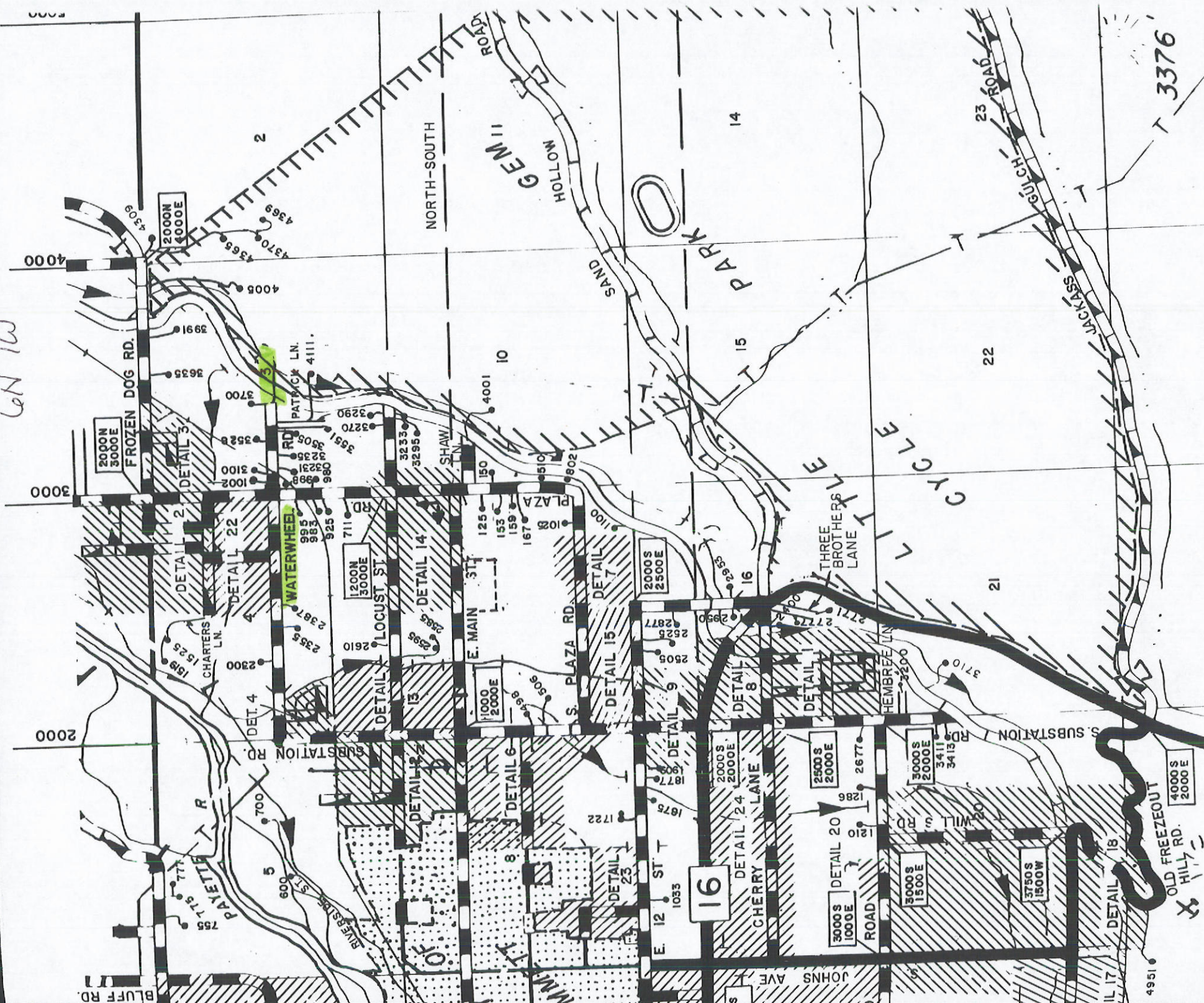


6N 1W



3376

OLD FREEZEOUT
HILL RD.
4000S
2000E

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: A65-22227
Date Received: 6/ 1/1998
Receipt No: W023945
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: KRISTINA L SMITH
Address: 3711 WATERWHEEL RD
EMMETT ID

83617

AND

Name: GREGORY JOSEPH BARRIOS
Address: 3711 WATERWHEEL RD
EMMETT ID

83617

2. Date of Priority: MAY 9, 1993

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	3	NE	SW			GEM

5. Description of diverting works:
WELL, PUMP AND 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:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	3	NE	SW		DOMEST	

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:
OWNERSHIP CHANGED BY DB 12/3/99.

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

DEC 02 1999

WATER RESOURCES
WESTERN REGION

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).: A65-22227
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Dennis R. and Lois M. Thorne
4. New Owner/Claimant(s) Kristina L. Smith and Gregory Joseph Barrios
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 3711 Waterwheel Road *11-30-99*
City, State and ZIP Code Emmett, Idaho 83617
New Telephone Number () _____ *per attached deed.*
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes 1 Other uses Single Family Domestic
7. Signature of New Owner or Claimant(s)
Gregory Joseph Barrios
Kristina L. Smith
(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..

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 water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for 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. N., 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

ALLIANCE

TITLE & ESCROW CORP.

Please Reply To: 1022 South Washington Avenue
P.O. Box 622
Emmett, ID 83617
208-365-4486
FAX: 208-365-4541

Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

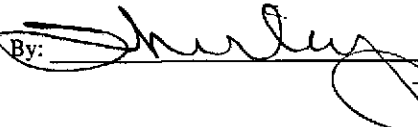
ESCROW NO. 99-0147
RE: Thorne/Smith-Barrios
DATE: Dec. 1, 1999

In connection with the above numbered Escrow, we enclose the following:

- | | |
|---|------------------|
| ☐ Our check # | In the sum of \$ |
| ☐ Deed recorded | Instrument No. |
| ☐ Deed of Trust recorded | Instrument No. |
| ☐ Note Dated | In the sum of \$ |
| ☐ Title Insurance Policy No. | |
| ☐ Title Insurance Binder | |
| ☐ Copy of Closing Statement | |
| ☐ Copy of Escrow Instructions | |
| ☐ Assignment of Trust Fund | |
| ☐ Change of ownership agreement | |
| ☐ | |
| ☐ | |
| ☒ Change of Water Right Ownership | |

Any other documents to which you are entitled will be forwarded as soon as they are available.

Yours very truly,
ALLIANCE TITLE & ESCROW

By: 

ALLIANCE

TITLE & ESCROW CORP.

X=0
Y=40

WARRANTY DEED

Order No.:405990161

FOR VALUE RECEIVED

Dennis R. Thorne and Lois M. Thorne, Husband and Wife

the grantors, do hereby grant, bargain, sell and convey unto

Gregory Joseph Barrios, an unmarried person and Kristina L. Smith, an unmarried person
whose current address is

3711 East Waterwheel Road Emmett, ID 83617

the grantees, the following described premises, in Gem County, Idaho, TO WIT:

A tract of land situate in a portion of the NE ¼ of the NE ¼ of the SW ¼ of Section 3, Township 6 North, Range 1 West, B.M., Gem County, Idaho, and lying North of the Black Canyon Canal, more particularly described as follows:

COMMENCING at the West quarter corner of Section 3, T. 6 N., R. 1 W., B.M., marked by a found Brass Cap monument, CE 878; thence

South 89°23'24" East along the East-West midsection line a distance of 1971.01 feet to the Northwest corner of the NE ¼ of the NE ¼ of the SW ¼ marked by a set ½" iron pin L.S. 4108, the REAL POINT OF BEGINNING; thence continuing

South 89°23'24" East along said midsection line a distance of 237.00 feet to a point on the Northerly right of way line of Black Canyon Canal marked by a set ½" iron pin L.S. 4108; thence

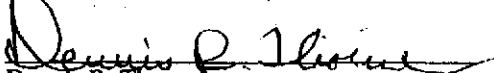
South 46°13'39" West along said right of way line of Black Canyon Canal a distance of 336.14 feet to a point on the West line of the NE ¼ of the NE ¼ of the SW ¼, marked by a set ½" iron pin L.S. 4108; thence

North 01°24'57" East along said West line a distance of 235.21 feet to the REAL POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

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

DATED: November 30, 1999

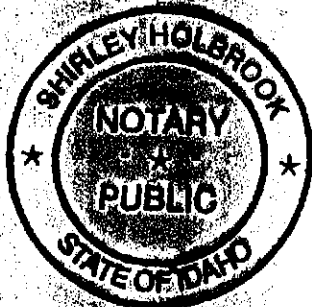

Dennis R. Thorne

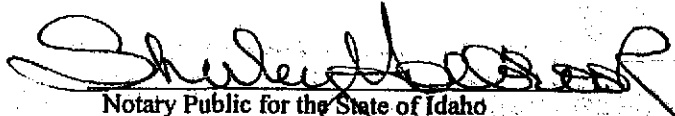

Lois M. Thorne

State of Idaho }
County of Gem } ss.

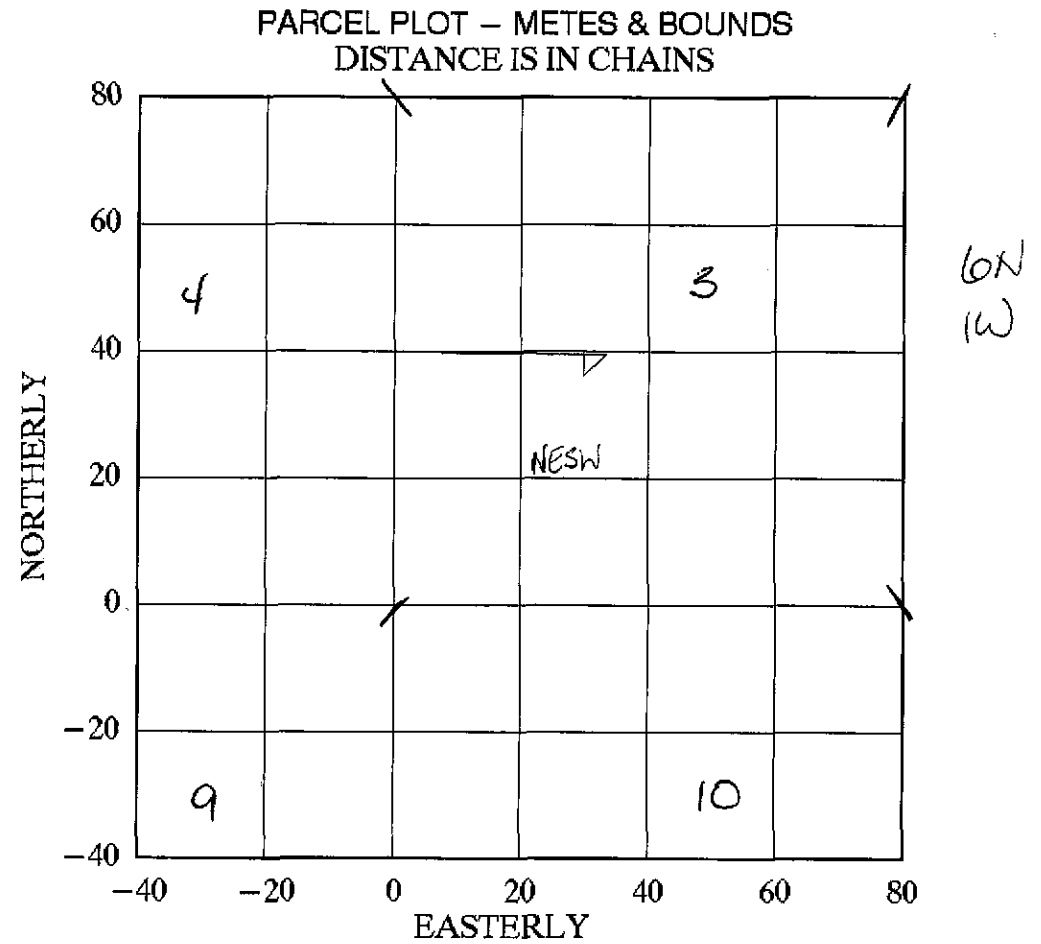
On this 30th day of November, in the year 1999, before me, a Notary Public in and for said state, personally appeared Dennis R. Thorne and Lois M. Thorne known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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




Notary Public for the State of Idaho
Residing at: Emmett, Idaho
Commission Expires: 04/19/2000

65-22227



METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	0.00	40.00					
(SEE SHEET)	29.86	39.68	89.00	23.00	24.00	SE	1971.01
	33.45	39.64	89.00	23.00	24.00	SE	237.00
	29.78	36.12	46.00	13.00	39.00	SW	336.14
	29.86	39.68	1.00	24.00	57.00	NE	235.21
-QUAD COEF-	29.86	39.68					

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: A65-22227
Date Received: 6/ 1/1998
Receipt No: W023945
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DENNIS R THORNE
Address: 3711 WATERWHEEL RD
EMMETT ID

83617

AND

Name: LOIS M THORNE
Address: 3711 WATERWHEEL RD
EMMETT ID

83617

2. Date of Priority: MAY 9, 1993

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	3	NE	SW			GEM

5. Description of diverting works:
WELL, PUMP AND 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:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	01W	3	NE SW		DOMEST	

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:

15. Basis of Claim: BENEFICIAL USE

RECEIVED

JUN 01 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSWATER RESOURCES
WESTERN REGIONIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 165-22227Date Received 6/1/98Receipt Number W023945

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW For Domestic and/or Stockwater Purposes Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) DENNIS R. THORNE AND LOIS M. THORNE Phone () _____Mailing Address 3711 Waterwheel Rd., Emmett, ID Zip 836172. Date of Priority (Only one per claim) May 9, 1993 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other ☒ (a) Well
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 6North Range 1West
Section 3 West 1/4 of _____ 1/4 of _____ 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.

SEE COPY OF WELL LOG ATTACHED

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

For domestic purposes from	Month/Day <u>1-1</u>	to	Month/Day <u>12-31</u>	amount	(cfs)
(Both dates are inclusive)					
For _____ purposes from	_____	to	_____	amount	_____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) One household

10. Place of use is: Township: 6 North Range 1 West
Section 3 NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,
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 County

12. Do you own the property listed above as place of use? Yes XX 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.
() None or _____

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) Dennis R. Thorne Date 5/28/98
LOIS M. THORNE Lois M. Thorne Date 5/28/98

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

of _____, Title _____, 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 _____

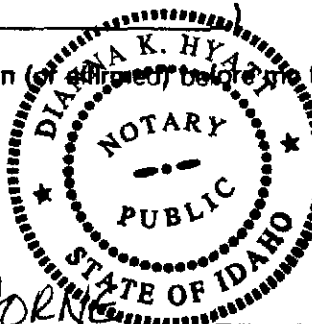
Title and Organization _____

State of Idaho Gem)

County of Gem) SS. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn to before me this 28th day of May 1998

SEAL



Notary Public Diana K. Hyatt

Residing at Emmett, Idaho

My Commission Expires 03/05/04

Last Name THORNE Ident No. _____

Copies: White-State, Yellow-Claimant

May 27 98 11:45a
11/1-22-98 FRI 12:23 PM

Century 21 Gem Realty

208-365-3507

p.1

P.01

Form 2287
602

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

RECEIVED

JUN 25 1998

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

RECEIVED

JUN 25 1998

1. WELL OWNER Name <u>Don Donaldson</u> Address <u>102 Alexander Street</u> Drilling Permit No. <u>65-88-VV-0094-100</u> Water Right Permit No. _____		7. WATER LEVEL Static water level <u>70</u> feet below ground surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ psf. Controlled by: ☐ Valve ☒ Plug ☐ Plug Temperature _____ °F. Quality _____ Describe location of observation point below.																																		
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Modification ☐ Abandoned (describe abandonment or modification procedure such as lining, casing, materials, plug depths, etc. in lithologic log, section 5.)		8. WELL TEST DATA ☐ Pump ☒ Draw ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Notes</th></tr></thead><tbody><tr><td><u>20.5</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Notes	<u>20.5</u>																													
Discharge G.P.M.	Pumping Level	Notes																																		
<u>20.5</u>																																				
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Monitor ☐ Industrial ☐ Stock ☐ Water disposal or injection ☐ Other _____ (specify type)		5. LITHOLOGIC LOG <table border="1"><thead><tr><th>Depth</th><th>Material</th><th>Water</th></tr></thead><tbody><tr><td>0 to 10</td><td>Top Soil</td><td></td></tr><tr><td>10 to 20</td><td>Sandy clay</td><td></td></tr><tr><td>20 to 30</td><td>Clay</td><td></td></tr><tr><td>30 to 40</td><td>Clay</td><td></td></tr><tr><td>40 to 50</td><td>Clay</td><td></td></tr><tr><td>50 to 60</td><td>Clay</td><td></td></tr><tr><td>60 to 70</td><td>Clay</td><td></td></tr><tr><td>70 to 80</td><td>Clay</td><td></td></tr><tr><td>80 to 90</td><td>Clay</td><td></td></tr><tr><td>90 to 100</td><td>Clay</td><td></td></tr></tbody></table>		Depth	Material	Water	0 to 10	Top Soil		10 to 20	Sandy clay		20 to 30	Clay		30 to 40	Clay		40 to 50	Clay		50 to 60	Clay		60 to 70	Clay		70 to 80	Clay		80 to 90	Clay		90 to 100	Clay	
Depth	Material	Water																																		
0 to 10	Top Soil																																			
10 to 20	Sandy clay																																			
20 to 30	Clay																																			
30 to 40	Clay																																			
40 to 50	Clay																																			
50 to 60	Clay																																			
60 to 70	Clay																																			
70 to 80	Clay																																			
80 to 90	Clay																																			
90 to 100	Clay																																			
4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Auger ☐ Flashed rotary ☒ Cable ☐ Shovel ☐ Other _____ (specify, hydraulic, etc.)		6. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Schedule: _____ Casing: _____ inches _____ feet _____ feet _____ inches _____ feet _____ feet _____ inches _____ feet _____ feet Well casing other than steel? ☐ Yes ☒ No Was a pump or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Hole ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer _____ Type _____ Top of screen _____ feet Bottom of screen _____ feet Diameter _____ Slot size _____ feet from _____ feet Depth _____ Slot size _____ feet from _____ feet Casing secured? ☐ Yes ☒ No ☐ Size of gravel _____ feet Gravel from _____ feet to _____ feet Surface seal above _____ material used in seal: ☐ Cement grout ☒ Bentonite ☐ Packing clay ☐ _____ Sealing procedure used: ☐ Shovel pit ☒ Deep, vertical casing ☐ Overturn to seal depth Method of setting casing: ☐ Thermal ☐ Welded ☒ Different rods ☐ Cemented outside shaft Describe bottom soil _____																																		
9. LOCATION OF WELL Sketch map location must agree with written location. Supervisor Name _____ Lot No. _____ Block No. _____ County _____ Address of Well Site <u>102 Alexander Street</u> (give all four corners of well) <u>NE 1/4 Sec. 36 T. 6 N. R. 1 E. S. 36</u>		10. DRILLER'S CERTIFICATION We certify that all applicable well construction standards were complied with at the time this log was prepared. Print Name <u>John F. Shilling</u> Address <u>251 Alexander Street</u> Phone <u>58-91</u> Signed by Drilling Supervisor <u>John F. Shilling</u> and _____ (Operator) If different than the Drilling Supervisor.																																		

USE ADDITIONAL SHEETS IF NECESSARY

EXHIBIT "A"

LEGAL DESCRIPTION

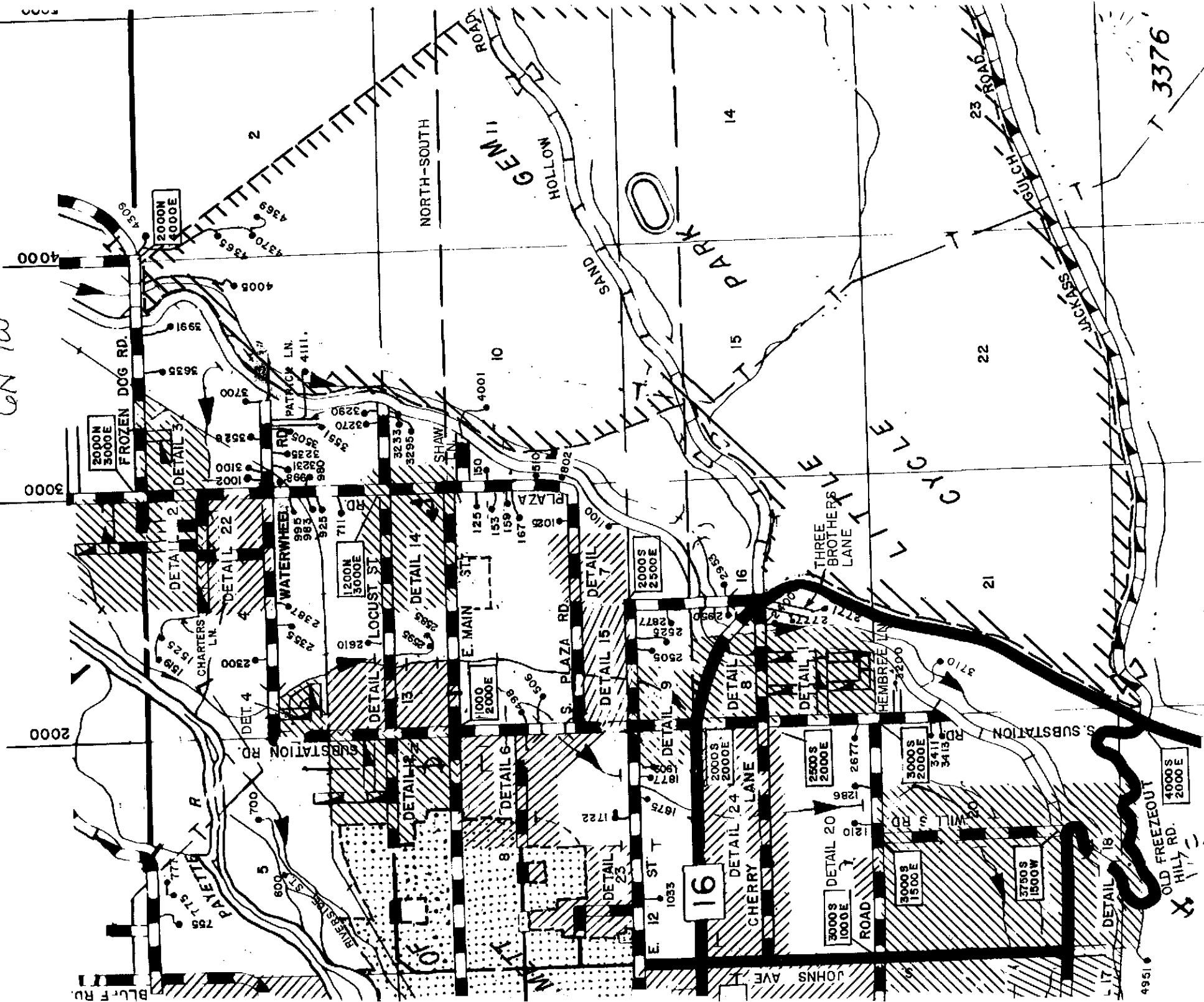
A tract of land situated in a portion of the Northeast quarter of the Northeast quarter of the Southwest quarter of Section 3, Township 6 North, Range 1 West, Boise Meridian, Gem County, Idaho and lying North of the Black Canyon Canal, more particularly described as follows:

Commencing at the West quarter corner of Section 3, Township 6 North, Range 1 West marked by a found Brass Cap Monument, CE 878; thence

South 89°23'24" East along the East-West midsection line a distance of 1971.01 feet to the Northwest corner of the Northeast quarter of the Northeast quarter of the Southwest quarter marked by a set 1/2" iron pin L.S. 4108, the REAL POINT OF BEGINNING; thence continuing South 89°23'24" East along said midsection line a distance of 237.00 feet to a point on the Northerly right of way line of Black Canyon Canal marked by a set 1/2" iron pin L.S. 4108; thence South 46°13'39" West along said right of way line of Black Canyon Canal a distance of 336.24 feet to a point on the West line of the Northeast quarter of the Northeast quarter of the Southwest quarter, marked by a set 1/2" iron pin L.S. 4108; thence North 01°24'57" East along said West line a distance of 235.21 feet to the REAL POINT OF BEGINNING.

Except ditch and road rights of way.

60N 1W



3376

FREEZEOUT
HILL RD. 4000S 2000E

12/29/2000

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

RIGHT NUMBER: 65-22227

NAME AND ADDRESS: GREGORY JOSEPH BARRIOS
KRISTINA L SMITH
3711 WATERWHEEL RD
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/09/1993

POINT OF DIVERSION: T06N R01W S3 NESW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC 1 HOMES	1-01 12-31	0.04 CFS

PLACE OF USE:

DOMESTIC Within GEM County
T06N R01W S3 NESW

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

AJ0749NP
No. R65-22227

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

DATE: 06/09/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KRISTINA L SMITH	05/09/1993	DOMESTIC	01-01 12-31	0.040 CFS	
C	GREGORY JOSEPH BARRIOS					
	3711 WATERWHEEL RD					
	EMMETT ID 83617					
				TOTAL DIVERSION:	0.040 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R01W S03 NESW

GEM County

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	:
06N	01W	3	:																	:

POU County: GEM

Non-Irrigation Uses: 1 HOME

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

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

SDE ? OK



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

December 3, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A65-22227

KARL J. DREHER
DIRECTOR

KRISTINA L SMITH
GREGORY JOSEPH BARRIOS
3711 WATERWHEEL RD
EMMETT ID 83617

Dear Claimants:

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

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

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

ADJUDICATION MEMORANDUM

CLAIM NO.: AL65-22227

SUBJECT: Legal description

EMPLOYEE: J. Harris

DATE: 7-10-98

Per a phone conversation with Dianna Hyatt from First American Title, the legal description should be 1/4 NW Sec. 3 NE SW, since the physical address of the property is 3711 Waterwheel Rd. in Emmett. There was a discrepancy in the legal description on "Exhibit A", which appears to be a typing error. When I spoke to Dianna Hyatt about this error, she was going to check into it and get back to us, but had not, so we are data entering per plat map and "Exhibit A". They also attached a well log, but these legends are incorrect per address of property.

FIRST AMERICAN TITLE COMPANY OF IDAHO
108 EAST 6TH. STREET
EMMETT, IDAHO 83617
PHONE (208) 365-5343 FAX (208) 365-3650

May 28, 1998

IDAHO DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, ID 83705-5082

RE: Our No.: FA-6914
Property Owner: Thorne

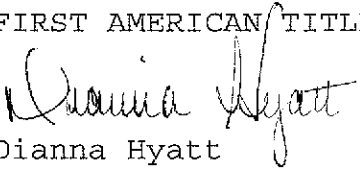
Dear Sirs:

Enclosed is a Notice of Claim to a Water Right on behalf of Dennis and Lois Thorne along with their check in the amount of \$25.00 for the filing fee.

If you should have any questions please do not hesitate to contact me. Thank you.

Sincerely,

FIRST AMERICAN TITLE CO.


Dianna Hyatt
Escrow Officer

enc.