

RECEIVED

DEC 26 2006

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

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

DEC 28 2006

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
* 78-4100A	78-4100A				
* 78-4316A	78-4316A				

* See attached description from Dept wtr resource.

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 on file with the county Planning and Zoning or Recorder's Office).

OR

D. 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 or equivalent **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)

Donna medley

4. New Owner/Claimant(s)

J & J Development, Inc

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

418 South 9th Avenue

City, State and ZIP Code

Caldwell, Idaho 83606

New Telephone Number

(208) 454-2991

5. Date you acquired the property

6-28-2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

Jen Payne, J & J Development,
Inc, Pres
 (title if applicable)
 (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by SLDate 12/26/06Receipt Amt. N/AReceived by N/A

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

Jess Payne

From: clifford galli [galliranch@msn.com]
Sent: Wednesday, December 20, 2006 2:50 PM
To: Jess Payne
Subject: FW: Water Rights near New Meadows

From: "Fritschle, Carter" <Carter.Fritschle@idwr.idaho.gov>
To: "Cliff Galli (E-mail)" <galliranch@msn.com>
Subject: Water Rights near New Meadows
Date: Wed, 20 Dec 2006 14:00:28 -0700

Cliff,

Attached are the preliminary recommendations for 78-4099B and 78-4316B. The ones for the 80 acres that we still show in the name of Donna Medley (78-4099A and 78-4316A) will be identical in the amount of water and acreage.

I hope you will be able to send the evidence for the waste water use either later today or by noon tomorrow.

Thanks, Carter

<<78-4099B Preliminary Recommendation.doc>> <<78-4316B Preliminary Recommendation.doc>>

Get free, personalized online radio with MSN Radio powered by Pandora

Carter — The reports I received from
Dept of wtr resource prior to closing (and attached)
show # 78-4100 A + # 784316 A. Your letter
above notes 78-4099A ?? of course
we are applying for a ownership change only
but please double check to make sure we are
all correct. Thank you
Jess Payne
Cell - # 899-1918 The check for
\$50 is mailed. See copy.

12/22/2006

Jess Payne

From: clifford galli [galliranch@msn.com]

Sent: Wednesday, December 20, 2006 2:48 PM

To: Jess Payne

Thanks I got some of the water rights together for the both of us! I am getting an affidavit from Alvin Hall to testify historic use. He said he would send his letter to Carter carter.fritschle@idwr.idaho.gov. call him or sent him a mail so you can have yer water rights tranfered to you from Donna Gill Carter sayes it hasn't been done. My address is galli ranch po171 riggins id 83549 #208 628 3607 call this # cuz my cell only woks in New Meadows. Cliff

Dave vs. Carl: The Insignificant Championship Series. Who will win?

12/22/2006

Page 1

12/02/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-4100A

WATER RIGHT NUMBER: 78-4100A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN H CARREY PO BOX 188 RIGGINS, ID 83549 (208)628-3393
Current Owner	DONNA MEDLEY PO BOX 413 RIGGINS, ID 83549 (208)628-3385

Priority Date: 01/01/1920
 Basis: Statutory Claim
 Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	LITTLE SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.550 CFS	
	<u>Total Diversion:</u>	1.550 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4SE1/4	Sec. 1, Twp 19N, Rge 01E, B.M.
ADAMS County		
WASTE WATER	SW1/4SE1/4	Sec. 1, Twp 19N, Rge 01E, B.M.
ADAMS County		
WASTE WATER	SE1/4SE1/4	Sec. 1, Twp 19N, Rge 01E, B.M.
ADAMS County		

Place of Use:

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	01E	1													40.0	40.0			80.0

Total Acres: 80

Conditions of Approval:Remarks:

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12/02/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-4100A

1. General THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A78-04100, FEE PAID UNDER RECEIPT NO. M000054. MM 08/18/1995. OWNERSHIP CHANGED 09/14/1995 MM.

Comments:Dates and Other Information:

Claim Received Date: 6/2/1988
Entitlement Use Priority Date:
Entitlement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Page 1

12/02/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-4316A

WATER RIGHT NUMBER: 78-4316A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONNA MEDLEY PO BOX 413 RIGGINS, ID 83540 (208)828-3365
Original Owner	JOHN H CARREY PO BOX 168 RIGGINS, ID 83540 (208)828-3393

Priority Date: 05/25/1988

Basis: Statutory Claim

Status: Active

Source

FOURMILE CREEK

Tributary

LITTLE SALMON RIVER

Beneficial Use

IRRIGATION

From To

4/01 to 7/01

Diversion Rate

6.500 CFS

Annual VolumeTotal Diversion:

6.500 CFS

1.08 CFS/Acre

Location of Point(s) of Diversion

FOURMILE CREEK

ADAMS County

SW1/4NW1/4NE1/4

Sec. 6, Twp 19N, Rge 02E, B.M.

Place of Use

IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
19N 01E 1	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	40.0 40.0 60.0

Total Acres: 80

Conditions of Approval:Remarks:

1. General

CLAIM IS FILED FOR FLOOD WATERS,
SAME P/D AS IN 78-04098.
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO.
A78-04316, FEE PAID UNDER RECEIPT NO. M000054,
MM 08/16/1995.
OWNERSHIP CHANGED 09/14/1996 MM.

*Ken Berke - inquiring re Campbell probably but from north
point - when creek is full back - no problem -
but this place may have inquiring to Campbell - we are getting
lower end of Campbell. But we have big watershed.
Therfore we are in good shape.*

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12/02/2003

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 78-4316A

Comments:

Dates and Other Information:

Claim Received Date: 6/2/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

INSTRUMENT NO. **112036**

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
415 Railroad
McCall, ID 83638

Instrument # 112036

COUNCIL, ADAMS, IDAHO

2006-06-29

02:52:57 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **162121-MC (ap)**

Date: **June 19, 2006**

For Value Received, **Donna Medley aka Donna C. Medley aka Donna Gill, as her sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **J & J Development Inc.**, hereinafter called the Grantee, whose current address is **418 9th Street Ave S, Caldwell, ID**, the following described premises, situated in **Adams County, Idaho**, to-wit:

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 1: N1/2 SE1/4

EXCEPTING THEREFROM the right-of-way of U.S. Highway 95, as now established.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the 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.

Date: **06/19/2006**

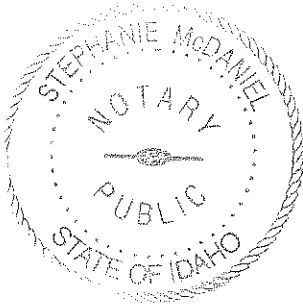
Warranty Deed
- continued

File No.: **162121-MC (ap)**

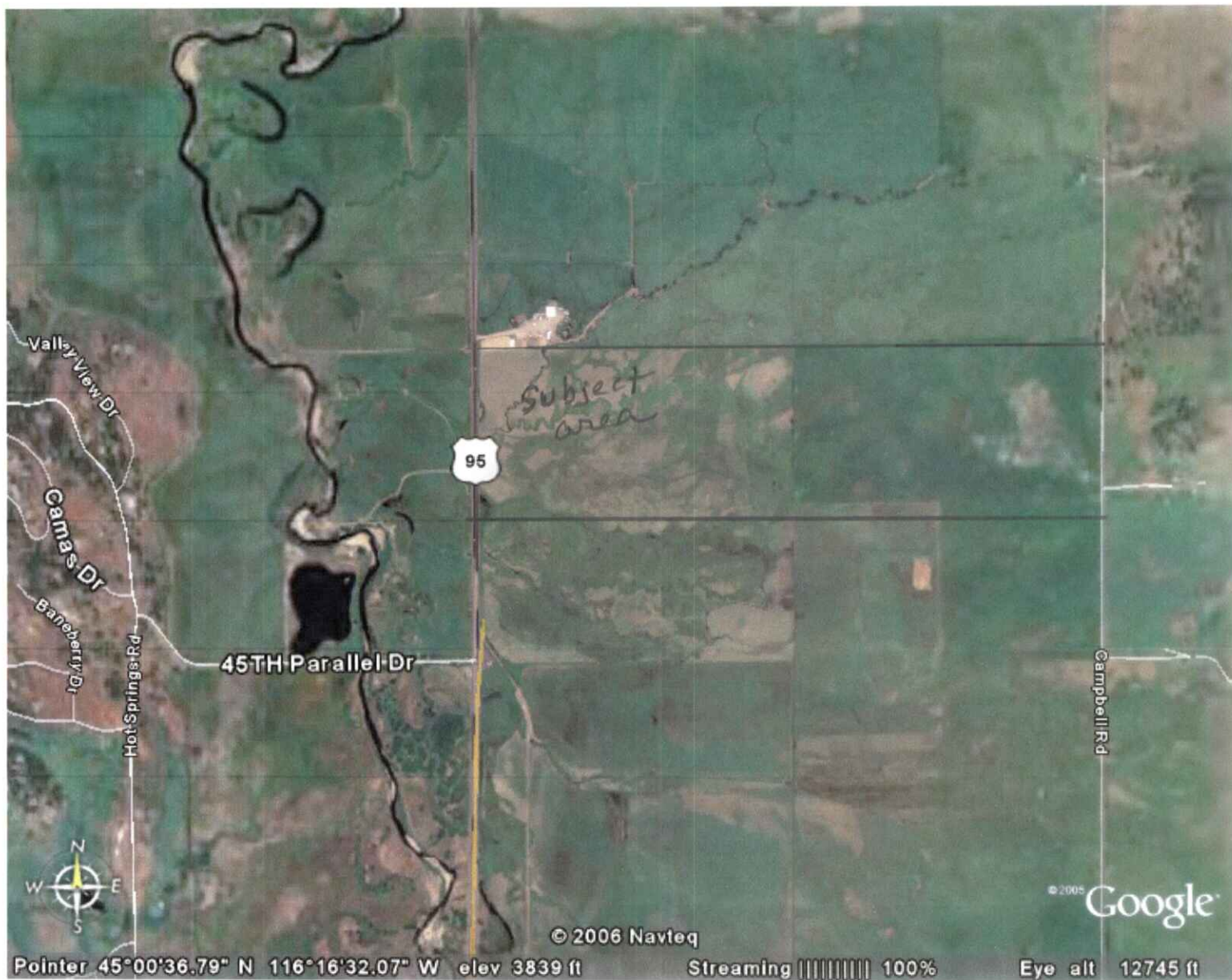
Donna Gill
Donna Gill

STATE OF Idaho)
COUNTY OF Washington)
SS.

On this 27th day of **June, 2006**, before me, a Notary Public in and for said State, personally appeared **Donna Gill**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Stephanie McDaniel
Notary Public for the State of Idaho
Residing at: 0211-06 Weber 10
My Commission Expires: 0211-06



Pointer 45°00'36.79" N 116°16'32.07" W elev 3839 ft

Streaming ||||| 100%

Eye alt 12745 ft

DROULARD LAND SURVEYING, INC.

JOEL W. DROULARD, PRES.
Professional Land Surveyor

POST OFFICE BOX 69
McCALL, IDAHO 83638

TELEPHONE 208-634-7398 ♦ FACSIMILE 208-634-1051
E-MAIL DROUJ@FRONTIERNET.NET

June 27, 2006

DONNA GILL, 78.745 ACRE PARCEL

A parcel of land situate in the North ½ of the Southeast ¼ of Section 1, T. 20 N., R. 1 E., B.M., Adams County, Idaho, more particularly described as follows:

Commencing at a 5/8 inch rebar marking the East ¼ Corner of Section 1, T. 20 N., R. 1 E., B.M., Adams County, Idaho, the REAL POINT OF BEGINNING:

Thence, S. 00° 01' 19" E., 1,312.58 feet to a 5/8 inch rebar marking the South 1/16 Corner of said Section 1,

Thence, S. 88° 57' 21" W., 2,607.43 feet along the south boundary of the North ½ of the Southeast ¼ of said Section 1 to a 5/8 inch rebar on the east right-of-way boundary of State Highway 95,

Thence, N. 00° 20' 00" W., 1,315.16 feet along said east right-of-way boundary to a 5/8 inch rebar on the north boundary of said North ½ of the Southeast ¼,

Thence, N. 89° 00' 53" E., 2,614.54 feet to the Point of Beginning, containing 78.745 acres, more or less.

Subject to an easement as shown on Quitclaim Deed Inst. No. 87671 in the Records of Adams County, Idaho.

Bearings are based on Record of Survey Inst. No. 77921.

TIME RECEIVED
Wed, 26 Apr 2006 13:36:43 -0600

REMOTE CSID
12084299877

DURATION
106

PAGES
6

STATUS
Received

04/26/2006 12:39 12084299877

SELEQUITY MAIN

PAGE 01/06

Feb 23 05 10:07a

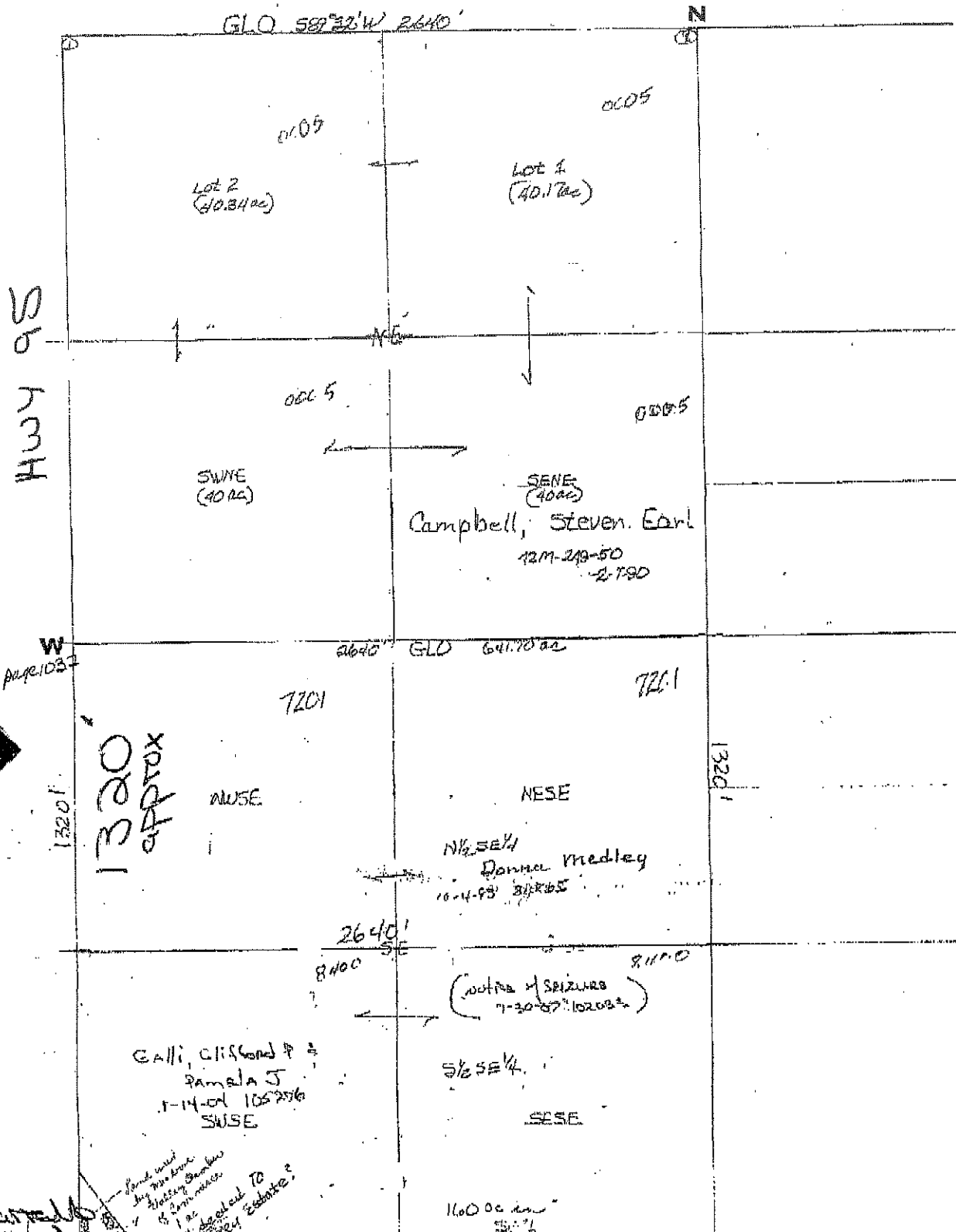
Timberline Title

208 253 8844

p.2

ASSESSOR'S SUB-DIVISION OF E 1/2 Sec 1 SEC. 1

(641.700 ac Sec. 1)





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

December 26, 2006

J & J Development INC.
PO Box 1008
Caldwell, ID 83606-1008

Dear J & J Development:

This letter is to acknowledge that we have received your paperwork for Change of Ownership with check enclosed and are beginning processing. However, since both rights (78-4100A and 78-4316A) are still pending in the Snake River Basin Adjudication (SRBA), the fee for said change is waived at this time. We have enclosed your check in this letter.

Should you have any questions regarding the waiver or the change of ownership please contact the IDWR Western Office at 334-2190.

Sincerely,

John VanOrder
Administrative Assistant
IDWR Western Office

Enclosure