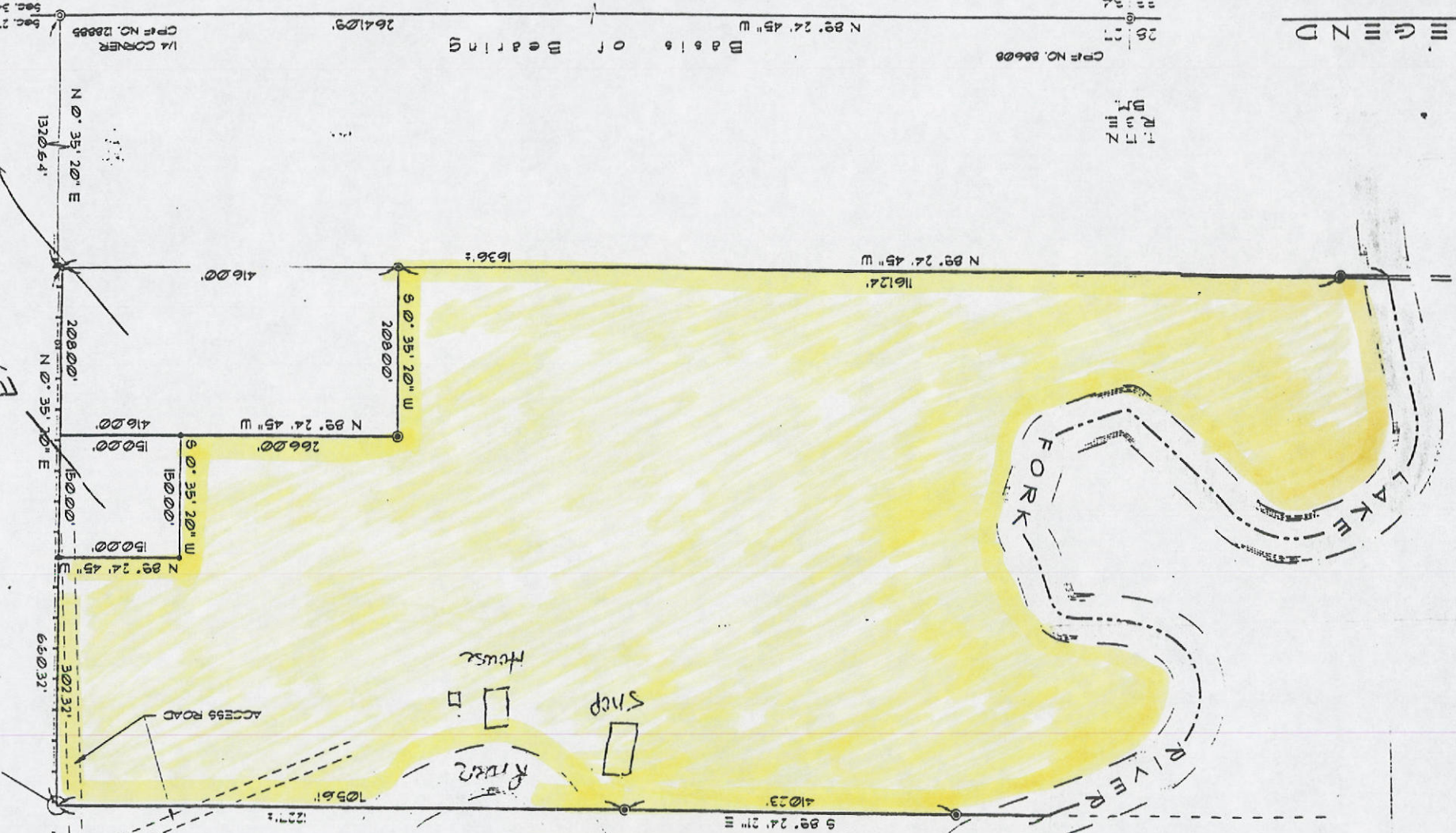


RECORD OF SURVEY

QUARTER N

3 1/2 N 1/2 SW 1/4 SECTION 27
T. 17 N., R. 3 E., B. 1
VALLEY COUNTY, IDAHO

SCALE 1" = 100'



LEGEND

- FOUND 5/8\" X 3/4\" STEEL PIN
- SET 5/8\" X 3/4\" STEEL PIN W/ CAP MARKED L.S. 4996
- FOUND 1/2\" X 3/4\" STEEL PIN
- SET 1/2\" X 3/4\" STEEL PIN W/ CAP MARKED L.S. 4996
- CORNER POSITION / NO MONUMENT
- NO MONUMENT FOUND OR SET
- FENCE LINE

RTN
BUN

CP# NO. 88608
28.11
33.34

CERTIFICATE OF SURVEYOR

I, Kipron C. Hanna, do hereby certify that I am a Registered Land Surveyor in the State of Idaho, and that this plat was made from an actual survey made on the ground under my direct supervision and that it is a true and accurate representation of said land and is in conformity with the State of Idaho Code relating to plats and surveys.

Original signed by
Kipron C. Hanna



RECORD

INDEX NO. 17-3-1-2

Donnelly - approx 3 1/2 miles
Two S's

Excluded
Excluded

Bruce Pickett Real Estate

P.O. Box 398
Donnelly, Idaho 83615
(208) 325-8598
Waterfront Property Specialist

Lake Lots • Cabins
Ranches • Businesses



LOCATION 13481 Highway 55 (Lyle's Lair)
PRICE \$225,000.
TERMS Will carry - \$75,000 down, 10%. Neg. Present all offers
HOUSE SIZE 1800-2000
BEDROOMS 3 LOT SIZE approx. 19.3 ac.
EXTERIOR log BATH 2
ROOF metal GARAGE double garage
HEAT EBR, 2 fireplaces SEWER & WATER yes
TAXES \$493.90 1996

REMARKS Superior location on Lakefork creek. Lots of privacy and trees. Has a machine shed-24x60', shop-22x34, carpenter shop 24x24, garage - 46x18. Has many extras, hot tub, recreation-pool room, satellite, 2 fireplaces (one has insert)

All information is from sources deemed reliable but is not guaranteed by listing Broker. All lot sizes, room measurements and square footages are approximate.

**T17N R03E
S27**

Idaho Department of Water Resources

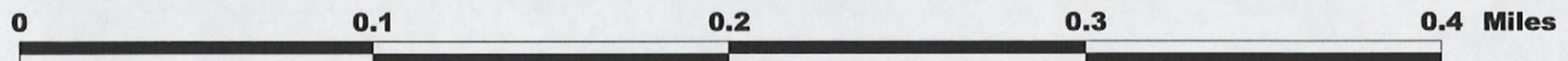
**Claims: 65-08725
Owner : PULLMAN
Prepared by:
RON HOWERTON
Date: 09 NOV 99**

-  **Place of use**
-  **POD**
-  **SECTION LINES**
-  **1/4 1/4 Lines**

Acres



1987 NAPP



**T17N R03E
S27**

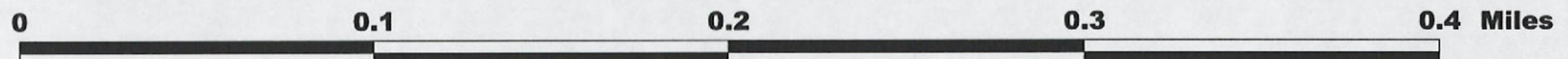
Idaho Department of Water Resources

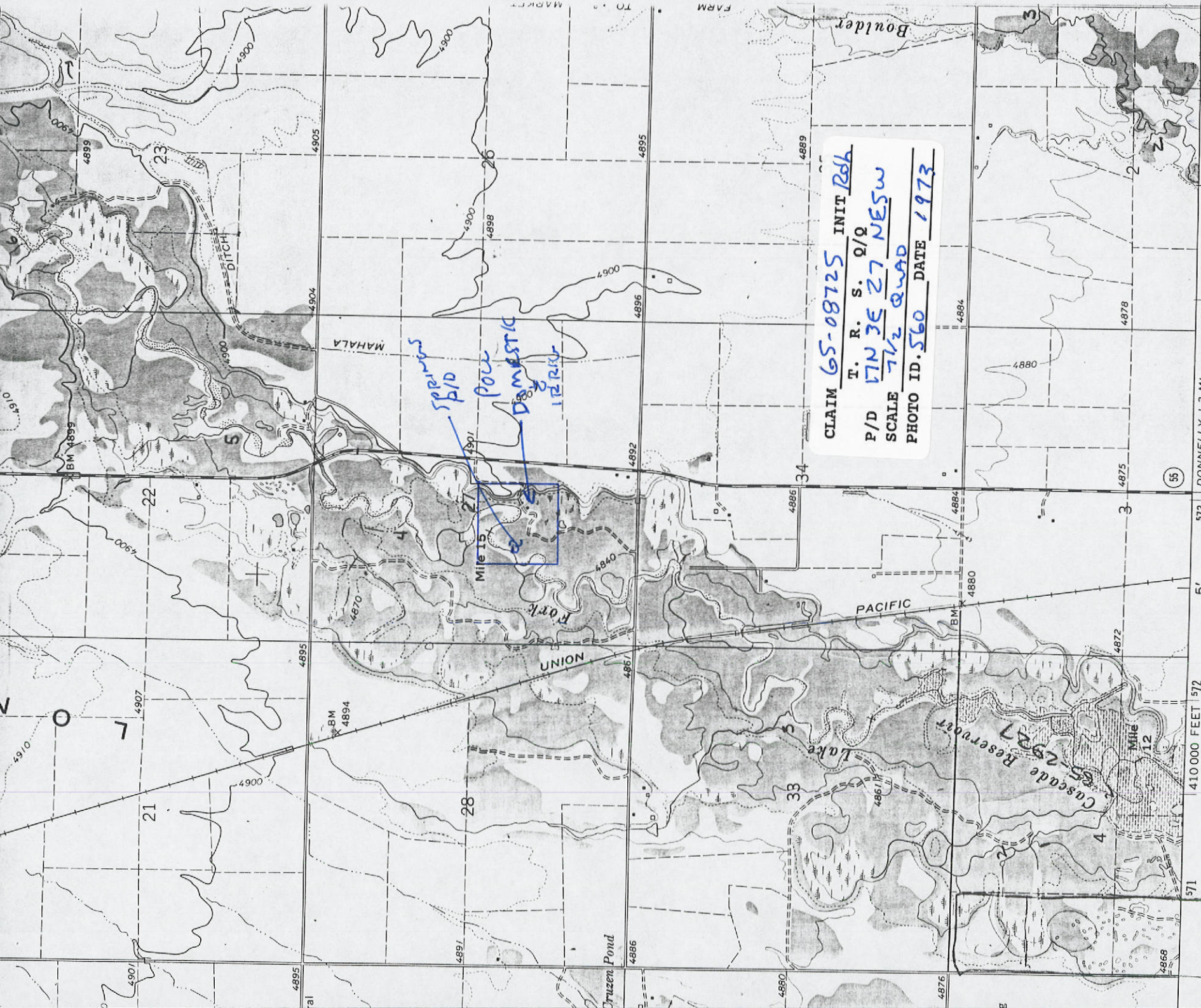
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-  **POD**
-  **SECTION LINES**
-  **1/4 1/4 Liines**



1987 NAPP





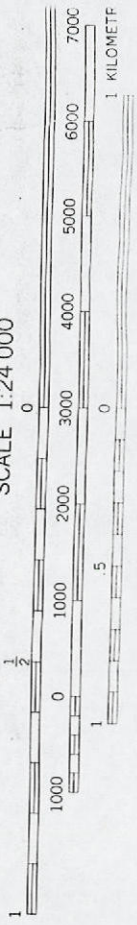
CLAIM 65-08725 INIT RD6
 T. R. S. Q/Q
 P/D 17N 36 27 NESW
 SCALE 7 1/2 Quad
 PHOTO ID. 560 DATE 1973

by the Geological Survey
 est Service
 SFS

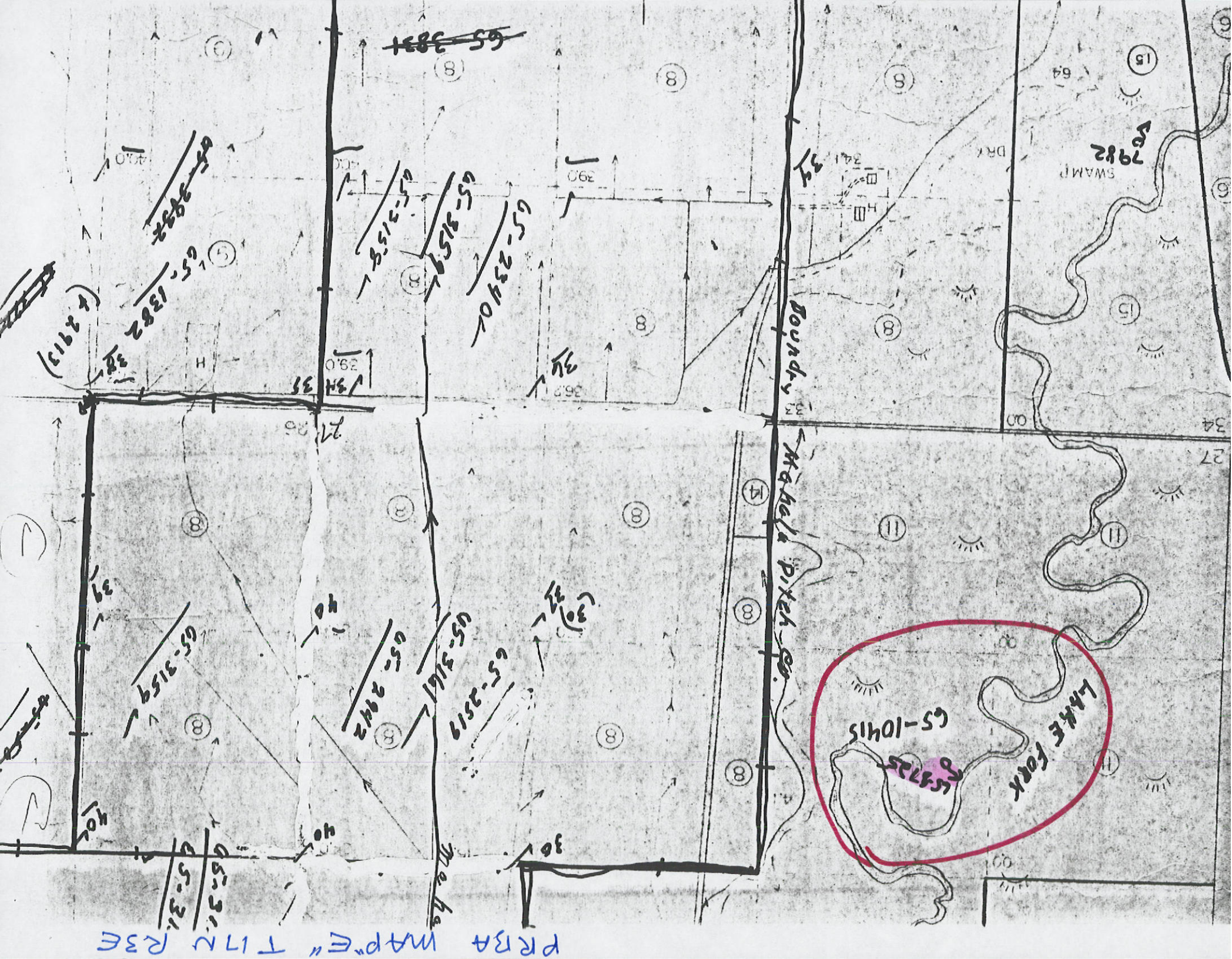
ods from aerial
 2. Field checked 1973
 Idaho coordinate

573 5' 572 410 000 FEET
 DONNELLY 1.3 MI.
 CASCADE 17 MI.

SCALE 1:24 000
 2773 II
 (CASCADE 1:62 500)



PRBA MAP "E" T17N R3E



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: A65-08725
Date Received: 11/21/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THANE E PULLMAN 208-325-5055
Address: PO BOX 331
DONNELLY ID 83615-0331

2. Date of Priority: APR 1, 1971

3. Source: SPRINGS Trib. to: LAKE FORK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	03E	27		NE	SW		VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.030		
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.050 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
17N	03E	27	NE	SW		IRR	1.0

Section Acres 1.0

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY RDH ON 11/9/99.

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s): 65-08725
Adjudication Claim No(s): AS 5863NP - 1018

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim 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 George Luke Jones
P.O. Box 40 DONNELLY, ID. 83615-045

4. New Owner/Claimant(s) THANE E. FULLMAN
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 331
City, State and ZIP Code DONNELLY, IDAHO 83615-0331
New Telephone Number (208) 325-5055

5. Date you acquired the property JUNE 26 (or or ABOUT) 1998

6. ☒ Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right <u>N/A</u>	Number and type of stock <u>N/A</u>
Diversion rate in CFS <u>N/A</u>	Number of homes you acquired <u>N/A</u> Other uses <u>N/A</u>

7. Signature of New Owner(s) Thane E. Fullman
or Claimant(s)

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. N/A

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

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

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

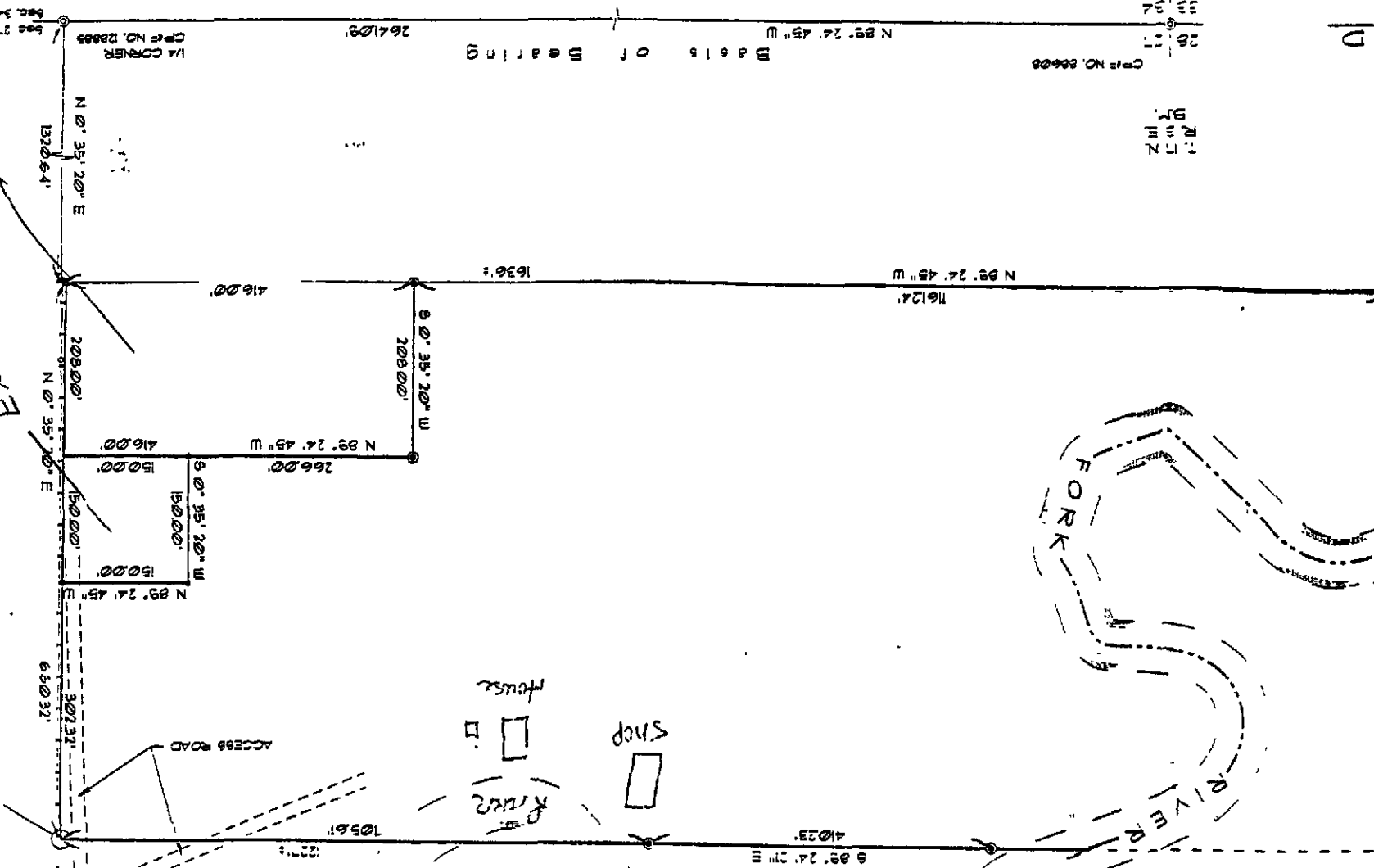
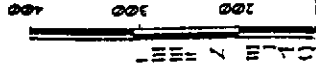
IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

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

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

RECORD OF SURVEY

6 1/2 N 1/2 SW 1/4 SECTION 27
T. 17 N., R. 3 E., B. 1
VALLEY COUNTY, IDAHO



LEGEND

- FOUND 5/8" X 32" STEEL PIN
- SET 5/8" X 32" STEEL PIN
W/ CAP MARKED L.S. 4536
- FOUND 1/2" X 24" STEEL PIN
- SET 1/2" X 24" STEEL PIN
W/ CAP MARKED L.S. 4536
- COINER POSITION / NO "MONUMENT"
- NO "MONUMENT" FOUND OR SET
- FENCE LINE

CERTIFICATE OF SURVEYOR

I, Kriston C. Hanes, do hereby certify that I am a Registered Land Surveyor in the State of Idaho and that this plat was made from an actual survey made on the ground under my direct supervision and that it is a true and accurate representation of said survey of said land and is in conformity with the State of Idaho Code relating to plats and surveys.

C-End signed by
Kriston C. Hanes



INDEX NO. 7-3-1-2
RECORD

Donnelly - approx 3 1/2 miles
Two S's

Excluded
Excluded

Bruce Pickett Real Estate

P O Box 398
Donnelly, Idaho 83615
(208) 325 8598
Waterfront Property Specialist

Lake Lots • Cabins
Ranches • Businesses



LOCATION 13481 Highway 55 (Lyle's Lair)
PRICE \$225,000.
TERMS Will carry - \$75,000 down, 10%. Neg. Present all offers
HOUSE SIZE 1800-2000
BEDROOMS 3 LOT SIZE approx. 19.3 ac.
EXTERIOR log BATH 2
POOF metal GARAGE double garage
HEAT EBB, 2 fireplaces SEWER & WATER yes
TAXES \$493.90 1996

REMARKS Superior location on Lakefork creek. Lots of privacy and trees. Has a machine shed-24x60', shop-22x34, carpenter shop 24x24, garage - 46x18. Has many extras, hot tub, recreation-pool room, satellite, 2 fireplaces (one has insert)

All information is from sources deemed reliable but is not guaranteed by listing Broker. All lot sizes, room measurements and square footages are approximate.

COUNTER OFFER # 1

THIS IS A LEGALLY BINDING CONTRACT READ THE ENTIRE DOCUMENT, INCLUDING ANY ATTACHMENTS, CAREFULLY BEFORE SIGNING IF YOU HAVE ANY QUESTIONS CONSULT YOUR ATTORNEY BEFORE SIGNING

This is a COUNTER OFFER to the Real Estate Purchase and Sale Agreement and Receipt for Earnest Money
Earnest Money Dated: May 24, 1998 ID# 1162490

ADDRESS 13481 Highway 55

BUYER(S) THANE PULLMAN

SELLER(S) LYLE JONES

Seller accepts all of the terms and conditions in the above designated agreement with the following changes or amendments:

- (1) SALES Price 200,000
- (2) Down Payment 25,000
- (3) Finance 125,000 - AMORTIZED 30 YRS - at 7 1/2 %
INTEREST Payment \$ 7402 BALANCE 20 YRS - NO PREPAYMENT
Penalty - Seller will agree to accept payments in ADVANCE
with FINES applied 1ST TO INTEREST Balance TO PRINCIPAL.
- (4) Due on Sale unless New Buyers are Approved By Seller
- (5) Closing Date July 1, 1998
- (6) Removal of item 5 - ADDITIONAL TERMS & CONDITION
Concerning Buyer Receiving ADEQUATE COMMERCIAL FINANCING
All other conditions apply

The herein agreement, upon its execution by both parties, is made an integral part of the aforementioned Agreement
OTHER TERMS All other terms and conditions to remain the same

RIGHT TO ACCEPT OTHER OFFERS: Seller reserves the right to accept any other offer prior to Buyer's written acceptance of this counter offer. Acceptance shall not be effective until a copy of this Counter Offer, dated and signed by Buyer, is personally received by the Seller or Seller's agent

EXPIRATION: This Counter Offer shall expire unless a copy hereof with Buyers' written acceptance is delivered to Seller or Seller's agent on or before 12:00 o'clock ☐ A M ☒ PM, on

June 5, 1998

Dated 5-28-98, 1998

Time 12:00 PM (AM/PM)

Seller Lyle Jones

Seller Barbara J. Jones

The undersigned Buyer(s) accept(s) the above Counter Offer

Dated 5-30-98, 1998

Time 1:15 AM/PM

Buyer Thane E. Pullman

Buyer

I/we acknowledge receipt of a true signed copy of Buyer's acceptance

Seller _____ Seller _____

COUNTER OFFER # _____

The herein agreement, upon its execution by both parties, is made an integral part of the aforementioned Agreement

OTHER TERMS: All other terms and conditions to remain the same.

Unless the above Counter Offer # _____ is accepted on or before _____,

19 _____ at _____ AM/PM, it shall be deemed revoked. Receipt of a copy hereof is hereby acknowledged.

Dated _____, 19 _____

Time _____ AM/PM

Buyer _____

Buyer _____

Seller accepts Buyer's changes or amendments to Seller's Counter Offer and agrees to sell on the above terms and conditions

Dated _____, 19 _____

Time _____ AM/PM

Seller _____

Seller _____

I/we acknowledge receipt of a true signed copy of Seller's acceptance

Buyer _____ Buyer _____

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Rev. 6/91

BROKER'S COPY

PROPERTY ADDRESS: 13481 Highway 55 ID# 162490

23 **DEFAULT** If **BUYER** defaults in the performance of this Agreement, SELLER has the option: (1) accepting the Earnest Money as liquidated damages or (2) pursuing any other lawful right or remedy to which SELLER may be entitled. If SELLER elects to proceed under (1), SELLER shall make demand upon the holder of the Earnest Money, upon which demand said holder shall pay from the Earnest Money the costs incurred by SELLER's Broker on behalf of SELLER and BUYER related to the transaction, including, without limitation, the costs of title insurance, escrow fees, credit report fees, inspection fees and attorney's fees, and said holder shall pay any balance of the Earnest Money, one half to SELLER and one-half to SELLER's Broker, provided that the amount to be paid to SELLER's Broker shall not exceed the Broker's agreed to commission. SELLER and BUYER specifically acknowledge and agree that if SELLER elects to accept the Earnest Money as liquidated damages, such shall be SELLER's sole and exclusive remedy, and such shall not be considered a penalty or forfeiture. If SELLER elects to proceed under (2), the holder of the Earnest Money shall be entitled to pay the costs incurred by SELLER's Broker on behalf of SELLER and BUYER related to the transaction, including, without limitation, the costs of brokerage fee, title insurance, escrow fees, credit report fees, inspection fees and attorney's fees, with any balance of the Earnest Money to be held pending resolution of the matter.

If SELLER defaults, having approved said sale and fails to consummate the same as herein agreed, BUYER's Earnest Money deposit shall be returned to him/her and SELLER shall pay for the costs of title insurance, escrow fees, credit report fees, inspection fees, brokerage fees and attorney's fees, if any. This shall not be considered as a waiver by BUYER of any other lawful right or remedy to which BUYER may be entitled.

24. **SALES PRICE INFORMATION:** The parties to this Agreement acknowledge that sales price information compiled as a result of the Agreement may be provided to the County Assessor's Office by either party or by either party's Broker.

25 **TIME IS OF THE ESSENCE IN THIS AGREEMENT.**

26 **ACCEPTANCE:** BUYER's offer is made subject to the acceptance of SELLER on or before (Date) June 1, 98 and (Time) 12:00 PM. If SELLER does not accept this Agreement within the time specified, the entire Earnest Money shall be refunded to BUYER on demand.

27. **CLOSING:** On or before the closing date, BUYER and SELLER shall deposit with the closing agency all funds and instruments necessary to complete the transaction. The closing date shall be no later than Aug 1, 98.

The parties agree that the "closing agency" for this transaction shall be MT Title + Escrow. If a long-term escrow / collection is involved, then the long-term escrow holder shall be MT Title + Escrow.

Long term escrow fees/costs to be paid by ☐ BUYER ☐ SELLER ☒ Shared Equally

28 **POSSESSION:** BUYER shall be entitled to possession ☐ upon closing or ☐ other Aug 15 - 98. "Closing" means the date at which all documents are either recorded or accepted by an escrow agent and the sale proceeds are available to SELLER. Property taxes and water assessments (using the last available assessment as a basis), rents, interest and reserves, liens, encumbrances or obligations assumed and utilities shall be pro-rated as of CLOSING. BUYER shall pay for fuel in tank, amount to be determined by the supplier at SELLER's expense.

29. **SPECIAL CONSIDERATIONS AND CONTINGENCIES:** This Agreement is made subject to the following special considerations and contingencies which must be satisfied prior to closing: Pump - Hot Tub + Water System

To Be in operative working order - Buyer To make inspection 14 days prior closing. PINS To Be Identified To

30 **REPRESENTATION CONFIRMATION:** Back Account verified Buyer's Satisfaction. In this transaction, the brokerage(s) involved had the following relationship(s) with the BUYER ('agent' or 'nonagent' or 'limited dual agent'):

Listing broker acted as a(n) None Agent for the BUYER

Selling broker acted as a(n) None Agent for the BUYER

In this transaction, the brokerage(s) involved has the following relationship(s) with the SELLER ('agent' or 'nonagent' or 'limited dual agent'):

Listing broker acted as a(n) Agent for the SELLER

Selling broker acted as a(n) Agent for the SELLER

Each party signing this document confirms that he or she has received, read and understood the Agency Disclosure Brochure and has elected the relationship confirmed above. In addition, each party confirms that the broker's agency office policy was made available for inspection and review. EACH PARTY UNDERSTANDS THAT HE OR SHE IS A 'CUSTOMER' AND IS NOT REPRESENTED BY A BROKER UNLESS THERE IS A SIGNED WRITTEN AGREEMENT FOR AGENCY REPRESENTATION.

31 **BUYER'S SIGNATURES:**

☐ SEE ATTACHED BUYER'S ADDENDUM(S) (Specify number of BUYER addendum(s) attached)

BUYER Signature THANE E. FULLMAN
BUYER (Print Name) THANE E. FULLMAN
Date 5-24-98 Time 3:30 PM Phone # 208-324-4376
Address 404 2ND AVE
City JEROME State IDAHO Zip 83338

BUYER Signature _____
BUYER (Print Name) _____
Date _____ Time _____ Phone # _____
Address _____
City _____ State _____ Zip _____

32 **SELLER'S SIGNATURES:** 1-800-635-5233

On this date, I/We hereby approve and accept the transaction set forth in the above Agreement and agree to carry out all the terms thereof on the part of the SELLER. I/We further acknowledge receipt of a true copy of this Agreement signed by both parties.

☐ SIGNATURE(S) SUBJECT TO COUNTER OFFER ☐ SEE ATTACHED SELLER ADDENDUM

☐ SEE ATTACHED SELLERS RIGHT TO CONTINUE TO MARKET PREMISES ☐ SEE ATTACHED COUNTER OFFER(S)

SELLER Signature Lyle Jones
SELLER (Print Name) O - Lyle Jones
Date 5-28-98 Time 12:01 Phone # 325-8816
Address P.O. Box 40
City Donnelly State Id Zip 83415

SELLER Signature Barbara J. Jones
SELLER (Print Name) Barbara J. Jones
Date 5-28-98 Time 12:00 Phone # 325-8598
Address P.O. Box 40
City Donnelly State Id Zip 83415

33 **BUYER'S ACKNOWLEDGMENT OF RECEIPT OF FINAL COPY BEARING ALL SIGNATURES:**

A true copy of the foregoing Agreement, signed by the SELLER and containing the full and complete description of the premises is hereby received on this 30th day of May, 19 98.

BUYER THANE E. FULLMAN BUYER: _____

BUYER and SELLER acknowledge receipt of copy of this page, which constitutes Page 4 of 4 Pages

X BUYER'S INITIALS (TF) SELLER'S INITIALS ()

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USE BY ANY OTHER PERSON IS PROHIBITED

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RE 21 EFFECTIVE DATE JULY 1, 1996

BROKER'S COPY

OCT. 6, 1999

To Whom it may concern;
All of this was done over a year ago
What happened? Or what seems
to be the problem? You should
have all of the information on file.
Hopefully all of this can be
taken care of properly this time.

Sincerely

Shane E. Pullman

RECEIVED

OCT 15 1999

WATER RESOURCES
WESTERN REGION

YOU NOW HAVE ALL THE
INFORMATION I CAN
GIVE YOU
PLEASE PROCESS A.S.A.P
AND SEND BACK ALL ENCLOSED
MATERIALS FOR THESE ARE
NOT COPIES

Sincerely
Shane Pullman



SELLER'S PROPERTY CONDITION REPORT To Be Completed By Seller

Date: 5-1-97



Seller states that the information contained in this Report is correct to the best of Seller's CURRENT ACTUAL KNOWLEDGE as of the above date. Broker may deliver a copy of this Report to prospective purchasers.

ADDRESS OR LEGAL DESCRIPTION:

13481 Highway 55

1. THE FOLLOWING ARE IN THE CONDITIONS INDICATED:

	WORKING	NOT WORKING	DO NOT KNOW	SEE REMARKS
A. APPLIANCES				
Built in Vacuum System	X			
Clothes Dryer	X			
Clothes Washer	X			
Dishwasher	X			
Disposal	X			
Freezer	X			
Kitchen Vent Fan	X			
Microwave Oven	X			
Oven	X			
Range	X			
Refrigerator	X			
TV Antenna/Dish and Controls	X			
Trash Compactor	X			
B. ELECTRICAL SYSTEM				
Air Purifier	X			
Burglar Alarm	X			
Ceiling Fan	X			
Garage Door Opener / Control(s)	X			
Inside Telephone Wiring & Jacks	X			
Intercom	X			
Light Fixtures	X			
Sauna - Hot Tub	X			
Smoke / Fire Alarm	X			
Switches and Outlets	X			
Bath Vent Fan	X			
220 Volt Outlets	X			
Electrical Service Panel	X			
C. HEATING AND COOLING SYSTEM				
Air Filter	X			
Central Air Conditioning	X			
Floor Air Conditioner	X			
Evaporative Cooler	X			
Fireplace - 2 Fireplaces	X			
Fireplace Insert	X			
Furnace / Heating System - Electric	X			
Hot Water Heater - Base BQ	X			
Fuel Tank	X			
Wood / Pellet Stove	X			
D. WATER AND SEWER SYSTEMS				
Cistern	X			
Well	X			
Well Pump	X			
Hot Tub / Spa & Equipment	X			
Pool & Pool Equipment	X			
Plumbing System	X			
Faucet and Fixtures	X			
Water Heater	X			
Water Purifier	X			
Water Softener	X			
Landscape Sprinkler System	X			
Sump Pump	X			
Septic Tank / Leach Field	X			

2. ROOF

	YES	NO	DO NOT KNOW
Roof Age (if known): 20 Years			
a. Does the roof leak?		X	
b. Is there present damage to the roof?		X	
c. Is the roof under warranty?		X	
d. Is warranty transferable?		X	
e. Expiration date of warranty:		X	

Information contained in this Report has been furnished by the Seller, who certifies to the truth and based on the Seller's CURRENT ACTUAL KNOWLEDGE. Any important changes must be made by Seller to Purchaser prior to closing. Purchaser may obtain independent inspection and opinion of any conditions of the subject property prior to closing. Seller and Purchaser understand that no way warrants or guarantees the above information on the property. Seller hereby acknowledges receipt of a copy of this Report.

Seller: [Signature] Date: 5-1-97

3. HAZARDOUS CONDITIONS:

	YES	NO	DO NOT KNOW
a. Are there any existing hazardous conditions on the property, such as methane gas, lead paint, radon gas in house or well, radioactive material, landfill, mineshaft, expensive soil, toxic materials, urea-formaldehyde foam insulation or asbestos insulation? Explain under additional comments (part 5).		X	
b. Has property been tested?		X	
If yes, date of test and results:			

4. OTHER DISCLOSURES:

a. Is the subject property served by a public water system?		X	
b. Is the subject property served by a public sewer system?		X	
c. Is the subject property served by a private community water system?		X	
d. Is the subject property served by a private community sewer system?		X	X
e. Do improvements have aluminum wiring?		X	
f. Are there any liens, encroachments, easements, or right of ways on the subject matter property which are not of record?		X	
g. Does property have a recorded easement or access to a county or public road?	X		
h. Has the property been surveyed?		X	
i. Are any of the boundary lines or fence lines in dispute?		X	
j. Are there any violations of zoning, building code, or restrictive covenants?		X	
k. Is the present use a non-conforming use?		X	
l. Have you received any notices by any governmental or quasi-governmental agency affecting this property - i.e., LID or Zone changes?		X	
m. Are there any structural problems with the improvements?		X	
n. Have any substantial additions or alterations been made without a required building permit?		X	
o. Are there moisture and/or water problems in basement or crawl space?		X	
p. Is there any damage due to wind, fire, flood, insects or rodents?		X	
q. When was fireplace / wood stove chimney flue last cleaned? Date: 1996			
r. Does wood / pellet stove meet code for installation and emissions? None			
s. Are there any defects or discrepancies on the subject property or the improvements constructed thereon which have not been discussed above which would affect the use, enjoyment or marketability of the property?		X	

5. ADDITIONAL COMMENTS AND/OR EXPLANATIONS: (Use additional pages if necessary)

Home 20 yrs old - Log
lower level 2x4 studs -
INSULATION + Paneled over Log

Bruce Picard R/E (Broker's Firm Name)

Purchaser hereby acknowledges receipt of a copy of this Report.

Purchaser: [Signature] Date: 5-24-98

DATE Seller states that there have been no changes to the Seller's Property Condition Report since its original completion except the following:

Seller

Date

Purchaser

Date

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: A65-08725
Date Received: 11-21-88
Receipt No: X999999
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: G. LYLE JONES
Address: BOX 40
DONNELLY, ID 83615

2. Date of Priority: APR 01, 1971

3. Source: SPRINGS Trib. to: LAKE FORK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	03E	27	NE	SW			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.030		
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.050 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
17N	03E	27	NE	SW		IRR	1.0

Section Acres 1.0

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s):

D Lyle Jones Date: 11-21-88
_____ Date: _____

State of Idaho)

County of Ada)

SS.

Subscribed and sworn (or affirmed) before me this 21st day

of NOVEMBER 19 88

Shirley C. Luthy
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 11/8/1994

WESTERN REGION

OWNER (S):

JONES

CLAIM NUMBERS:

8725

AGENT: RON HOWERTON

DATE

8/29/99

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

POLYGON CREATED ON 803

POLYGON # () () () () UPDATED BY rdh

ATTRIBUTES OF B65-POU.SHP (853) () () () ()

ATTRIBUTES OF B65-POD.SHP (818) () () () ()

 B65-DBPOU.DBF UPDATED BY rdh

 B65-DBPOD.DBF UPDATED BY rdh

NOTES:

AJ0749NP
No. R65-08725

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

DATE: 11/09/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THANE E PULLMAN PO BOX 331 DONNELLY ID 836150331 (208) 325-5055	04/01/1971	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.030 CFS 0.020 CFS	
TOTAL DIVERSION:					0.050 CFS	

Water Source: SPRINGS

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T17N R03E S27 NESW

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
17N	03E	27	:																	:	1.0
TOTAL ACRES																			:	1.0	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
17N	03E	27	:																	:	
																			:		

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-10415 A65-08725 A65-10415

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS.

Remarks: GEN OWNERSHIP CHANGED BY RDH ON 11/9/99.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65K

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R65-08725

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

DATE: 11/09/99
PAGE: 2

=====

Comments: Date: 09/25/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 11/09/1999 User-ID: RHOWERTO Subject: COPIED FROM GEN REMARKS
OWNERSHIP CHANGED BY RDH ON 11/9/99.

Audit: 11/09/99 RHOWERTO



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 9, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THANE E PULLMAN
PO BOX 331
DONNELLY ID 83638

NOTICE OF CLAIM NO.
A65-08725

Ref: Ownership change

Dear Claimant,

1. Enclosed is a copy of the above referenced claim, which reflects the CHANGE IN OWNERSHIP of the lands and appurtenant water rights, covered by this claim.
2. 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.
3. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Staff

Returned Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 18, 1999

DIRK KEMPTHORNE
GOVERNOR

Thane E Pullman
PO Box 331
Donnelly, ID 83615-0331

KARL J. DREHER
DIRECTOR

RE: SRBA CLAIM: 65-08725

Dear Mr. Pullman:

We are responding to your NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP received at our office October 15, 1999.

Before we can modify our records to reflect your ownership of this water right. We need to have the REQUIRED information submitted as shown on the copy of the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form.

Sincerely,

Adjudication Staff

Enclosures:

September 29, 1999

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 65-08725

G LYLE JONES
PO BOX 40
DONNELLY ID 83615

Daytime Telephone Number: 325 8816
Evening Telephone Number: SAME

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

N/A

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

N/A

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

N/A

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

DATE: 10-6-99 SIGNATURE: George Lyle Jones
Please print your name: GEORGE LYLE JONES

RIGHT NUMBER 65-08725

NAME AND ADDRESS
G LYLE JONES
PO BOX 40
DONNELLY ID 83615

SOURCE SPRINGS TRIBUTARY: LAKE PORK CREEK

QUANTITY 0 05 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY-DATE 04/01/1971

POINT OF DIVERSION T17N R03E S27 NESW Within VALLEY County

PURPOSE AND

PERIOD OF USE	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-15 10-15	0 03 CFS
	DOMESTIC 1 HOME	01-01 12-31	0 02 CFS

PLACE OF USE: IRRIGATION Within VALLEY County
T17N R03E S27 NESW 1
1 ACRES TOTAL

DOMESTIC Within VALLEY County
T17N R03E S27 NESW

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT

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

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.

EXPLANATORY MATERIAL BASIS OF CLAIM - DECREE

RECEIVED
OCT 15 1999
WATER RESOURCES
WESTERN REGION

*Keep everything
the same*

WR5809NP
No. 65-08725

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE L. JONES BOX 745 DONNELLY ID 83615	04/01/1971	IRRIGATION DOMESTIC	04/15 10/15 01/01 12/31	0.030 CFS 0.020 CFS	1.20 AFA
TOTAL DIVERSION:					0.050 CFS	

Water Source: SPRINGS

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T17N R03E S27

NESW

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
17N	03E	27	:											01						:	1.0
TOTAL ACRES																				1.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: VALLEY

Dates:	App. Received:	Priority Date:	04/01/1971
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

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

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

**T17N R03E
S27**

Idaho Department of Water Resources

**Claims: 65-08725
Owner : PULLMAN
Prepared by:
RON HOWERTON
Date: 09 NOV 99**

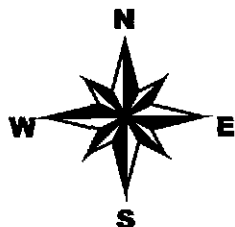
 **Place of use**

 **POD**

 **SECTION LINES**

 **1/4 1/4 Lines**

Acres



1987 NAPP

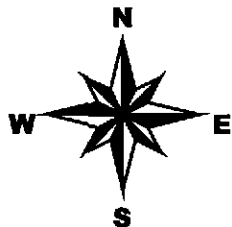


**T17N R03E
S27**

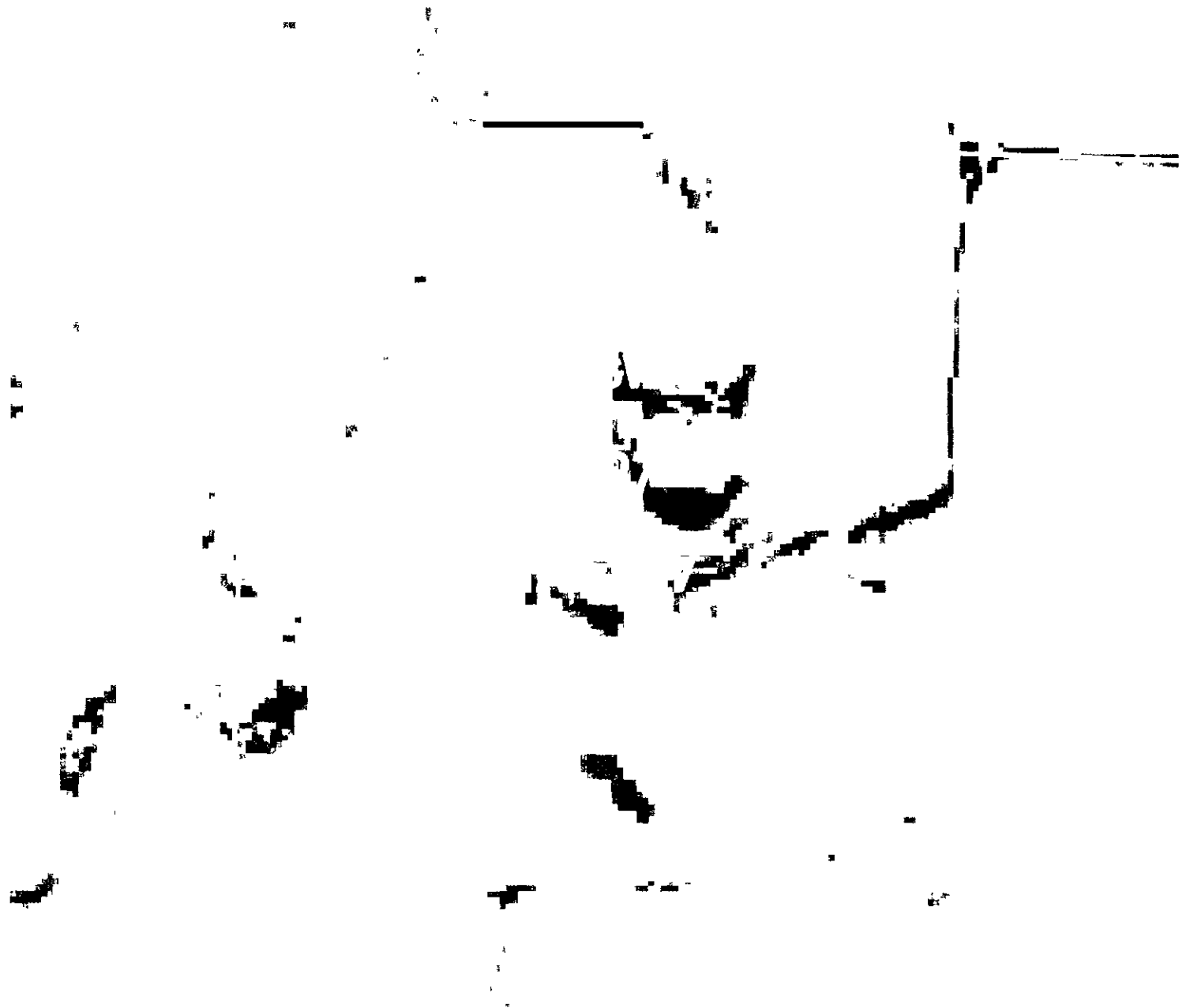
Idaho Department of Water Resources

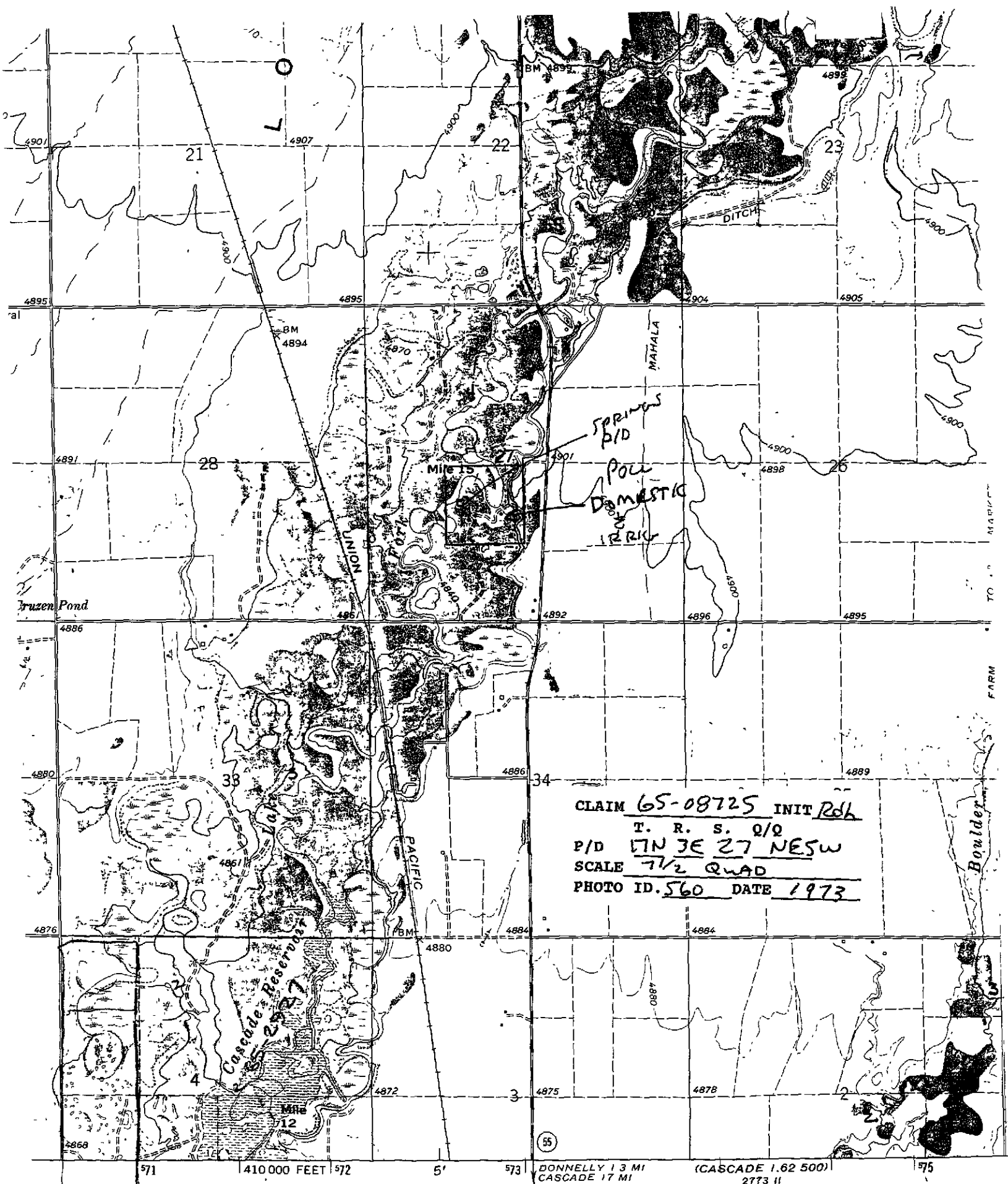
**Claims: 65-08725
Owner : PULLMAN
Prepared by:
RON HOWERTON
Date: 09 NOV 99**

-  **Place of use**
-  **POD**
-  **SECTION LINES**
-  **1/4 1/4 Lines**

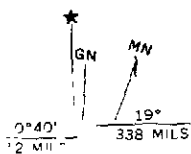


1987 NAPP





by the Geological Survey
est Service
SFS
ods from aerial
. Field checked 1973
Idaho coordinate



IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

REC

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

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO A WATER RIGHT

65-8725

JAN 31

Department of Water Administration

Notice is hereby given that George L. Jones

(Name of Claimant)

Box 746, Doreilly Idaho 83615

(Mailing Address)

claims a right to the diversion

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

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 1971

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Springs, Kootenai

Deer Fork Creek

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

1.2	Use	<u>Domestic</u>	Period of Use From	<u>1-1</u>	To	<u>12-31</u>
		(Domestic, irrigation, stock, etc.)		(Mo., Day)	(Both Dates Inclusive)	(Mo., Day)
3.0	Use	<u>Irrigation</u>	Period of Use From	<u>5-1</u>	To	<u>10-31</u>
		(Domestic, irrigation, stock, etc.)		(Mo., Day)	(Both Dates Inclusive)	(Mo., Day)
4.2	Use		Period of Use From		To	
		(Domestic, irrigation, stock, etc.)		(Mo., Day)	(Both Dates Inclusive)	(Mo., Day)

(4) Quantity of water claimed: 0.05 Cubic Feet Per Second, or Acre Feet Per Annum, and/or Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 SW 1/4 Sec. 27 Twp. 17N Rge. 3E, R.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible Collection Box & pipeline to place of use.

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

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>17N</u>	<u>3E</u>	<u>27</u>									<u>X</u>								<u>11.0</u>

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

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

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

(9) Remarks

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use. ☐ B) Right decreed by court, cite title of case. ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. 8-10-78 928

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

Individual

Organization

(Date)

(Signature of Claimant)

(Signature of Agent)

(Signature of Authorized Agent)

State of Idaho

County of Gem

On this 17th day of January, in the year 1974, before me, a notary public, personally appeared George L. Jones known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at 1017 N. 1st St. Boise, Idaho

My commission expires 1-3-78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:16:52
06/21/99

PAGE: 15
QUICKLOOK INFORMATION

15
CLAIM NUMBER: A65-08725

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			1					1
POINT OF DIV			IN OFFICE					Rdh
SOURCE			Rdh					6/21/99
PLACE OF USE	x		6/21/99					
DIV. AMOUNT CFS/VOLUME			1					
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:16:52
06/21/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-08725

LAST: JONES FIRST: G LYLE
ADDRESS: BOX 40
CITY: DONNELLY STATE: ID ZIP: 83615
PHONE NUMBER: 208-000-0000
OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM
DATABASE N
FIELD EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE PHONE NUMBER: () -
DATE OF FIELD EXAM: 6/21/99 APPOINTMENT MADE: Y() N(X) TIME: : A() P()
ACCOMPANIED BY: PHONE NUMBER: () -
RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-08725 PRIORITY DATE: 04-01-1971 STAGE: D

B. WR RECORD: # 65-08725 PRIORITY DATE: 04-01-1971 STAGE: D

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

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

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

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

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y(☐) N(☐)

LICENSE ISSUED N/A(☒) Y(☐) N(☐)

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

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

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

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

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

04-01-1971

REVIEWED BY Rch

DATE 6/21/99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-08725	17N 03E	27		NE	SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-10415 65-10415

WR RECORDS IN SAME 40 ACRE TRACT
65-10415

SOURCE: SPRINGS

TRIB: LAKE FORK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-08725	17N 03E	27		NE	SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-10415 65-10415

SOURCE: SPRINGS

TRIB: LAKE FORK CREEK

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

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

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: PRBA ADJ, MAP "E" T17N R3E E 1987 NAPP
E 1973 SGO TOPO. (MAP "E" SHOWS LOCATION OF SPRINGS, USED
THIS MAP TO LOCATION APPROX LOCATION ON SGO TOPO E 1987 NAPP PHOTO.

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY VALLEY	DIVERSION NAME	DIVERSION NBR
17N	03E	27		NE	SW					

SOURCE: SPRINGS

TRIB: LAKE FORK CREEK

REVIEWED BY: Rth

DATE: 6/21/99

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

COLLECTION BOX E PIPE LINE TO POU
(FROM PRBA CLAIM DESCRIPTION)

A. ROOT WATER RIGHT NUMBERS: A65-08725

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	27	NE	SW		JONES, G LYLE	A65-08725 /	1.0	65-08725 /	1.0	
			NE	SW		GURNSEY, VERN L	A65-10415 /		65-10415 /		
			NE	SW		GURNSEY, VERN L	65-10415 /		- /		1.0

ADDITIONAL POU FOUND

TOTAL ACRES A65-08725 1.00 1.00

POU COUNTY: VALLEY

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

Y() N(☒)

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08725	DOMESTIC	JONES, G LYLE	FROM 01-01 TO 12-31	0.020 CFS	
A65-10415	DOMESTIC	GURNSEY, VERN L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10415	DOMESTIC	GURNSEY, VERN L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A() Y(☒) N()

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; ~~ST~~ TOPOGRAPHIC QUAD, IDWR NO. 560;
(~~X~~) NAPP, IDWR NO. 1987; () ASCS PHOTO; ~~ST~~ OTHER _____

NOTES: USED 1994 TAX LOT INFO TO FIND OWNERSHIP. Found
G LYLE JONES IN THE NESW TRACT AS CLAIMED. PRBA MAP 'E'
ONLY SHOWED PID, THE 1973 TOPO MAP SHOWED A - DWELLING
IN THE NESW AS CLAIMED, PLUTTER THE IRRIGATED GROUND FOR
1-ACRE NEAR THIS HOME AS IT WOULD BE THE MOST LIKELY
AREA IRRIGATED. THE PRBA CLAIM DESCRIBED THAT FOR
THE PLACE OF USE THAT THERE WAS A COLLECTION BOX & PIPELINE
TO THE POU.

RECOMMENDATIONS:

TOTAL ACRES: 1 N/A()

REVIEWED BY:

Rch

DATE:

6/21/99

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-08725	IRRIGATION	FROM 04-15 TO 10-15	0.030 CFS	
A65-08725	DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.050 CFS	

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-08725	IRRIGATION	FROM 04-15 TO 10-15	0.030 CFS	
65-08725	DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.050 CFS	

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CLAIM NUMBER: A65-08725

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.050 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.050 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE .03
ACRES 1 x 0.02 CFS/ACRE = .03 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒) NA - LESS THAN 5 ACRES

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 1 x DIVERSION VOL. AF/A FOR AREA 1 =
TOTAL DIVERSION VOLUME AF/A

.03 IRR
102 DOM
.05 TOTAL

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES 1 x CONSUMPTIVE VOL. AF/A FOR AREA 1 =
TOTAL CONSUMPTIVE USE AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

NONE

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 DOMESTIC	04-15	10-15	DATABASE 0.030	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	01-01	12-31	0.020		~~1.20~~		~~0.8~~	
TOTAL FOR THIS RIGHT			0.050				~~0.8~~	

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ☒

REVIEWED BY: Rel

DATE: 6/21/99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	☒	☐
FORFEIT/ABANDON _____	☐	☐
ADDITIONAL DIV. AMOUNT _____	☐	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-08725

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.050 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-08725	0.050	-		65-08725	0.050
TOTAL CFS		0.050				0.050

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 Y FIELD EXAMINER Y ☒ N ()

NO SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE: Ron Howerton DATE: 6/4/99

NAME OF FIELD EXAMINER: Ron Howerton TITLE: _____

Sr Water Agent

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(X) TOPOGRAPHIC	DATE FIELD CHECKED <u>1973</u> IDWR ID NO. <u>560</u>	Y(<u>X</u>) N()
() NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y(<u>X</u>) 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()
(X) OTHER <u>PRBA MAP</u>	DATE <u>MAP "E" PRBA</u>	Y(<u>X</u>) N()
(X) OTHER <u>PRBA CLAIM</u>	DATE <u>ORIGINAL PRBA CLAIM</u>	Y(<u>X</u>) N()
(X) OTHER <u>PROFILE</u>	DATE <u>WR RECORD OF DECREED RT</u>	Y(<u>X</u>) 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

14:17:04
06/21/99
16

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PROFILE REPORT

CLAIM NUMBER: A65-08725

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	G LYLE JONES	04/01/1971	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.03 CFS 0.02 CFS	1.20 AFA
TOTAL DIVERSION:					0.05 CFS	
Water Source: SPRINGS		Tributary to: LAKE FORK CREEK			Stage: DECREED	
Point(s) of Diversion:		T17N R03E S27	NESW	VALLEY County		
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac : SUM
17N 03E 27 :			:	: 01	:	: 1.0
TOTAL ACRES						1.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: VALLEY

Dates: Exam Made Date: Verified Date: 04/24/1987 Objection Filed Date:
Misc: Water District Number: 65K Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: SPRINGS				TRIBUTARY TO: LAKE FORK CREEK				
<i>No claim</i> 65-2519	NORTUNE, HENRY BARKER, TILDA DONNELLY ID 83615	09-14-1949	IRRIGATION	04-15 10-15	--- AFA 3.00 CFS	SWSE S22 T17N R03E	SWNE(40) NESE(07) NWSE(35) NWNE(40) S10 T16N R03E NESE(40) NWSE(30) SWSE(30) SESE(40) S27 T17N R03E * 262 ACRES*	LICENSE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3160, 65-3161 & 65-2415 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
<i>Ror</i> 65-8470	ERICKSON, DENNIS P. O. BOX 22 LAKE FORK ID 83635	07-01-1965	IRRIGATION	04-15 10-15	--- AFA .06 CFS	SESE S27 T18N R03E SWSW S26 T18N R03E SESW S26 T18N R03E	SWSW(01) S26 T18N R03E NESE(02) S27 T18N R03E * 3 ACRES*	BENEFICIAL USE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAKE IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
			DOMESTIC	01-01 12-31	1.20 AFA .04 CFS *---*AFA *.10*CFS		SAME AS OTHER USE	
<i>Ror</i> 65-8725	JONES, GEORGE L. P. O. BOX 745 DONNELLY ID 83615	04-01-1971	IRRIGATION	04-15 10-15	--- AFA .03 CFS 1.20 AFA .02 CFS *---*AFA *.05*CFS	NESW S27 T17N R03E	NESW(01) S27 T17N R03E * 1 ACRE*	BENEFICIAL USE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAKE IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
			DOMESTIC	01-01 12-31				

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FILE

FEB 12 1987

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

APR 07 1986

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

Department of Water Resources

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

Civil No. 3667

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

Helma R. Kolby

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

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

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

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FEB 24 1987

COMPARED

INDEXED - DIRECT

INDEXED - INDIRECT

Department of Water Resources

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

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

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

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

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

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

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

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

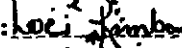
STATE OF IDAHO)
County of Gem) ss.

DATED this 28th day of March, 1986.

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

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


JIM R. DOOLITTLE
District Judge

By:  ORDERED AND PARTIAL DECREE, Page 3