

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: **A63-26414**
Date Received: 2/22/1990
Receipt No: W009326
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TERRI M SCHAMBER 208-459-0630
Address: 25109 WAGNER RD
CALDWELL ID 83605

AND

Name: GEORGE G SCHAMBER 208-459-0630
Address: 25109 WAGNER RD
CALDWELL ID 83605

2. Date of Priority: APR 1, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	03W	30	SE	SE	SE		CANYON

5. Description of diverting works:
WELL, 6" CASING; 150 DEEP; 1 HP SUBM PUMP; PIPE TO HOME/BARN/TANK

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:
DOMESTIC, 1 HOME; STOCK, RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	03W	30	SE	SE		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

NONE

14. Remarks:

STOCKWATER REMOVED FROM POU, NOT CLAIMED AS WATER USE. 9/11/97 LH

15. Basis of Claim: BENEFICIAL USE

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

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*Rec'd from
So on 3-24-92*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE G SCHAMBER 208-459-0630
Address: 25109 WAGNER RD
CALDWELL ID 83605

AND

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Address: 25109 WAGNER RD
CALDWELL ID 83605

2. Date of Priority: APR 1, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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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.

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DOMESTIC, 1 HOME; STOCK, RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	03W	30	SE	SE		DOMEST	
			SE	SE		STOCK	

11. Place of use in counties: CANYON

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

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 _____

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. 463-26414
Date Received 2/22/90
Receipt Number 0009326

RECEIVED

FEB 22 1990

**NOTICE OF CLAIM
TO A
WATER RIGHT**

Department of Water Resources
Western Regional Office

**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) GEORGE G. SCHAMBER & TERRI M. SCHAMBER Phone (208) 459-0630

Mailing Address 25109 WAGNER ROAD; CALDWELL, IDAHO Zip 83605

2. Date of Priority (Only one per claim) 4-1-1947 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 5 NORTH Range 3 WEST

Section 30, SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of CANYON

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, 150 DEEP, 1 H.P. SUBMERSIBLE PUMP, PIPE TO HOUSE, PIPE TO BARN, PIPE TO STOCKWATER TANK.

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

For DOMESTIC purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (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) DOMESTIC, 1 HOME, STOCKWATER, CATTLE

MICROFILMED

SEP 14 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: 5 NORTH Range 3 WEST

Section 30, SE 1/4 of SE 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? CANYON

12. Do you own the property listed above as place of use? Yes x 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.
(x) 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 x 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) George W. Schamber Date 2-19-90

Terrell M. Schamber Date 2-19-90

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 _____)

County of _____) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 19 day of February 19 90

SEAL

Notary Public Jarox Jenkins

Residing at Boise Idaho

My Commission Expires 9-1-90

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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SEP 14 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.

ADJUDICATION CLAIM REVIEW CHECKLIST

SPS-91

CLAIMANT'S NAME SCHAMBER, George & Terri CLAIM IDENT. NO. A63-26414DATE RECEIVED 2/22/90 RECEIPT # W609326 AMOUNT \$ 25.00

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒ N/A	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒ N/A	☐	
Is the consumptive use correct?	☒ N/A	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4	☒ N/A	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated? (See Item No.'s 15 & 17 for checking other water rights)	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒ N/A	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)	☒ N/A	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒ N/A	☐	
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒ N/A	☐	
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time, or was an extension granted?	☒	☐	*
22. Is the fee enclosed correct?	☒ Exempt	☐	*

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SEP 14 1992

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: FEB-15-2000
PAGE: A-2-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-26414

NAME & ADDRESS: DANIEL J MILLS
VALERIE J MILLS
25109 WAGNER RD
CALDWELL ID 83607

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/01/1947

POINT OF DIVERSION: T05N R03W S30 SESESE Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CANYON County
T05N R03W S30 SESE

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 - BENEFICIAL USE
PARCEL NO. 1R38078-000-0

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 63-26414

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ 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): 63-26414

From (Claimant/Seller):

Name of Claimant: TERRI M SCHAMBER
GEORGE G SCHAMBER
Address: 25109 WAGNER RD
CALDWELL ID 83605
Phone: (208) 459-0630

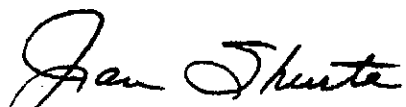
To (Claimant/Purchaser):

Name of Claimant: DANIEL J MILLS
VALERIE J MILLS
Address: 25109 WAGNER RD
CALDWELL ID 83607
Phone: (208) 455-9773

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: February 15, 2000



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 15, 2000 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:

TERRI M SCHAMBER
GEORGE G SCHAMBER
25109 WAGNER RD
CALDWELL ID 83605
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

DANIEL J MILLS
VALERIE J MILLS
25109 WAGNER RD
CALDWELL ID 83607
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



signature of person or attorney mailing the form

RECEIVED
FEB 11 2000
WATER RESOURCES
WESTERN REGION

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.

1. Water Right No(s): _____
Adjudication Claim No(s): A63-26414

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** showing the location of the place of use of the water right(s) or claim(s).
(These are usually attached to your deed or on file with the county.)
OR
 - C. If your water right or adjudication claim 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 TERRELL & GEORGE SCHAMBER
25109 WAGNER RD. CARNOWELL ID

4. New Owner/Claimant(s) DANIEL J. & OR VALERIE J. AINS
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address 25109 WAGNER RD. CARNOWELL, ID
 City, State and ZIP Code CARNOWELL, ID 83607
 New Telephone Number 808 455-9773

5. Date you acquired the property 6-10-99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) Daniel J. Ains

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 portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes 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., Suite 200
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

Form No. 1402.92
(10/17/92)
ALTA Owner's Policy



RECEIVED

FEB 11 2000

WATER RESOURCES
WESTERN REGION

POLICY OF TITLE INSURANCE



PIONEER TITLE COMPANY
Caldwell Office
423 So. Kimball
P.O. Box 610
Caldwell, Idaho 83605-0610

ISSUED BY

First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

First American Title Insurance Company

BY

Parker S. Kennedy

Mark R. Amery

PRESIDENT

This policy not valid unless countersigned
by Pioneer Title Company.

ATTEST

Mark R. Amery

SECRETARY

J 1062005

PIONEER TITLE COMPANY
OF CANYON COUNTY
423 S. KIMBALL AVE.
P. O. BOX 610
CALDWELL, IDAHO 83606-0610
(208) 459-1651

RECEIVED
FEB 11 2000
WATER RESOURCES
WESTERN REGION

DANIEL & VALERIE MILLS
25109 WAGNER ROAD
CALDWELL, ID 83605

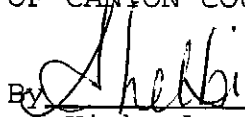
Escrow No. PC30174
RE: MOORE TO MILLS
Date: June 24, 1999

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

- () HUD Settlement Statement/Closing Statements
- () Our check # in the sum of \$
- () ORIGINAL Deed recorded Instrument No.
- () ORIGINAL Deed of Trust recorded Instrument No.
- () ORIGINAL Promissory Note
- (X) Title Insurance Policy No. J 1062035
- () Fire Insurance Policy/Binder

Yours very truly,

PIONEER TITLE COMPANY
OF CANYON COUNTY

By 
Kimberly A. Compton

SCHEDULE A

RECEIVED
FEB 11 2000
WATER RESOURCES
WESTERN REGION

Order No.: PC 30174
Policy No.: J 1062035

Amount of Insurance: \$143,500.00
Premium: \$ 687.00

Date of Policy: June 8, 1999 as of 3:16 p.m.

1. Name of Insured:
VALERIE JEAN MILLS and DANIEL JAMES MILLS, wife and husband
2. The estate or interest in the land which is covered by this policy is: Fee simple
3. Title to the estate or interest in the land is vested in:
VALERIE JEAN MILLS and DANIEL JAMES MILLS, wife and husband
4. The land referred to in this policy is described as follows:
See attached Exhibit "A"

PC 30174

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WESTERN REGION

Exhibit "A"

PARCEL I

A portion of the Southeast Quarter of the Southeast Quarter of Section 30, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particular described as follows:

BEGINNING at the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence

North 89° 49' 41" West along the Southerly boundary of said Southeast Quarter of Southeast Quarter a distance of 231.67 feet; thence

North 0° 00' 25" West a parallel with the Easterly boundary of said Southeast Quarter of the Southeast Quarter a distance of 988.05 feet to a point in the centerline of an existing irrigation lateral; thence traversing said centerline as follows:

Southeasterly 151.67 feet along the arc of a curve to the left having a central angle of 43° 23' 43", a radius of 200.25 feet and a long chord which bears South 66° 36' 33" East a distance of 148.07 feet; thence

South 88° 18' 25" East a distance of 95.82 feet to a point on the Easterly boundary of said Southeast Quarter of the Southeast Quarter; thence

South 0° 00' 25" East along said Easterly boundary a distance of 927.13 feet to the POINT OF BEGINNING.

PARCEL II

A portion of the Southeast Quarter of the Southeast Quarter of Section 30, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence

North 89° 49' 41" West along the Southerly boundary of said Southeast Quarter of the Southeast Quarter a distance of 231.67 feet to the TRUE POINT OF BEGINNING; thence continuing

North 89° 49' 41" West along said Southerly boundary a distance of 173.42 feet to a point in the centerline of an existing Irrigation Lateral; thence traversing said Lateral as follows:

North 0° 40' 42" East a distance of 26.26 feet; thence

North 31° 55' 06" West a distance of 257.43 feet; thence

Northwesterly 70.69 feet along the arc of a curve to the right having a central angle of 60° 22' 55", a radius of 67.08 feet and a long chord which bears North 1° 43' 40" West a distance of 67.47 feet; thence
(continued)

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FEB 11 2000

North 28° 27' 49" East a distance of 120.74 feet; thence
Northwesterly 164.62 feet along the arc of a curve to the left
having a central angle of 150° 11' 36", a radius of 62.80 feet and a
long chord which bears North 46° 38' 04" West a distance of 121.37 feet;
thence

South 58° 16' 03" West a distance of 60.22 feet; thence

Northwesterly 72.35 feet along the arc of a curve to the right
having a central angle of 70° 35' 45", a radius of 58.72 feet and a long
chord which bears North 86° 26' 04" West a distance of 67.86 feet; thence

North 51° 08' 13" West a distance of 123.54 feet; thence

Northwesterly 53.01 feet along the arc of a curve to the right
having a central angle of 22° 37' 08", a radius of 134.28 feet and a long
chord which bears North 39° 49' 40" West a distance of 52.67 feet; thence

North 28° 31' 05" West a distance of 125.73 feet; thence

North 21° 52' 46" West a distance of 286.98 feet; thence

Northwesterly 41.30 feet along the arc of a curve to the right
having a central angle of 15° 45' 43", a radius of 150.14 feet and a long
chord which bears North 13° 59' 54" West a distance of 41.17 feet; thence

North 6° 07' 02" West a distance of 20.00 feet; thence leaving said
centerline and bearing

North 84° 29' 14" East a distance of 674.47 feet to a point in the
centerline of the C.G. Irrigation Lateral; thence

South 42° 47' 33" East along said centerline a distance of 137.29
feet; thence continuing to follow said centerline

Southeasterly 7.41 feet along the arc of a curve to the left having
a central angle of 2° 07' 09", a radius of 200.25 feet and a long chord
which bears South 43° 51' 04" East a distance of 7.41 feet to a point
which lies on a line 231.67 feet Westerly from and parallel with the
Easterly boundary of said Southeast Quarter of the Southeast Quarter;
thence

South 0° 00' 25" East along said parallel line a distance of 988.05
feet to the TRUE POINT OF BEGINNING.

SCHEDULE B

Order No.: PC 30174
Policy No.: J 1062035

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FEB 11 2000
WATER RESOURCES
WESTERN REGION

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

PART I
SECTION I

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims or easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

SECTION 2

1. General taxes for the year 1999, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.
2. Liens and assessments of the Black Canyon Irrigation District, and the rights and powers of said district as by law provided. Paid current.
3. Provisions, reservations and restrictions as shown by the several contracts between the United States of America and Black Canyon Irrigation District, and the amendments thereto, or between the present owner or past owners of the real property herein described and the Black Canyon Irrigation District or the United States of America, whether said contracts be of record in the office of the Recorder of Canyon County, Idaho, or on file with the Secretary of Black Canyon Irrigation District.
4. Rights of way for irrigation and drainage ditches and canals and roads.

(continued)

RECEIVED

FEB 11 2000

RESOURCES
WESTERN REGION

5. Subject to a county road right-of-way along the Southerly boundary and to irrigation access and maintenance easement along the portions boundary by said irrigation laterals (Affects Parcel II)
6. Subject to a county road right-of-way along the Easterly boundary. (Affects Parcel I)
7. Reservations in Warranty Deed dated March 28, 1975 by GORDON L. SINES and BETTY J. SINES to GEORGE G. SCHAMBER and TERRI M. SCHAMBER, husband and wife, recorded March 31, 1975 as Instrument No. 747843, records of Canyon County, Idaho, as follows: "Reserving, however, unto the Grantors herein, all gas, oil, mineral and geothermal rights."
8. Deed of Trust to secure an indebtedness in the amount shown below, and any other amounts and/or obligations secured thereby:

Amount:	\$100,500.00
Dated:	June 7, 1999
Grantor:	VALERIE J. MILLS, same person as VALERIE JEAN MILLS and DANIEL J. MILLS, same person as DANIEL JAMES MILLS, wife and husband
Trustee:	PIONEER TITLE COMPANY OF CANYON COUNTY, a corporation
Beneficiary:	NORTHWEST FARM CREDIT SERVICES, ACA
Recorded:	June 8, 1999 as Instrument No. 9922440

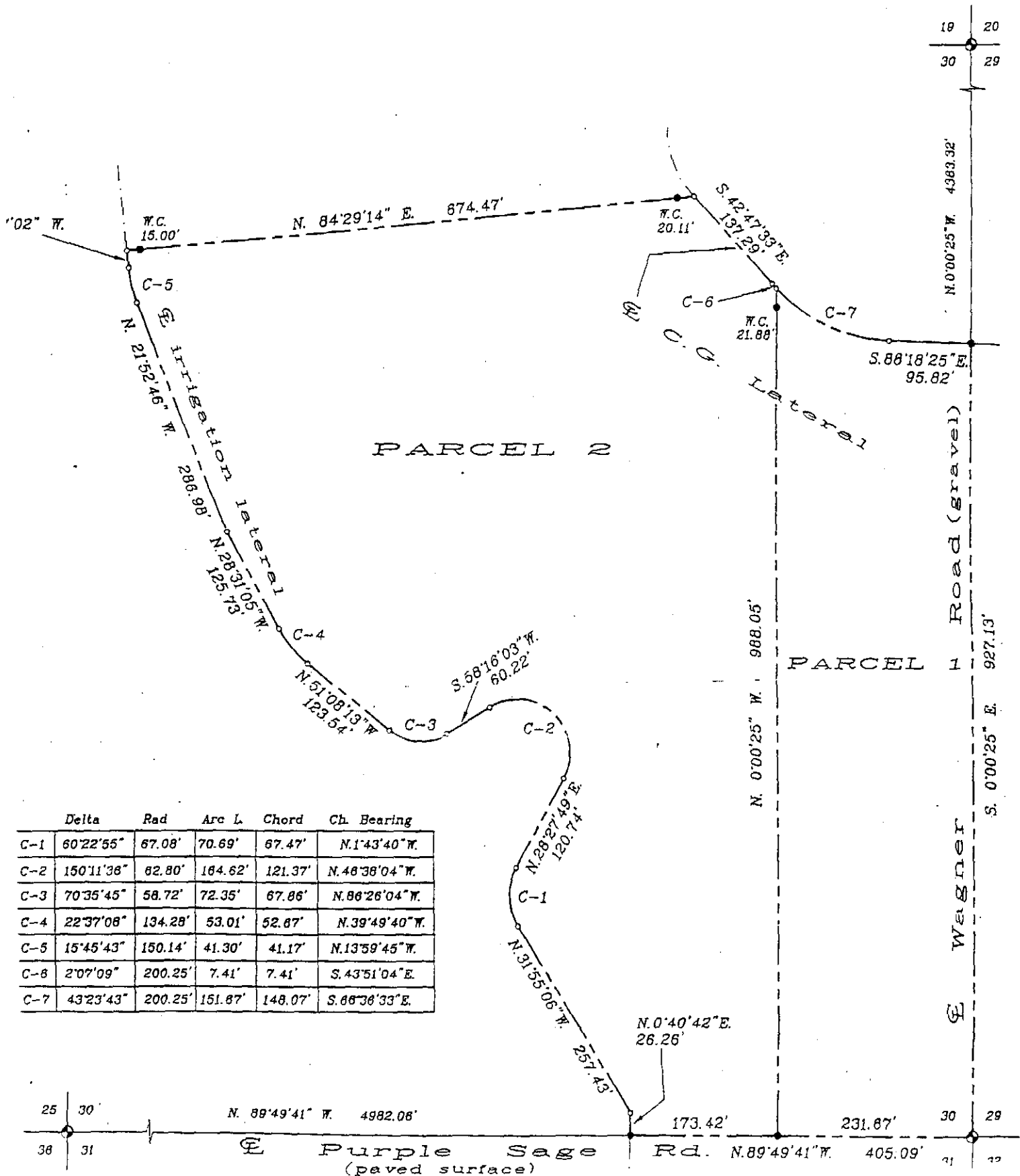
RECORD OF SURVEY

RECEIVED

FEB 11 2000

WATER RESOURCES
WESTERN REGION

A PORTION OF THE SE1/4SE1/4 OF SECTION 30
TOWNSHIP 5 NORTH, RANGE 3 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO



IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

FEB 28 2000

WATER RESOURCES
WESTERN REGION

63-26414

83607-8874 03

★ ★ ★
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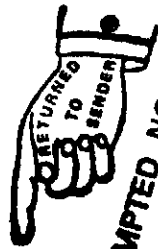
RETURNED TO SENDER
ADDRESSEE UNKNOWN

TERRI M SCHAMBER
GEORGE G SCHAMBER
25109 WAGNER RD
CALDWELL ID 83605

addressee
not found

ATL
JG

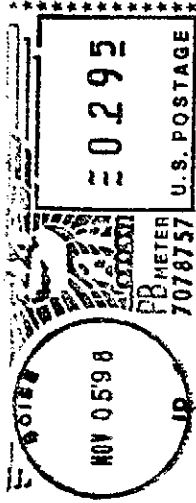
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098



ATTEMPTED, NOT KNOWN

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS

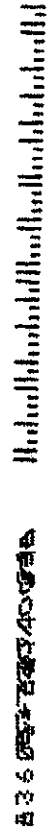


IMPORTANT WATER RIGHT INFORMATION

63-26414
TERRI M SCHAMBER
GEORGE G SCHAMBER
25109 WAGNER RD
CALDWELL ID 83605

RECEIVED
NOV 17 1998

Wright
Department of Water Resources





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

63-26414

TERRI M SCHAMBER
GEORGE G SCHAMBER
25109 WAGNER RD
CALDWELL ID 83605

RE: Domestic and/or Stockwater Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 63 (the drainage area of the Boise River). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 63 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Boise, Caldwell, Payette, Emmett, Idaho City, Fairfield, or Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period next year. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

Enclosure 1: Instructions for reviewing recommended water rights and other recommended domestic and stockwater rights in your area. Enclosure 2: Recommended water rights for your domestic and/or stockwater use in basin 63. Enclosure 3: Recommended water rights for other claimants in basin 63. Enclosure 4: Instructions for filing objections to recommended water rights. Enclosure 5: List of county courthouses where information on other water rights can be found.

AJ0749NP
No. 63-26414

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

DATE: 02/15/00
PAGE: 2

Comments: Date: 09/11/1997 User-ID: LHARRIS Subject: PLACE OF USE CORRECTION
STOCKWATER REMOVED FROM PLACE OF USE, NOT CLAIMED AS A WATER USE.
Date: 02/11/2000 User-ID: JSHURTE Subject: NAME AND/OR ADDRESS CHANGE
OWNERSHIP CHANGED PER CHANGE OF OWNERSHIP SUBMITTED 2-11-00. JS

Audit: 02/15/00 DBUFFING



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

February 15, 2000

DANIEL J MILLS
VALERIE J MILLS
25109 WAGNER RD
CALDWELL ID 83607

RE: Water Right No. 63-26414

Dear Property Owners:

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.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, 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

DB:db

Enclosures

cc: Terri M and George G Schamber

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

DIVERSION
VOLUME

0.04 CFS

Stage: BENEFICIAL USE

ESSES

PM

```

:      NESE      SESE
:      NWSE      SWSSE
:      Lt AC Lt AC Lt AC
:      -----
:      D
:

```

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

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.

Remarks: EXP PARCEL NO. 1R38078-000-0

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

Verified Date:

Objection Filed Date:

Misc: **Water District Number:**

Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/11/1997 User-ID: LHARRIS Subject: PLACE OF USE CORRECTION
STOCKWATER REMOVED FROM PLACE OF USE, NOT CLAIMED AS A WATER USE.

Audit: 08/09/98 CWALKER

DATE: 07/21/98
PAGE: 26

DIVISION RATE
 0.04 CFS
 DIVISION VOLUME
 0.04 CFS
 USE PERIOD FROM TO
 01-01 12-31
 DIVISION:

Tributary to:

Point(s) of Diversion: T05N R03W S30 SESESE

Place of use Legal Description for: DOMESTIC

[illegible]

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 1R38078-000-0
~~STOCKWATER, RANGE CATTLE~~

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:

Misc:

Water District Number:	Field Inspection Flag:
	Presumption Flag:

Comments: Date: 09/11/1997 User-ID: LHARRIS Subject: PLACE OF USE CORRECTION
STOCKWATER REMOVED FROM PLACE OF USE, NOT CLAIMED AS A WATER USE.

Audit:	09/08/93 DUNN1	03/30/95 POST-STD	08/15/97 AJU3-DSH	09/11/97 LHARRIS
	09/16/97 CORR4			

WATER RIGHT NUMBER - A63-26414 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SCHAMBER

TERRI M

1 - 25109 WAGNER RD
2 -
3 -

STATE- ID ZIP- 83605

SCHAMBER

GEORGE G

CITY- CALDWELL
PHONE - 208-459-0630
1 - 25109 WAGNER RD
2 -
3 -

STATE- ID ZIP- 83605

CITY- CALDWELL
PHONE - 208-459-0630

+ - - - - PRIORITY DATE - - - + + - - - - REGION - - - + + - - - - STAGE - - - + + - - - - STATUS - - - +
04/01/1947 14 WESTERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - - + + - - - -
GROUNDWATER

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

05N 03W 30 SE SE SE (27) CANYON

+ - - - - + - - - - WATER USE - - - - - + + - - - -
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01 12/31

0.040

+ - - - - TOTAL DIV. RATE - - + + - - - - TOTAL DIV. VOLUME - + + - - - - TOTAL DIV. CAPACITY - + + - - - - TOTAL CONSUMPTIVE USE - + + - - - - KW USAGE - +
0.040

+ - - - - + - - - - PLACE OF USE - - - - - + + - - - -
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

05N 03W 30 SE SE SE SE

04 STOCKWATER
43 DOMESTIC

(27) CANYON
(27) CANYON

+ - - - - DIVERSION MEANS - WELL, 6" CASING; 150 DEEP; 1 HP SUBM PUMP; PIPE TO HOME/BARN/TANK

+ - - - - NON-IRRIGATION USE - DOMESTIC, 1 HOME; STOCK, RANGE CATTLE

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - + - - - - REMARKS - - - - - + + - - - -
NO REMARKS FOUND.

+ - - - - + - - - - OLD WATER RIGHT NUMBERS - - - - - + + - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED

AUG 0 1 1994

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A63-26414

NO CONDITIONS OF APPROVAL FOUND.

NO CONDITIONS OF APPROVAL FOUND.

AUDIT FIELDS - 03/19/92 SCHULTZ

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	- 02/22/1990	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	- W009326	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND	NOTICE OF ERROR FLAG	-

1R38078-000-0

DATA ENTRY

9-8-93 RS
10/29/93

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

VERIFIED
DEC 13 1992

PROOF
AUG 20 1992

CERTIFIED
JUL 29 1993
WATER EXAMINER

MICROFILMED

AUG 01 1994