

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

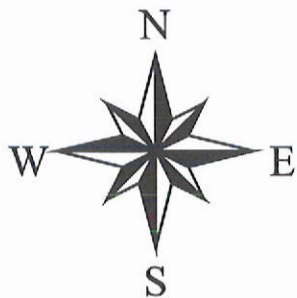
T13N R04E

WATER RIGHT(S): 65-06799

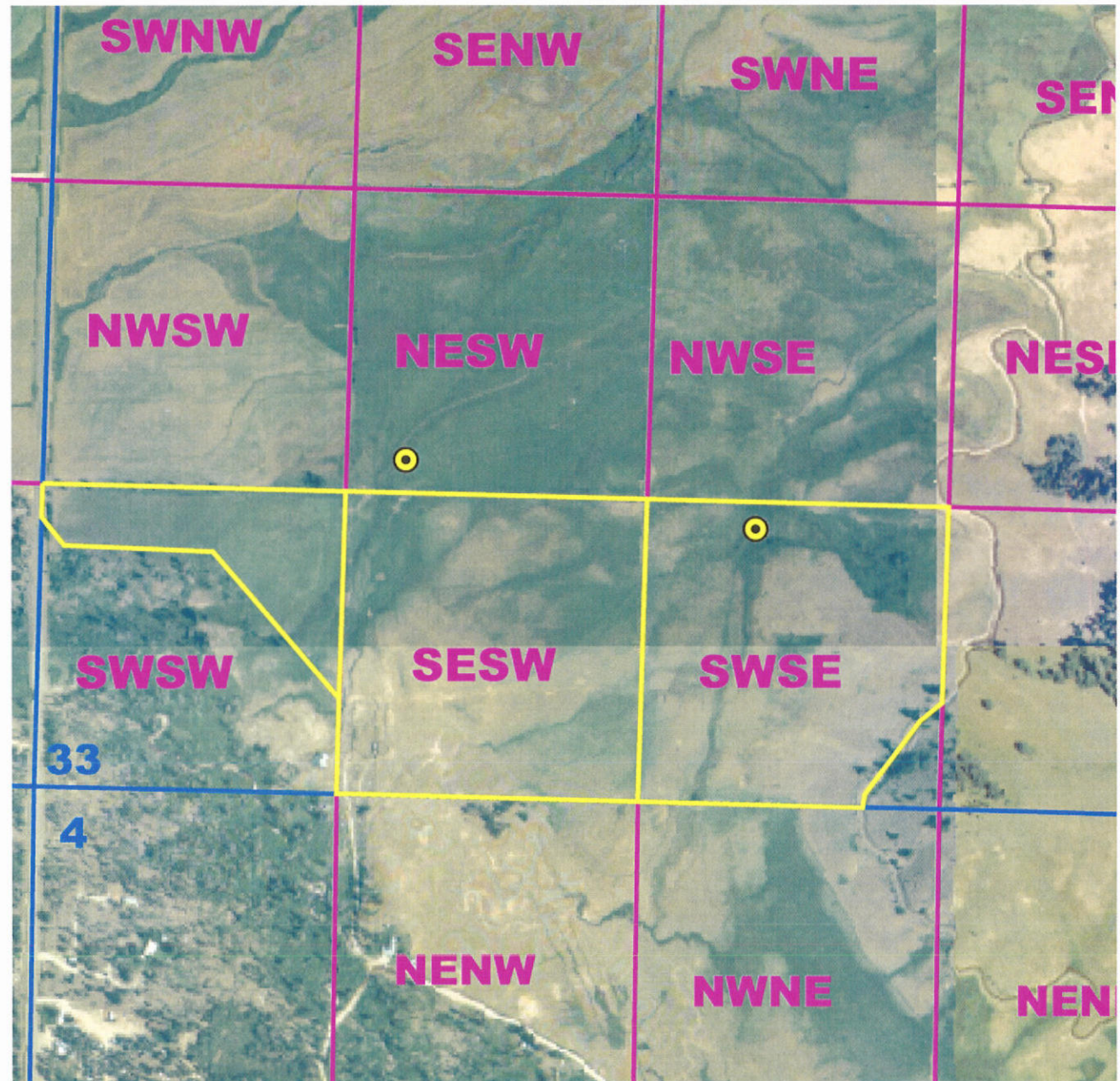
OWNER(S): FRED MUSULMAN

PREPARED BY SCOTT VAN HOFF
25 JUNE 1999

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



NAPP 1987



0

0.5 Miles



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: **A65-06799**
Date Received: 11/10/1988
Receipt No: X999999
Received By: _____

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

1. Name: FRED MUSULMAN 818-339-0394
Address: 1066 E EDNA PLACE
COVINA CA 91724
AND
Name: HEATHER MUSULMAN 818-339-0394
Address: 1066 E EDNA PLACE
COVINA CA 91724

2. Date of Priority: APR 1, 1945

3. Source: WASTE WATER Trib. to: CLEAR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	04E	33	NE	SW			VALLEY
			SW	SE			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

AUG 03 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	04E	33	SW	SW		IRR	12.0
			SE	SW		IRR	20.0
			SW	SE		IRR	10.0
						Section Acres	42.0
						Total Acres	42.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3882 & 65-3879 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY LH 1/11/94.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

MICROFILMED

AUG 03 1994

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 03 1994

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 19 1999

Department of Water Resources

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

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

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

Water right number: 65-06799

FRED MUSULMAN
HEATHER MUSULMAN
1066 E EDNA PL
COVINA CA 91724

RECEIVED

OCT 20 1999

WATER RESOURCES
WESTERN REGION

Daytime Telephone Number: 626-339-0394
Evening Telephone Number: 626-919-8952

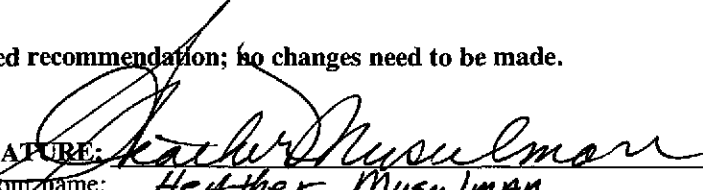
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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

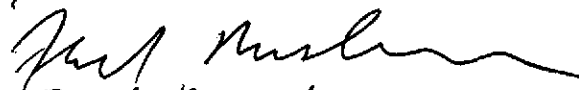
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 10/13/99

SIGNATURE: 

Please print your name: Heather Musulman


Fred Musulman

AJ0749NP
No. R65-06799

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

DATE: 06/28/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED MUSULMAN	04/01/1945	IRRIGATION	04-15 10-15	0.84 CFS	
C	HEATHER MUSULMAN					
	1066 E EDNA PLACE					
	COVINA CA 91724			TOTAL DIVERSION:	0.84 CFS	
	(818) 339-0394					

Water Source: WASTE WATER

Tributary to: CLEAR CREEK

Stage: DECREED

Point(s) of Diversion:

T13N R04E S33

NESW

SWSE

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
13N	04E	33	:											12	20					10	42.0
																			TOTAL ACRES	42.0	

POU County: VALLEY

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 65-3879 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF .84 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 65-3879 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 42 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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

WESTERN REGION

OWNER (S): Fred My Sullivan

CLAIM NUMBERS: 65-06799 _____

AGENT: Scott Van Hoff DATE 6-25-99

RIGHT NO					NE				NW				SW				SE			
	TSP	RNG	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
65-06799	132	4E	33												12	20			10	
P.O.D.	TOWNSHIP				RANGE				SEC.				SOURCE							

<u>13N</u>	<u>4E</u>	<u>33 NESW</u>	<u>Waste Water</u>
<u>13N</u>	<u>4E</u>	<u>33 SWSE</u>	<u>Waste Water</u>

POLYGON CREATED ON 327

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

ATTRIBUTES OF B65-POU.SHP (210)() () () () ()

ATTRIBUTES OF B65-POD.SHP (210) (211) () () ()
 RESW SWSE

 B65-DBPOU.DBF UPDATED BY sdvh

 B65-DBPOD.DBF UPDATED BY sdvh

NOTES:

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T13N R04E

WATER RIGHT(S): 65-06799

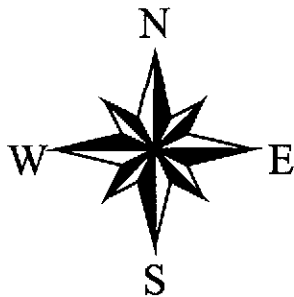
OWNER(S): FRED MUSULMAN

PREPARED BY SCOTT VAN HOFF
25 JUNE 1999

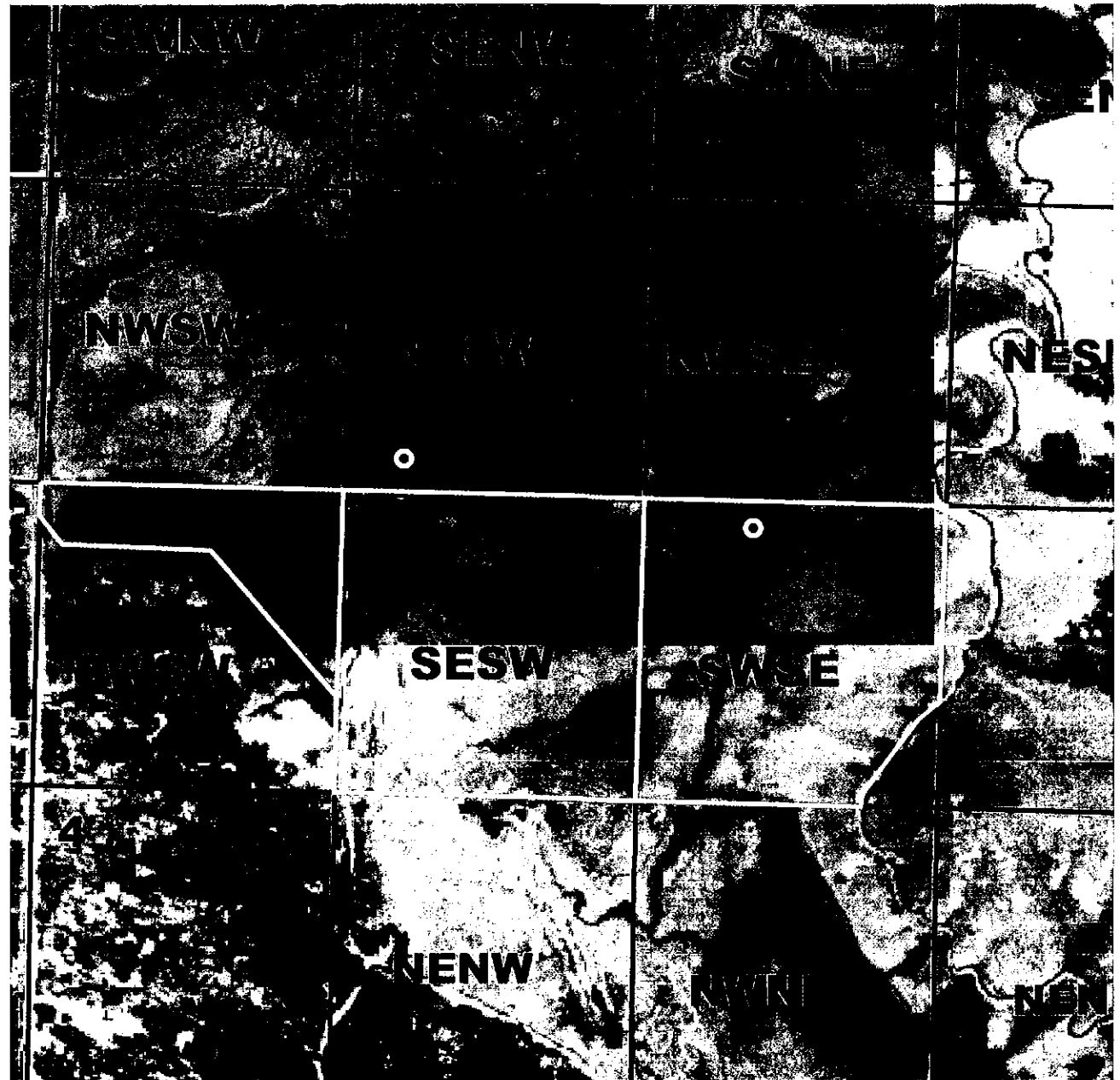
⊙ POINT OF DIVERSION
PLACE OF USE

▬ SECTION LINES

▬ QUARTER SECTION LINES



NAPP 1987



INDICATES TOTAL

SOURCE: WASTE WATER

TRIBUTARY TO: CLEAR CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-10390	DOUBLE E RANCH, INC. C/O WILLIAM DAVID EVANS, PRES., 5025 CHEYENNE, BOISE, IDAHO 83705 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10388 & 65-10389 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE FOR IRRIGATION NOR MORE THAN .07 CFS NOR 4.1 AFA FOR STOCKWATER.	4/ 1/1926	IRRIGATION	4/15 10/15	--- AFA 2.72 CFS	NWNE S 9 T11N R 4E SWNE S 9 T11N R 4E SESW S 9 T11N R 4E NESW S 9 T11N R 4E	NWNE(5) NEAN(40) SWNW(17) SENW(35) NESW(21) NWSW(12) SESW(6) S 9 T11N R 4E *136*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	4.10 AFA .07 CFS *---*AFA *2.79*CFS		SAME AS OTHER USE	
65-6799	BINGMAN, JAMES L. STAR ROUTE, CASCADE, IDAHO 83611 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3882 & 65-3879 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1945	IRRIGATION	4/15 10/15	--- AFA .84 CFS	NESW S33 T13N R 4E SWSE S33 T13N R 4E	SWSW(12) SESW(20) SWSE(10) S33 T13N R 4E *42*	BENEFICIAL USE
65-6797	BINGMAN, JAMES L. STAR ROUTE, CASCADE, IDAHO 83611 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3879 & 65-3882 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCES FOR THIS RIGHT ARE WASTE WATER & SPRINGS.	4/ 1/1958	IRRIGATION	4/15 10/15	--- AFA 1.00 CFS	NENE S 4 T12N R 4E	LOT 2(37) LOT 3(24) S 4 T12N R 4E *61*	BENEFICIAL USE
65-8722	NITZEL, ALFRED C. & NITZEL, CHARLENE E. BOX 324, CASCADE, IDAHO 83611	1/ 1/1964	IRRIGATION	4/15 10/15	--- AFA .24 CFS	SWNE S 4 T12N R 4E	SWNE(12) S 4 T12N R 4E *12*	BENEFICIAL USE

INDICATES TOTAL

SOURCE: WASTE WATER

TRIBUTARY TO: CORRAL CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-8527	PEARL KENNEDY ESTATE & KENNEDY, HUGH C/O IDAHO FIRST NAT'L BANK, TRUST DEPT., BOX 7928, BOISE, IDAHO 83707 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-8531, 65-2447, 65-8529 & 65-2883X SHALL PROVIDE NO MORE THAN .02	4/12/1951	IRRIGATION	4/15 10/15	--- AFA .82 CFS	NWNW S21 T13N R 4E	NENW(8) NWNW(10) SWNW(23) S21 T13N R 4E *41*	BENEFICIAL USE

RECEIVED
NOV 14 1972

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.

MAP NO.

NOV 14 1975

14 1973
Department of Water Administration

Notice is hereby given that James L. Ringman

NAME OF CLAIMANT

Star Route, Cascade, Idaho

836 (1)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River,

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) April 1, 1945

- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Drown water west

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.
(Both Dates Inclusive)

Use 84 Irrigation 126
(Domestic, irrigation, stock, etc.)

Period of Use From April 15 To Oct. 9
(Mo., Day) (Mo., Day)

Use _____ (Domestic, irrigation, stock, etc.)

Period of Use From _____ To _____
(Mo., Day) (Mo., Day)

Use _____ (Domestic, irrigation, stock, etc.)

Period of Use From _____ To _____
(Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: .84 Cubic Feet Per Second, or 126 A.F. Acre Feet Per Annum,
and/or Gals. Per Minute.

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. NE 1/4 SW 1/4
Sec. 33 Twp. 13 N Rge. 4 E, B.M.; additional points: SW 1/4 Sec. 33,
T. 13 N. R. 4 E

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities: be as specific as possible Gravity ditch

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 42.0

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

- (7) Effluent, sewage waste, or return water from this use is discharged into:

- (B) - If you are claiming water as a member of an organization, list name of organization.

- (9) Remarks Supplemental to water taken from Alpha Ditch Company

- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

- ☐ B) Right decreed by court, cite title of case.

- ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

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

Individual

James L. Bingman
(Signature of Claimant)

(Signature of Claimant)

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 14 day of November, in the year 1973, before me

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 1
GENERAL INFORMATION

485
CLAIM NUMBER: A65-06799

LAST: BINGMAN
ADDRESS: HC 71 BOX 2242
CITY: CASCADE
PHONE NUMBER: 208-382-4562

FIRST: JAMES L
STATE: ID ZIP: 83611

OWNER CODE: 0

LAST: BINGMAN
ADDRESS: HC 71 BOX 2242
CITY: CASCADE
PHONE NUMBER: 208-382-4562

FIRST: BETTY L
STATE: ID ZIP: 83611

OWNER CODE: 0

LAST: MUSULMAN
ADDRESS: 1066 E EDNA PLACE
CITY: COVINA
PHONE NUMBER: 818-339-0394

FIRST: FRED
STATE: CA ZIP: 91724

OWNER CODE: C

LAST: MUSULMAN
ADDRESS: 1066 E EDNA PLACE
CITY: COVINA
PHONE NUMBER: 818-339-0394

FIRST: HEATHER
STATE: CA ZIP: 91724

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3882 & 65-3879 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY LH 1/11/94.

PAGE: 2
FIELD EXAMINATION INFORMATION

486
CLAIM NUMBER: A65-06799

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-06799 PRIORITY DATE: 04-01-1945 STAGE: D

B. WR RECORD: # 65-06799 PRIORITY DATE: 04-01-1945 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☐) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☐) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A(☐) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

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RECOMMENDED PRIORITY DATE:

04-01-1945

REVIEWED BY

DATE

6-25-99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-06799	13N	04E	33		NE	SW			VALLEY		
A65-06799	13N	04E	33		SW	SE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: WASTE WATER

TRIB: CLEAR CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-06799	13N	04E	33		NE	SW			VALLEY		
65-06799	13N	04E	33		SW	SE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: WASTE WATER

TRIB: CLEAR CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

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

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

=====

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
13N	04E	33		NE	SW			VALLEY		
13N	04E	33		SW	SE			VALLEY		
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

SOURCE: WASTE WATER

TRIB: CLEAR CREEK

REVIEWED BY:

DATE:

=====

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

A. ROOT WATER RIGHT NUMBERS: A65-06799

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	04E	33	SW	SW		MUSULMAN, FRED	A65-06799 / 12.0	65-06799 / 12.0	30.0		12
			SW	SW		ALPHA DITCH CO	A65-03879 / 19.0	65-03879 / 19.0			
13N	04E	33	SE	SW		MUSULMAN, FRED	A65-06799 / 20.0	65-06799 / 20.0	41.0		20
			SE	SW		ALPHA DITCH CO	A65-03879 / 40.0	65-03879 / 40.0			
			SE	SW		MUSULMAN, FRED	A65-06800 /	65-06800 /			
			SE	SW		MUSULMAN, FRED	65-06800 /	- /			
13N	04E	33	SW	SE		MUSULMAN, FRED	A65-06799 / 10.0	65-06799 / 10.0	39.0		10
			SW	SE		ALPHA DITCH CO	A65-03879 / 16.0	65-03879 / 16.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-06799 42.00 42.00 110.00

POU COUNTY: VALLEY

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-06799	WASTE WATER	MUSULMAN, FRED	0.840	0.020		
A65-03879	CLEAR CREEK	ALPHA DITCH CO	14.000	0.007		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-06800	DOMESTIC	MUSULMAN, FRED	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
65-06800	DOMESTIC	MUSULMAN, FRED	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☐) Y(☒) N(☐)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

PAGE: 8

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CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; (X) TOPOGRAPHIC QUAD, IDWR NO. _____;

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 42 N/A()

REVIEWED BY: SOH DATE: 6-28-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-06799 IRRIGATION	FROM 04-15 TO 10-15	0.840 CFS	
TOTAL DIVERSION RATE/VOLUME		0.840 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-06799 IRRIGATION	FROM 04-15 TO 10-15	0.840 CFS	
TOTAL DIVERSION RATE/VOLUME		0.840 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: 10

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

494

CLAIM NUMBER: A65-06799

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.840 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.840 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

PAGE: 12
DIVERSION AMOUNT REVIEW SHEET CONTINUED

496
CLAIM NUMBER: A65-06799

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION	04-15	10-15	DATABASE 0.840	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.840	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: SVH

DATE: 6-28-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-06799

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	0.840		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-06799	0.840	-		65-06799	0.840
TOTAL CFS		0.840				0.840

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 16
QUICKLOOK INFORMATION

500
CLAIM NUMBER: A65-06799

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

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:26:08
05/12/99
501

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-06799

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																								
C	FRED MUSULMAN	04/01/1945	IRRIGATION	04-15 10-15	0.84 CFS																									
C	HEATHER MUSULMAN																													
TOTAL DIVERSION:					0.84 CFS																									
Water Source: WASTE WATER		Tributary to: CLEAR CREEK			Stage: DECREED																									
Point(s) of Diversion:		T13N R04E S33	NESW	SWSE	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	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
---	---	---	:	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---
13N	04E	33	:								:										:									

POU County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS ~~65-3879~~ & 65-3879 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY LH 1/11/94.

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

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



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

JAN 10 1994

Please print or type
(see instructions on back of page)

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range See ATTACHED
 Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A65-06800, A65-06799, A65-06798
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): JAMES L. BINGMAN - 208-382-4562
18 ATKIN LANE
CASCADE, IDAHO
- ☐ New Owner/Claimant (Purchaser): Fred & Heather Musulman
- ☐ New Mailing Address: 1066 E. EDNA PLACE
COVINA, CA 91724
- ☐ New Telephone Number: (818) 339-0394
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: WARRANTY DEED

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

- ☐ Signature of New Owner/Claimant(s): [Signature] Date 1/5/94
- ☐ Signature of Former Owner/Claimant(s): [Signature] Date 1/5/94
- ☐ Signature of Former Owner/Claimant(s): Ala Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-11-94 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1-11-94 By: [Signature]

Claim Numbers of Split, if any:

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AUG 03 1994

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

We hereby certify we have read and approved of this document

CORRECTED
WARRANTY DEED

For Value Received, James L. Bingman and Betty L. Bingman,
husband and wife
the Grantors, do hereby grant, bargain, sell and convey unto
Alfred A. Musulman and Heather R. Musulman,
husband and wife
whose address is: 1124 S. Cajon, West Covina, Ca. 91791
the grantee, the following described premises, to-wit:

See attached legal as Exhibit "A"

This Deed is being recorded to clarify the legal description on
that certain Warranty Deed Recorded as Instrument No. 198040, in
the office of the Recorder of Valley County, Idaho, for parcels 2, 3, & 4.

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 1993 taxes and
assessments and that they will warrant and defend the same from all
lawful claims whatsoever.

***All other easements terms & conditions of Instrument No. 198040 shall remain in effect.
All reference to Parcel 1 regarding the Ag. Rdwy easement are hereby changed to Parcel 2.

Dated: 1/9/93

James L. Bingman
James L. Bingman

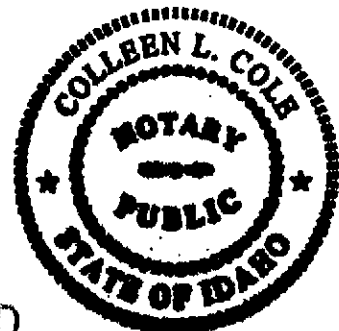
Betty L. Bingman
Betty L. Bingman

State of Idaho)
County of Valley) ss

On the 19th day of November, 1993 before me,

Colleen L. Cole
a notary public in and for said State, personally appeared
James L. Bingman and Betty L. Bingman known to me to be the persons
whose names are subscribed to the within instrument, and
acknowledged to me that they executed the same.

Colleen L. Cole
Notary Public
Coeur d'Alene, Idaho
Commission Expires: 6/6/99



MICROFILMED
AUG 03 1994

Commission Expires: 6-6-99

FODREA LAND SURVEYS

P.O. BOX 188, CASCADE, IDAHO 83611

PHONE (208) 382-4695

146.40 Acre Parcel

A parcel of land being the S1/2 of the SE1/4 and a portion of the SE1/4 of the SW1/4 of Section 33, T. 13 N., R. 4 E., B.M., and a portion of Government Lot 3, of Section 4, T. 12 N., R. 4 E., Valley County, Idaho, more particularly described as follows:

Commencing at the 1/4 corner common to said Sections 33 and 4, a brass cap monument, C.P.F. Inst. 165645, corner records of said Valley County, being the **TRUE POINT OF BEGINNING**.

Thence a bearing of S 0° 36' 03" E, a distance of 1335.71 feet (record S 0° 08' 10" E, 1335.71') on the east boundary of said Government Lot 3 as described, Book 1, page 64, survey records of said Valley County to a found 5/8 inch rebar on the north boundary of a 50 foot wide roadway easement as described, Book 5, page 3, plat records of said Valley County; Thence a bearing of N 45° 06' 39" W, a distance of 193.44 feet (record N 44° 08' W) on said easement boundary to a found 1/2 inch rebar; Thence a bearing of N 54° 15' 57" W, a distance of 146.81 feet (record N 53° 17' W, 146.95') on said easement boundary to a found 1/2 inch rebar; Thence a bearing of N 60° 14' 58" W, a distance of 327.69 feet (record N 59° 17' W 327.71') on said easement boundary to a found 1/2 inch rebar; Thence a bearing of N 67° 38' 12" W, a distance of 511.23 feet (record N 66° 38' W, 512.26') on said easement boundary to a set 5/8 inch rebar; Thence a bearing of N 76° 30' 56" W, a distance of 115.84 feet (record N 75° 38' W, 115.71') on said easement boundary to a set 5/8 inch rebar; Thence a bearing of N 58° 39' 14" W, a distance of 98.27 feet to a set 5/8 inch rebar; Thence a bearing of N 17° 49' 33" W, a distance of 56.07 feet to a set 5/8 inch rebar; Thence a bearing of N 1° 58' 41" E, a distance of 299.91 feet to a set 5/8 inch rebar; Thence a bearing of N 7° 39' 09" W, a distance of 334.22 feet to a point on the section line common to said Sections 33 and 4; Thence a bearing of N 7° 39' 09" W, a distance of 172.54 feet to a set 5/8 inch rebar; Thence a bearing of N 2° 11' 23" W, a distance of 334.64 feet to a set 5/8 inch rebar; Thence a bearing of N 1° 49' 04" E, a distance of 782.53 feet to a set 5/8 inch rebar; Thence a bearing of N 7° 21' 07" E, a distance of 41.88 feet to a set 5/8 inch rebar on the north boundary of said SE1/4 of the SW1/4 of Section 33; Thence a bearing of S 89° 47' 51" E, a distance of 1264.33 feet on said north boundary to a set 5/8 inch rebar marking the C-S 1/16 corner of said Section 33; Thence a bearing of S 89° 56' 26" E, a distance of 2648.98 feet on the north boundary of said S1/2 of the SE1/4 of Section 33 to a set 5/8 inch rebar marking the S 1/16 corner common to said Section 33 and Section 34; Thence a bearing of S 0° 32' 49" W, a distance of 1328.15 feet on the east boundary of said Section 33 to a brass cap monument marking the southeast

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AUG 03 1994

corner of said Section 33, C.P.F. Inst. 158946, corner records of said Valley County; Thence a bearing of N 90° 00' 00" W, a distance of 2647.65 feet on the south boundary of said Section 33 to the POINT OF BEGINNING.

Said described parcel of land contains 146.40 acres, more-or-less, together with and subject to rights-of-way and easements of record and/or use.



201047

MOUNTAIN TITLE & ESCROW

REQUESTED BY: _____
RECORDED

Dec 22 101 to '93
TYPE: *Deeds*
LELAND
VALLEY COUNTY
BY: *[Signature]*
FEE: *9.00*

NOV 27 9 38 AM '93
TYPE: *Deeds*
LELAND
VALLEY COUNTY
BY: *[Signature]*
FEE: *9.00*

REQUESTED BY: _____
RECORDED

MOUNTAIN TITLE & ESCROW

200408

MICROFILMED

AUG 03 1994

198040

MOUNTAIN TITLE & ESCROW

REQUESTED BY: _____
RECORDED

AUG 11 9 50 AM '94
TYPE: *Warranty Deed*
COUNTY: *Alameda*
FILE NO: *198040*

We hereby certify we have read and
approved of this document.

[Signature]

WARRANTY DEED

FOR VALUE RECEIVED, JAMES L. BINGHAM and BETTY L. BINGHAM, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto ALFRED A. MUSULMAN and HEATHER A. MUSULMAN husband and wife, the Grantees, whose address is 1124 S. Cajon, West Covina, California 91791, the real property described on Exhibit A, attached hereto:

TOGETHER WITH their appurtenances.

RESERVING UNTO THE GRANTORS a perpetual easement for use and maintenance of existing water weirs, pipelines and ditches carrying irrigation water over and across the subject premises to the premises of Grantor situated in the SW 1/4 of the SW 1/4 of Section 33, Township 13 North, Range 4 East, Boise Meridian; and

SUBJECT TO the rights of Alpha Ditch Company in and to the existing water weirs, pipelines and ditches carrying irrigation water over and across the subject premises; and

SUBJECT TO all easements and encumbrances of record;

TOGETHER WITH an easement for agricultural roadway purposes over and across that portion of Government Lot 3 owned by Grantors, which is adjacent to the West boundary of Parcel I. Such easement shall be for the benefit of Parcel I

WARRANTY DEED - 1

RECEIVED

JAN 10 1994

WATER RESOURCES
WESTERN REGION

PROFILMED

AUG 03 1994

and shall be located ten (10) feet on either side of the center of an existing road which runs along the Western edge of Parcel I within Government Lot 3 and the West boundary of the SE 1/4 of the SW 1/4 of Section 33, T. 13 N., R. 4 E., B.M. to the Northwest corner of said SE 1/4, SW 1/4.

The easement shall be only over that portion of said road commencing at a point near the intersection of said road with Atkin Lane where an existing metal gate is situated (an approximate point of reference being the point of termination of the call described as S. 58 degrees 39 minutes 14 seconds E. 98.27 feet on Fodrea Land Surveys Job # 93004, dated May, 1993), running thence along said road to a point that is approximately sixty feet (60') South of the township line between Township 12 North and Township 13 North.

Said easement shall be for the benefit of Grantees and their successors in interest only, for the agricultural purposes of irrigation, crop harvesting and planting, and cattle operations. Said easement shall run with the land so long as the dominant estate is maintained as primarily agricultural. Grantors, their successors in interest and assigns shall continue to have the concurrent use of said road.

TOGETHER WITH a purchaser's interest in 67 1/2 shares of Alpha Ditch Company, which shares shall be held in escrow pending payment in full of the purchase price hereof.

WARRANTY DEED - 2

FILED

AUG 03 1994

TO HAVE AND TO HOLD the said premises; with their improvements and appurtenances, unto the said Grantees, their heirs and assigns, forever. And the 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 save and except those currently of record or plainly visible on the premises; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 10 day of August, 1993.

James L. Bingham
JAMES L. BINGMAN

Betty L. Bingham
BETTY L. BINGMAN

STATE OF IDAHO)
) ss
County of Valley)

On this 10th day of August, 1993, before me, the undersigned, a Notary Public in and for the said State, personally appeared JAMES L. BINGMAN and BETTY L. BINGMAN, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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

William Z. [Signature]
Notary Public for Idaho
Residing at Boise
My Commission Expires 6/6/93

WARRANTY DEED - 3

FILMED

AUG 03 1994

Exhibit A

Parcel 1:
A tract of land situate in Valley County, Idaho, in Section 4, Township 12 North, Range 4 East, B.M.; Beginning at a steel pin which bears N. 71° 19' 55" W., 2284.98 feet from the NE corner of the SW1/4 NE1/4 of Section 4, T. 12 N., R. 4 E., B.M.; thence S. 23° 22' W., 327.22 feet to the center of Clear Creek; thence N. 52° 33' W., along the creek, 338.47 feet; thence N. 34° 39' E., 233.16 feet to a steel pin; thence S. 75° 38' E., 103.60 feet to a steel pin; thence S. 66° 38' E., 180.35 feet to the point of beginning. AKA Lot 1, Block 1, Newell's Subdivision.

Parcel 2:
A parcel of land situate in Valley County, Idaho described as the E1/2 NW1/4 lying northerly of the following traverse, all in Section 4, Township 12 North, Range 4 East, Boise Meridian: Beginning at the NE corner of the SW1/4 NE1/4, Section 4, T. 12N, R. 4 E., B.M.; thence S. 0° 03' E., 392.87 feet to a steel pin; thence S. 77° 36' W., 640.88 feet to a steel pin; thence N. 35° 03' W., 430.45 feet to a steel pin; thence N. 44° 34' W., 409.18 feet to a steel pin; thence N. 50° 38' W., 89.28 feet to a steel pin; thence N. 44° 06' W., 309.20 feet to a steel pin; thence N. 53° 17' W., 146.95 feet to a steel pin; thence N. 59° 17' W., 327.71 feet to a steel pin; thence N. 66° 38' W., 512.26 feet to a steel pin; thence N. 75° 38' W., 115.71 feet to a steel pin; thence West, 214 feet, more or less to the westerly side of the NE1/4 NW1/4.

Parcel 3:
A parcel of land situate in Valley County, Idaho: the SE1/4 of SW1/4 of Section 33 in Township 13 North, Range 4 East, Boise Meridian.

Parcel 4:
A parcel of land situate in Valley County, Idaho: the S 1/2 of SE 1/4, Section 33, Township 13 North, Range 4 East, Boise Meridian.

SAVE AND EXCEPT:

That portion of the following described parcel located in SE 1/4 SW 1/4 of section 33: A parcel of land being a portion of the S1/2 of the SW 1/4 of section 33, T. 13 N., R. 4 E., B.M., Valley County, Idaho, more particularly described as follows:

Commencing at the SW 1/16 corner of said Section 33, a set 5/8 inch rebar, CPF Inst. 181410, corner records of said Valley County, the TRUE POINT OF BEGINNING. Thence a bearing of S 89° 47' 52" E., a distance of 50.13 feet on the North boundary of said S 1/2 of the said SW 1/4 of Section 33 to a set 5/8 inch rebar; Thence a bearing of S 7° 21' 07" W., a distance of 41.88 feet to a set 5/8 inch rebar; Thence a bearing of N 89° 36' 02" W., a distance of 1314.30 feet to a set 5/8 inch rebar on the East right-of-way boundary of State Highway 55; Thence a bearing of N 0° 49' 40" E., a distance of 37.04 feet on said right-of-way boundary to a point on said North boundary of the S 1/2 of the SW 1/4 of Section 33; Thence a bearing of S 89° 47' 52" E., a distance of 1268.96 feet on said North boundary of the S 1/2 of the SW 1/4 of Section 33 to the POINT OF BEGINNING.

SUBJECT TO:

An access easement in Township 13 North, Range 4 East of the Boise Meridian, Section 33: 24 feet wide, directly South of the North boundary and extending 35 feet East of the West boundary of the SE 1/4 SW 1/4 of said Section as shown on Instrument Nos. 126271 and 161364.

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: A65-06799
Date Received: 11/10/1988
Receipt No: X999999
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. BINGMAN 208-382-4562
Address: HC 71 BOX 2242
CASCADE, ID 83611

AND/OR

Name: BETTY L. BINGMAN 208-382-4562
Address: HC 71 BOX 2242
CASCADE, ID 83611

2. Date of Priority: APR 01, 1945

3. Source: WASTE WATER Trib. to: CLEAR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	04E	33	NE	SW			VALLEY
			SW	SE			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-06799

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Date: 01/04/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	04E	33	SW	SW		IRR	12.0
			SE	SW		IRR	20.0
			SW	SE		IRR	10.0
						Section Acres	42.0
						Total Acres	42.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3882 & 65-3879 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Seal

Residing at _____
My Commission Expires _____

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. No.

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

Please type or print clearly:

Name of Claimant(s)

JAMES L. BINGMAN

BETTY L. BINGMAN

Mailing Address
(include Zip Code)

HC 71 Box 2242

CASCADE, IDAHO 83611

Phone Number

(208) 382-4562

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SEP 23 1992

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

RECEIVED

NOV 10 1988

IDENT. NUMBER: 65-06799

DATE RECEIVED: 11/10/88

RECEIPT NO: exempt

RECEIVED BY: -----

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: JAMES L. BINGMAN
ADDRESS: STAR ROUTE 4000
CASCADE, ID 83611
382-4562

2. DATE OF PRIORITY: APR 01, 1945

3. SOURCE: WASTE WATER TRIB. TO: CLEAR CREEK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
13N	04E	33	NE	SW			VALLEY
			SW	SE			VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/15	10/15	0.840		

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

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
13N	04E	33	SW	SW		IRR	12.0
			SE	SW		IRR	20.0
			SW	SE		IRR	10.0

SECTION ACRES 42.0

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DATE: 09/30/88

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10. PLACE OF USE: CONTINUED

TOTAL ACRES 42.0

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3882 & 65-3879 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

VS

A & C CORP., ET AL.

DECREE DEFENDANT

16. SIGNATURE(S)

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

NUMBER OF ATTACHMENTS: 1

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): James L. Brignman DATE: 11-7-88
Betty L. Brignman DATE: 11-7-88

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION TITLE
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 VALLEY) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 2th DAY

OF November 19 88

Donna R. Petersen
NOTARY PUBLIC

RESIDING AT Cascade

MY COMMISSION EXPIRES 1/16/92
DATE: 09/30/88

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SEP 23 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 11, 1994

Re: Notices of Claim to a Water Right Nos. A65-06798, A65-06799,
A65-06800

Fred Musulman
Heather Musulman
1066 E. Edna Place
Covina, CA 91724

Mr. & Mrs. Musulman:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

cc: James Bingman

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AUG 03 1994