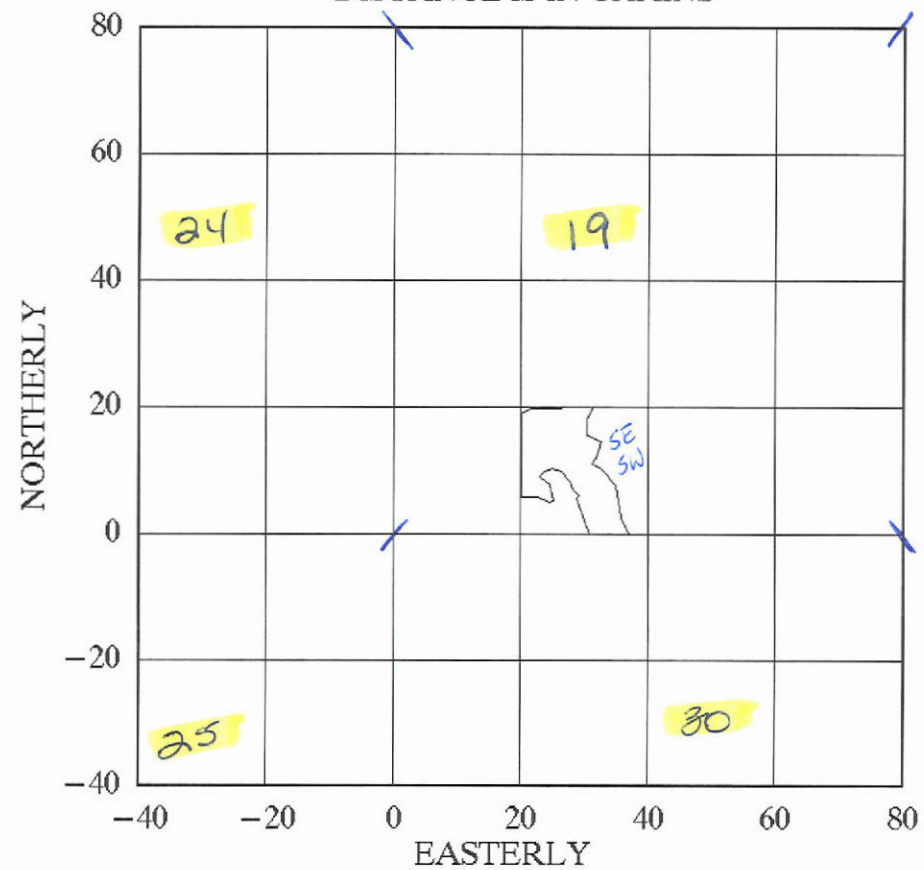
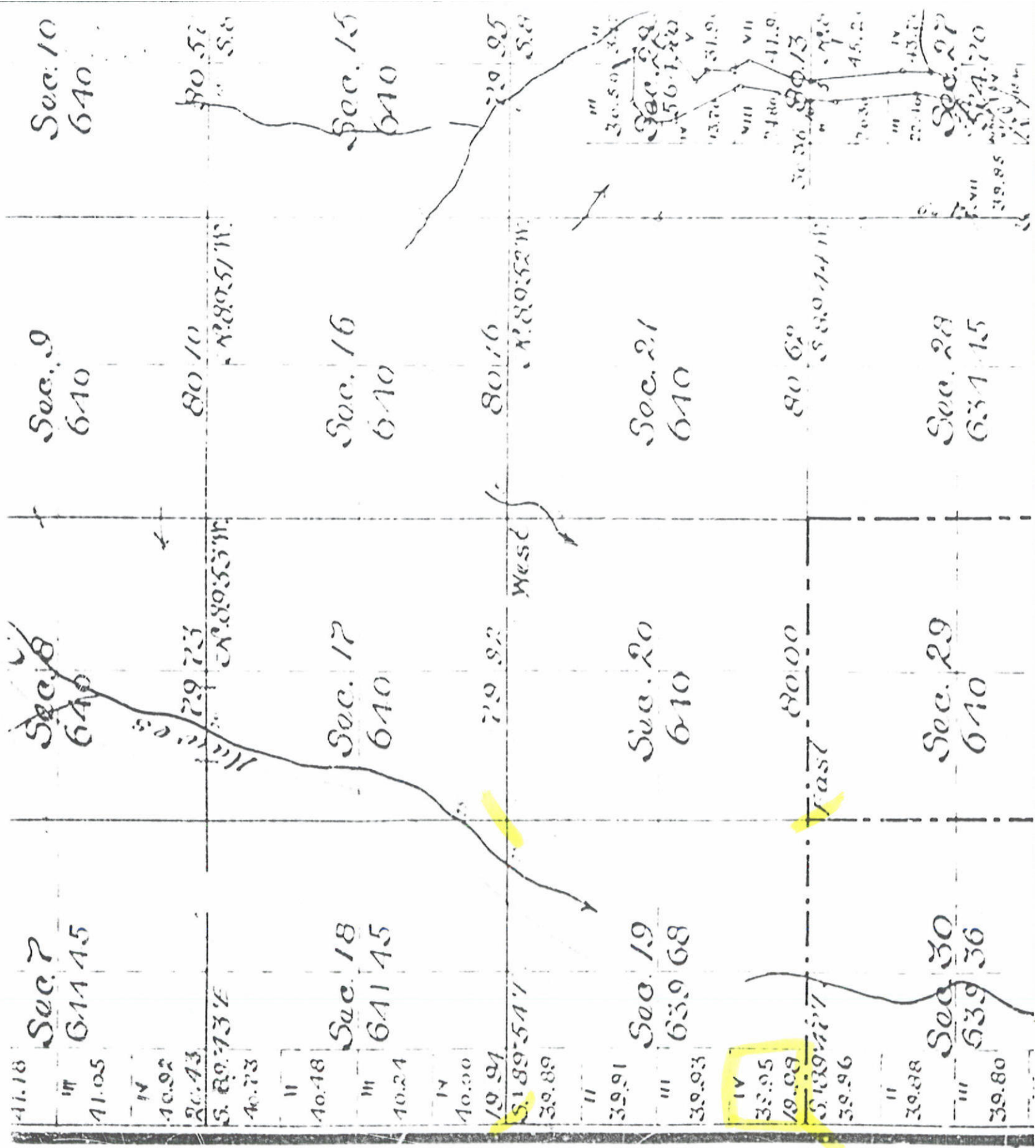


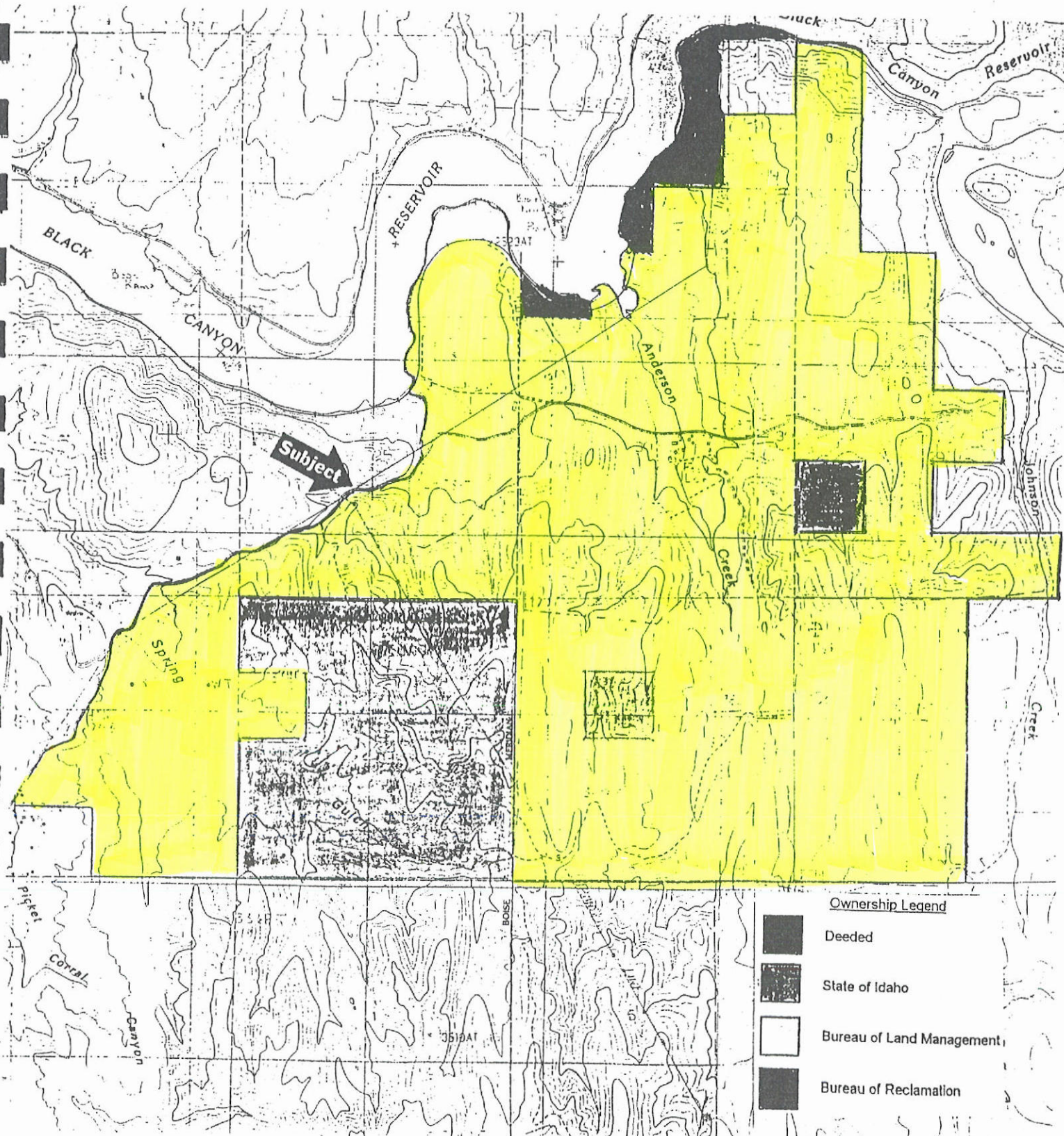
(Parcel 1)

PARCEL PLOT – METES & BOUNDS
DISTANCE IS IN CHAINS



is SWSW





This document was prepared from sources deemed reliable. However, neither seller nor agent can guarantee it's accuracy

T7N, R1E

19

SWNE

NESW

NWSE

NET POINT

MOVS 12.000
to adjust
land in
NWSE

to
HERE

ATTACHMENT B

SCANNED

FILE 2004

Idaho Dept. of Water Resources

Claim No(s): 65-02538,
65-02541, 65-2633,
65-07817, 65-10453,
65-11363

Claimant(s): Kuenzli
7N, R01E, S 19, 30, 31

Prepared by: Sue Bock

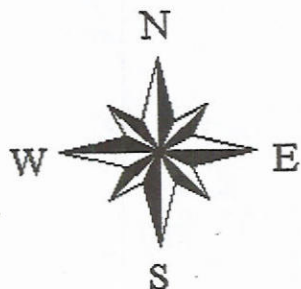
Date: 2/03/2000

 Place of Use

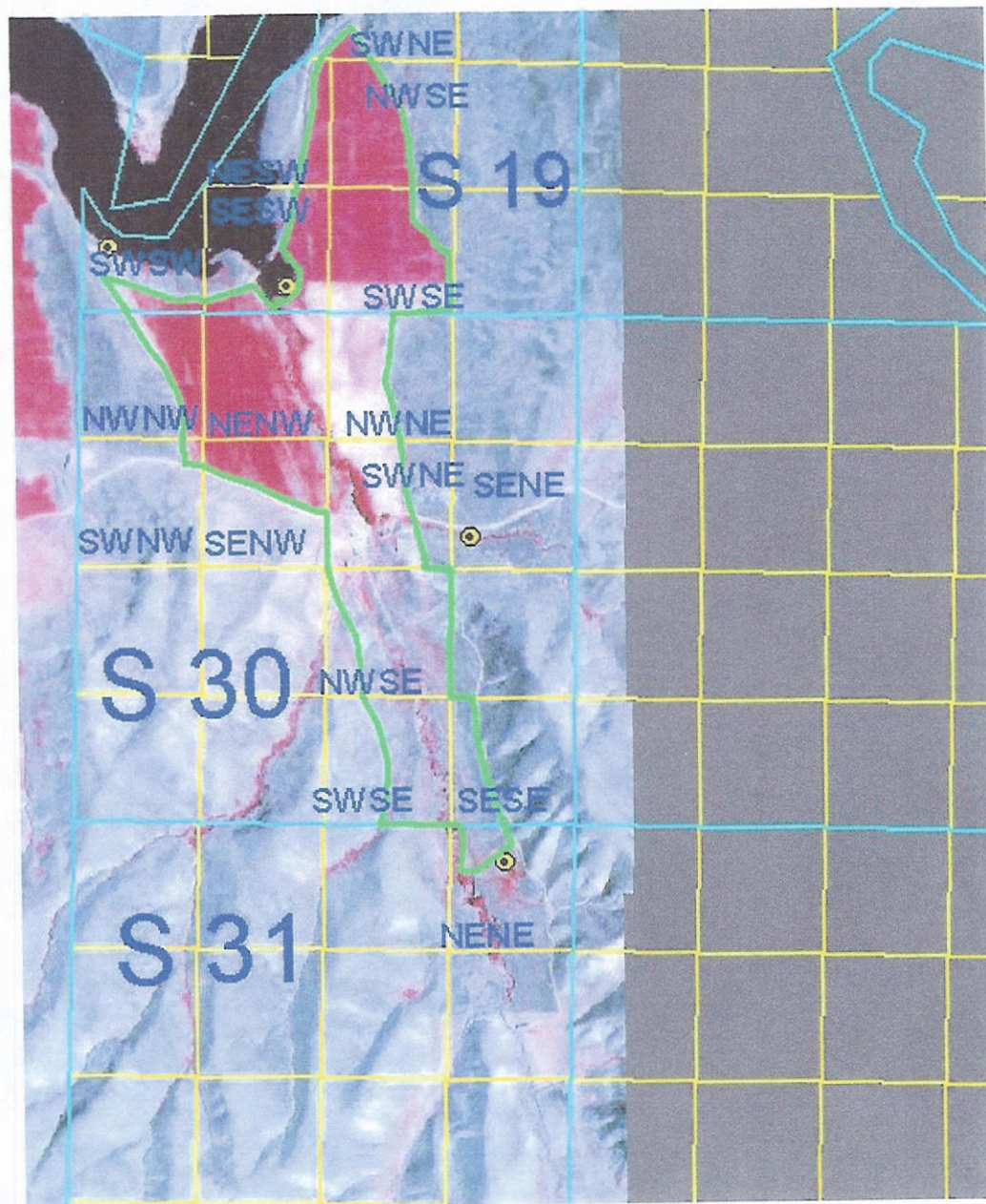
 Point of Diversion

 Section lines

 1/4 1/4 lines



0 1000 2000 Feet

1987 NAPP Photo

[illegible]

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: **A65-07817**
Date Received: 2/13/1990
Receipt No: X999999
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	RONALD L KUENZLI	208-286-7481
Address:	PO BOX 284	
	STAR ID	83669
AND/OR		
Name:	IDA MARIE KUENZLI	208-286-7481
Address:	PO BOX 284	
	STAR ID	83669

2. Date of Priority: JAN 26, 1977

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	01E	19		SE	SW		GEM
				SE	SW		GEM

5. Description of diverting works:
PUMP INTO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.620		

7. Total Quantity Appropriated is:
0.620 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
07N	01E	19	NE	SW	3	IRR	5.0
			NW	SE		IRR	20.0
			SW	SE		IRR	6.0
						Section Acres	31.0
						Total Acres	31.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY DB 1/28/2000.
BARRY MARCUS IS THE FORMER ATTORNEY.

15. Basis of Claim: PERMIT

RECEIVED

SEP 15 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page. **JUL 06 1999**
Incomplete forms will be returned.WATER RESOURCES
WESTERN REGION

1. Water Right No(s): See attached IDWR Source Summary Report.
Adjudication Claim No(s): See attached IDWR Adjudication Source Summary Report.
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Carol Lynn MacGregor and J.G. Schwartz
1109 Warm Springs Avenue, Boise, ID 83712
4. New Owner/Claimant(s) Ronald L. Kuenzli, Ida Marie Kuenzli
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address P. O. Box 284
City, State and ZIP Code Star, ID 83669
New Telephone Number (208) 286-7481
5. Date you acquired the property December 31, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Marie Kuenzli
Ronald L. Kuenzli
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

00-5816

WR5816NP

SELECTION FILE: CBIRD-1355037

IDAHO DEPARTMENT OF WATER RESOURCES

SOURCE SUMMARY REPORT

BY WATER SOURCE/WATER RIGHT NUMBER

DATE: 07/01/98

TIME: 13:55:18

PAGE: 1

WATER RIGHT NUMBER	OWNER NAME	Q C	PRIORITY DATE	STG	POINT OF DIVERSION	POD FLAG	TOTAL TOTAL DIVERSION	TOTAL ACRES	WATER USES
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WATER SOURCE: ANDERSON CREEK

A 65-02538	MAC GREGOR, CAROL LYNN	C	09/28/1950	D	07N 01E 31	NENE	1.410 CFS	43.0	01,43
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WATER SOURCE: GROUNDWATER

65-07818 ^v	MAC GREGOR, CAROL LYNN	C	01/26/1977	L	07N 01E 30	SENE	0.200 CFS		43.04
65-07839 ^v	PICKET CORRAL HOMEOWNERS ASSN.	C	03/01/1977	L	07N 01W 35	NWNE	0.440 CFS	4.5	01,43

WATER SOURCE: PAYETTE RIVER

A 65-02307	MAC GREGOR, CAROL LYNN	C	11/28/1922	D	07N 01W 25	SWNE	0.600 CFS	30.0	01
A 65-02541	MAC GREGOR, CAROL LYNN	C	10/24/1950	D	07N 01E 19	SWSW 5	1.400 CFS	72.0	01
A 65-02543	MAC GREGOR, CAROL LYNN	C	06/24/1951	D	07N 01W 25	1	1.800 CFS	116.0	01
A 65-02546	MAC GREGOR, CAROL LYNN	C	01/08/1951	D	07N 01W 25	SWNE	1.300 CFS	67.0	01
A 65-02633	MAC GREGOR, CAROL LYNN	C	03/31/1958	D	07N 01E 19	SESW 4	0.810 CFS	53.0	01
65-07817 ^v	MAC GREGOR, CAROL LYNN	C	01/26/1977	L	07N 01E 19	SESW 4	0.620 CFS	31.0	01
A 65-10453	MAC GREGOR, CAROL LYNN	C	06/01/1960	D	07N 01E 19	SWSW	0.620 CFS	31.0	01
A 65-11362	MAC GREGOR, CAROL LYNN	C	06/01/1969	D	07N 01W 25	1	0.520 CFS	116.0	01
A 65-11363	MAC GREGOR, CAROL LYNN	C	05/01/1964	D	07N 01E 19	SESW 4	0.250 CFS	53.0	01

WATER SOURCE: SPRING

65-13249 ^v	MAC GREGOR, CAROL LYNN	C	06/15/1990	L	07N 01W 26	NWSESW	0.120 CFS		04
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WATER SOURCE: SPRINGS

A 65-02538	MAC GREGOR, CAROL LYNN	C	09/28/1950	D	07N 01E 31	NENE	1.410 CFS	43.0	01,43
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Kuenzli is already
current owner for
65-13249.

doesn't apply to 65-07839

00-5816

AJ5816NP

SELECTION FILE: CBIRD-1319248

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION SOURCE SUMMARY REPORT
BY WATER SOURCE/WATER RIGHT NUMBER

DATE: 07/01/98

TIME: 13:19:44

PAGE: 1

WATER RIGHT NUMBER	CURRENT OWNER NAME	PRIORITY DATE	SYG	POINT OF DIVERSION	POD FLAG	TOTAL DIVERSION	TOTAL ACRES	WATER USES
WATER SOURCE: ANDERSON CREEK								
A65-02538	MAC GREGOR, CAROL LYNN	09/28/1950	D	07N 01E 32	SWSW	1.410 CFS	43.0	01,43
A65-02538	MAC GREGOR, CAROL LYNN	09/28/1950	D	07N 01E 32	SWSW	1.410 CFS	43.0	01,43
WATER SOURCE: GROUNDWATER								
A65-07818	MAC GREGOR, CAROL LYNN	01/26/1977	L	07N 01E 30	SENE	0.200 CFS	43.04	
A65-07839	PICKET CORRAL HOMEOWNERS ASSOC	03/01/1977	P	07N 01W 33	NONE	0.440 CFS	4.5	01,43
WATER SOURCE: PAYETTE RIVER								
A65-02307	MAC GREGOR, CAROL LYNN	11/28/1922	D	07N 01W 25	SWNE	0.600 CFS	30.0	01
A65-02307	MAC GREGOR, CAROL LYNN	11/28/1922	D	07N 01W 25	SWNE	0.600 CFS	30.0	01
A65-02541	MAC GREGOR, CAROL LYNN	10/24/1950	D	07N 01E 19	5	1.400 CFS	72.0	01
A65-02543	MAC GREGOR, CAROL LYNN	06/24/1951	D	07N 01W 25	1	1.800 CFS	116.0	01
A65-02546	MAC GREGOR, CAROL LYNN	01/08/1951	D	07N 01W 25	SWNE	1.300 CFS	67.0	01
A65-02546	MAC GREGOR, CAROL LYNN	01/08/1951	D	07N 01W 25	SWNE	1.300 CFS	67.0	01
A65-02633	MAC GREGOR, CAROL LYNN	03/31/1958	D	07N 01E 19	4	0.810 CFS	53.0	01
A65-07817	MAC GREGOR, CAROL LYNN	01/26/1977	P	07N 01E 19	SESW	0.620 CFS	31.0	01
A65-07817	MAC GREGOR, CAROL LYNN	01/26/1977	P	07N 01E 19	SESW	0.620 CFS	31.0	01
A65-10453	MAC GREGOR, CAROL LYNN	06/01/1960	D	07N 01E 19	SWSW	0.620 CFS	31.0	01
A65-11362	SCHWARZ, JOSEPH GORDON	06/01/1969	D	07N 01W 25	1	0.520 CFS	116.0	01
A65-11363	MAC GREGOR, CAROL LYNN	05/01/1964	D	07N 01E 19	4	0.250 CFS	53.0	01
WATER SOURCE: SPRINGS								
A65-02538	MAC GREGOR, CAROL LYNN	09/28/1950	D	07N 01E 32	SWSW	1.410 CFS	43.0	01,43
A65-02538	MAC GREGOR, CAROL LYNN	09/28/1950	D	07N 01E 32	SWSW	1.410 CFS	43.0	01,43

RECEIVED

SEP 15 1998

FRANK W. STOPPELLO
ATTORNEYS AND COUNSELORS AT LAW
620 WEST HAYS STREET
BOISE, IDAHO 83702

Department of Water Resources

FRANK W. STOPPELLO
JERRY A. KISER

TELEPHONE (208) 336-1020
FACSIMILE (208) 336-1027

September 14, 1998

Idaho Department of Water Resources
Attn: Jim Johnson
1301 North Orchard
P. O. Box 83720
Boise, ID 83720-0098

Re: Water Right Transfer Form
Seller: Carol Lynn MacGregor
Buyers: Ronald L. Kuenzli and Ida Marie Kuenzli

Dear Mr. Johnson:

As we discussed in our telephone conversation of August 13, 1998, enclosed is the completed Notice of Change of Water Right Ownership form, together with the following attachments:

- 1) Department of Water Resources, Source Summary Report;
- 2) Department of Water Resources, Adjudication Source Summary Report;
- 3) Copy of diagram map received with Title Commitment; and,
- 4) Copy of J.G. Schwartz Deed, together with legal description.

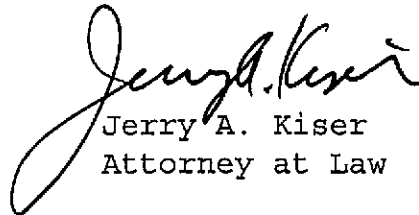
After reviewing the legal description and water rights after our telephone conversation, I discovered that in fact the water rights listed in the Source Summary Reports provided by your office do in fact include all water rights appurtenant to the land purchased by the Kuenzlis. Therefore, it does not appear that any of the water rights will need to be fractionalized. I certainly invite your review of this issue. The water right involved is 65-02543 and, the portion which may questionably be appurtenant to the land retained by Carol Lynn MacGregor is

Idaho Department of Water Resources
Attn: Jim Johnson
September 14, 1998
Page TWO.

located in the NW 1/4 of the NE 1/4, Section 25, Township 7 North, Range 1 West and involves 11 acres. In my review, it does appear as though the Kuenzlis do own 11 acres in that quarter quarter section which is irrigated with the water described in water right no. 65-02543.

If you have any questions regarding the enclosed Notice of Change of Water Right Ownership and attachments, please feel free to contact me.

Sincerely,



Jerry A. Kiser
Attorney at Law

JAK/mac

cc: Ronald L. and Ida Marie Kuenzli

WARRANTY DEED

For value received, JOSEPH GORDON SCHWARZ (aka J. G. BETTIS) a married man dealing with his sole and separate property, the Grantor, does hereby grant, bargain, sell and convey unto RONALD L. KUENZLI and IDA MARIE KUENZLI, husband and wife, whose address is Box 284, Star, Idaho, 83669, the Grantees, an undivided 7.82% interest in and to the following described premises located in Gem County, State of Idaho, consisting of 350 acres of irrigated crop land; 2,783 acres of native dry range land; and, 89 acres of dry farm land, more particularly described as follows, to-wit:

See Exhibit A attached hereto and made a part hereof as if fully set forth herein.

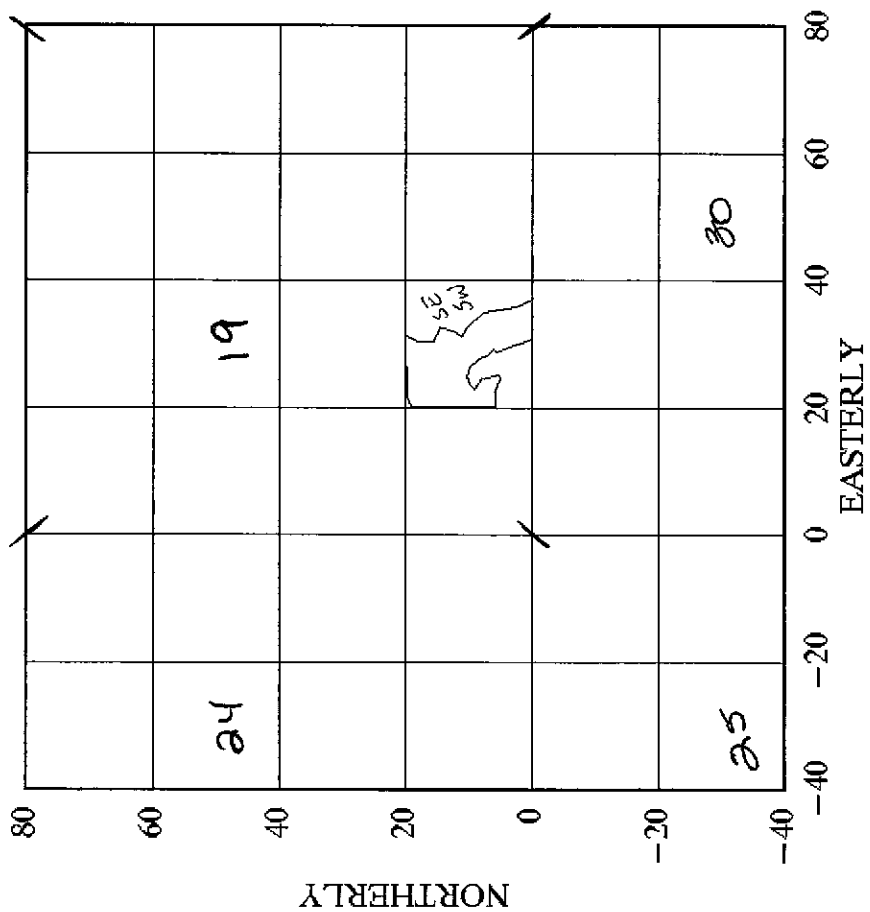
TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said real property, as well as all buildings, structures, and improvements; all mineral rights other than those retained by the United States of America and/or the State of Idaho; all growing crops of any kind or nature; all water, water rights, water storage rights, ditches, easements and rights-of-way for ditches appurtenant thereto and used in connection therewith; all grazing permits, grazing leases, and grazing rights

WARRANTY DEED - 1.



(Parcel 1)

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS

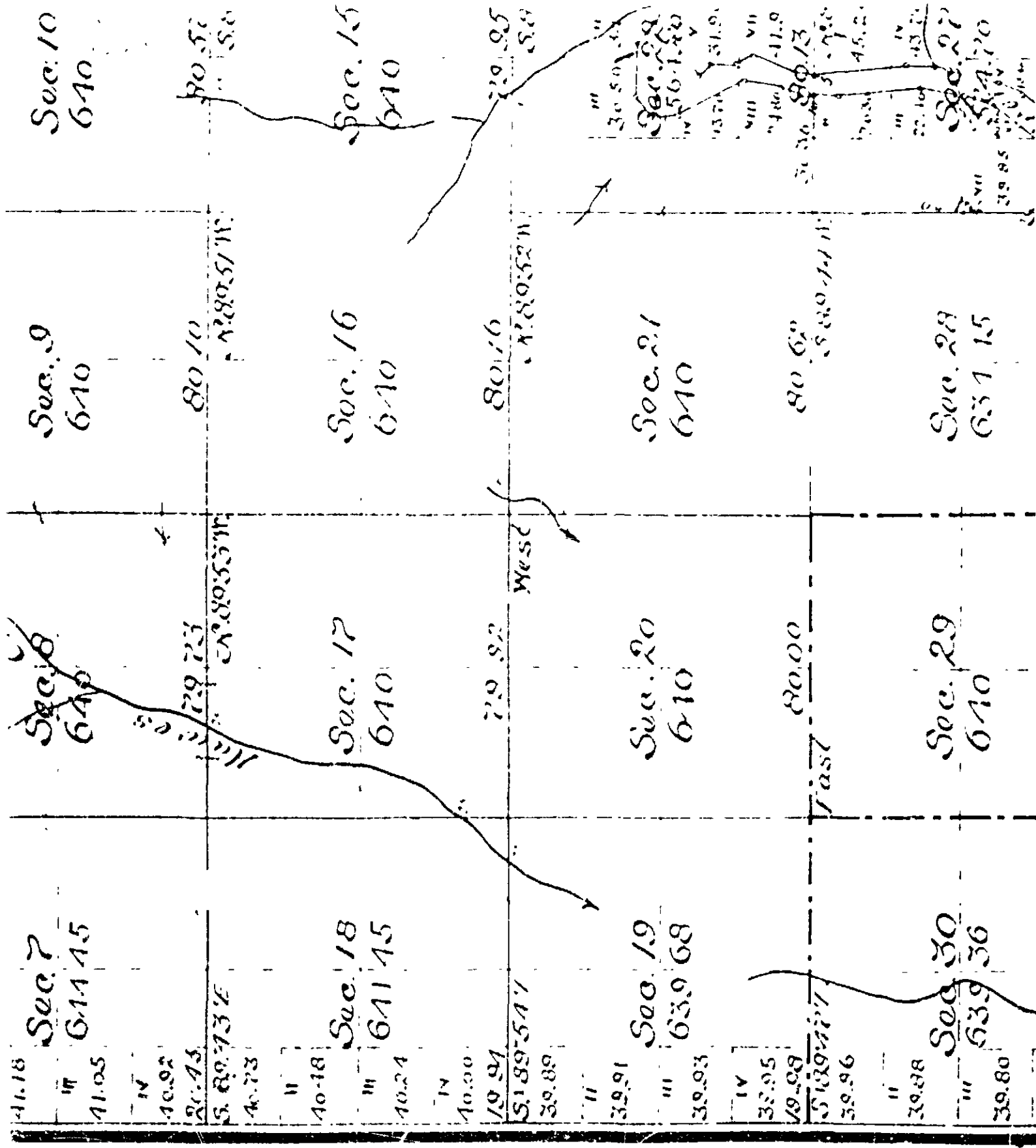


N
W

METES AND BOUNDS TABLE ***PRESS ALT P TO PRINT GRAPH***

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR	40 00	0 00					
(SEE SHEET)	30 81	0 01	89 00	55 00	0 00	NW	606 30
	28.77	5.56	20.00	12 00	0 00	NW	389.90
	29.24	6 00	46 00	32.00	0 00	NE	42.50
	28 71	6 54	44 00	9 00	0 00	NW	50 00
-QUAD COEF-	28 16	7 12	44 00	9 00	0 00	NW	52 90
IF NE, X=1,Y=1	27 77	8 32	17.00	51.00	0.00	NW	83 10
IF SE, X=1,Y=-1	26 35	9 96	40 00	50.00	0 00	NW	142 90
IF SW, X=-1,Y=-1	24 95	10 32	75 00	29 00	0 00	NW	96 00
IF NW, X=-1,Y=1	23 80	9 91	70.00	23.00	0 00	SW	80 40
	22.98	9 17	47.00	58.00	0 00	SW	73 10
	24.49	7 90	50 00	10.00	0.00	SE	130 60
	25 19	5 20	14.00	26.00	0 00	SE	184 00
	24.61	4 93	65.00	9.00	0 00	SW	42 20
	22 50	5 85	66 00	30 00	0 00	NW	151.70
	20 08	5.83	89 00	38 00	0.00	SW	159.60
	20 09	18.99	0.00	2 00	0.00	NE	868 40
	21 51	19.73	62.00	30 00	0.00	NE	105 30
	31 35	19.90	89.00	0 00	0.00	NE	649 60
	30 42	18.06	26 00	50 00	0.00	SW	136 10
	30 33	15.62	2 00	6 00	0 00	SW	161 00
	32 61	14 58	65.00	24.00	0.00	SE	166 00
	32 23	13 15	14.00	57 00	0 00	SW	97 50
	31.75	11 93	21.00	32 00	0 00	SW	86.60
	31 26	11 04	28 00	58 00	0 00	SW	67.00
	31 94	10 67	61.00	41 00	0 00	SE	51 10
	32 60	10 31	61.00	1 00	0 00	SE	50.00
	35 01	7 71	42 00	46.00	0 00	SE	233.70
	35 73	2 65	8 00	9 00	0 00	SE	336.80
	37 00	0 02	25 00	49 00	0 00	SE	192 90
	33 94	0 03	89 00	55 00	0.00	NW	202 00
	27 82	0.04	89.00	55 00	0 00	NW	404 30
	27 82	0.04					

is SUSW



X=40

Y=Ø

EXHIBIT A

PARCEL I:

Lot 4, excepting a piece of land for reservoir right of way purposes above Black Canyon Diversion Dam, Boise Project, Idaho, described as follows:

Beginning at a point on the South line of Section 19, Township 7 North, Range 1 East of the Boise Meridian, Gem County Idaho, which point is 606.3 feet North 89°55' West of the South quarter corner of said Section 19; thence
North 20°12' West 389.9 feet; thence
North 46°32' East 42.5 feet; thence
North 44°09' West 50.0 feet, to a point on the centerline of the Idaho Northern Branch of the Oregon Short Line Railroad, which point is on 5°05' curve of said railroad, and is approached from the convex side, and normal to said curve; thence
North 44°09' West 52.9 feet; thence
North 17°51' West 83.1 feet; thence
North 40°50' West 142.9 feet; thence
North 75°29' West 96.0 feet; thence
South 70°23' West 80.4 feet; thence
South 47°58' West 73.1 feet; thence
South 50°10' East 130.6 feet; thence
South 14°26' East 184.0 feet; thence
South 65°09' West 42.2 feet; thence
North 66°30' West 151.7 feet; thence
South 89°38' West 159.6 feet to a point on the West Lot line of said Lot 4; thence along the West lot line of said Lot 4
North 00°02' East 868.4 feet; thence along a meander line
North 62°30' East 105.3 feet to a point on the North Lot line of said Lot 4; thence along the North Lot line of said Lot 4,
North 89°00' East 649.6 feet; thence
South 26°50' West 136.1 feet; thence
South 2°06' West 161.0 feet; thence
South 65°24' East 166.0 feet; thence
South 14°57' West 97.5 feet; thence
South 21°32' West 86.6 feet; thence
South 28°58' West 67.0 feet; thence
South 61°41' East 51.1 feet to a point on above mentioned 5°05' curve and center line of the said Idaho Northern Railroad, approached from the concave side of said 5°05' curve and normal to said curve which point is 345.2 feet from above mentioned intersection, measured on 50 foot chords along said 5°05' curve; thence

South 61°01' East 50.0 feet; thence
South 42°46' East 233.7 feet; thence
South 8°09' East 336.8 feet; thence
South 25°49' East 192.9 feet to a point on the South section line
of said Section 19, which point is 202.0 feet North 89°55' West
of the South quarter corner of said Section 19; thence along the
South section line of said Section 19
North 89°55' West 404.3 feet to the POINT OF BEGINNING.

And the Southwest quarter of the Southeast quarter all in Section
19; and

The Northwest quarter of the Northeast quarter and South half of
the Northeast quarter and East half of the Northwest quarter and
Lot 1, Lot 2, Lot 3 and Lot 4, and the East half of the Southwest
quarter and Southeast quarter all in Section 30; and

The Northeast quarter and the Northeast quarter of the Northwest
quarter, and Lot 1, Lot 2, Lot 3 and Lot 4 and the East half of the
Southwest quarter and the Southeast quarter, all in Section 31; and

The Northwest quarter and North half of the Southwest quarter of
Section 32; EXCEPT the East half of the Northeast quarter of the
Southwest quarter and the East half of the Southeast quarter of the
Northwest quarter and the East half of the Northeast quarter of the
Northwest quarter of Section 32;

The Southwest quarter of the Southwest quarter and the West half of
the Southeast quarter of the Southwest quarter of Section 32,
Township 7 North, Range 1 East, Boise Meridian, Gem County, Idaho.

All of the above and foregoing property being in Township 7 North,
Range 1 East of the Boise Meridian, Gem County, Idaho.

PARCEL 2:

That portion of the South half of the Southeast quarter of Section
26 lying South of the County Road;

All that portion of the Northwest quarter of the Northeast quarter
lying South and East of the County road in Section 35;

All that portion of the Southeast quarter of the Northwest quarter
lying East of the County Road in Section 35;

All that portion of the Northeast quarter of the Southwest quarter
lying South and East of the County Road in Section 35;

The Southwest quarter of the Northeast quarter lying South and East of the County Road, subject to the State of Idaho, Easement #717 to Idaho Power Company for poleline right of way, in Section 35;

The East half of the Northeast quarter of Section 35;

The Southeast quarter of Section 35;

The Southwest quarter of the Northwest quarter of Section 36;
The South half of the Southwest quarter of Section 25, lying South of the County Road;

All being in Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho.

PARCEL 3:

The Southeast quarter of the Northeast quarter, the North half of the Southeast quarter, the Southeast quarter of the Southeast quarter of Section 19; and Lot 4, the Southwest quarter of the Northwest quarter, the West half of the Southwest quarter, the Southeast quarter of the Southwest quarter of Section 20; and the Northwest quarter, the Southwest quarter of the Northeast quarter, the Northeast quarter of the Southwest quarter, the South half of the Southwest quarter, the South half of the Southeast quarter of Section 29 and the Northeast quarter of the Northeast quarter of Section 30; all being in Township 7 North, Range 1 East of the Boise Meridian, Gem County, Idaho.

PARCEL 4:

The North half of the Southwest quarter, lying South and East of the County Road, the Southwest quarter of the Southeast quarter excepting the following described tract: Beginning at a point 1,493.4 feet West of the 1/16 corner in the East side of the Southeast Quarter of Section 25; thence South 47°30' West 338.45 feet; thence North 70°30' West 345.3 feet; thence North 3°14' East 112.30 feet; thence East to POINT OF BEGINNING. The Southeast quarter of the Southeast quarter of Section 25, all in Township 7 North, Range 1 West of the Boise Meridian, in Gem County, State of Idaho.

PARCEL 5:

Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho:

Section 25:

The South half of the Northeast quarter lying East of the drain ditch.

That portion of the Northwest quarter of the Southeast quarter lying East of the Drain Ditch and South of the County Road.

The Northeast quarter of the Southeast quarter.

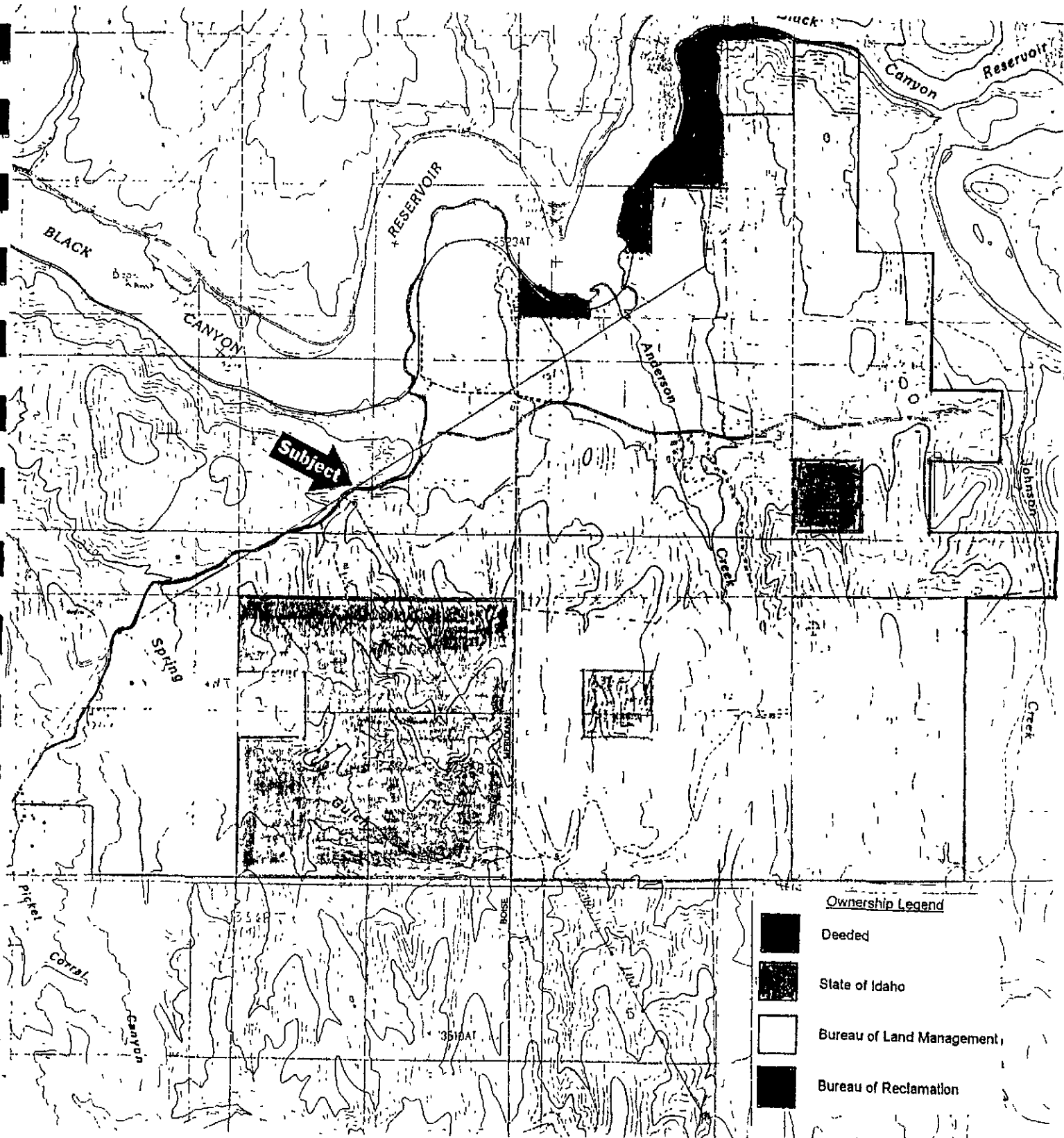
and

Beginning at a point 1493.4 feet West of the 1/16 corner in the East side of the Southeast quarter of Section 25, Township 7 North, Range 1 West, Boise Meridian; run thence South 47°30' West, 338.45 feet; thence North 70°30' West, 345.3 feet; thence North 3°14' East, 112.30 feet; thence East to said POINT OF BEGINNING.

PARCEL 6:

Lots 4, 5, 6 and 7, in Section 24; the Northeast quarter of the Northeast quarter, and Lot 1, in Section 25 all in Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho.

EXCEPT All the Southwest quarter Northwest quarter Northeast quarter Southwest quarter Northeast quarter of Section 35, Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho, commonly known as the Water Reservoir Storage Lot and encompassing approximately 0.625 acres.



This document was prepared from sources deemed reliable. However, neither seller nor agent can guarantee it's accuracy

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: A65-07817
Date Received: 2-13-90
Receipt No: 4999999
Received By:

G

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAROL LYNN MAC GREGOR
Address: 1109 WARM SPRINGS AVE.
BOISE, ID

83712

AND/OR

Name: JOSEPH GORDON SCHWARZ
Address: 1109 WARM SPRINGS AVE.
BOISE, ID

83712

RECEIVED
FEB 13 1990

2. Date of Priority: JAN 26, 1977

Department of Water Resources

3. Source: PAYETTE RIVER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	01E	19	SE	SW			GEM
			SE	SW			GEM

5. Description of diverting works:
PUMP INTO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.620		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A65-07817

Page 1

Date: 11/14/89

MICROFILMED

SEP 23 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	01E	19	NE	SW ✓	3	IRR	5.0
			NW	SE ✓		IRR	20.0
			SW	SE ✓		IRR	6.0
					Section Acres		31.0
					Total Acres		31.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: PERMIT

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 X 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): Carol Lynn McGehee Date: Feb 13, 1990
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of Feb 1990

Barney Mancus
Notary Public

Seal

Residing at Boise

My Commission Expires 6/5/91

17. Notice of Appearance:

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

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

Signature _____

Address _____

Date _____

SRBA CLAIMS RECEIVING CHECKLIST #2

Claim checked by: RRB Date: 3/13/90
 Claim must be returned to claimant: (Yes) (No)
 Claimant must be notified of modifications: (Yes) (No)

Checked by: _____ Date: _____
MICROFILMED

MICROFILMED

SEP 23 1992

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7817

NAME AND ADDRESS:

BLACK CANYON PARTNERS LLC
124 W MAIN ST, SUITE D
EMMETT ID 83617

~~IDA M KUENZLI~~
~~PO BOX 284~~
~~STAR ID 83669~~

~~RONALD L KUENZLI~~
~~PO BOX 284~~
~~STAR ID 83669-0284~~

SOURCE: Source Tributary:
PAYETTE RIVER SNAKE RIVER

QUANTITY: 0.620 CFS 139 500 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.81 CFS COMBINED RIGHT NOS. 65-02633
AND 65-11363.

PRIORITY DATE: 01/26/1977

POINT OF DIVERSION:

T07N R01E S19 SESW Lot 4
Within GEM County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use	Quantity
	IRRIGATION	3/15 11/15	0.620 CFS 139 50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION within GEM County

~~T07N R01E S19 SESE Lot 2-3-0~~
~~T07N R01E S19 NESW Lot 3-7-0~~
~~T07N R01E S19 NWSE 15-0~~
T07N R01E S19 NWSE 25 0
T07N R01E S19 SWSE 6.0

31 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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-02633 AND 65-11363

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No 65.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion

Failure of the right holder to comply with the conditions of Transfer 70882 is cause for the Director to rescind approval of the transfer.

**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

Water Rights: 65-7817

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party (Ownership Change is separate from Transfer)

XX IC § 42-222 transfer

☐ Point of diversion XX Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

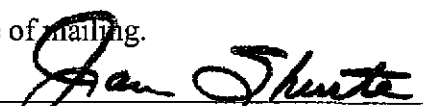
XX Other – Conditions & Remarks

☐ IC § 42-219 license

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

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

DATED: March 10, 2004



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 10, 2004, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Black Canyon Partners LLC	☐ overnight mail
124 W Main St. #D	☒ regular mail
Emmett, ID 83617	☐ hand-delivered
	☐ facsimile

Ronald L. Kuenzli	☐ overnight mail
Ida Marie Kuenzli	☒ regular mail
PO Box 284	☐ hand-delivered
Star, ID 83669	☐ facsimile



Signature of person mailing this document



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

March 11, 2004

BLACK CANYON PARTNERS LLC
124 W MAIN ST #D
EMMETT ID 83617

Dear Sir or Madam:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer and ownership change. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

cc: Ronald & Ida Kuenzli

WATER RIGHT NO. 65-7817
As Modified by Transfer No. 70882

In accordance with the approval of Transfer No. 70882, Water Right No 65-7817 is now described as follows

Right Holder: RONALD L KUENZLI And
IDA M KUENZLI
PO BOX 284
STAR ID 83669-0284

Priority Date: January 26, 1977

Source: PAYETTE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.62 CFS	139.5 AF
			0.62 CFS	139.5 AF

LOCATION OF POINT(S) OF DIVERSION:

PAYETTE RIVER L4 (SESW) Sec. 19 Twp 07N Rge 01E GEM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 01E 19															25.0	6.0	31.0

Total Acres: 31

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

WATER RIGHT NO. 65-7817
As Modified by Transfer No. 70882

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 65-2633, 65-7817 and 65-11363 when combined shall not exceed a total diversion rate of 0.81 cfs.
9. Rights 65-2633 and 65-11363 are also diverted through the point of diversion described above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 3rd day of March, 2004



Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70882

This is to certify that: RONALD L KUENZLI And
IDA M KUENZLI
PO BOX 284
STAR ID 83669
(208)286-7481

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-7817	AJC/License	01/26/1977	0.62 cfs	139.5 af	N/A	31.0	PAYETTE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-7817	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-7817	65-7817	0.62 cfs	139.5 af	N/A	31.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.62 cfs	139.5 af	N/A	31.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of March, 2004



Chief, Water Allocation Bureau

AMENDED

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 70882

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant JANIS L and IDA MARIE KUENZLI Phone 286 748
 Post Office address P.O. Box 384 STAR ID 83467

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

- ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes TAKING FROM Bureau of Reclamation
ground and putting it on our ground

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 65-7817 V1 Priority 1-26-77 Amount (cfs/so-ft) 2.120 CFS Nature of Use IRRIGATION Period of Use 3-15 to 4-15
 _____ to _____
 _____ to _____
 _____ to _____
SEE REMARKS & FILING FEE
2. Total amount of water being transferred 2.120 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Puyette River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
4		SE	SW	19	7N	16	Gem	Same point of diversion
								Same system

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	1E	19																	31

SCANNED
OCT 28 2003Total acres 31

PART 1

6. General Information:

a. Description of diversion system Electric pump to main line

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Transfer from Bureau of Reclamation ground to Kuenzli farm land on Black Canyon Ranch

d. Remarks:

Original
Remarks
Updates
3/28 + 8/18/03

{ We are moving .06 CFS - NOT TOTAL WATER RIGHT
Filing fee based on .06 CFS
{ Also moving .14 CFS from 7 acres on BOR land in NSW to
7 acres of Applicant's land in ~~NSW~~ * NWSE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

SCANNED

Witness my hand this _____ day of _____, 19 OCT 29 2000

* ~~is a state, not really a charge since still will have to~~
~~pay in NSW but not on public lands even if include~~
.14 cfs as charge, filing fee remains at \$100 (up to .20 cfs
covered by that fee).

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

SEE ATTACHMENT A

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 In case of _____
 dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date of priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/2	3/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

SCANNED
OCT 29 2003

Total acres _____

9. Describe any other water rights used for the same purpose as described above

NONE

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 65-7817 V1

WATER RIGHT NUMBER: 65-7817 V1

Attachment A
 (2 pgs.)

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CAROL LYNN MAC GREGOR 1109 WARM SPRINGS AVE BOISE, ID 83712
Original Owner	JOSEPH GORDON SCHWARZ 1109 WARM SPRINGS AVE BOISE, ID 83712 (208)386-9494
Current Owner	RONALD L KUENZLI PO BOX 284 STAR, ID 83669 (208)286-7481
Original Owner	BARRY MARCUS 737 N 7TH ST BOISE, ID 83702 (208)342-3563
Current Owner	IDA MARIE KUENZLI PO BOX 284 STAR, ID 83669 (208)286-7481
Original Owner	MAC GREGOR LAND & LIVESTOCK CO BOX 5128 BOISE, ID 83705

Priority Date: 01/26/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
PAYETTE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversi on Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.620 CFS	139.50 AF
	<u>Total Diversion:</u>	0.620 CFS	139.50 AF

Location of Point(s) of Diversion

PAYETTE RIVER	L4 (SE1/4SW1/4)	Sec. 19, Twp 07N, Rge 01E, B.M.
GEM County		

Place of Use
 IRRIGATION

SCANNED

OCT 29 2003

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	01E	19			3.0				7.0				15.0	8.0	31.0

Total Acres: 31

MOVE THESE
 ACRES TO
 NWSE

move from 7 acres
 on public land to
 7 acres on private
 land ~~that~~ in
 NWSE

Add 10 Acres here

03/25/2003

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 65-7817 V1

Attachment A
(Pg 2)

Conditions of Approval:

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

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02633 AND 65-11363.
2. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.81 CFS. COMBINED RIGHT NOS.: 65-02633 AND 65-11363.

Comments:

1. SBOCK 2/3/2000 COPIED FROM REMARKS
Comment: OWNERSHIP CHANGED BY DB 1/28/2000. BARRY MARCUS IS THE FORMER ATTORNEY.
2. Iharris 5/10/2001 REMOVE ATTORNEY
Comment: THE ATTORNEY WAS REMOVED FROM THIS RIGHT PER CLAIMANT REQUEST.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector: AND
Water District Number: 65
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase.

SubCase Number: 65-7817
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim:
Date Filed: 1/17/2002 Objection Status: Active

SCANNED
OCT 29 2003

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**N/A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)N/A

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

SCANNED

OCT 29 2003

Total acres _____

SEE ATTACHMENT B

Transfer No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

[illegible]

SCANNED

~~OCT 2 3 2003~~

PART 3

NOT APPLICABLE

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

No Change - USING IRRIGATION WATER ON FARM
GROUND ON BLACK CANYON RANCH THAT WAS BEING
USED ON BUREAU OF RECLAMATION GROUND.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this _____ day of _____, 18 2003



[Signature]
 (Signature of Applicant)

[Signature]
 (Notary Public)

My commission expires 12-8-06

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by CS Date 1/27/03 Protest filed by _____

Prelim. check by SL Fee \$100

Receipted by SL for KG Date 1/27/03 WD30008

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

SCANNED

OCT 29 2003

ATTACHMENT B 8/18/03



IN, R1E

19

ATTACHMENT B

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

RECEIVED
MAR 02 2004
 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
65-11363			65-02543		
65-7817 NO FEE			65-02546		
65-02633			65-02307		
65-10453			65-02538		
65-11362			65-22387		
65-02541			65-07818		

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) Ronald L. & Ida Marie Kuenzli
P.O. Box 284, Star, ID 83669
4. New Owner/Claimant(s) Black Canyon Partners, LLC
 Name Connector (Check one) ☐ and ☐ or ☐ and/or
- New Mailing Address 124 W. Main Street, #D
- City, State and ZIP Code Emmett, ID 83617
- New Telephone Number (208) 365-4965
5. Date you acquired the property 2/2/04

- 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) B. L. C. Canyon Partners LLC
(include title if applicable) Andy Louche

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 DB Date 3-2-04 Fee \$25 - Each *
 Receipted by DB Date 3-2-04 Receipt No W031340
 Processed by AJL AJ Date 3-9-04 WR _____ Date _____

* fee applies to all except 65-7817

405-042075

INSTRU. NO. 234506

PAGES 1 OF 6

0000 Sec 17, Sec 20, Sec 21, Sec 32 1N1E (5)
 0055 Sec 29, Sec 30 7N1E
 0241 Sec 32 7N1E
 0017 Sec 25 7N1W
 0191, 0030, 0177, 0017, Sec 24 7N1W
 0168, 0111, 0050, 0072, 0119, 0118, 0058, 0189, 0170
 Sec 25 7N1W
QUITCLAIM DEED

(Water Rights)

0247 Sec 26 7N1W
 0065, 0059, 0060, 0040, 0058, 0011
 0061, Sec 35 7N1W
 0084 Sec 36 7N1W

RONALD L KUENZLI and IDA MARIE KUENZLI, husband and wife, "Grantor,"

hereby convey, release, remise and forever quit claim unto BLACK CANYON PARTNERSHIP LLC, an Idaho Limited Liability Company, "Grantee," whose address is 124 W. Main Street #D, Emmett, Idaho 83617, all right, title and interest, together with all right, title and interest hereinafter acquired by Grantor, in any and all water rights appurtenant to that certain parcel of real property located in the County of Gem, State of Idaho, more particularly described on Exhibit A attached hereto and incorporated herein by this reference, including but not limited to those certain water rights described below, to wit.

65-11363	65-7817	65-02633	65-10453
65-11362	65-02541	65-02543	65-02546
65-02538	65-22387	65-07818	65-02307
65-608 (currently in name of Edwood F. Bingham)	65-884 (currently in name of Evelyn L. Isgrigg)		

and including all shares and interest of Grantor in ditch companies, irrigation companies, and reservoir rights and shares

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

To have and to hold all and singular the said premises, together with the appurtenances, unto Grantee as its sole and separate property and to Grantee's heirs and assigns forever.

QUITCLAIM DEED - 1

Instrument # 234506

EMMETT, GEM, IDAHO

2004-02-06

02:23:00 No. of Pages: 6

Recorded for : ALLIANCE TITLE & ESCROW

SUSAN K. HOWARD

Fee: 18.00

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

Judy Evans

IN WITNESS WHEREOF, Grantor has hereunto set his hands this 2nd day of February 2004

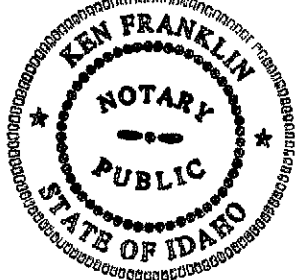
Ronald L Kuenzli
Ronald L Kuenzli

Ida Marie Kuenzli
Ida Marie Kuenzli

STATE OF Idaho)
County of Ada) SS

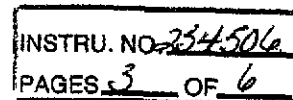
On this 3rd day of February, 2004, before me,
Ken Franklin, a notary public for said State, personally appeared
RONALD L KUENZLI and IDA MARIE KUENZLI known or identified to me to be the
persons who executed the instrument, and acknowledged to me that they executed the same.

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



Ken Franklin
Notary Public for Idaho
Residing at Boise
My Commission Expires: 10/5/04

3188154_1 DOC



TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 19: The SE $\frac{1}{4}$ NE $\frac{1}{4}$; the E $\frac{1}{2}$ of the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 20: Government Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 29: The NW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the S $\frac{1}{2}$ of the SW $\frac{1}{4}$, the S $\frac{1}{2}$ of the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 30: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ below the County Road, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Government Lots 2, 3, 4, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 31: Government Lots 1, 2, 3, 4, the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, the E $\frac{1}{2}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 32: The W $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 25: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Government Lot 1

EXCEPT any railroad rights of way and any easements to Bureau of Reclamation.

TRACT I

The W ½ of the SE ¼ and Government Lot 4 lying within the E ½ of the SW ¼ of Section 19, Township 7 North, Range 1 East, B.M., Gem County, Idaho.

EXCEPTING a piece of land for reservoir right of way purposes, above Black Canyon Diversion Dam, Boise Project, Idaho, described as follows:

BEGINNING at a point on the South line of Section 19, Township 7 North, Range 1 East, B.M., Gem County, Idaho, which point is 606.3 feet North 89°55' West of the South quarter corner of said Section 19; thence North 20°12' West 389.9 feet; thence North 46°32' East 42.5 feet; thence North 44°09' West 50.0 feet, to a point on the centerline of the Idaho Northern Branch of the Oregon Short Line Railroad, which point is on 5°05' curve of said railroad, and is approached from the convex side, and normal to said curve; thence North 44°09' West 52.9 feet; thence North 17°51' West 83.1 feet; thence North 40°50' West 142.9 feet; thence North 75°29' West 96.0 feet; thence South 70°23' West 80.4 feet; thence South 47°58' West 73.1 feet; thence South 50°10' East 130.6 feet; thence South 14°26' East 184.0 feet; thence South 65°09' West 42.2 feet; thence North 66°30' West 151.7 feet; thence South 89°38' West 159.6 feet to a point on the West Lot line of said Lot 4; thence along the West lot line of said Lot 4 North 00°02' East 868.4 feet; thence along a meander line North 62°30' East 105.3 feet to a point on the North Lot line of said Lot 4; thence along the North Lot line of said Lot 4, North 89°00' East 649.6 feet; thence South 26°50' West 136.1 feet; thence South 2°06' West 161.0 feet; thence South 65°24' East 166.0 feet; thence South 14°57' West 97.5 feet; thence South 21°32' West 86.6 feet; thence South 28°58' West 67.0 feet; thence South 61°41' East 51.1 feet to a point on above mentioned 5°05' curve and center line of said Idaho Northern Railroad, approached from the concave side of said 5°05' curve and normal to said curve which point is 345.2 feet from above mentioned intersection, measured on a 50 foot chord along said 5°05' curve; thence South 61°01' East 50.0 feet; thence South 42°46' East 233.7 feet; thence South 8°09' East 336.8 feet; thence South 25°49' East 192.9 feet to a point on the South section line of said Section 19, which point is 202.0 feet North 89°55' West of the South quarter corner of said Section 19; thence along the South section line of said Section 19 North 89°55' West 404.3 feet to the **REAL POINT OF BEGINNING.**

AND EXCEPT railroad right of way.

AND EXCEPT County Road right of way.

TRACT II

The N $\frac{1}{2}$ of Section 30, Township 7 North, Range 1 East, B.M., Gem County, Idaho,
lying North of the County Road.

EXCEPT any portion lying within the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of said Section.

TRACT III

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho.

Section 24: Government Lots 4, 5, 6 and 7 (to highwater mark of reservoir)

EXCEPT railroad rights of way.

TRACT IV

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 25: The S $\frac{1}{2}$ of the SE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, the SW $\frac{1}{4}$ lying South and
East of the County Road, the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ lying East of drain ditch, the NW $\frac{1}{4}$
of the SE $\frac{1}{4}$ lying South of the road, the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Government Lot 1

EXCEPT railroad rights of way.

TRACT V

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 26: The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ lying South of the County Road.

TRACT A

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 35:

The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$

The SE $\frac{1}{4}$ of the NW $\frac{1}{4}$

The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ EXCEPT the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ (commonly known as the Water Reservoir Storage Lot)

The NW $\frac{1}{4}$ of the NE $\frac{1}{4}$

The W $\frac{1}{2}$ of the SE $\frac{1}{4}$

All lying South and East of the County Road.

TRACT B

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 35:

The E $\frac{1}{2}$ of the NE $\frac{1}{4}$

The E $\frac{1}{2}$ of the SE $\frac{1}{4}$

Section 36:

The SW $\frac{1}{4}$ NW $\frac{1}{4}$

405-045073

0008 Sec 19 & Sec 20, Sec 30, Sec 31, Sec 32 T1N1E (1)
 0055 Sec 29, Sec 30 T1N1E
 0241 Sec 32 T1N1E
 0017 Sec 25 T1N1W

INSTRU. NO. 234422
 PAGES 1 OF 3

Re-recorded
 INSTRU. NO. 234502
 PAGES 1 OF 3

Instrument # 234422

EMMETT, GEM, IDAHO

2004-02-03

01:53:00 No. of Pages: 3

Recorded for : ALLIANCE TITLE & ESCROW

SUSAN K. HOWARD

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

*Judy Evans***WARRANTY DEED**

THIS WARRANTY DEED is made by RONALD L. KUENZLI and IDA MARIE KUENZLI, whose address is PO Box 284, Star, ID 83669 as Grantor, to BLACK CANYON PARTNERS, LLC, an Idaho limited liability company, as Grantee, whose address is 124 W. Main Street, #D, Emmett, ID 83617,

NOW, THEREFORE, Grantor does hereby grant, convey, assign, transfer and set over unto Grantee, a fee simple interest in and to the real property as described on exhibit A, attached hereto and made a part hereof, all of which is situate in the County of Gem, State of Idaho.

TOGETHER WITH all the improvements, tenements and appurtenances on such property, and all easements, rights, and all fixtures now a part of the property.

TOGETHER WITH all water rights and ditch rights, however evidenced and to the full extent assignable, appurtenant to the property herein described or heretofore conveyed by Grantor to Grantee.

TOGETHER WITH Idaho State Grazing Lease No. G-6467, and Assignment of Reclamation Plan No. RP-2197, and the U.S. Bureau of Land Management grazing permit numbered 181 ("Anderson Creek"), being a combination of allotments 181 (Black Cy. Ranch) and 184 (Siller Ranch), now known as permit 181, to the full extent assignable.

RESERVING UNTO the Grantor the right to remove for Grantor's own use 50,000 yards of gravel from the gravel pit situate in Section 29, T7N, R1E., B.M., which may be terminated by Grantee's payment of \$1.00 per yard for the amount of the 50,000 yards not yet removed. The right to remove gravel expires October 31, 2008.

RESERVING FURTHER unto the Grantor the right to continue farming the property herein conveyed from the date hereof to October 31, 2008. This includes the dry farm ground, feed lot, dry pastures, and irrigated land, plus the grazing leases and permits aforesaid, and the irrigation and livestock equipment hereafter described, plus all outbuildings and dwellings now existing on such property. However, Grantee may request Grantor to discontinue such farming at any time due to Grantor's development of the property. Grantee shall reimburse Grantor for the costs incurred for the crops which are abandoned due to such discontinuance.

AND FURTHER TOGETHER WITH all sprinkler equipment, handlines, pumps, wheel lines, pivots and all irrigation pipes existing on the property, and all livestock scales, gates, water tanks and chutes on the property.

WARRANTY DEED-1

Instrument # 234502 - Re-recorded

EMMETT, GEM, IDAHO

2004-02-06

02:19:00 No. of Pages: 3

Recorded for : ALLIANCE TITLE & ESCROW

SUSAN K. HOWARD

Fee: 9.00

Ex-Officio Recorder Deputy

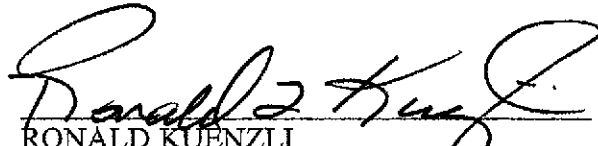
Index to: WARRANTY DEED

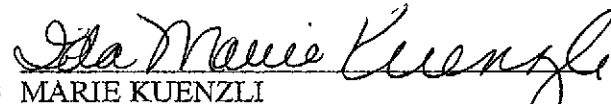
Judy Evans

This document is being re-recorded to correct an error in the legal description.

GRANTOR COVENANTS that Grantor is lawfully seized of the estate hereby conveyed and has the right to grant and convey the same, both real and personal, and that all property and property rights herein transferred are unencumbered.

Dated this 2nd day of February, 2004.

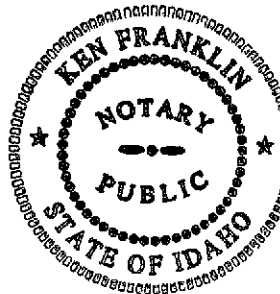

RONALD KUENZLI


IDA MARIE KUENZLI

STATE OF IDAHO)
) ss.
County of Ada)

On this 2nd day of ~~January~~ February, 2004, before me, the undersigned, a notary public in and for said State, personally appeared RONALD KUENZLI and MARIE KUENZLI, 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.



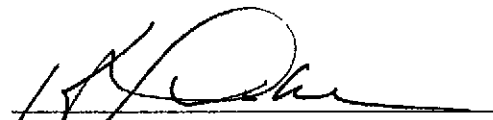

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 10/5/04

Exhibit "A"

Re-recorded	
INSTRU. NO. 234502	
PAGES 3	OF 3

INSTRU. NO. 234422	
PAGES 3	OF 3

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 19: The SE $\frac{1}{4}$ NE $\frac{1}{4}$; the E $\frac{1}{2}$ of the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 20: Government Lot 4, the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 29: The NW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the S $\frac{1}{2}$ of the SW $\frac{1}{4}$, the S $\frac{1}{2}$ of the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 30: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ below the County Road, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Government Lots 2, 3, 4, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 31: Government Lots 1, 2, 3, 4, the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, the E $\frac{1}{2}$

TOWNSHIP 7 North, Range 1 East, B.M., Gem County, Idaho

Section 32: The W $\frac{1}{2}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$

TOWNSHIP 7 North, Range 1 West, B.M., Gem County, Idaho

Section 25: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Government Lot 1

EXCEPT any railroad rights of way and any easements to Bureau of Reclamation.

This document is being re-recorded to correct an error in the legal description in Section 19, 7N1E.

Idaho Dept. of Water Resources

Claim No(s): 65-02538,
65-02541, 65-2633,
65-07817, 65-10453,
65-11363

Claimant(s): Kuenzli
7N, R01E, S 19, 30, 31

Prepared by: Sue Bock

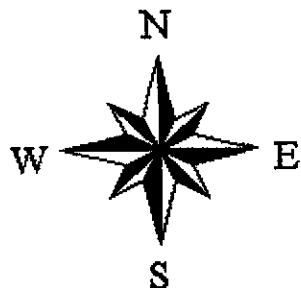
Date: 2/03/2000

☐ Place of Use

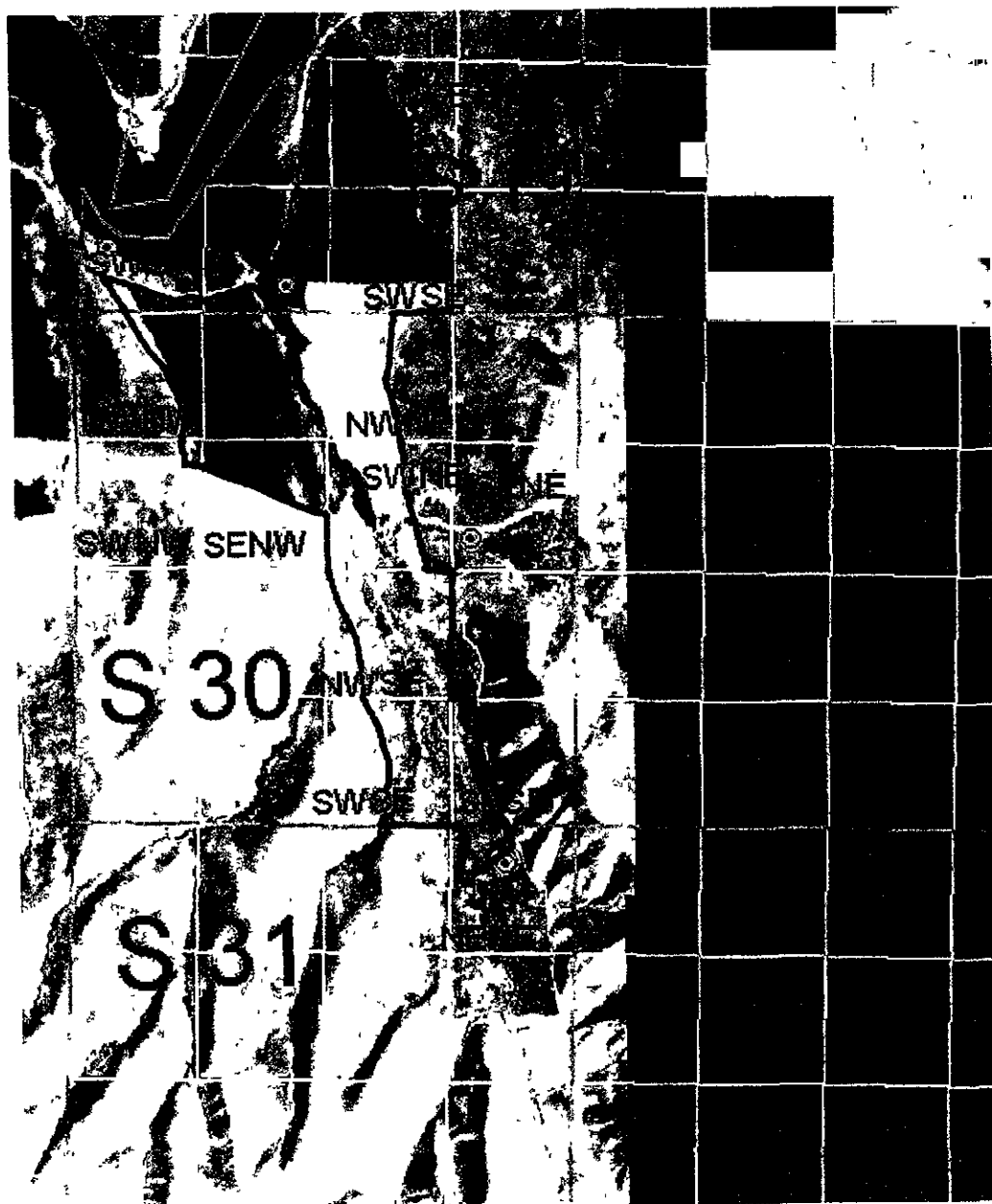
☒ Point of Diversion

Section lines

1/4 1/4 lines



0 1000 2000 Feet



1987 NAPP Photo

RECEIVED

MAR 02 2004

WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
David P. Clalborne
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kautman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson
Allyn L. Sweeney

William F. Ringert, of Counsel
Samuel Kautman (1921-1986)

March 1, 2004

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

Re Notice of Change of Water Right Ownership

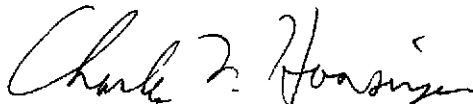
Dear Sir or Madam:

Enclosed herewith please find the following which we submit on behalf of our client,
Black Canyon Partners, LLC:

- 1 Notice of Change in Water Right Ownership for water rights currently owned by
Ronald and Marie Kuenzli
- 2 Notice of Change in Water Right Ownership for water right no 65-608
- 3 Notice of Change in Water Right Ownership for water right no 65-884
- 4 Aerial photos with the Place of Use outlined and Point of Diversion marked for
each water right for the irrigation of ten or more acres
- 5 Deeds establishing Black Canyon Partners, LLC's ownership of both the water
rights and the lands to which those rights are appurtenant.
- 6 A check in the amount of \$325.00 (Although ownership of 14 water rights has
changed, the \$25 fee is waived for water right no 65-7817 as it is the subject of a
currently pending SRBA District Court subcase)

Please process the Notice of Change in Water Right Ownership as quickly as possible, and
notify us upon completion. Please direct all inquiries regarding this matter to this office

Sincerely,



Charles L. Honsinger

Enclosures

cc Tom Blessenger
File

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 18 2002

Department of Water Resources

**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 65-07817
(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 Code PN-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 Dala S. 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 N945
Denver CO, 80202

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

Name: Ronald L. and Ida Marie Kuenzli
Address: P. O. Box 284
Star ID 83669

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

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 deleted: T07N R01E S19 Lot 2 SWNE 3 acres
And T07N R01E S19 Lot 3 NESW 7 acres
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):

Places of use listed under No. 9 are located on federal land. Claimant may not establish a water right in trespass against the United States. We are attempting to resolve this issue outside the SRBA. If resolution is reached in some manner, we will then withdraw our objection herein.

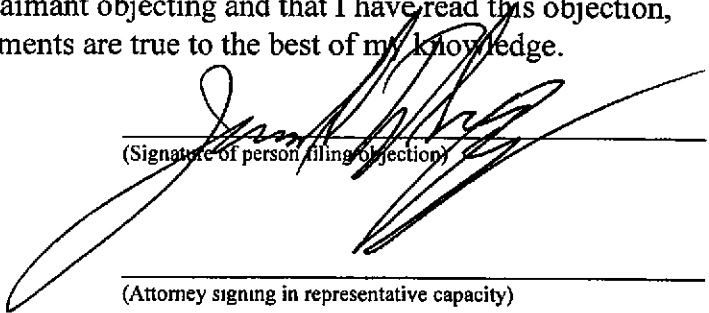
F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

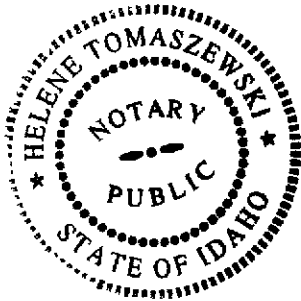
Jerrold D. Gregg duly sworn, upon oath, deposes and says:
(Name of person filing objection)

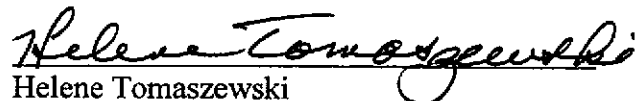
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(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: Ronald L. & Ida Marie Kuenzli

Address: P. O. Box 284
Star ID 83669

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

SRA-6114
LND-5.00

December 18, 2001

CERTIFIED - RETURN RECEIPT REQUESTED

Mr. Ronald Kuenzli
Box 284
Star ID 83669

Subject: Agricultural Trespass.

Dear Mr. Kuenzli :

It has come to the attention of the Bureau of Reclamation that you have been farming portions of the following Federal lands:

Township 7 North, Range 1 East, Boise Meridian.
Section 19: Lot 1, 2, 3, and 5.

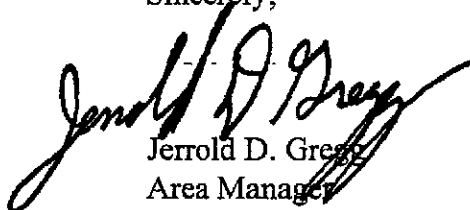
The lands in question total more than twenty acres and are not part of your four (4) acre Reclamation agricultural lease, Contract No. 0-07-11-L1656.

You are hereby notified that your use of this land is in trespass and that all use of this land shall cease. You will restore the lands to a more natural condition by planting the affected lands with a dryland grass seed mixture of Big Blue Grass and Intermediate Wheat Grass. This planting will be completed before April 15, 2002. In the event that this seeding is unsuccessful, it will be replanted in the fall. Reclamation will provide a more detailed list of the seed varieties and planting rates for drill seeding the site.

If this seeding is not accomplished, or if any future trespass occurs, Reclamation will terminate your existing lease and take legal action to stop the unauthorized use of Federal land including collecting all damages authorized under law.

If you have any questions, please contact Resource Manager, Jim Budolfson, at 208-334-1466.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerrold D. Gregg". The signature is fluid and cursive, with the first name "Jerrold" being more prominent and the last name "Gregg" following in a similar style. The signature is positioned over the printed name and title.

Jerrold D. Gregg
Area Manager

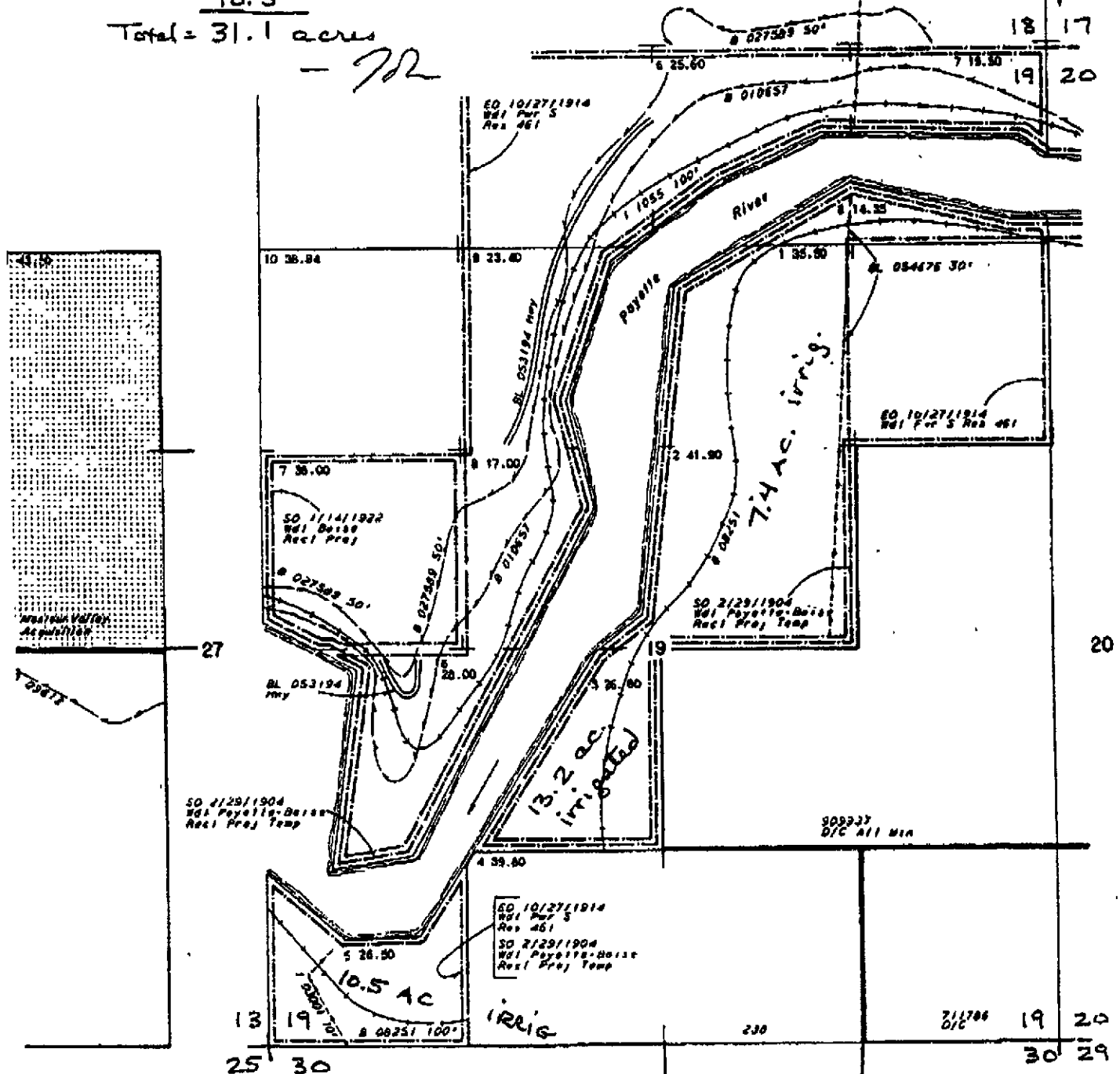
WG:ht
LND-1.10
Kuenzlt3.wpd

10-31-01

7.4
13.2
10.5

Total = 31.1 acres

- 72



Date

Date

IDAHO DEPARTMENT OF WATER RESOURCES

RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHTS FROM: SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 65-07817

NAME & ADDRESS: RONALD L. KUENZLI
IDA MARIE KUENZLI
P.O. BOX 284
STAR, ID 83669

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.620 CFS
139.50 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.81 CFS. COMBINED RIGHT NOS.: 65-02633
AND 65-11363.

PRIORITY DATE: 01/26/1977

POINT OF
DIVERSION: T07N R01E S19 SESW LOT 4 Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03-15 TO 11-15

QUANTITY
~~0.620 CFS~~
139.50 AFY

42
94.5

PLACE OF USE: IRRIGATION Within Gem County

~~T07N R01W S19 Lot 2 (SWNE) 3 LOT 3 (NESW) 7~~
T07N R01E S19 NWSE 15.0 T07N R01E S19 SWSE 6.0

34 21 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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 65-02633
AND 65-11363.

CERTIFICATE OF MAILING

I certify that on _____, 2002 mailed the original and copies of this form, including all attachments, 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, Idaho 83303-2707

2. Copies to.

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

U.S. Department of Justice
Environment and Natural Resources Div.
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

- 3 Copies to all parties to the subcase (insert names and addresses).

Regional Director, PN Region Code 3100
U.S. Bureau of Reclamation
1150 N. Curtis Road, Suite 100
Boise, ID 83706-1234

Ronald L. Kuenzli
Ida Marie Kuenzli
P.O. Box 284
Star, ID 83669

David W. Gehlert

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

In Re SRBA	)	Subcase No. <u>65-07817</u>
	)	
	)	Standard Form 5
Case No. <u>39576</u>	)	
	)	STIPULATED ELEMENTS
	)	OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, data, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute. All parties agree to bear their own costs and attorneys' fees in connection with this matter.

A copy of this water right as recommended in the Director's Report shall be submitted with this form. A statement shall accompany **each** element of a water right. The parties and IDWR have further indicated their concurrence by initialing the attached page.

CLAIMANT:

Ronald L. Kuenzli
Ida Marie Kuenzli

OBJECTORS:

United States on behalf of the Bureau of
Reclamation

Ronald L. Kuenzli Date

David W. Gehlert Date

Ida Marie Kuenzli Date

Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

IDWR CONCURRENCE:

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, 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>65-11363</u>	_____	_____	<u>65-2546</u>	_____	_____
<u>65-2538</u>	_____	_____	<u>65-2307</u>	_____	_____
<u>65-11362</u>	_____	_____	<u>65-7817</u>	_____	_____
<u>65-2633</u>	_____	_____	<u>65-2543</u>	_____	_____
<u>65-10453</u>	_____	_____	<u>65-2541</u>	_____	_____

RECEIVED
MAY 10 2001
WATER RESOURCES
WESTERN REGION

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) are 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) REMOVE ATTORNEY - FRANK STOPPELLO
or JERRY KISEY
4. New Owner/Claimant(s) _____
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address _____
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property _____

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) Gda Marie Kuenzli
(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 JW Date 5-10-01 Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by JH AJ Date 5-10-01 WR _____ Date _____



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

AJ0749NP
No. R65-07817

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

DATE: 02/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RONALD L KUENZLI	01/26/1977	IRRIGATION	03-15 11-15	0.620 CFS	139.50 AFA
C	IDA MARIE KUENZLI					
	PO BOX 284					
	STAR ID 83669					
	(208) 286-7481					
				TOTAL DIVERSION:	0.620 CFS	139.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T07N R01E S19 Lot04(SESW)

GEM 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
07N	01E	19	:					02-03	:					03-07	:			15	06	:	31.0
																			TOTAL ACRES		31.0

POU County: GEM

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.81 CFS. COMBINED RIGHT NOS.:
65-02633 AND 65-11363.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-02633 AND 65-11363.

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

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

Comments: Date: 02/03/2000 User-ID: SBOCK Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY DB 1/28/2000.
BARRY MARCUS IS THE FORMER ATTORNEY.

Audit: 02/03/00 SBOCK

10:03:34
02/03/00
17

CLAIM NUMBER: A65-07817

37

WR5809NP
No. 65-07817

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CAROL LYNN MAC GREGOR 1109 WARM SPRINGS AVE BOISE ID 83712	01/26/1977	IRRIGATION	03/15 11/15	0.620 CFS	139.50 AFA
TOTAL DIVERSION:					0.620 CFS	139.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.810 CFS

Point(s) of Diversion: T07N R01E S19 Lot 04(SESW)

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
07N	01E	19	:			02-03		:					:	03-07				:			15	06	:	31.0
TOTAL ACRES																							31.0	

Pou County: GEM

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
- R18 - The right holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.

Remarks: GEN This right uses the same point of diversion as Rights 65-02633 and 65-11363 and when combined with those rights shall not exceed a diversion rate of 0.81 cfs.

Dates: App. Received: 01/26/1977 Priority Date: 01/26/1977
Proof Due Date: 06/01/1978 Proof Made Date: 05/26/1978
Exam Made Date: 07/10/1989 Exam Sent to S.O.: 12/07/1992
Licensed Date: 10/18/1994

Misc: Water District Number: 65 Field Exam Fee: R (Received)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:02:29
02/03/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-07817

LAST: MAC GREGOR FIRST: CAROL LYNN
ADDRESS: 1109 WARM SPRINGS AVE
CITY: BOISE STATE: ID ZIP: 83712
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: SCHWARZ FIRST: JOSEPH GORDON
ADDRESS: 1109 WARM SPRINGS AVE
CITY: BOISE STATE: ID ZIP: 83712
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MARCUS FIRST: BARRY
ADDRESS: 737 NORTH 7TH ST
CITY: BOISE STATE: ID ZIP: 83702
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MAC GREGOR LAND & LIVESTOCK CO FIRST:
ADDRESS: BOX 5128
CITY: BOISE STATE: ID ZIP: 83705
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: KUENZLI FIRST: RONALD L
ADDRESS: PO BOX 284
CITY: STAR STATE: ID ZIP: 83669
PHONE NUMBER: 208-286-7481

OWNER CODE: C

LAST: KUENZLI FIRST: IDA MARIE
ADDRESS: PO BOX 284
CITY: STAR STATE: ID ZIP: 83669
PHONE NUMBER: 208-286-7481

OWNER CODE: C

LAST: KISER FIRST: JERRY A
ADDRESS: 620 W HAYS ST
CITY: BOISE STATE: ID ZIP: 83702
PHONE NUMBER: 208-336-1020

OWNER CODE: A

PAGE: 2
GENERAL INFORMATION

2
CLAIM NUMBER: A65-07817

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN OWNERSHIP CHANGED BY DB 1/28/2000.
BARRY MARCUS IS THE FORMER ATTORNEY.

FIELD EXAMINATION INFORMATION

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: # A65-07817 PRIORITY DATE: 01-26-1977 STAGE: P

B. WR RECORD: # 65-07817 PRIORITY DATE: 01-26-1977 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

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

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

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☒) Y(☐) N(☐)

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

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY SB

DATE 2-3-00

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
A65-07817	07N	01E	19		SE	SW			GEM		
A65-07817	07N	01E	19		SE	SW			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-02633 R65-02633
R65-11363

WR RECORDS IN SAME 40 ACRE TRACT

65-02633
65-11363

SOURCE: PAYETTE RIVER

TRIB:

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
65-07817	07N	01E	19		SE	SW	4		GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-02633
65-11363

A65-02633 R65-02633
R65-11363

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

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 7/10/89) 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
07N	01E	19		SE	SW			GEM		
07N	01E	19		SE	SW			GEM		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: Pay R TRIB: Snake

REVIEWED BY: JB DATE: 2-3-90

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

A. ROOT WATER RIGHT NUMBERS: A65-07817

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	01E	19	NE	SW	3	KUENZLI, RONALD L	A65-07817 / 5.0	65-07817 / 7.0	15.0		7
07N	01E	19	NW	SE		KUENZLI, RONALD L	A65-07817 / 20.0	65-07817 / 15.0	18.0		
			NW	SE		KUENZLI, RONALD L	A65-02633 / 4.0	65-02633 / 4.0			
			NW	SE		KUENZLI, RONALD L	A65-11363 / 4.0	65-11363 / 4.0			15
			NW	SE		KUENZLI, RONALD L	R65-02633 / 4.0	- /			
			NW	SE		KUENZLI, RONALD L	R65-11363 / 4.0	- /			
07N	01E	19	SW	SE		KUENZLI, RONALD L	A65-07817 / 6.0	65-07817 / 6.0	29.0		
			SW	SE		KUENZLI, RONALD L	A65-02541 / 2.0	65-02541 / 2.0			
			SW	SE		KUENZLI, RONALD L	A65-11363 / 33.0	65-11363 / 33.0			6
			SW	SE		KUENZLI, RONALD L	R65-02541 / 2.0	- /			
			SW	SE		KUENZLI, RONALD L	R65-02633 / 33.0	65-02633 / 33.0			
			SW	SE		KUENZLI, RONALD L	R65-11363 / 33.0	- /			
			SW	SE		KUENZLI, RONALD L	A65-02633 / 33.0	- /			

ADDITIONAL POU FOUND

SW NE

3

TOTAL ACRES A65-07817 31.00 28.00 62.00

POU COUNTY: GEM

31

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
A65-07817	PAYETTE RIVER	KUENZLI, RONALD L	0.620	0.020		
R65-02541	PAYETTE RIVER	KUENZLI, RONALD L	1.400	0.019		
A65-02541	PAYETTE RIVER	KUENZLI, RONALD L	1.400	0.019		
A65-02633	PAYETTE RIVER	KUENZLI, RONALD L	0.810	0.015		
R65-02633	PAYETTE RIVER	KUENZLI, RONALD L	0.810	0.015		
R65-11363	PAYETTE RIVER	KUENZLI, RONALD L	0.250	0.004		
A65-11363	PAYETTE RIVER	KUENZLI, RONALD L	0.250	0.004		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A() Y(☒) N()

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

NOTES:

TOTAL ACRES: 31 N/A()

DATE: 2-3-00

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-07817 IRRIGATION	FROM 04-01 TO 11-01	0.620 CFS	
TOTAL DIVERSION RATE/VOLUME		0.620 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-07817 IRRIGATION	FROM 03-15 TO 11-15	0.620 CFS	139.50 AF/A
TOTAL DIVERSION RATE/VOLUME		0.620 CFS	139.50 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☐) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

NOTES:

as licensed

AJ CLAIM TOTAL DIVERSION RATE: 0.620 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.620 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 81 x 0.02 CFS/ACRE = 1.62 CFS
(Taken from pou review)

1b. CALCULATIONS

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

- R01 - A measuring device of a type approved by this Department shall
 - be maintained as a part of the diverting works.
- R04 - Use of water under this water right will be regulated by the
 - watermaster of State Water District No. 65.
- R32 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 4.5 afa per acre for
 - irrigation of the lands above.
- R18 - The right holder must obtain adequate supplemental water for
 - the irrigation season that natural flow is not available.

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	04-01	11-01	DATABASE 0.620	EXAMINER _____	DATABASE	EXAMINER 130.5	DATABASE 0.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			0.620	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: BB

DATE: 2-3-81

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

N/A

ROOT WATER RIGHT NUMBER: 65-07817

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.620	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-07817	0.620	-		65-07817	0.620
TOTAL CFS		0.620				0.620

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: _____

See 65-02538

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ 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

10:02:29
02/03/00

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-07817

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	Y			2	<i>DeVries</i>	<i>DB</i> 0-3-00		
POINT OF DIV	Y			2				
SOURCE	Y			2				
PLACE OF USE	Y			2				
DIV. AMOUNT CFS/VOLUME				2				
CONSUMPTIVE USE	-			2				
PURPOSES OF USE				2				
PERIOD OF USE	Y			2				
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 31, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD L KUENZLI
IDA MARIE KUENZLI
PO BOX 284
STAR ID 83669

Re: Notice of Claim to a Water Right No. A65-07817

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

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

Please note, the ownership has also been changed on water right number 65-07818 which has been decreed by the SRBA Court, and a copy is enclosed.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 20, 1989

Mr. Barry Marcus
Marcus, Merrick & Montgomery
737 North 7th Street
Boise, ID 83702-5595

RE: Carol Lynn MacGregor Water Rights in Gem County,
Identification Numbers A65-02307, A65-02538, A65-02541
A65-02543, A65-02546, A65-02633, A65-06974, A65-07817,
A65-07818, A65-10453, A65-11362, A65-11363

Dear Mr. Marcus:

Enclosed are the corrected copies of the Notices of Claim to a Water Right for Carol MacGregor's Black Canyon Ranch. Please review the claims for accuracy, and if they are acceptable, have your client sign the claim forms, have her signature notarized, and return the claims to this office by the Gem County filing deadline, February 14, 1990. If the water rights are claimed as they were decreed, they are exempt from any filing fees.

Also enclosed are the draft copies with your corrections. In Item 15 "and Licensed" was written on the draft copies of the claims that were licenses prior to Payette River Drainage Basin Adjudication. However, these licensed water rights have been superseded by the Payette River Drainage Basin Adjudication Decree, dated January 21, 1986, and are now decreed water rights with the same identification numbers.

On claim A65-06974 you have indicated you wish to increase the amount of water claimed. The total quantity appropriated by the decreed water right is 0.04 cubic feet per second (c.f.s.). If you wish to claim a total diversion rate greater than 0.04 c.f.s., a \$25.00 filing fee will be required. If the claim is filed as it was decreed, the claim is exempt from a filing fee. A second notice of claim may be filed for the additional water, and it would require a \$25.00 filing fee. Enclosed is a Notice of Claim to a Water Right form with instructions for this purpose.

MICROFILMED

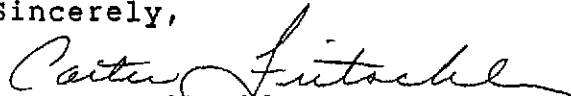
SEP 23 1992

Mr. Barry Marcus
November 20, 1989
Page 2

On claim A65-02543 you have questions about the legal description of a portion of the place of use. A map is enclosed to indicate the lands in which this water right appears to be appurtenant. If your client owns some, but not all the lands described in this water right, a claim can be prepared to cover only the lands your client owns.

Please do not hesitate to contact this office if you have any questions.

Sincerely,


Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

CF:state

Enclosures:

Computer generated claims (12)
Draft copies of claims (12)
map for A65-02543
short form w/instructions
Instructions for Payette Decreed Rights

MICROFILMED

SEP 23 1992