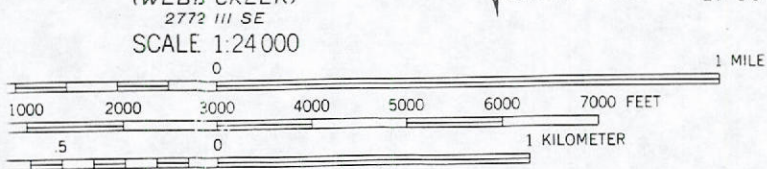
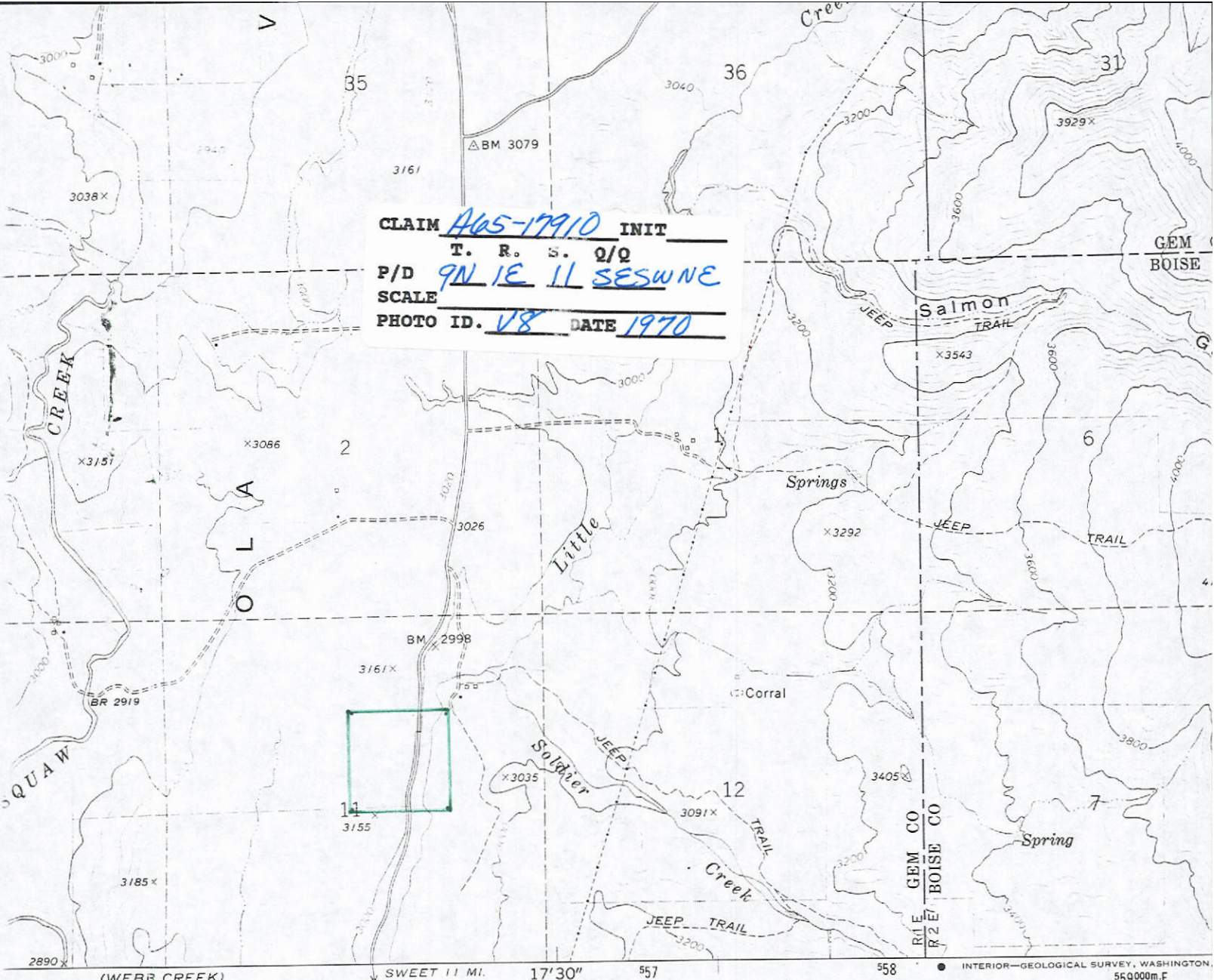


CLAIM A65-17910 INIT
T. R. S. Q/Q
P/D 9N 1E 11 SESWNE
SCALE
PHOTO ID. V8 DATE 1970



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL



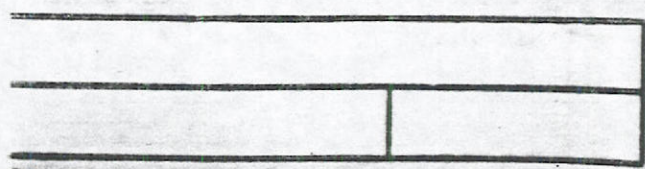
QUADRANGLE LOCATION

ROAD CLASSIFICATION
Primary highway, hard surface Light-duty road, improved surface
Secondary highway, hard surface Unimproved road
Interstate Route U. S. Route

COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FEDERAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
FOR TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

OLA
N4407.5

AMS 2772 II



1-8



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 65-17910
Date Received: 12/1/88
Receipt No: C003701
Received By:

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

1. Name of Claimant(s)

REBECCA MACAW Phone: (208)584-3700

19200 SWEET OLA HWY
OLA ID USA 83657

CHRIS A MACAW Phone: (208)584-3700

19200 SWEET OLA HWY
OLA ID USA 83657

2. Date of Priority: 05/01/1890

3. Source: SPRING Trib. to: LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
09N	01E	11	SE	SW	NE	GEM	

5. Description of diverting works:

IN STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09N	01E	11	SW	NE	STOCKWATER	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

IN STREAM STOCKWATERING OWNERSHIP CHANGED BY LH 10/31/95

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date:

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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APR 12 2001

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

- [] Water Right Number(s): 65-3050, 65-3054
65-3055, 65-3056, 65-3057
65-17885, 65-17900, 65-17901
65-17902, 65-17910, 65-17911
- [] Claimant Name(s): CHRIS A. MACAW
REBECCA A. MACAW
- [] Old Mailing Address: 10350 JAY RD
BOISE, ID 83703
- [] New Mailing Address: 19200 SWEET OLA HWY
OLA, ID 83657
- Telephone Number: 208, 584-3700
- [] Signature of Claimant(s): Chris A. Macaw
- Date: 4/12/01

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: A65-17910
Date Received: 12/ 1/1988
Receipt No: C003701
Received By: _____

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

1. Name: CHRIS A MACAW 208-939-2128
Address: 10350 JAY RD
BOISE ID 83703

AND

Name: REBECCA MACAW 208-939-2128
Address: 10350 JAY RD
BOISE ID 83703

2. Date of Priority: MAY 1, 1890

3. Source: SPRING Trib. to: LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	01E	11	SE	SW	NE		GEM

5. Description of diverting works:
IN STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 35 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09N	01E	11	SW NE		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:
IN STREAM STOCKWATERING
OWNERSHIP CHANGED BY LH 10/31/95.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: 10/17/95

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OCT 25 1995

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

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WATER RESOURCES
WESTERN REGION

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☒ Water Right Number(s) Assigned by IDWR: A65-03054, A65-17901, A65-17900, A65-17885
A65-17910, A65-17911, A65-17902-A65-03057
A65-03056, A65-03055, A65-03050
- ☒ Name and Address of Former Owner/Claimant(s)(Seller): Jerald and Joseph Jennaro
4092 Greenoaks Way
Hayward, CA.
- ☒ New Owner/Claimant (Purchaser): Chris A. Macaw and Rebecca Macaw
- ☐ New Mailing Address: 10350 JAY RD
BOISE, ID 83703
- ☐ New Telephone Number: 208 939-2128
- ☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☒ Attach proof of ownership, describe proof attached: WD

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

- ☒ Signature of New Owner/Claimant(s) Chris A. Macaw Date 11-17-95
Rebecca Macaw Date _____
- ☒ Signature of Former Owner/Claimant(s): Jerald Jennaro Date 10/17/95
 _____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-31-95 By: JAN

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 10-31-95 By: JAN

Claim Numbers of Split, if any:

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

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OCT 25 1995

COPY

CORPORATION SPECIAL WARRANTY DEED

THIS INDENTURE, made as of this 17th day of October, 1995, between J & R WAREHOUSE & SERVICE CO., INC., a California corporation whose address is 3727 Mohr Avenue, Pleasanton, California 94566 (the "Grantor"), and CHRIS A. MACAW and REBECCA MACAW, husband and wife, whose address is 10350 Say Road, Boise, Idaho 83703 (the "Grantees").

WITNESSETH, that Grantor, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Two Hundred Fifty-Five Thousand and 00/100 Dollars (\$255,000.00) lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by the Grantees, hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantees, and their successors and assigns forever, all the following described real estate and property situated in the County of Gem, State of Idaho, to-wit (the "Premises"):

See Exhibit "A" attached hereto and incorporated herein as if set forth in full by this reference, together with all and singular the water, well, ditch, reservoir and mineral rights, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining thereto, reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate right, title and interest in and to the said Premises, as well in law as in equity, of Grantor, of, in or to said Premises and every part and parcel thereof, subject to the easements, rights of way, reservations and exceptions contained herein.

RECEIVED

OCT 30 1995

WATER RESOURCES
WESTERN REGION

RESERVING for the benefit of Grantor, its successors, transferees and assigns, a right-of-way and easement over and across the Premises and unrestricted ingress and egress thereto and therefrom, together with an irrevocable profit a prendre, to sport, hunt, shoot, fowl and fish upon the Premises, and the ~~power to sell, mortgage, lease~~ and otherwise dispose of its interest in such reservation.



SUBJECT TO all the easements, rights of way, reservations and exceptions contained herein.

Grantor makes no representations or warranties as to the qualifications or suitability of the Premises for water or electrical power, or as to said Premises or improvements located

CORPORATION SPECIAL WARRANTY DEED - 1

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OCT 25 1995

thereon meeting any Federal, State or local laws, rules or regulations pertaining to zoning, building, subdividing, platting, surveys, planning and use, health, ecology, drainage, irrigation, water quality, sewage or disposal systems, or as to surveys, boundaries, fences or any matter, except as herein contained in writing. The Premises and fixtures attached thereto are transferred "AS IS," without any warranties, express or implied, as to merchantability or fitness for any particular purpose.

The Premises are transferred subject to all current taxes and assessments, easements, restrictions, reservations, mineral rights, water rights, claims or title to mineral or water, questions of survey, location, boundary and areas, overlaps and encroachments by improvements belonging to these or adjoining premises, any law, ordinance or governmental regulation (including, but not limited to, building, subdivision and zoning ordinances) restricting or regulating or prohibiting the occupancy, use or enjoyment of the land, or regulating the character, dimensions or location of any improvement now or hereafter erected on the land, or prohibiting a separation in ownership or a reduction in the dimensions or area of the land, and the effect of any violation of any such law, ordinance or governmental regulation, and any encumbrances known to Grantees, other matters which would be disclosed by an accurate survey or inspection of the Premises and the reservation contained herein.

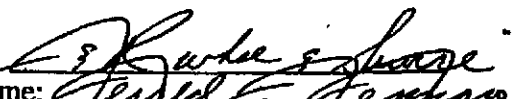
TO HAVE AND TO HOLD, all and singular the above mentioned and described Premises together with the appurtenances unto Grantees and their successors and assigns forever.

Grantor covenants and warrants that it is the owner in fee simple of the Premises and Grantor has good and marketable title thereto. Grantor further warrants the Premises to be free from all encumbrances and suffered or created by Grantor, but Grantor is not giving any warranties or covenants pertaining to any other assessments, charges, liens or encumbrances which may have been suffered or created on the Premises by third parties.

IN WITNESS WHEREOF, the said Grantor hereunto has set its corporate name by its duly authorized officer.

GRANTOR:

**J & R WAREHOUSE
& SERVICE CO., INC.**

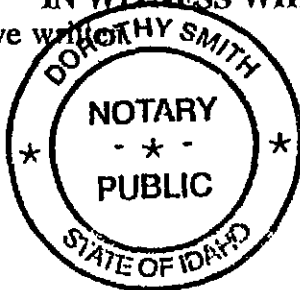
By 
Name: Gerald J. Penman
Title: Corp. Secretary

CORPORATION SPECIAL WARRANTY DEED - 2

STATE OF Idaho)
 : ss.
County of Gem)

On the 23rd day of October, 1995, before me, the undersigned notary public in and for said State, personally appeared Jerald J. Jennaro, known or identified to me to be the Secretary of J & R Warehouse & Service Co., Inc., the corporation that executed the within instrument or the person who executed the same on behalf of said corporation, and acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



Dorothy Smith
Notary Public
Residing at Emmett
Commission expires: 7/13/2000

CORPORATION SPECIAL WARRANTY DEED - 3

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OCT 25 1995

LEGAL DESCRIPTION

PARCEL I:

In Section 11, Township 9 North, Range 1 East, Boise Meridian, Gem County, Idaho:

The North half of the Northeast quarter

AND

The Northeast quarter of the Northwest quarter

AND Commencing at the Southeast corner of the Northwest quarter of the Northwest quarter, Section 11, Township 9 North, Range 1 East, Boise Meridian, Gem County, Idaho, run North on the quarter quarter section line 1320 feet to the Northeast corner of the Northwest quarter of the Northwest quarter of Section 11; thence West on the North line of Section 11, 231 feet; thence South 1320 feet; thence East 231 feet to the place of beginning.

AND

The South half of the Northeast quarter, Section 11, Township 9 North, Range 1 East, Boise Meridian.

EXCEPTING therefrom the following described tract of land:

From the East quarter corner of Section 11, Township 9 North, Range 1 East, Boise Meridian run thence West on the East and West center line of said Section 11, a distance of 519 feet to the POINT OF BEGINNING of the land being described; thence North 21°00' West, 695.2 feet; thence West 926.6 feet, more or less, to the East line of the highway right of way; thence Southerly along said highway right of way on the following courses; South 14°30' West, 116.1 feet; thence South 18°00' West, 371.7 feet; thence South 1°00' West, 183.6 feet to the East and West center line of said section; thence East along said East and West center line 1322.5 feet to the POINT OF BEGINNING.

EXCEPT ditch and road rights of way.

SEE LEGAL DESCRIPTION NEXT PAGE



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LEGAL DESCRIPTION

PARCEL II:

In Section 2, Township 9 North, Range 1 East, Boise Meridian, Gem County, Idaho:

The South half of the Southeast quarter

AND

Commencing at the Southeast corner of the Southwest quarter of the Southwest quarter of Section 2, Township 9 North, Range 2 East, Boise Meridian, Gem County, Idaho, run North on the quarter quarter Section line to a point 705 feet North of the Southeast corner of the Southwest quarter of the Southwest quarter of Section 2; thence

South $32^{\circ}00'$ West, 440 feet to a point 231 feet West of the East line of the Southwest quarter of the Southwest quarter of Section 2; thence

South parallel to the East line of the Southwest quarter of the Southwest quarter of Section 2, 325 feet to the South line of the Southwest quarter of the Southwest quarter of said Section 2; thence

East along the Section line 231 feet to THE PLACE OF BEGINNING.

AND

From the Southwest corner of the Southeast quarter of the Southwest quarter of Section 2, Township 9 North, Range 1 East, Boise Meridian, Gem County, Idaho, run North on quarter quarter line 604 feet; thence

North $66^{\circ}00'$ East 1445 feet to the North and South center line 1295 feet more or less to the South quarter corner of Section 2; thence

West on section line 1320 feet, more or less, to the POINT OF BEGINNING.

EXCEPT ditch and road rights of way.

SEE LEGAL DESCRIPTION CONTINUED NEXT PAGE

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OCT 25 1995

LEGAL CONTINUED

PARCEL III:

In Section 12, Township 9 North, Range 1 East, Boise Meridian, Gem
County, Idaho:

The West half of the Northwest quarter:

The North half of the Southwest quarter:

The Southeast quarter of the Northwest quarter.

Except ditch and road rights of way.

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: A65-17910

Date Received: 1/05/1989 *hdt*

Receipt No: C003701

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERALD JENNARO
Address: 4092 GREENOAKS WAY
HAYWARD, CA

94542

AND/OR

Name: JOSEPH JENNARO
Address: 4092 GREENOAKS WAY
HAYWARD, CA

94542

2. Date of Priority: MAY 01, 1890

3. Source: SPRING Trib. to: LITTLE SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	01E	11	SE	SW	NE		GEM

5. Description of diverting works:
IN STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/35 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09N	01E	11	SW NE		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:
IN STREAM STOCKWATERING

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Identification No. AGS-17910
Date Received 12-29-88
Receipt Number 0003701

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

DEC 29 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day. Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Jerald Jennaro and/or Joseph Jennaro Phone () _____
Mailing Address 4092 Greenoaks Way, Hayward, California Zip 94542

2. Date of Priority (Only one per claim) 5/1/1890 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Spring
which is tributary to (b) Little Squaw Creek Name or kind of source

4. Location of point of diversion is: Township 9 N Range 1 E
Section 11, SE 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of Gem

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. In stream

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For stock purposes from 1/1 to 12/31 amount .02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 35 head beef cattle

MICROFILMED

SEP 28 1992

10 Place of use is Township 9 N Range 1 E

Section 11, SW 1/4 of NE 1/4, Govt Lot _____, B.M.,

County of Gem for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Gem

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right

13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct

Signature of Claimant (s) [Signature] Date 12/28/88

Date 12/28/88

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

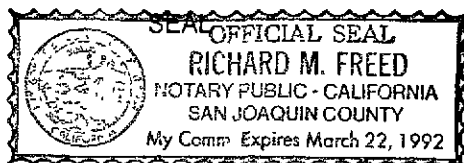
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ }
County of _____ } SS.

Subscribed and sworn (or affirmed) before me this 28 day of December 19 88



Notary Public [Signature]

Residing at Stockton

My Commission Expires 3-22-92

Last Name Freed Ident No. _____

Copies. White-State, Yellow-Micro

SEP 28 1992

In Re SRBA	}	PARTIAL DECREE PURSUANT TO
	}	I.R.C.P. 54(b) FOR
Case No 39576	}	
	}	Water Right 65-17910

PAGE 1
Jan-09-2004

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JAN 24 2002

WATER RESOURCES
WESTERN REGION

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

In Re SRBA

Case No. 39576

A. Subcase 65-17910
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

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

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

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

Name: Chris A. Macaw & Rebecca Macaw
Address: 19200 Sweet Ola Hwy
Ola, ID 83657

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

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

E. REASONS SUPPORTING EACH OBJECTION(S):

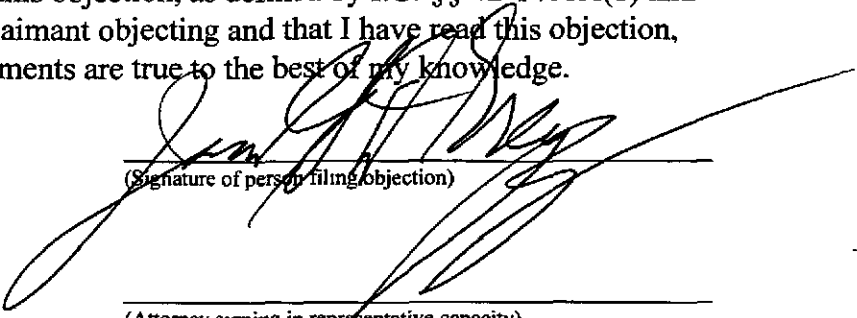
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

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

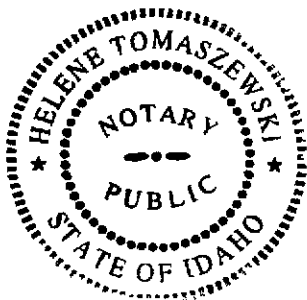
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

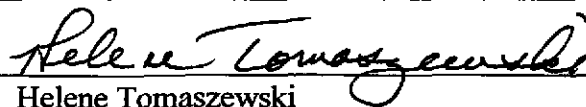

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski
Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

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

1. Original to:

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

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

Name: Chris A. Macaw & Rebecca Macaw

Address: 19200 Sweet Ola Hwy
Ola, ID 83657

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

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

04/20/2001

RIGHT NUMBER: 65-17910

NAME AND ADDRESS: CHRIS A MACAW
REBECCA MACAW
19200 SWEET OLA HWY
OLA, ID 83657

SOURCE: SPRING TRIBUTARY: LITTLE SQUAW CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 05/01/1890

POINT OF DIVERSION: T09N R01E S11 SESWNE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.02 CFS

IN STREAM STOCKWATERING

PLACE OF USE:

STOCKWATER Within GEM County
T09N R01E S11 SWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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 AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 35 RANGE CATTLE

**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: April 13, 2001

Water right number: 65-17910

CHRIS A MACAW

10350 JAY RD

BOISE ID 83703

Telephone Number: (208)939-2128

REBECCA MACAW

10350 JAY RD

BOISE ID 83703

Telephone Number: (208)939-2128

RECEIVED

APR 12 2001

WATER RESOURCES
WESTERN REGION

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:

4/12/01

SIGNATURE:

Chris A Macaw

Please print your name:

CHRIS MACAW

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

AJ5809NP
No. R65-17910

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/14/97
PAGE: 21

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH JENNARO	05/01/1890	STOCKWATER	01-01 12-31	0.02 CFS	
C	JERALD JENNARO					
	4092 GREENOAKS WAY					
	HAYWARD CA 94542					
				TOTAL DIVERSION:	0.02 CFS	

Water Source: SPRING

Tributary to: LITTLE SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09N R01E S11

SESWNE

GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09N	01E	11	:																	:
			:																	:

POU County: GEM

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A65-17902 A65-17910 R65-17902

Other Water Rights Listing Overlapping Place(s) of Use:

A65-03050

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP IN STREAM STOCKWATERING

35 BEEF CATTLE

Dates: Exam Made Date

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag: Y

Presumption Flag:

Comments: Date: 10/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.

AJ5809NP
No. R65-17910

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/14/97
PAGE: 22

Comments: Date: 10/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 04/19/94 DUNN1 03/30/95 POST-STD 10/03/97 AJU5-JSH

AJ5809NP
No. A65-17910

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/27/00
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHRIS A MACAW	05/01/1890	STOCKWATER	01-01 12-31	0.020 CFS	
C	REBECCA MACAW					
	10350 JAY RD					
	BOISE ID 83703					
	(208) 939-2128					
				TOTAL DIVERSION:	0.020 CFS	

Water Source: SPRING

Tributary to: LITTLE SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

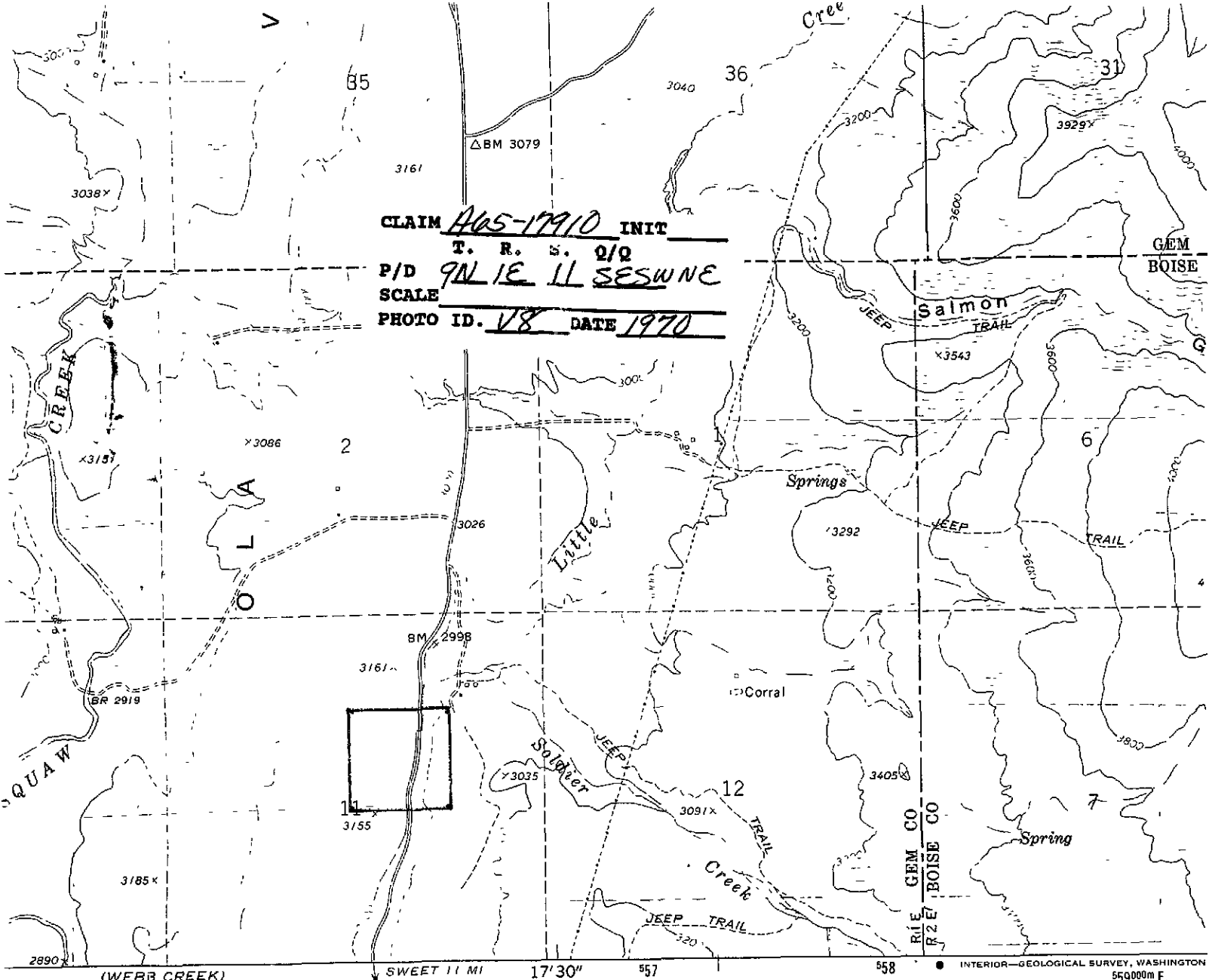
T09N R01E S11

SESWNE

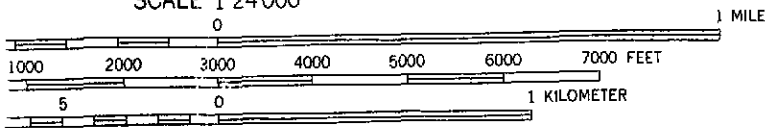
GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE																	
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
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	
09N	01E	11	:								:								:						:								
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(WEBB CREEK)
2772 III SE
SCALE 1:24,000



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
CAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
FOR TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION

- Primary highway, hard surface
- Secondary highway, hard surface
- Interstate Route
- U S Route
- Light-duty road, improved surface
- Unimproved road



OLA
N4407.5

AMS 2772 II

1-8

OLD (D) NUMBER -

+ - - - - - ADDRESS - - - - - +

1 - 4092 GREENOAKS WAY

2 -

3 -

CITY- HAYWARD

STATE- CA ZIP- 94542

PHONE - 208-000-0000

JENNARU

JOSEPH

1 - 4032 GREENOAKS WAY

2 -

3 -

CITY- HAYWARD

STATE- CA ZIP- 94542

PHONE - 208-000-0000

+ - - PRIORITY DATE - - +
05/01/1890

+ - - - REGION - - - +
ERROR IN REGION

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

```

+ - - - - - SOURCE - - - - - +
      SPRING

```

+ - - - - - - - TRIBUTARY - - - - - +
LITTLE SQUAW CREEK

[illegible]

09N 01E 11 SE SW NE (45) GEM

+	CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME	+
---	------	-------------	-------------	-----------	-----------	----------------	------------------	---

04 - STOCKWATER	01/01	12/31	0.020
-----------------	-------	-------	-------

+ - TOTAL DIV. RATE - +		+ - TOTAL DIV. VOLUME - +		+ - TOTAL DIV. CAPACITY - +		+ - TOTAL CONSUMPTIVE USE - +		+ - KW USAGE - +	
0.020						0.0			

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
14N	10E	36	1	1	0.10	IND	INDUSTRIAL	CLATSOP

09N 01E 11 SW NE 04 STUCKWATER (45) GEM

+ - - DIVERSION MEANS - IN STREAM

+ - - NON-IRRIGATION USE - S/35 BEEF CATTLE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +	
IN STREAM STOCKWATERING	

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - DECREE DATE - +
00/00/0000

```

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                -COMMENTS-
                                NO COMMENTS FOUND
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+

```

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

0052720

ENTERED _____
 FILED _____

"Verified By"
 Topo Map/Ortho-PO
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

JUN 26 1992

Beal, Dorothy
70 J & R Warehouse & Service Co., Inc.
4092 Greenoak Way
Hayward Ca 94542

VERIFIED
FEB 09 1994

CERTIFIED
FEB 18 1994
WATER EXAMINER



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

November 1, 1995

Re: Notices of Claim to a Water Right Nos. A65-03050, A65-03054,
A65-03055, A65-03056, A65-03057, A65-17885, A65-17900, A65-17901,
A65-17902, A65-17910, A65-17911

Chris A. Macaw
Rebecca Macaw
10350 Jay Rd.
Boise, ID 83703

Mr. & Mrs. Macaw:

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

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

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

Sincerely,

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

LH:1
Enclosures

To Western Rgn

Memorandum to File

Date: January 5, 1989

Thru: Jan Shurte

From: Helen Harrington

RE: Jennaro Claims
A65-17885 - 17890 and A65-17892 - 17933

All of the above claims are in stream stockwater use. (The one missing, A65-17891, is a domestic well.)

The first set, A65-17885 through 17890 are considered "in stream", however, I may have been in error when I accepted them. The diversion works say "pond". I have flagged them for field inspection.

A65-17892 through 17903 appear clear cut; diversion works state "in stream" with nothing else in the diversion works.

A65-17904 through A65-17933 should be looked at very closely. The claims initially came in on 11/23/88 with diversion works being tanks, pipes, etc. I spoke with Steve Bradbury, an attorney and suggested that they might consider applying the money to applications for permit since they had not been claimed in the Payette Adjudication. As a result of that conversation, I returned these 30 claims. He was given 30 days to decide. He ultimately returned them, rewritten as being instream. I told him they would be field checked, and the decision was to submit them anyway. They have been flagged for field exam.

Jan - this memo is for your info and to do with what you choose. I haven't made copies for any of the attached claims.

Helen

MICROFILMED

SEP 28 1992

EBERLE, BERLIN, KADING, TURNBOW & GILLESPIE,
CHARTERED

R. S. KADING, JR.
R. M. TURNBOW
JAMES R. GILLESPIE
WILLIAM J. MCKLVEEN
DALE G. HIGER
WARREN E. JONES
MARK S. GESTON
B. NEWAL SOUYRES, JR.
THOMAS R. LINVILLE
RICHARD A. RILEY
JAMES J. DAVIS
JOSEPH H. UBERUAGA II
T. A. BANDUCCI
JOHN MICHAEL BRASSEY
ROBERT L. BERLIN
SCOTT D. HESS
BRADLEY G. ANDREWS
KATHY PERKINS BROOKS
WILLIAM A. FUHRMAN
RICHARD K. LIERZ
NEIL D. MCFEELEY
STEPHEN A. BRADBURY

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

TELEPHONE
(208) 344-8535

JAMES L. BERLIN
OF COUNSEL

December 29, 1988

T. H. EBERLE (1922-1977)

HAND DELIVERED

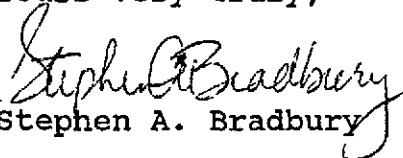
Ms. Helen Harrington
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Dear Ms. Harrington:

Enclosed are thirty Notices of Claim to a Water Right in the name of Jerald Jennaro and/or Joseph Jennaro which are resubmitted pursuant to Mr. Donald V. Shaff's letter of December 5, 1988. Please note that the fees for these claims have previously been paid and are held on account by the Department of Water Resources.

Should you have any questions regarding these claims, please do not hesitate to contact the undersigned directly. Thank you for your continued cooperation and assistance.

Yours very truly,


Stephen A. Bradbury

SAB/rah
Encl.
cc: Jerald Jennaro

MICROFILMED

SEP 28 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

AL5-09009
00193
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201
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2945
3011

CECIL D. ANDRUS
GOVERNOR 3041A
R. KEITH HIGGINSON 3050
DIRECTOR

3054
3055
3056
3057

December 5, 1988

Valley

Mr. Stephen A. Bradbury
Eberle, Berlin, Kading, Turnbow & Gillespie
P.O. Box 1368
Boise, ID 83701

Dear Mr. Bradbury:

Enclosed are 30 Notices of Claim to a Water Right in the name of Jerald Jennaro and/or Joseph Jennaro which are returned to allow you the opportunity to reconsider their submission as was discussed this morning on the telephone.

The following claims will be processed which were submitted at the same time:

- a. 12 Notice of Claims for instream stockwater use
- b. 1 Notice of Claim for domestic use
- c. 6 Notice of Claims for stockwater use in ponds
- d. 9 Notices of Claims in the name of Homer C. Beal (decreed rights)
- e. 16 Notices of Claim in the name of Jerald and/or Joseph Jennaro (decreed rights).

Also enclosed please find a receipt in the amount of \$1,225.00.

If you resubmit the claims before January 1, 1989, you will not be assessed a late fee; if you decide not to submit the claims, please notify this office regarding a refund.

Please contact Helen Harrington at this office, if you have any questions or I can be of assistance.

Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

MICROFILMED

SEP 28 1992

Please review & edit
Helen

December 1, 1988

Mr. Stephen A. Bradbury
Eberle, Berlin, Kading, Turnbow & Gillespie
P.O. Box 1368
Boise, ID 83701

Dear Mr. Bradbury:

Enclosed are 30 Notice of Claim to a Water Right in the name of Jerald Jennaro and/or Joseph Jennaro which ~~I am~~ ^{are} returning to allow you the opportunity to reconsider their submission as we discussed this morning on the telephone.

^{will be} ~~I am~~ ^{ed} processing the following claims which were submitted at the same time:

- a. 12 Notice of Claims for instream stockwater use
- b. 1 Notice of Claim for domestic use
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Also enclosed please find a receipt in the amount of \$1,225.00.

If you resubmit the claims before January 1, 1989, you will not be assessed a late fee; if you decide not to submit the claims, please notify this office regarding a refund.

^{me at} Please contact me if you have any questions or I can be of assistance.

Sincerely,

Helen Harrington



MICROFILMED

SEP 28 1992

EBERLE, BERLIN, KADING, TURNBOW & GILLESPIE,
CHARTERED

R. B. KADING, JR.
R. M. TURNBOW
JAMES R. GILLESPIE
WILLIAM J. MCKLVEEN
DALE G. HIGER
WARREN E. JONES
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KATHY PERKINS BROOKS
WILLIAM A. FUHRMAN
RICHARD K. LIERZ
NEIL D. MCFEELEY
STEPHEN A. BRADBURY

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE BOX 1368
BOISE, IDAHO 83701

November 23, 1988

TELEPHONE
(208) 344-8535

JAMES L. BERLIN
OF COUNSEL

T. H. EBERLE (1922-1977)

RECEIVED

NOV 23 1988

Department of Water Resources

HAND DELIVERED

Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

RE: Notice of Claim to a Water Right

Dear Sirs:

Please find enclosed the following:

- deceded*
1. Forty-nine (49) completed Notice of Claim to a Water Right forms (green and white) made under the name of Jerald Jennaro and/or Joseph Jennaro;
 2. Nine (9) completed Notice of Claim to a Water Right forms (black and white) made under the name Homer C. Beal, with attachments showing the new owner and claimants as Jerald and/or Joseph Jennaro; and
 3. Sixteen (16) completed Notice of Claim to a Water Right forms (black and white) made under the name of Jerald and/or Joseph Jennaro.

These Notices of Claim are being filed for Gem County, Valley County and Boise County. Also enclosed is a cashier's check in the amount of \$1,225, representing the required filing fee for the enclosed Notices of Claim.

Should this claim present any problems to you, please do not hesitate to contact the undersigned directly.

Yours very truly,

Stephen A. Bradbury
Stephen A. Bradbury

SAB/rah
Encl.

MICROFILMED

SEP 28 1992

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C003701

Date: 12/01/88
Time: 09:41:49

Received

From: BANK OF AMERICA/JENNARD

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$1,225.00
	Total	\$1,225.00

CHECK 806543

Idaho Department of Water Resources

Region: State

Signature: John Harrison

MICROFILMED

SEP 28 1992