

65-02836

Bob Brueck lots

well locations

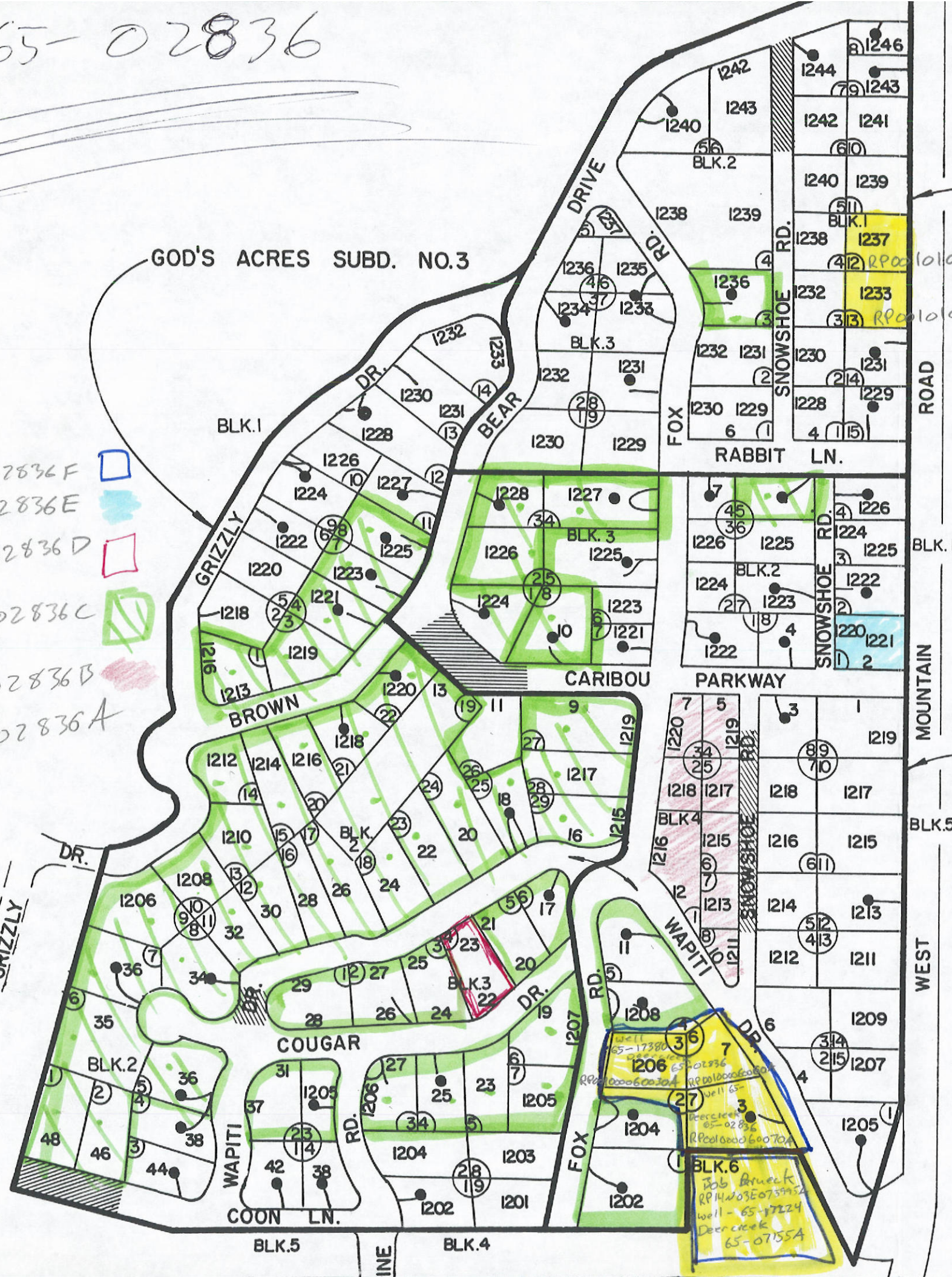
- ① sub #1 BLK 6 lot 3 + lot 6
Parcel # RPool000060030A
+ Parcel # RPool000060060A
- ② sub #1 BLK 6 lot 7
Parcel # RPool000060070A

- ③ Parcel # RP14W03E075995A
(not part of Gods Acres)

Water Rights

- 65-07155A - Deer creek for RP14W03E075995
- 65-17224 - well for RP14W03E075995A
- 65-17380 - well for lots 3,6,7 BLK 6 sub #1
- 65-02836F - Deer creek for lots 3,6,7 BLK 6 sub #1
- 65- - well for lot 7 BLK 6 sub #1

- 65-02836F
- 65-02836E
- 65-02836D
- 65-02836C
- 65-02836B
- 65-02836A



GOD'S ACRES SUBD. NO.2

GOD'S ACRES SUBD. NO.1

NOT TO SCALE

DETAIL

3212A

65-02836A 2 homes
.080 cfs
2.4 AFA

65-02836 — 65-02836B
.080 cfs
9.6 AFA

65-02836C
1.680 cfs
18 acres

65-02836C
originally increased
for 1.72 cfs prior
to additional splits

Blk 4 lot 1-8 Gods Acres #1

D .010 cfs
lot 4 Block 3 Gods Acres #3

E .010 cfs
lot 1 Block 1 sub #1

F .020 cfs
lots 3, 6, 7 Blk 6 Gods Acres #1

Van Hoff, Scott

From: Bob Brueck [rlbrueck@cyberhighway.net]
Sent: Tuesday, November 16, 1999 4:55 PM
To: Van Hoff, Scott
Cc: Howerton, Ron
Subject: Re: IDWR email to Sandy Egbert

Scott, I have just returned from a trip and will be leaving again Thursday. I would appreciate an opportunity to talk to you between the hours of 9 and 5 tomorrow, Wed the 18th, to get the records straight. I have downloaded blank forms for "Notice of Change of Water Right Ownership", altho I don't understand why I need to send them in, since at the time of my original meeting with Ron on 11-3-88 I owned both 3 and 5 Wapiti properties and had that paperwork to show ownership. (there was no improvement on 5 Wapiti until we built our present home here in 1997) My call to Sandy on 4-23-98 was after we moved in our home here at 5 Wapiti and in that call she said the records showed my water rights. I had filled out and sent in the SBRA change of address form mentioned in my log of contacts.

Pls let me know by email or a phone call when we can visit. I assume you have a copy of the email I sent to Sandy on 20 October recounting the history of my contacts with IDWR. If not, pls ask asap and I will forward a copy.

Thank you, bob b.

----- Original Message -----

From: Howerton, Ron <RHowerto@idwr.state.id.us>
To: 'Bob Brueck' <rlbrueck@cyberhighway.net>
Cc: Van Hoff, Scott <SVanHoff@idwr.state.id.us>
Sent: Friday, November 05, 1999 1:17 PM
Subject: RE: IDWR email to Sandy Egbert

Bob,

I think we are getting closer to resolving this issue.

I talked with the agent that has claim 65-02836c. It is in Thelma Chase's name for 58 homes from Deer Creek and a unnamed stream. Our agent Scott has this claim as I mentioned before below. It appears that your Lots 3 and 5 maybe covered by this right, by the fact that we do not have a clear ownership change for these lots for which the water is being used.

I did find the ownership change you filed in 1994, the only rights mentioned on this change were:
65-07155A and 65-17224. No mention of getting a portion of licensed right 65-02836c.

In your proof of ownership sent in, the document was a your tax notice and

receipt, that shows nothing regarding lots 3 and 5, as the tax information is vague, listing only T14N, R3E, section 7.

So, we wouldn't of had enough ownership evidence to split a portion off of 65-02836c to bring our attention to this claim.

I would recommend that you now submit a ownership change for a portion of 65-02836c and provide evidence that you own these 2 properties as required by the Notice of ownership change form.

Scott has been notified to expect a ownership change from you. This must be received in our office by the 26th of November 1999. If you have further questions about this ownership change please refer them to Scott.

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<mailto:rlbrueck@cyberhighway.net>]
Sent: Monday, November 01, 1999 12:55 PM
To: Howerton, Ron
Subject: Re: IDWR email to Sandy Egbert

Ron, I have houses on all three properties at 1,3 and 5 Wapiti. Where did you get the info below? Alexton has only one property with an improvement. As the record I sent you shows, I filed during a meeting with you for the 3 Wapiti and 5 Wapiti properties (see legal descriptions in my email letter), on 2/23/94 I properly filed for the 1 Wapiti property, and in April of 1998 I tried to get your records straight regarding all three properties.

Please confirm to me that those efforts on my part should have made your records reflect both irrigation from Deer Creek and groundwater rights to those three properties, each having improvements where people live some or most of the time.

If the record does not currently reflect that, it needs to be corrected to do so. I have taken time over the years to do what we property owners are supposed to do. I cannot be responsible for the record-keeping at IDWR, and I am currently very irritated that this has taken so much of my time. Can you correct the records for me?
bob b

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To: 'Bob Brueck' <rlbrueck@cyberhighway.net>
Cc: Howerton, Ron <RHowerto@idwr.state.id.us>
Sent: Monday, November 01, 1999 11:57 AM
Subject: RE: IDWR email to Sandy Egbert

Van Hoff, Scott

From: Bob Brueck [rlbrueck@cyberhighway.net]
Sent: Wednesday, November 17, 1999 9:38 AM
To: SVanHoff@idwr.state.id.us
Subject: Fw: WATER RIGHTS



SRBA letter of
10-20-99.doc

Scott, I am sending a text version of the attachment below, just in case that might be easier to handle. Pls call as soon as you review the history and have a sequence of necessary steps to correct the records for the listed properties. Thank you, bob b.

Email letter to:
Ms. Sandy Egbert
Idaho Dept. of Water Resources
20 October 1999

Dear Sandy:

I have done what you suggested in your email earlier today. The Partial Decrees issued on 8-21-98 appear to me to only address groundwater for property I will refer to as 1 Wapiti, which is it's street address. I have spent the evening searching files for details of prior efforts I have made to get my rightful claims properly represented in your files. Before I share that history with you, it might be helpful to again describe what your records should show.

I own the following parcels of land, with improvements on the parcels where well water is indicated:

1 Wapiti (T14N R03E S07) with irrigation water from Deer Creek, and a well

3 Wapiti (lot 7, Blk 6, God's Acres Sub #1) ditto rights as 1 Wapiti

5 Wapiti (lot 6, Blk 6, God's Acres Sub #1) ditto rights as 1 Wapiti

1206 Fox (lot 3, Blk 6, God's Acres Sub #1) well for house at 5 Wapiti is on this lot

1233 West Mt Rd (lot 13, Blk 1, God's Acres Sub #2) no water in use at present

1237 West Mt Rd (lot 12, Blk 1, God's Acres Sub #2) no water in use at present

It is very important to me to have a clear record of water rights for ground and irrigation water for the improved properties, and the purchase documents in all cases made clear the purchase of the water rights that had been accorded the properties via what I believe to be water right 65-02836c granted to Thelma Chase with priority date of 9-28-64. Over the years I have made considerable effort to make sure your records reflect these rights, but I do not see that record as clear. I would like to clear it up as soon as possible.

I have documentation of contacts with IDWR as follows (there may have been more):

11-3-88 I met with Ron Howerton at the Western Region office near the airport to establish rights under SRBA for the 3 Wapiti property, both the well on the property and the irrigation water serving the property from a water line originating in Deer Creek. I provided plot plans,

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: R65-02836F
Date Received: 11/10/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT BRUECK 208-382-5601
Address: PO BOX 623
CASCADE ID 83611

2. Date of Priority: SEP 28, 1964

3. Source: UNNAMED STREAM Trib. to: CASCADE RESERVOIR
DEER CREEK CASCADE RESERVOIR

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02E	12	NE	SE		2	VALLEY
	03E	7	SW	NW		2	VALLEY
			NW	SW		3	VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 1.86 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
14N	03E	7	NW	SW	3	DOMEST	

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:

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .36 CFS AND A TOTAL COMBINED
DIVERSION VOLUME OF 36 AF FOR DOMESTIC USE. COMBINED RIGHTS
65-02836D, 65-02836E, 65-02836F
DOMESTIC, 3 HOMES

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type

DATE OF CLOSING: 4-1-1990 (see instructions on back of page)

Cov't lots 3 & 4
S7 T14N R3E

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 3E
Section 7, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot 3 & 4, BM.

Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

1 Wapiti Drive
Cascade, ID

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) A65-07155A A65-028362
Assigned by IDWR: A65-17224 — water well on property

☒ Name and Address of Former Owner/Claimant(s)(Seller): Herschel & Elizabeth McKague
Box 95

☒ New Owner/Claimant (Purchaser): Pilot Rock, OR 97868
Robert L. Brueck

☒ New Mailing Address: PO Box 812
McCall ID 83638

RECEIVED

FEB 25 1994

WATER RESOURCES
WESTERN REGION

☒ New Telephone Number: (208) 634-4658

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Notice Receipt for payment of Valley Co Property Taxes

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Robert L. Brueck Date 2-23-94

Date

☐ Signature of Former Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

OCT 21 1994

AJ0749NP
No. R65-02836F

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

DATE: 12/07/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT BRUECK PO BOX 623 CASCADE ID 83611 (208) 382-5601	09/28/1964	DOMESTIC	01-01 12-31	0.060 CFS	
TOTAL DIVERSION:					0.020 CFS	1.86 AFA

Water Source: UNNAMED STREAM
DEER CREEK

Tributary to: CASCADE RESERVOIR
CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T14N R02E S12 Lot02(NESE)
R03E S07 Lot02(SWNW) Lot03(NWSW)

VALLEY County
VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:			
14N	03E	7	:																	:			
												03-D											

POU County: VALLEY

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- 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.

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .36 CFS AND A TOTAL COMBINED
DIVERSION VOLUME OF 36 AF FOR DOMESTIC USE. COMBINED RIGHTS
65-02836C, 65-02836D & 65-02836E.

USE DOMESTIC USE IS FOR 3 HOMES.

EXP PROPERTY ALSO KNOWN AS LOTS 3, 6, & 7; BLK 6, GOD'S ACRE
SUBDIVISION #1.

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

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

AJ0749NP
No. R65-02836F

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

DATE: 12/07/99
PAGE: 2

=====

Comments: Date: 09/02/1999 User-ID: SBOCK Subject: SPLIT
THIS RIGHT IS A SPLIT FROM RIGHT 65-02836C. FOR 3 LOTS AT .006CFS
AND .62 AF/LOT SEE CALCULATION ON 62-02836C. THIS CLAIM IS FOR
LOTS 3,6, AND 7 BLOCK 6 GOD'S ACRE SUBDIVISION NUMBER 1.

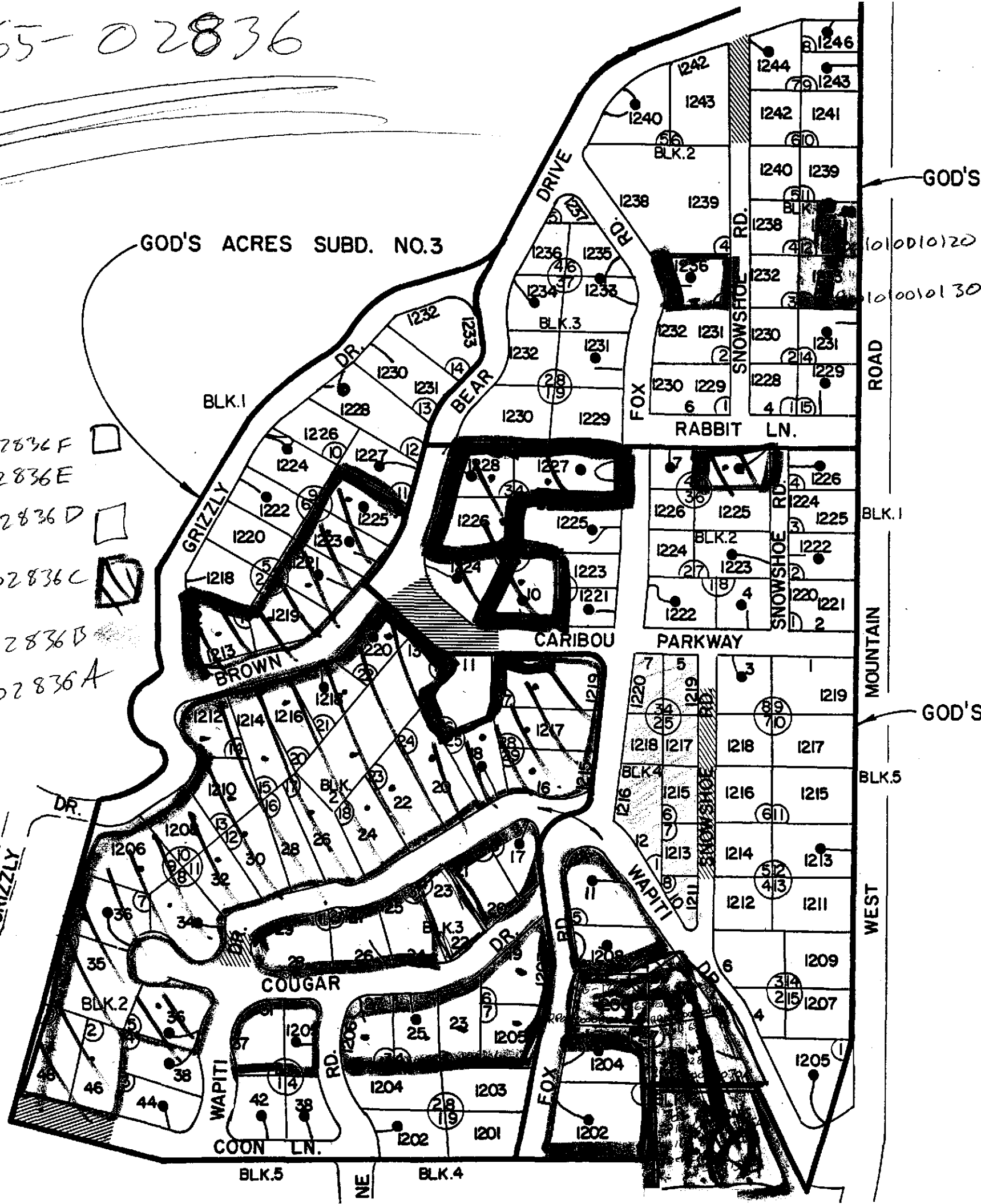
Date: 09/24/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit: 12/07/99 LHARRIS

65-02836

Bob Brunk 10/15

65-02836F
65-02836E
65-02836D
65-02836C
65-02836B
65-02836A



GOD'S ACRES SUBD. NO. 2

GOD'S ACRES SUBD NO. 1

well locations

① sub #1 BLK 6 lot 3 + lot 6
Parcel # RP001000060030A
+ Parcel # RP001000060060A
② sub #1 BLK 6 lot 7
Parcel # RP001000060070A

③ Parcel # RP14W03E075995A
(not part of Gods Acres)

Water Rights

65-07155A - Deer creek for RP14W03E075995
65-17224 - well for RP14W03E075995A
65-17380 - well for lots 3, 6, 7 BLK 6 sub #1
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NOT TO SCALE

DETAIL
3212A

65-02836C
originally increased
for 1.72 cfs prior
to additional splits

18 acres
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Blk 4 lot 1-8 Gods Acres #1

0.010 cfs
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lot 1 Block 1 sub #1

0.020 cfs
lots 3, 6, 7 Blk 6 Gods Acres #1

AJ0749NP
No. R65-02836F

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VALLEY County
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Cc: Howerton, Ron <RHowerto@idwr.state.id.us>
Sent: Monday, November 01, 1999 11:57 AM
Subject: RE: IDWR email to Sandy Egbert

It looks like claim to license 65-07155 for domestic use from Deer Creek has been split into:

"A" split in your name for 1 home
"B" split in Axelton's name for 3 homes
The license was for 4 homes only.

I don't find any other rights under your name, perhaps the other lots were in someone else's name?

If there are no homes on the other lots you described, no right has been established?

Ron

-----Original Message-----

From: Bob Brueck [mailto:rlbrueck@cyberhighway.net]
<mailto:rlbrueck@cyberhighway.net>
<mailto:rlbrueck@cyberhighway.net <mailto:rlbrueck@cyberhighway.net>
>]
Sent: Monday, November 01, 1999 9:37 AM
To: Howerton, Ron
Subject: Re: IDWR email to Sandy Egbert

Ron, yes, it is helpful to know how all that works differently now than it did when I went thru the various filings described in my email letter.

However, I did fill out the papers for the change of ownership for EACH OF THREE SEPARATE PROPERTIES. The rights 65-17380 and 65-17224 that are already decreed in my name both list the 1 Wapiti property address, ONLY, as the subject property. As it appears to me, I do NOT have rights in your records for the 3 and 5 Wapiti properties where I have also contacted IDWR to record rights. What is it that I am missing? Shouldn't there be records for those properties just like there are for the 1 Wapiti property?

Thank you again,

Bob Brueck

----- Original Message -----

From: Howerton, Ron <RHowerto@idwr.state.id.us>
To: 'Bob Brueck' <rlbrueck@cyberhighway.net>
Sent: Monday, November 01, 1999 8:59 AM
Subject: RE: IDWR email to Sandy Egbert

Bob,

When property is sold, the water rights are generally conveyed with it unless specifically withheld in the bill of sell.

For IDWR records, if you sell the property, it is the new owners responsibility to submit a notice of change of ownership to IDWR, not

yours,

this form, with instructions can be downloaded from our web site:

<http://www.idwr.state.id.us> <<http://www.idwr.state.id.us>> <
<http://www.idwr.state.id.us> <<http://www.idwr.state.id.us>> > <
<http://www.idwr.state.id.us> <<http://www.idwr.state.id.us>> <
<http://www.idwr.state.id.us> <<http://www.idwr.state.id.us>> > >

Water right 65-02836C is being recommended in the name of Thelma Chase, this right is for Domestic, Recreation, Storage and irrigation. If ownership has changed on this right, the Notice of Ownership change should be filed ASAP!
The point of CONTACT WOULD BE SCOTT VANHOFF, as noted in original reply.

The rights 65-17380 and 65-17224 are already decreed in your name. If you sell either of these properties the new owners will need to submit a warranty deed which should describe the lot, block and subdivision along with a legal description, this information is then reviewed as it is submitted with the Notice of Ownership Change form.

Hope this helps...

Ron

-----Original Message-----

From: Bob Brueck [mailto:rlbrueck@cyberhighway.net
<mailto:rlbrueck@cyberhighway.net>
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mailto:rlbrueck@cyberhighway.net <mailto:rlbrueck@cyberhighway.net> >
>]
Sent: Friday, October 29, 1999 11:16 PM
To: Howerton, Ron
Subject: Re: IDWR email to Sandy Egbert

Ron, what is not clear to me from all that paperwork, is that the water rights, irrigation from Deer Creek and groundwater (well) exist in your records for ALL THREE PROPERTIES. It looks like all the records relate to the property I called 1 Wapiti, the lot described by meets and bounds. What is it in those records that make clear that if I sell either of the other parcels, I can convey those water rights to a new owner?

Thank you, I really appreciate your help. bob b

----- Original Message -----

From: Howerton, Ron <RHowerto@idwr.state.id.us>
To: <rlbrueck@cyberhighway.net>
Sent: Friday, October 29, 1999 4:07 PM
Subject: IDWR email to Sandy Egbert

Bob,

I received a forwarded message from Sandy to Jan Shurte in regard to your water rights.

I see that she responded to your Email for the rights you listed for 65-17380 & 65-17224.

The other right you mentioned was 65-02836c. I checked who was reviewing this claim, if you have questions, the water right agent is Scott Van Hoff, his email is svanhoff@idwr.id.state.us.

Jan Shurte is recovering from an operation and will not be in the office for a few weeks.

I was asked to contact you if you have any further questions, however, please contact Scott Van Hoff for 65-02836c or myself for any other questions...

Thank you,

Ron Howerton
Acting Western SRBA manager (for Jan Shurte)
334-2190

Van Hoff, Scott

From: Bob Brueck [rlbrueck@cyberhighway.net]
Sent: Wednesday, November 17, 1999 9:38 AM
To: SVanHoff@idwr.state.id.us
Subject: Fw: WATER RIGHTS



SRBA letter of
10-20-99.doc

Scott, I am sending a text version of the attachment below, just in case that might be easier to handle. Pls call as soon as you review the history and have a sequence of necessary steps to correct the records for the listed properties. Thank you, bob b.

Email letter to:
Ms. Sandy Egbert
Idaho Dept. of Water Resources
20 October 1999

Dear Sandy:

I have done what you suggested in your email earlier today. The Partial Decrees issued on 8-21-98 appear to me to only address groundwater for property I will refer to as 1 Wapiti, which is it's street address. I have spent the evening searching files for details of prior efforts I have made to get my rightful claims properly represented in your files. Before I share that history with you, it might be helpful to again describe what your records should show.

I own the following parcels of land, with improvements on the parcels where well water is indicated:

1 Wapiti (T14N R03E S07) with irrigation water from Deer Creek, and a well

3 Wapiti (lot 7, Blk 6, God's Acres Sub #1) ditto rights as 1 Wapiti

5 Wapiti (lot 9, Blk 6, God's Acres Sub #1) ditto rights as 1 Wapiti

1206 Fox (lot 2, Blk 6, God's Acres Sub #1) well for house at 5 Wapiti is on this lot

1233 West Mt Rd (lot 3, Blk 1, God's Acres Sub #2) no water in use at present

1237 West Mt Rd (lot 12, Blk 1, God's Acres Sub #2) no water in use at present

It is very important to me to have a clear record of water rights for ground and irrigation water for the improved properties, and the purchase documents in all cases made clear the purchase of the water rights that had been accorded the properties via what I believe to be water right 65-02836c granted to Thelma Chase with priority date of 9-28-64. Over the years I have made considerable effort to make sure your records reflect these rights, but I do not see that record as clear. I would like to clear it up as soon as possible.

I have documentation of contacts with IDWR as follows (there may have been more):

11-3-88 I met with Ron Howerton at the Western Region office near the airport to establish rights under SRBA for the 3 Wapiti property, both the well on the property and the irrigation water serving the property from a water line originating in Deer Creek. I provided plot plans,

and was given copies of your computer printouts pertaining to the Thelma Chase rights from which the subdivision property water rights flowed to Robert B. Minshall, and subsequently by my purchase, to me. At the conclusion of the meeting I was given printouts for A65-17380 for well groundwater which appears to introduce some confusion between a property description for 1 Wapiti (which I did not then own), but with date and description of my well at 3 Wapiti, and Remarks referring to P/D on 3 Wapiti and P/U associated with both 3 and 5 Wapiti (and at that time I owned both, but 5 Wapiti had no improvement). I have receipt for the \$25 adjudication fee I paid at that time, and I was given a copy of a plot plan with 3 and 5 Wapiti outlined in bold and labeled A65-17380.

2-14-94 Letter to me from Donald V Shaff re: 65-07155A (needing clarification)

2-23-94 Timely response from me to Shaff with filled out "Notice of Change of Water Right Ownership" reflecting my purchase of 1 Wapiti property 4-1-90, with reference to fact that 65-17224 referred to a 1978-drilled well on that property, and with a listing of properties I owned and claimed water rights for.

10-21-94 Letter from Linda A. Werner re: 65-07155A and 65-17224 enclosing copies of the claims reflecting change in ownership, both identifying the subject property as 1 Wapiti (but see note about confusion in 11-3-88 meeting above)

4-6-98 I received form letter with that date from Karl J. Dreher enclosing printout of that date showing claim 65-17380, describing place of use as 1 Wapiti, but in the "Explanatory Material" it lists the property at 3 and 5 Wapiti, and a second printout of same date for 65-17224 groundwater with a slightly different description of 1 Wapiti.

4-23-98 I called 1-800-451-4129 and talked to "Sandy" trying to clarify the association with water claim numbers and the properties at 1, 3 and 5 Wapiti. My notes indicate she told me "shows all three water rights in computer" and my notes stating that claim 65-17380 (which she "found" in the computer) pertained to domestic (well) water for all three properties, and that she would have someone call back to go over completeness and accuracy of records. I have no record of such a subsequent call.

4-28-98 I sent in a filled out SRBA form (which I have copy of) titled "Change in Address of Notice of Claim, for 65-17380, 65-17224 and 65-07155A and upon my copy I had noted that 17380 was for both well and irrigation water for 3 and 5 Wapiti, and 17224 was for the well at 1 Wapiti, and 07155A was for the irrigation (Deer Creek) water for 1 Wapiti. Form was sent to the Western Region office address.

5-5-98 I received letter of that date from Denise Buffington, Records Clerk, Western Region office enclosing copies of water right records for 65-17224 and 65-17380 "which reflects the change in address of the land and appurtenant water rights covered under the original filing", and an address change for A65-07155A. Again, the place of use lists 1 Wapiti (T14N R03E S07) and with the "Explanatory Material" for claim 65-17380 referring to 3 and 5 Wapiti under "Basis of Claim - Beneficial Use".

5-14-98 I called the Western Region office and had a long conversation with Jan Shurte trying to clarify all that I stated at the beginning of this letter, and my notes indicate that I made it clear that I

desire to have the water rights for the three properties clear as separate properties so there will be no problems in the event of a future sale of one or more of the properties, and she said she would look into how to handle a claim for the 1206 Fox property, since my house at 5 Wapiti is built across both that lot and the lot I have identified as 5 Wapiti. She asked for, and I faxed to 334-2348, a subdivision plot plan identifying the properties at 3 and 5 Wapiti and 1206 Fox, and a separate exhibit identifying the 1 Wapiti property adjacent to 3 Wapiti. It was my understand that she was to look into all of what I still wish to have looked into so as to clarify water rights to these properties. I did not receive a call back.

10-20-99 After receiving the Dreher and Judge Wood letters recently, I called and talked again to you, resulting in your email back to me, and now this letter via email.

Obviously, I am most interested in having clean records of the well and (Deer Creek) irrigation water rights for the improved properties I own at 1,3 and 5 Wapiti (as legally described above). If possible, and if I have any water rights that flowed to me when I purchased them, I guess I should also try to clarify the status of the properties at 1233 and 1237 West Mountain Road, which I also own.

I will appreciate any help you can give me.

Bob Brueck

----- Original Message -----

From: Egbert, Sandy <SEGBERT@idwr.state.id.us>

To: <RLBRUECK@CYBERHIGHWAY.NET>

Sent: Wednesday, October 20, 1999 2:23 PM

Subject: WATER RIGHTS

Mr. Brueck

I did some more checking after our telephone conversation today and found that water rights 65-17380 and 65-17224 were issued Partial Decrees on 8-21-98. This means that they went through the SRBA Court and are now finalized. If you did not get a copy of the Partial Decree you can get a copy off the Courts Web page at www.srba.state.id.us/SRBA.HTM. Go down to where it says Display a subcase Partial Decree, then put in your water right number.

For the water right 65-07155a I found that it was reported in the Preliminary Directors Report last month. If you have a problem with the information on this water right, you should fill out the Notice of Error form that was with your recommendation. That way the error can be corrected before the Directors Report goes out in November. I hope this information helps you. If you have more questions call me or our Western Regional Office at 334-2190.

Sandy Egbert