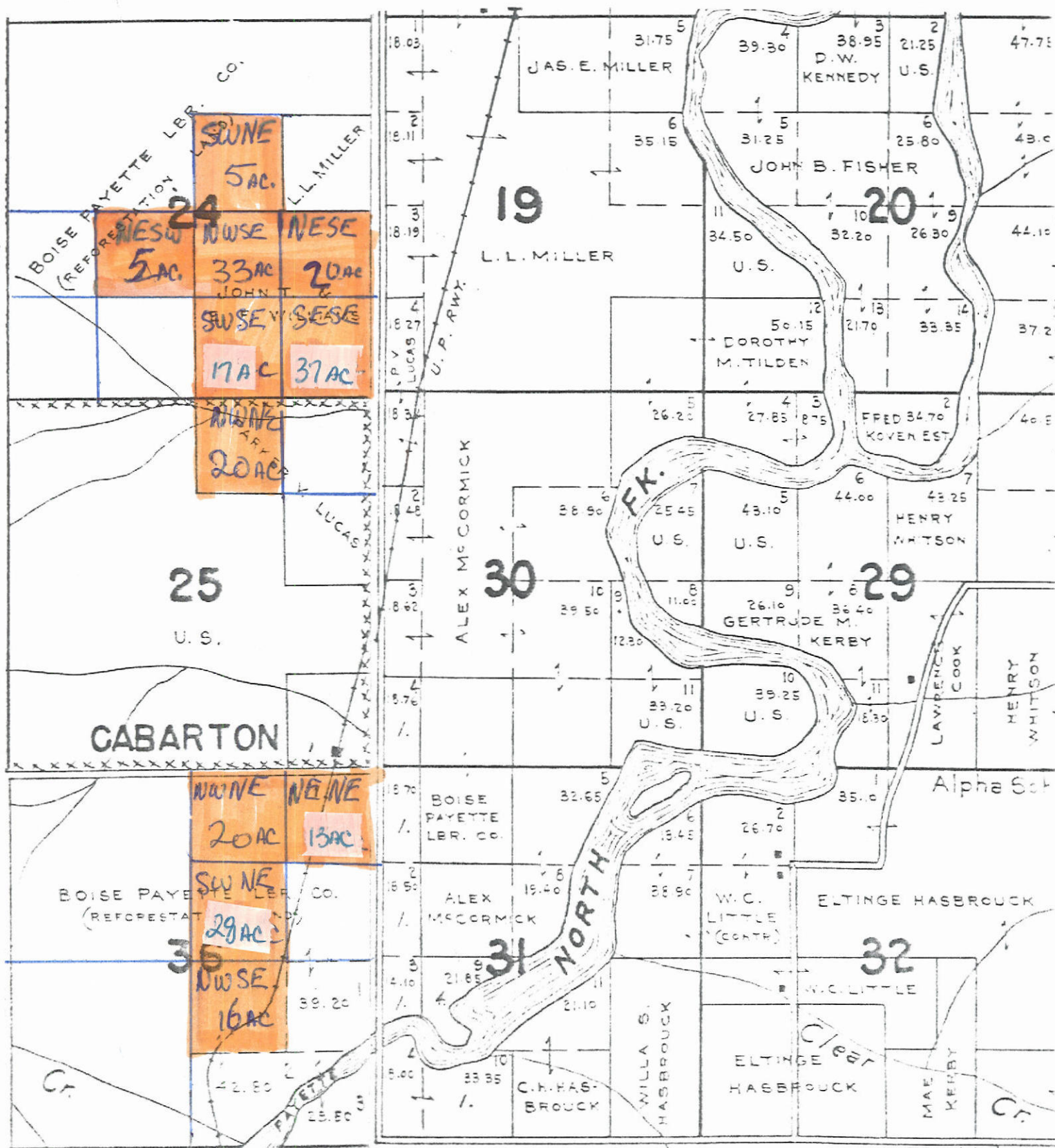


65-2460

N. Fork Fawn Creek



COPYRIGHT BY THOS. C. METSKER/MARK F. METSKER

Cabarton Land Co. Inc.

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: A65-02460
Date Received: 11/23/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAC GREGOR LAND & LIVESTOCK CO.
Address: 200 SUNRISE RIM
BOISE, ID 83705
2. Date of Priority: JUN 08, 1945
3. Source: FAWN CREEK, NORTH FORK Trib. to: FAWN CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	03E	3		NE	NW		VALLEY
				NE	NW		VALLEY

5. Description of diverting works:
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.900		
7. Total Quantity Appropriated is:
3.900 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	03E	24	✓ SW	NE		IRR	5.0
			✓ NE	SW		IRR	5.0
			✓ NE	SE		IRR	20.0

A65-02460

Page 1

Date: 12/19/89

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
13N	03E	24	✓NW	SE		IRR	33.0	C I
			✓SW	SE		IRR	17.0	C I
			✓SE	SE		IRR	37.0	C I
Section Acres							117.0	
		25	✓NW	NE		IRR	20.0	C I
Section Acres							20.0	
		36	✓NE	NE		IRR	13.0	C I
			✓NW	NE		IRR	20.0	C I
			✓SW	NE		IRR	28.0	C I
			✓NW	SE		IRR	16.0	C I
Section Acres							77.0	
Total Acres							214.0	

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:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 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

39 CFS Cabarton

214 AC

100%

Parts of Division

JEEP

20

Lost Lake

21



Hidden Lake

22

Brush Creek

23

Olson Creek

24

R 3 E

Snowbank
JABM Mtn
3322

Canyon Land and
MacGregor Land and Livestock Company
Water Transmission Line & Dam
2" = 1 mile

Cascade RD

Ditch

Diversion

Boise NF

29

28

x7135

27

25

- A - NW 1/4 Sec 3, T12N, R3E - 2725'
- B - NE 1/4 Sec 3; W 1/2 Lot 3, S 1/2 Lot 4
NE 1/4 SW 1/4, NW 1/4 SE 1/4 Sec 2, T12N
R3E; SE 1/4 SW 1/4 Sec 35, T13N, R3E - 555'
- C - NW 1/4 SE 1/4 Sec 35, T13N, R3E - 1000'
- Dam - NW 1/4 NW 1/4 Sec 5, T12N, R3E - .01'

ite Peak

Potters Pond

10446.1

T 13 N

1153

MacGregor Dam
and Outlet

Blue Lake

T 12 N

33

x7073

34

MINE

MacGregor
Ditches

Creek

Hurdy Creek

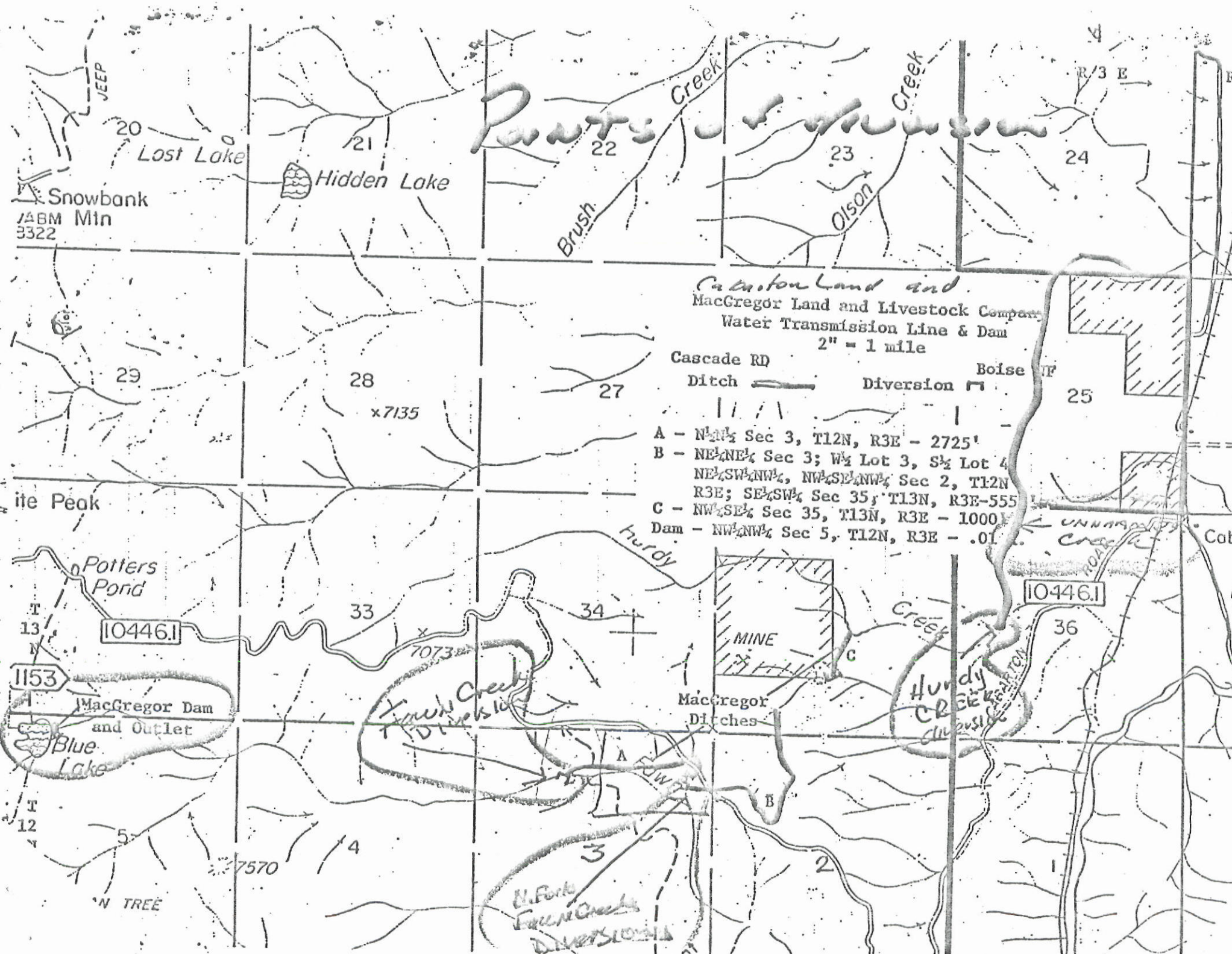
10446.1

36

7570

N TREE

N. Fork
Fork Creek
DIVERSION



Paint Creek

Brush Creek

Olson Creek

Cascade Land and
MacGregor Land and Livestock Company
Water Transmission Line & Dam
2" = 1 mile

Cascade RD
Ditch Diversion

- A - NW 1/4 Sec 3, T12N, R3E - 2725'
- B - NE 1/4 Sec 3; W 1/2 Lot 3, S 1/2 Lot 4
NE 1/4 SW 1/4, NW 1/4 SW 1/4 Sec 2, T12N
R3E; SE 1/4 SW 1/4 Sec 35, T13N, R3E - 555'
- C - NW 1/4 Sec 35, T13N, R3E - 1000'
- Dam - NW 1/4 Sec 5, T12N, R3E - .01'

MINE

MacGregor
Ditches

Hurdy
Creek
diversion

Snake
Creek
diversion

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

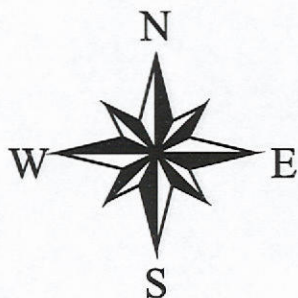
T13N R03E

WATER RIGHT(S): 65-02460, 65-02454B
65-02417, 65-02443

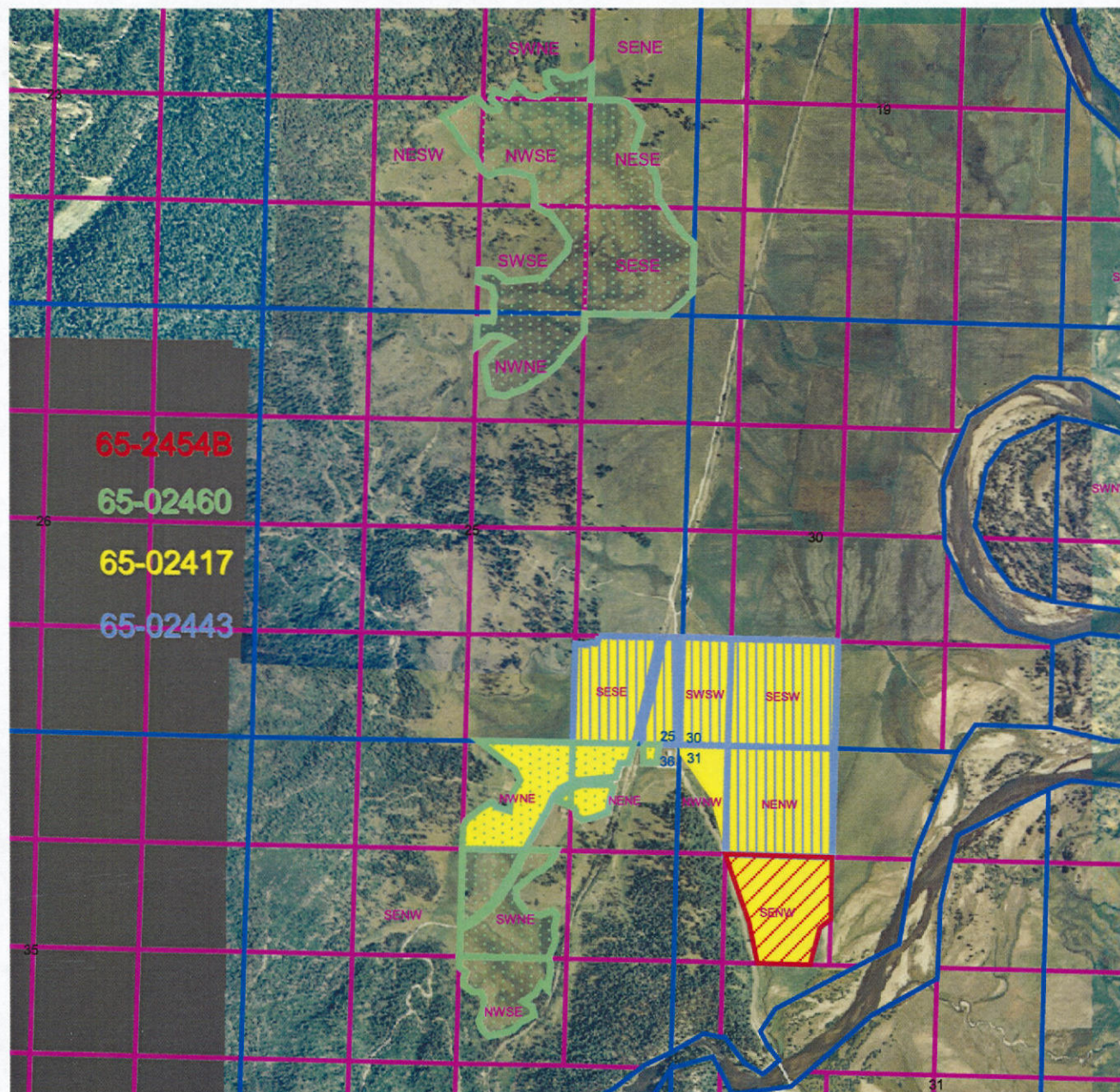
OWNER(S): CABARTON LAND CO

PREPARED BY SCOTT VAN HOFF
17 MAY 1999

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



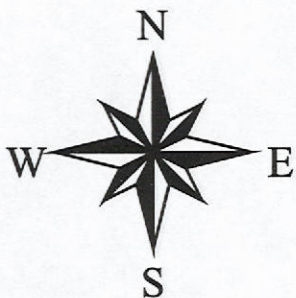
0 0.5 Miles

T13N R03E

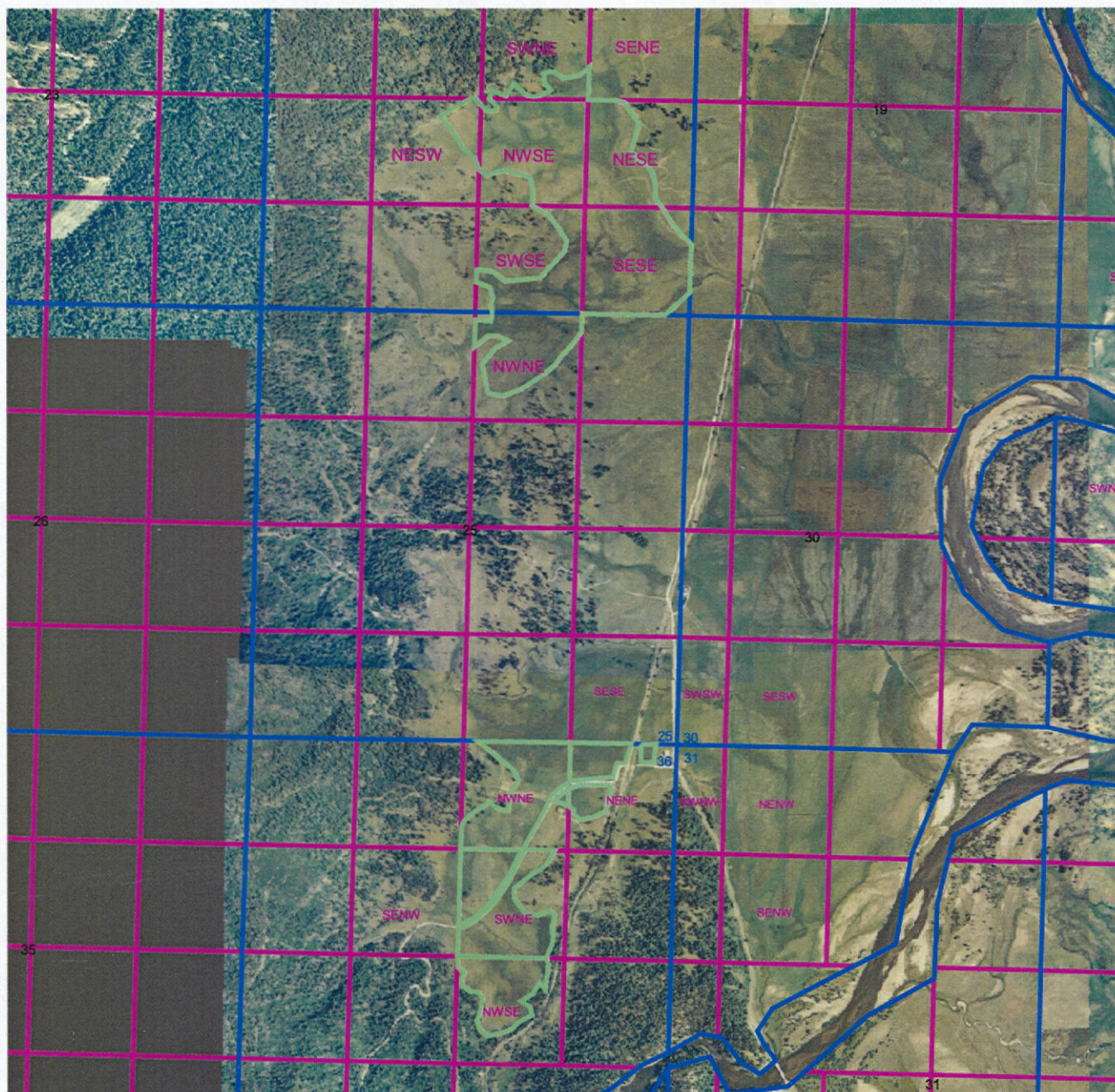
OWNER(S): CABARTON LAND CO

17 MAY 1999

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER SECTION LINES



NAPP 1987



0 0.5 Miles



State of Idaho License and Certificate of Water Right

Water License No. 19647 Amount 3.9 c.f.s.
Water District No. Priority June 8, 1945

THIS IS TO CERTIFY that ROBERT A. MCCORMACK & JOHN L. TAYLOR
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 1, 1945; that Permit No. 19647
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
10.5 second feet, was issued thereunder on February 12, 1951, showing that said works
were completed on the 15th day of June, 1951, and that on the 23rd
day of June, 1951, Corbin A. McGregor and Pablo Aramburi, assignees

of Boise, Idaho, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of North Fork Payn
Creek, a tributary of No. Fork Payette River, for the purpose of primary irr. to Permit No.
19093 & 19355 under Use Permit No. 19647 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 5902, on the 3rd day of January, 1957.

The right hereby confirmed dates from June 8, 1945.

The Point of Diversion is located

In the 13th N., 3 E., B. M. County Valley

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 3.9 cubic feet per second.

Description and location of use:

Description and location of use.						No. Acres	No. Acres	
Twsp.	Range	Sec.	Forty-acre Tract	Described in Permit		Actually Irrigated		
13 N.	3 E.	24	SW 1/4	40	40			
			NE 1/4	40	2 1/2			
			SE 1/4	40	10 1/2			
			SW 1/4	40	35			
			SE 1/4	40	20			
			SW 1/4	40	30			
			SE 1/4	40	20			
			NE 1/4	40	15			
		25	NE 1/4	40	20			
			SE 1/4	40	50			
			NW 1/4	40	10			
			Total number of acres to be irrigated					195

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 State Reclamation Engineer, affixed at Boise, Idaho, this

23rd day of January

1957

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

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

Permit No. 19647

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant: Gordon A. MacGregor & Pablo Aramburo
2. Source of water supply: North Fork of Fawn Creek
800 Ft. East and 200 Ft. South from the
3. Location of point of diversion: Is in the N² corner of Section 5
T. 12 N. R. 3 E., B.M. County of Valley
4. Describe works as they exist, giving dimensions and capacities of same:
5. Water is used for: Irrigation and supplemental irrigation to Permit No. 19093 & 19355
6. State whether or not water has been turned into works of diversion:

7. 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 other than irrigation):

SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ of Sec. 24,

N $\frac{1}{2}$ NE $\frac{1}{2}$, SE $\frac{1}{2}$ NE $\frac{1}{2}$ of Sec. 25., Both in Twp. 13 N., Rge. 3 E., B. M.

N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 36., Twp. 13 N., Rge. 3 E., B.M.

Lot 4 of Sec. 19., Lot 1 of Sec. 30., Twp. 13 N., Rgs. 4 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?..

Remarks:

K 19579 is a companion permit

This examination was made on the

22

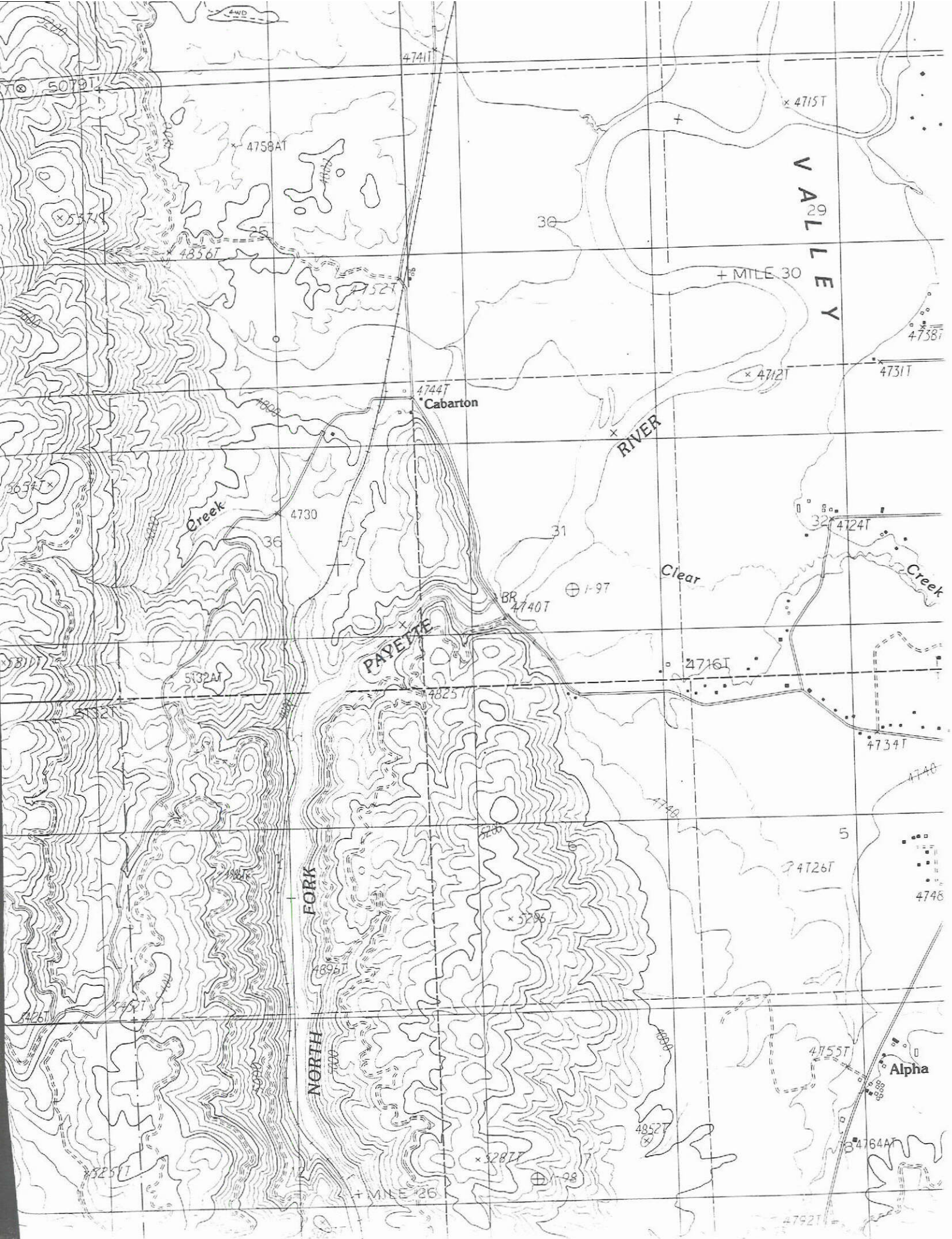
day 6

De la Roche

1956

(Signed

Examinee



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: **A65-02460**
Date Received: 11/23/1988
Receipt No: X999999
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CABARTON LAND COMPANY 208-342-6464
Address: LIMITED PARTNERSHIP
PO BOX 16277
BOISE ID 83715

2. Date of Priority: JUN 8, 1945

3. Source: FAWN CREEK, NORTH FORK Trib. to: FAWN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	03E	3		NE	NW		VALLEY
				NE	NW		VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	03E	24	SW	NE		IRR	5.0
			NE	SW		IRR	5.0
			NE	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	03E	24	NW	SE		IRR	33.0
			SW	SE		IRR	17.0
			SE	SE		IRR	37.0
						Section Acres	117.0
		25	NW	NE		IRR	20.0
						Section Acres	20.0
		36	NE	NE		IRR	13.0
			NW	NE		IRR	20.0
			SW	NE		IRR	28.0
			NW	SE		IRR	16.0
						Section Acres	77.0
						Total Acres	214.0

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:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 11/21/1996 BY MM.

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

STATE 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 form.
Incomplete forms will be returned.

RECEIVED

NOV 21 1996

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) _____
Adjudication Claim Number(s) A 65 - 02460
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) MacGregor Land & Livestock Co
PO Box 5128 Boise 83715
4. New Owner/Claimant(s) Caberton Land Co Limited Partnership
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address PO Box 16277
City, State and ZIP Code Boise Idaho 83715
New Telephone Number (208) 342 - 6464
5. Date you acquired the property 1989 - 1995
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 214 Number and type of stock _____
Diversion rate in CFS 39 Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) M. J. MacGregor Date 11.20.96

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

INSTRUCTIONS

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

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

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

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

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

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

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

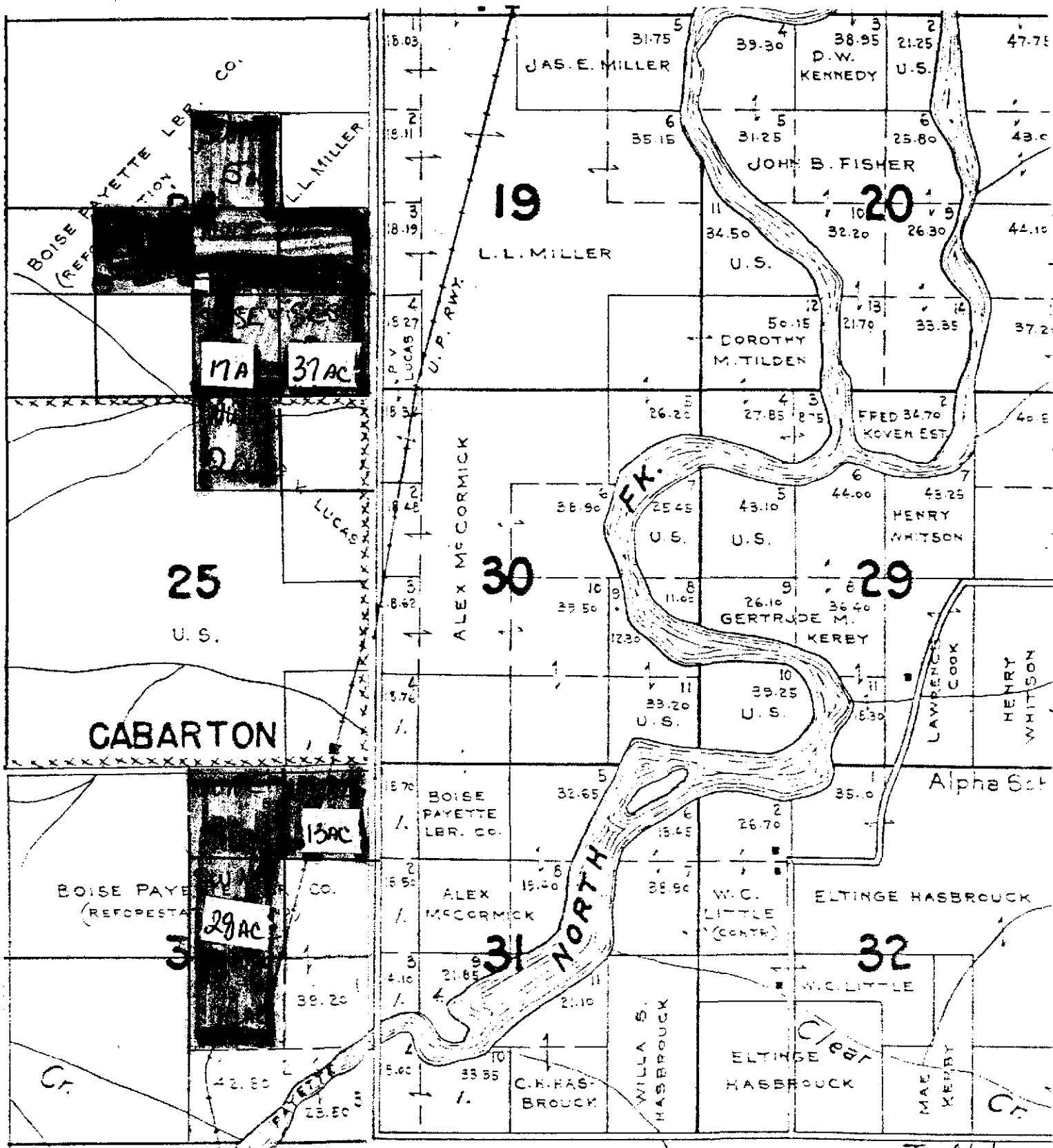
IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

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

IDWR Eastern Region, 900 N Skyline Dr., Sandpoint, ID 83864-1718 (208) 267-7161

65-2460

N. Fork Fawn Creek



To Alpha —

COPYRIGHT BY THOS. C. METSKER/MARK F. METSKER

~~Cabarton Land & Lbr.~~

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: A65-02460
Date Received: 11/23/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAC GREGOR LAND & LIVESTOCK CO.
Address: 200 SUNRISE RIM
BOISE, ID 83705

2. Date of Priority: JUN 08, 1945

3. Source: FAWN CREEK, NORTH FORK Trib. to: FAWN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	03E	3	NE	NE	NW		VALLEY
			NE		NW		VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	03E	24	✓SW	NE		IRR	5.0
			✓NE	SW		IRR	5.0
			✓NE	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
13N	03E	24	✓NW	SE		IRR	33.0 C I	
			✓SW	SE		IRR	17.0 C I	
			✓SE	SE		IRR	37.0 C I	
					Section Acres		117.0	
		25	✓NW	NE		IRR	20.0 C I	
			Section Acres		20.0			
		36	✓NE	NE		IRR	13.0 C I	
			✓NW	NE		IRR	20.0 C I	
			✓SW	NE		IRR	28.0 C I	
			✓NW	SE		IRR	16.0 C I	
			Section Acres		77.0			
		Total Acres		214.0				

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:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 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

3⁹ CFS Cabarton

214 AC

100%

*Carbon copy
Copies*

RECEIVED
NOV 21 1996
WATER RESOURCES
WESTERN REGION

DEED

THIS INDENTURE, made effective the 1st day of January, 1989, by and between G. David MacGregor, a married person dealing with his sole and separate property, a 67.29% interest; G. David MacGregor, custodian for Collin Alexander MacGregor, a single minor child, a 10.53% interest; G. David MacGregor, custodian for Alexandra Brienne MacGregor, a single minor child, a 10.53% interest; Maria M. MacGregor, a married person dealing with her sole and separate property, a 1.12% interest; and Tack D. MacGregor, a single person dealing with his sole and separate property, a 10.53% interest, the "Grantors," and CABARTON LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership, with principal offices at Boise, Ada County, Idaho, the "Grantee";

W I T N E S S E T H:

FOR VALUE RECEIVED, the Grantors have granted, conveyed, bargained and sold, and do hereby grant, bargain, sell, convey and confirm to the Grantee, its successors and assigns, that certain real property situated in the COUNTY OF VALLEY, STATE OF IDAHO, described on Exhibit "A" attached hereto and by this reference made a part hereof (the "Subject Property").

TOGETHER with all and singular the buildings, structures, improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the

reversion and reversions, remainder and remainders, rents, issues and profits thereof;

TOGETHER with all water, water rights, water storage rights, ditches, easements and rights-of-way for ditches appurtenant thereto and used in connection therewith; and all grazing permits, grazing leases and grazing rights appurtenant thereto and used in connection therewith;

SUBJECT TO the liens and encumbrances described on Exhibit "B" and all covenants, restrictions, reservations, rights of way and easements that are of record and/or that are open and obvious from any inspection of the Subject Property.

TO HAVE AND TO HOLD the Subject Property, with its appurtenances, unto the Grantee, its successors and assigns, forever.

The current address of the Grantee is: c/o G. David MacGregor, 3801 St. Andrews, Boise, Idaho 83705.

IN WITNESS WHEREOF, this Deed has been duly executed by and on behalf of the Grantors the day and year herein first above written.

GENERAL PARTNER:

G. David MacGregor
G. David MacGregor

LIMITED PARTNERS:

Collin Alexander MacGregor
Collin Alexander MacGregor, a minor

BY G. David MacGregor
G. David MacGregor,
Natural Guardian

Alexandra Brianne MacGregor
Alexandra Brianne MacGregor

By G. David MacGregor
G. David MacGregor,
Natural Guardian

Maria M. MacGregor
Maria M. MacGregor

By G. David MacGregor
G. David MacGregor,
Attorney-in-Fact

Tack D. MacGregor
Tack D. MacGregor

By G. David MacGregor
G. David MacGregor,
Attorney-in-Fact

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of March, 1989, before me,
Sally L. Cupan, the undersigned, a Notary
Public in and for said State, personally appeared G. DAVID
MacGREGOR, known or identified to me to be the person whose name
is subscribed to the foregoing instrument, and acknowledged to me
that he 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.

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires on 8/22/94

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of March, 1989, before me,
Sally L. Cupan, a Notary Public in and for said
state, personally appeared G. DAVID MacGREGOR, known or
identified to me to be the person whose name is subscribed to the
within instrument as natural guardian for Collin Alexander
MacGregor, and acknowledged to me that he executed the same as
such natural guardian.

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

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires on 8/22/94

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of March, 1989, before me,
Sally L. Cupan, a Notary Public in and for said
state, personally appeared G. DAVID MacGREGOR, known or
identified to me to be the person whose name is subscribed to the
within instrument as natural guardian for Alexandra Brianne
MacGregor, and acknowledged to me that he executed the same as
such natural guardian.

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

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires on 8/22/94

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of March, 1989, before me,
Sally L. Cupan, a Notary Public in and for said
state, personally appeared G. DAVID MacGREGOR, known or
identified to me to be the person whose name is subscribed to the
within instrument as Attorney-in-Fact for Maria M. MacGregor, and
acknowledged to me that he executed the same as such
Attorney-in-Fact.

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

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires on 8/22/94

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of March, 1989, before me,
Sally L. Cupan, a Notary Public in and for said
state, personally appeared G. DAVID MacGREGOR, known or
identified to me to be the person whose name is subscribed to the
within instrument as Attorney-in-Fact for Tack D. MacGregor, and
acknowledged to me that he executed the same as such
Attorney-in-Fact.

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

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires on 8/22/94

EXHIBIT "A" TO DEED

Legal Description

- Parcel 1: *Abc 02460
02417
02443* South Half (S $\frac{1}{2}$) of Section 24; and the North Half (N $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) and the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$) all of Section 25; and the North Half (N $\frac{1}{2}$) and Southwest Quarter and Lot 1 and the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) and Lot 2, all in Section 36, all in Township 13 North, Range 3 East of the Boise Meridian, Valley County, Idaho; and
- Parcel 2: *Ag 5-02412
02443* Southerly one-third (1/3) of Lot 2, Lot 3 and Lot 4, all in Section 19; and Lot 1 and Lot 4 and the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) all in Section 30; and the East Half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) and Lot 1, Lot 2 and Lot 3; also an undivided one-half (1/2) interest in Lot 9, all in Section 31; all being in Township 13 North, Range 4 East of the Boise Meridian, Valley County, Idaho;
- Parcel 3: One Half Interest in Lot 9, Section 31, Township 13 N. R. 4 E.B.M. Valley County Idaho
- Parcel 4: The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), the Northwest Quarter (NW $\frac{1}{4}$), the Southwest Quarter (SW $\frac{1}{4}$), the North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$), the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), all in Section 25, Township 13 North, Range 3 East, Boise Meridian, Valley County, Idaho
- Parcel 5: A parcel of land lying within Government Lot 3 of Section 1, Township 12 North, Range 3 East, Boise Meridian, Valley County, Idaho, and more particularly described as being bounded as follows:

Beginning at the meander corner located at the intersection of the North boundary line of above said Section 1 with the West bank of the North Fork of the Payette River, the real point of beginning; thence in a southerly direction along the mean high-water mark on the said West bank to its intersection with the East property line of the Oregon Short Line branch of the Union Pacific Railroad right-of-way; thence in a northerly direction along the said East line of the railroad right-of-way line to its

intersection with the above said North boundary line of Section 1; thence in an easterly direction along said North boundary line to the real point of beginning; containing three acres, more or less.

STATE OF IDAHO, } **166112**
County of Valley, } ss.

I hereby certify that this instrument

was filed for record at the request of

Deborah Tracy L. Lewis - Attorney

at 33 minutes past 11

o'clock PM M. This 31

day of March 1989

In my office and duly recorded in

Dr. # 6 of Books

Deborah Tracy L. Lewis

By S. H. Haskins Ex-Officio Recorder

Fee \$24.00 Deputy

Box 1617

Boise, ID

Am 2.11.89

EXHIBIT "B" TO DEED

Permitted Encumbrances

NONE

RECEIVED
NOV 21 1996
WATER RESOURCES
WESTERN REGION

GRANT, BARGAIN AND SALE DEED

FOR VALUABLE CONSIDERATION RECEIVED, TACK D. MacGREGOR, a single person, of Ada County, Idaho, the GRANTOR, grants, bargains and sells to CABARTON LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership, GRANTEE, its successors and assigns forever, that certain parcel of real property located in the County of Valley, State of Idaho, more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof;

SUBJECT TO encumbrances, covenants, conditions, restrictions, reservations, rights-of-way and easements of record, and/or visible on inspection of the premises.

TO HAVE AND TO HOLD the property, together with the appurtenances, to the GRANTEE, its successors and assigns, forever.

The current address of the GRANTEE is: c/o G. David MacGregor, 3200 Gowen Road, Boise Idaho 83705.

IN WITNESS WHEREOF, this GRANT, BARGAIN AND SALE DEED
has been duly executed by Tack D. MacGregor, GRANTOR, effective
the 14th day of September, 1990.

GRANTOR

Tack D. MacGregor
Tack D. MacGregor

STATE OF IDAHO)
) ss.
County of Ada)

On this 14th day of September, 1990, before me,
Sally L. Cupan, the undersigned, a Notary
Public in and for said State, personally appeared TACK D.
MacGREGOR, known or identified to me to be the person whose name
is subscribed to the foregoing instrument, and acknowledged to me
that he 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.

Sally L. Cupan
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires 8/22, 1994

EXHIBIT "A"

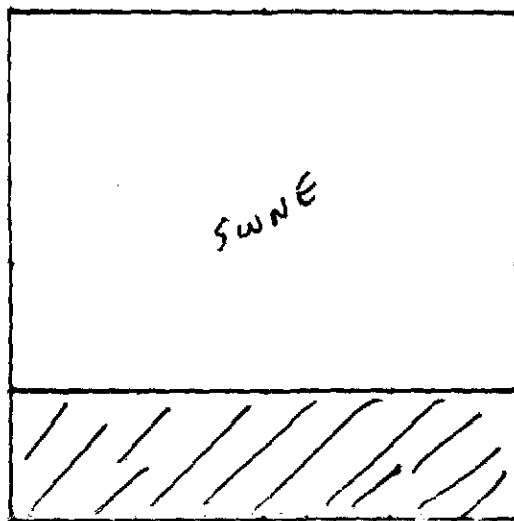
Tack D. MacGregor's Parcel:

South 10 acres of the SW1/4 of the NE1/4 of
Section 24, Township 13 North, Range 3 East
of the Boise Meridian, Valley County, Idaho

175835

REQUESTED BY: Lawley, Pruell
RECORDED

SEP 18 1 21 PM '90
TYPE: Deeds
LEADER: Deeds
VALLEY COUNTY CLERK
BY: MacGregor
FEE: 9.00



RECEIVED
NOV 21 1996
WATER RESOURCES
WESTERN REGION

GRANT, BARGAIN AND SALE DEED

FOR VALUABLE CONSIDERATION RECEIVED, G. DAVID MacGREGOR, as custodian for COLLIN ALEXANDER MacGREGOR, a single minor child, of Ada County, Idaho, the GRANTOR, grants, bargains and sells to CABARTON LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership, GRANTEE, its successors and assigns forever, that certain parcel of real property located in the County of Valley, State of Idaho, more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof;

SUBJECT TO encumbrances, covenants, conditions, restrictions, reservations, rights-of-way and easements of record, and/or visible on inspection of the premises.

TO HAVE AND TO HOLD the property, together with the appurtenances, to the GRANTEE, its successors and assigns, forever.

The current address of the GRANTEE is: c/o G. David MacGregor, 3200 Gowen Road, Boise Idaho 83705.

IN WITNESS WHEREOF, this GRANT, BARGAIN AND SALE DEED
has been duly executed by G. David MacGregor, as custodian for
Collin Alexander MacGregor, a single minor child, GRANTOR,
effective the 28th day of December, 1993.

GRANTOR

Collin Alexander MacGregor
Collin Alexander MacGregor

By G. D. MacGregor
G. David MacGregor
Natural Guardian

STATE OF IDAHO)
) ss.
County of Ada)

On this 28th day of December, 1993, before me, Carl W.
Harder, the undersigned, a Notary Public in and for said State,
personally appeared G. DAVID MacGREGOR, known or identified to me
to be the person whose name is subscribed to the foregoing
instrument as natural guardian for COLLIN ALEXANDER MacGREGOR,
and acknowledged to me that he executed the same as such natural
guardian.

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

Carl W. Harder
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires 8-16-94

EXHIBIT "A"

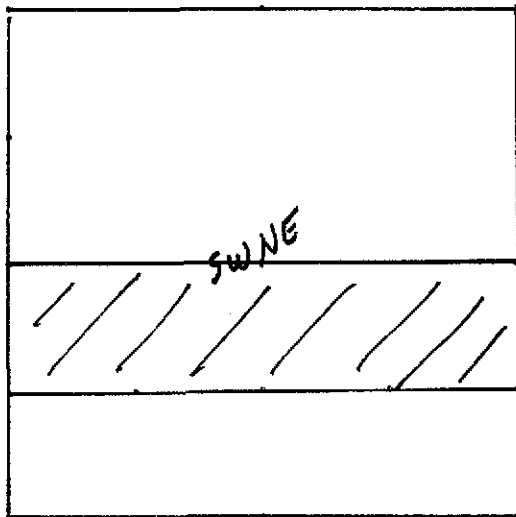
$N\frac{1}{2}$ $N\frac{1}{2}$ $N\frac{1}{2}$ $NE\frac{1}{4}$ $NW\frac{1}{4}$ Section 24, Township 13 North, Range 3 East of the Boise Meridian, Valley County, Idaho (apx. 5.00 acre)

$N\frac{1}{2}$ $S\frac{1}{2}$ $SW\frac{1}{4}$ $NE\frac{1}{4}$ Section 24, Township 13 North, Range 3 East of the Boise Meridian, Valley County, Idaho (apx. 10.00 acre)

201180

REQUESTED BY: David MacGregor
RECORDED

DEC 29 904 AM '93
TYPE: 4th 800ds
VALLEY COUNTY
BY: X. MacGregor
FEE: 9.00



GRANT, BARGAIN AND SALE DEED

RECEIVED
NOV 21 1996
WATER RESOURCES
WESTERN REGION

FOR VALUABLE CONSIDERATION RECEIVED, G. DAVID MacGREGOR, as custodian for ALEXANDRA BRIEANNE MacGREGOR (also known as Alexandra Brianne MacGregor), a single minor child, of Ada County, Idaho, the GRANTOR, grants, bargains and sells to CABARTON LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership, GRANTEE, its successors and assigns forever, that certain parcel of real property located in the County of Valley, State of Idaho, more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof;

SUBJECT TO encumbrances, covenants, conditions, restrictions, reservations, rights-of-way and easements of record, and/or visible on inspection of the premises.

TO HAVE AND TO HOLD the property, together with the appurtenances, to the GRANTEE, its successors and assigns, forever.

The current address of the GRANTEE is: c/o G. David MacGregor, 3200 Gowen Road, Boise Idaho 83705.

IN WITNESS WHEREOF, this GRANT, BARGAIN AND SALE DEED
has been duly executed by G. David MacGregor, as custodian for
Alexandra Brieanne MacGregor, a single minor child, GRANTOR,
effective the 28th day of December, 1993.

GRANTOR

Alexandra Brieanne MacGregor
Alexandra Brieanne MacGregor

By G. David MacGregor
G. David MacGregor
Natural Guardian

(STATE OF IDAHO)
County of Ada) ss.

On this 28th day of December, 1993, before me, Carl W. Harder, the undersigned, a Notary Public in and for said State, personally appeared G. DAVID MacGREGOR, known or identified to me to be the person whose name is subscribed to the foregoing instrument as natural guardian for ALEXANDRA BRIEANNE MacGREGOR, and acknowledged to me that he executed the same as such natural guardian.

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

Carl W. Harder
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires 8-16-94

EXHIBIT "A"

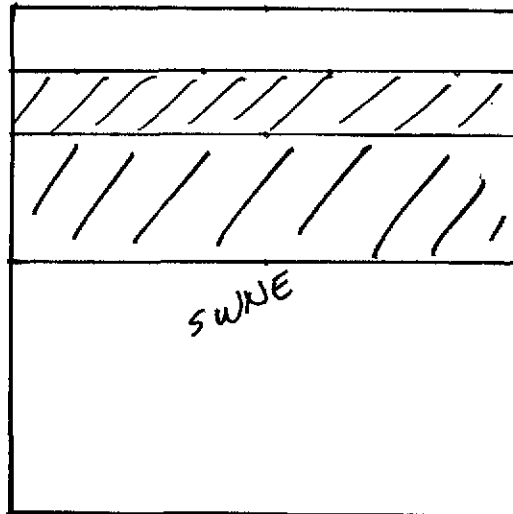
S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, Township 13 North,
Range 3 East of the Boise Meridian, Valley
County, Idaho (apx. 10.00 acre)

S $\frac{1}{2}$ N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, Township 13
North, Range 3 East of the Boise Meridian,
Valley County, Idaho (apx. 5.00 acre)

201178

REQUESTED BY: *Dave*
RECORDED: *maclore 902*

Dec 29 9 00 AM '93
TYPE: *Dr R Deeds*
LEAD:
VALLEY COUNTY
BY: *Chick King*
FEE: *9.00*



A 65-02460

RECEIVED

NOV 21 1996

WATER RESOURCES
WESTERN REGION

GRANT, BARGAIN AND SALE DEED

FOR VALUABLE CONSIDERATION RECEIVED, G. DAVID MacGREGOR, an unmarried person dealing with his sole and separate property, of Ada County, Idaho, the GRANTOR, grants, bargains and sells to CABARTON LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership, GRANTEE, its successors and assigns forever, that certain parcel of real property located in the County of Valley, State of Idaho, more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof;

TOGETHER WITH all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof;

SUBJECT TO encumbrances, covenants, conditions, restrictions, reservations, rights-of-way and easements of record, and/or visible on inspection of the premises.

TO HAVE AND TO HOLD the property, together with the appurtenances, to the GRANTEE, its successors and assigns, forever.

The current address of the GRANTEE is: c/o G. David MacGregor, 3200 Gowen Road, Boise Idaho 83705.

IN WITNESS WHEREOF, this GRANT, BARGAIN AND SALE DEED
has been duly executed by G. David MacGregor, GRANTOR, effective
the 28th day of December, 1993.

GRANTOR


G. David MacGregor

STATE OF IDAHO)
) ss.
County of Ada)

On this 28th day of December, 1993, before me, Carl W.
Harder, a Notary Public in and for said State, personally
appeared G. DAVID MacGREGOR, known or identified to me to be the
person whose name is subscribed to the foregoing instrument, and
acknowledged to me that he 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.

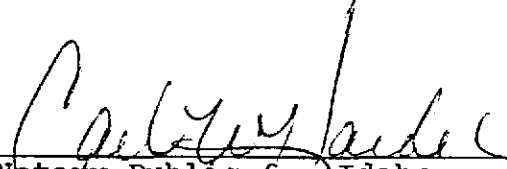

Notary Public for Idaho
Residing at Boise, Idaho
My commission expires 8-16-94

EXHIBIT "A"

N $\frac{1}{2}$ N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, Township 13
North, Range 3 East of the Boise Meridian,
Valley County, Idaho (apx. 5.00 acre)

S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, Township 13 North,
Range 3 East of the Boise Meridian, Valley
County, Idaho (apx. 10.00 acre)

201176

REQUESTED BY: *Dave*
RECORDED *macGregor*

DEC 28 8 59 AM '93
TYPE: *du 800eds*
LEAD
VALLEY
BY: *K. MacGregor*
FEE: *9.00*

/ / / / /	

JUNE

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: 65-02460
DATE RECEIVED: 11-23-88
RECEIPT NO: X999999
RECEIVED BY: Rht

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: MAC GREGOR LAND & LIVESTOCK CO.
ADDRESS: 200 SUNRISE RIM
BOISE, ID 83705
2. DATE OF PRIORITY: JUN 08, 1945
3. SOURCE: FAWN CREEK, NORTH FORK TRIB. TO: FAWN CREEK
4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
12N	03E	3	NE	NE	NW		VALLEY
			NE		NW		VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/15	10/15	3.900		

7. TOTAL QUANTITY APPROPRIATED IS:
3.900 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
13N	03E	24	SW	NE		IRR	5.0
			NE	SW		IRR	5.0
			NE	SE		IRR	20.0

65-02460

PAGE

1

DATE: 09/30/88

36

MICROFILMED

SEP 18 1992

10. PLACE OF USE: CONTINUED

TOWNSHIP	RANGE	SECTION	1/4	OF	1/4	LOT	USE	ACRES
13N	03E	24	NW		SE		IRR	33.0
			SW		SE		IRR	17.0
			SE		SE		IRR	37.0
			SECTION ACRES					117.0
		25	NW		NE		IRR	20.0
			SECTION ACRES					20.0
		36	NE		NE		IRR	13.0
			NW		NE		IRR	20.0
			SW		NE		IRR	28.0
			NW		SE		IRR	16.0
			SECTION ACRES					77.0
			TOTAL ACRES					214.0

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREEED

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS
DECREE DEFENDANT

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO ____ DO NOT X WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: _____

FOR INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): _____ DATE: _____

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM President OF _____ TITLE

MacGregor Land & Livestock Co., THAT I HAVE SIGNED THE FOREGOING ORGANIZATION

DOCUMENT IN THE SPACE BELOW AS President OF _____ TITLE

MacGregor Land & Livestock Co. AND THAT THE STATEMENTS CONTAINED IN THE ORGANIZATION

FOREGOING DOCUMENT ARE TRUE AND CORRECT.

John D. MacGregor
SIGNATURE OF AUTHORIZED AGENT
President MacGregor Land & Livestock Co.
TITLE AND ORGANIZATION

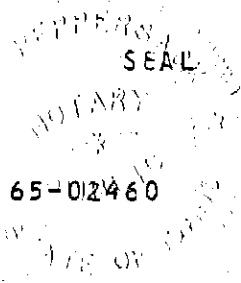
11/23/88
DATE

STATE OF IDAHO)
COUNTY OF ADA) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 23RD DAY

OF NOVEMBER 19 88

Jeff Pappas
NOTARY PUBLIC



RESIDING AT BOISE, IDAHO

MY COMMISSION EXPIRES 11/8/1994
DATE: 09/30/88

PAGE

3

36

MICROFILMED

SEP 18 1992

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 20 1999

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

Water right number: 65-02460

CABARTON LAND COMPANY LTD PARTNERSHIP
~~PO BOX 16277~~ P.O. BOX 428
~~BOISE ID 83715~~ CASCADE ID 83611

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Point of diversion is physically T12N R3E S3 ~~NE NE~~ ^{NENE}
NOT NENE *See inclosed map*

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10-18-99 SIGNATURE: A.D. MacGregor General Partner
Please print your name: Cabarton Land Co Ltd

Parts of Division

Snowbank
ABM Mtn
3322

Canyon Land and
MacGregor Land and Livestock Company
Water Transmission Line & Dam
2" = 1 mile

Cascade RD
Ditch  Diversion  Boise NF

- A - NW $\frac{1}{4}$ Sec 3, T12N, R3E - 2725'
- B - NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 3; W $\frac{1}{2}$ Lot 3, S $\frac{1}{2}$ Lot 4
NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2, T12N
R3E; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 35, T13N, R3E-555'
- C - NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 35, T13N, R3E - 1000'
- Dam - NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 5, T12N, R3E - .01'

ite Peak

Potters Pond
T 13 N
10446.1
1153
MacGregor Dam
and Outlet
Blue Lake
T 12 N

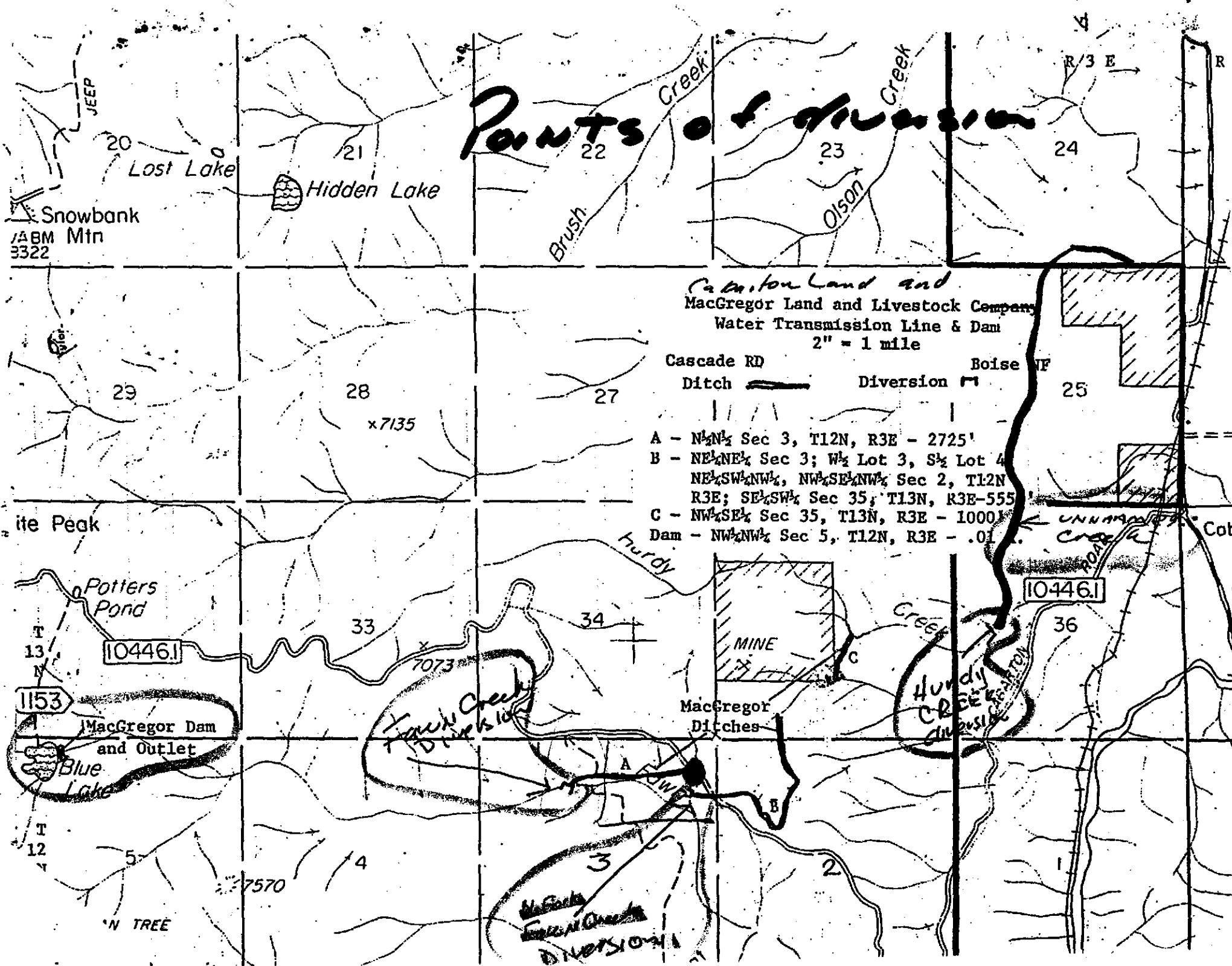
33
7073
French Creek
Diversions

MINE
MacGregor
Ditches

36
10446.1
Hurdy Creek
Diversions

5
7570
N TREE

3
MacGregor
French Creek
Diversions



Caberton Land Co. Ltd
P.O. Box 428
Cascade, ID 83611

RECEIVED

FEB 02 2000

WATER RESOURCES
WESTERN REGION

1.31.2000

State of Idaho
Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

RECEIVED
FEB - 1 2000
Department of Water Resources

RE. Water rights in Reporting area 15, Basin 65
(SRBA)

Dear DWR

On Sept 29, 1999 we recieved from you a Notice of Error Replys,
in which we changed our address to:

Caberton Land Company Limited Partnership
P.O. Box 428
Cascade, Id 83611

This change applies to water right numbers:

65-02417
65-02443
65-02454B

These changes were not reflected in your 12.8.99 Communication
Please make these changes

Sincerely
H. L. MacGregor

RECEIVED

FEB - 1 2000

Department of Water Resources

Calverton Land Co. Ltd.
P.O. Box 428
Cascade, ID 83611

1.31.2000

65-02460

State of Idaho

Department of Water Resources

P.O. Box 83720

Boise, Idaho 83720-0098

RE: Water Rights in Reporting area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear, BWR

on September 29, 1999 we received from you a Notice of Error reply in which we corrected the point of diversion, backup was sent to substantiate this correction. The address for Calverton Land Co. Ltd has also changed as per back up material. Please make these changes in your records.

Sincerely

H. J. MacGregor

RECEIVED

FEB - 1 2000

September 29, 1999

Department of Water Resources

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

Water right number: 65-02460

CABARTON LAND COMPANY LTD PARTNERSHIP

~~PO BOX 16277~~

P.O. BOX 428

~~BOISE ID 83715~~

CASCADE ID 83611

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Point of diversion is physically T12N R3E S3 ~~NE NE~~ NENE
NOT NENEW See inclosed map*

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10-18-99

SIGNATURE: A. D. MacGregor

General Partner
Please print your name: Cabarton Land Co Ltd

Panther Creek

JEEP

20
Lost Lake

21

Hidden Lake

22

23

24

Snowbank
148M Min
3322

Brush Creek

Creek

Olson

R 3 E

Canyon Land and
MacGregor Land and Livestock Company
Water Transmission Line & Dam
2" = 1 mile

Cascade RD
Ditch

Boise
Diversion

29

28

x7135

27

25

- A - N $\frac{1}{2}$ Sec 3, T12N, R3E - 2725'
- B - NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 3; W $\frac{1}{2}$ Lot 3, S $\frac{1}{2}$ Lot 4
NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2, T12N
R3E; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 35, T13N, R3E-555'
- C - NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 35, T13N, R3E - 1000'
- Dam - NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 5, T12N, R3E - .01'

ite Peak

Potters Pond

10446.1

1153

MacGregor Dam
and Outlet

Blue Lake

33

34

7073

Four Creek
Ditch

MINE

MacGregor
Ditches

Creek

Hurdy Creek
Ditch

10446.1

36

Cab

T 12

5

4

3

2

N TREE

7570

McFork
Four Creek
Ditch

RIGHT NUMBER: 65-02460

NAME AND ADDRESS: CABARTON LAND COMPANY LTD PARTNERSHIP
PO BOX 16277
BOISE ID 83715

SOURCE: PAWN CREEK, NORTH FORK TRIBUTARY: PAWN CREEK

QUANTITY: 3.9 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02417, 65-02443 &
65-02454B SHALL PROVIDE NO MORE THAN .02 CFS/ACRE

PRIORITY-DATE: 06/08/1945

POINT OF DIVERSION T12N R03E S03 *NENE*
NENW Within VALLEY County
NENW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-15 10-15	3.9 CFS

PLACE OF USE: IRRIGATION Within VALLEY County

T13N R03E S24	SWNE 5	NESW 5	NESE 20	NWSE 33
	SWSE 17	SESE 37		
S25	NWNE 20			
S36	NENE 13	NWNE 20	SWNE 28	NWSE 16
214 ACRES TOTAL				

OTHER MATTERS 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

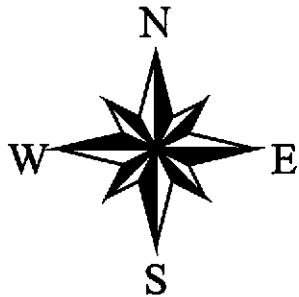
T13N R03E

WATER RIGHT(S): 65-02460, 65-02454B
65-02417, 65-02443

OWNER(S): CABARTON LAND CO

PREPARED BY SCOTT VAN HOFF
17 MAY 1999

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



0 0.5 Miles

A horizontal scale bar with a black line and white ends. The text '0' is at the left end and '0.5 Miles' is at the right end.

AJ0749NP
No. R65-02460

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

DATE: 09/17/99
PAGE: 1

```
=====
OWNER          PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE          NAME & ADDRESS    DATE          WATER USE    FROM    TO    RATE    VOLUME
-----
C CABARTON LAND COMPANY LTD PARTNERSHIP    06/08/1945    IRRIGATION    04-15    10-15    3.900 CFS
  PO BOX 16277
  BOISE ID 83715
  (208) 342-6464
                                     TOTAL DIVERSION:    3.900 CFS
=====
```

Water Source: FAWN CREEK, NORTH FORK Tributary to: FAWN CREEK Stage: DECREED

Point(s) of Diversion: T12N R03E S03 NENW NENW 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		
13N	03E 24	:			05	:				:	05			:	20	33	17	37	117.0
13N	03E 25	:		20		:				:				:					20.0
13N	03E 36	:	13	20	28	:				:				:	16				77.0
																	TOTAL ACRES	214.0	

POU County: VALLEY

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02417, 65-02443 &
65-02454B 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:

WESTERN REGION

OWNER (S): Ceebarten cattle CO.

CLAIM NUMBERS: 65-02460

AGENT: Scott Van Hoff

DATE 5-17-98

RIGHT NO					NE				NW				SW				SE			
	TSP	RNG	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
65-02460	13N	3E	24				5						5				20	33	17	37
	13N	3E	25			20														
	13N	3E	36		13	20	28											16		

P.O.D.

TOWNSHIP

RANGE

SEC.

SOURCE

12N

3E

3 NEW

Fawn Creek, north Fork

POLYGON CREATED ON 327

POLYGON # () () () () UPDATED BY sdvh

ATTRIBUTES OF B65-POU.SHP (233) (234) (235) () ()

ATTRIBUTES OF B65-POD.SHP (228) () () () ()

B65-DBPOU.DBF UPDATED BY sdvh

B65-DBPOD.DBF UPDATED BY sdvh

NOTES:

Imagery not available for POD

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T13N R03E

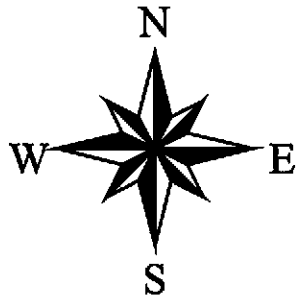
WATER RIGHT(S): 65-02460

OWNER(S): CABARTON LAND CO

PREPARED BY SCOTT VAN HOFF

17 MAY 1999

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



0 0.5 Miles

A horizontal scale bar with a black outline and a white fill. It is labeled with '0' at the left end and '0.5 Miles' at the right end.

AGENT

DATE

H05 - 02417
A05 - 024100A05 - 02445
A05 - 024545

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FAWN CK. NORTH FORK	024100	13N	3E	24			5						5				20	33	17	37		117
"	"	"	"	25			20															20
HURO CK	02417	"	"	"																30		30
UNNAMED STREAM	02443	"	"	"																36		36
TOTAL		13N	3E	25																		56

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
HURO CK	02417	13N	4E	30									19	39							58	
UNN. STREAM	02443	"	"	"									18	40							58	
TOTAL	→	"	"	"									19	40								59

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
HURO CK	02417	13N	4E	31					38	10	24										72	
UNN. STREAM	02443	"	"	"					40												40	
FAWN CREEK	024545	"	"	"								24									24	
TOTAL	→	13N	4E	31					40	10	24											74

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FAWN CK. NORTH FK.	024100	13N	3E	30	13	20	28												16		77	
HURO CK.	02417	"	"	"	13	7															20	
TOTAL		4	4	4	13	27	28												16			84

TOTAL
ALL RIGHTS - 390

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 228

INDICATES TOTAL

SOURCE: NORTH FORK, BROWNLEE CREEK

TRIBUTARY TO: BROWNLEE CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0506	BLACK CANYON GRAZING ASSN. C/O ALVIN H. MOSES, ROUTE 5, CALDWELL, IDAHO 83605 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-0464 & 65-0470 SHALL PROVIDE NO MORE THAN .07 CFS NOR 4.1 AFA.	9/15/1939	STOCKWATER	1/ 1 12/31	2.70 AFA .05 CFS	NWSE S11 T 8N R 2E	SAME AS OTHER USE	BENEFICIAL USE
			STOCKWATER FROM STOR	1/ 1 12/31	2.00 AFA --- CFS *2.70*AFA *.05*CFS		NWSE S11 T 8N R 2E	

INDICATES TOTAL

SOURCE: NORTH FORK, FAWN CREEK

TRIBUTARY TO: FAWN CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-2460	MAC GREGOR LAND & LIVESTOCK COMPANY 200 SUNRISE RIM, BOISE, IDAHO 83705 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	6/ 8/1945	IRRIGATION	4/15 10/15	--- AFA 3.90 CFS	NENW S 3 T12N R 3E	SWNE(5) NESW(5) NESE(20) NWSE(33) SWSE(17) SESE(37) S24 T13N R 3E NWNE(20) S25 T13N R 3E NENE(13) NWNE(20) SWNE(28) NWSE(16) S36 T13N R 3E *214*	LICENSE

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

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

65-2460

RECEIVED
JUN 18 1970

Department of Reclamation

Notice is hereby given that MACCREGOR LAND AND LIVESTOCK CO.

200 Sunrise Rim, Boise, Idaho 83705

(Mailing Address)

claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) June 8, 1945
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) North Fork Yam Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
 Use Irrigation (Domestic, irrigation, stock, etc.) Period of Use From April 1 (Mo., Day) To October 31 (Mo., Day)
 Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
 Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
- (4) Quantity of water claimed: 3.9 Cubic Feet Per Second, or Acre Feet Per Annum, and/or Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 Sec. 3, Twp. 12 N, Rge. 3 E, B.M.; additional points:
 B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible open ditch
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				12	SE 1/4	37	TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4				
13N	3E	24	1	5	11						23				10	33	20	100
		25	34	20											8	8	8	20
		36	15	20	30				2	10					10	5	5	75
			13	26	1													66
					17													

Total No. of acres 195

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
- (7) Effluent, sewage waste, or return water from this use is discharged into Payette River
- (8) If you are claiming water as a member of an organization, list name of organization:
- (9) Remarks 7 miles of main ditch
- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case:
☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.: Sc 119647

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

Individual

June 18, 1970
(Date)

(Signature of Claimant)

State of Idaho

County of Ada

On this 18th day of June, in the year 1970, before me, a notary public, personally appeared Gordon A. MacGregor, known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at Boise, Idaho

My commission expires May 26, 1974

State of Idaho
License and Certificate of Water Right

Water License No. 19647 Amount \$3.9 c.f.s.
Water District No. Priority June 8, 1945

THIS IS TO CERTIFY that ROBERT A. SLOCUM & JOHN L. TAYLOR
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 1, 1945; that Permit No. 19647

was issued under said application; that Certificate of Completion of works, with a carrying capacity of 10.5 second feet, was issued thereunder on February 12, 1951 showing that said works were completed on the 10th day of June, 1950 and that on the 20th day of June, 1950, the works were completed on the 10th day of June, 1950. Corbin, Accor and Fable, as

of said Doise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of North Fork Payette
Creek, a tributary of No. Fork Payette River, for the purpose of primary irr. to Permit No.
19093 & 19094, under Use Permit No. 19647 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 5902, on the 3rd day of January, 1957.

The right hereby confirmed dates from June 8 1945

The Point of Diversion is located

In the 14 Sec. 3 Tp. 12 N., R. 3 E. B. M. County Valley

That the amount of water to which such right is entitled and hereby confirmed, for the purpose aforesaid, is limited to an amount actually needed and beneficially used for said purposes and shall not exceed 3.9 cubic feet per second.

Description and location of use:

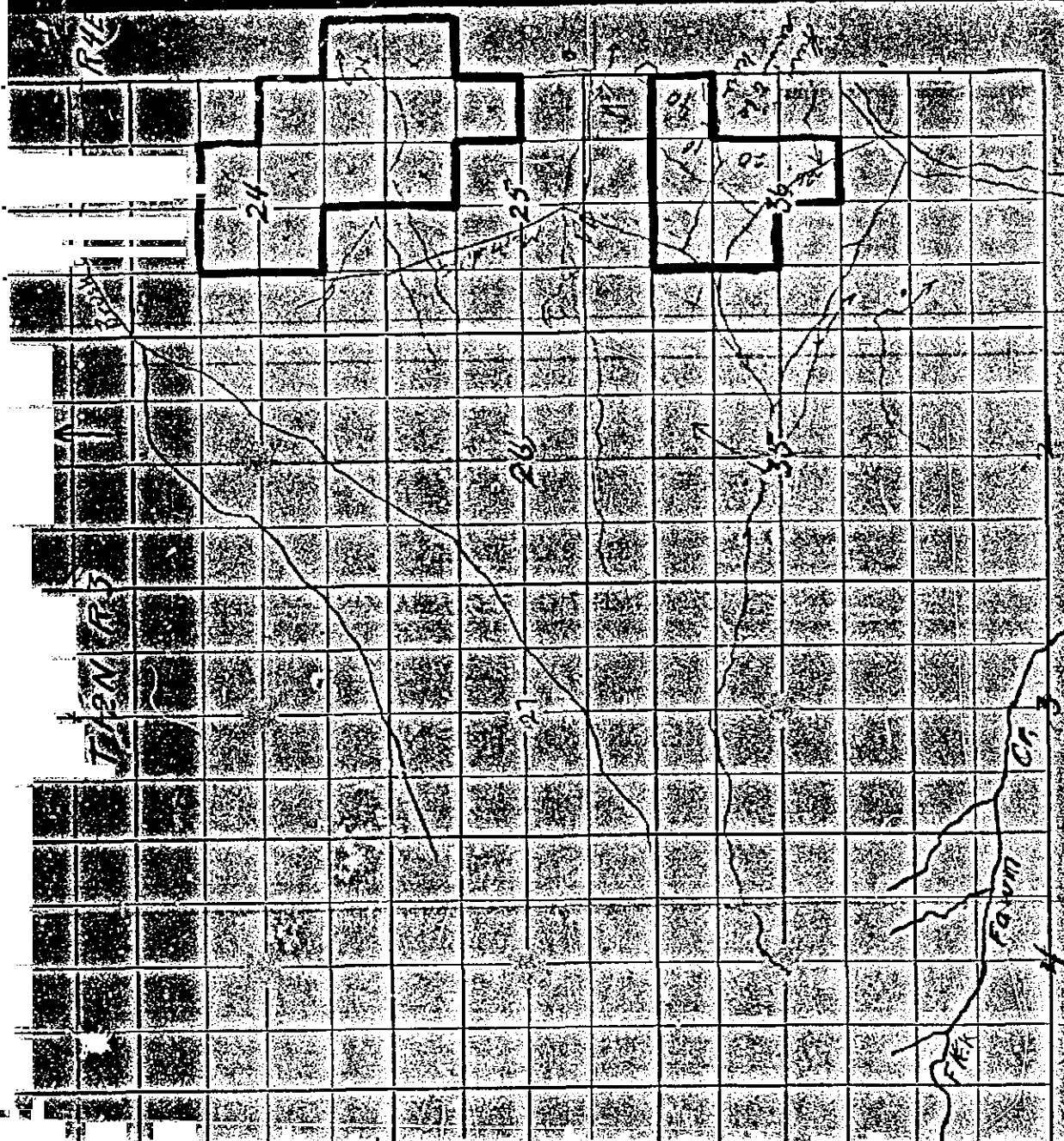
Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres - Actually Irrigated
13 N.	3 E.	24	SW SE	40	40
			NE SW	40	20 + 20
			NE SE	40	10 + 10
			NE NE	40	35 - 2
			SW SE	40	20 - 3
			SE SE	40	30 + 7
	25		NE NE	40	20
	36		NE NE	40	15
			NE NE	40	20
			SW NE	40	30 - 2
			NW SE	40	10 + 3
Total number of acres to be irrigated					195

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 State Reclamation Engineer, affixed at Boise, Idaho, this
23rd day of January 1957

(SEAL)

/s/ Mark R. Kulp
State Reclamation Engineer



Form 22

Permit No. 196

This proof is for—Complete

1. Name of applicant—Gor

2. Source of water supply

3. Location of point of div

T. 12 N. R. 3

4. Describe works as they

Fawn Creek is 7 1/2' lon

Corvete Creek is simil

pitch ties that are r

steep and rocky. It

canal 4 to 6 feet wide

5. Water is used for—

6. State whether or not wa

7. List legal subdivisions

of acres under cultivati

than irrigation):

SW 1/4 NE 1/4, SE 1/4 NE 1/4,

N 1/2 NE 1/4, SE 1/4 NE 1/4 S

N 1/2 NE 1/4, SW 1/4 NE 1/4,

Township 1

Lot 4, Section 19

Township 1

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

Permit No. 19647

This proof is for Beneficial Use in Water District No.

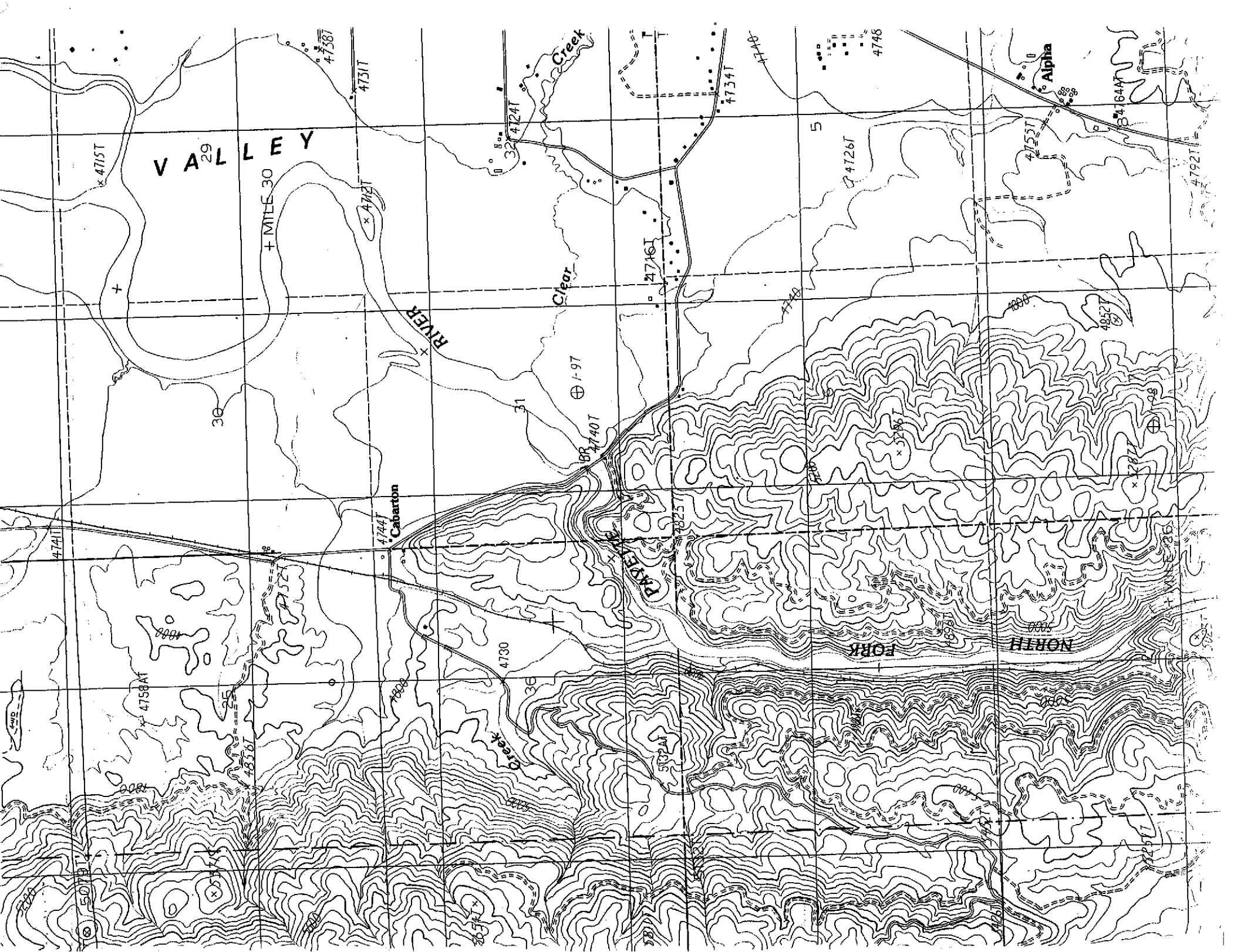
1. Name of applicant: Gordon A. MacGregor & Pablo Aramburo
2. Source of water supply: North Fork of Tawn Crank
800 Ft. East and 200 Ft. South from the
3. Location of point of diversion: Is in the N₂ corner of Section 5
T. 12 N. R. 3 E., B.M., County of Valley
4. Describe works as they exist, giving dimensions and capacities of same:
5. Water is used for: Irrigation and supplemental irrigation to Permit No. 19093 & 19355
6. State whether or not water has been turned into works of diversion:
7. 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 other than irrigation):
- SW₁NE₁, SE₁NW₁, NE₁SW₁, SE₁ of Sec. 24,
NE₁NE₁, SE₁NE₁ of Sec. 25., both in Twp. 13 N., Rge. 3 E., B. M.
NE₁NE₁, SW₁NE₁, E₁NW₁, NW₁SE₁ of Sec. 36., Twp. 13 N., Rge. 3 E., B.M.
Lot 4 of Sec. 19., Lot 1 of Sec. 30., Twp. 13 N., Rge. 4 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?

Remarks:

#19379 is a companion permit

This examination was made on the 22 day of October 1956

Q. d) 6.75 north of



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:54:09
05/17/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-02460

LAST: MAC GREGOR LAND & LIVESTOCK CO FIRST:
ADDRESS: 200 SUNRISE RIM
CITY: BOISE STATE: ID ZIP: 83705
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: CABARTON LAND COMPANY FIRST:
ADDRESS: LIMITED PARTNERSHIP
PO BOX 16277
CITY: BOISE STATE: ID ZIP: 83715
PHONE NUMBER: 208-342-6464

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS? DATABASE FIELD
Y EXAMINER
Y() N()

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 11/21/1996 BY MM.

PAGE: 2
FIELD EXAMINATION INFORMATION

2
CLAIM NUMBER: A65-02460

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-02460 PRIORITY DATE: 06-08-1945 STAGE: D

B. WR RECORD: # 65-02460 PRIORITY DATE: 06-08-1945 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:

06-08-1945

REVIEWED BY GLH

DATE 5-17-99

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
A65-02460	12N	03E	3		NE	NW			VALLEY		
A65-02460	12N	03E	3		NE	NW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-02454A NONE
A65-02454B

WR RECORDS IN SAME 40 ACRE TRACT
65-02454

SOURCE: FAWN CREEK, NORTH FORK

TRIB: FAWN 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
65-02460	12N	03E	3		NE	NW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-02454A NONE
A65-02454B

65-02454

SOURCE: FAWN CREEK, NORTH FORK

TRIB: FAWN 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: _____

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 VALLEY	DIVERSION NAME	DIVERSION NBR
12N	03E	3		NE	NW			VALLEY		
12N	03E	3		NE	NW					
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

SOURCE: FAWN CREEK, NORTH FORK

TRIB: FAWN CREEK

REVIEWED BY: glt

DATE: 5-17-99

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

A. ROOT WATER RIGHT NUMBERS: A65-02460

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	03E	24	SW	NE		CABARTON LAND COMPANY	A65-02460 / 5.0	65-02460 / 5.0	23.0		5
13N	03E	24	NE	SW		CABARTON LAND COMPANY	A65-02460 / 5.0	65-02460 / 5.0	31.0		5
13N	03E	24	NE	SE		CABARTON LAND COMPANY	A65-02460 / 20.0	65-02460 / 20.0	29.0		20
13N	03E	24	NW	SE		CABARTON LAND COMPANY	A65-02460 / 33.0	65-02460 / 33.0	40.0		33
13N	03E	24	SW	SE		CABARTON LAND COMPANY	A65-02460 / 17.0	65-02460 / 17.0	37.0		17
13N	03E	24	SE	SE		CABARTON LAND COMPANY	A65-02460 / 37.0	65-02460 / 37.0	36.0		37
13N	03E	25	NW	NE		CABARTON LAND COMPANY	A65-02460 / 20.0	65-02460 / 20.0	29.0		20
			NW	NE		DAVIS CATTLE CO INC	65-13619 / 18.0				
13N	03E	36	NE	NE		CABARTON LAND COMPANY	A65-02460 / 13.0	65-02460 / 13.0	20.0		13
			NE	NE		CABARTON LAND COMPANY	R65-02417 / 13.0	65-02417 / 13.0			
			NE	NE		CABARTON LAND COMPANY	A65-02417 / 13.0	- /			
13N	03E	36	NW	NE		CABARTON LAND COMPANY	A65-02460 / 20.0	65-02460 / 20.0	12.0		20
			NW	NE		CABARTON LAND COMPANY	R65-02417 / 7.0	65-02417 / 7.0			
			NW	NE		CABARTON LAND COMPANY	A65-02417 / 7.0	- /			
13N	03E	36	SW	NE		CABARTON LAND COMPANY	A65-02460 / 28.0	65-02460 / 28.0	2.0		28
13N	03E	36	NW	SE		CABARTON LAND COMPANY	A65-02460 / 16.0	65-02460 / 16.0			16

ADDITIONAL POU FOUND

214

TOTAL ACRES A65-02460 214.00 214.00 259.00

POU COUNTY: VALLEY

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
A65-02460	FAWN CREEK, NORTH FORK	CABARTON LAND COMPANY	3.900	0.018		
A65-02417	MURD CREEK	CABARTON LAND COMPANY	2.000	0.010		
A65-02417	MURD CREEK	CABARTON LAND COMPANY	2.000	0.010		

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:

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. _____; (✓) TOPOGRAPHIC QUAD, IDWR NO. _____;

() NAPP, IDWR NO. 1987; () ASCS PHOTO; ☒ OTHER 1cc. exam map

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 214 N/A()

REVIEWED BY: SVH

DATE: 5-17-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02460 IRRIGATION	FROM 04-15 TO 10-15	3.900 CFS	
TOTAL DIVERSION RATE/VOLUME		3.900 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02460 IRRIGATION	FROM 04-15 TO 10-15	3.900 CFS	
TOTAL DIVERSION RATE/VOLUME		3.900 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 INJURY 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: 3.900 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.900 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

1b. CALCULATIONS

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

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

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 3.900	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			3.900	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: SVH

DATE: 5-17-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02460

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	3.900	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02460	3.900	-		65-02460	3.900
TOTAL CFS		3.900				3.900

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
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(☒) TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☒) N()
(☒) NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
(☒) WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A65-02460

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	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A65-02460

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CABARTON LAND COMPANY	06/08/1945	IRRIGATION	04-15 10-15	3.90 CFS	
					TOTAL DIVERSION:	3.90 CFS

Water Source: FAWN CREEK, NORTH FORK Tributary to: FAWN CREEK Stage: DECREED

Point(s) of Diversion: T12N R03E S03 NENW NENW VALLEY County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
13N	03E 24	:				05	:					05	:	20	33	17	37	117.0
13N	03E 25	:			20	:						:						20.0
13N	03E 36	:	13	20	28	:						:		16				77.0
																	TOTAL ACRES	214.0

POU County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2417 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 11/21/1996 BY MM.

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

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