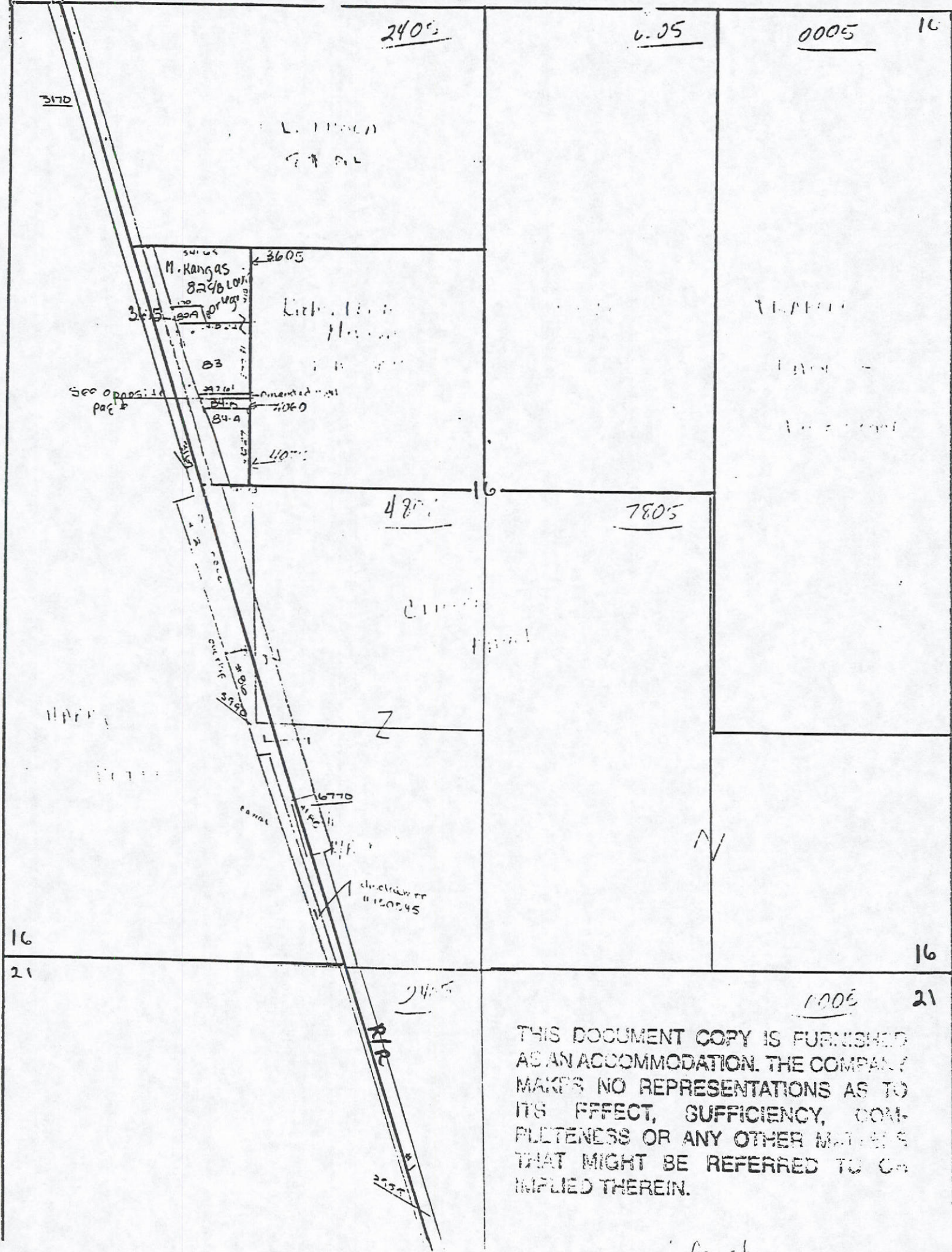




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Lot 1  
3120  
3030  
TAX #1  
FAIES

ARTHUR & ANNA  
NISSULA TRUST

2405  
ARTHUR & ANNA  
NISSULA TRUST

0005 18

Lot 2  
3008

ARTHUR & ANNA NISSULA  
TRUST

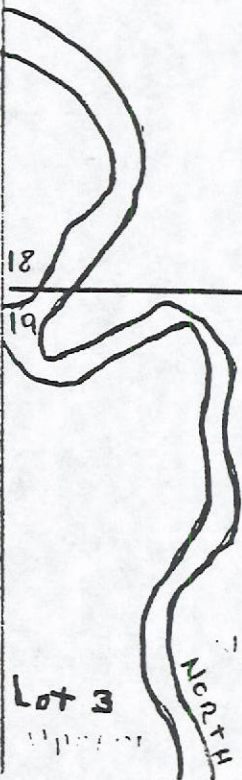
Lot 3  
5405

FAIRPLAYERS  
PANEL  
TRUST

Z 18

7205

Lot 4



Lot 3  
4207

Lot 4

4207

Survey 3-106

N

0005

18

19

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IMPLIED THEREIN.

WARR

BELL

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R/R

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w/ 150545

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PLETENESS OR ANY OTHER MATTERS  
THAT MIGHT BE REFERRED TO OR  
IMPLIED THEREIN.

16

21

2405

R/R

3555

Cruzen Ranch  
a partnership

21

\* 7

1640

100' 2144 605

16

21

0005

21

0005

Cuzco Ranch, H. P. & J. W. 1905

28

4805

11700

11700 D

51 W

1220

822' 1220

1120

R/R

1260

1260

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68 2512

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0605

0155

Bentha W. H. T. E.

1100' 1100' 1100' 1100'

1175 1175 1175 1175

1175 1175

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1175 1175

1175 1175

LAKE

# Idaho Department of Water Resources

T17N, R03E  
S21

Claims: 65-03192  
Owner : CRUZEN  
Prepared by:  
Ron Howerton  
Date: 13 AUG 99

 Place of use

 POD

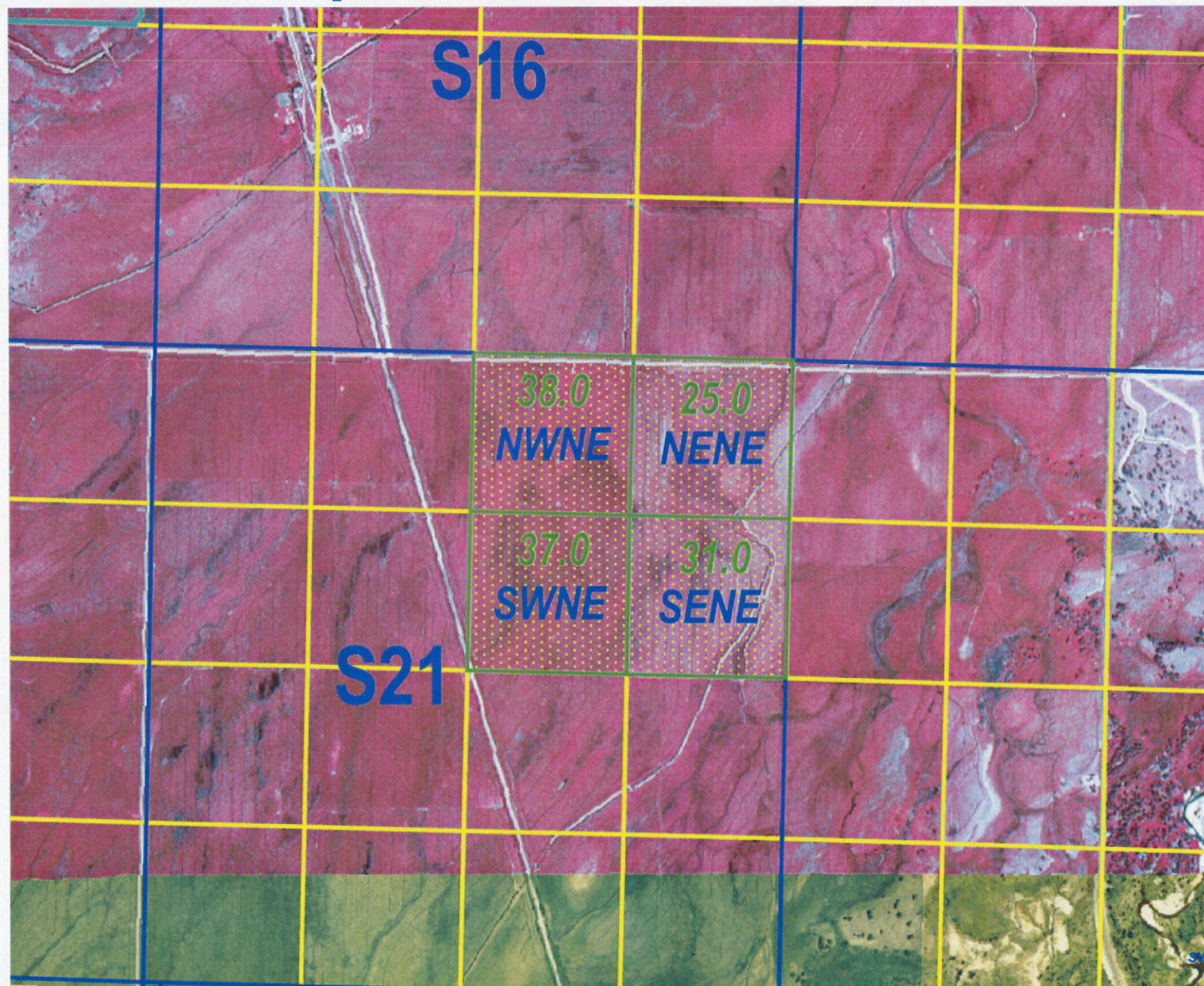
 SECTION LINES

 1/4 1/4 Lines

# Acres



**1987 NAPP**



0 0.25 0.5 0.75 1 1.25 1.5 Miles



65-03192

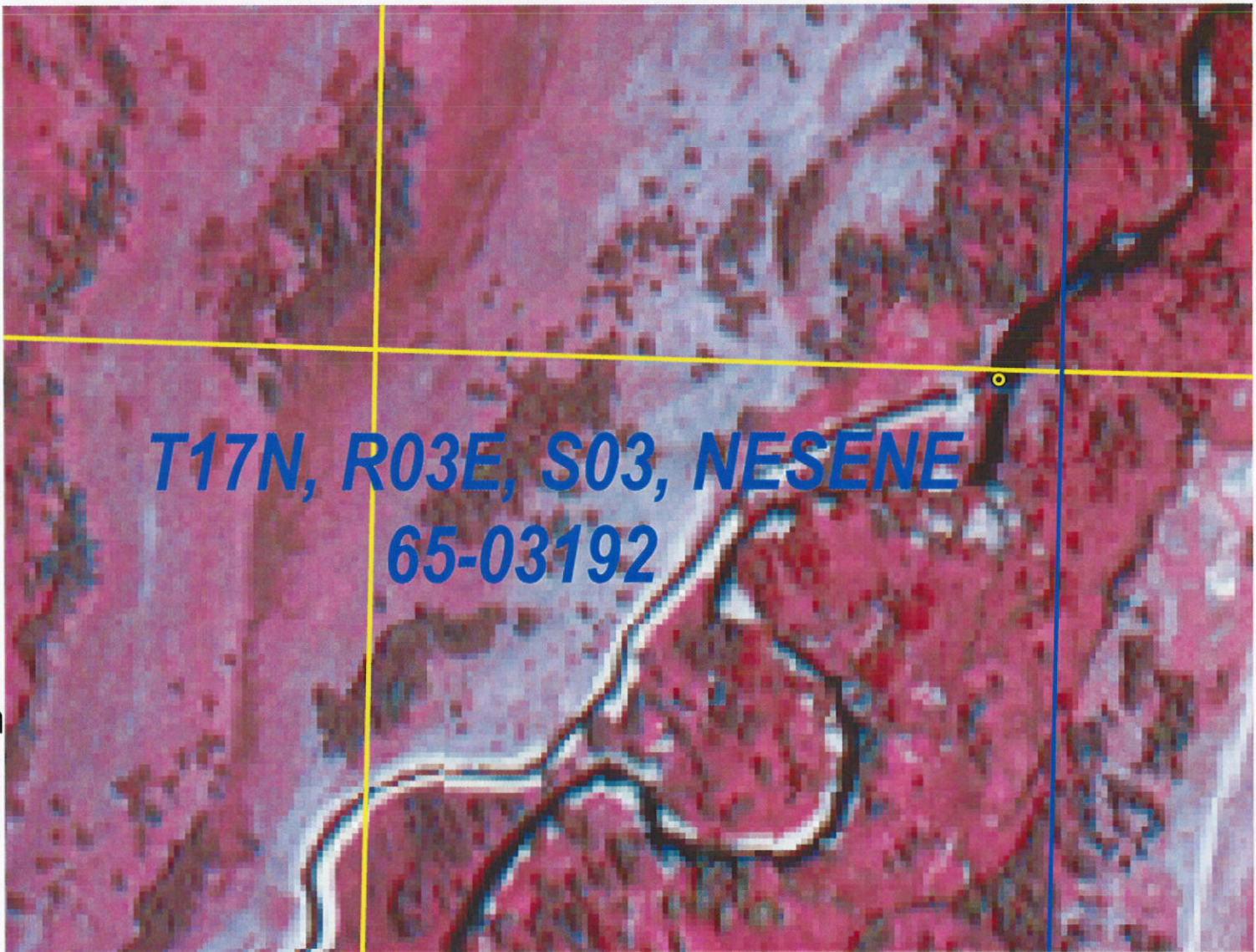
*T17N, R03E, S03, NESENE*  
*65-03192*



Point of Diversion

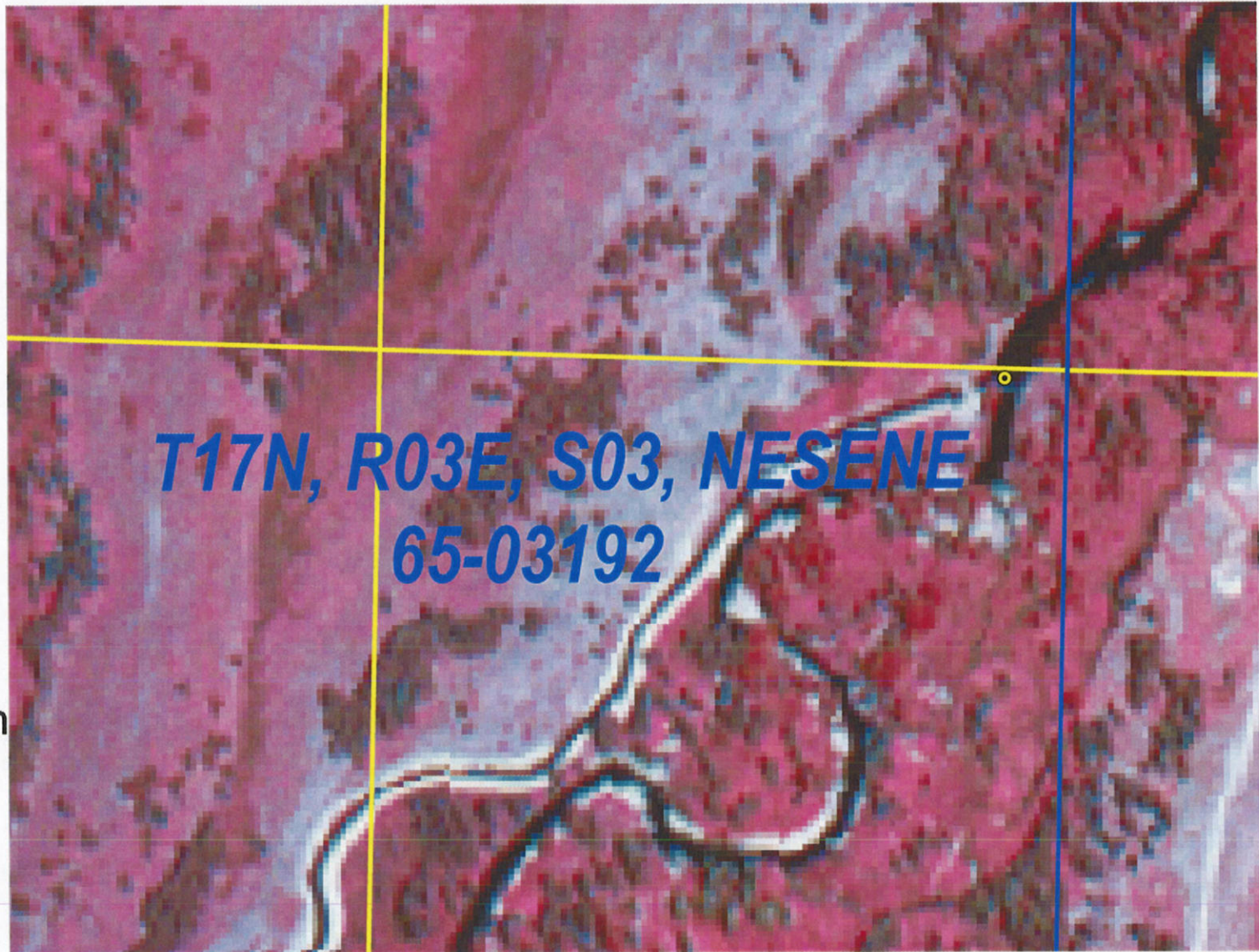


1987 NAPP



0 0.1 0.2 0.3 0.4 Miles

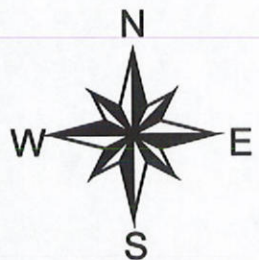
# 65-03192



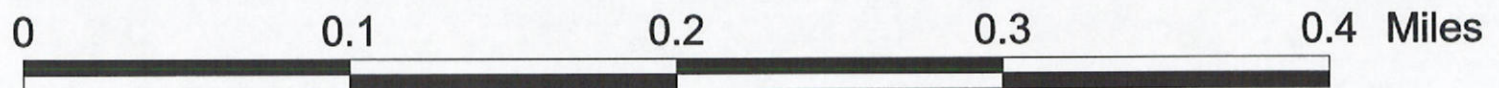
**T17N, R03E, S03, NESENE**  
**65-03192**



Point of Diversion



1987 NAPP



# Idaho Department of Water Resources

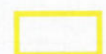
**T17N, R03E**  
**S21**

Claims: 65-03192  
Owner : CRUZEN  
Prepared by:  
Ron Howerton  
Date: 13 AUG 99

 Place of use

 POD

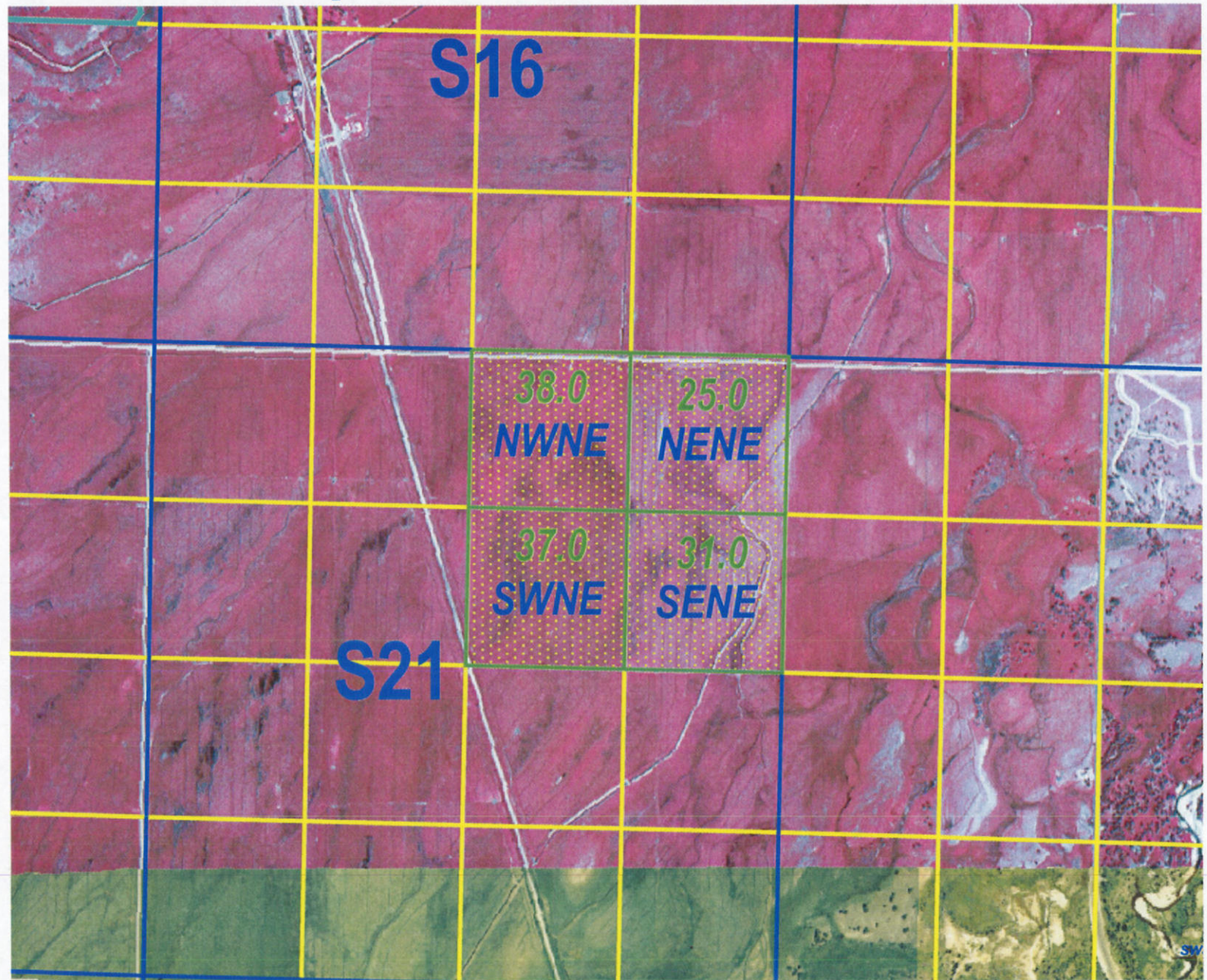
 SECTION LINES

 1/4 1/4 Lines

# Acres



**1987 NAPP**



0 0.25 0.5 0.75 1 1.25 1.5 Miles



McCUTCHEN, DOYLE, BROWN & ENERSEN

COUNSELORS AT LAW

THREE EMBARCADERO CENTER

SAN FRANCISCO, CALIFORNIA 94111-4066

TELEPHONE (415) 393-2000

FACSIMILE (415) 393-2286

WASHINGTON, D.C.

TAIPEI

AFFILIATED OFFICES

BANGKOK

BEIJING

SHANGHAI

DIRECT DIAL NUMBER

(415) 393-2150

INTERNET  
rmurray@mdbe.com

SAN FRANCISCO

LOS ANGELES

SAN JOSE

WALNUT CREEK

MENLO PARK

RECEIVED

JUL 31 1995

WATER RESOURCES  
WESTERN REGION

July 28, 1995

Ms. Kay Walker  
Senior Water Resource Agent  
Adjudication Bureau  
State of Idaho  
Department of Water Resources  
2735 Airport Way  
Boise ID 83705-5082

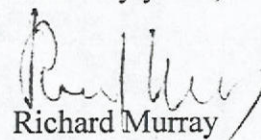
**Cruzen Ranch Water Rights**

Dear Ms. Walker:

Thank you so much for your very prompt and helpful response to my inquiry about the Cruzen Ranch water rights and the SRBA.

We shall, of course, complete and send in the claim for Rt. 65-01401 and attempt to clear up the other matters addressed in your letter.

Sincerely yours,

  
Richard Murray

**MICROFILMED**  
**OCT 18 1996**  
*file:*

cc: Mrs. Richard Murray  
Mrs. Andrew C. McLaughlin III

|           |                   |
|-----------|-------------------|
| A65-02483 | A65-03186         |
| -02708    | -03187            |
| -03188    | -03189            |
| -03190    | -02356            |
| -03191    | <del>-02357</del> |
| -03192    | <del>-02358</del> |
| -03193    | -11401            |
| -03889    | -02932            |
| -02374    | -02952            |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS ABSTRACT

| RIGHT<br>NUMBER         | NAME AND<br>ADDRESS                                                                            | PRIORITY<br>DATE | USE        | USE PERIOD<br>FROM TO | MAX AMOUNT<br>MAX RATE | DIVERSION<br>POINT    | PLACE OF USE<br>AND ACREAGE                                                                                              | BASIS FOR<br>RIGHT |
|-------------------------|------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|------------------------|-----------------------|--------------------------------------------------------------------------------------------------------------------------|--------------------|
| SOURCE: LAKE FORK CREEK |                                                                                                |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3191                 | CRUZEN, EDWARD A.<br>DONNELLY ID 83615                                                         | 11-13-1918       | IRRIGATION | 05-01 09-15           | 4.80 CFS               | SENE S03<br>T17N R03E | NENW(35) NWNW(38) DEGREE<br>SNNW(39) SENW(25)<br>NESW(15) NWSW(39)<br>SWSW(38) SESW(15)<br>S20 T17N R03E<br>* 244 ACRES* |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2483 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.  |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3183                 | PLATT, CARL D.<br>PLATT, MARY F.<br>BOX 73<br>DONNELLY ID 83615                                | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.00 CFS               | SENE S03<br>T17N R03E | NESE(29) NWSE(27) DEGREE<br>SWSE(10) SESE(35)<br>S17 T16N R03E<br>* 101 ACRES*                                           |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2398X SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3185                 | ELD, LARRY<br>3016 COVINA CIRCLE<br>BOISE ID 83704                                             | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.00 CFS               | SENE S03<br>T17N R03E | NWNE(39) SWNE(40) DEGREE<br>SENE(27)<br>S17 T16N R03E<br>* 106 ACRES*                                                    |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2399 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.  |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3192                 | CRUZEN, EDWARD A.<br>DONNELLY ID 83615                                                         | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.50 CFS               | SENE S03<br>T17N R03E | NENE(25) NWNE(38) DEGREE<br>SWNE(37) SENE(31)<br>S21 T17N R03E<br>* 131 ACRES*                                           |                    |
|                         | REMARK: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.   |                  |            |                       |                        |                       |                                                                                                                          |                    |

\*INDICATES TOTAL\*

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: **A65-03192**  
Date Received: 11/14/1988  
Receipt No: X999999  
Received By: \_\_\_\_\_

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

1. Name: CRUZEN RANCH  
Address: PO BOX 7  
DONNELLY ID 83615
2. Date of Priority: NOV 29, 1918
3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 17N      | 03E   | 3       | SE     | NE     |     |     | VALLEY |

5. Description of diverting works:  
WEST SIDE DITCH, 16' WEIR TO MEASURE THE WATER.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 05/01 | 09/15 | 2.500 |      |        |

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

8. Total consumptive use is 262.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 17N      | 03E   | 21      | NE     | NE  |     | IRR | 25.0  |
|          |       |         | NW     | NE  |     | IRR | 38.0  |
|          |       |         | SW     | NE  |     | IRR | 37.0  |
|          |       |         | SE     | NE  |     | IRR | 31.0  |

**MICROFILMED  
OCT 18 1996**

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 131.0 |
|          |       |         |            |     | Total Acres   | 131.0 |

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:  
SEE REMARKS IN A65-03186.

14. Remarks:  
THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

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

Number of attachments: \_\_\_\_\_

MICROFILMED  
OCT 18 1996

**For Organizations:**

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

\_\_\_\_\_  
Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

**MICROFILMED**  
**OCT 18 1996**

★ ★ ★  
 170  
 9412 00.990 PB8594393  
 7681 MAY 30 00  
 MAILED FROM BOISE ID 83705

RECEIVED  
 JUN 05 2000  
 WATER RESOURCES  
 WESTERN REGION

65-02356

-02374

-02483

-02708

-03186

-03187

-03188

-03189

-03190

-03191

-03192

-03193

-11401

IDAHO DEPARTMENT OF WATER RESOURCES  
 2735 Airport Way  
 Boise, ID 83705-5082  
 (208) 334-2190

TO

CRUZEN RANCH  
 PO BOX 7

~~BOISE, ID 83705~~



REASON CHECKED  
 Undelivered \_\_\_\_\_  
 Addressee unknown \_\_\_\_\_  
 Insufficient Address \_\_\_\_\_  
 No such street \_\_\_\_\_  
 No such office in state \_\_\_\_\_  
 Do not return to this street \_\_\_\_\_

CRUZ007 836152014 1N 03 06/01/00  
 RETURN TO SENDER

NO FORWARD ORDER ON FILE  
 UNABLE TO FORWARD  
 RETURN TO SENDER



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

May 30, 2000

Harry L Bettis  
10775 Sucker Creek Rd  
Payette ID 83661

RE: Water Right No. 65-02356, 65-02374, 65-02483, 65-02708, 65-03186, 65-03187, 65-03188,  
65-03189, 65-03190, 65-03191, 65-03192, 65-03193 & 65-11401

Dear Property Owners:

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

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

Sincerely,

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

Denise Buffington  
Office Specialist I  
Adjudication Section  
Western Region

DB:db

Enclosures

cc: Cruzen Ranch

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: MAY-30-2000  
PAGE: A-7

-----  
RIGHTS FROM: SOURCE: LAKE FORK CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK  
-----  
RIGHT NUMBER: 65-03192  
NAME & ADDRESS: HARRY L BETTIS  
10775 SUCKER CREEK RD  
PAYETTE ID 83661  
SOURCE: LAKE FORK CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK  
QUANTITY: 2.5 CFS  
THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-02356 SHALL PROVIDE  
NO MORE THAN .02 CFS PER ACRE.  
PRIORITY DATE: 11/29/1918  
POINT OF DIVERSION: T17N R03E S03 NESENE Within VALLEY County  
PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
IRRIGATION 05-01 09-15 2.5 CFS  
PLACE OF USE: IRRIGATION Within VALLEY County  
T17N R03E S21 NENE 25 NWNE 38 SWNE 37 SENE 31  
131 ACRES TOTAL

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

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

## EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE AS T17N, R03E, S03, NESENE: 65-02708,  
65-02932A, 65-02952A, 65-03186, 65-03187, 65-03188, 65-03189,  
65-03190, 65-03191 & 65-03193.

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

|                |   |                               |
|----------------|---|-------------------------------|
| In Re SRBA     | ) | SUBCASE NO. See Attached List |
|                | ) |                               |
| Case No. 39576 | ) |                               |
|                | ) | NOTICE OF COMPLETED           |
| _____          | ) | ADMINISTRATIVE PROCEEDING     |

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

---

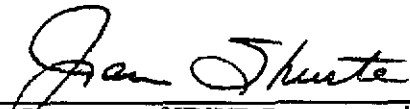
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

---

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

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

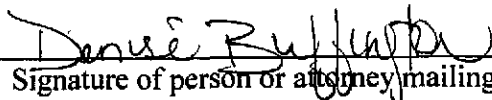
DATED: May 30, 2000

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on May 30, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:  
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls ID 83303-2707
2. One Copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
Cruzen Ranch  
PO Box 7  
Donnelly ID 83615
3. One Copy to:  
Claimant/Purchaser for Substitution of Party or attorney of record:  
Harry L Bettis  
10775 Sucker Creek Rd  
Payette ID 83661
4. One Copy to:  
Each party in the subcase or attorney of record:  
N / A
5. One Copy to:  
Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449
6. One Copy to:  
United States Dept Of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
Signature of person or attorney mailing the form

Attachment to NCAP  
Water Right Numbers

65-02356  
65-02374  
65-02483  
65-02708  
65-03186  
65-03187  
65-03188  
65-03189  
65-03190  
65-03191  
65-03192  
65-03193  
65-11401

**HOLLAND & HART** LLP  
ATTORNEYS AT LAW

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

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

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

May 16, 2000

RECEIVED  
MAY 18 2000  
WATER RESOURCES  
WESTERN REGION

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

**RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Dear Sir or Madam:

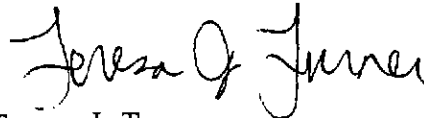
This firm represents Harry L. Bettis, who has acquired certain real property located in Valley County, Idaho.

Enclosed is original Notice of Change of Water Right Ownership for fifteen (15) water rights appurtenant to the property, together with a copy of the Warranty Deed evidencing the change of ownership, copies of Assignment of Dam and Reservoir Certificate, a copy of Bargain and Sale Deed evidencing the prior owner's title to the property, and a copy of plat map with the property boundaries highlighted.

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

Sincerely,

HOLLAND & HART LLP



Teresa J. Turner  
Paralegal

Enclosures

c: Harry Bettis (w/enclosures)

2663170\_1.DOC

**STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES**

**RECEIVED****MAY 16 2000****NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**WATER RESOURCES  
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right No(s).: See Attachment  
 Adjudication Claim No(s).: See Attachment
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Deborah C. Murray AND Carrick C. McLaughlin  
P.O. Box 1172 1150 Lombard #1  
Ross, CA 94957 San Francisco, CA 94109
4. New Owner/Claimant(s) Harry L. Bettis  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
 New Mailing Address 10775 Sucker Creek Road  
 City, State and ZIP Code Payette, ID 83661  
 New Telephone Number (208) 634-5319
5. Date you acquired the property January 31, 2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
 Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
 Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) X *Harry L. Bettis*  
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

**STATE OF IDAHO**  
**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Attachment to Notice of Change of Water Right Ownership**

1. Water Right Nos.: 65-02356, 65-02374, 65-02483, 65-02708, 65-02932, 65-02952, 65-03186, 65-03187, 65-03188, 65-03189, 65-03190, 65-03191, 65-03192, 65-03193, 65-11401
2. Adjudication Claim Nos.: A65-02356, A65-02374, A65-02483, A65-02708, A65-02932, A65-02952, A65-03186, A65-03187, A65-03188, A65-03189, A65-03190, A65-03191, A65-03192, A65-03193, A65-11401

HTB.

WARRANTY DEED

For Value Received, DEBORAH C. MURRAY and CARRICK C. MCLAUGHLIN each a married woman as her sole and separate property

the Grantors, do hereby grant, bargain, sell and convey unto HARRY L. BETTIS, an unmarried man whose address is: 10775 Suckerb. Rd. Payette Id. 83661 the Grantee, the following described premises, to-wit:

See attached as Exhibit "A"

Together with any and all water and mineral rights appertaining thereto, if any therebe.

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2000 taxes and assessments and easements of record or visible upon the ground, that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 1-29-00

Deborah C. Murray  
DEBORAH C. MURRAY

\_\_\_\_\_  
CARRICK C. MCLAUGHLIN

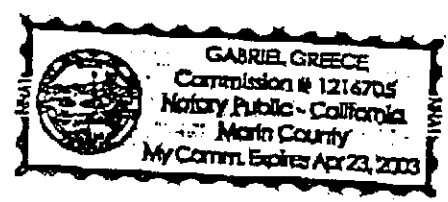
State of Ca. )  
County of Marin ) ss

GABRIEL GREECE  
NOTARY PUBLIC

On the 29 day of Jan, 2000 before me, \_\_\_\_\_ a notary public in and for said State, personally appeared Deborah C. Murray

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Gabriel Greece  
Notary Public  
Residing at: Greenville Ca.  
Commission Expires: 4/23/02



FROM : MCLAUGHLIN  
CARRILL SKINNER

PHX NO. : 3451338  
ID: 345-7212

JAN 28 '00 9:04 No.002 P.18

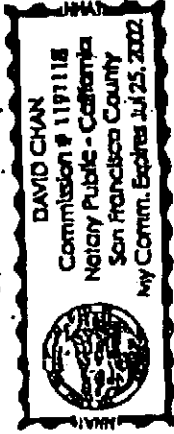
STATE OF California )

County of San Francisco ) ss

January, 2000

On this 21 day of ~~December~~ January 1999, before me,  
public for said State, personally appeared CARRICK C. McLAUGHLIN known or identified to me to be  
the person who executed the instrument, and acknowledged to me that she 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.



David Chan  
Notary Public  
Residing at: San Francisco  
My Commission Expires 7-25-2002

260306 J.DOC

PURCHASE AND SALE AGREEMENT - 15

H.P.B.

## WARRANTY DEED

For Value Received, DEBORAH C. MURRAY and CARRICK C. MCLAUGHLIN  
each a married woman as her sole and separate property

the Grantors, do hereby grant, bargain, sell and convey unto  
HARRY L. BETTIS, an unmarried man

whose address is:

the Grantee, the following described premises, to-wit:

See attached as Exhibit 'A'

Together with any and all water and mineral rights appertaining  
thereto, if any therebe.

TO HAVE AND TO HOLD the premises with their appurtenances unto  
the said Grantees, their heirs and assigns forever. And the said  
Grantors do hereby covenant to and with the said Grantees, that  
they are the owners in fee simple of said premises that said  
premises are free from all encumbrances except the 2000 taxes and  
assessments and easements of record or visible upon the ground.  
that they will warrant and defend the same from all lawful claims  
whatsoever.

Dated:

DEBORAH C. MURRAY

Carrick C. McLaughlin  
CARRICK C. MCLAUGHLIN

State of California )  
                                  ) ss  
County of San Francisco

On the 31 day of January, 2000 before me, David Chan  
a notary public in and for said State,  
personally appeared Carrick C. McLaughlin

known to me to be the persons whose names are subscribed to the  
within instrument, and acknowledged to me that they executed the  
same.

David Chan  
Notary Public  
Residing at: San Francisco  
Commission Expires: 3-25-2002



**EXHIBIT A**

In Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho:

Section 16: S1/2 SE1/4; NW1/4 SE1/4; NE1/4 SW1/4  
Section 18: SE1/4  
Section 20: All  
Section 21: All  
Section 28: N1/2  
Section 29: E1/2

AND

An irregular tract of land being part of the old abandoned right-of-way of the Idaho Northern Branch of the Oregon Shortline Railroad as the same was located over and across the North-half of the Southwest quarter (N1/2 SW1/4) of Section 16, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Beginning at a point on the South boundary of the North half of the Southwest quarter (N1/2 SW1/4) of said Section 16, said point being on the centerline of an abandoned main track and bearing East, a distance of 1,930.0 feet, more or less, and North 18°38' West, a distance of 1,377.0 feet, more or less, from the Southwest corner of said Section 16; thence, along said centerline of abandoned main track a distance of 472.0 feet to a point in the South side of State of Idaho Easement No. 5278 dated August 28, 1986; thence, South 71°22' West along said South line a distance of 150.0 feet, more or less; thence, South 18°38' East, along the West boundary of said abandoned railroad right-of-way and 150.0 feet distant from the centerline of main track a distance of 416.0 feet, more or less, to a point on the South line of said North half Southwest quarter (N1/2 SW1/4); thence, East along said South line, a distance of 157.0 feet, more or less, to the POINT OF BEGINNING.

continued

## EXHIBIT A - continued

AND

That portion of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section 16, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, which lies East of the following described line:

Beginning at a point in the South line of the said SE1/4 SW1/4, which point is East 1,769 feet from the Southwest Corner of said Section 16; thence, North 18°06' West, 1,383.2 feet, more or less, to a point in the North Line of said SE 1/4 SW1/4, which point is East 19.27 feet from the Northwest corner of said SE1/4 SW1/4;

## EXCEPTING THEREFROM:

Gift Deed filed in the office of the Recorder, Valley County, Idaho as Instrument No. 152541 on December 31, 1986:

A track of land in the SE1/4 of the SW1/4 of Section 16, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at the corner common to Sections 16, 17, 20 and 21, Township 17 North, Range 3 East, Boise Meridian, said corner being marked with a brass cap monument; thence South 89°53'02" East, 1,910.70 feet on the line common to said Sections 16 and 21 to a point on the Centerline of the abandoned Oregon Short Line Railroad, said point being marked with a 5/8 inch steel pin, from which the 1/4 corner common to said Sections 16 and 21, a brass cap monument, bears South 89°53'02" East, 726.30 feet; thence on said railroad center line North 17°09'02" West, 630.00 feet to the REAL POINT OF BEGINNING; thence North 72°50'58" East, 100.00 feet to a point marked with a 5/8 inch steel pin; thence North 17°09'02" West, 300.00 feet to a point marked with a 5/8 inch steel pin; thence South 72°50'58" West, 150.00 feet to a point marked with a 5/8 inch steel pin; thence South 17°09'02" East, 300.00 feet to a point marked with a 5/8 inch steel pin; thence North 72°50'58" East, 50.00 feet to the Real Point of Beginning. Aka Tax #85

RECORDED  
REQUESTED BY  
MOUNTAIN TITLE & ESCROW  
JAN 31 PM 3 59

TYPE: *Deed*  
LELAND HEINRICH  
VALLEY COUNTY RECORDER  
BY: *SLW*  
FEE: *15.10*

245548

ASSIGNMENT

The undersigned hereby assign all their right, title and interest in and to that certain Dam and Reservoir Certificate attached hereto as Exhibit "A" unto: HARRY L. BERTIS. Said certificate being for Browns Pond-Cruzen Dam and Reservoir located in SW1/4, NW1/4, Section 9, Township 18 North, Range 4 East, Boise Meridian, Valley County, Idaho.

Dated: 1/31/00

by: Carrick C. McLaughlin  
Carrick C. McLaughlin

by: Deborah C. Murray  
Deborah C. Murray

131-1  
TITLE  
208 382 4215 P.05/03

ASSIGNMENT

The undersigned hereby assign all their right, title and interest in and to that certain Dam and Reservoir Certificate attached hereto as Exhibit "A" unto: HARRY L. BETTIS. Said certificate being for Browns Pond-Cruzen Dam and Reservoir located in SW1/4, NW1/4, Section 9, Township 18 North, Range 4 East, Boise Meridian, Valley County, Idaho.

Dated: 1/29/2000

by: Carrick C. McLaughlin  
by: Deborah C. Murray  
Deborah C. Murray

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**DAM AND RESERVOIR  
CERTIFICATE OF APPROVAL**

*This is to certify that*                      **BROWNS POND-CRUZEN**                      *Dam and Reservoir, located in*

*SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Section 9*                      *, Township 18N , Range 4E , B.M., Valley County,*

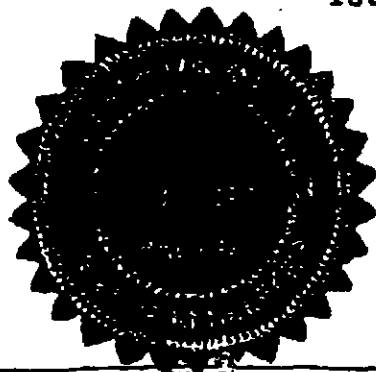
*State of Idaho has been inspected by the Department of Water Resources of the State of Idaho, as provided in*

*Title 42 Chapter 17, Idaho Code, and approval is hereby given to impound water in accordance with and subject*

*to the following terms and conditions: ALL FLASHBOARDS SHALL BE REMOVED ON OR BEFORE  
NOVEMBER 1 OF EACH YEAR, AND SHALL NOT BE REINSTALLED IN THE SPILLWAY  
FRAME UNTIL AFTER SPRING RUNOFF OF THE FOLLOWING YEAR.*

*This certificate shall remain valid until revoked or modified by the Department of Water Resources or until the*

*1st day of November 19 99*



*This certificate has been issued and the seal of the*

*Director affixed at Boise, Idaho this*

*29<sup>th</sup> day of January 1998.*

*Norman Cepang*  
Administrator-Water Management Div.

## BARGAIN AND SALE DEED

FOR VALUE RECEIVED, Cruzen Ranch, a General Partnership, of Valley County, State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto Deborah C. Murray, whose address is P. O. Box 1780, Ross, California, 94957, and Carrick C. McLaughlin, whose address is 1150 Lombard Street, Apt. #1, San Francisco, California, 94109, Grantees, to each as her sole and separate property as tenants-in-common, all of Grantor's right, title and interest in and to that certain parcel of real property located in Valley County, State of Idaho, and more fully described on Exhibit A attached hereto and by this reference made a part hereof as though fully set forth herein.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF The Grantor has hereunto set its hand this \_\_\_\_\_ day of December, 1998.

CRUZEN RANCH

By:

Deborah C. Murray  
Deborah C. Murray, Partner

By:

Carrick C. McLaughlin  
Carrick C. McLaughlin, Partner

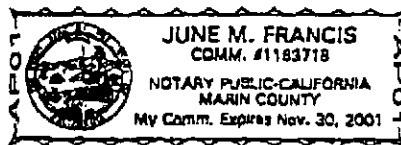
237512  
TYPE: Deed  
VALLEY COUNTY RECORDER  
BY: Deborah  
DEC 30 PM 9 41  
RECORDED  
RECORDED

STATE OF CALIFORNIA )

County of Marin : SS

On this 19<sup>th</sup> day of December, 1998, before me, the undersigned, a notary public in and for said state, personally appeared Deborah C. Murray, known or identified to me to be one of the partners in the partnership of Cruzen Ranch, an Idaho General Partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that she executed the same in said partnership name.

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



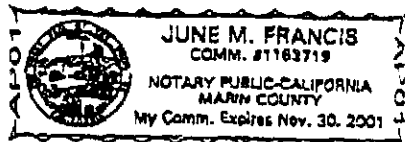
June M. Francis  
NOTARY PUBLIC FOR CALIFORNIA  
Residing at Kentfield, CA  
Commission Expires 11/30/01

STATE OF CALIFORNIA )

County of Marin : SS

On this 19<sup>th</sup> day of December, 1998, before me, the undersigned, a notary public in and for said state, personally appeared Carrick C. McLaughlin, known or identified to me to be one of the partners in the partnership of Cruzen Ranch, an Idaho General Partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that she executed the same in said partnership name.

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



June M. Francis  
NOTARY PUBLIC FOR CALIFORNIA  
Residing at Kentfield, CA  
Commission Expires 11/30/01

## Exhibit A

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Section 18: SE1/4  
Section 20: All  
Section 21: All  
Section 28: N1/2  
Section 29: E1/2

AND

An irregular tract of land being part of the old abandoned right-of-way of the Idaho Northern Branch of the Oregon Shortline Railroad as the same was located over and across the North-half of the Southwest quarter (N1/2 SW1/4) of Section 16, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

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continued

AND

That portion of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section 16, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, which lies East of the following described line:

Beginning at a point in the South line of the said SE1/4 SW1/4, which point is East 1,769 feet from the Southwest Corner of said Section 16; thence, North 18°06' West, 1,383.2 feet, more or less, to a point in the North Line of said SE 1/4 SW1/4, which point is East 19.27 feet from the Northwest corner of said SE1/4 SW1/4;

EXCEPTING THEREFROM:

Gift Deed filed in the office of the Recorder, Valley County, Idaho as Instrument No. 152541 on December 31, 1986:

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2405

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Lot 1  
3370  
3080  
TAN 01  
FILES

Arthur & Anna  
Nissula Trust

Lot 2  
3008

Lot 3  
3405  
Nissula Trust

Lot 4  
3005

Arthur & Anna Nissula  
Trust

Lot 3  
3405

File  
Folder  
1000

Lot 4

3405

Lot 4

File  
Folder  
1000

Lot 1

Lot 2

Lot 3  
3005

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Lot 3

Lot 4

3407

NORTH

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IMPLIED THEREIN.

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U.S. Bureau of Prisons

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HARRY

BETTY

Z

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8 include

4/R row

displacement  
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16

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Cruzen Ranch  
a partnership

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PLETENESS OR ANY OTHER MATTERS  
THAT MIGHT BE REFERRED TO OR  
IMPLIED THEREIN.

0005

Citizen Ranch, a partnership

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11/1/1975

Section D

1/1/1975

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THAT MIGHT BE REFERRED TO OR  
IMPLIED THEREIN.

DESIGN

0605

0155

Bentha  
White

dlb  
Grove H.  
Wolfe Sr.  
et al

0005 33

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1175 3051  
1123 1123

70' Road

1205 3951  
1205 2105  
1255 2105

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10000

LAKE

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Harry L. Butler

James Earl Ray  
Fugitive

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Memorandum  
R. F. Kennedy

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0006

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PLETENESS OR ANY OTHER MATTERS  
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IMPLIED THEREIN.

MEMORANDUM

July 25, 1995

TO: EDWARD CRUZEN CLAIMS

FROM: KAY WALKER *KW*

RE: UPDATES MADE BETWEEN JULY 20 & 24, 1995

\*\*\*\*\*  
\*\*\*\*\*

Pursuant to request of Richard Murray, July 12, 1995, I pulled all the claims that were previously decreed in the name of Edward Cruzen to make sure they were in the computer. I noticed that the claims had changes on them that were not updated in the system, such as the claimant's name, so I updated the records to match the original claims submitted on November 14, 1988.

MICROFILMED  
OCT 18 1996

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: A65-03192  
Date Received: 9/01/1988 11/4-88  
Receipt No: X999999  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CRUZEN RANCH, an Idaho General Partnership  
Address: P.O. BOX 7  
DONNELLY, ID 83615

2. Date of Priority: NOV 29, 1918

3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 17N      | 03E   | 3       | SE     | NE     |     |     | VALLEY |

5. Description of diverting works:  
WEST SIDE DITCH. One 16 foot weir (100 yards from 5 18 inch pipes at  
the head of the Lake Fork Ditch) is used to measure the water.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 05/01 | 09/15 | 2.500  |      |        |

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

8. Total consumptive use is 262 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 17N      | 03E   | 21      | NE     | NE  |     | IRR | 25.0  |
|          |       |         | NW     | NE  |     | IRR | 38.0  |
|          |       |         | SW     | NE  |     | IRR | 37.0  |
|          |       |         | SE     | NE  |     | IRR | 31.0  |

Section Acres 131.0

A65-03192

Page 1

Date: 09/01/88

MICROFILMED

SEP 22 1992

10. Place of Use: Continued

Total Acres 131.0

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:

See Notice for Water Right A-65-03186

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: One, a map of the Cruzen Ranch, prepared by the Valley County ASCS and forwarded on October 13, 1988.

For Individuals:

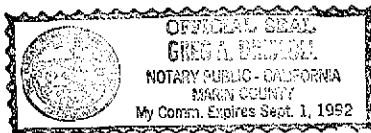
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Deborah C. Murray Date: 11/5/88  
Carrick C. McLaughlin Date: 11-5-88  
Deborah C. Murray  
Carrick C. McLaughlin

State of California )  
County of Marin ) SS. Partners, Cruzen Ranch  
San Francisco )

Subscribed and sworn (or affirmed) before me this 5<sup>th</sup> day  
of November 19 88  
Greg A. Driscoll  
Notary Public

Seal



Residing at 511 Sir Francis Drake Blvd

My Commission Expires Sept. 1, 1992

AJ0749NP  
No. R65-03192

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

DATE: 05/26/00  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | HARRY L BETTIS<br>10775 SUCKER CREEK RD<br>PAYETTE ID 83661<br>(208) 634-5319 | 11/29/1918       | IRRIGATION | 05-01 09-15           | 2.500 CFS         |                     |
| TOTAL DIVERSION: |                                                                               |                  |            |                       | 2.500 CFS         |                     |
| D                | CRUZEN RANCH<br>PO BOX 7<br>DONNELLY ID 83615                                 |                  |            |                       |                   |                     |

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T17N R03E S03

NESENE

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   |
| 17N         | 03E | 21 | :  | 25 |    | 38 |    | 37 |    | 31 | :  | :  | :  | :  | :  | :  | :  | :  | 131.0 |
| TOTAL ACRES |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 131.0 |

POU County: VALLEY

Other Rights: 65-02356, 65-02932A, 65-02952A & 65-03193

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

|            |            |            |            |            |            |            |            |            |            |
|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
| 65-02700   | 65-02707   | 65-02708   | 65-02932   | 65-02952   | 65-03120   | 65-03183   | 65-03184B  | 65-03184C  | 65-03184D  |
| 65-03184E  | 65-03184F  | 65-03184J  | 65-03184K  | 65-03184L  | 65-03184M  | 65-03185   | 65-03186   | 65-03187   | 65-03188   |
| 65-03189   | 65-03190   | 65-03191   | 65-03192   | 65-03193   | 65-03194B  | 65-03194C  | 65-03197   | 65-03198   | 65-03199   |
| 65-03200   | 65-03201A  | 65-03201B  | 65-03202A  | 65-03204   | 65-03205   | 65-03206   | 65-03207   | 65-03209   | 65-03210   |
| 65-03211A  | 65-03211B  | 65-03211C  | 65-03212   | 65-03213A  | 65-03213C  | 65-03213D  | 65-03214   | 65-03215   | 65-03216   |
| 65-03219A  | 65-03219X  | 65-07523   | 65-10538   | 65-17131   | A65-02708  | A65-03120  | A65-03183  | A65-03184B | A65-03184C |
| A65-03184D | A65-03184E | A65-03184F | A65-03184H | A65-03184J | A65-03184K | A65-03184L | A65-03184M | A65-03186  | A65-03187  |
| A65-03188  | A65-03189  | A65-03190  | A65-03191  | A65-03192  | A65-03193  | A65-03194B | A65-03194C | A65-03197  | A65-03198  |
| A65-03199  | A65-03200  | A65-03201A | A65-03201B | A65-03202A | A65-03202X | A65-03203  | A65-03204  | A65-03205  | A65-03206  |
| A65-03207  | A65-03209  | A65-03210  | A65-03211A | A65-03211B | A65-03211C | A65-03212  | A65-03213A | A65-03213C | A65-03213D |
| A65-03214  | A65-03215  | A65-03216  | A65-03219A | A65-03219X | A65-17131  | R65-03202X | R65-03203  |            |            |

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

65-02356 65-03192 A65-02356 A65-03192

Conditions of Approval:

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

AJ0749NP  
No. R65-03192

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

DATE: 05/26/00  
PAGE: 2

=====

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-02356 SHALL PROVIDE  
NO MORE THAN .02 CFS PER ACRE.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE AS T17N, R03E, S03, NESENE: 65-02708,  
65-02932A, 65-02952A, 65-03186, 65-03187, 65-03188, 65-03189,  
65-03190, 65-03191 & 65-03193.

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

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

Comments: Date: 08/13/1999 User-ID: RNOWERTO Subject: POINT OF DIVERSION COMMENT  
CRUZEN RANCH P/D'S ARE LISTED ONLY AS SAME P/D, OTHER OVERLAPPING  
P/D'S BY DIFFERENT USERS ARE SHOWN ON PROFILE REPORT.

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

Date: 05/24/2000 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE  
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN  
OWNERSHIP CHANGE.

Audit: 05/26/00 DBUFFING



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

May 30, 2000

Harry L. Bettis  
10775 Sucker Creek Rd  
Payette ID 83661

RE: Water Right No. 65-02356, 65-02374, 65-02483, 65-02708, 65-03186, 65-03187, 65-03188,  
65-03189, 65-03190, 65-03191, 65-03192, 65-03193 & 65-11401

Dear Property Owners:

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

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington  
Office Specialist 1  
Adjudication Section  
Western Region

DB:db

Enclosures

cc: Cruzen Ranch

RIGHT NUMBER: 65-03192

NAME AND ADDRESS: CRUZEN RANCH  
PO BOX 7  
DONNELLY ID 83615

SOURCE: LAKE FORK CREEK                      TRIBUTARY: PAYETTE RIVER, NORTH FORK

QUANTITY: 2.5 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-02356 SHALL PROVIDE  
NO MORE THAN .02 CFS PER ACRE.

PRIORITY-DATE: 11/29/1918

POINT OF DIVERSION T17N R03E S03                      NESENE                      Within VALLEY County

|                |                |               |          |  |
|----------------|----------------|---------------|----------|--|
| PURPOSE AND    |                |               |          |  |
| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |  |
|                | IRRIGATION     | 05-01 09-15   | 2.5 CFS  |  |

|               |                 |                      |         |         |         |
|---------------|-----------------|----------------------|---------|---------|---------|
| PLACE OF USE: | IRRIGATION      | Within VALLEY County |         |         |         |
|               | T17N R03E S21   | NENE 25              | NWNE 38 | SWNE 37 | SENE 31 |
|               | 131 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 AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE, SECTION 42-1412(6) IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE AS T17N, R03E, S03, NESENE: 65-02708,  
65-02932, 65-02952, 65-03186, 65-03187, 65-03188, 65-03189,  
65-03190, 65-03191 & 65-03193.

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WATER RESOURCES  
WESTERN REGION  
DEC 21 1999  
RECEIVED

WATER RESOURCES  
WESTERN REGION  
DEC 21 1999  
RECEIVED

CRUZ007 836152011 IN  
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UNABLE TO FORWARD  
RETURN TO SENDER

U.S. POSTAGE  
31.65  
DEC 10 1999

ADDRESS SERVICE  
REQUESTED

Dept. of Water Resources  
Adjudication Bureau  
P.O. Box 83720  
Phoenix, AZ 85061-0099



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

December 8, 1999

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

65-03192  
CRUZEN RANCH  
PO BOX 7  
DONNELLY ID 83615

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

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in part 1 of basin 65 (the North Fork of the Payette River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note you have 120 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Cascade, Idaho City, Emmett, Payette, and Weiser, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

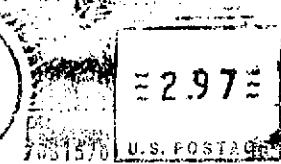
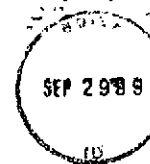
Sincerely,

Karl J. Dreher  
Director

Enclosures

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

ADDRESS SERVICE  
REQUESTED



|          |        |
|----------|--------|
| 65-02932 | -03188 |
| -02952   | -03189 |
| -02356   | -03190 |
| -02374   | -03191 |
| -02483   | -03192 |
| -02708   | -03193 |
| -03186   | -11401 |
| -03187   |        |

RECEIVED

OCT 12 1999

WATER RESOURCES  
WESTERN REGION

~~EDWARD A CRUZEN~~  
PO BOX 7  
DONNELLY

ID 83615

CRUZ007 836152223 1N 04 10/06/99  
RETURN TO SENDER

NO FORWARD ORDER ON FILE  
UNABLE TO FORWARD  
RETURN TO SENDER

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## State of Idaho

### DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

September 29, 1999

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a print-out showing our preliminary recommendation regarding how your water right should be reported to the SRBA District Court.

Please review the preliminary recommendation carefully. If there is any information on the print-out you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with the review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. **The meeting will be held on Wednesday, October 13, 1999, at 7:00 p.m. in the Senior Citizen Center, 409 School Road, Cascade.** Please come to the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right. Please bring any and all information you have which will help the Department understand your water rights and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary so that accurate information is provided to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher  
Director

Enclosures

DISTRICT COURT  
SNAKE RIVER BASIN ADJUDICATION  
STATE OF IDAHO



(208) 736-3011  
FAX (208) 736-2121

SRBA CHAMBERS  
P.O. BOX 2707  
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous service provided by IDWR.

Sincerely yours,

A handwritten signature in black ink that reads "B Wood".

Barry Wood  
Administrative District Judge and  
Presiding Judge of the  
Snake River Basin Adjudication

# Idaho Department of Water Resources

**T17N, R03E  
S21**

Claims: 65-03192  
Owner : CRUZEN  
Prepared by:  
Ron Howerton  
Date: 13 AUG 99

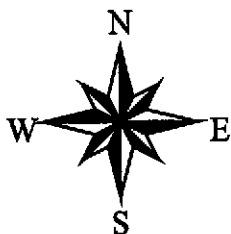
 Place of use

● POD

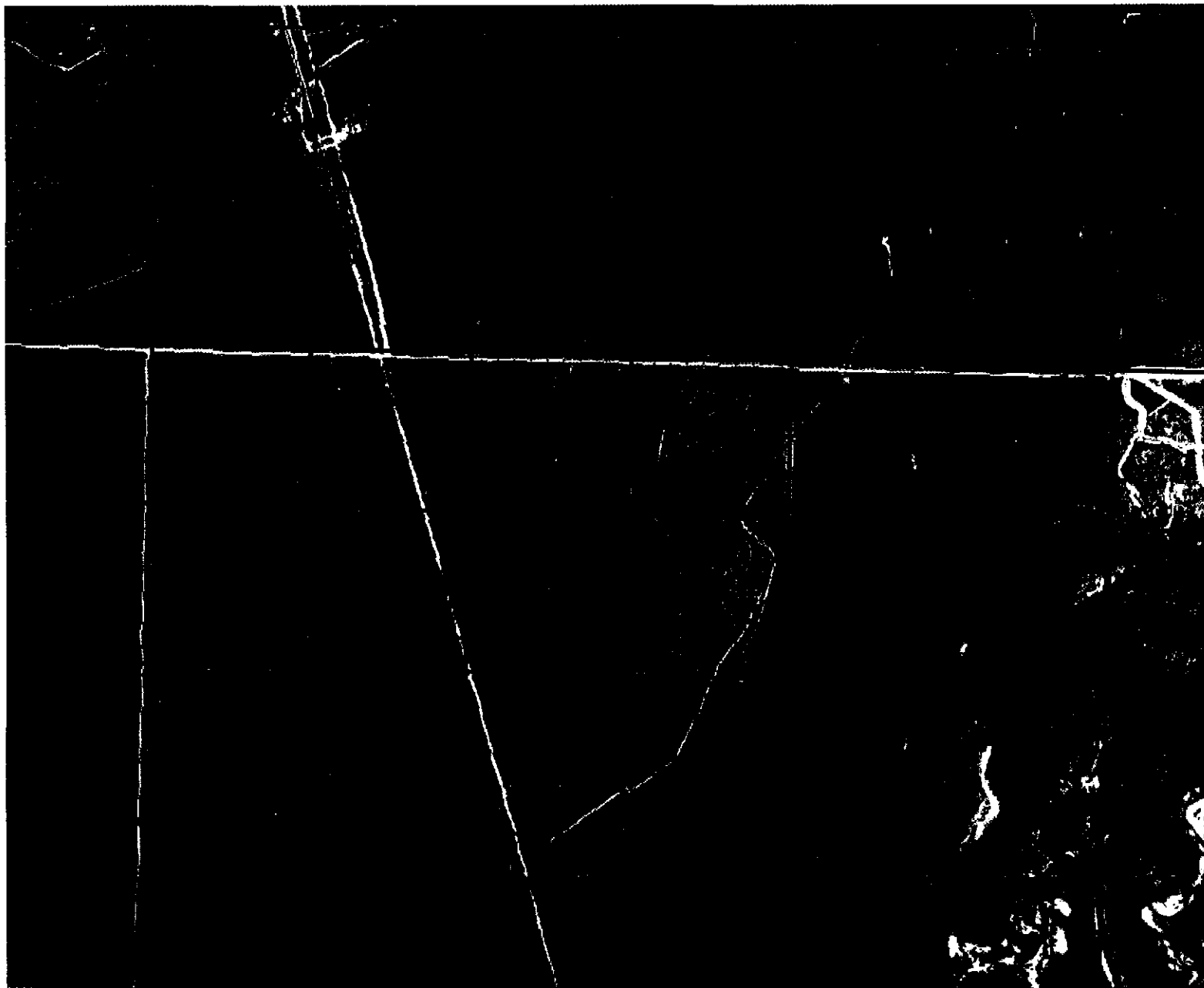
 SECTION LINES

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# Acres



**1987 NAPP**



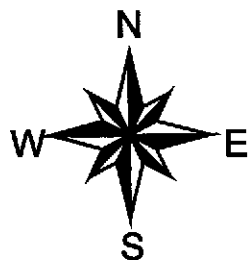
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65-03192



Point of Diversion



1987 NAPP



AJ0749NP  
No. R65-03192

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

DATE: 08/13/99  
PAGE: 1

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| OWNER<br>CODE    | NAME & ADDRESS                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | CRUZEN RANCH<br>PO BOX 7<br>DONNELLY ID 83615 | 11/29/1918       | IRRIGATION | 05-01 09-15           | 2.500 CFS         |                     |
| TOTAL DIVERSION: |                                               |                  |            |                       | 2.500 CFS         |                     |

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T17N R03E S03

NESENE

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   | :     | ---   |
| 17N         | 03E | 21  | : | 25   | 38   | 37   | 31   | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | :     | 131.0 |
| TOTAL ACRES |     |     |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | 131.0 |       |

POU County: VALLEY

Other Rights: 65-02356, 65-02932, 65-02952 & 65-03193

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

|            |            |            |            |            |            |            |            |            |            |
|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|
| A65-02708  | A65-03120  | A65-03183  | A65-03184B | A65-03184C | A65-03184D | A65-03184E | A65-03184F | A65-03184H | A65-03184J |
| A65-03186  | A65-03187  | A65-03188  | A65-03189  | A65-03190  | A65-03191  | A65-03192  | A65-03193  | A65-03194B | A65-03194C |
| A65-03197  | A65-03198  | A65-03199  | A65-03200  | A65-03201A | A65-03201B | A65-03202A | A65-03204  | A65-03205  | A65-03206  |
| A65-03207  | A65-03209  | A65-03210  | A65-03211A | A65-03211B | A65-03211C | A65-03212  | A65-03213  | A65-03214  | A65-03215  |
| A65-03216  | A65-03219A | A65-03219X | A65-17131  | R65-02700  | R65-02707  | R65-02708  | R65-03120  | R65-03183  | R65-03184B |
| R65-03184C | R65-03184D | R65-03184E | R65-03184F | R65-03184H | R65-03184J | R65-03185  | R65-03186  | R65-03187  | R65-03188  |
| R65-03189  | R65-03194B | R65-03194C | R65-03197  | R65-03198  | R65-03199  | R65-03200  | R65-03201A | R65-03201B | R65-03202A |
| R65-03204  | R65-03205  | R65-03206  | R65-03207  | R65-03209  | R65-03210  | R65-03211A | R65-03211B | R65-03211C | R65-03212  |
| R65-03213  | R65-03214  | R65-03215  | R65-03216  | R65-07523  | R65-10568  | R65-17131  |            |            |            |

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NO. 65-02356 SHALL PROVIDE  
NO MORE THAN .02 CFS PER ACRE.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE AS T17N, R03E, S03, NESENE: 65-02708,  
65-02932, 65-02952, 65-03186, 65-03187, 65-03188, 65-03189,  
65-03190, 65-03191 & 65-03193.

Dates: Exam Made Date: Verified Date: 08/13/1999 Objection Filed Date:

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

AJ0749NP  
No. R65-03192

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

DATE: 08/13/99  
PAGE: 2

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Comments: Date: 08/13/1999 User-ID: RHOWERTO Subject: POINT OF DIVERSION COMMENT  
CRUZEN RANCH P/D'S ARE LISTED ONLY AS SAME P/D, OTHER OVERLAPPING  
P/D'S BY DIFFERENT USERS ARE SHOWN ON PROFILE REPORT.

Audit: 08/13/99 RHOWERTO

WR5809NP  
No. 65-03192

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 08/13/99  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                      | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | EDWARD A. CRUZEN<br>P.O. BOX 7<br>DONNELLY ID 83615 | 11/29/1918       | IRRIGATION | 05/01 09/15           | 2.500 CFS         |                     |
| TOTAL DIVERSION: |                                                     |                  |            |                       | 2.500 CFS         |                     |

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T17N R03E S03

SENE

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   | :           |       |
| 17N | 03E | 21 | : | 25   | 38   | 37   | 31   | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | :           | 131.0 |
|     |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | TOTAL ACRES | 131.0 |

Pou County: VALLEY

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

|           |           |          |           |           |           |           |           |           |           |
|-----------|-----------|----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| 65-02708  | 65-03120  | 65-03183 | 65-03184A | 65-03184B | 65-03184C | 65-03184D | 65-03184E | 65-03184F | 65-03184X |
| 65-03186  | 65-03187  | 65-03188 | 65-03189  | 65-03190  | 65-03191  | 65-03193  | 65-03194  | 65-03195  | 65-03196  |
| 65-03197  | 65-03198  | 65-03199 | 65-03200  | 65-03201  | 65-03202A | 65-03202X | 65-03203  | 65-03204  | 65-03205  |
| 65-03206  | 65-03207  | 65-03209 | 65-03210  | 65-03211  | 65-03212  | 65-03213  | 65-03214  | 65-03215  | 65-03216  |
| 65-03219A | 65-03219X |          |           |           |           |           |           |           |           |

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 11/29/1918 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    |            |

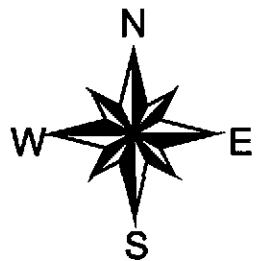
Misc: Water District Number: 65K Field Exam Fee:

Audit: 04/24/87 04/30/88 CONVERT

65-03192



Point of Diversion



1987 NAPP



**T17N, R03E  
S21**

Claims: 65-03192  
Owner : CRUZEN  
Prepared by:  
Ron Howerton  
Date: 13 AUG 99

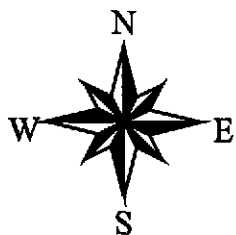
 Place of use

● POD

 SECTION LINES

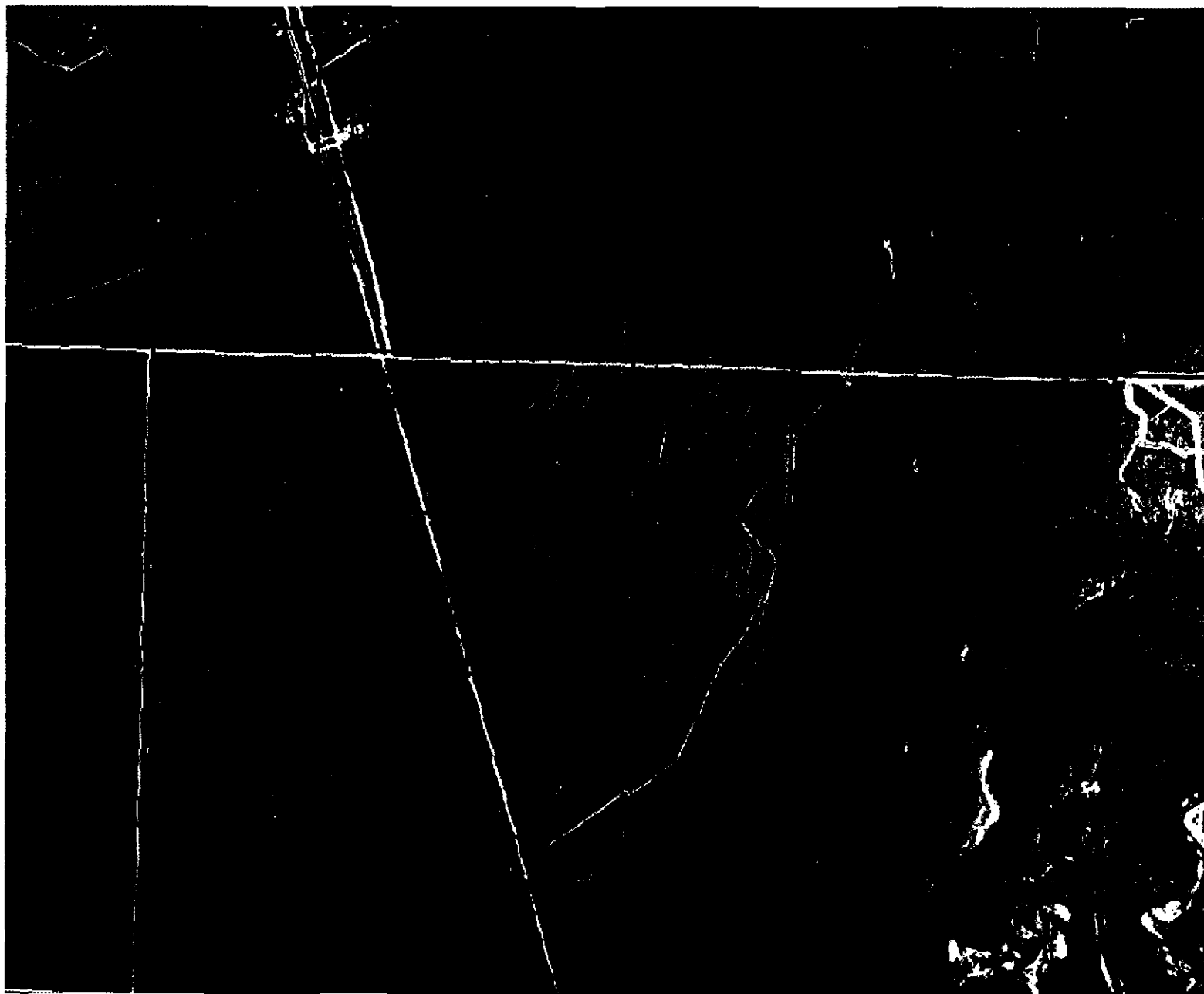
 1/4 1/4 Lines

# Acres



**1987 NAPP**

# Idaho Department of Water Resources



0 0.25 0.5 0.75 1 1.25 1.5 Miles



OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 65-3192 65-2356

AGENT Rch DATE 6/13/99

65 - 2932

65-2952

65-3193

[illegible][illegible][illegible][illegible]

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

11:41:44  
03/10/99

PAGE: 15  
QUICKLOOK INFORMATION

219  
CLAIM NUMBER: A65-03192

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE  | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|-----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                            |                                                 |                             |                        |                                    |                                  |                                      |                               |
| POINT OF DIV              |                            |                                                 | Red<br>IN-OFFICE<br>8/13/99 |                        |                                    |                                  |                                      | Red<br>8/13/99                |
| SOURCE                    |                            |                                                 |                             |                        |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 |                             |                        |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>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

11:41:44  
03/10/99

PAGE: 1  
GENERAL INFORMATION

205  
CLAIM NUMBER: A65-03192

LAST: CRUZEN  
ADDRESS: PO BOX 7  
CITY: DONNELLY  
PHONE NUMBER: 208-000-0000

FIRST: EDWARD A  
STATE: ID ZIP: 83615

OWNER CODE: O

LAST: CRUZEN RANCH  
ADDRESS: PO BOX 7  
CITY: DONNELLY  
PHONE NUMBER: 208-000-0000

FIRST:  
STATE: ID ZIP: 83615

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER  
Y( ) N( )

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: ( ) -

DATE OF FIELD EXAM: 8/13/99

APPOINTMENT MADE: Y( ) N( )

TIME: : A( ) P( )

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: ( ) -

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN THIS FILE AND 2932

A. AJ CLAIM: # A65-03192 PRIORITY DATE: 11-29-1918 STAGE: D

B. WR RECORD: # 65-03192 PRIORITY DATE: 11-29-1918 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:

11-29-1918

REVIEWED BY Rch

DATE 8/13/99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A65-03192 | 17N  | 03E  | 3    |     | SE  | NE  |     |             | VALLEY |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

\*

NONE

WR RECORDS IN SAME 40 ACRE TRACT

\*\*\*

\* 41 A PREFIX CLAIMS WITH THIS POD

\*\*\* 42 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 65-03192 | 17N  | 03E  | 3    |     | SE  | NE  |     |             | VALLEY |                |                  |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

\*\*\*\*

\*\*\*\*\*

NONE

\*\*\*\* 42 WR RECORDS WITH SAME WR POD

\*\*\*\*\* 41 A PREFIX CLAIMS IN SAME 40 ACRE TRA

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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: 1987 GIS MAP PHOTO

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

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY<br>VALLEY | DIVERSION NAME | DIVERSION NBR |
|------|------|------|-----|-----|-----|-----|-------------|------------------|----------------|---------------|
| 17N  | 03E  | 3    | NE  | SE  | NE  |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY: Rch DATE: 8/13/99

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

GRAVITY Ditch

### B. POU LISTING

ADDITIONAL POU FOUND

POU COUNTY: VALLEY

13

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 |
|-----------|---------------------|---------------------------|-----------|----------------|-----------|----------------|
| A65-03192 | LAKE FORK CREEK     | CRUZEN RANCH              | 2.500     | 0.019          |           |                |
| A65-02356 | PINE CREEK          | CRUZEN RANCH              | 2.700     | 0.012          |           |                |
| A65-02932 | LAKE FORK CREEK     | CRUZEN, EDWARD A          |           |                | 332.00    | 0.18           |
| A65-02952 | LAKE FORK CREEK     | ESTATE OF EDWARD A CRUZEN |           |                | 900.00    | 0.50           |
| A65-03193 | LITTLE PAYETTE LAKE | CRUZEN RANCH              |           |                | 2000.00   | 1.48           |

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: SEE REMARKS IN A65-03186.

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~~ \_\_\_\_\_  
NOTES: SEE ASCS MAP & MAP C & F IN FILE 2932

RECOMMENDATIONS:

TOTAL ACRES: 131 N/A( )

REVIEWED BY: Rch DATE: 8/13/99

A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A65-03192 IRRIGATION        | FROM 05-01 TO 09-15       | 2.500 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 2.500 CFS              |                        |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 65-03192 IRRIGATION         | FROM 05-01 TO 09-15       | 2.500 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 2.500 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(☐)

PAGE: 9

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

213

CLAIM NUMBER: A65-03192

NOTES:

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AJ CLAIM TOTAL DIVERSION RATE: 2.500 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.500 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES 131 x 0.02 CFS/ACRE = 2.62 CFS DECREED AS 2.5 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 131 x DIVERSION VOL. AF/A FOR AREA 131 =

TOTAL DIVERSION VOLUME 262.0 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 262.0 AF/A

ACRES 131 x CONSUMPTIVE VOL. AF/A FOR AREA 131 =

TOTAL CONSUMPTIVE USE 262.0 AF/A

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



RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

| REC.<br>PURPOSE OF USE | REC. PERIOD |       | REC. DIV          |                   | REC. DIV  |                   | REC. CONS.        |                   |
|------------------------|-------------|-------|-------------------|-------------------|-----------|-------------------|-------------------|-------------------|
|                        | FROM        | TO    | RATE CFS          |                   | VOL. AF/A |                   | USE               |                   |
| IRRIGATION             | 05-01       | 09-15 | DATABASE<br>2.500 | EXAMINER<br>_____ | DATABASE  | EXAMINER<br>_____ | DATABASE<br>262.0 | EXAMINER<br>_____ |
| _____                  | _____       | _____ |                   | _____             |           | _____             |                   | _____             |
| _____                  | _____       | _____ |                   | _____             |           | _____             |                   | _____             |
| _____                  | _____       | _____ |                   | _____             |           | _____             |                   | _____             |
| _____                  | _____       | _____ |                   | _____             |           | _____             |                   | _____             |
| TOTAL FOR THIS RIGHT   |             |       | 2.500             | _____             |           | _____             | 262.0             | _____             |

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Rdh

DATE: 8/13/99

FLAG: \_\_\_\_\_

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

QNT E28 NOMIRETAN 0.02 CFS/ACRE with 2356

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

F06 CRUZZN OVERLAPPING PID'S : 2708, 2932, 2952,  
3186, 3187, 3188,  
3189, 3190, 3191  
3193,

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____              | ( )                    | ( )             |
| FORFEIT/ABANDON _____        | ( )                    | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-03192

|                                   | DATABASE | EXAMINER | CFS |
|-----------------------------------|----------|----------|-----|
| TOTAL DIVERSION RATE OF WR SPLITS | 2.500    | _____    |     |

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A65-03192                | 2.500             | -                         |                  | 65-03192            | 2.500             |
| TOTAL CFS            |                          | 2.500             |                           |                  |                     | 2.500             |

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<br>EXAMINER |
|----------|-------------------|
| Y        | Y( ) N( )         |

NO SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF FIELD EXAMINER: \_\_\_\_\_

TITLE: \_\_\_\_\_

St. Water Agent

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

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)                  | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION     | COPY INCLUDED IN FILE?     |
|------------------------------------------------------------|------------------------------------------------------------|----------------------------|
| <input type="checkbox"/> ORTHOPHOTOQUAD                    | DATE OF PHOTO _____ IDWR ID NO. _____                      | Y( ) N( )                  |
| <input type="checkbox"/> TOPOGRAPHIC                       | DATE FIELD CHECKED _____ IDWR ID NO. _____                 | Y( ) N( )                  |
| <input checked="" type="checkbox"/> NAPP                   | DATE OF PHOTO <u>1907</u> IDWR ID NO. <u>PID &amp; POW</u> | Y( ) N( ) <u>2 MAPS</u>    |
| <input checked="" type="checkbox"/> ASCS AERIAL PHOTO      | DATE OF PHOTO <u>SEE FILE 2932</u>                         | Y( ) N( ) <u>/</u>         |
| <input type="checkbox"/> ASCS COLOR SLIDE                  | DATE OF PHOTO _____                                        | Y( ) N( )                  |
| <input type="checkbox"/> BLM OR USFS AERIAL PHOTO          | DATE OF PHOTO _____                                        | Y( ) N( )                  |
| <input type="checkbox"/> TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____                                       | Y( ) N( )                  |
| <input type="checkbox"/> SCS SOIL SURVEY MAP               | DATE ISSUED _____                                          | Y( ) N( )                  |
| <input type="checkbox"/> SUBDIVISION PLAT MAP              | DATE OF MAP _____                                          | Y( ) N( )                  |
| <input checked="" type="checkbox"/> OTHER <u>MAPS</u>      | DATE <u>PRBA MAPS C&amp;F</u>                              | Y( ) N( ) <u>/ IN 2932</u> |
| <input checked="" type="checkbox"/> OTHER <u>PROFILE</u>   | DATE <u>WR RECORD</u>                                      | Y( ) N( ) <u>/</u>         |
| <input checked="" type="checkbox"/> OTHER <u>OVERLAP</u>   | DATE <u>8/13/99</u> <u>REVIEW</u>                          | Y( ) N( ) <u>/</u>         |

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

11:45:39  
03/10/99  
220

CLAIM NUMBER: A65-03192

|        |                            |                                             |                       |
|--------|----------------------------|---------------------------------------------|-----------------------|
| Dates: | Exam Made Date:            | Verified Date:                              | Objection Filed Date: |
| Misc:  | Water District Number: 65K | Field Inspection Flag:<br>Presumption Flag: |                       |

McCUTCHEN, DOYLE, BROWN & ENERSEN

COUNSELORS AT LAW

THREE EMBARCADERO CENTER

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SAN JOSE

WALNUT CREEK

MENLO PARK

WASHINGTON, D.C.

TAIPEI

AFFILIATED OFFICES

BANGKOK

BEIJING

SHANGHAI

DIRECT DIAL NUMBER

(415) 393-2150

INTERNET  
murray@mdbe.com

RECEIVED

JUL 31 1995

WATER RESOURCES  
WESTERN REGION

July 28, 1995

Ms. Kay Walker  
Senior Water Resource Agent  
Adjudication Bureau  
State of Idaho  
Department of Water Resources  
2735 Airport Way  
Boise ID 83705-5082

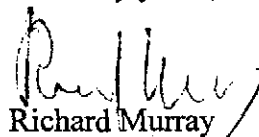
**Cruzen Ranch Water Rights**

Dear Ms. Walker:

Thank you so much for your very prompt and helpful response to my inquiry about the Cruzen Ranch water rights and the SRBA.

We shall, of course, complete and send in the claim for Rt. 65-<sup>11401</sup>~~01401~~ and attempt to clear up the other matters addressed in your letter.

Sincerely yours,

  
Richard Murray

MICROFILMED  
OCT 18 1996  
file:

cc: Mrs. Richard Murray  
Mrs. Andrew C. McLaughlin III

|                   |                   |
|-------------------|-------------------|
| A65-02483         | A65-03186         |
| -02708            | -03187            |
| -03188            | -03189            |
| -03190            | -02356            |
| -03191            | <del>-03192</del> |
| <del>-03192</del> | <del>-03193</del> |
| -03193            | -11401            |
| -03889            | -02932            |
| -02374            | -02952            |



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

July 25, 1995

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

RE: Notice of Claims to Water Rights

Richard Murray  
McCutchen, Doyle, Brown & Enersen  
Three Embarcadero Center  
San Francisco, CA 94111-4066

Dear Mr. Murray:

I received your letter dated July 12, 1995, and the copies of letters and claims you wished me to investigate on July 18th. I have just completed my review of these claims and the map of the farm, which was prepared by James A. Knecht, that you had submitted along with the claims in November of 1988.

I used the map of the farm to obtain the legal description of the entire place and searched our existing water right records and also our SRBA (Snake River Basin Adjudication) records to make sure all rights were claimed in the SRBA. I found only one water right which has not been claimed in the SRBA which you had also addressed in your letter. Enclosed you will find a claim for Rt. 65-11401 which you should complete and return to this office. You may change the claimant's name, insert a description of diverting works, and a consumptive use volume as you did previously with the other Cruzen Ranch claims, then have the partners sign the claim in the presence of a notary public. Please be advised that you were correct in using 2.0 acre feet per acre for the consumptive use volume for the area of these claims.

During my research of the files, I found two claims have had an ownership change on them. Claims A65-02098 and A65-09425 are now in the name of Michael and Naomi Simmons. These claims were for irrigation and domestic use within the NE $\frac{1}{4}$ , Sec. 30, Twp. 17N, Rge. 3E. We have, in our files, a copy of a warranty deed from Mr. Cruzen to the Simmons dated March 1, 1982, which allowed us to update the ownership of these rights. You should also be aware that these lands were not shown as part of the ranch on the map submitted in November of 1988.

I found that we have some confusion regarding Claims A65-02952 and A65-02952. We have the claims submitted by Cruzen Ranch in our files, which also identify Warren H. and Jayne J. Brown as claimants. We have a copy of an assignment of permit form wherein Warren and Jayne Brown assigned the rights to Diane B. DeBoer. We then have signed and notarized claim forms in our files, submitted by Ms. DeBoer. Claim No. A65-02932 is in the names of Edward A.

RECEIVED  
OCT 18 1995

Cruzen or Diane B. DeBoer and Claim A65-02952 is in the names of Estate of Edward A. Cruzen or Diane B. DeBoer. Enclosed for your information are copies of the claims as they are now recorded. What is Ms. DeBoer's relationship to the Cruzen Ranch? Does she own some of the lands covered under these claims or is the storage facility (Brown's Pond) on lands owned by Ms. DeBoer? Please let us know if there is a problem in regard to the ownership of these claims.

I am returning to you the copies of all the claims you sent to me with your letter of July 12th. I am also enclosing profile reports of each of the claims that I found to be entered under the name of Cruzen Ranch in the SRBA. If I can be of further assistance to you in regard to the claims filed in the SRBA, please do not hesitate to contact me.

Sincerely,



KAY WALKER  
Sr. Water Resource Agent  
Adjudication Bureau

KW:k  
Enclosures

MICROFILMED  
OCT 18 1996

**MCCUTCHEN, DOYLE, BROWN & ENERSEN**

SAN FRANCISCO

LOS ANGELES

SAN JOSE

WALNUT CREEK

MENLO PARK

COUNSELORS AT LAW

THREE EMBARCADERO CENTER

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AFFILIATED OFFICES

BANGKOK

BEIJING

SHANGHAI

DIRECT DIAL NUMBER

(415) 393-2150

INTERNET

murray@mdbe.com

July 12, 1995

**RECEIVED**

**JUL 18 1995**

**WATER RESOURCES  
WESTERN REGION**

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Ms. Kay Walker  
Adjudication Bureau  
Idaho Department of Water Resources  
Western Region  
2736 Airport Way  
Boise, Idaho 83705

**Cruzen Ranch  
Water Rights Claims  
Snake River Basin Adjudication**

Dear Ms. Walker:

As I mentioned to you yesterday over the phone, my wife Deborah Cruzen Murray is a partner (along with her sister, Carrick Cruzen McLaughlin) in the Cruzen Ranch, near Donnelly, Idaho. Having been advised of the pending Snake River Basin adjudication, the partners in the Cruzen Ranch wish to make sure that the water rights of the Ranch are in order, and are properly listed in the abstract of claims compiled for the adjudication.

Many years ago my wife's father, Edward Cruzen (now deceased) filed the appropriate claims which presumably were adjudicated in the 1970's in the Payette Watershed Adjudication.

On September 1, 1988, Ms. Linda A. Warren of your office wrote Carrick McLaughlin forwarding copies of the notices of claim earlier filed by Mr. Cruzen and requesting additional information (copy enclosed). On November 10, 1988 I wrote to Ms. Jan Shurte enclosing copies of the claims with that additional information. Copies of that letter and of the claims are enclosed. Their numbers are as follows:

A65-03186  
A65-03187  
A65-03188  
A65-03189  
A65-03190

**MICROFILMED  
OCT 18 1996**

Ms. Kay Walker

July 12, 1995

Page 2

A65-03191  
A65-03192  
A65-02932  
A65-02708  
A65-02952  
A65-03193  
A65-03889  
A65-02483  
A65-09425  
A65-02374  
A65-02356  
A65-02098

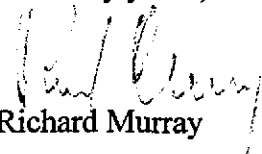
In addition, I note water right number 65-11401 in the name of Edward A. Cruzen (abstract enclosed) which was not listed on any of the claim forms sent me by Ms. Warren.

I understand that you will check the records in order to confirm for us that the claims of the Cruzen Ranch are in order and that they are listed as recognized water rights in the records of the Department and for purposes of the SRB adjudication.

For your convenience I enclose an additional copy of this letter on which you may, if you wish, reply, together with a stamped, self-addressed envelope.

Thank you very much for your help.

Sincerely yours,

  
Richard Murray

cc: Mrs. McLaughlin (w/o claim forms)

**MICROFILMED**  
**OCT 18 1996**



State of Idaho  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

September 1, 1988

RECEIVED

Carrick Cruzen McLaughlin  
3404 Clay St.  
San Francisco, CA 94118

JUL 18 1995

WATER RESOURCES  
WESTERN REGION

Dear Ms. McLaughlin:

Enclosed are copies of the Notice of Claim as previously filed by your father. I have underlined the missing information which should be filled in. All the claims should have these items included. In the case of Item No. 5, claims 3186 and 3187 and 3189-3192, a more complete description would be appreciated.

You will also find some blank claim forms. Form No. 42-1409(2)b is for domestic use and the other forms are for the irrigation uses.

If I can be of further assistance to you, please don't hesitate to contact me.

Sincerely,

*Linda A. Werner*

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

LW:lh.  
Enclosures

MICROFILMED  
OCT 18 1990

McCUTCHEN, DOYLE, BROWN & ENERSEN

COUNSELORS AT LAW

SAN JOSE  
WALNUT CREEK  
WASHINGTON, D.C.  
SHANGHAI  
TAIPEI

THREE EMBARCADERO CENTER  
SAN FRANCISCO, CALIFORNIA 94111  
TELEPHONE (415) 393-2000

SAN FRANCISCO OFFICE  
TELEX 340817 MACPAG SFO  
FACSIMILE GI, II AND III  
(415) 393-2286

November 10, 1988

REGISTERED U.S. MAIL

Ms. Jan Shurte  
Water Rights Supervisor  
Adjudication Bureau  
Idaho Department of Water Resources  
Western Region  
2736 Airport Way  
Boise, Idaho 83705

*No J. 11/12/88*

Idaho Department of Water Resources  
Regional Office

Cruzen Ranch

Dear Ms. Shurte:

Enclosed are the original notices of claim for water rights for the Cruzen Ranch signed by Deborah Cruzen Murray and Carrick Cruzen McLaughlin, the surviving general partners of the Cruzen Ranch. We should very much appreciate your reviewing these forms and advising me if they are in any way incomplete. As you see, we have used the partially completed notices sent to us by Ms. Werner in September, with such changes and additions necessary to complete them. We bring to your attention the following points keyed to the item numbers of the notices.

1. Claim is made on behalf of Cruzen Ranch, an Idaho General Partnership, which is the owner of the lands to which the water rights pertain.

5. We have completed the description of the diverting works.

8. As instructed we have calculated the consumptive use on the basis of 2 A.F.A. in Township 17 N. R.3 E. Please advise if this is incorrect.

13. As agreed, under item 13, other water rights used, we have cross-referenced, on Notice A65-03186 only, the other water rights (by identification number) of the Cruzen Ranch, with cross-references to Notice A-65-03186 in the remaining notices.

MICROFILMED

SEP 22 1992

Ms. Jan Shurte  
November 10, 1988  
Page Two

6. We have attached a map of the Cruzen Ranch, with the Ranch property outlined in yellow. The map was prepared by the Valley County ASCS Office, and forwarded to us with James A. Knecht's letter for October 13, 1988. We understand that this map will be acceptable as the "Map of Project."

We have been advised by Art Bollar that the three claims you sent us for the Lake Irrigation District (Nos. A 15-03218, 03219X and 03219A) have been completed and filed by Dr. Harold Nokes, Chairman of the Board of that district. If anything further is required, please let us know.

Thank you very much for all of your help.

Sincerely,



Richard Murray

Enclosures

MICROFILMED  
SEP 22 1992



United States  
Department of  
Agriculture

Agricultural  
Stabilization and  
Conservation Service

Valley County ASCS Office  
Box 337  
Donnelly, Idaho 83615

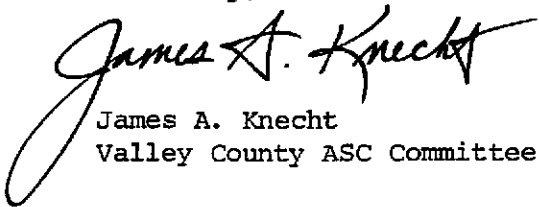
October 13, 1988

Cruzen Ranch  
C/O Mrs. Richard Murray  
Box 1780  
Ross, California 94957

Dear Mrs. Murray,

Enclosed is a photocopied map of your father's ranch. I hope that this will be sufficient for your purposes. My appologies for not having the aerial photograph ordered for you as of this time. It is a very busy time of year for us. I will be working on getting you the photograph of the ranch as soon as possible. Thank you for your patience.

Sincerely,

  
James A. Knecht  
Valley County ASC Committee

*See map  
in A65-03186-  
KW  
11/25/95*

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS ABSTRACT

| RIGHT<br>NUMBER         | NAME AND<br>ADDRESS                                                                            | PRIORITY<br>DATE | USE        | USE PERIOD<br>FROM TO | MAX AMOUNT<br>MAX RATE | DIVERSION<br>POINT    | PLACE OF USE<br>AND ACREAGE                                                                                              | BASIS FOR<br>RIGHT |
|-------------------------|------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|------------------------|-----------------------|--------------------------------------------------------------------------------------------------------------------------|--------------------|
| SOURCE: LAKE FORK CREEK |                                                                                                |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3191                 | CRUZEN, EDWARD A.<br>DONNELLY ID 83615                                                         | 11-13-1918       | IRRIGATION | 05-01 09-15           | 4.80 CFS               | SENE S03<br>T17N R03E | NENW(35) NWNW(38) DEGREE<br>SWNW(39) SENW(25)<br>NESW(15) NWSW(39)<br>SWSW(38) SESW(15)<br>S20 T17N R03E<br>* 244 ACRES* |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2483 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.  |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3183                 | PLATT, CARL D.<br>PLATT, MARY F.<br>BOX 73<br>DONNELLY ID 83615                                | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.00 CFS               | SENE S03<br>T17N R03E | NESE(29) NWSE(27) DEGREE<br>SWSE(10) SESE(35)<br>S17 T16N R03E<br>* 101 ACRES*                                           |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2398X SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-3185                 | ELD, LARRY<br>3016 COVINA CIRCLE<br>BOISE ID 83704                                             | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.00 CFS               | SENE S03<br>T17N R03E | NWNE(39) SWNE(40) DEGREE<br>SENE(27)<br>S17 T16N R03E<br>* 106 ACRES*                                                    |                    |
|                         | REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2399 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.  |                  |            |                       |                        |                       |                                                                                                                          |                    |
| 65-2192                 | CRUZEN, EDWARD A.<br>DONNELLY ID 83615                                                         | 11-29-1918       | IRRIGATION | 05-01 09-15           | 2.50 CFS               | SENE S03<br>T17N R03E | NENE(25) NWNE(38) DEGREE<br>SWNE(37) SENE(31)<br>S21 T17N R03E<br>* 131 ACRES*                                           |                    |
|                         | REMARK: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.   |                  |            |                       |                        |                       |                                                                                                                          |                    |

\*INDICATES TOTAL\*

RECEIVED

FILE

FEB 12 1987

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO

APR 07 1986

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

Department of Water Resources

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

Civil No. 3667

ORDER AND PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b)

*Helma R. Kolzig*

The foregoing Stipulation, of Lake Irrigation District, Edward A. Cruzen and the Department of Water Resources, having come duly and regularly before the Court and good cause appearing therefore,

IT IS ORDERED AND DECREED that the water rights, priority dates, uses, periods of use, quantification of rights, diversion points, places of use and basis of claim identified in Exhibit A attached hereto and incorporated herein by reference are adopted by this Court, and the Proposed Finding of Water Rights in the Payette River Drainage Basin (hereinafter "Proposed Finding") shall be amended accordingly. Some of the rights listed in Exhibit A were previously decreed by the court in its judgment of January 21, 1986. They are included here to provide a complete listing of all rights on Lake Fork Creek. Claim No. 65-10095, a reserved right claimed by the Forest Service, is not included because the State of Idaho and the United States are currently planning to become engaged in negotiations concerning federal reserved water right claims.

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED

FEB 24 1987

Department of Water Resources

COMPARED \_\_\_\_\_  
INDEXED - DIRECT \_\_\_\_\_  
INDEXED - INDIRECT \_\_\_\_\_

filed by Lake Irrigation District and Edward A. Cruzen against the water rights adopted by this Court in the preceeding paragraph are dismissed with prejudice.

IT IS FURTHER ORDERED AND DECREED that the Proposed Finding of Fact No. 10 and Conclusion of Law No. 6 as set out in the foregoing Stipulation and Finding of Fact No. 4 and Conclusion of Law No. 3 as set out in Exhibit B of the foregoing Stipulation are amended by said Stipulation.

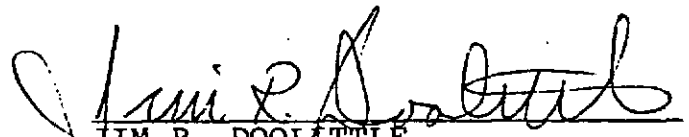
IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo and Tyee Creeks and other less distinctive sources between the old site of the gauging station and the present site, unless modified by order of this Court due to changes in the measured flows.

IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K, reference may be made to the decree of Paul Michelson et al v. M. H. Williams et al (7th Judicial District, Valley County, 1928) for a period of five years following the date of this order, to answer questions arising as to the distribution of water rights listed in Exhibit A. The director of the Department of Water Resources, pursuant to his authority under Chapter 6, Title 42, Idaho Code, will initially

determine any distribution questions. The elements of the Michelson decree that are used in any orders or instructions to the watermaster during this five year term shall be made a permanent part of the water district file for Lake Fork Creek and shall be considered by the director in any future orders or instructions to the watermaster.

IT IS FURTHER ORDERED AND DECREED that jurisdiction is reserved by the Court, upon 10 days notice to the parties hereunto, to make corrections of clerical errors, inadvertences or omissions in the listing of water rights of Exhibit A to the foregoing Stipulation, and the reservation of jurisdiction for this purpose will date one year from the date of this Order.

DATED this 28<sup>th</sup> day of March, 1986.

  
JIM R. DOOLITTLE  
DISTRICT JUDGE

54(b) Certificate

With respect to the issues determined by the above judgment, it is hereby CERTIFIED, in accordance with the Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does direct that the above partial decree shall be a final judgment upon which execution may issue and appeal may be taken as provided by the Idaho Appellate Rules.

STATE OF IDAHO )  
County of Gem ) ss.

DATED this 28<sup>th</sup> day of March, 1986.

I certify that the foregoing  
is a true and correct copy  
of the original on file in  
this office.

DATED 3-5-87  
Thelma R. Kolodziej, Clerk

  
JIM R. DOOLITTLE  
District Judge

By: loc ORDER AND PARTIAL DECREE, Page 3