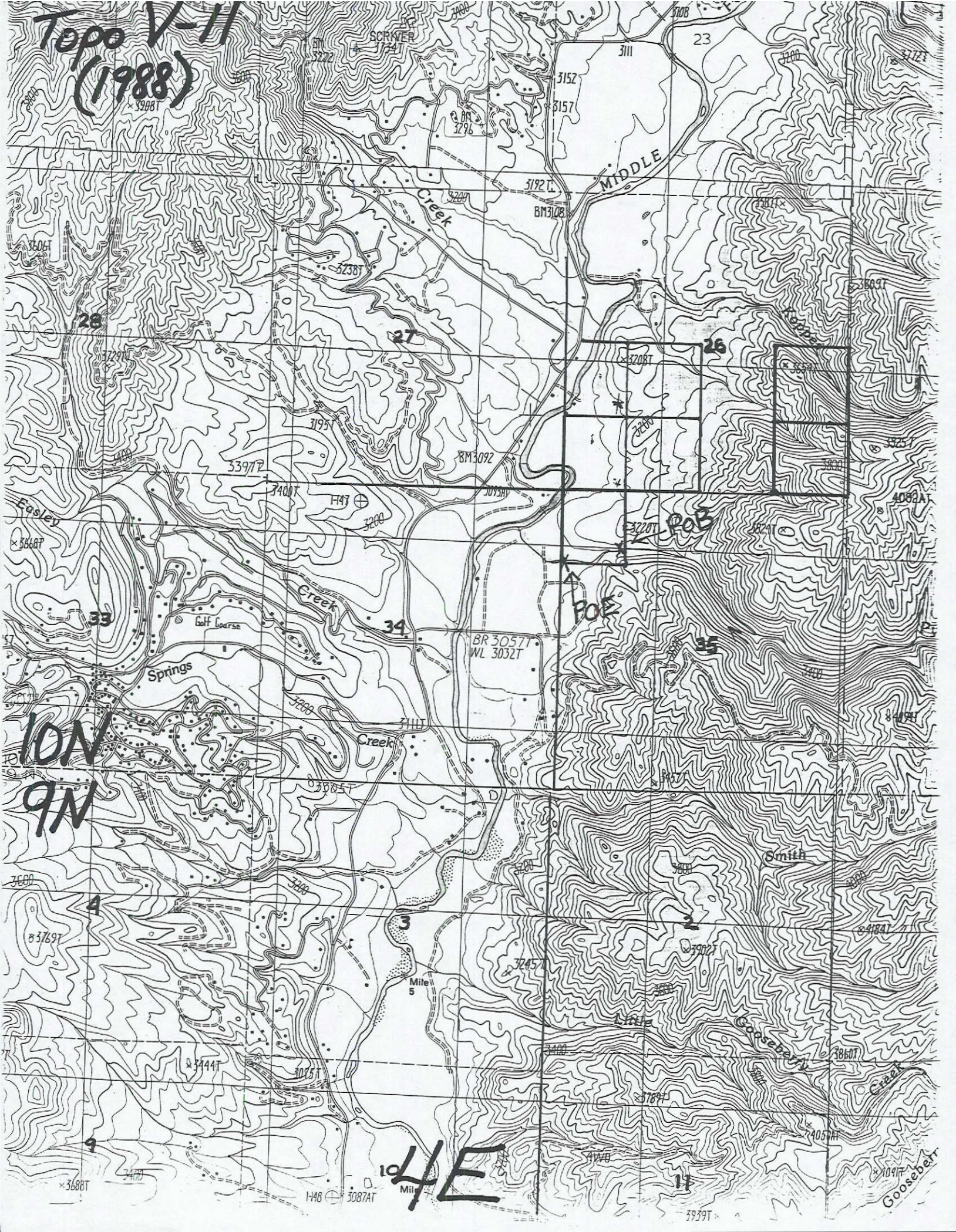


Topo V-II
(1988)



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: A65-22164
Date Received: 11/ 4/1997
Receipt No: W023216
Received By: fw

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
NAMP A ID 83651
AND/OR
Name: COY K WOOD 208-362-9641
Address: 10700 W MOSS DR
BOISE ID 83709
2. Date of Priority: APR 1, 1920
3. Source: PYLE CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
10N	04E	35	SE	NW	NW		BOISE
Ending Point of Instream Flow							
10N	04E	35	SW	NW	NW		BOISE
5. Description of diverting works:
INSTREAM STOCKWATER
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	09/30	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, 150 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	04E	35	NW NW		STOCK	

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:

14. Remarks:

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: 1

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: 11/4/97
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of November 19 97 *Kathleen A. Walker*
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 2-14-1999

11-A (8861) oddar

36987

148 3087AT

February 3, 2000

RECEIVED

FEB 23 2000

NOTICE OF ERROR
REPLY

RESOURCES
SAND 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: 65-22164

COY K 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:

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

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

AJ0749NP
No. R65-22164

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

DATE: 12/06/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	H LLOYD KALBLINGER 311 2ND ST SOUTH SUITE D NAMPA ID 83651 (208) 466-6406	04/01/1920	STOCKWATER	04-01 09-30	0.020 CFS	
				TOTAL DIVERSION:	0.020 CFS	
C	COY K WOOD 10700 W MOSS DR BOISE ID 83709 (208) 362-9641					

Water Source: PYLE CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T10N R04E S35
Point(s) of Ending Stream Reach: T10N R04E S35

SENNWN
SWNNWN

BOISE County
BOISE 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
10N	04E	35	:															

POU County: BOISE

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 STOCKWATER, 150 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 12/06/1999 Objection Filed Date:

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

Comments: Date: 12/06/1999 User-ID: RHOWERTO Subject: OWNERSHIP WARRANTY DEED EXHIBIT "A" INCLUDES LAND IN THE NWNW, T10N, R4E, S35, NORTH OF PYLE CREEK.

Audit: 12/06/99 RHOWERTO

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: _____

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

Remarks: (Comments pertinent to field examination)

N11, N13 CONDITIONS ADDED
DEED SHOWS OWNERSHIP IN NW NW NORTH
SIDE OF PYLE CREEK

ATTACHMENTS:

Attached to Attachments are
This Form. in Permit File.

PHOTOS (optional) ☐ ☒ SEE CLAIM ☐
MAP ☒ ☐
SYSTEM DIAGRAM ☐ ☐

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

DATE EXAM CONDUCTED:

IN-OFFICE
12/6/99

FIELD EXAMINER:

Ron Howerton

Signature

Sr. Water Agent

Ron Howerton

(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 & 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,
County,

the following described tract(s) of land in

Boise

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 [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 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)

[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 SW1/4 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 325 feet, thence due west 380 feet to the county road. Together with all their interests in Lightning 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 $1^{\circ}34'20''$ 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 $68^{\circ}10'$ W 245.26 feet along the west bank of said River to a point; thence N $51^{\circ}32'$ W 171.93 feet along an existing fence line to a point on the east side of a County Road; thence N $35^{\circ}02'30''$ E 372.17 feet along the east side of said County Road to a point; thence S $56^{\circ}01'40''$ E 326.94 feet to a point on the west bank of said river; thence S $41^{\circ}37'10''$ 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 acs

Handwritten initials or signature.

EXHIBIT "B"

