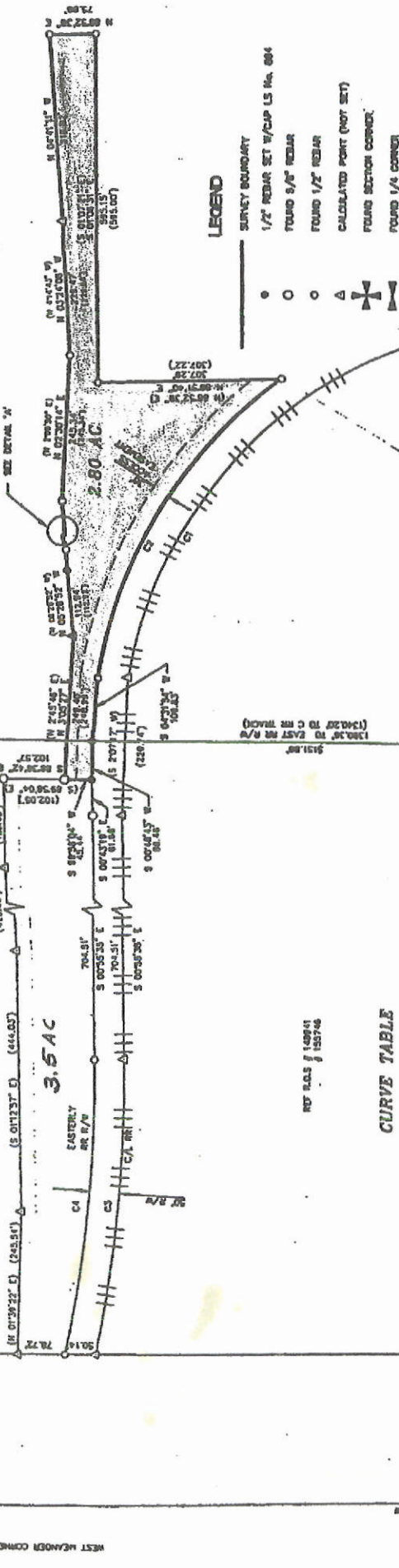


WETLANDS



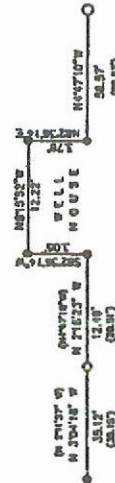
LEGEND

- SURVEY BOUNDARY
- 1/2" REBAR SET W/CAP L.S. No. 884
- FOUND 3/4" REBAR
- FOUND 1/2" REBAR
- △ CALCULATED POINT (NOT SET)
- ⊕ FOUND SECTION CORNER
- ⊕ FOUND 1/4 CORNER

CURVE TABLE

CURVE	DELTA	RADIUS	CHORD	CHORD BEG
C-1	71°33'	718.30'	838.78'	S 45°23' W
C-2	43°23'	781.30'	802.88'	S 30°24' W
C-3	13°07'	2254.70'	598.86'	S 72°48' W
C-4	13°07'	2254.70'	598.86'	S 72°48' W

DETAIL 'A'



CERTIFICATE OF SURVEYOR

I do hereby certify that I am a Licensed Surveyor, Licensed by the State of Idaho and that this map was prepared under my supervision, and is an accurate representation of said survey.



R.D. O'Brien, L.S.

INDEX No. 721-26-3-0-000

RECORD OF SURVEY

FOR

EVERETT KIDNER

LOCATED BY THE W 1/2 SECTION 28
T 12 N R 12 E
BOISE COUNTY, IDAHO

CRITSER LAND SURVEYS

L.S. No. 884
324-8824
734-0815
322-8145

Scale: 1"=120' Draft: SPT Check: DC [Signature]

RECORDERS CERTIFICATE

State of Idaho

County of Idaho

Filed for record at record of R.D. O'Brien of page _____ of Book _____ at _____ minutes past _____ o'clock _____ M., 199__ day of _____

By _____ Deputy

W 1/4 COR
S.C. 710
C.M. ON FILE

1/4 COR
S.C. 710
C.M. ON FILE

08/10/2001

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

RIGHT NUMBER: 65-22614

NAME AND ADDRESS: BRENT W BOWMAN
KIMBERLY K KROLL
PO BOX 547
130 MILL RD
HORSESHOE BEND, ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 10/21/1959

POINT OF DIVERSION: T07N R02E S26 LOT 6 NESW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.05 CFS

PLACE OF USE:

IRRIGATION Within BOISE County
T07N R02E S26 LOT 7 SWNW 2.3

2.3 ACRES TOTAL

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

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 - Decreed

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-2663A		X			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) Allen and Catherine Drake
P.O. Box 02, 130 Mill Rd. Horseshoe Bend, ID 83629
4. New Owner/Claimant(s) Kimberly K. Kroll and Brent W. Bowman
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 547, 130 Mill Rd.
- City, State and ZIP Code Horseshoe Bend, ID 83629
- New Telephone Number (208) 793-9476
5. Date you acquired the property June 12, 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	<u>65-2663A</u>	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>0.02 cfs / acre</u>	<u>2.3 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>0.046 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	_____	
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) Brent W. Bonying 7-28-01
(include title if applicable) Kimberly K. Bonying 7-28-2001

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

65-2663A

RECEIVED

AUG 06 2001

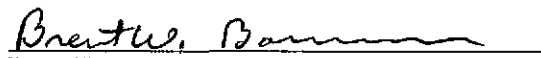
WATER RESOURCES
WESTERN REGION

IDWR Western Region
Attn: Denise Buffington
2735 Airport Way
Boise, ID 83705-5082

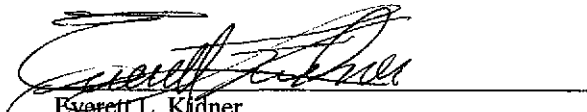
This document is a description of how we would like to split Water Right # 65-2663A originally owned by Catherine M. Drake and Allen R. Drake. We would like to split the total Acre Limit of 4 acres so that 2.3 acres is attached to the 2.8 acre parcel of property now owned by Kimberly K. Kroll and Brent W. Bowman with the remainder of 1.7 acres being attached to the 3.5 acre parcel of property owned by Everett L. Kidner and Charlene Kidner.


Kimberly K. Kroll

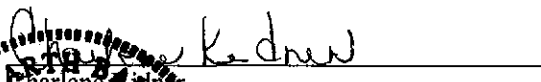
7/28/2001
Date


Brent W. Bowman

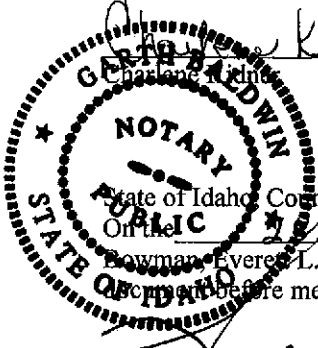
7-28-2001
Date


Everett L. Kidner

7-28-01
Date


Charlene Kidner

7-28-2001
Date



State of Idaho, County of Boise ss:

On the 28th day of July, 2001, personally appeared Kimberly K. Kroll, Brent W. Bowman, Everett L. Kidner and Charlene Kidner, known to me to be the persons who executed this document before me Garth Baldwin, a Notary Public in and for said State.


Garth Baldwin
Residing at Horseshoe Bend, ID
Commission Expires 8/2/2002

65-2263A

65-22614

Kroll & Bowman

1.7 acres

.034 cfs

65-22615

Kidner

2.3 acres

.046 cfs

(3/27/89)

06/14/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 65-2663A

Owner Type
Current Owner

Name and Address
CATHERINE M DRAKE
AKA MAXINE DRAKE
PO BOX 02
HORSESHOE BEND, ID 83629
(208)793-2485

Current Owner
ALLEN R DRAKE
PO BOX 02
HORSESHOE BEND, ID 83629
(208)793-2485

Priority Date: 10/21/1959
Basis: Decreed
Status: Active

Source
PAYETTE RIVER

Tributary to
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.08 CFS		
Total Diversion			0.08 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER	Lt 6	Sec. 26	Township 07N	Range 02E	BOISE County
PAYETTE RIVER	NESW Lt 6	Sec. 26	Township 07N	Range 02E	BOISE County

IRRIGATION Use:
Acre Limit: 4

Place(s) of use:

Place of Use Legal Description: IRRIGATION

BOISE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	02E	26	7	SWNW	4									

Total Acres: 4

Remarks:

1. General THIS CLAIM IS A RESULT OF A CHANGE OF OWNERSHIP OF A PORTION OF CLAIM A65-02663 ON 4/12/1996 BY MTS. FEE EXEMPT DUE TO PRBA

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

204111 3K



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
8151 W. Rifleman Ave. / Boise, Idaho 83704
(208) 377-2700

Instrument # 181537
IDAHO CITY, BOISE COUNTY, IDAHO
2001-06-13 04:34:08 No. of Pages: 2
Recorded for : PIONEER TITLE
RORA A. CANODY Fee: 6.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEEDS

WARRANTY DEED

For Value Received EVERETT L. KIDNER and CHARLENE KIDNER, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

KIMBERLY K. KROLL and BRENT W. BOWMAN, both unmarried persons

hereinafter referred to as Grantee, whose current address is 130 Mill Road, Horseshoe Bend, ID 83629
the following described premises, to-wit: **PO Box 547**

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: June 12, 2001

[Signature of Everett L. Kidner]

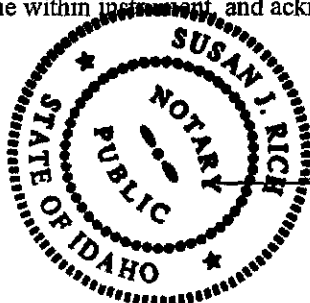
Everett L. Kidner

[Signature of Charlene Kidner]

Charlene Kidner

STATE OF IDAHO. County of Ada, ss.

On this 12th day of June, in the year of 2001, before me Susan J. Rich, notary public personally appeared Everett L. Kidner & Charlene Kidner known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



[Signature of Susan J. Rich]

Susan J. Rich
Notary Public of IDAHO
Residing at Boise, ID
Commission expires: May 5, 2005

EXHIBIT A

A parcel of real property located in Section 26, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Beginning at the Northwest corner for Section 26, marked with a brass cap survey monument; thence

South 0 degree 16'02" West 2656.05 feet along the Westerly boundary of Section 26 to a brass cap survey monument found at the West quarter corner of Section 26; thence

South 89 degrees 28'24" East 1390.36 feet to the Easterly right of way line of an existing railroad; **the True Point of Beginning**; thence

South 4 degrees 31'54" West 109.83 feet along said railroad right of way; thence

Southwesterly 608.52 feet along the arc of a curve right having a radius of 766.30 feet and a chord of South 30 degrees 59'01" West 592.66 feet; thence

North 88 degrees 51'40" East 307.29 feet (recorded 307.22 feet); thence

South 1 degree 06'31" East 595.15 feet (recorded 595.00 feet); thence

North 88 degrees 52'39" East 75.86 feet to the Westerly boundary of a Wetland reserve; thence

Northerly along said Wetland reserve the following courses:

North 4 degrees 41'11" West 318.82 feet;

North 3 degrees 24'08" West 229.47 feet;

North 2 degrees 30'14" East 245.34 feet;

North 4 degrees 47'10" West 58.57 feet (recorded 50.53 feet) to the Southerly boundary of an existing "Well House"; thence

North 82 degrees 36'14" East 3.79 feet; thence

North 8 degrees 15'52" West 12.22 feet; thence

South 82 degrees 36'14" West 3.05 feet; thence continuing along said Wetland reserves Westerly boundary;

North 2 degrees 18'23" West 12.49 feet (recorded 20.51 feet);

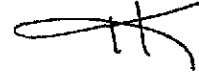
North 3 degrees 04'18" West 35.12 feet;

North 5 degrees 28'52" West 112.94 feet;

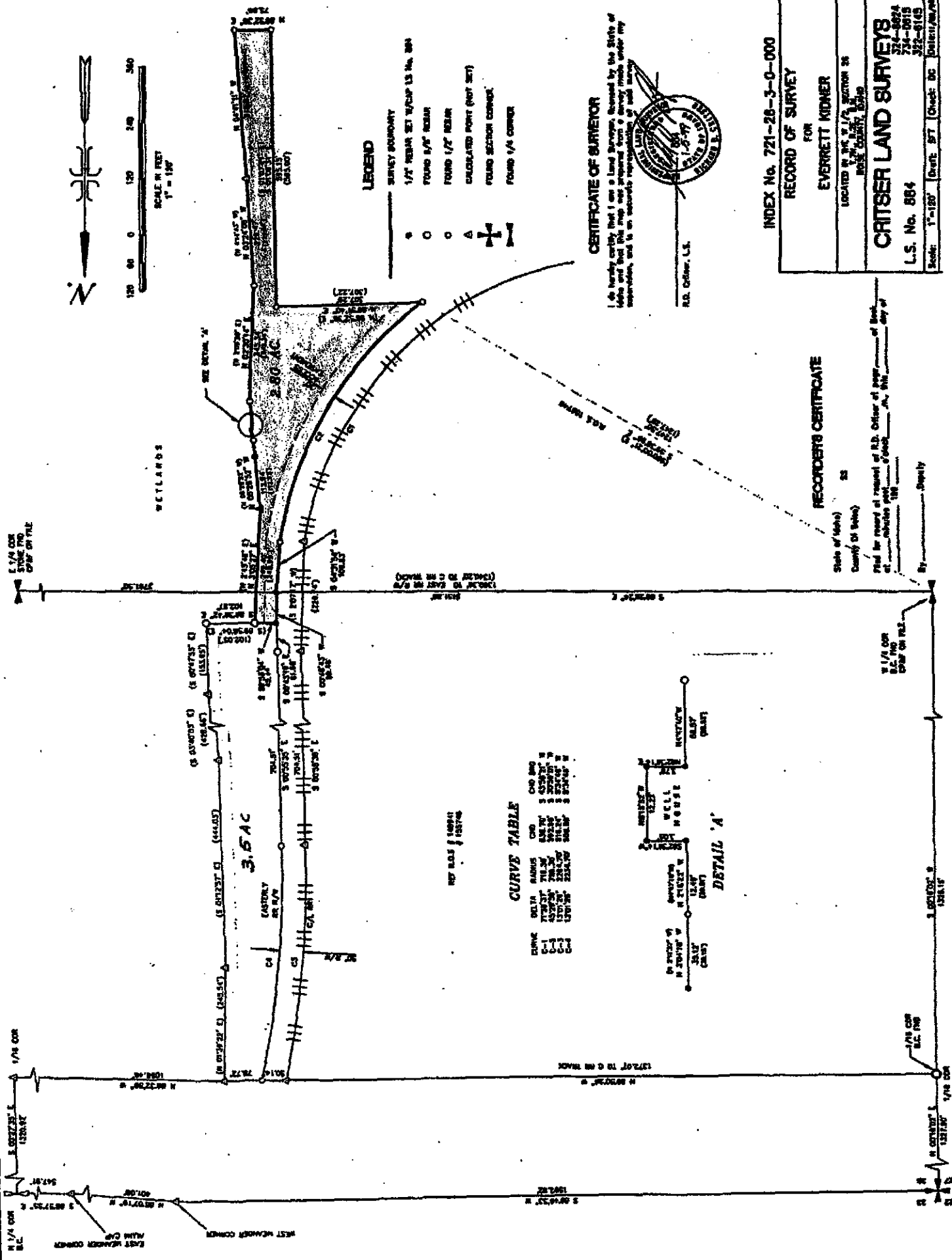
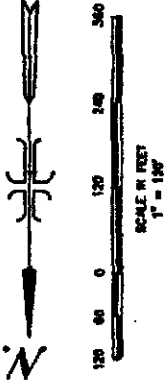
North 3 degrees 05'27" East 249.40 feet to the Northerly boundary of said Wetland reserve; thence

South 89 degrees 58'04" West 45.44 feet to the Easterly right of way of an existing railroad; thence

South 0 degree 48'43" West 66.46 feet along said railroad right of way to **the True Point of Beginning**.



B. B.



LEGEND

- SURVEY BOUNDARY
- 1/4" REBAR SET W/ CAP 13 No. 804
- FOUND 1/4" REBAR
- FOUND 1/2" REBAR
- △ CALCULATED POINT (NOT SET)
- ⊕ FOUND SECTION CORNER
- ⊕ FOUND 1/4" CORNER

CERTIFICATE OF SURVEYOR

I do hereby certify that I am a Licensed Surveyor, Licensed by the State of Idaho and that this map was prepared from a survey made under my supervision, and is an accurate representation of said survey.



R.D. Oliver, L.S.

INDEX No. 721-26-3-0-000

RECORD OF SURVEY

FOR

EVERETT KIDNER

LOCATED IN SEC. 24, T. 14 N., R. 10 E.,
BOISE COUNTY, IDAHO

CRITSER LAND SURVEYS

L.S. No. 884

Scale: 1"=100' Draft: BT Check: DC Date: 10/10/06

RECORDERS CERTIFICATE

State of Idaho) ss
County of Boise)
I, _____, Recorder of said County, do hereby certify that the foregoing is a true and correct copy of the original of record of said survey, as the same appears from the records of said County, Idaho, this _____ day of _____, 2006.

CURVE TABLE

CURVE	DELTA	RADIUS	CHORD	CHORD BEARING
C-1	120°00'	100.00'	100.00'	S 00°00' E
C-2	120°00'	100.00'	100.00'	S 00°00' E
C-3	120°00'	100.00'	100.00'	S 00°00' E

DETAIL 'A'



03/07/2001

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

RIGHT NUMBER: 65-2663A
NAME AND ADDRESS: CATHERINE M DRAKE
AKA MAXINE DRAKE
PO BOX 02
HORSESHOE BEND ID 83629

ALLEN R DRAKE
PO BOX 02
HORSESHOE BEND ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 10/21/1959

POINT OF DIVERSION:
T07N R02E S26 NESW Lot 6 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.080 CFS

PLACE OF USE:

IRRIGATION within BOISE County
T07N R02E S26 Lot 7 SWNW 4.0

4 ACRES TOTAL

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

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 - Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 8, 2001

BRENT W BOWMAN
KIMBERLY K KROLL
PO BOX 547
130 MILL RD
HORSESHOE BEND ID 83629

Re: Original Notice of Claim to a Water Right No. 65-2663A

Renumbered to Notice of Claim to a Water Right No. 65-22614

Dear Claimants:

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office. Also enclosed is a copy of the original claim for your reference.

If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure