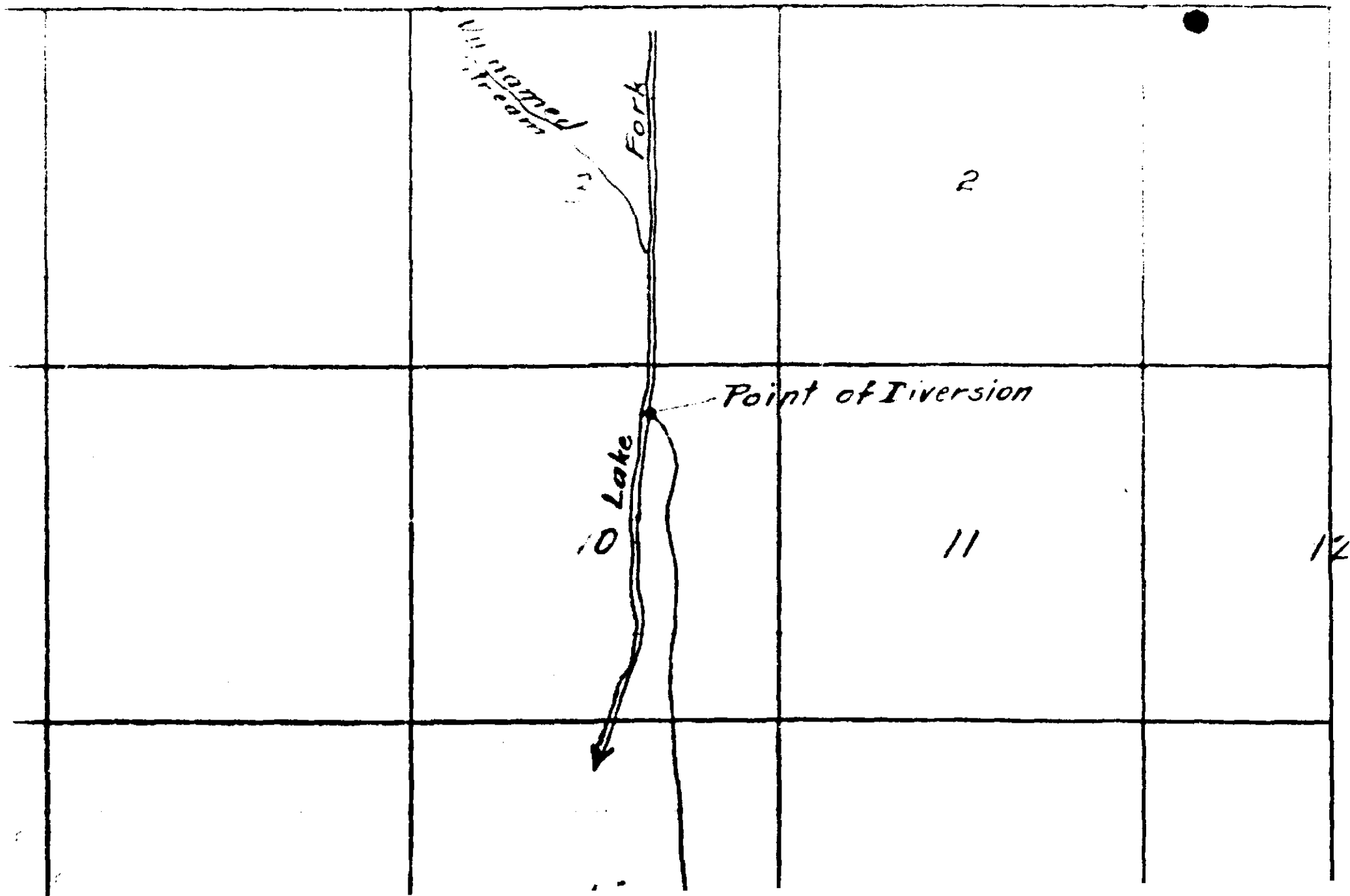
26



35

INCHES EQUALS 1 MILE. DRAW MAP IN INK.

16509



A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02340B IRRIGATION	FROM 04-15 TO 10-15	1.965 CFS	
TOTAL DIVERSION RATE/VOLUME		1.965 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02340 IRRIGATION	FROM 04-15 TO 10-15	2.400 CFS	
TOTAL DIVERSION RATE/VOLUME		2.400 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* 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? N/A(☐) Y(☒) N(☐)

* 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? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* 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? N/A(☒) Y(☐) N(☐)

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 1.965 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.400 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 NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 154 x 0.02 CFS/ACRE = 3.08 CFS
(Taken from pou review)

DECREED Amount PER Acre = .013 CFS

1b. CALCULATIONS

SEE SPLIT TREE

RECOMMEND 1.965 cfs

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 DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

NOTES:

WR RECORD CONDITIONS/REMARKS:

DECREED REMARK
Limit to 0.02 CFS with 3150_B 3159_B
USE E28 REMARK

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	04-15	10-15	DATABASE 1.965	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE ~~308.0~~	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			1.965	_____		_____	~~308.0~~	_____

NON-IRRIGATION USES CLAIMED: ~~NONE~~

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (/)

REVIEWED BY: Ren DATE: 4/20/99

FLAG: _____

STANDARD CONDITIONS (CODE):

W29

QNT E28 MEAS AT FIELD HEADGATE (3158B & 3159B)

STANDARD REMARKS (CODE):

PONT E11 TOTAL 154 ACRES WITH 3158B & 3159B

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

F01 - MAHALA DITCH (MAHALA.Rmk)
~~F05 - 2340A THROUGH POINT OF INJECTION DESCRIBED AS:
T17N, R03E, S03, SE1/4~~
F06 with 3158B & 3159B

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: 65-02340

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	2.400		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02340A	0.430	-		65-02340	2.400
-	A65-02340B	1.965	-		-	
TOTAL CFS		2.395				2.400

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	FIELD EXAMINER
N	Y ☒ N () LESS THAN STILL OK

NOTES:

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE:

4/22/99

NAME OF FIELD EXAMINER:

Ron Howerton

TITLE:

Sr Water Agent

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 <u>1981</u> IDWR ID NO. <u>5-60</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1973</u> IDWR ID NO. <u>5-60</u>	Y(☒) N(☐)
☒ NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. <u>Pd & Pau</u>	Y(☒) N(☐)
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961</u> <u>PRBA MAP</u>	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>OVERLAP REVIEW</u>	DATE <u>4/22/99</u>	Y(☒) N(☐)
☒ OTHER <u>MAPS</u>	DATE <u>From LIC FILE</u>	Y(☒) N(☐)
☒ OTHER <u>PROFILE REPORT</u>	DATE <u>4/21/99</u> <u>WATER RIGHT PRIOR TO SRBA</u>	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>7/11/29</u>	<u>1</u>	<u>(PRIOR TO DECREE)</u>
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>10/27/30</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 <u>199</u>	<u>1</u>	

() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	_____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____	_____	_____
() OTHER _____	DATE	_____	_____	_____
() OTHER _____	DATE	_____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:43:29
03/09/99
66

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-02340B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES L CRUICKSHANK TRUST	05/03/1926	IRRIGATION	04-15 10-15	1.96 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	1.96 CFS 308.00 AFA

Water Source: UNNAMED STREAM

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T17N R03E S10 NWNE NWNE VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																					
				NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		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	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
17N	03E	34	:	39		36		39		40		:				:				:				:				:				:				:	154.0
																												TOTAL ACRES			154.0						

POU County: VALLEY

Non-Irrigation Uses: NONE

Other Rights: A65-03159B, A65-03158B

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3158 & 65-3159 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 65	Field Inspection Flag:	Presumption Flag:



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

March 4, 1994

R. KEITH HIGGINSON
DIRECTOR

JOHN CRUICKSHANK
63 PADDY FLAT RD
MCCALL ID 83638

RE: Notices of Claim in the Snake River Basin Adjudication numbers:

A65-01382	A65-02306	A65-02340B	A65-02926
A65-02942	A65-02955	A65-02958	A65-03154
A65-003155	A65-03156	A65-03157	A65-03158A
A65-03158B	A65-03159A	A65-03159B	A65-03160
A65-03161	A65-03162	A65-03163	A65-03168
A65-03169	A65-03170	A65-03171	A65-03179
A65-02182	A65-03333	A65-03762	A65-07473
A65-09045B	A65-09666	A65-11326	

Dear Mr. Cruickshank:

As we discussed during your visit to my office on March 1, 1994, I am sending this letter to you to summarize the actions I have taken on the above-referenced claims.

You listed a number of claims which required a change of address, due to changes made by the McCall post office. Since I failed to obtain a signed request from you for these address changes, the data base has been updated in an incomplete manner. For this reason I have attached a listing of those claims. Please review, sign, and return this document to complete the address change.

Claim numbers A65-02942 and A65-02958 are the two claims that I mentioned to you which, due to a computer limitation during the claims taking process, did not record all of the acres decreed to those rights during the Payette River Adjudication. I have amended the claims to include these additional acres. Please review these claims, add your notarized signature, and return them to this office to my attention. No fees are required.

Claim number A65-09666 has been changed to reflect new ownership, based on the tax receipts that you provided to me. A copy of the claim and a copy of the change in ownership form are enclosed with this letter.

Claim number A65-03333, which you informed me has been sold to the Idaho Transportation Department (State Highways), will be changed to reflect the change in ownership as soon as ITD provides additional documentation.

MICROFILMED
OCT 18 1996

The claims listed below are filed in the names of James L. Cruickshank Trust, or Jarvie/Nasi. I am unable to change the ownership on these claims. The tax notices that you provided to me are for property in Twp. 17N, Rge. 03E, sections 27, 34, 35, and 36, and Twp. 16N, Rge. 03E, Section 2. The claims referenced below are all in Twp. 17N, Rge. 03E, section 10. In order to change ownership on these claims, please provide documentation that supports your ownership of the appurtenant lands. Please send this documentation to my attention along with the enclosed change of ownership form. The claim numbers are as follows:

A65-02340B	A65-03154	A65-03155	A65-03158B
A65-03159B	A65-03160	A65-03161	

In conclusion, the following needs to be returned to this office:

1. Signed list of claims which require a change in address.
2. Documentation of ownership for the claims in Twp. 17N, Rge. 03E, section 10, and a signed Change of Ownership form.
3. Signed and notarized amended claim numbers A65-02942 and A65-02958.

If I have missed any of your claims, or have misinterpreted your intentions, please do not hesitate to contact me. I will also be happy to address any questions or concerns that you have.

Sincerely,



Maria Minicucci

Water Agent, Adjudication Bureau

MM/m

Encs: List for signature (change of address)
Amended claims for notarized signature (A65-02942, A65-02958)
"Notice of Change of Water Right Ownership" form
Notice of claim A65-09666