

No Color  
Documents  
In File

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: A63-07537  
Date Received: 5/04/1989  
Receipt No: W002683  
Received By: DE MITT

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JAMES D. RHODES 208-853-9000  
Address: 7287 N. BOGART LANE  
BOISE, ID 83703

2. Date of Priority: JAN 06, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 01E   | 14      | NE     | SE     |     |     | ADA    |

5. Description of diverting works:  
WELL, 6" CASING, 79' DEEP, 3 1/4 HP, SUB. PUMP, PIPE TO HOUSE

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.030  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D\ 1 HOUSEHOLD UNIT

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 04N      | 01E   | 14      | NE     | SE  |     | DOMEST |       |

11. Place of use in counties: ADA

A63-07537

Page 1

Date: 05/05/89

MICROFILMED  
AUG 21 1992

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
PROPERTY ADDRESS, 7287 N. BOGART LN. BOISE, ID.

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 \_\_\_\_\_

-----  
RIGHTS FROM: SOURCE: GROUNDWATER  
-----

RIGHT NUMBER: 63-07537

NAME & ADDRESS: DIANE L BURRELL  
7287 N BOGART LN  
BOISE ID 83703

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS  
1.2 AFYTHE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 01/06/1972

POINT OF DIVERSION: T04N R01E S14 NESE Within ADA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE | QUANTITY |
|-------------------------------|-----------------|---------------|----------|
|                               | DOMESTIC 1 HOME | 01-01 12-31   | 0.03 CFS |
|                               |                 |               | 1.2 AFY  |

PLACE OF USE: DOMESTIC Within ADA County  
T04N R01E S14 NESE

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.EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE  
PARCEL NO. RP S0514417799

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. A63-07537

Date Received 5-4-89

Receipt Number W002683

**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) JAMES D. RHODES Phone ( 208 ) 853-9000

Mailing Address 7287 N. BOGART LN. BOISE, IDAHO Zip 83703

2. Date of Priority (Only one per claim) JANUARY 6, 1972 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other ( ) (a) \_\_\_\_\_  
Name or kind of source  
which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 4 N. Range 1 E.  
Section 14 , N.E. 1/4 of S.E. 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of ADA

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. WELL, 6" CASING, 79' DEEP, 3/4 HP. SUBMERSIBLE PUMP, PIPE TO HOUSE.

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

For DOMESTIC purposes from JANUARY 1, <sup>Month/Day</sup> to DECEMBER 31, <sup>Month/Day</sup> amount .03 (cfs)  
(Both dates are inclusive)

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed .03 (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) ONE HOUSEHOLD UNIT.

**MICROFILMED**

**AUG 21 1992**

## **HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION**

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 4 N. Range 1 E.

Section 14, N.E. 1/4 of S.E. 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of ADA for (Circle One) (Domestic) **Stock** **Domestic and Stock**

Additional places of use, if any -0-

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

12. Do you own the property listed above as place of use? Yes YES 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: Property address is 7287 N. Bogart Ln. Boise, Ida.

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 63-7537

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments -0-

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) James D. Rhodes Date MAY 2, 1989

\_\_\_\_\_  
Date \_\_\_\_\_

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 \_\_\_\_\_ } SS.

County of ADA }

Subscribed and sworn (or affirmed) before me this 4th day of MAY 19 89

SEAL

Notary Public Ron Howerton

Residing at Residing at Boise, Idaho

My Commission Expires My Commission Expires December 8, 1994

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

MICROFILMED

AUG 21 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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 )  
 )  
 )  
 )

NOTICE OF COMPLETED  
ADMINISTRATIVE PROCEEDINGS  
  
Water Right 63-07537

IDWR has completed the following Administrative Proceeding:

|          |                       |
|----------|-----------------------|
| <u>1</u> | Change of Address     |
| <u>X</u> | Substitution of Party |
| <u>1</u> | I.C. 42-222 Transfer  |

### SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water right claimed?    ☐ Yes    ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☒ No

Water Right(s): 63-07537

From (Claimant/Seller):

Name of Claimant: JAMES D RHODES  
Address: 7287 N BOGART LN  
BOISE ID 83703  
Phone: (208) 853-9000

To (Claimant/Purchaser):

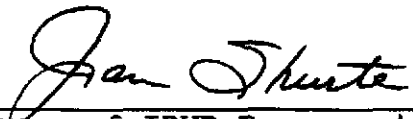
Name of Claimant: DIANE L BURRELL  
Address: 7287 N BOGART LN  
BOISE ID 83703  
Phone: (208) 853-9000

---

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: August 6, 1999

  
\_\_\_\_\_  
Signature of IDWR Representative

NOTICE OF COMPLETED  
ADMINISTRATIVE PROCEEDING  
8/6/1999

63-07537

PAGE 2

**CERTIFICATE OF MAILING**

I certify that on August 6, 1999 I mailed the original and copies of this form to the following persons, 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, Idaho 83303-2707
2. One Copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
  
JAMES D RHODES  
7287 N BOGART LN  
BOISE ID 83703
3. One Copy to:  
Claimant/Purchaser for Substitution of Party or attorney of record:  
  
DIANE L BURRELL  
7287 N BOGART LN  
BOISE ID 83703
4. One Copy to:  
Chief, Natural Resources Division  
Office of the Attorney General  
P.O. Box 44449  
Boise, Idaho 83711-4449
5. One Copy to:  
United States Dept. of Justice  
Environment & Natural Resource Div.  
550 West Fort Street, MSC 033  
Boise, ID 83724

Denise Buffington  
Signature of person or attorney mailing the form

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

RECEIVED

1. Water Right or Adjudication Claim No(s): 63-07537 63-10565 **DEC 21 1998**
2. The following **REQUIRED** information must be submitted with this form: WATER DEPARTMENT
- A. A copy of the most recent **DEED, TITLE POLICY,** ownership of the property and water rights or claims in qt Note - 63-10565 indicating your **ON.**
- B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel on file with the county.) is in 3N 2E our deed or
- C. For water rights or adjudication claims involving ten or more acres, a **PHOTO** with irrigated acres outlined and point(s) of divergence. S-19. Not **AERIAL**
3. Name and Address of Former Owner/Claimant JAMES D. RHODE covered by deed
- 4405 N. EAGLE submitted.
4. New Owner/Claimant(s) DIANE L. BURRELL SKEN
- Name Connection
- New Mailing Address 7287 N. BOGAR
- City, State and ZIP Code BOISE, ID 83703
- New Telephone Number (208) 853-9000
5. Date you acquired the property 10-10-91 PROPERTY SOLD TO LONNIE + DIANE SKEEN
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.
- 5-6-94 PROPERTY DEEDED FROM LONNIE SKEEN TO DIANE SKEEN
- NAME CHANGED FROM DIANE SKEEN TO DIANE BURRELL
- Number of acres you irrigate 5 Number and type of stock NONE AT THIS TIME
- Diversion rate in CFS .034 + .04 Number of homes 1 Other uses \_\_\_\_\_
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Diane L. Burrell
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

RECEIVED

1. Water Right or Adjudication Claim No(s): 63-07537 63-10565 DEC 21 1998
2. The following **REQUIRED** information must be submitted with this form:
- WATER RESOURCES  
WESTERN REGION
- 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 JAMES D. RHODES  
4405 N. EAGLE RD., MERIDIAN, ID 83642
4. New Owner/Claimant(s) DIANE L. BURRELL (FORMERLY DIANE L. SKEEN)  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 7287 N. BOGART LN
- City, State and ZIP Code BOISE, ID 83703
- New Telephone Number (208) 853-9000
5. Date you acquired the property 10-10-91 PROPERTY SOLD TO LONNIE + DIANE SKEEN  
5-6-94 PROPERTY DEEDED FROM LONNIE SKEEN TO DIANE SKEEN
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 5 Number and type of stock NONE AT THIS TIME
- Diversion rate in CFS .034 .04 Number of homes 1 Other uses \_\_\_\_\_
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Diane L. Burrell

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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 Northern Region**  
1910 Northwest Blvd., Suite 210  
Coeur d'Alene, ID 83814-2615  
(208) 769-1450

**IDWR Southern Region**  
1341 Fillmore St., Suite 200  
Twin Falls, ID 83301-3380  
(208) 736-3033

**IDWR Eastern Region**  
900 N. Skyline Dr., Suite A  
Idaho Falls, ID 83402-1718  
(208) 525-7161

9157227

THIS FORM FURNISHED COURTESY OF:

STEWART TITLE  
ADA COUNTY, ID. FOR  
J. DAVID NAVARRO  
RECORDER BY Jacobson  
600  
'91 OCT 11 AM 10 48

STEWART TITLE OF IDAHO, INC.

READ & APPROVED BY GRANTEE(S) [Signature] [Signature]

SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 91030328 LS\LM

{7799}

## WARRANTY DEED

FOR VALUE RECEIVED JAMES D. RHODES AND ROSEZELA R. RHODES, ALSO SHOWN OF RECORD AS RUTH ROSEZELA RHODES, HUSBAND AND WIFE

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto LONNIE B. SKEEN AND DIANE L. SKEEN, HUSBAND AND WIFE

GRANTEE(S), whose current address is: 7287 BOGART LANE, BOISE, IDAHO 83703  
the following described real property in ADA County, State of Idaho, more particularly described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this reference becomes a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: October 10, 1991

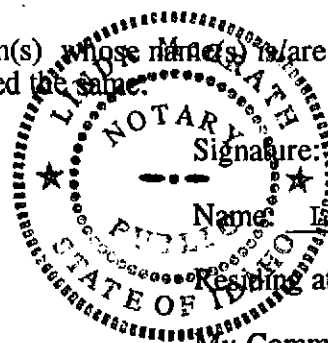
[Signature]  
JAMES D. RHODES

[Signature]  
ROSEZELA R. RHODES

STATE OF IDAHO )  
COUNTY OF ADA )

On this 10th day of October, in the year of 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES D. RHODES AND ROSEZELA R. RHODES

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: [Signature]

Name: LINDA MCGRATH

(type or print)

Residing at: BOISE

My Commission Expires: May 28, 1993

EXHIBIT "A"

Commencing at the 1/4 Corner common to Sections 13 and 14,  
Township 4 North, Range 1 East, Boise Meridian, in Ada  
County, Idaho, thence

South 991.32 feet to THE REAL POINT OF BEGINNING.

Thence

North 89 degrees 26' West 1,309.30 feet to a point;

thence

South 01 degrees 14' East 166.66 feet to a point;

thence

South 89 degrees 26' East 1,305.77 feet to a point;

thence

North 166.58 feet to THE REAL POINT OF BEGINNING.

$$X = \emptyset$$

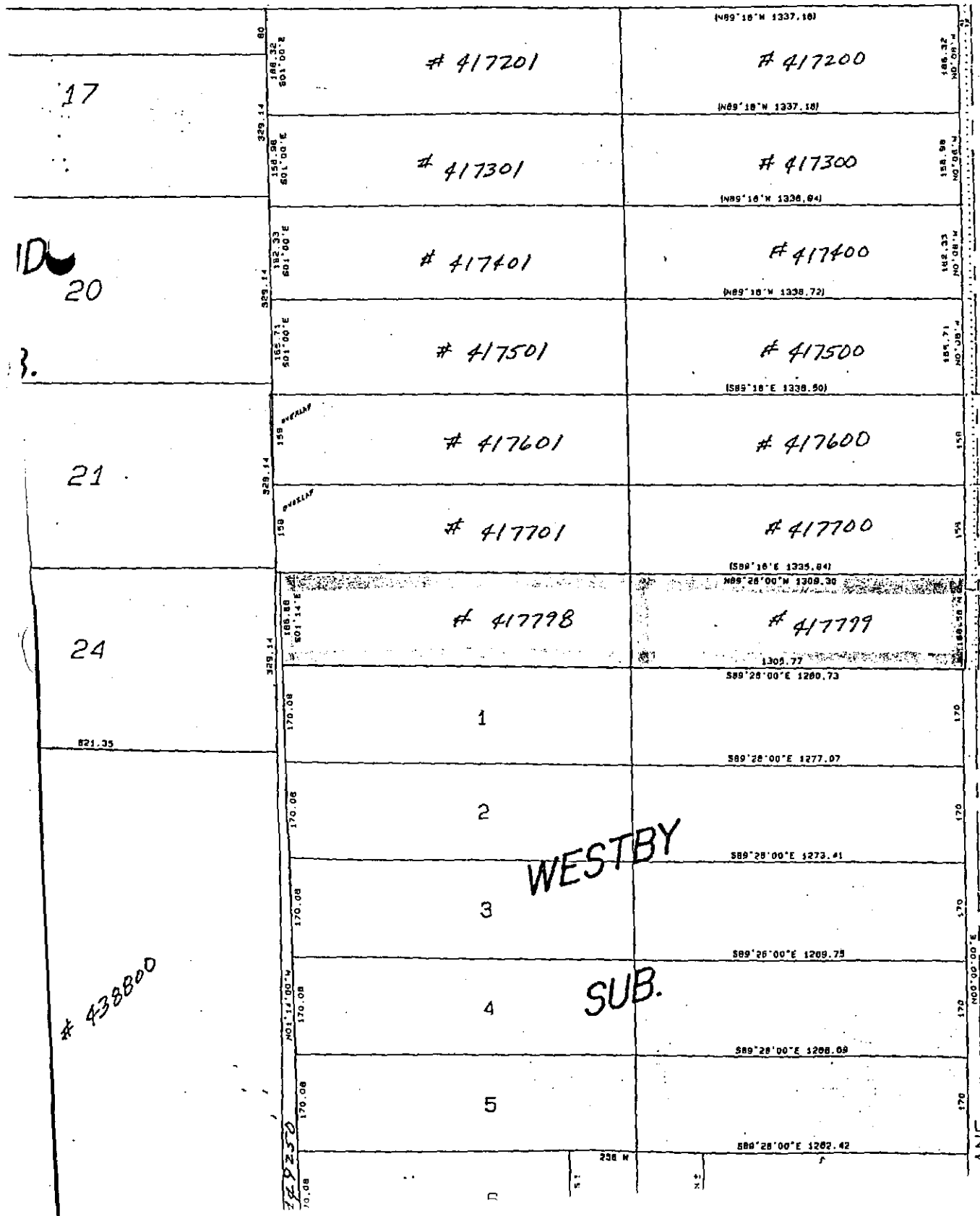
$$Y = \emptyset$$

$$\text{or: } X = \emptyset \quad Y = 40$$

SEC. 14, T. 4N, R. 1E

53

THIS DRAWING IS TO BE USED ONLY FOR REFERENCE PURPOSES AND THE COUNTY IS NOT RESPONSIBLE FOR ANY INACCURACIES HEREIN CONTAINED.



51

## QUITCLAIM DEED

FOR VALUE RECEIVED, **LONNIE B. SKEEN**, Grantor, does hereby convey, release, remise and forever quit claim unto, **DIANE L. SKEEN**, Grantee, whose address is 7287 N. Bogart Lane, Boise, Ada County, Idaho, the following described premises, to wit:

Commencing at the 1/4 Corner common to Sections 13 and 14, Township 4 North, Range 1 East, Boise Meridian, in Ada County, Idaho, thence South 991.32 feet to THE REAL POINT OF BEGINNING, Thence North 89 degrees 26' West 1,309.30 feet to a point; thence South 01 degrees 14' East 166.66 feet to a point; thence South 89 degrees 26' East 1,305.77 feet to a point; thence North 166.58 feet to THE REAL POINT OF BEGINNING.

together with the appurtenances. This property is also known as 7287 N. Bogart Lane, Boise, Ada County, Idaho.

This deed is intended to convey to the Grantee all right, title and interest of the Grantor in and to said property, now owned or hereafter acquired.

Dated: This 6th day of May, 1994.

94062995

Lonnie B. Skeen  
LONNIE B. SKEEN

ADA CO. RECORDER  
J. DAVID NAVARRO  
BOISE ID

CA6W

STATE OF IDAHO)

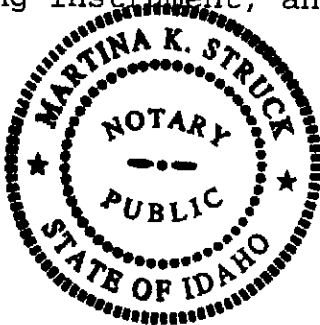
:ss.

County of ADA )

'94 JUL 1 PM 2 45

FEE 3.00 DEC 11/94  
RECORDED AT THE REQUEST OF

On this 6th day of May, 1994, before me, a Notary Public in and for said State, personally appeared **DIEGO HERNANDEZ**, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.



Martina K. Struck  
NOTARY PUBLIC for Idaho  
Residing at Boise, Idaho  
My Commission Expires: 10-7-99

FILED

1994 JUN 23 PM 3:01

DOUGLAS ROBINSON  
CLERK OF THE COURT

DEPUTY /S/

STANLEY W. WELSH  
COSH, HUMPHREY, GREENER & WELSH, P.A.  
Counselors and Attorneys at Law  
Carnegie Building  
815 W. Washington St.  
Boise, Idaho 83702  
TELEPHONE (208) 344-7811  
FAX (208) 338-3290

Attorneys for Plaintiff

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF  
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

|                     |   |                         |
|---------------------|---|-------------------------|
| LONNIE SKEEN,       | ) |                         |
|                     | ) | Case No. CV-DR-94-00078 |
| Plaintiff,          | ) |                         |
|                     | ) |                         |
| v.                  | ) | RESTORATION OF          |
|                     | ) | FORMER NAME             |
| DIANE LOUISE SKEEN, | ) |                         |
|                     | ) |                         |
| Defendant.          | ) |                         |
| _____               | ) |                         |

The Defendant is restored to the use of her former name of  
Diane L. Burrell.

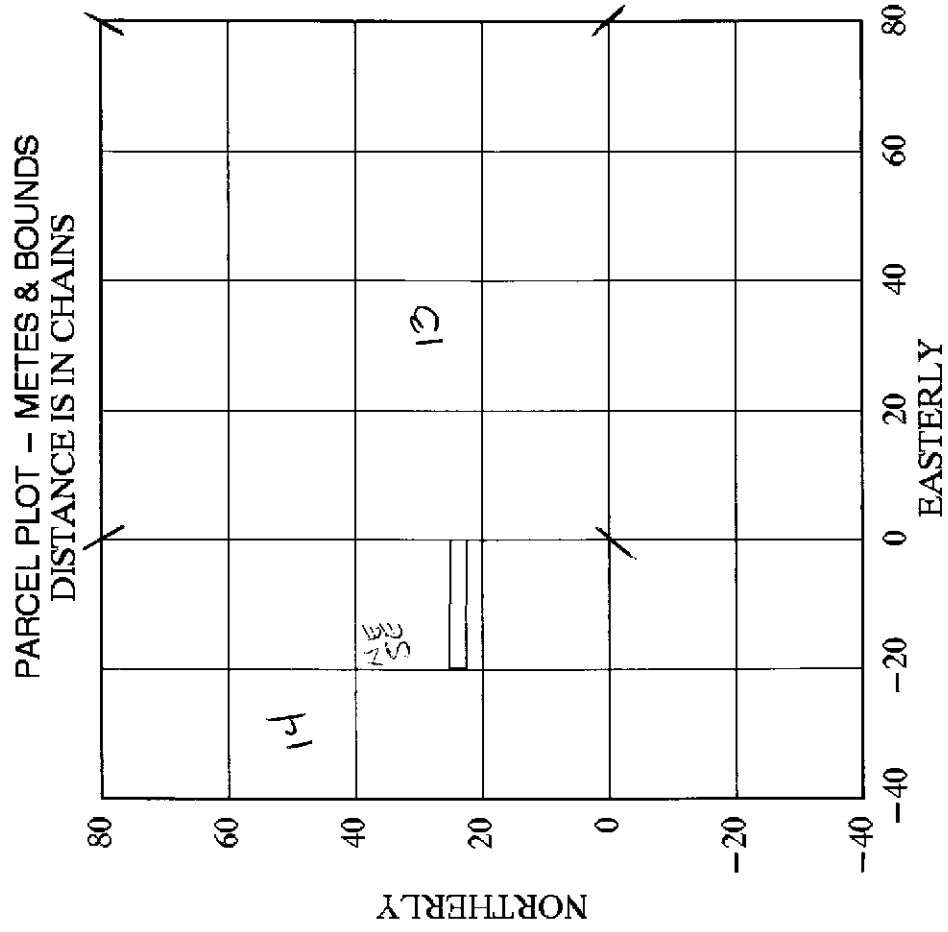
Dated this 23rd day of June, 1994.

/S/ MICHAEL McLAUGHLIN  
JUDGE

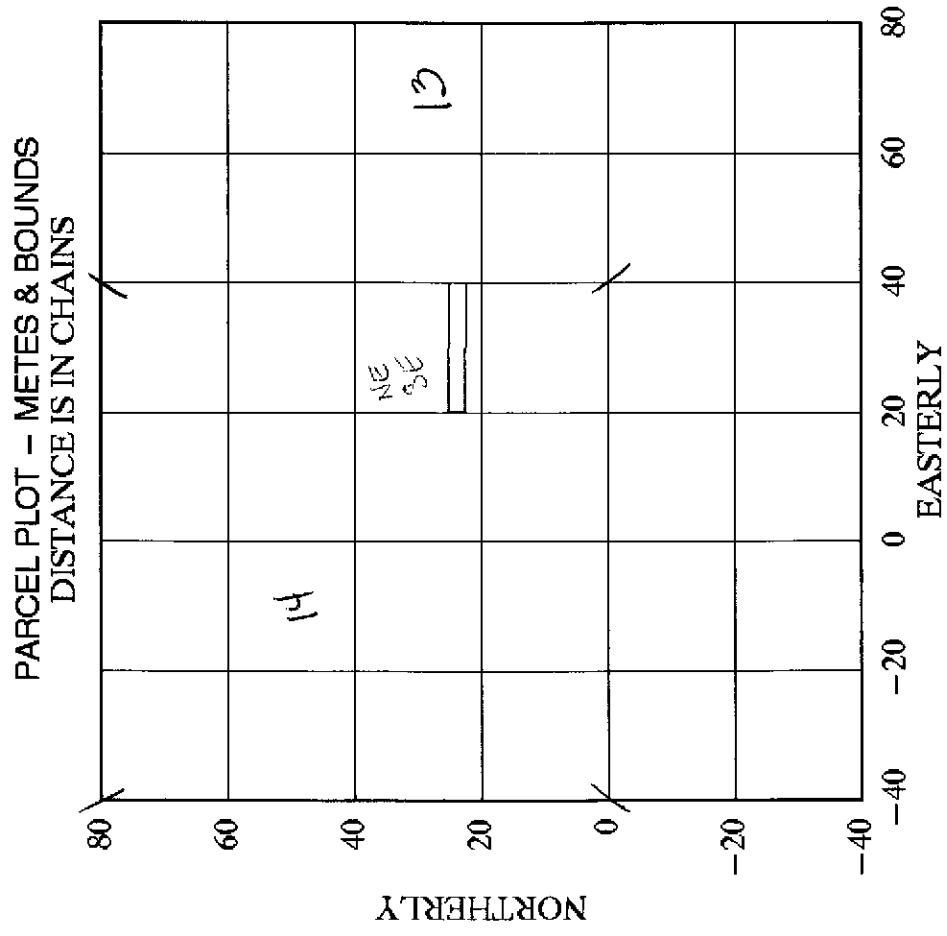
COPY

63-07537

4N 1E



63-07537



4N  
1E

63-07537

METES AND BOUNDS TABLE \*\*\*PRESS ALT P TO PRINT GRAPH\*\*\*

|                                 | X-COR  | Y-COR | ANGLE   |         |         | BEARING DIST (FT) |
|---------------------------------|--------|-------|---------|---------|---------|-------------------|
|                                 |        |       | DEGREES | MINUTES | SECONDS |                   |
| BEGIN POINT COR.<br>(SEE SHEET) | 0.00   | 40.00 |         |         |         |                   |
|                                 | 0.00   | 24.98 | 0.00    | 0.00    | 0.00 SW | 991.32            |
|                                 | -19.84 | 25.18 | 89.00   | 26.00   | 0.00 NW | 1309.30           |
|                                 | -19.78 | 22.65 | 1.00    | 14.00   | 0.00 SE | 166.66            |
|                                 | 0.00   | 22.46 | 89.00   | 26.00   | 0.00 SE | 1305.77           |
| -QUAD COEF-                     | 0.00   | 24.98 | 0.00    | 0.00    | 0.00 NW | 166.58            |

METES AND BOUNDS TABLE \*\*\*PRESS ALT P TO PRINT GRAPH\*\*\*

|                                 | X-COR | Y-COR | ANGLE   |         |         | BEARING DIST (FT) |
|---------------------------------|-------|-------|---------|---------|---------|-------------------|
|                                 |       |       | DEGREES | MINUTES | SECONDS |                   |
| BEGIN POINT COR.<br>(SEE SHEET) | 40.00 | 40.00 |         |         |         |                   |
|                                 | 40.00 | 24.98 | 0.00    | 0.00    | 0.00 SW | 991.32            |
|                                 | 20.16 | 25.18 | 89.00   | 26.00   | 0.00 NW | 1309.30           |
|                                 | 20.22 | 22.65 | 1.00    | 14.00   | 0.00 SE | 166.66            |
|                                 | 40.00 | 22.46 | 89.00   | 26.00   | 0.00 SE | 1305.77           |
| -QUAD COEF-                     | 40.00 | 24.98 | 0.00    | 0.00    | 0.00 NW | 166.58            |

Field Inspection Flag:  
Presumption Flag:

AJ0749NP  
No. 63-07537

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

DATE: 08/05/99  
PAGE: 2

Comments: Date: 02/18/1997 User-ID: CORR1 Subject: COPIED FROM REMARKS  
PROPERTY ADDRESS, 7287 N. BOGART LN. BOISE, ID.

Date: 08/05/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE  
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN  
OWNERSHIP CHANGE.

Audit: 08/05/99 DBUFFING



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

August 6, 1999

**DIRK KEMPTHORNE**  
GOVERNOR

RE: Water Right No. 63-07537

**KARL J. DREHER**  
DIRECTOR

DIANE L BURRELL  
7287 N BOGART LN  
BOISE ID 83703

Dear Property Owner:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

In addition, you had listed water right number 63-10565 on your ownership change form. We are unable to change this right at this time due to the fact that it is in a different Place of Use. If you have more information regarding this property transfer, please forward it to this office.

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington  
Records Clerk  
Adjudication Section  
Western Region

DB:db

Enclosures

cc: James Rhodes



Audit: 02/18/97 CORR1

**ADA County**

|       |       |       |       |       |
|-------|-------|-------|-------|-------|
| SE    | NESE  | NWSE  | SWSE  | SESE  |
| Lt AC | Lt AC | Lt AC | Lt AC | Lt AC |
| D     |       |       |       |       |

百

DATE: 08/28/98  
PAGE: 19

**PAGE: 19**

DIVERSION  
VOLUME

[illegible]

1  
1  
1  
1  
1  
1  
1  
1  
1  
1  
1  
1  
1

## 1.20 AFA

**Stage: LICENSE**

**ADA County**

SE MS

```

SESH : NESE NWSE SESE :
: Lt AC Lt AC Lt AC :
: : : : :
: : : : :

```



01/06/1972

01/06/1972

**Field Exam Fee:**

WATER RIGHT NUMBER - A63-07537      PREFIX TRANSLATION: ADJUDICATION CLAIM      OLD (O) NUMBER -  
+ - - - - LAST NAME - - - - +      + - - - - FIRST NAME - - - - +      + - - - - ADDRESS - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
RHODES  
JAMES D.  
1 - 7287 N. BOGART LANE  
2 -  
3 -  
CITY- BOISE  
PHONE - 208-853-9000  
STATE- ID    ZIP- 83703

+ - - - - PRIORITY DATE - - - +      + - - - - REGION - - - - +      + - - - - STAGE - - - - +      + - - - - STATUS - - - - +  
01/06/1972      ERROR IN REGION      J - BENEFICIAL USE  
+ - - - - SOURCE - - - - - +      + - - - - TRIBUTARY - - - - - +

+ - - - - GROUNDWATER  
+ - - - - POINT OF DIVERSION - - - - - +  
TWN    RNG    SEC    TRACT    LOT    RFLG    COUNTY    STREAM INDEX (BLANK IF NO INDEX CODE)

04N    01E    14    NE SE    ( 1 )    ADA  
+ - - - - CODE    DESCRIPTION    PERIOD FROM    PERIOD TO    DIVERSION RATE    DIVERSION VOLUME  
43 - DOMESTIC      01/01      12/31      0.030

+ - - - - TOTAL DIV. RATE - - - +      + - - - - TOTAL DIV. VOLUME - - - +      + - - - - TOTAL DIV. CAPACITY - - - +      + - - - - TOTAL CONSUMPTIVE USE - - - +      + - - - - KW USAGE - - - +  
0.030

+ - - - - TWN    RNG    SEC    TRACT    LOT    ACRES    DESCRIPTION    COUNTY  
04N    01E    14    NE SE    ( 1 )    ADA

+ - - - - DIVERSION MEANS - WELL, 6" CASING, 79' DEEP, 3/4 HP, SUB. PUMP, PIPE TO HOUSE  
+ - - - - NON-IRRIGATION USE - ON 1 HOUSEHOLD UNIT  
+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS -  
PROPERTY ADDRESS, 7287 N. BOGART LN. BOISE, ID.  
+ - - - - OLD WATER RIGHT NUMBERS -  
NO OLD WATER RIGHT NUMBERS FOUND.  
+ - - - - CONDITIONS OF APPROVAL -  
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - +      + - - - - DECREE DEFENDANT - - - - +      + - - - - DECREE DATE - - - +  
00/00/0000

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A63-07537

-----  
- COMMENTS -  
NO COMMENTS FOUND

-----  
ADJUDICATION RIGHTS DATES AND FLAGS AREA

|                       |              |                       |              |                         |         |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING   | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER       | - 39576 |
| OBJECTION FILED DATE  | - 00/00/0000 | FIELD INSPECTION FLAG | -            | OLD CASE NUMBER         | -       |
| RESPONSE FILED DATE   | - 00/00/0000 | VERIFIED DATE         | - 00/00/0000 | OLD JUDICIAL DISTRICT   | -       |
| CLAIM RECEIVED DATE   | - 05/04/1989 | LAST AMENDED DATE     | - 00/00/0000 | TEMPORARY RIGHT         | - P     |
| PROOF DUE DATE        | - 00/00/0000 | PROOF MADE DATE       | - 00/00/0000 | WATER DISTRICT          | -       |
| LICENSED DATE         | - 00/00/0000 | RECEIPT NUMBER        | - W002683    | FEDERAL/STATE INDICATOR | - S     |
| CLAIMS TAPE ERROR FLG | -            | POU OWNERSHIP FLAG    | - Y          | PRESUMPTION FLAG        | -       |
| FEE EXEMPT FLAG       | -            | NAME CONNECTOR        | -            |                         |         |

50514417799

PROOF  
JUN 14 1991

VERIFIED  
AUG 06 1991

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

DATA ENTRY  
ENTERED  
CHECKED

CERTIFIED  
AUG 14 1991  
WATER EXAMINER