

R2E R3E

POOR ORIGINAL

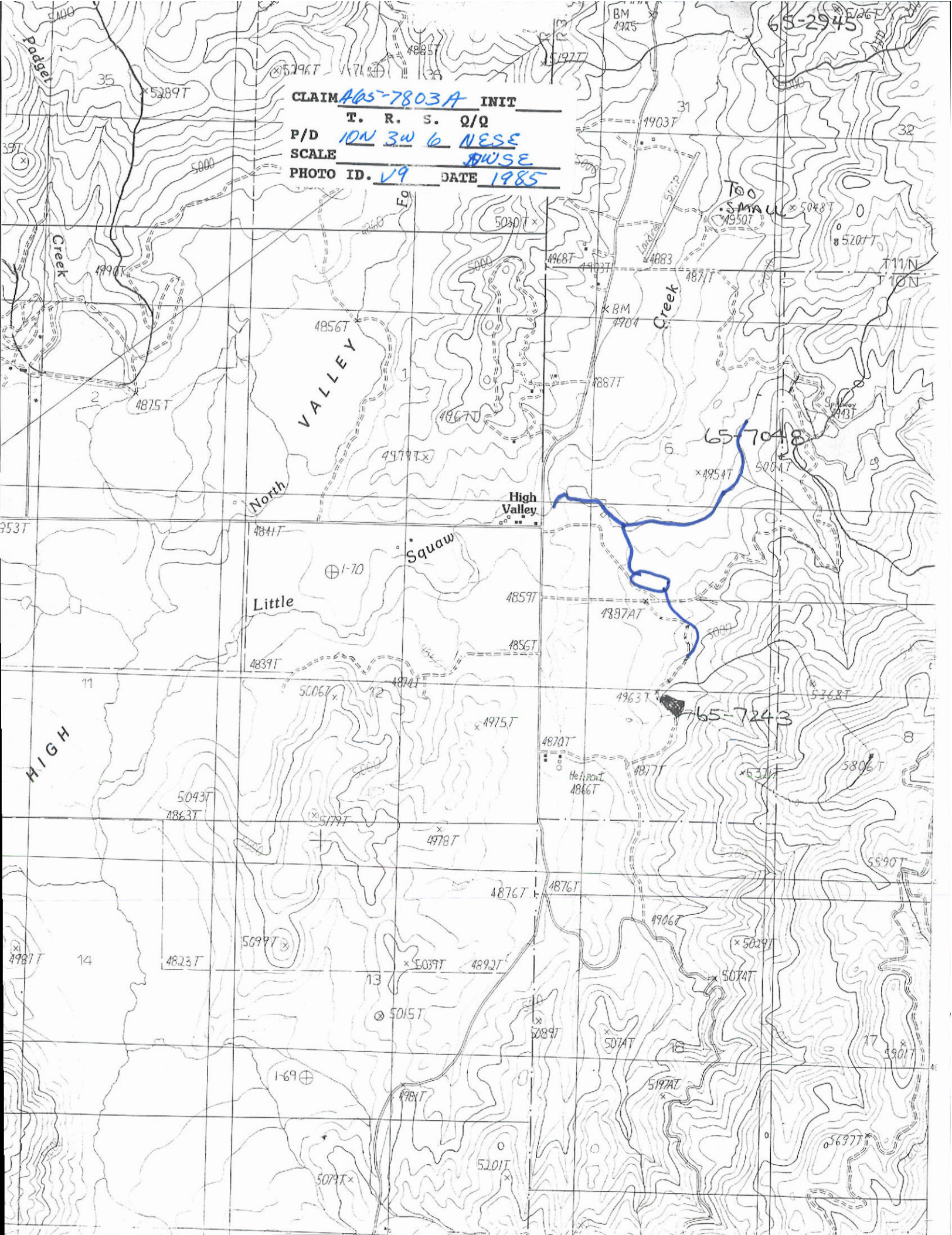
HIGH VALLEY QUADRANGLE
IDAHO
7.5-MINUTE SERIES (ORTHO PHOTOQUAD)

10' 567 568 400 000 FEET 116° 7' 30" 44° 15'



TIIN
TION

MICROFILMED
OCT 21 1996



CLAIM 65-7803A INIT
T. R. S. Q/Q
P/D 10N 3W 6 NESE
SCALE 1:25000
PHOTO ID. V9 DATE 1985

65-2945

65-7048

65-7243

VALLEY

North

High Valley

Squaw

Little

HIGH

Creek

Creek

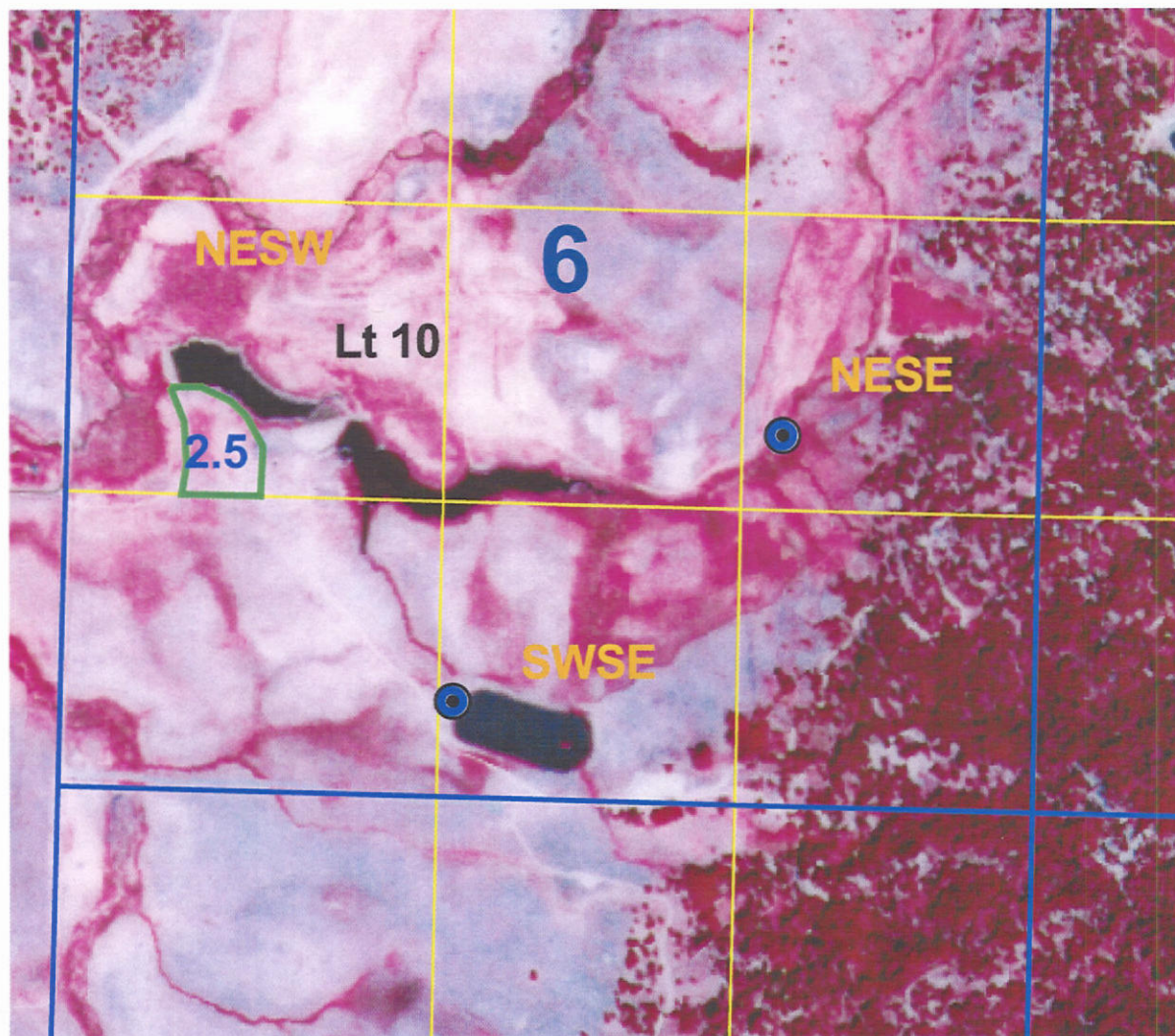
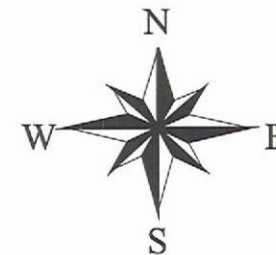
Too

S. MAUL

Helipad

IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-07803A

OWNER(S): RUMSEY & HUNSAKER

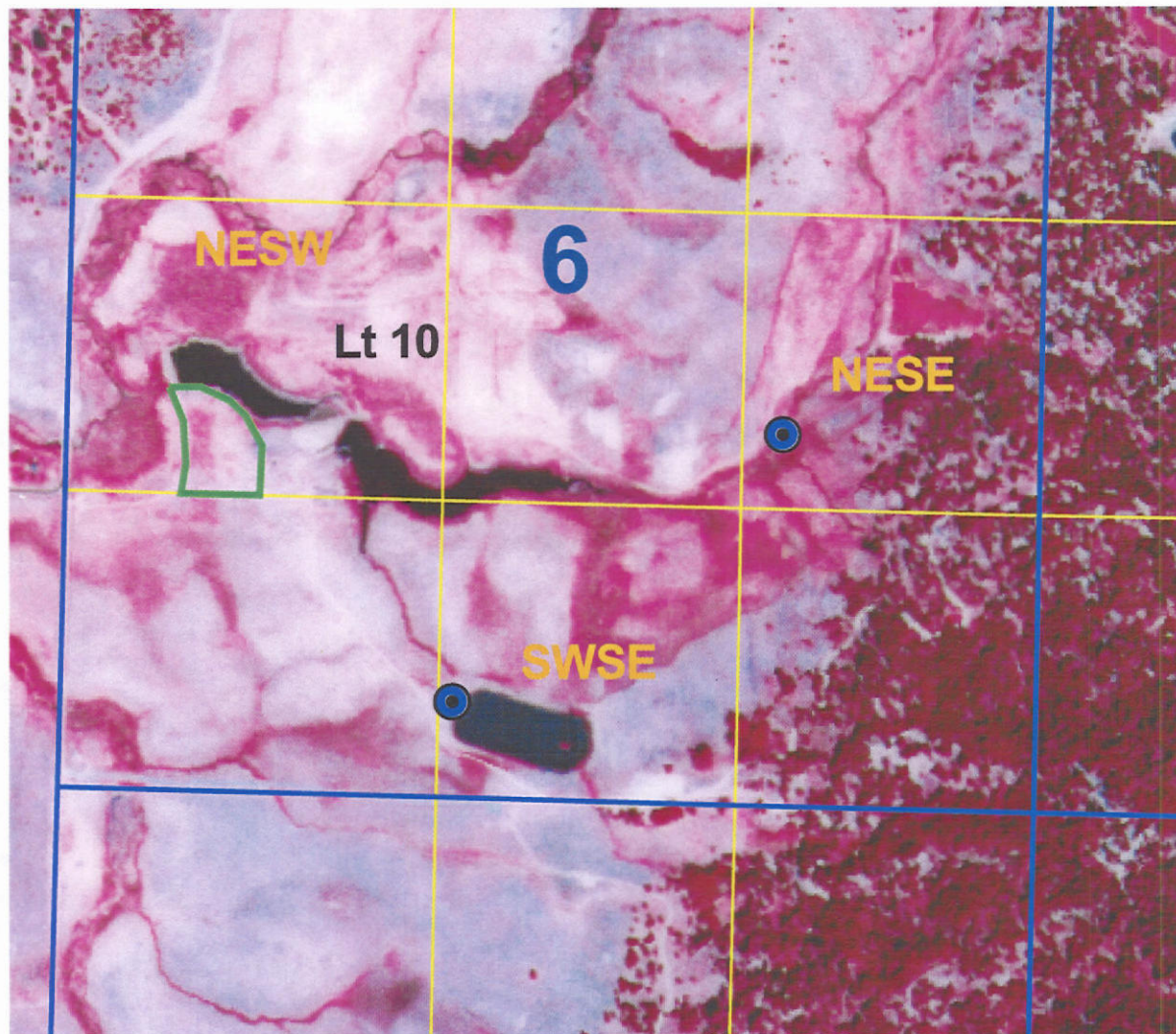
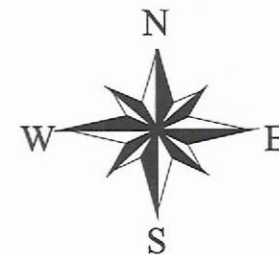
DATE: SEPTEMBER 29, 2000

By: Mel Schulte

0 0.25 0.5 0.75 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

-  POINT OF DIVERSION
-  PLACE OF USE
-  1/4 1/4 LINES
-  SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-07803A

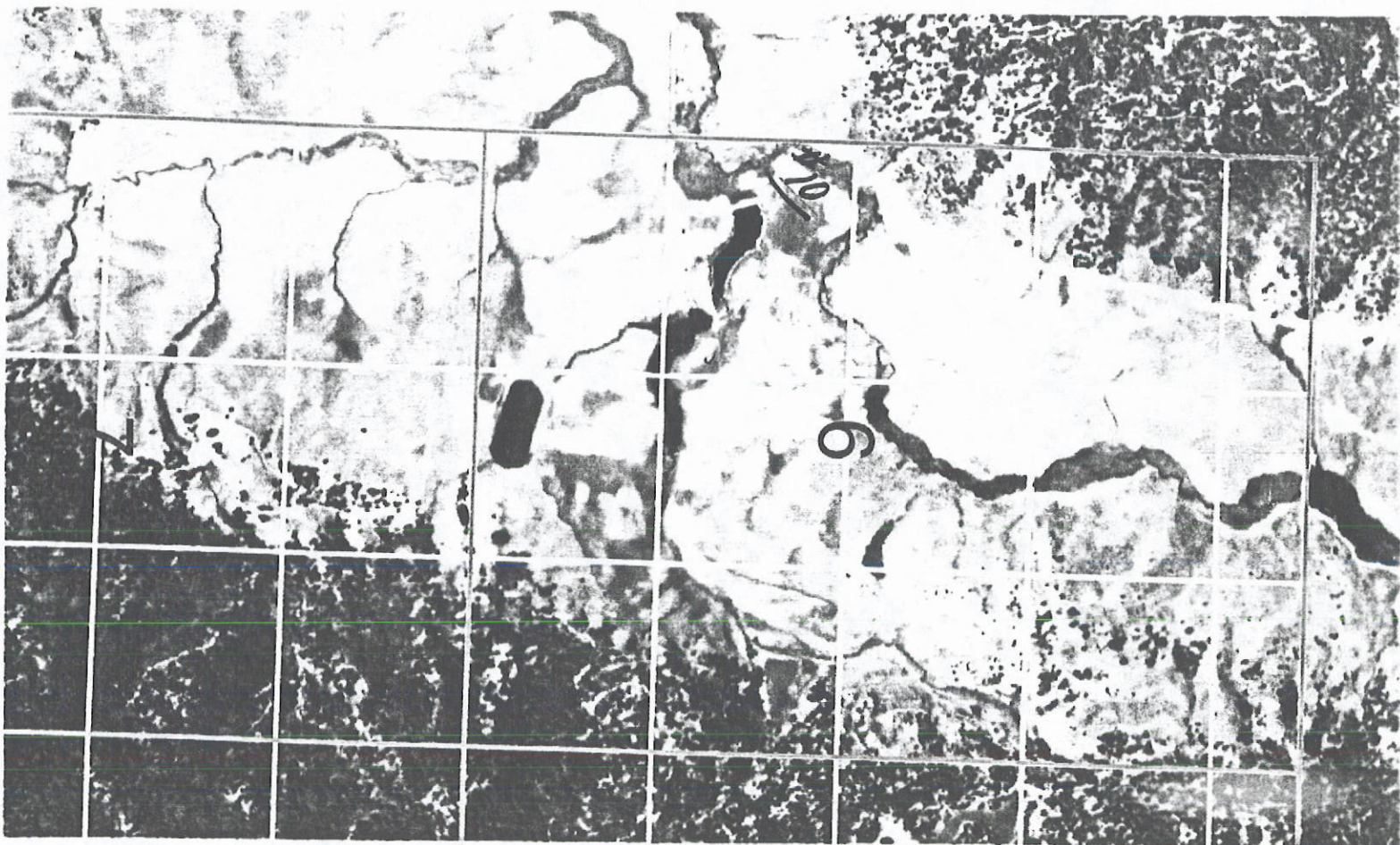
OWNER(S): RUMSEY & HUNSAKER

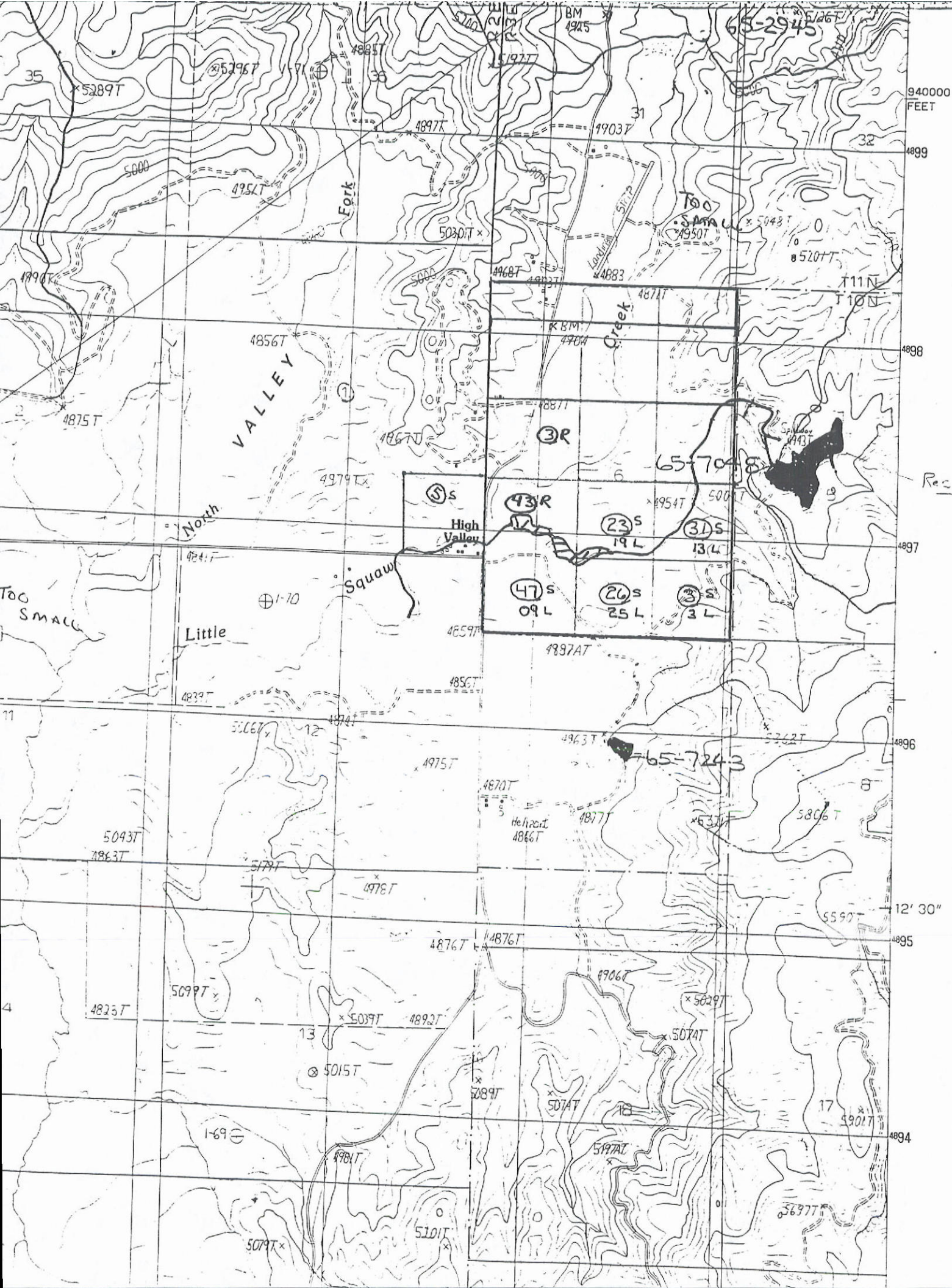
DATE: SEPTEMBER 29, 2000

By: Mel Schulte

0 0.25 0.5 0.75 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: **A65-07803A**
Date Received: 11/ 7/1988
Receipt No: X777777
Received By: _____

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

1. Name: THELMA C RUMSEY 208-584-3446
Address: PO BOX 109
SWEET ID 83670

OR

Name: JOAN C HUNSAKER 208-584-3446
Address: PO BOX 109
SWEET ID 83670

2. Date of Priority: JAN 4, 1977

3. Source: UNNAMED STREAM Trib. to: ABENY CREEK
ABENY CREEK LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	03E	6	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 STORAGE	05/01	11/01			1.25
IRRIGATION FROM STORAGE	04/01	11/01			1.25
FISH PROP. STORAGE	04/01	11/01			1.25

7. Total Quantity Appropriated is:
C.F.S. (and/or) 1.25 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
10N	03E	6	NE	SW	10	IRR FS	2.5
			SW	SE		IRR S	
Section Acres							2.5
Total Acres							2.5

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 CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A65-07803 FEE PAID UNDER RECEIPT NO. X999999.
RDH 7-29-94.
OWNERSHIP CHANGED BY RDH ON 8-17-94.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
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: A65-02965A, A65-07048A, A65-07803A, A65-09092A, A65-05560, ~~A65-02574~~ AND A65-07804
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): BEAL
OLA, ID 83657
- ☐ New Owner/Claimant (Purchaser): THELMA C. RUMSEY OR JOAN C. HUNSAKER
- ☐ New Mailing Address: PO Box 109
SWEET ID 83670
- ☐ New Telephone Number: (208) 584-3442
- ☐ 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): Thelma C. Rumsey Date 8-17-94
Date _____

☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

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

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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

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OCT 21 1996

POOR ORIGINAL

WARRANTY DEED

FOR VALUE RECEIVED, ARTHUR BEAL and BONNIE BEAL, husband and wife, the grantors, hereby grant, bargain, sell and convey unto

THELMA C. RUMSEY, a single person, or JOAN C. HUNSAKER, each dealing with her sole and separate property, as joint tenants with rights of survivorship, the survivor taking as her sole and separate property

the grantee(s), whose current address is: P.O. Box 53, Sweet, Idaho 83670
the following described premises, being situate in Valley County, Idaho, to-wit:

A parcel of land known as the East 60 rods of Government Lot 9, also known as the East thirty acres of the SE $\frac{1}{4}$ NW $\frac{1}{4}$; AND Government Lot 10; all in Section 6, Twp. 10 N., R. 3 E., B.M., Valley County, Idaho.

Including all water and ditch rights appurtenant thereto or used in connection therewith, and including any easements or rights of ways appurtenant to or used for the benefit of, or dedicated to said described premises. Subject to easements, rights of ways, reservations and exceptions, if any,

Irrigation Water Rights:

There are no irrigation water rights except as specifically stated herein. If the land is located in a legal irrigation district, the water rights included are those allowed by that district. If the land is not a part of any such legal irrigation district, the water rights consist of _____
_____ filed on stored water in Abney Creek, High Valley, Idaho

(number of shares and name of ditch company and/or water delivery lateral)

The buyer has investigated or inquired of water rights, if any, included in this sale and is satisfied with the situation on water rights, if any, and purchases the property "as is" without any further covenants about water on the part of seller.

Said property is conveyed "as is" under existing boundary fences, if any, after reasonable inspection by the grantee, and grantor does not make any representations or warranties as to the qualifications or suitability of said land or premises for water or electrical power, or as to said land or improvements meeting any Federal, State, or local laws, rules or regulations pertaining to zoning, building, subdividing, planning, surveys, planning and use, health, ecology, drainage, irrigation, water quality, sewage or disposal systems, hazardous materials and toxic wastes. Grantor makes no warranties as to surveys, boundaries, or any matter mentioned in this paragraph. There are no warranties, express or implied, as to merchantability, in a general sense or for a particular purpose, except as herein contained in writing, if any.

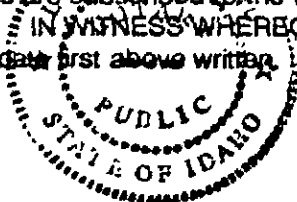
TO HAVE AND TO HOLD, the said premises, with their appurtenances, unto the said Grantees, their heirs or assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, except as may be otherwise agreed, and they will warrant and defend the same from all lawful claims whatsoever.

DATED this 19th day of October, 1993.

Arthur Beal **COPY** Bonnie Beal

STATE OF IDAHO,)
County of Gem.) ss.

On this 19th day of October, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared ARTHUR BEAL and BONNIE BEAL, husband and wife, known to me to be the persons whose names are subscribed to the within 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.



Shirley J. Givens

Notary Public for State of Idaho, Residing at Emmett, Idaho

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OCT 21 1996

BEAL RANCH WATER RIGHTS

RANCH-SITE (Beal) 10N-02E Sec.1 SESE Place of use

Water Right/claim	Priority	Use	Flow(cfs)	Acres	Source
65-12084 L	1/25/1978	Dom/stock	.06		Spring
65-09094 D	11/01/1965	Irr.	14 ac-ft	5.0	Abeny Crk.
65-09093 D	6/15/1932	Irr./stock	.13	5.0	Lt.Squaw Crk
65-03286 D	10/25/1934	Dom.	.04		Groundwater
65-03287 D	3/1/1910	Dom.	.04		Groundwater

MILL POND (Rumsey/Beal)

65-09092 A D	11/1/1944	Irr./stock Fish	57.7 ac-ft	5.0	Abeny Crk.
--------------	-----------	--------------------	------------	-----	------------

Place of use

Lot 10 Rumsey 4 acres

Lot 11 Beal 1 acre

65-09095 (Beal) D	6/15/1910	Stock	.01		Spring
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Place of use 10N-3E Sec 7 NENE

65-07803A (Beal) L	1/4/1977	Irr/fish	20 ac-ft.		Unnamed Stream
✓ 65-07574 (Rumsey)L	8/25/1975	Irr.	.20		Unnamed Stream

ABENY CREEK-Natural Flow

65-00131 (Beal) D	5/15/1910	Irr.	1.38	77% (23%)	Abeny Crk.
✓ 65-05560 (Rumsey)D	5/15/1910	Irr.	.42	77% (23%)	Abeny Crk.
✓ 65-07804 (Rumsey)L	1/4/1977	Irr	.40	23%	Abeny Crk.

Big Dam

65-07048A Beal/Rumsey D	8/21/1968	Irr Storage	89.ac-ft		Abeny Crk.
65-02965A Beal/Rumsey D	6/21/1966	Irr Storage	60.ac-ft		Abeny Crk.

Split

Rumsey

Lot 9 3 acres

Lot 10 43 acres

Beal

Lot 11 47 acres

NESE 31 acres

NWSE 23 acres

SWSE 26 acres

SESE 03 acres

Total 46 acres

Total% 26 %

130 acres

74%

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OCT 21 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: A65-07803A
Date Received: 11/ 7/1988
Receipt No: X777777
Received By: _____

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

1. Name: ARTHUR H BEAL
Address:

OLA ID 83657

Name: HAROLD A BEAL
Address:

OLA ID 83657

2. Date of Priority: JAN 4, 1977

3. Source: UNNAMED STREAM
ABENY CREEK

Trib. to: ABENY CREEK
LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	03E	6	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 STORAGE	05/01	11/01			1.25
IRRIGATION FROM STORAGE	04/01	11/01			1.25
FISH PROP. STORAGE	04/01	11/01			1.25

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

1.25 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
10N	03E	6	NE	SW	10	IRR FS	2.5
			SW	SE		IRR S	
Section Acres							2.5
Total Acres							2.5

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 CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A65-07803 FEE PAID UNDER RECEIPT NO. X999999.
RDH 7-29-94.

15. Basis of Claim: LICENSE

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 _____

Water Right Number - A65-07803

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BEAL

ARTHUR H.

1 -
2 -
3 -

City- OLA

Phone -

State- ID Zip- 83657

BEAL

HAROLD A.

1 -
2 -
3 -

City- OLA

Phone -

State- ID Zip- 83657

+ - - Priority Date - - +
01/04/1977+ - - Region - - - +
14 WESTERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - - +

+ - - Source - - - - +
UNNAMED STREAM
ABENY CREEK+ - - Tributary - - - - +
ABENY CREEK
LITTLE SQUAW CREEK+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

10N 03E 6 SW SE (85) VALLEY

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

02 - IRRIGATION STORAGE

05/01 11/01

MARY LEE BEAL
"B" → 18.75 20.00 1.25

03 - IRRIGATION FROM STORAGE

04/01 11/01

18.75 20.00 1.25

20 - FISH PROP. STORAGE

04/01 11/01

18.75 20.00 1.25

+ - Total Div. Rate - + + - Total Div. Volume - +

18.75 20.00 1.25

+ - Total Consumptive Use - + + - KW Usage - +

0.0

+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

10N 03E 6

SW SE ✓

10

2.5

02 IRRIGATION STORAGE

(85) VALLEY

10N 03E 6

NE SW

11

37.5

03 IRRIGATION FROM STORAGE

(85) VALLEY

10N 03E 6

SE SW

11

37.5

03 IRRIGATION FROM STORAGE

(85) VALLEY

Total Acres: 40.0

SPLIT "A"

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

"A"
← Arthur BEAL
(WILL LATER
BE RUNWAY)
HAYUT FILED
OWNERSHIP
CHANGE
YET.MICROFILMED
OCT 21 1996

Water right number - A65-07803

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
00/00/00

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/07/1988	Last Amended Date	- 12/29/1993	Temporary Right	- P
		Receipt Number	- X999999	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 21 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
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: 65-09092 65-07803

☐ Name and Address of Former Owner/Claimant(s)(Seller): Arthur H. Beal
Harold A. Beal

☒ New Owner/Claimant (Purchaser): Mary Lee Beal

☒ New Mailing Address: P.O. Box 5
Ola ID. 83657

☒ New Telephone Number: () 584 - 3568

☐ 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:
Place of use Lot #11 - 1 acre - #65-09092; 37.5 acres - #65-07803
See attached profile reports.

☒ Attach proof of ownership, describe proof attached: Warranty - Gift Deeds

(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) Mary Lee Beal Date 7-6-94

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 21 1996

DEED OF GIFT

THIS INDENTURE, Made the 14th day of February, 1994, between PAUL BEAL, a single man, of the County of Gem, State of Idaho, the party of the first part, and

MARY LEE BEAL, as her sole and separate property,
whose address is P.O. Box 5, OLA IDAHO 83857
as party of the second part, WITNESSETH:

That the said party of the first part, for and in consideration of the love and affection which said party of the first part has and bears unto the said party of the second part, and for the better maintenance, support and livelihood of party of the second part, does hereby give, grant, and confirm unto the said party of the second part, and to her successors and assigns forever, all of the right, title and interest of said party of the first part, in and to the following described real estate, situated in the County of Valley, State of Idaho,

✓ S $\frac{1}{2}$ SE $\frac{1}{4}$, in Section 1, Twp. 10 N., R. 2 E., B.M., Valley County, Idaho, EXCEPTING THEREFROM, the following described tract of land: Beginning at the Southeast corner of said section; thence 300 feet West along said Section line; thence 200 feet North; thence 300 feet East; thence South 200 feet, to the point of beginning.

E $\frac{1}{2}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, Twp. 10 N., R. 3 E., B.M.
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, Twp. 10 N., R. 3 E., B.M.

Including all water and ditch rights appurtenant thereto or used in connection therewith, and including any easements or rights of ways appurtenant to or used for the benefit of said described premises. Subject to easements, rights of ways, reservations and exceptions, if any.

Together, with all and singular, the tenements, hereditaments, and appurtenances thereunto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and the rents, and profits thereof shall be applied to her sole and separate use.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said party of the second part, her successors and assigns forever, as the property of the said second party.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand(s) and seal(s), the day and year first above written.

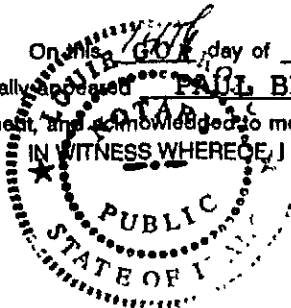
Paul Beal

STATE OF IDAHO,
County of Gem.

} ss.

On this 14th day of February, 1994, before me, the undersigned, a Notary Public in and for said state, personally appeared PAUL BEAL, a single man, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



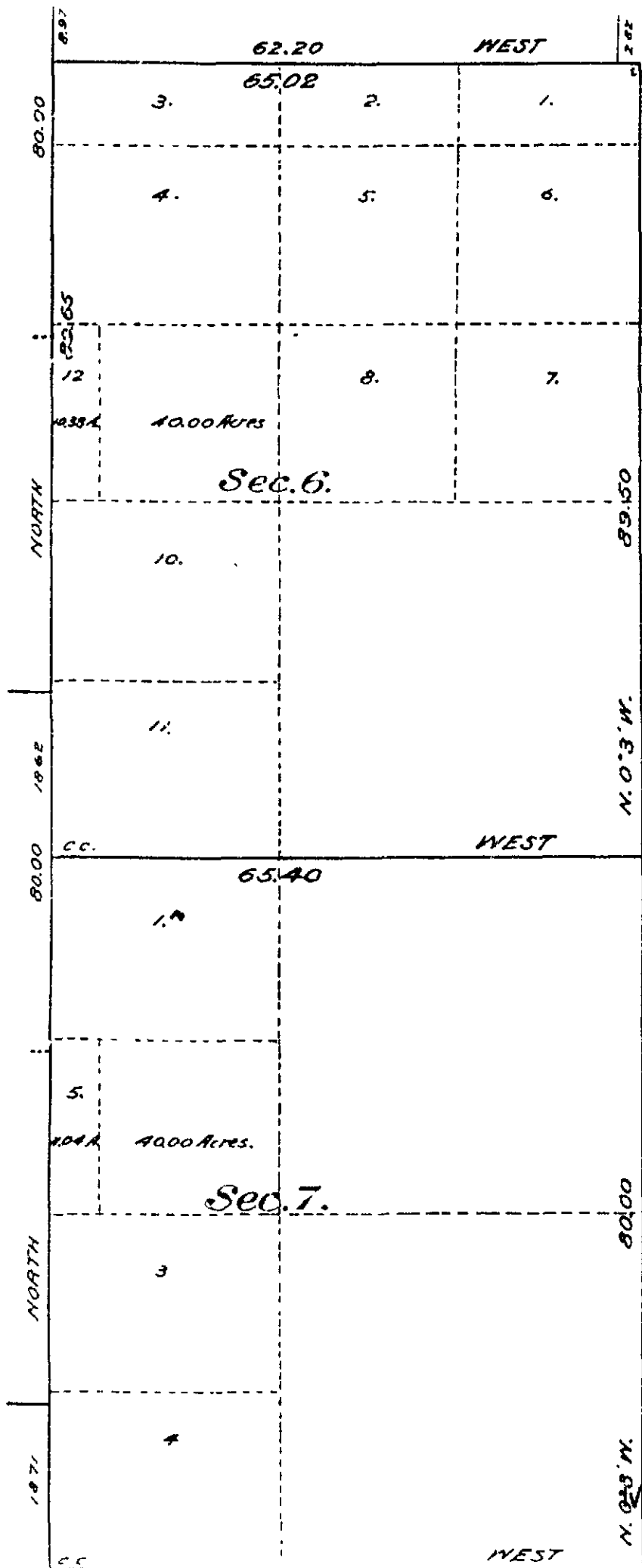
Suzie Gordon

Notary Public for Idaho; Residing at Emmett, Idaho

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OCT 21 1996

TION R3E 5.6



POOR ORIGINAL

THIS INDENTURE, Made this 7th day of June
in the year of our Lord one thousand nine hundred and ninety-one, between

Harold A. Beal
of Ola, County of Valley, State of Idaho
the party of the first part, and

Mary Lee Beal 1st of S. 6 6a, 2d. 83657
of Ola, County of Valley, State of Idaho,
the party of the second part.

WITNESSETH, That the said part of the first part, for and in consideration of the sum of
DOLLARS,

lawful money of the United States of America,

to in hand paid by the said
part of the second part, the receipt whereof is hereby acknowledged, ha granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part
of the second part, and to heirs and assigns forever, all of the following described real estate,
situated in, County of, State of Idaho, to-wit:

SEE ATTACHED LEGAL.

180684
REQUESTED BY: *Harold Beal*
RECORDED
JUN 7 11 45 AM '91
TYPE: *Beal Beal*
LE: *Beal Beal*
VALLEY: *Beal Beal*
BY: *Beal Beal*
FEE: *Beal Beal*

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well
in law as in equity, of the said part of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with
the appurtenances unto the part of the second part, and to heirs and assigns forever.

And the part of the first part, and heirs, shall and will warrant and by these presents
forever defend the premises in the quiet and peaceable possession of the part of the second part,
heirs and assigns, against the part of the first part, and heirs, and against all and every
person and persons whomsoever, lawfully claiming the same shall and will WARRANT and by these presents
forever DEFEND.

EXHIBIT A

- - -A tract in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 10 N. R. 2 E. B. M., more particularly described as follows: Beginning at the southeast corner of said section; thence 300 feet west along said section line; thence 200 feet north; thence 300 feet east; thence south 200 feet to the point of beginning.

-also-

NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 11, Section 6, Township 10 N. R. 3 E. B. M., excepting therefrom a tract in above lot 11 more particularly described as follows: Beginning at the northwest corner of said Lot 11; thence south 295.2 feet; thence East 295.2 feet; thence North 295.2 feet; thence west 295.2 feet to the place of beginning.- - -

AND

The North half of the Southeast quarter, the Southwest quarter of the Southeast quarter, lot 11 of Section 6, Township 10 North, Range 3 East of the Boise Meridian.

There is excepted from the above described land approximately 2 acres in Northwest corner of said lot 11 and described as follows: Beginning at the Northwest corner of said lot 11, running thence South 295.2 ft.; thence East 295.2 ft.; thence North 295.2 ft.; thence West 295.2 ft.; to beginning. A net acreage is contained herein of 168.71 acres of land, more or less.

Together with a full primary water right from Hog Creek for 120 acres of said land. Being the same premises conveyed to The Union Central Life Insurance Company by Deed from Vivian Gordy Lawrence and J. W. Lawrence, dated September 21, 1927, recorded in Book 14, Page 353 of Deed Records of Valley County, Idaho.

IN WITNESS WHEREOF, The said part of the first part ha hereunto set hand
and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Harold A. Beal

[Seal]

[Seal]

[Seal]

[Seal]

STATE OF IDAHO

County of

Valley

ss.

On this

7th

day of

June

in the year 19*91*, before me

Linda D. Irwin

, a Notary Public

in and for said State, personally appeared

HAROLD A. BEAL

known to me to be the person whose name subscribed to the within instrument, and
acknowledged to me that he executed the same.

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

Linda D. Irwin
Notary Public for the State of Idaho,
Residing at *Idaho*, Idaho

No.

WARRANTY DEED

—TO—

Dated

19

STATE OF IDAHO

County of

ss.

I hereby certify that this instrument was filed

for record at request of

at minutes past

o'clock M., this

day

of , A. D. 19

in my office, and duly recorded in Book

of at page

Ex-Officio Recorder.

By

Fees, \$

Deputy.

Mail to

RECEIVED

JAN 14 1994

WATER RESOURCES
WESTERN REGION

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

NEW # A65-07803A

Ident. Number: A65-07803
Date Received: 11/ 7/1988
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ARTHUR H. BEAL
Address:

OLA ID 83657

Name: HAROLD A. BEAL
Address:

OLA ID 83657

2. Date of Priority: JAN 4, 1977

3. Source: UNNAMED STREAM
ABENY CREEK

Trib. to: ABENY CREEK
LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	03E	6	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 STORAGE	05/01	11/01			20.00
IRRIGATION FROM STORAGE	04/01	11/01			20.00
FISH PROP. STORAGE	04/01	11/01			20.00

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

20.00 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
10N	03E	6	NE	SW	10	IRR FS	2.5
			SE	SW	11	IRR FS	37.5
			SW	SE		IRR S	
Section Acres							40.0
Total Acres							40.0

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:

15. Basis of Claim: LICENSE

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): Arthur H. Bical Date: 12/29/93

Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

R2E R3E

POOR ORIGINAL

HIGH VALLEY QUADRANGLE
IDAHO

7.5-MINUTE SERIES (ORTHOPHOTOQUAD)

10'

'67

588

400 000 FFFT

116° 7' 30"

44° 15'



4,000
FEET

'98

'98

'97

'96

30"

'96

TIIN
TION

MICROFILMED
OCT 21 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: A65-07803
Date Received: 11/07/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR H. BEAL

Address: OLA, ID 83657

Name: HAROLD A. BEAL

Address: OLA, ID 83657

2. Date of Priority: JAN 04, 1977

3. Source: UNNAMED STREAM
ABENY CREEK

Trib. to: ABENY CREEK
LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	03E	6	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 STORAGE	05/01	11/01			20.00
IRRIGATION FROM STORAGE	04/01	11/01			20.00
FISH PROP. STORAGE	04/01	11/01			20.00

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

20.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A65-07803

Page 1

Date: 11/15/88

MICROFILMED
OCT 21 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	03E	6	SE	SW	11	IRR FS	40.0
			SW	SE		IRR S	

Section Acres 40.0

Total Acres 40.0

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:

15. Basis of Claim: LICENSE

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 _____

POOR ORIGINAL

11-7-88
X944449
J

MICROFILMED
OCT 21 1996

POOR ORIGINAL

X

Harold A. Beal
St. Paul, Minn.

Harold A.
Beal

Ada

November 88

7th
Jan Thurtell

Meridian ID
9-14-94

MICROFILMED
OCT 21 1996

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

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

Case No. 39576

A. Subcase 65-7803A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Dan Douthit & Dorathy Douthit
Address: 5490 Citadel Way
Boise, ID 83703

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
 11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

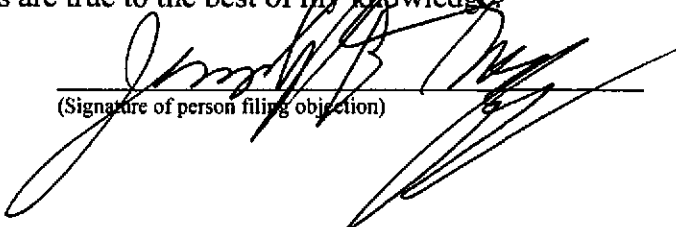
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

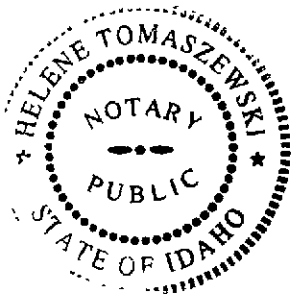
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

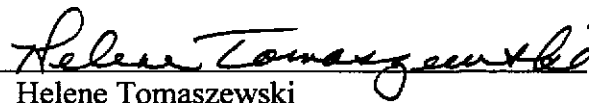

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Dan Douthit & Dorothy Douthit

Address: 5490 Citadel Way
Boise, ID 83703

3. Copies to:

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

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

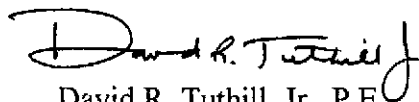
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

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

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

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

Sincerely,


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

01/12/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7803A

NAME AND ADDRESS: DAN DOUTHIT
5490 CITADEL
BOISE, ID 83703

DORATHY DOUTHIT
5490 CITADEL WAY
BOISE, ID 83703

SOURCE: UNNAMED STREAMS TRIBUTARY: LITTLE SQUAW CREEK

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

QUANTITY: 1.25 AFY

PRIORITY DATE: 01/04/1977

POINT OF DIVERSION: T10N R03E S6 NESE Within VALLEY County
 T10N R03E S6 SWSE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	05-01 11-01	1.25 AFY
IRRIGATION FROM STORAGE	04-01 11-01	1.25 AFY
RECREATION STORAGE	04-01 11-01	1.25 AFY

PLACE OF USE:

IRRIGATION STORAGE Within VALLEY County
T10N R03E S6 SWSE
IRRIGATION FROM STORAGE Within VALLEY County
T10N R03E S6 LOT 10 NESW 2.5
RECREATION STORAGE Within VALLEY County
T10N R03E S6 SWSE

2.5 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 - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
SOURCE IS ALSO KNOWN AS ABENY CREEK.

RECEIVED

AUG 18 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
<u>65-09092A</u>	<u>A65-09092A</u>		<u>65-02965A</u>	<u>A65-02965A</u>	☒
<u>65-07803A</u>	<u>A65-07803A</u>				
<u>65-05560</u>	<u>A65-05560</u>	☒			
<u>65-07804</u>	<u>A65-07804</u>	☒			
<u>65-07048A</u>	<u>A65-07048A</u>	☒			

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

- A The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- B A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county)
OR
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) Thelma C Rumsey P.O. Box 109
Sweet, Idaho 83670
4. New Owner/Claimant(s) Dan & Dorothy Douthitt
Name Connector (Check one). ☒ and, ☐ or, ☐ and/or
- New Mailing Address 5490 Citadel Way
- City, State and ZIP Code Boise, Idaho 83703
- New Telephone Number (208) 344-6816
5. Date you acquired the property July 14, 1997

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	0.40 cfs	20 acres - Lot 10
Stock		
Domestic		
Other		
Total	0.40 cfs	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	0.86 cfs & 21.6 ac	43 acres - Lot 10
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Ryan Douthett
Ryan Douthett & [Signature]

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by N/a Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Page 2 - Split right summary for Dan Douthitt

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A65-07804</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>0.04 cfs</u>	<u>3 acres - Lot 10</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED, THELMA C. RUMSEY, a single person, and JOAN C. HUNSAKER and DOUGLAS M. HUNSAKER, husband and wife, the grantors, hereby grant, bargain, sell and convey unto

JOHN L. GABICA and GENE E. GABICA, husband and wife, and WALTER J. WATKINS and BARBARA WATKINS, husband and wife, as tenants in common, each marital community owning an undivided one-half interest in the property herein described

the grantee(s), whose current address is: HC 78 Box 1107 Emmett, Idaho 83617
the following described premises, being situate in Valley County, Idaho, to-wit:

All being in Section 6, Twp 10 N., R. 3 E., B.M., Valley County, Idaho:
A parcel of land known as the East 60 rods of Government Lot 9, also known as the East thirty acres of the SE $\frac{1}{4}$ NW $\frac{1}{4}$; AND
Government Lot 10

Including water and ditch rights appurtenant thereto or used in connection therewith, if any, and including any easements or rights of ways appurtenant to or used for the benefit of, or dedicated to said described premises. Subject to easements, rights of ways, reservations and exceptions, if any,

Irrigation Water Rights:

There are no irrigation water rights except as specifically stated herein. If the land is located in a legal irrigation district, the water rights included are those allowed by that district. The water rights consist of _____

(number of shares and name of ditch company and/or water delivery lateral)

The buyer has investigated or inquired of water rights, ditch rights and easements that may be included in this conveyance or sale, and is satisfied with those rights, if any, and purchases the property "as is" without further covenants about water, ditches and easements on the part of grantor/seller.

Said property is conveyed "as is", after reasonable inspection by the grantee, and grantor does not make any representations or warranties as to the qualifications or suitability of said land or premises for water or electrical power, or as to said land or improvements meeting any Federal, State, or local laws, rules or regulations pertaining to zoning, building, subdividing, platting, surveys, planning and use, health, ecology, drainage, irrigation (except as otherwise mentioned), water quality, sewage or disposal systems, hazardous materials and toxic wastes. Grantor makes no warranties as to surveys, boundaries, or any matter mentioned in this paragraph. There are no warranties, express or implied, as to merchantability, in a general sense or for a particular purpose, except as herein contained in writing, if any.

TO HAVE AND TO HOLD, the said premises, with their appurtenances, unto the said Grantees, their heirs or 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 they are free from all encumbrances, except as may be otherwise agreed, and they will warrant and defend the same from all lawful claims whatsoever, except as stated hereinabove.

DATED this 12th day of June, 1997.

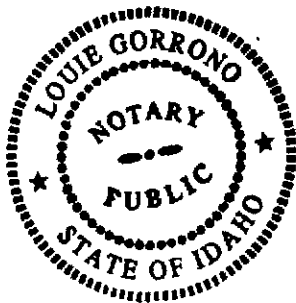
Thelma C. Rumsey
Joan C. Hunsaker

Douglas M. Hunsaker

STATE OF IDAHO,)
) ss.
County of Gem.)

On this 12th day of June, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared THELMA C. RUMSEY, a single person, and JOAN C. HUNSAKER and DOUGLAS M. HUNSAKER, husband and wife, known to me to be the persons whose names are subscribed to the within 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.



Louie Gorrono

Notary Public for State of Idaho;
Residing at Emmett, Idaho.

Denise
Everything
described in
Lot #10 belongs
to Douthitt

Lot #9 belong?
to another party

Rumsey & Hunsaker
to
Gabica & Watkins
then to
Douthitt

Warranty Deed

For Value Received

JOHN L. GABICA and GENE E. GABICA, husband and wife, and
WALTER J. WATKINS and BARBARA WATKINS, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

DANIEL B. DOUTHIT and DORATHY E. DOUTHIT, husband and wife

whose current address is 5490 North Citadel Way, Boise, Idaho 83703

the grantee, the following described premises, in VALLEY County Idaho, to wit:

A parcel of land known as Government Lot 10 in Section 6, Township 10 North,
Range 3 East, B.M., Valley County, Idaho.

226757

TYPE: Deed #10
LELAND G. HEINRICH, VALLEY COUNTY RECORDER

BY: John L. Gabica
FEE: 3.00

DATE & TIME: 7-14-97 3:35 p.m.

REQUESTED BY: WALTER J. WATKINS

TO HAVE AND TO HOLD the said 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 they are free from all incumbrances
EXCEPT: Current year taxes, conditions, covenants, restrictions, reservations,
easements, rights and rights of way, apparent or of record

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

Dated: July 7, 1997

John L. Gabica
JOHN L. GABICA

Gene E. Gabica
GENE E. GABICA

Walter J. Watkins
WALTER J. WATKINS

Barbara Watkins
BARBARA WATKINS

STATE OF IDAHO, COUNTY OF GEM
On this 7th day of July, 1997
before me, a notary public in and for said State, personally appeared

John L. Gabica and
Gene E. Gabica

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

Emmett
Notary Public
Residing at Emmett, Idaho
Comm. Expires 3-14-99

STATE OF IDAHO
COUNTY OF Boundary } ss.

On this 9 day of July, 1997, in the
year 1997, before me, a Notary Public, personally appeared
Walter J. Watkins and Barbara Watkins

known or identified to me to be the person whose name subscribed to the within
instrument, and acknowledged to me that they executed the same.

Beth Hays
Notary Public
Residing at Boise, Idaho
3-15-99

WARRANTY DEED

FOR VALUE RECEIVED, THELMA C. RUMSEY, a single person, and JOAN C. HUNSAKER and DOUGLAS M. HUNSAKER, husband and wife, the grantors, hereby grant, bargain, sell and convey unto

JOHN L. GABICA and GENE E. GABICA, husband and wife, and WALTER J. WATKINS and BARBARA WATKINS, husband and wife, as tenants in common, each marital community owning an undivided one-half interest in the property herein described

the grantee(s), whose current address is: HC 78 Box 1107 Emmett, Idaho 83617
the following described premises, being situate in Valley County, Idaho, to-wit:

All being in Section 6, Twp 10 N., R. 3 E., B.M., Valley County, Idaho:
A parcel of land known as the East 60 rods of Government Lot 9, also known as the East thirty acres of the SE¼NW¼; AND
Government Lot 10

Including water and ditch rights appurtenant thereto or used in connection therewith, if any, and including any easements or rights of ways appurtenant to or used for the benefit of, or dedicated to said described premises. Subject to easements, rights of ways, reservations and exceptions, if any.

Irrigation Water Rights:

There are no irrigation water rights except as specifically stated herein. If the land is located in a legal irrigation district, the water rights included are those allowed by that district. The water rights consist of _____

(number of shares and name of ditch company and/or water delivery lateral)

The buyer has investigated or inquired of water rights, ditch rights and easements that may be included in this conveyance or sale, and is satisfied with those rights, if any, and purchases the property "as is" without further covenants about water, ditches and easements on the part of grantor/seller.

Said property is conveyed "as is", after reasonable inspection by the grantee, and grantor does not make any representations or warranties as to the qualifications or suitability of said land or premises for water or electrical power, or as to said land or improvements meeting any Federal, State, or local laws, rules or regulations pertaining to zoning, building, subdividing, platting, surveys, planning and use, health, ecology, drainage, irrigation (except as otherwise mentioned), water quality, sewage or disposal systems, hazardous materials and toxic wastes. Grantor makes no warranties as to surveys, boundaries, or any matter mentioned in this paragraph. There are no warranties, express or implied, as to merchantability, in a general sense or for a particular purpose, except as herein contained in writing, if any.

TO HAVE AND TO HOLD, the said premises, with their appurtenances, unto the said Grantees, their heirs or 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 they are free from all encumbrances, except as may be otherwise agreed, and they will warrant and defend the same from all lawful claims whatsoever, except as stated hereinabove.

DATED this 12th day of June, 1997.

Thelma C. Rumsey
Joan C. Hunsaker

Douglas M. Hunsaker

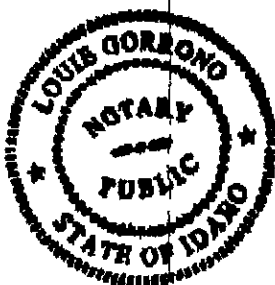
STATE OF IDAHO,

County of Gem.

}

On this 17th day of June, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared THELMA C. RUMSEY, a single person, and JOAN C. HUNSAKER and DOUGLAS M. HUNSAKER, husband and wife, known to me to be the persons whose names are subscribed to the within 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.



A handwritten signature of Louis Gorrondo in cursive script.

Notary Public for State of Idaho;
Residing at Emmett, Idaho.
Comm Expires: 7-20-97

97 JUN 30 AM 11 50
RECORDED

RECORDED
BY: [Signature]
FEE: [Signature]

225424

09/29/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7803A

NAME AND ADDRESS: JOAN C HUNSAKER
THELMA C RUMSEY
PO BOX 109
SWEET, ID 83670

SOURCE: UNNAMED STREAMS TRIBUTARY: LITTLE SQUAW CREEK

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

1.25 AFY

PRIORITY DATE: 01/04/1977

POINT OF DIVERSION:	T10N R03E S6	NESE	Within VALLEY County
	T10N R03E S6	SWSE	Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	04-01 11-01	1.3 AFY
IRRIGATION STORAGE	05-01 11-01	1.3 AFY
RECREATION STORAGE	04-01 11-01	1.3 AFY

PLACE OF USE:

IRRIGATION FROM STORAGE
Within VALLEY County
T10N R03E S6 LOT NESW 2.5
10
IRRIGATION STORAGE Within
VALLEY County
T10N R03E S6 SWSE
RECREATION STORAGE Within VALLEY County
T10N R03E S6SWSE 2.5 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 - License

**RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
SOURCE IS ALSO KNOWN AS ABENY CREEK.**

DATE: 09/28/00
PAGE: 1

CO₂ + CO₄ + C₁₈
EXP-BO1

A65-07803A

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 10

INDICATES TOTAL

SOURCE: ABEY CREEK

TRIBUTARY TO: LITTLE SQUAW CREEK

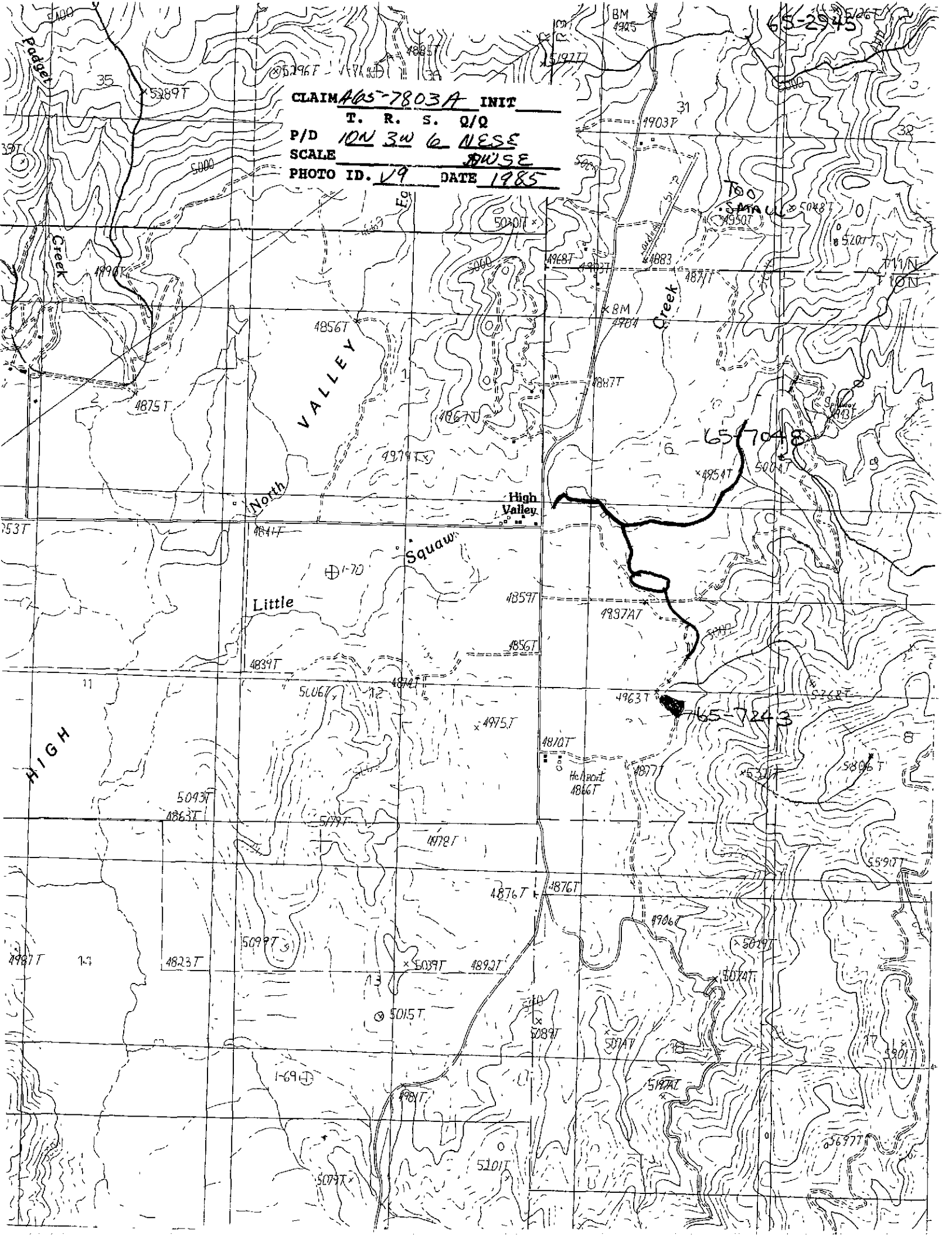
RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TC	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-7048	BEAL, HAROLD A. & BEAL, PAUL H. OLA, IDAHO 83657	8/21/1968	IRRIGATION FROM STOR	4/ 1 11/ 1	89.00 AFA --- CFS	SWNW S 5 T10N R 3E	NESE(31) NWSE(23) SWSE(26) SESE(3) LOT 9(3) LOT10(43) LOT11(47) S 6 T10N R 3E *176*	LICENSE
65-7804	BEAL, ARTHUR H. OLA, IDAHO 83657 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-5560 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	1/ 4/1977	IRRIGATION	4/ 1 11/ 1	--- AFA .40 CFS	LOT 6 S 6 T10N R 3E	LOT 9(27) LOT10(3) S 6 T10N R 3E *30*	PERMIT
65-7803	BEAL, ARTHUR H. & BEAL, HAROLD A. OLA, IDAHO 83657 REMARKS: SOURCES FOR THIS RIGHT ARE ABEY CREEK & UNNAMED STREAM TRIB. TO ABEY CREEK. THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	1/ 4/1977	IRRIGATION FROM STOR	4/ 1 11/ 1	20.00 AFA --- CFS	SWSE S 6 T10N R 3E NESE S 6 T10N R 3E	LOT11(40) S 6 T10N R 3E *40*	PERMIT
			FISH PROP STORAGE	1/ 1 12/31	20.00 AFA --- CFS *20.00*AFA *---*CFS		SWSE S 6 T10N R 3E	

INDICATES TOTAL

SOURCE: ADA ROAD DRAIN

TRIBUTARY TO: PAYETTE RIVER

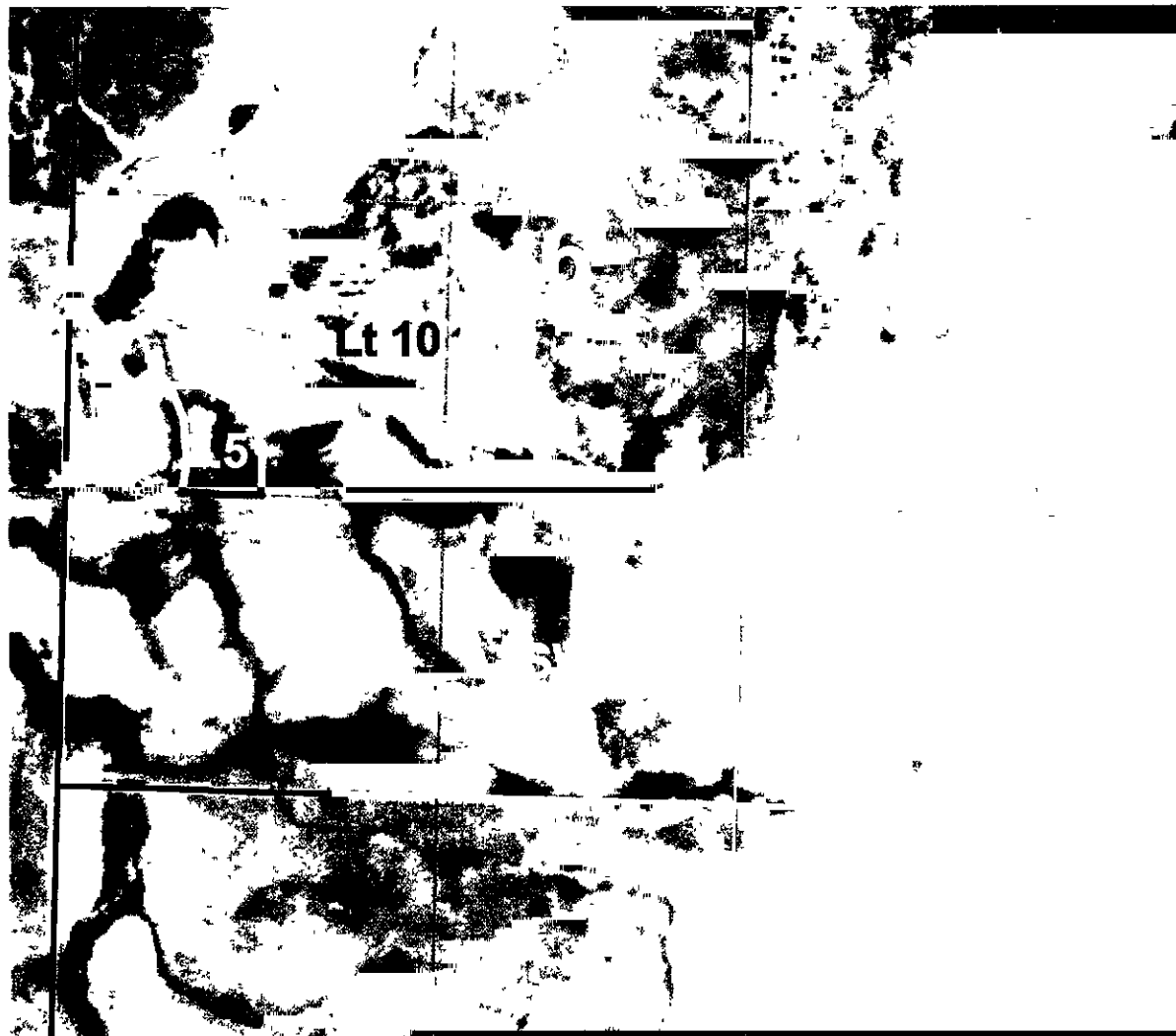
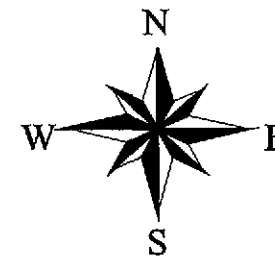
RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TC	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0488	STATE OF IDAHO DEPARTMENT OF FISH & GAME, BOX 25, BOISE, IDAHO 83707 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-0489 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1924	IRRIGATION	3/15 11/15	--- AFA .24 CFS	NESE S28 T 8N R 4W	SENE(3) NESE(9) S28 T 8N R 4W *12*	BENEFICIAL USE



CLAIM 405-7803A INIT
T. R. S. Q/Q
P/D 10N 3W 6 NESE
SCALE 1:25000
PHOTO ID. 19 DATE 1985

IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-07803A

OWNER(S): RUMSEY & HUNSAKER

DATE: SEPTEMBER 29, 2000

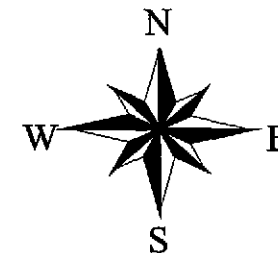
By: Mel Schulte

0 0.25 0.5 0.75 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T10N, R03E, S6



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-07803A

OWNER(S): RUMSEY & HUNSAKER

DATE: SEPTEMBER 29, 2000

By: Mel Schulte

0 0.25 0.5 0.75 Miles

DATE: 10/03/00
PAGE: 4

Audit: 08/17/94 RHOWERTO 03/30/95 POST-STD



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

August 21, 2000

[Dan Douthit]
[Dorathy Douthit]
[5490 Citadel Way]
[Boise ID 83703]

Dear Waterusers:

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items checked below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S).**

_____ **There is no existing water right in our records either under the former owner's name or for the legal description given.** If, after contacting the former owner, you find more information concerning a water right, please contact us.

X _____ **Additional legal description information.** Not all of the legal descriptions listed on these claims are covered by the information submitted. If you have additional information, please submit it to this office.

_____ **It appears you received your water from an irrigation district, ditch company, municipality or community water company.** If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

_____ **Name and address of former owner (seller).** This will clarify the original owner of the water right.

_____ **Name, address and phone number of new owner (purchaser).**

_____ **This change in ownership appears to result in a splitting of the water right.** A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by ¼ ¼ with the number of acres in each ¼ ¼ (if applicable) and the point of diversion by ¼ ¼, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion. **Enclosed is a computer copy of this right for your review.**

X _____ **Additional proof of ownership is needed.** This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by ¼ ¼, Section, Township and Range. The information submitted indicated the former owner(s) as Gabica / Watkins. Our records indicate the former owner(s) as Rumsey. If you have additional information such as a chain of title, please submit it to this office.

_____ **Signature of new owner (purchaser) is needed on this form.**

Other: _____

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

Feel free to contact this office if you have questions concerning this letter.

Sincerely,



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

DB:db

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**AUG 18 2000****WATER RESOURCES
WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

- 1 Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
<u>65-09092A</u>	_____	_____	<u>65-02965A</u>	_____	_____
<u>65-07803A</u>	_____	_____	_____	_____	_____
<u>65-05560</u>	_____	_____	_____	_____	_____
<u>65-07804</u>	_____	_____	_____	_____	_____
<u>65-07048A</u>	_____	_____	_____	_____	_____

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

A The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**

C Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Thelma C. Rumsey P.O. Box 109
Sweet, Idaho 83670
4. New Owner/Claimant(s) Dan & Dorothy Douthit
 Name Connector (Check one) ☒ and, ☐ or, ☐ and/or
- New Mailing Address 5490 Citadel Way
- City, State and ZIP Code Boise, Idaho 83703
- New Telephone Number (208) 344-6816
- 5 Date you acquired the property July 14, 1997

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

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

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s)**. Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, **only one** of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

- 6 You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7**
- 7 The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature
- 8 The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

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

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

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

RECEIVED

AUG 18 2000

WATER RESOURCES
WESTERN REGIONCOMMITMENT FOR TITLE INSURANCE
ISSUED BYSTEWART TITLE
GUARANTY COMPANY

STEWART TITLE GUARANTY COMPANY, A Texas Corporation, herein called the Company, for a valuable consideration, hereby commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest covered hereby in the land described or referred to in Schedule A, upon payment of the premiums and charges therefor, all subject to the provisions of Schedules A and B and to the Conditions and Stipulations hereof.

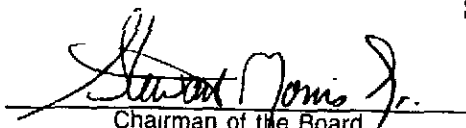
This Commitment shall be effective only when the identity of the proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A hereof by the Company, either at the time of the issuance of this Commitment or by subsequent endorsement.

This Commitment is preliminary to the issuance of such policy or policies of title insurance and all liability and obligations hereunder shall cease and terminate six months after the effective date hereof or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

Signed under seal for the Company, but this Commitment shall not be valid or binding until it bears an authorized Countersignature.

IN WITNESS WHEREOF, Stewart Title Guaranty Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on the date shown in Schedule A.

STEWART TITLE
GUARANTY COMPANY


Chairman of the Board
Countersigned by




President


Authorized Signatory
Mountain Title & Escrow Company, Inc.
Company
Cascade, Idaho 83611
City State

SCHEDULE A

Order Number. COM0580-97

Commitment Number C-9912-

1. Effective date June 30, 1997 at 9:00 a.m.
2. Policy or Policies to be issued:

	Amount of Insurance
(a) A.L.T.A. Owner's	\$ 85,000.00
Proposed Insured: Daniel B. Douthit and Dorathy E. Douthit	
(b) A.L.T.A. Mortgagee's	\$
Proposed Insured:	
(c) Leasehold	
Proposed Insured	\$
3. The estate or interest in the land described or referred to in this Commitment and covered herein is fee simple**
4. Title to the above estate or interest in said land is at the effective date hereof vested in:
John L. Gabica and Gene E. Gabica, husband and wife and
Walter J. Watkins and Barbara Watkins, husband and wife
5. The land referred to in this Commitment is described as follows:

A parcel of land known as Government Lot 10 in Section 6, Township 10 N., R. 3 E., B.M., Valley County, Idaho.

**FEE SIMPLE in and to the surface rights, excepting therefrom any and all interest in and to oil, gas, mineral like substances, together with all rights incidental thereto, that may have been heretofore conveyed or reserved for which there has been no search of the public records and for which no insurance is provided hereunder.

Mountain Title & Escrow Company, Inc.
Cascade, Idaho 83611

SCHEDULE B — Section 1

Order Number

Commitment Number

Requirements

The following are the requirements to be complied with.

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to wit.

1. Warranty Deed from John L. Gabica and Gene E. Gabica, husband and wife and Walter J. Watkins and Barbara Watkins, husband and wife, as Grantors, to Daniel B. Douthit and Dorathy E. Douthit, husband and wife, as Grantees.

2. Deed of Trust from Daniel B. Douthit and Dorathy E. Douthit, husband and wife, as borrowers, securing a loan from John L. Gabica and Gene E. Gabica, husband and wife and Walter J. Watkins and Barbara Watkins, husband and wife, as lender.

Commitment No.

File No.

Schedule B - Section 2

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

1. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by the public records.
4. Any lien, or right to a lien, imposed by law for services, labor, or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or, (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public records.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.
8. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.

8. Taxes for the year 1997, and subsequent years, will be an accruing lien not yet due and payable. Taxes for 1996 on parcel no. 10N 03E 064 205 were in the amount of \$159.24, paid in full. (includes more property) NOTE: This is for information purposes only and the Company assumes no liability for amounts quoted. It has recently become the practice of the Valley County Assessor and Treasurer to issue subsequent tax statements, the amount shown thereon being unavailable or unknown at this time, and the Company assumes no liability thereof.

9. Assessments or liens by Valley County for garbage collection as provided for by law.

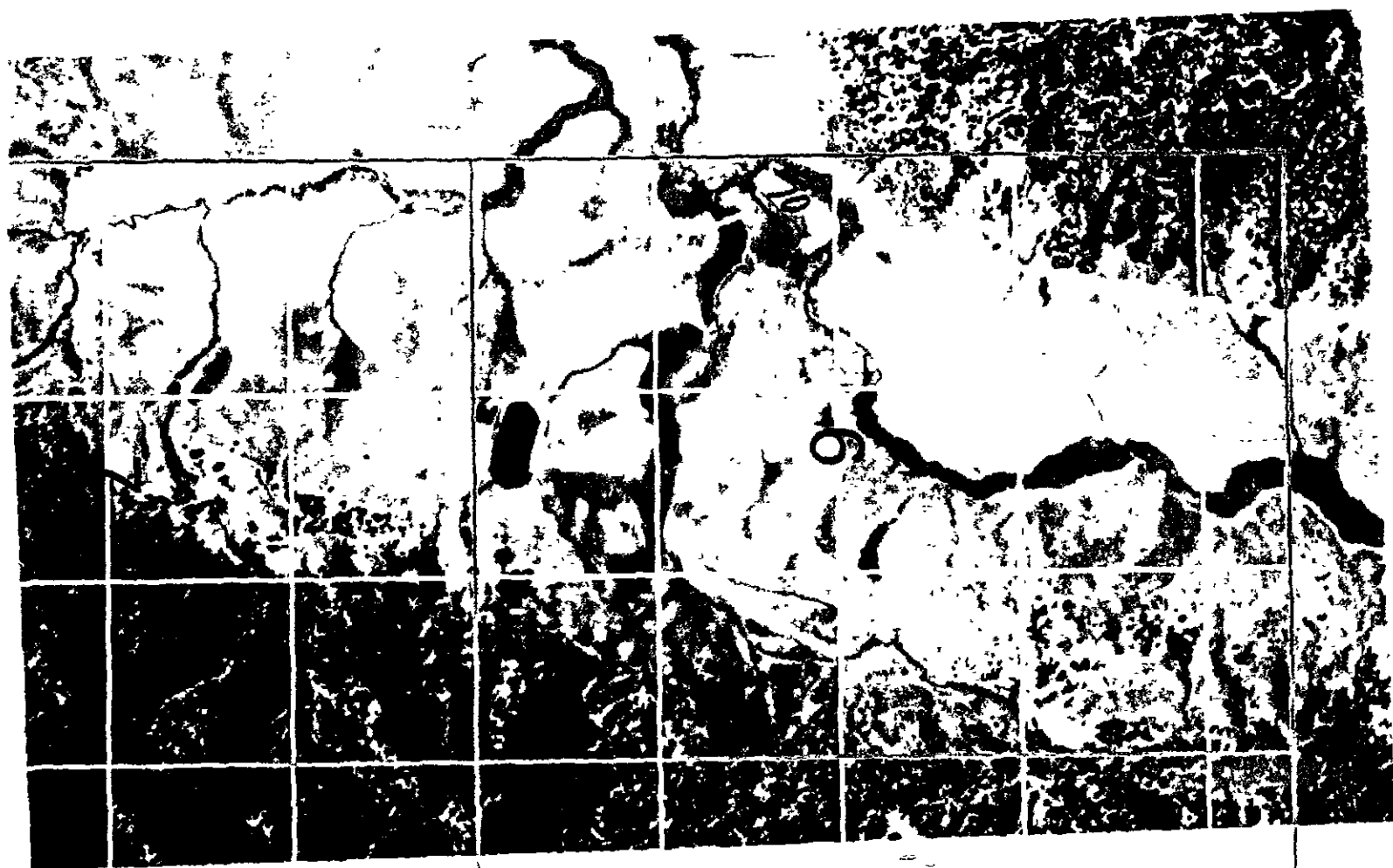
10. Unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.

11. Subject to High Valley road as it may transect this property.

12. Rights of the Public, State of Idaho, and U.S.A. in and to the bed and banks of Squaw Creek, its tributaries, and easements related thereto.

NOTE: EXCEPTION
HEREUNDER.

WILL NOT APPEAR IN THE MORTGAGE POLICY TO BE ISSUED



RECEIVED

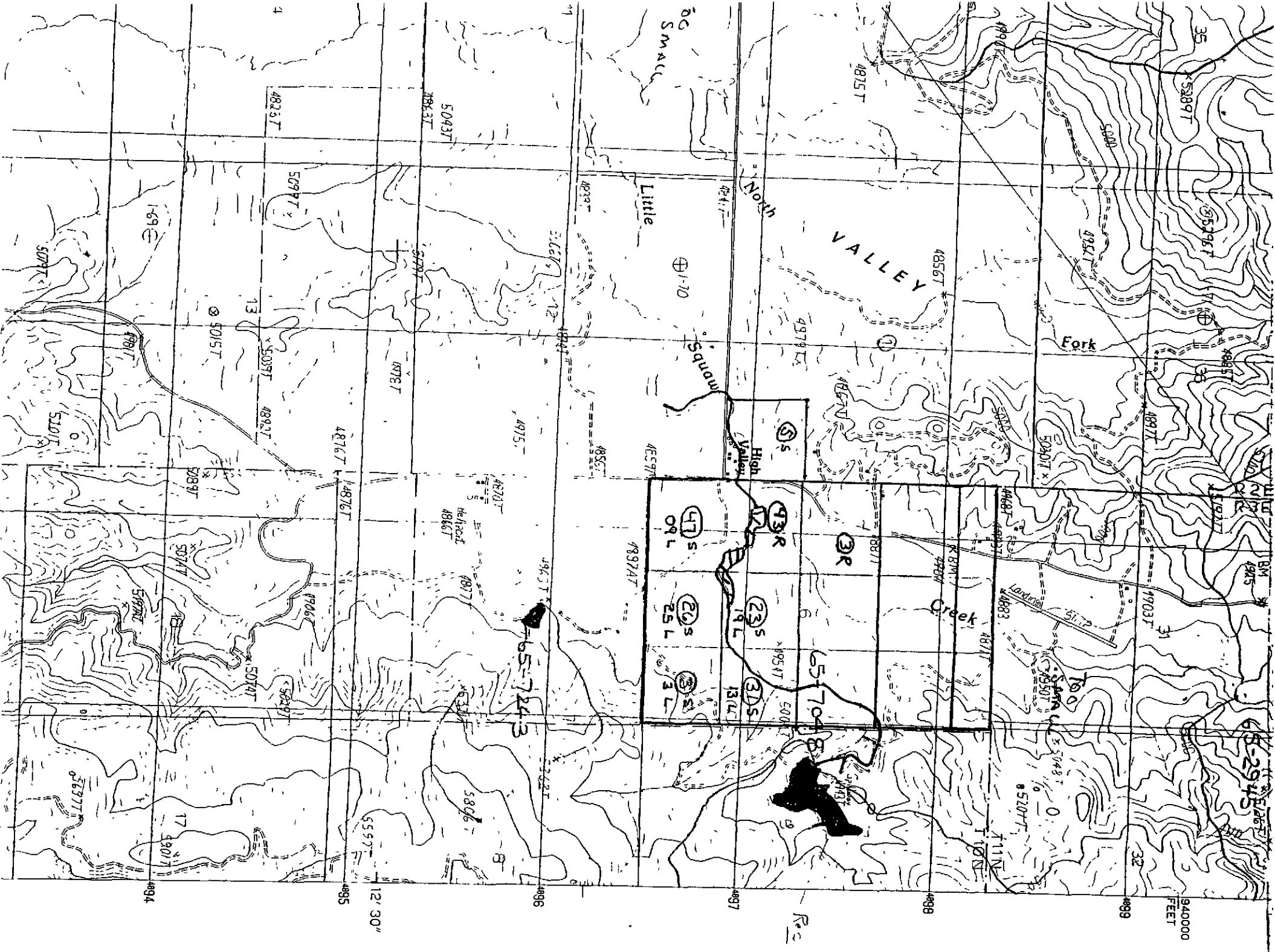
AUG 18 2000

WATER RESOURCES
WESTERN REGION**Beal-Rumsey Water Rights**

8/11/00

Source	Priority	Flow	Volume	Acres	jfw %
<u>Mill Pond</u>					
Beal 65-09092B	1944		11.5 ac-ft	1.0	20
Rumsey 65-09092A			46.2 ac-ft	4.0	80
<u>Snow Bowl</u>					
Beal 65-07803B	1977		18.75 ac-ft	37.5	94
Rumsey 65-07803A			1.25 ac-ft	2.5	6
<u>Abeny Creek- Natural Flow</u>					
Beal 65- 00131	5/1910	1.38 cfs		69.0	77
Rumsey 65-05560	5/1910	.42 cfs		21.0	23
Rumsey 65-07804	1977	.40 cfs		30.0	
<u>Big Dam</u>					
Beal 65-07048B	1968	2.65 cfs	65.9 ac-ft	130.0	
Beal 65-02965B	1966		44.4 ac-ft	130.0	
Rumsey 65-07048A	1968	.92 cfs	23.1 ac-ft	46.0	
Rumsey 65-02965A	1966		15.6 ac-ft	46.0	
Storage Total: Beal 110.3 ac-ft (74%) 130 ac.					
Rumsey 38.7 ac-ft (26%) 46 ac.					





R . Snow Bowl.

AJ5809NP
No. A65-07803A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/10/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THELMA C RUMSEY	01/04/1977	IRRIGATION STORAGE	05-01 11-01		1.25 AFA
C	JOAN C HUNSAKER		IRRIGATION FROM STORAGE	04-01 11-01		1.25 AFA
	PO BOX 109		FISH PROP. STORAGE	04-01 11-01		1.25 AFA
	SWEET ID 83670					
	(208) 584-3446					
TOTAL DIVERSION:						1.25 AFA

Water Source: UNNAMED STREAM
ABENY CREEK

Tributary to: ABENY CREEK
LITTLE SQUAW CREEK

Stage: LICENSE

Point(s) of Diversion: T10N R03E S06

SWSE

VALLEY County

Place of use Legal Description for: IRRIGATION STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac
10N	03E	6	:				:				:				:
			:				:				:				:
			:				:				:				:

Place of use Legal Description for: IRRIGATION FROM STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac	T	R	S	: Lt Ac
10N	03E	6	:				:				:				:
			:				:				:				:
			:				:				:				:

TOTAL ACRES 2.5

POU County: VALLEY

Remarks: GEN THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A65-07803 FEE PAID UNDER RECEIPT NO. X9999999.
RDH 7-29-94.
OWNERSHIP CHANGED BY RDH ON 8-17-94.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

July 29, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Original Notice of Claim to a Water Right No. A65-02965, A65-07048
& A65-07803.

Renumbered to Notice of Claim to a Water Right No. A65-02965A,
A65-07048A, A65-07803A.

Harold Beal
Ola ID 83657

Dear Harold,

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Attachment(s)

MICROFILMED
OCT 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

July 29, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Original Notice of Claim to a Water Right No. A65-07803 &
A65-09092.

Renumbered to Notice of Claim to a Water Right No. A65-07803A &
A65-09092A.

Arthur Beal
Ola ID 83657

Dear Arthur,

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Attachment(s)

MICROFILMED
OCT 21 1996