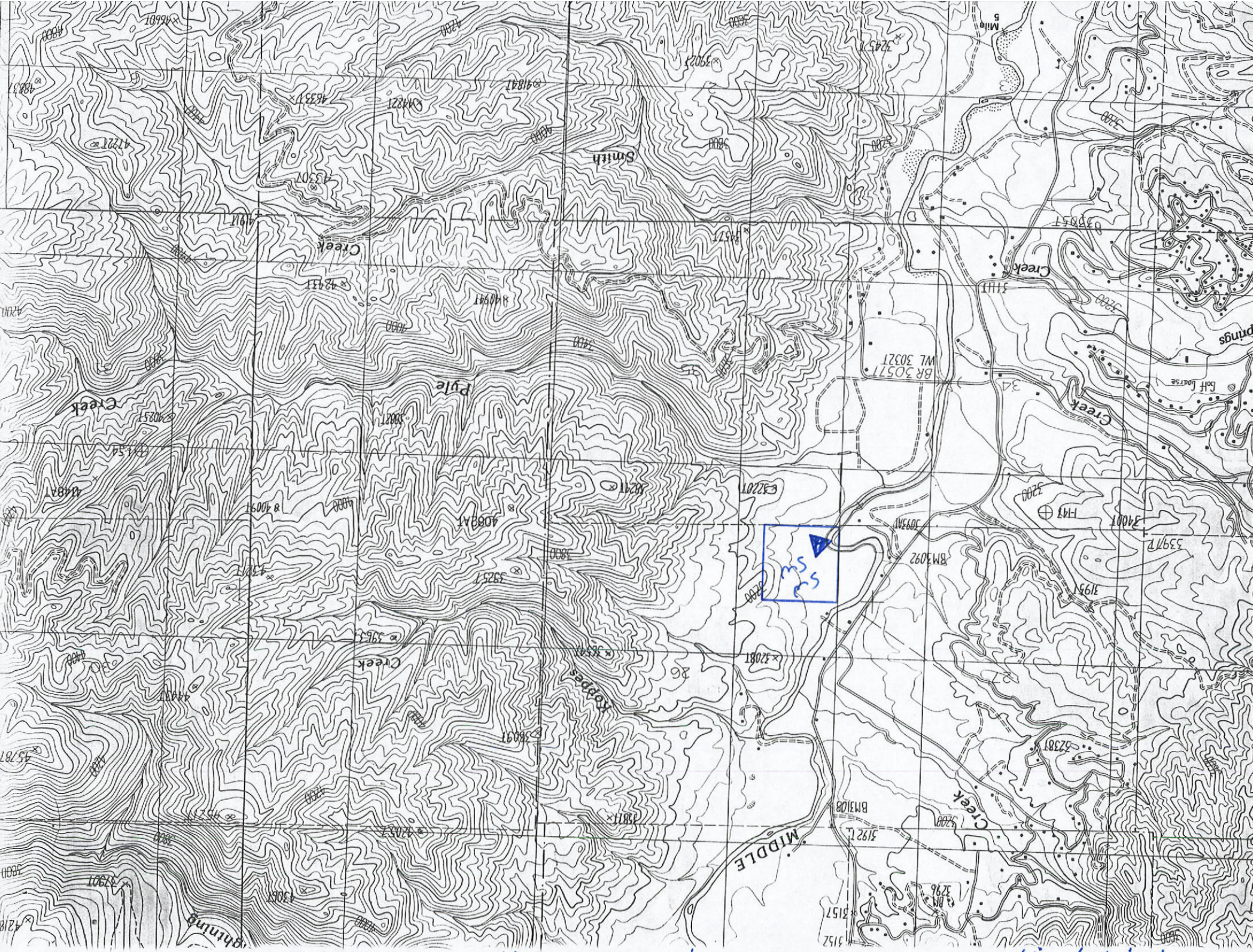




May 2, 1988
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10/15/97

14:05

208 392 4473

BOISE COUNTY

002/002

0060

PTN OF
Tx 332

3050
19.19 ac

2451
79.36

3150

3750
PTN OF
Tx 332

PINE TREE #12

Block 1

2450

TX 100

1 ac

75'

Lloyd Kalblinger

5550

PTN OF
Tx 338

5.95 ac

W/L
Land &
Livestock

7250

7650

Tx 203

Lee 2 1/2 m.

Denton

3500

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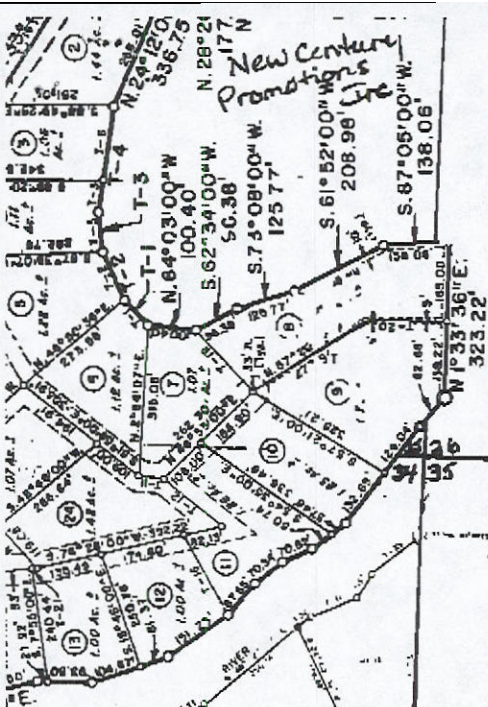
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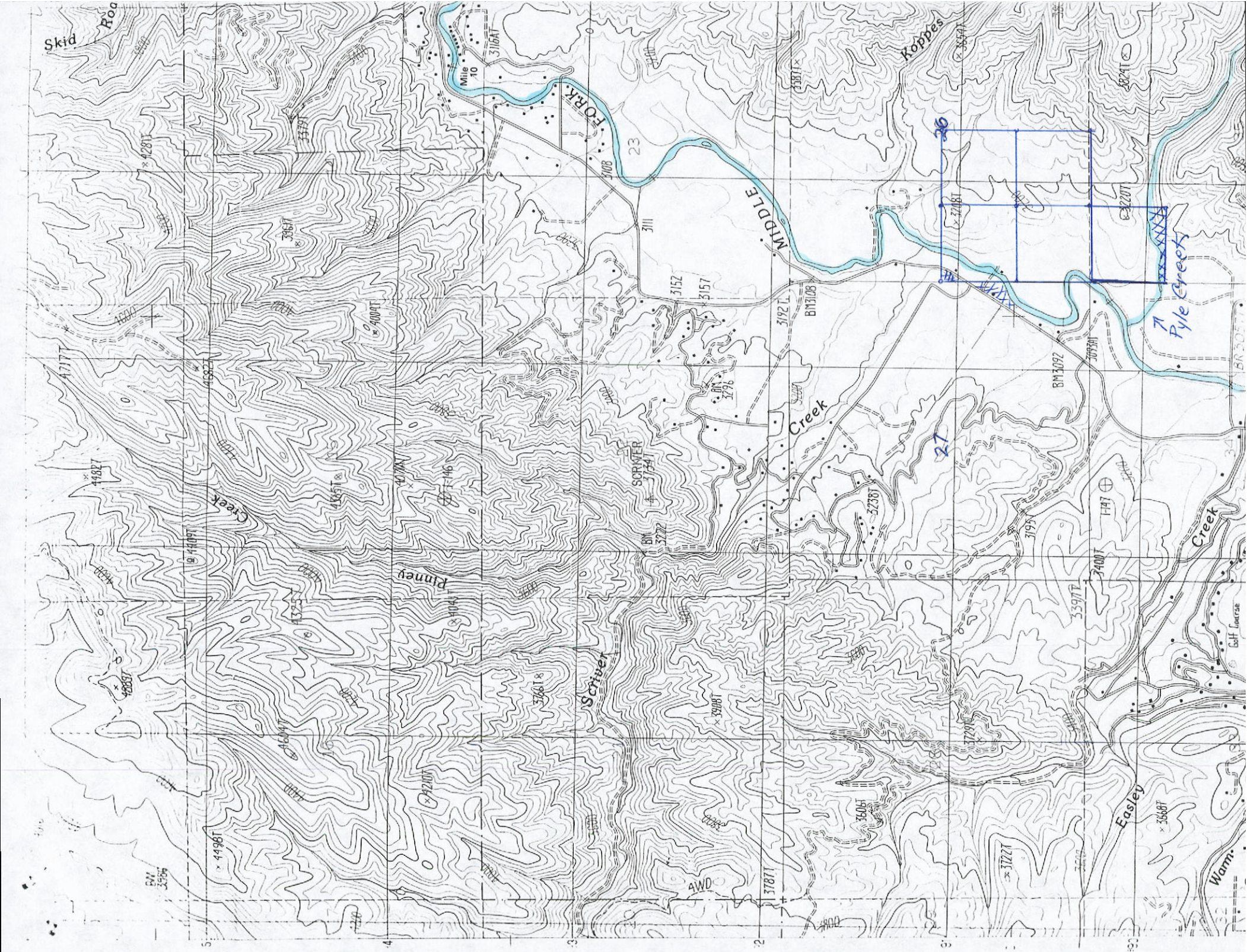


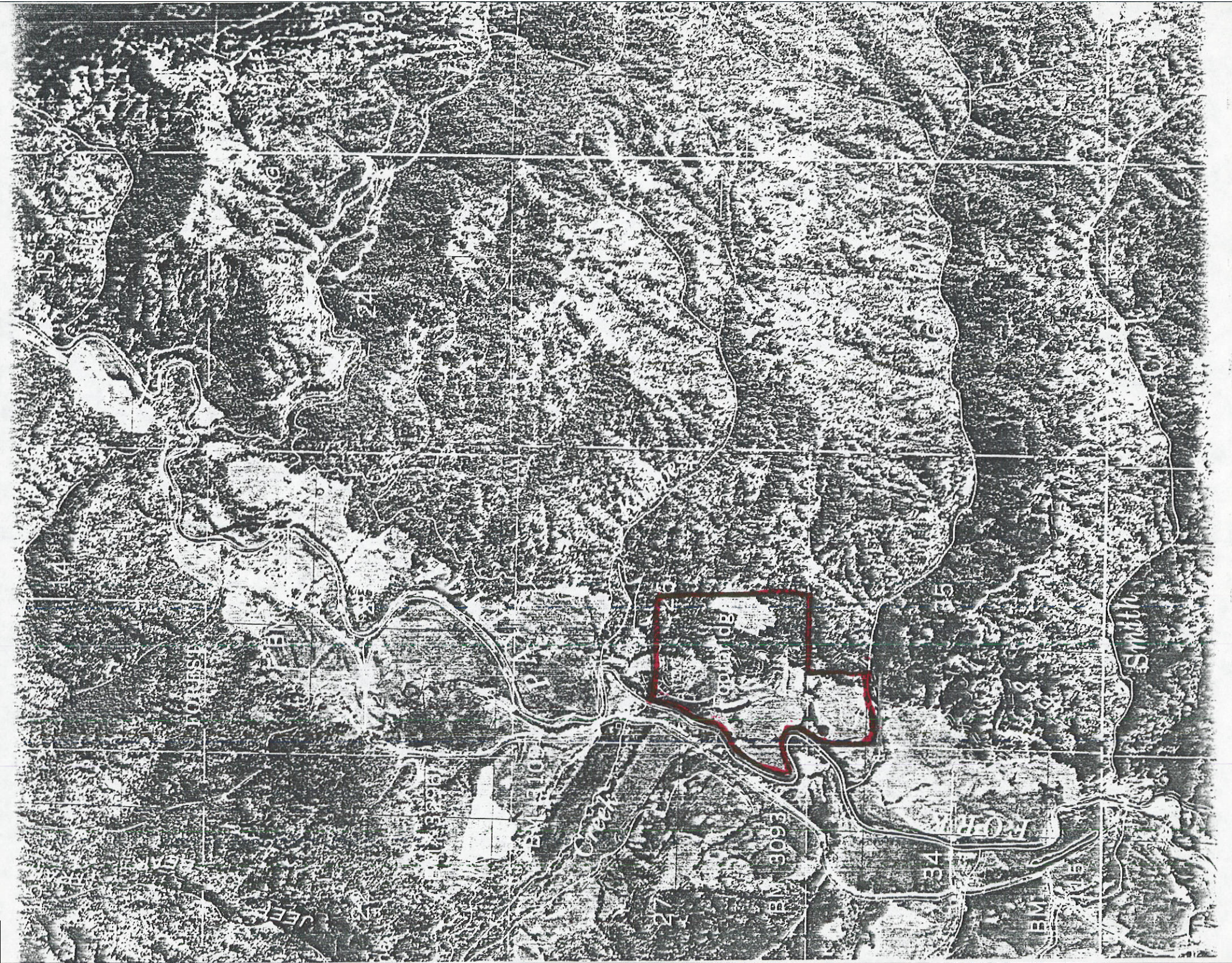
Lloyd Kalblinger

3050
TX 183-A
32.8% AC.

0050

This drawing is to be use
reference purposes and the
not responsible for any in
herein contained.





(Optional)

Recorded ☐

Microfirmed ☐

Indexed ☐

Platted ☐

Deed Card ☐

Compared ☐

Key Punched ☐

Master File ☐

Abstracted ☐

To Treasurer ☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

(CORPORATE FORM)

W & L LAND & LIVESTOCK Co.

an Idaho corporation

organized and existing under the laws of the State of Idaho, with its principal office at

of County of

, State of Idaho,

grantor, hereby CONVEYS or GRANTS and WARRANTS TO

H. LLOYD KALBLINGER

of

grantee
for the sum of

TEN AND NO/100THS ----- DOLLARS,

the following described tract(s) of land in Boise

County,

State of Idaho:

That certain property described on Exhibit A, appended hereto and made a part hereof, except that parcel comprising the description of Exhibit A which is drawn on Exhibit B, appended hereto and made a part hereof, title to which is retained, together with all water and mineral rights, by Grantor, further subject to all easements, encroachments or restrictions of records or apparent from visual inspection, subject to taxes or assessments levied by any governmental entity which are or may become a lien on the property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except

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

Location of above described property Boise County, Idaho

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this day of September, A. D. 1987

(CORPORATE SEAL)

W & L LAND & LIVESTOCK

(CORPORATE NAME)

By

PRESIDENT

Attest:

SECRETARY

State of Idaho
County of CANYON

SS.

On the 16th day of September, A. D. 1987

personally appeared before me a Notary Public

and

who being by me duly sworn did say, each for himself, that he, the said Donald K. Weilmunster is the president, and she, the said Wendy Weilmunster, is the secretary of W & L LAND & LIVESTOCK

a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said Donald K. Weilmunster and Wendy Weilmunster, each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

(NOTARY SEAL)

Debbie A. Toloma
(NOTARY PUBLIC)

My residence in Nampa, Idaho

My commission expires 3-9-88

MAIL DEED TO:

MAIL TAX NOTICE TO:

Name

Address

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: **A65-10846A**
Date Received: 5/30/1989
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: H LLOYD KALBLINGER 208-466-6406
Address: 311 2ND ST SOUTH SUITE D
NAMPA ID 83651
OR
Name: COY WOOD 208-362-9641
Address: 10700 W MOSS DR
BOISE ID 83709
2. Date of Priority: JUN 1, 1960
3. Source: PAYETTE RIVER, MID. FORK Trib. to: PAYETTE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	26	SW	SW	.		BOISE
5. Description of diverting works:
PUMP, PIPELINE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
DOMESTIC USE IS FOR 100 RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	04E	26	SW SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-10849

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

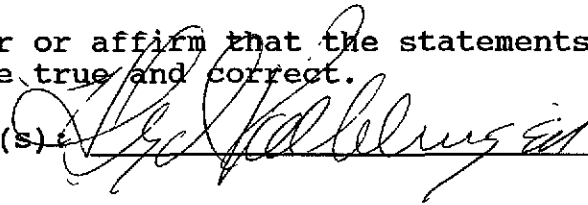
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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: 4/16/98

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of April 19 98

Kathlyn A. Walker
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 2-14-1999

February 3, 2000

NOTICE OF ERROR
REPLY

RECEIVED

FEB 23 2000

WATER RESOURCES
WESTERN REGION

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: March 3, 2000

Water right number: 65-10846A

COY WOOD
10700 W MOSS DR
BOISE ID 83709

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

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

DATE: 2-24-00 SIGNATURE: Coy Wood
Please print your name: Coy Wood

DATE: 01/31/00
PAGE: 1

Audit: 01/31/00 RHOWERTO

DATE: 12/08/99
PAGE: 1

Audit: 04/02/86 04/30/88 CONVERT 08/05/92 NAME-ADD

CLAIM NO. LS - 108464

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☐ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: DOMESTIC USE IS FOR 100 RANGE CATTLE

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

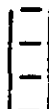
- COMPETING CLAIM DISALLOWED DUE TO EVIDENCE
SUBMITTED BY KALBLINGER/WOOD & ASSESSORS OFFICE.
SEE ATTACHED WARRANTY DEED & LETTER FROM
KALBLINGER.
ADD QNT REMARK to "R" FILE FROM WP.
Limit to .04 CFS & 1/2 AFA with 10848 & 10849A.

ATTACHMENTS: ASSESSORS MAP, PROFILE - WP RECORD, COPY OF RIGHT
FROM PRBA
BLUE DECREE BOOK
Attached to Attachments are
This Form. in Permit File.

PHOTOS (optional)

MAP

SYSTEM DIAGRAM



☐ Changes found during exam or additional information in the permit file, see permit file.

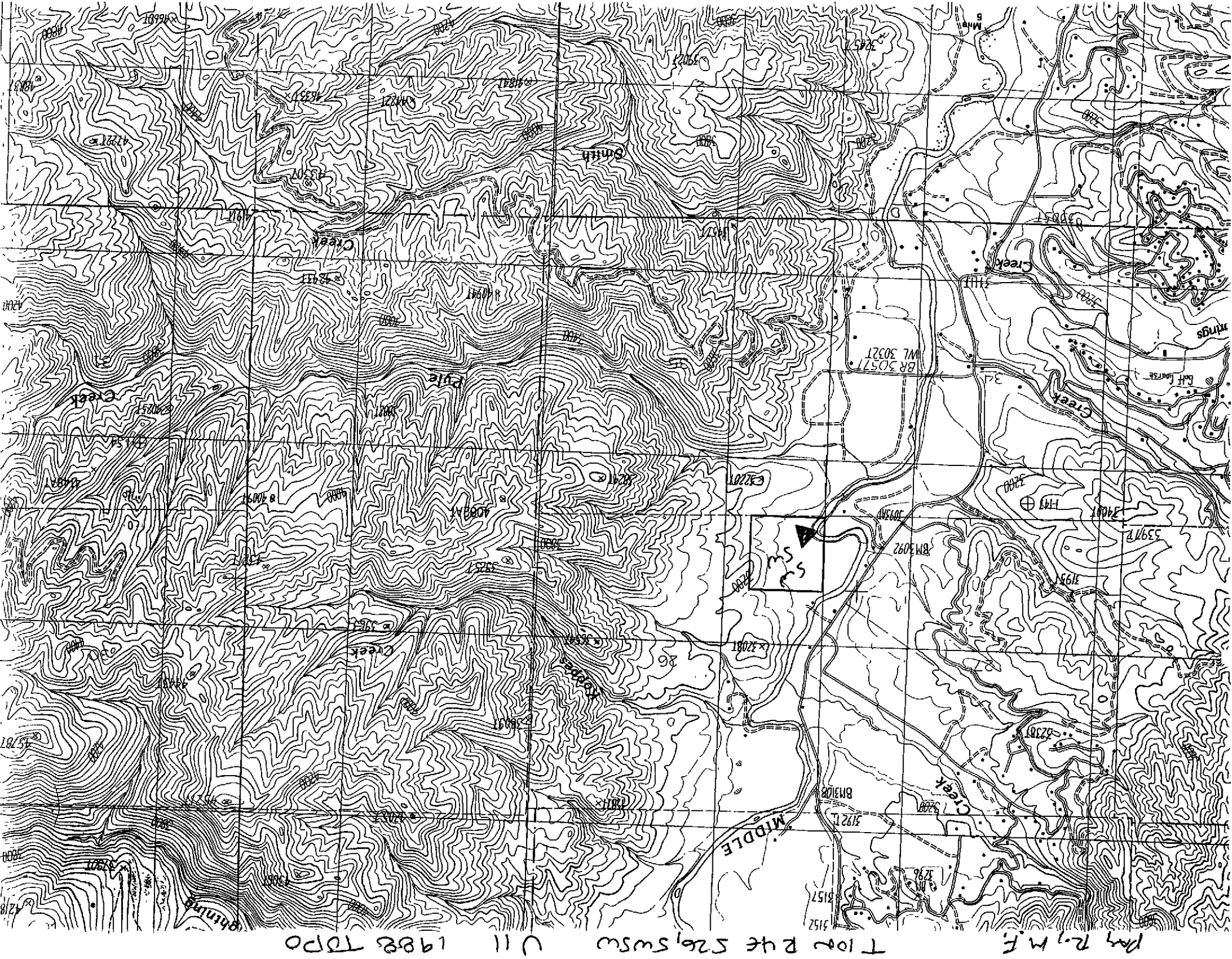
DATE EXAM CONDUCTED: IN-OFFICE 12/16/99

FIELD EXAMINER:

RON HOWARTON

Signature

Sr Water Agent



MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 205

INDICATES TOTAL

SOURCE: MIDDLE FORK, PAYETTE RIVER

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
			DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS *---*AFA *.94*CFS		SAME AS OTHER USE	
65-11236	BUZZELL, DEAN C BUZZELL, PAULA ROUTE 1, MELBA, IDAHO 83641 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3226 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	10/ 1/1953	IRRIGATION	4/ 1 11/ 1	--- AFA .65 CFS	SWNE S34 TION R 4E	NWNE(17) SWNE(29) S34 TION R 4E *46*	BENEFICIAL USE
65-10381	COLEMAN, JERRE 1221 GALENA DRIVE, TWIN FALLS, IDAHO 83301	7/ 1/1956	IRRIGATION	4/ 1 11/ 1	--- AFA .02 CFS	SWSW S13 TION R 4E	SWSW(1) S13 TION R 4E *1*	BENEFICIAL USE
65-10812	CARBERRY, JAMES J. & CARBERRY, INEZ E. 8507 VINCENT, BOISE, IDAHO 83705	4/ 1/1960	IRRIGATION	4/ 1 11/ 1	--- AFA .02 CFS	SWSW S13 TION R 4E	SWSW(4) S13 TION R 4E *4*	BENEFICIAL USE
65-10846	HOLLINGSHEAD, R. M. 2112 NORTH 20TH STREET, BOISE, IDAHO 83702 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10848 & 65-10849 SHALL PROVIDE NO MORE THAN .04 CFS NCR 1.2 AFA.	6/ 1/1960	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSW S26 TION R 4E	SWSW S26 TION R 4E	BENEFICIAL USE
65-10847	HOLLINGSHEAD, R. M. 2112 NORTH 20TH STREET, BOISE, IDAHO 83702 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10844 & 6510945 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	6/ 1/1960	IRRIGATION	4/ 1 11/ 1	--- AFA .10 CFS	NWSW S26 TION R 4E	SWSW(5) S26 TION R 4E *5*	BENEFICIAL USE
65-10370	WELLS, DEWEY 34 ROSE CIRCLE, MERIDIAN, IDAHO 83642	6/ 1/1960	IRRIGATION	4/ 1 11/ 1	--- AFA .02 CFS	SESW S13 TION R 4E	SESW(1) S13 TION R 4E *1*	BENEFICIAL USE
65-10736	RANDOLPH, R. W. & RANDOLPH, INEZ V. 420 SHERMAN, BOISE, IDAHO 83702	4/ 1/1961	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SESW S13 TION R 4E	SESW S13 TION R 4E	BENEFICIAL USE



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

December 8, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Water Right Claim Nos. A65-10846, A65-10847 & A65-10849
Duplicate Filings

KARL J. DREHER
DIRECTOR

DON K WEILMUNSTER
PO BOX 4
GARDEN VALLEY ID 83622

LLOYD KALBLINGER
311 2ND ST SOUTH SUITE D
NAMPA ID 83651

COY WOOD
10700 W MOSS DR
BOISE ID 83709

Dear Mr. Weilmunster, Mr. Kalblinger and Mr. Wood,

Our records show competing claims for the following water right claims:

Don Weilmunster
Water Right: A65-10846
Purpose: Domestic 1 home
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Lloyd Kalblinger & Coy Wood
Water Right: A65-10846A
Purpose: Domestic, 100 Range Cattle
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Don Weilmunster
Water Right: A65-10847
Purpose: Irrigation, 5 Acres
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Lloyd Kalblinger & Coy Wood
Water Right: A65-10847A
Purpose: Irrigation, 5 Acres
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Don Weilmunster
Water Right: A65-10849
Purpose: Domestic 1 home
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Lloyd Kalblinger & Coy Wood
Water Right: A65-10849A
Purpose: Domestic, 100 Range Cattle
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Our Adjudication Section is now preparing the claims in your area for decree in the Snake River Basin Adjudication.

I have the following information indicating that section 26 was sold to Lloyd Kalblinger in 1987:

1. Attached Warranty Deed (with attachments) to Kalblinger dated Sept. 16, 1987.
2. Map from County Assessor, received October 15, 1997, showing the tract described as:
T10N, R04E, S26, SW1/4 SW1/4

BASED UPON THE INFORMATION BEFORE ME I INTEND TO RECOMMEND
THE WATER RIGHTS AS FOLLOWS:

Lloyd Kalblinger & Coy Wood
Water Right: A65-10846A
Purpose: Domestic, 100 Range Cattle
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

Lloyd Kalblinger & Coy Wood
Water Right: A65-10847A
Purpose: Irrigation, 5 Acres
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

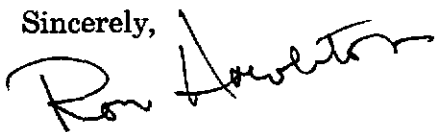
Lloyd Kalblinger & Coy Wood
Water Right: A65-10849A
Purpose: Domestic, 100 Range Cattle
Place of use:
T10N, R04E, S26, SW1/4 SW1/4.

I have enclosed the following additional items for your reference:

- Copies of the above water rights as decreed in the Payette River Basin Adjudication.
- A 1987 NAPP photo, recommendations for irrigation right 65-10847A.

If any of you has further information to clarify the competing claims, please let me know by January 3, 2000. You can reach me by the phone # and/or the address listed on the letterhead of this letter.

Sincerely,



Ron Howerton
Senior Water Right Agent

Enclosures/Attachments

Kay Walker
Sr. Water Resource Agent
State of Idaho
Department of Water Resources
Adjudication Bureau

February 9, 1998

Dear Kay:

Per your letter of January 12, 1998 regarding the water rights on my Crouch, Idaho property. To the best of my knowledge and recollection the following is my statement as to the sequence of events on said property.

Mr. R. M. Hollingshead was the first owner of this property and was the individual who filed on all the water rights - seven (7) total. He used the water for many purposes including irrigation, home, garden, livestock etc.. His economic survival was totally supported by this property. Still standing on the land are a machine shed, hay storage shed, shop, grain storage building and milking barn (with milk - cooler storage room). The burned remains of a small house and chicken coop (I was told of these buildings by a local resident) were in evidence when I bought the property. Several years later I buried these remains and cleaned up the area. I am not sure when these buildings burned; however, it had to be prior to November 19, 1987 since I purchased the land in 1979.

Cattle grazed over the entire property except for a portion that was fenced to raise hay. I am not sure where the cattle drank water except that common sense tells me it was from one or several of the following sources: Pyle Creek, Kopes Creek, active springs, and a water tank near the milking barn (which was near the house and chicken coop). The water tank was most likely fed by a nearby well or the Middle Fork of the Payette River since all the old buildings described in this statement are very close to this river.

I hope this information will help in getting the water rights listed in your letter of January 12, 1998 transferred from domestic use to stockwater use. Please call or write if you need additional information or any clarification. Thanks again for all your help. It is much appreciated.

Sincerely,



H. Lloyd Kalblinger

RECEIVED

FEB 11 1998

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Claims to Water Rights Nos. A65-10846A, A65-10848 & A65-10849A

H. Lloyd Kalblinger &/or Coy Wood
311 2nd St. South, Suite D
Nampa, ID 83651

Gentlemen:

I just located your files in my office and thought I had better get a letter off to you in regard to your domestic claims. I learned that we can amend your claims to show that the domestic use is for stockwater rather than a home. We will require that you submit a statement about when the change occurred, i.e. when the house burned down and stock began drinking the water. If this occurred prior to November 19, 1987, we can look at this as an accomplished transfer. If the change occurred after November 19, 1987, you will need to file a transfer application to change the use of the rights.

Please submit a statement regarding the events of the domestic uses; that is, when the house burned down and when the stock began to drink water at the domestic locations. Once we receive your statement, we will be able to determine if the claims can be amended or if you need to file an application for transfer.

If you have any questions in regard to this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k

From: DWR03::DSHAFF 5-NOV-1997 08:55:48.31
To: DWR80::KWALKER
CC: DWR80::JSHURTE,DSHAFF
Subj: RE: CHANGE IN USE OF DECREED RTS.

Hello Kay, how do you get so lucky?

I'm going to grab onto the date of change (when the house burned or when the water stopped being used in the house and used instead for stock). If the event occurred before '87, an accomplished transfer is the ticket. Otherwise the most simplest solution is to rely on the 42-111 definition calling the use Domestic but using the water exclusively for water stock. I don't see immediately a track to swap uses without a transfer application. Hope this helps, Don

From: DWR80::KWALKER 4-NOV-1997 16:02:41.93
To: DWR03::DSHAFF
CC: KWALKER, JSHURTE
Subj: CHANGE IN USE OF DECREED RTS.

HI, DON...

I HAD SOME FELLOWS IN FROM B65 THIS AFTERNOON FILING ON INSTREAM STOCK AND THEY HAVE OBTAINED DECREED RIGHTS THROUGH PURCHASE OF PROPERTY. THEY HAVE A COUPLE OF DECREED RIGHTS FOR DOMESTIC USE IN THE SWSW, S26, T10N, R4E. THEY SAY THERE IS A BURNED AREA IN THIS 40 THAT MAY HAVE BEEN A HOME AT ONE TIME. WHAT THEY WANT TO DO IS CHANGE THESE DOMESTIC DECREED RIGHTS TO STOCKWATER USE. IS THIS POSSIBLE AND, IF SO, HOW DO WE ACCOMPLISH THIS? DO WE HAVE TO FILE A TRANSFER TO CHANGE THE NATURE OF USE? THEY ONLY WANT ENOUGH WATER FOR 150 HEAD OF RANGE CATTLE. CAN THEY WATER THEIR COWS UNDER THESE DOMESTIC RIGHTS IF THEY HAVE A HOME IN THE 40 ACRE TRACT JUST NORTH OF THIS 40, AND STILL BE LEGAL? CAN WE AMEND THE CLAIMS, CHANGE THE NON-IRRIG USES TO STOCKWATER FOR 150 HEAD ON THEIR DECREED RIGHTS AND RECOMMEND AS DECREED? SINCE NEITHER DOMESTIC OR STOCKWATER ARE REQUIRED FILINGS IT APPEARS A TRANSFER WOULD BE ALOT OF PAPERWORK FOR VERY LITTLE CHANGE.

THANKS IN ADVANCE FOR YOUR GUIDANCE. KAY

Boise County Assessor's Office

P.O. Box BC
Idaho City, ID 83631
(208) 392-4415 Boise line 342-0509
Fax: (208) 392-4473

FAX TRANSMISSION COVER SHEET

Date: 10/15/97

To: Kay Walker, IDWR

Fax: 334-2348

Re: L. Kalblinger

Sender: Tina H.

YOU SHOULD RECEIVE 2 PAGE(S), INCLUDING THIS COVER SHEET.
IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL (208) 392-4415 or
Boise line 342-0509.

14:05

☎208 392 4473

0060

P7482
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3050
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PINE TREE #12

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Woyd Kalblinger

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land &
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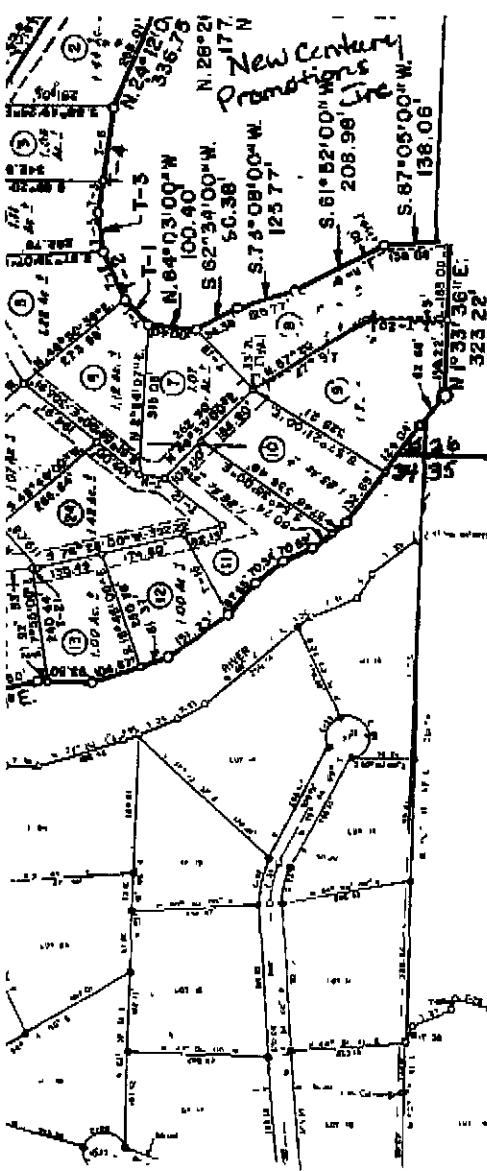
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Lloyd Kalblinger

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0050

This drawing is to be used for reference purposes and the drafter is not responsible for any errors herein contained.



IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705
(208) 334-2190

PHILLIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX TRANSMITTAL COVER SHEET

DATE: October 15, 1997

TO: Tina, Idaho County Assessor's Office
FAX: 392-4473

FROM: KAY WALKER *KW*
IDWR, WESTERN REGION
334-2190

DOCUMENT DESCRIPTION: Warranty Deed between W & L Land & Livestock and H. Lloyd Kalblinger - See Exhibit A

Paragraph 1 describes land in Sections 26 and 35.

Paragraph 2 describes land in Section 26.

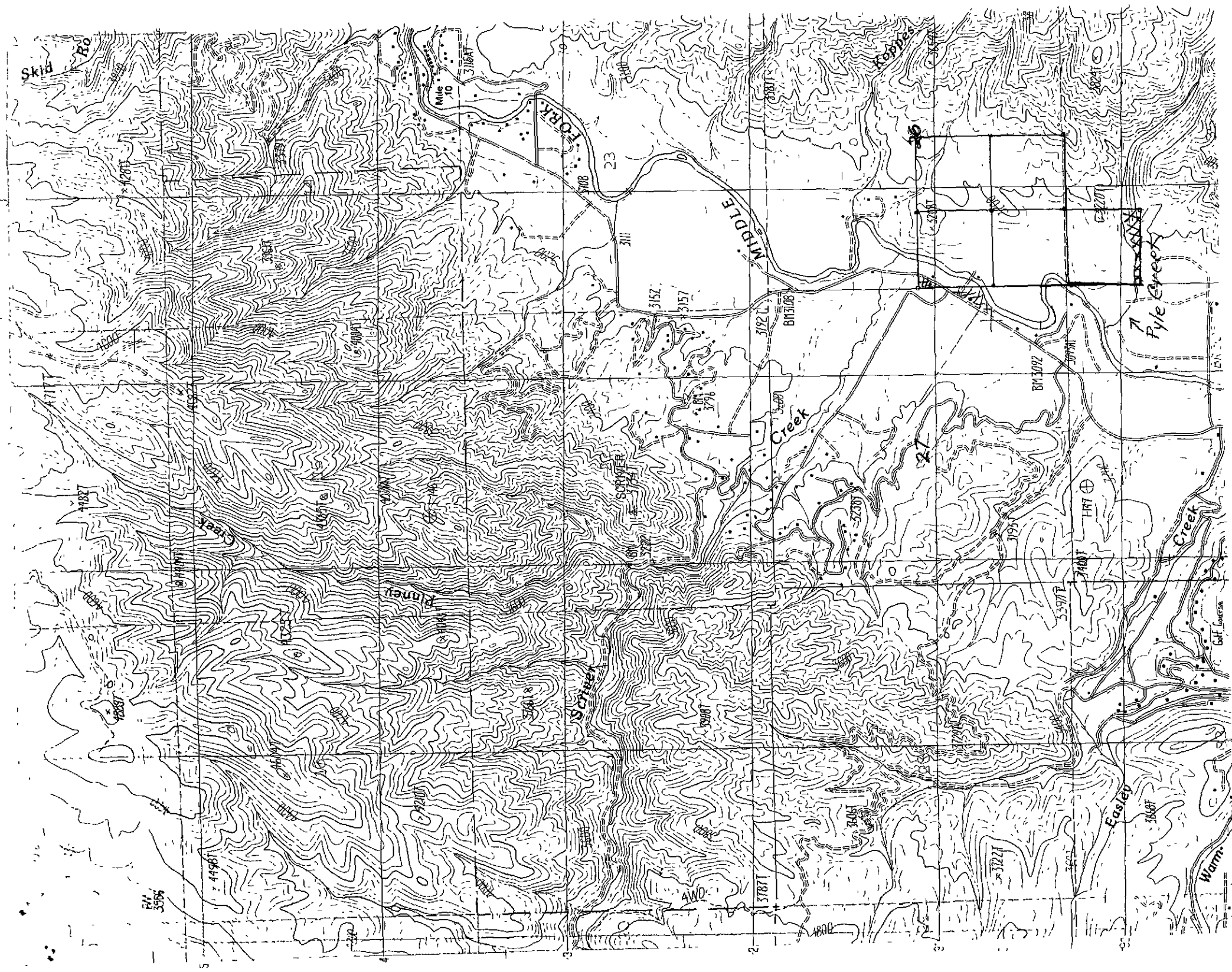
Paragraph 3 excepts land in Sections 26 & 27.

Should Paragraph 2 show Section 27 instead of 26?

Thanks for your help, in advance!! Kay

COVER SHEET + 3 PAGES.

*per Tina (after
looking at county
maps & records)
no land owned
by Kalblinger in
Sec. 27 — 10/15/97
at 2:45*





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 6, 1997

RE: Notice of Claims to Water Right Nos. A65-10844, A65-10845,
A65-10846A, A65-10847A, A65-10848 and A65-10849A

H. Lloyd Kalblinger
311 2nd St. South, Suite D
Nampa, ID 83651

Dear Mr. Kalblinger:

Enclosed are copies of the above referenced claims which reflect the change in address which you submitted on September 29, 1997.

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

Please be advised that instream stockwater uses were not included in the Payette River Basin Adjudication. Pursuant to Idaho Code, Section 42-113 (copy enclosed) instream stockwater is not required to be filed on. If you do wish to claim an instream stockwater use please contact our office and we will send you the forms.

If you have any questions in regard to this matter, please feel free to contact this office.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

September 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Snake River Basin Adjudication (SRBA)
Claim Nos. A65-10844, A65-10845, A65-10846A, A65-10847A,
A65-10848 and A65-10849A

H. Lloyd Kalblinger
204 3rd Ave. South
Nampa, ID 83651

and/or

Coy Wood
10700 W. Moss Dr.
Boise, ID 83709

Gentlemen:

Our office is currently reviewing claims in the Payette River Basin area for recommendation in the Snake River Basin Adjudication. Our records indicate that you may have contacted our office concerning the claims noted above. These claims were never completed according to our records.

There may be several reasons why the claims were not completed. You may have chosen not to complete the claims or it may have been an oversight. We would appreciate a response if you feel you wish to claim the water rights in question.

We have included a profile report of each of the claims; please review these reports. If you wish further information about the claims or the claim process, please feel free to contact this office. If we do not receive a response within 30 days, I will assume that you have no further interest in the claims listed above. Thank you for your cooperation.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

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: **A65-10846A**
Date Received: 5/30/1989
Receipt No: X999999
Received By: _____

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

1. Name: H LLOYD KALBLINGER 208-466-6406
Address: 311 2ND ST SOUTH SUITE D
Nampa ID 83651
OR
Name: COY WOOD 208-362-9641
Address: 10700 W MOSS DR
BOISE ID 83709

2. Date of Priority: JUN 1, 1960

3. Source: PAYETTE RIVER, MID. FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	26	SW	SW			BOISE

5. Description of diverting works:
PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	26	SW	SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-10849

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: / /

Decree Plaintiff

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: _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A65-10844, 10845, 10846A, 10847A,
10848, 10849A

[] Old Mailing Address: 204 3RD AVE So.
NAMPA, ID 83651

[] New Mailing Address: H. LLOYD KALBRINGER
311 2ND ST SOUTH SUITE D
NAMPA 83651

New Telephone Number: (208) 466-6406

[] Signature of Claimant: [Signature]
Date: 9-29-97

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 10-1-97

By: kw

RECEIVED

SEP 29 1997

WATER RESOURCES
WESTERN REGION

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-10846A
Date Received: 5/30/1989
Receipt No: X999999
Received By: ESL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H. LLOYD KALBLINGER 208-466-7681
Address: 204 3RD AVE. SO.
NAMPA, ID 83651

OR
Name: COY WOOD 208-362-9641
Address: 10700 W. MOSS DR.
BOISE, ID 83709

2. Date of Priority: JUN 01, 1960

3. Source: PAYETTE RIVER, MID. FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	26	SW	SW			BOISE

5. Description of diverting works:
PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	26	SW	SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-10849

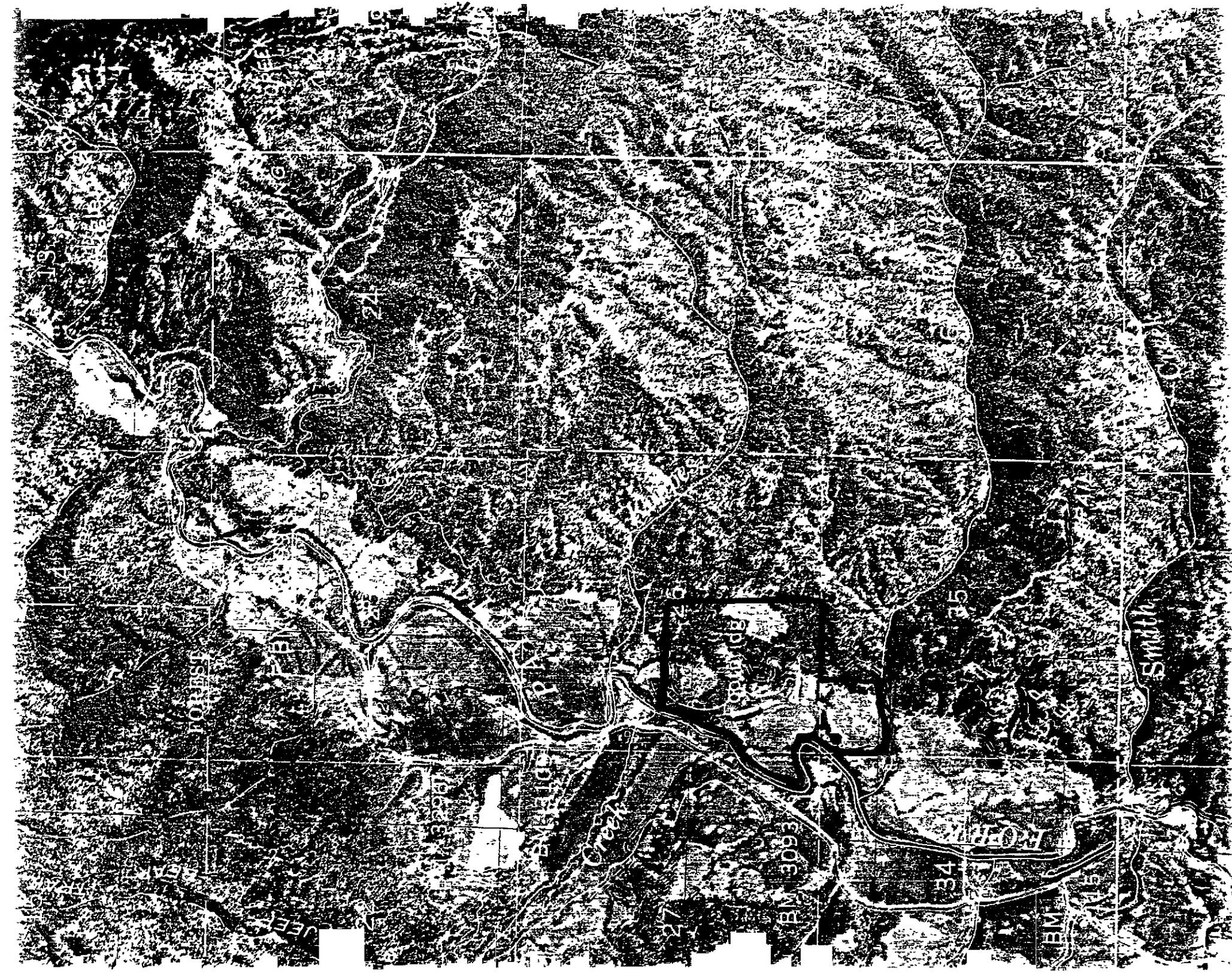
14. Remarks:

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant



(Optional)

Recorded ☐

Microfilmed ☐

Indexed ☐

Platted ☐

Deed Card ☐

Compared ☐

Key Punched ☐

Master File ☐

Abstracted ☐

To Treasurer ☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

(CORPORATE FORM)

~~W. S. LAND & LIVESTOCK Co.~~

an Idaho corporation

organized and existing under the laws of the State of Idaho, with its principal office at

of County of

, State of Idaho,

grantor, hereby CONVEYS or ~~GRANTS~~ and WARRANTS TO:

~~4. LLOYD~~

of

grantee
for the sum of

TEN AND NO/100THS

DOLLARS,

the following described tract(s) of land in

Boise

County,

State of Idaho:

That certain property described on Exhibit A, appended hereto and made a part hereof, except that parcel comprising the description of Exhibit A which is drawn on Exhibit B, appended hereto and made a part hereof, title to which is retained, together with all water and mineral rights, by Grantor, further subject to all easements, encroachments or restrictions of records or apparent from visual inspection, subject to taxes or assessments levied by any governmental entity which are or may become a lien on the property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever And the said Grantor do hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except

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

Location of above described property Boise County, Idaho

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this day of September, A. D. 1987

(CORPORATE SEAL)

~~W. S. LAND & LIVESTOCK~~

(CORPORATE NAME)

By [Signature]

PRESIDENT

Attest:

SECRETARY

State of Idaho
County of CANYON

ss.

On the 16th day of September, A. D. 1987

personally appeared before me a Notary Public and who being by me duly sworn did say, each for himself, that he, the said Donald K. Weilmunster is the president, and she, the said Wendy Weilmunster, is a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said Donald K. Weilmunster and Wendy Weilmunster each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

(NOTARY SEAL)

[Signature]
(NOTARY PUBLIC)

My residence is Nampa, Idaho.

My commission expires 3-9-88.

MAIL DEED TO:

MAIL TAX NOTICE TO:

Name

Address

EXHIBIT "A"

The SE1/4 of Section 26, except that part of the NW1/4 of said SW1/4 lying north and west of the county road, said exception containing two acres, more or less; also all that part of the NW1/4 of the NW1/4 of Section 35, lying north of Pyle Creek, all in T-10-N, R-4-E, B.M., subject to an easement for a road over a strip 30 feet wide extending from the point of intersection of the Middle Fork of the Payette River with the north line of the NW1/4 of the SW1/4 of said Section 26, thence south along the river's edge 525 feet, thence due west 350 feet to the county road. Together with all their interests in Light-Creek Ditch. Also that irregular piece or parcel of land bounded on the west by the county road, on the east by the section line common to Sections 26 and 27, on the SW by the land used by Henry W. Clark for his home building, touched on the SE by the Middle Fork of the Payette River and being in Section 27, T-10-N, R-4-E, B.M.

Also the east half of the SE1/4 of Section 26, T-10-N, R-4-E, B.M.

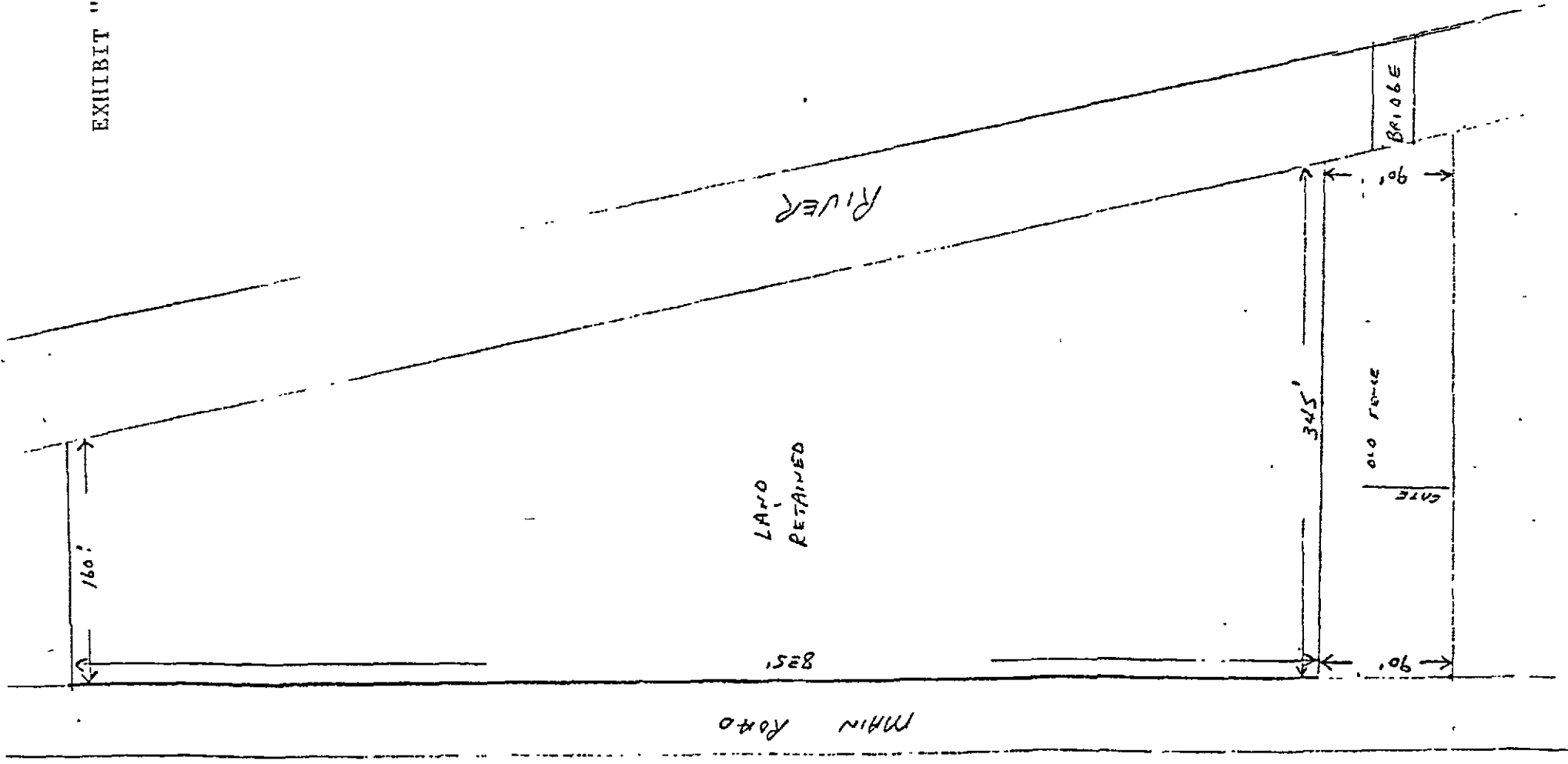
EXCEPT the following described tract, to-wit: A part of the SE1/4 of Section 27 and a part of the SW1/4 of Section 26, located in T-10-N, R-4-E, B.M., Boise County, Idaho. Being more particularly described as follows: Beginning at the west quarter corner of Section 26, T-10-N, R-4-E, B.M., Boise County, Idaho; thence S 1°34'20" W 1065.26 feet along the west side of said Section 26 to a point on the west bank of the Middle Fork of the Payette River and the real point of beginning, thence S 63°10' W 245.26 feet along the west bank of said River to a point; thence N 51°32' W 171.93 feet along an existing fence line to a point on the east side of a County Road; thence N 35°02'30" E 372.17 feet along the east side of said County Road to a point; thence S 56°01'10" E 326.94 feet to a point on the west bank of said river; thence S 41°37'10" W 185.36 feet along the west bank of said river to a point, the real point of beginning.

Together with all water rights appurtenant thereto or used in connection therewith.

265 ac

20

EXHIBIT "B"



16. Signature(s)

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

Number of attachments: _____

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):

[Signature]

Date: 5-30-89

Date: _____

State of Idaho)

County of ADA)

SS.

Subscribed and sworn (or affirmed) before me this 30th day

of MAY 19 89

[Signature]
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 11/08/1994