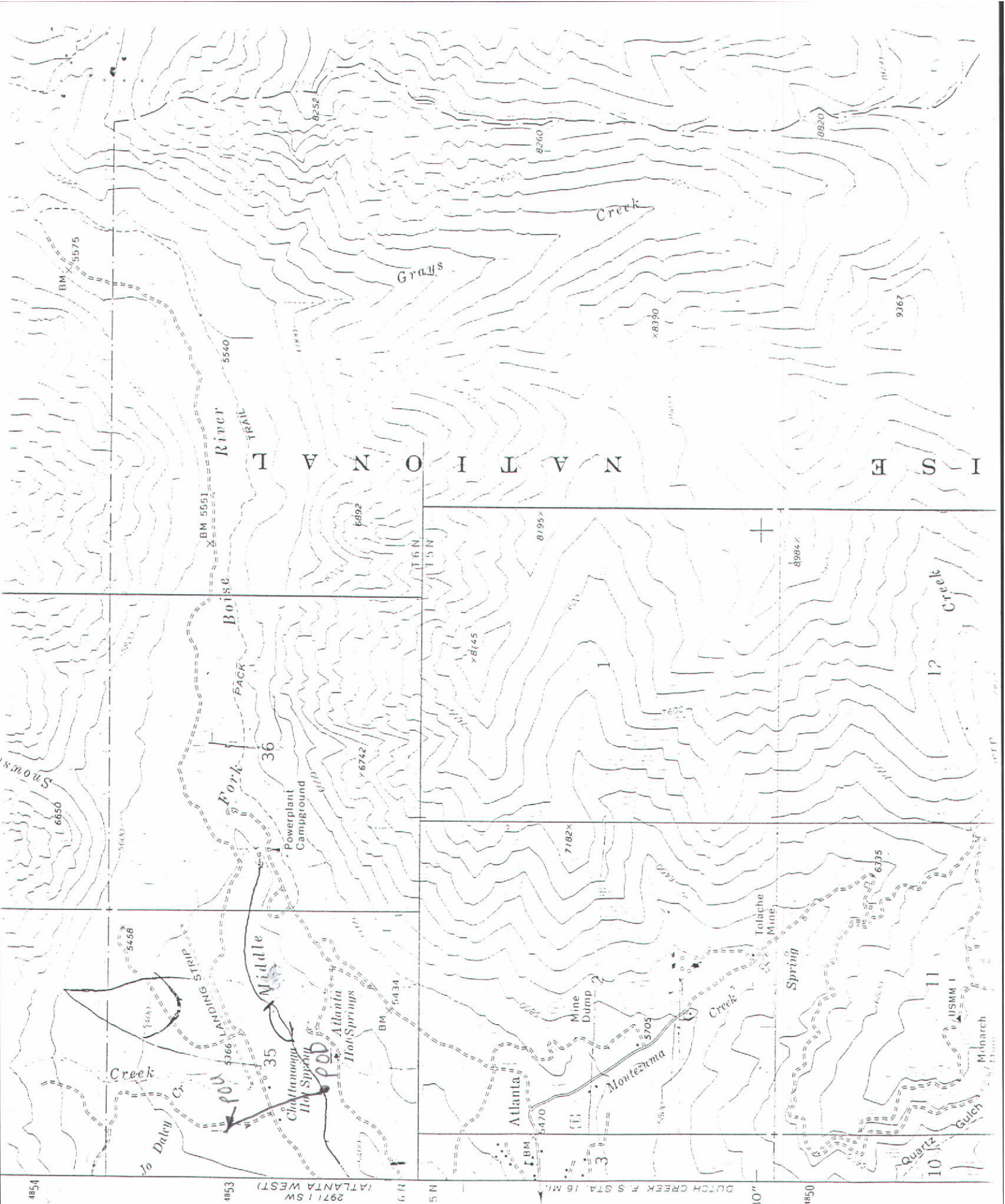




MICROFILMED
AUG 24 1992

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 63-9683
Date Received: 12/7/89
Receipt No: W006858
Received By:

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

1. Name of Claimant(s): GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID USA 83601
Phone: (208) 864-2168

2. Date of Priority: 02/27/1981

3. Source: SPRING Trib. to: BOISE RIVER MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	11E	35	SW NE SW	ELMORE	

5. Description of diverting works:

INTERCEPTOR PIPE, HEAD BOX & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
HEATING	1/01	12/31	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	11E	35	SW NW		HEATING	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
Address change by DB 7/18/2001

15. Basis of Claim: Permit

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: A63-09683
Date Received: 12/ 7/1989
Receipt No: W006858
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREENE TREE INC
Address: C/O CARL MYERS
129 WOODSIDE DRIVE
PROVO UT

84604-4423

2. Date of Priority: FEB 27, 1981

3. Source: SPRING

Trib. to: BOISE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	11E	35	SW	NE	SW		ELMORE

5. Description of diverting works:
INTERCEPTOR PIPE, HEAD BOX & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
HEATING	01/01	12/31	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

G/LODGE, OUTBUILDINGS, BARN & SHOP.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	11E	35	SW	NW		HEAT	

11. Place of use in counties: ELMORE

MICROFILMED

OCT 08 1990

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

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CHANGED PER REQUEST RECEIVED 6/28/96. LH

15. Basis of Claim: PERMIT

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 _____

MICROFILMED
OCT 08 1996

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: A63-09683
Date Received: 11/29/1989
Receipt No: W006832
Received By: BAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREENE TREE INC.
Address: C/O CARL MYERS
750 WARM SPRINGS AVE.
BOISE, ID

83702-0000

2. Date of Priority: FEB 27, 1981

3. Source: SPRING

Trib. to: BOISE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	11E	35	SW	NE	SW		ELMORE

5. Description of diverting works:
INTERCEPTOR PIPE, HEAD BOX & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
HEATING	01/01	12/31	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

G/LODGE, OUTBUILDINGS, BARN & SHOP.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	11E	35	SW	NW		HEAT	

11. Place of use in counties: ELMORE

A63-09683

Page 1

Date: 11/29/89

MICROFILMED
AUG 24 1992

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: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Agent of
Greene Tree Inc, that I have signed the foregoing
Organization
document in the space below as Agent of
Organization
Greene Tree Inc and that the statements contained in the
foregoing document are true and correct.

X [Signature]
Signature of Authorized Agent

Greene Tree Inc
Title and Organization

11/30/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of November 19 89

Seal

[Signature]
Notary Public
BRUCE A. SCHULZ, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
Residing at MY COMMISSION EXPIRES APRIL 11, 1995
My Commission Expires
Date: 11/29/89

A63-09683

Page

2

MICROFILMED
AUG 24 1992

02/22/2002

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

RIGHT NUMBER: 63-9683

NAME AND ADDRESS: GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID 83601

SOURCE: SPRING TRIBUTARY: MIDDLE FORK BOISE RIVER

QUANTITY: 0.20 CFS
114.8 AFY

PRIORITY DATE: 04/14/1981

POINT OF DIVERSION:
T06N R11E S35 SESWSE Within ELMORE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
HEATING	01/01 12/31	0.200 CFS 114.80 AFY

PLACE OF USE: HEATING Within ELMORE County

T06N R11E S35	SWNW	T06N R11E S35	SENW
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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.

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 39.

EXPLANATORY MATERIAL: License
HEATING USE IS FOR GREENE TREE LODGE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9683 V1

WATER RIGHT NUMBER: 63-9683 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GREENE TREE INC 1 GREYLOCK LN ATLANTA, ID 83601 (208) 864-2168

Priority Date: 04/14/1981

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	MIDDLE FORK BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
HEATING	01/01 to 12/31	0.200 CFS	114.80 AF
	<u>Total Diversion:</u>	0.200 CFS	114.80 AF

Location of Point(s) of Diversion

SPRING	SE1/4SW1/4SE1/4	Sec. 35, Twp 06N, Rge 11E, B.M.
ELMORE County		

Place of UseHEATING Within ELMORE County

T06N R11E S35	SWNW	T06N R11E S35	SENE
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Conditions of Approval:

1. 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.

Remarks:

1. Explanatory HEATING USE IS FOR GREENE TREE LODGE.
2. General PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 39.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9683 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	1/22/2002 2:44:53 PM	lharris	1/22/2002 2:44:53 PM	lharris	Active
Quantity	2/22/2002 9:20:04 AM	csaxton	1/22/2002 2:44:53 PM	lharris	Active
Summary	2/22/2002 9:23:28 AM	csaxton	2/22/2002 9:23:28 AM	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	1/22/2002 2:44:53 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	2/22/2002 9:20:05 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended Diversion rate and volume as licensed in 1990.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9683 V1

Summary	2/22/2002 9:23:28 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
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NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION RATE
DIVERSION VOLUME

DIVERSION VOLUME

GREENE TREE INC
C/O CARL MYERS
129 WOODSIDE DRIVE
PROVO UT 846044423

~~02/27/1981~~ HEATING

01-01 12-31

0.200 CFS

0.200 CFS

TOTAL DIVERSION:

Water Source: SPRING

Tributary to: BOISE RIVER, MIDDLE FORK

Stage: PERMIT

Point(s) of Diversion:

T06W R11E S35

PSYCHOSIS

ELMORE County

Place of use Legal Description for: HEATING

PM

ES

ES

NENE NUNE SUNE SENE

MIN	MEAN	MAX
1	1.00	1.00
2	1.00	1.00
3	1.00	1.00
4	1.00	1.00
5	1.00	1.00
6	1.00	1.00
7	1.00	1.00
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99	1.00	1.00
100	1.00	1.00

MS3S

43

06N 11E 35 :

POJ County: ELMORE

Non-Irrigation Uses: G/LODGE, OUTBUILDINGS, BARN & SHOP.

Other Rights: NONE

Conditions of Approval:

005 - Use of water under this right is subject to control by the

- Watermaster of State Water District No. 63.

016 - See remarks for additional conditions of approval.

Remarks: GEN ADDRESS CHANGED PER REQUEST RECEIVED 6/28/96. LH

Dates: _____ **Exam Made Date:** _____

Misc:
Water District Number: 63
Field Inspection Flag:

501 HES. 39

C18

Heading use for 100g.

RECEIVED

FEB 13 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09683

Department of Water Resources

Priority: April 14, 1981

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume:¹ 144.8 AF

This is to certify, that GREENE TREE INC.

2554 ELIZABETH ST. #3

SALT LAKE CITY, UT 841060000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 27, 1981; and has submitted Proof of Beneficial Use on March 10, 1982. An examination indicates that the works have a diversion capacity of 1.400 cfs of water from:

SPRING tributary to BOISE RIVER, MIDDLE FORK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
HEATING	01/01 to 12/31	0.20 CFS	144.8 AF

LOCATION OF POINT(S) OF DIVERSION: SESWSE , Sec. 35, Township 06N, Range 11E
ELMORE County

PLACE OF USE: HEATING

TWN RGE SEC

06N 11E 35 SWNW SENW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 63
6. Point of diversion also known as H.E.S. 36.
7. Place of use also known as H.E.S. 39.
8. Heating use is for lodge.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-09683

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 1st
day of February, 1990.

Acting for

Ramon C. Young
R. Keith Higginson, Director



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

July 18, 2001

GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID 83601

Re: Notice of Claim to a Water Right No. 63-2532, 63-3609, 63-7866, 63-7891, 63-9683 &
63-9684

Dear Claimant(s):

Enclosed are copies of the above referenced claims, which reflect the change in address.

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, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

RECEIVED

JUN 28 1996

WATER RESOURCES
WESTERN REGION

Mail this card to all people, businesses and publications who send you mail. For publications, tape an old address label over name and old address sections and complete new address. **COMPLETE ADDRESS PORTION ON FRONT OF FORM with Name, Street Address, City, State and ZIP Code of individual or business to whom you are relaying this card.**

Your Name	Print or Type—Last Name, First Name, Middle Initial <i>GREENE VALLEY RETREAT</i> <i>GREENE, ALVA - GREENE TREE INC.</i>				
Old Address	No. and Street <i>2554 ELIZABETH ST.</i>	Apt./Suite No. <i>3</i>	P.O. Box <i>—</i>	R.D. No. <i>—</i>	Rural Box No. <i>—</i>
	City and State <i>SALT LAKE CITY, UTAH</i>		ZIP + 4 Code <i>84106</i>		
New Address	No. and Street <i>129 WOODSIDE DRIVE</i>	Apt./Suite No. <i>—</i>	P.O. Box <i>—</i>	R.D. No. <i>—</i>	Rural Box No. <i>—</i>
	City and State <i>PROVO, UTAH</i>		ZIP + 4 Code <i>84604-4423</i>		
Sign Here	Signature <i>Alva Greene</i>		Date new address in effect <i>6/1/96</i>		Keyline No. (if any) <i>—</i>

PS FORM 3576, 11/92

RECEIVER: Be sure to record the above new address in your address book at home or office.

63-02532 "O" owner is Alva D. Greene
(et al) "C" owner is Green Tree Inc.

MICROFILMED
OCT 08 1996

