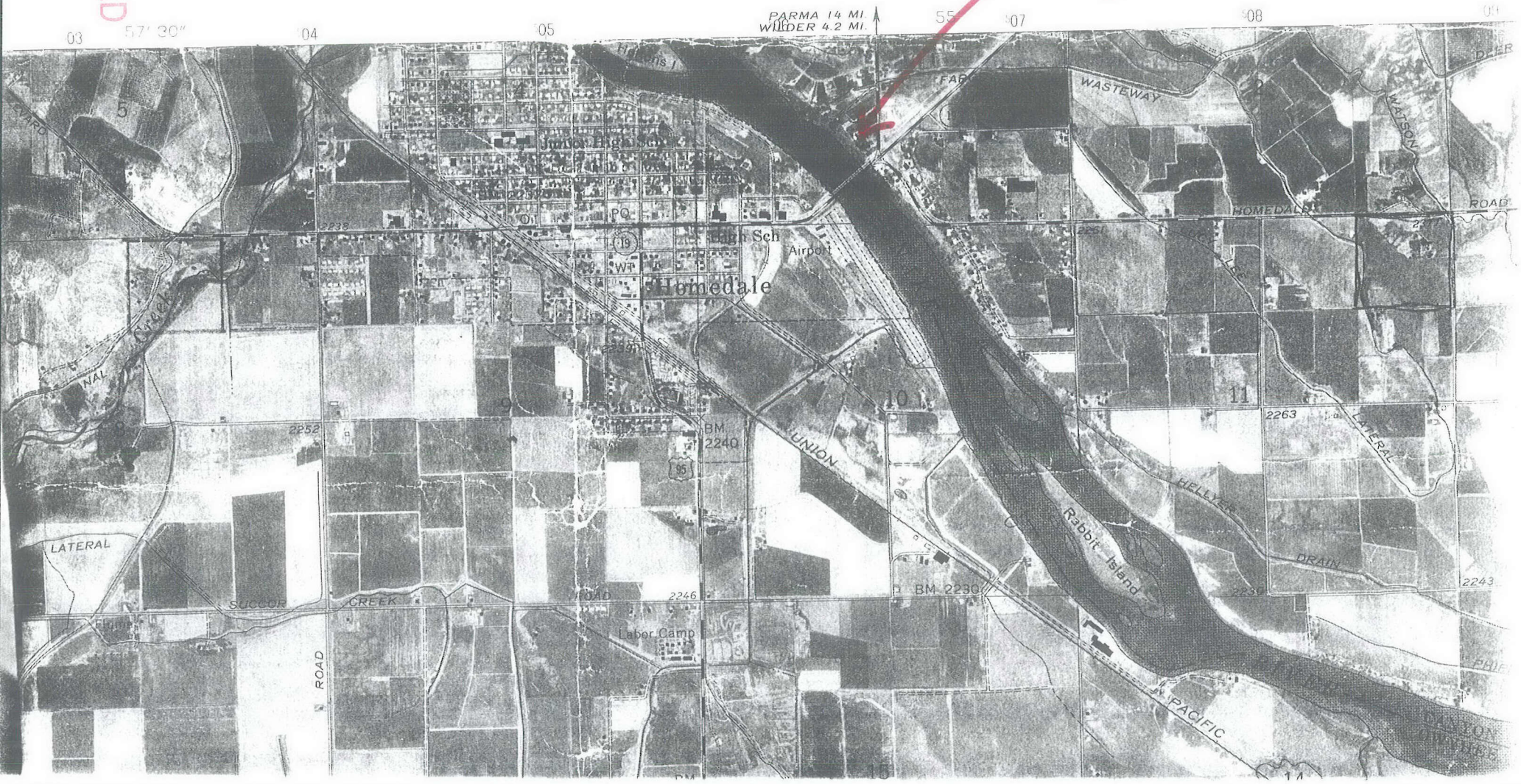


POOR ORIGINAL

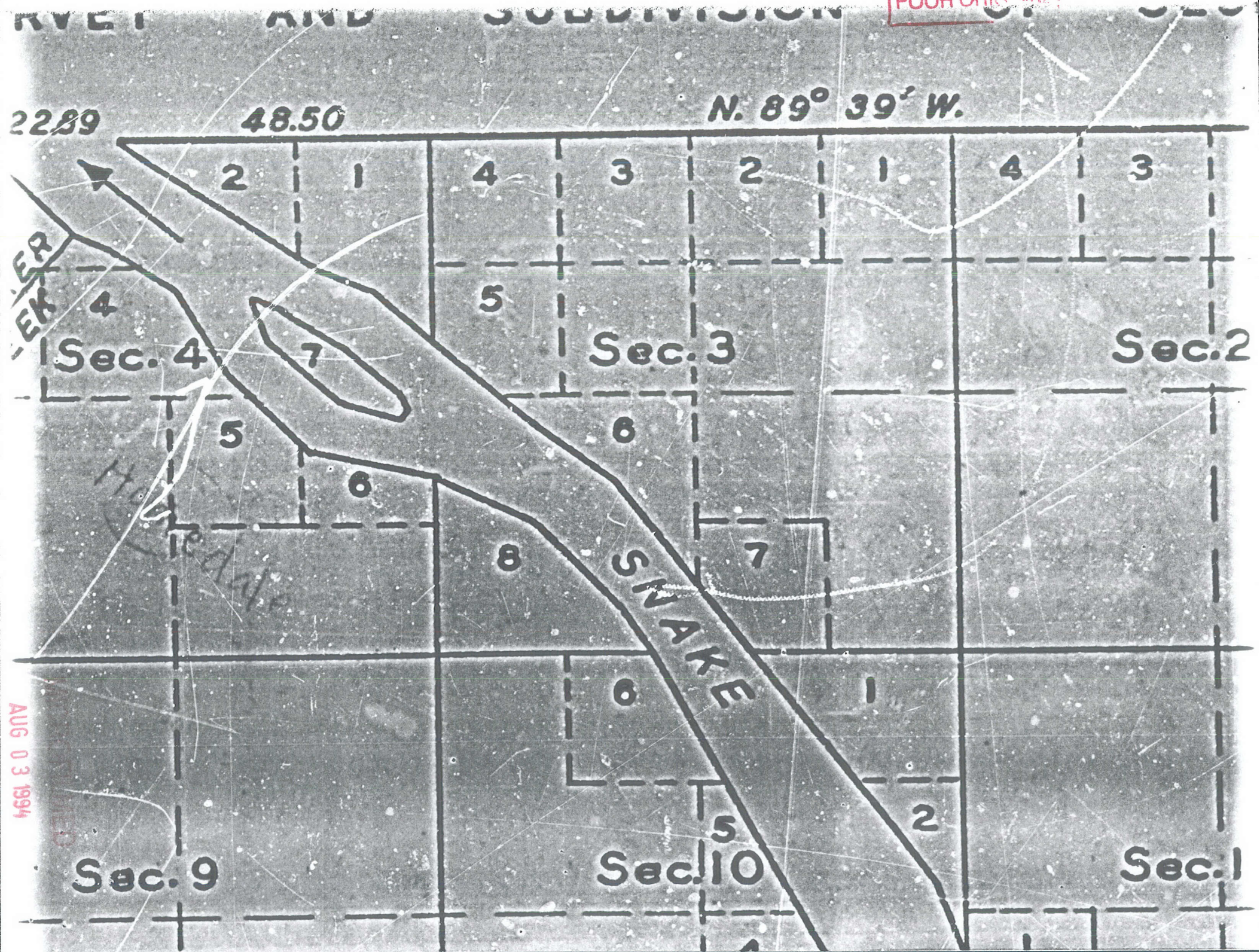
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HOMER
E.
WELL

HOMEDALE
7.5 MINUTE SERIES



POOR ORIGINAL



AUG 03 1994

LEGEND

- PROPERTY LINE
- SECTION LINE
- CENTERLINE
- ROAD R.O.W.
- LOT LINE
- FD BRASS CAP
- SET 5/8" IRON RODS
- SET 1/2" IRON RODS
- EASEMENT for Utilities, Irrigation, and Drainage widths are as shown

VIEW

CANYON COUNTY

SEC. 3 T3N R5W

TERRACE

IDAHO

B.M.

BELLA VISTA DRIVE

N 89° 57' 00" E



SCALE 1" = 100'

Dec 2 10 29 AM '77

STATE OF IDAHO COUNTY OF CANYON S.S.

TRUE POINT
OF BEGINNING

I, Ronald M. Blotley, a Registered Professional Engineer in and for said County and State do hereby certify that the survey of VIEW TERRACE located in Canyon County, Idaho, as described on the back of this plot was made by me or under my direction and that this plot correctly shows the survey as made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 31th day of November A.D. 1977.

Ronald M. Blotley
11-30-77

I hereby certify that this instrument was filed for record at the request of Ronald M. Blotley at _____ minutes past _____ o'clock _____ M. this _____ day of _____ A.D. 1977.

Fee _____

Instrument No. 5

Recorder _____

Deputy _____

Protective Covenants filed this plot

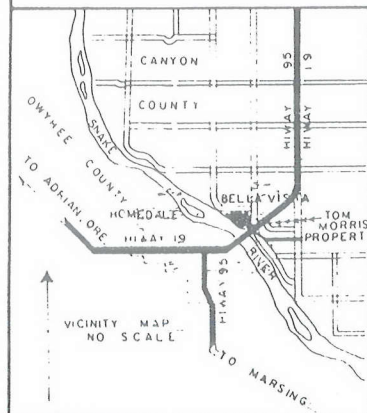
Instrument No. 816088

The Sanitary Restrictions under title 50, Chapter 13 of the Idaho Code are in force

Bill Wood
Sgt. D. M. D.

CURVE	RADIUS	ANGLE	LENGTH	TAN	CHORD	BEARING I.C.
C-1	188.95	56° 52' 58"	187.52	102.34	173.78	N 80° 30' 44" W
C-2	160.95	56° 52' 58"	159.79	87.18	153.31	N 80° 10' 44" W
C-3	216.95	56° 52' 58"	215.39	117.51	206.65	N 80° 10' 44" W
C-4	150.17	18° 54' 13"	49.55	25.00	49.31	N 73° 05' 16" E
C-5	170.17	18° 54' 13"	50.70	29.66	50.52	N 73° 05' 16" E
C-6	122.17	18° 54' 13"	40.31	20.34	40.13	N 73° 05' 16" E
C-7	122.17	07° 57' 13"	18.36	8.49	16.96	N 85° 58' 14" E
C-8	122.17	10° 57' 01"	23.35	11.71	23.30	N 76° 31' 07" E
C-9	216.95	06° 30' 53"	24.62	12.35	24.62	S 74° 18' 16" W
C-10	216.95	24° 37' 34"	93.25	47.35	92.53	S 89° 52' 27" W
C-11	216.95	21° 08' 57"	80.08	40.50	79.63	N 62° 14' 18" W
C-12	216.95	04° 35' 34"	17.39	8.70	17.39	N 54° 22' 02" W
C-13	178.17	16° 18' 00"	50.69	25.52	50.52	N 81° 48' 00" E
C-14	178.17	02° 39' 13"	08.10	04.05	08.10	N 72° 21' 32" E
C-15	20.00	58° 11' 44"	23.80	13.54	22.42	N 86° 10' 07" E
C-16	50.00	156° 59' 39"	137.00	245.69	97.99	S 62° 22' 21" E
C-17	20.00	90° 03' 00"	31.43	20.02	28.30	N 45° 01' 30" W

This Map is attached solely for the purpose of assisting in locating the land and the Company assumes no liability for variations, if any.



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: A63-29416

Date Received: 8/19/1993

Receipt No: W002989

Received By: DE JO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES RAINEY 208-337-4455
Address: PO BOX 535
HOMEDALE ID 83628

AND

Name: EVELYN RAINEY 208-337-4455
Address: PO BOX 535
HOMEDALE ID 83628

2. Date of Priority: JUL 1, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	05W	3	SE	SW		6	CANYON

5. Description of diverting works:

70' WELL, 6" CASING, 1 HP SUBMERSIBLE 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:

DOMESTIC, 1 HOME

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	05W	3	SE	SW	6	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:

AKA LOT 6, LOT 7, LESS TX 1 B2, VIEW TERRACE SUBDIVISION

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 _____

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A63-29416Date Received 5-24-89Receipt Number W002989NOTICE 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 + EVELYN RAINEY Phone (208) 337-4455
- Mailing Address P.O. Box 535, HOMEDALE, IDAHO Zip 83628
2. Date of Priority (Only one per claim) JUNE 1, 1978 We purchased property Feb. 1988.
MAY 22, 1989 Month/Day/Year Well was already in use.
3. Source of water supply (Check one) ☒ Groundwater or Other ☒ (a) Well
Name or kind of source
- which is tributary to (b) _____
4. Location of point of diversion is: Township 3N Range 5W & N.P.
Section 3, 1/4 of SE 1/4 of SW 1/4, Govt. Lot 6, BM.,
County of Canyon
Residence address is: 26669 Morris Place, Wilder, Idaho 83676
- Additional points of diversion if any: Lot 6, Lot 7 Less TX 1 B 2 VIEW TERRACE
Subdivision on file Bk 16 of Plats at Page 11 Office Recorder of Canyon County, Idaho
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. No ditches, No pipelines, No Headgates, Well only, Depth
is appx 70 feet, 6" casing, 1 h.p. submersible pump, pipe to house.
6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
- | | | | | | |
|--|----------------------------|----|-------------------------|--------------------|----------------------|
| For <u>Domestic</u> purposes from | Month/Day <u>1-1</u> | to | Month/Day <u>12-31</u> | amount | (cfs) <u>.03 cfs</u> |
| | (Both dates are inclusive) | | | <u>15 gal. per</u> | <u>minute.</u> |
| For <u>~~Stockwater~~</u> purposes from | <u>~~1-1~~</u> | to | <u>~~12-31~~</u> | 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) 1 Household only served. Single ownership.
2 people occupancy. No livestock.

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AUG 2 1989

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:

Range

County, Idaho

Section

3

SE

1/4 of

SW

1/4, Govt. Lot

6

B.M.

J. J. R.

County of

Canyon

for (Circle One)

Domestic

Stock

Domestic and Stock

Additional places of use, if any

None

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. None (X)

14. Remarks:

AKA

Lot 6, Lot 7 Less TX 1 B2 View Terrace Subdivision

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

By signing I/We acknowledge reading the notice on the back of this claim form.

I/We wish to receive for a small annual fee monthly copies of the docket sheet.

YES NO X

16. Signature (s)

Number of Attachments

none

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 L. Rainey
Carolyn L. Rainey

Date

5/22/89

Date

5/22/89

For Organizations: I do solemnly swear or affirm that I am

of

Organization

document in the space below as

Title

of

Organization

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

Canyon

SS.

Subscribed and sworn (or affirmed) before me this

23rd

day of

May

1989

SEAL

Notary Public

Shirley D. Osborn

Residing at

Wilder Id

My Commission Expires

3-25-92

Last Name

RAINEY

Ident No.

Copies: White-State, Yellow-Claimant

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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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. _____

Date Received _____

Receipt Number W002989**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 + EVELYN RAINEY Phone (208) 337-4455Mailing Address P.O. Box 535, HOMEDALE, IDAHO Zip 836282. Date of Priority (Only one per claim) May 22, 1989 *We purchased property Feb. 1988.*
Month/Day/Year Well was already in use.3. Source of water supply (Check one) (☒ Groundwater or Other (☒ (a) Well

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township _____ Range _____

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

County of Canyon
Residence address is: 26669 Morris Place, Wilder, Idaho 83676Additional points of diversion if any: Lot 6, Lot 7 Less TX 1 B 2 VIEW TERRACE
Subdivision on file Bk 16 of Plats at Page 11 Office Recorder of Canyon County, Idaho5. 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. No ditches, No pipelines, No Headgates. Well only. Depth
is appx 70 feet, 6" casing, 1 h.p. 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 1-1 to 12-31 amount 15 gal. per
(Both dates are inclusive) minute.
For ~~Stockwater~~ purposes from ~~1-1~~ to ~~12-31~~ amount _____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type
and Number of livestock) 1 Household only served. Single ownership.2 people occupancy. No livestock.

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Lot 6, Lot 7 Less 1/4 of 1/4 View of Office of Recorder of Canyon
Bk 16 of Plats at Page 11 of Office of Recorder of Canyon
10. Place of use is: Township: _____ Range _____ County, Idaho

Section _____, _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.,

County of Canyon for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any None

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. None (X)

14. Remarks: Lot 6, Lot 7 Less TK 1 B2 View Terrace Subdivision

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 _____

By signing I/We acknowledge reading the notice on the back of this claim form.

16. Signature (s)

I/We wish to receive for a small annual fee monthly copies of the docket sheet.

Number of Attachments none

YES _____ NO X

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 H. Rainey Date 5/22/89

Emelynn S. Rainey Date 5/22/89

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 Canyon) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of May 1989

SEAL

Notary Public Shirley D. Osborn

Residing at Wilder Id

My Commission Expires 3-25-92

Last Name RAINEY Ident No. _____

Copies: White-State, Yellow-Claimant

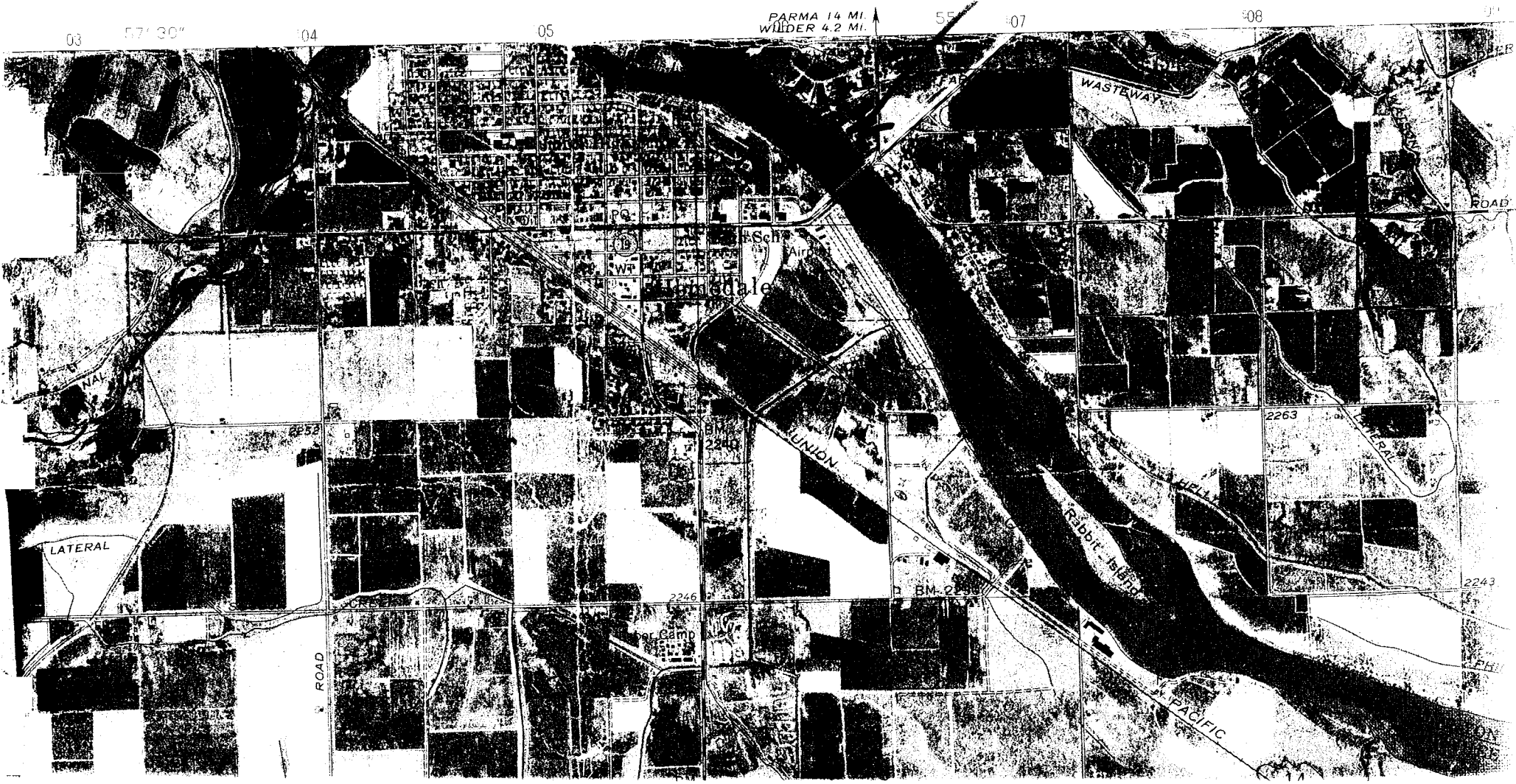
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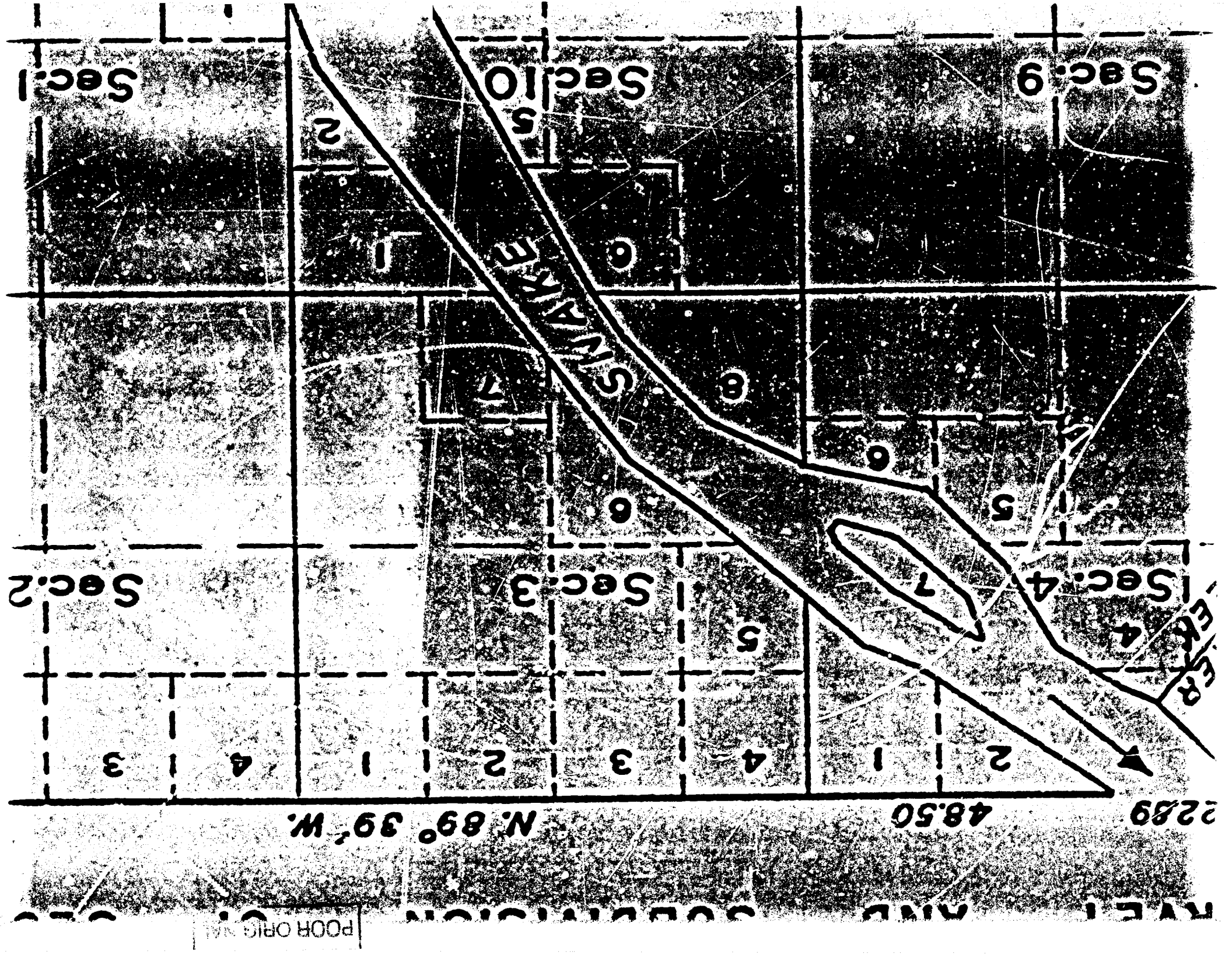
AUG 03 1994

POOR ORIGINAL

HOMER
6
WELL

HOMEDALE
II
7.5 MINUTE SERIES





CLAIMANT'S NAME

Kainey

CLAIM IDENT. NO.

A63-

DATE RECEIVED

5-24-89

RECEIPT #

100507

FEE PAID

\$25.-

FEE REQ'D

\$25.-

YES

NO

Requi
Info

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Requi Info *
2. Is a priority date entered? ☒ YES ☐ NO ☐ Requi Info *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ Requi Info *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Requi Info *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ NO ☐ Requi Info *
4. Is the legal description of the p.d. sufficient? ☐ YES ☒ NO ☐ Requi Info *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Requi Info *
6. Are the water uses appropriate for the form?
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim. ☒ YES ☐ NO ☐ Requi Info *
- Is the period of use included? ☒ YES ☐ NO ☐ Requi Info *
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Requi Info *
7. Is a total quantity claimed entered? ☐ YES ☒ NO ☐ Requi Info *
8. If required is a consumptive use entered? ☐ YES ☒ NO ☐ Requi Info *
- Is the consumptive use correct? ☐ YES ☒ NO ☐ Requi Info *
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?
If multiple domestic, is single ownership indicated? ☒ YES ☐ NO ☐ Requi Info *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☒ NO ☐ Requi Info *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Requi Info *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Requi Info *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ Requi Info *
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.) ☐ YES ☒ NO ☐ Requi Info *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Requi Info *
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? ☐ YES ☒ NO ☐ Requi Info *
- If yes, compare claim w/existing right and attach proof report noting any differences in comments.
If no, was water right no. found? ☐ YES ☒ NO ☐ Requi Info *
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 description or name on the claim? ☐ YES ☒ NO ☐ Requi Info *
- (If yes, attach a proof report & complete number change)
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.
18. If the claimant requested a monthly docket sheet, was the fee paid? ☐ YES ☒ NO ☐ Requi Info *
19. Is the claim signed by the claimant, and is the signature appropriate? ☒ YES ☐ NO ☐ Requi Info *
20. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Requi Info *
21. Was this claim filed on time?
(Check ML3 for date mailed-not all were mailed on the planned date)
If no, was an extension of time filed & approved? ☒ YES ☐ NO ☐ Requi Info *
22. Is the fee enclosed correct? ☐ YES ☒ NO ☐ Requi Info *

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23. Is this claim being rejected and returned to claimant? ☒ ☐ *OK*
24. Can this claim be data entered? ☒ ☐ *New*
25. Was claim modified? ☐ ☐ *CLAIM*
- If yes, do modifications require notification to claimant? ☐ ☐
Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: RMF Date 4-5-93
Claim data entered by: LO Date 8/19/93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Claim returned w/corrections. All ok. Jp
8-18-93.

AJ5856NP

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

DATE: AUG-6-1999
PAGE: A-12

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-29416

NAME & ADDRESS: JASON E CAGLE
BETH E CAGLE
26669 MORRIS PL
WILDER ID 83676

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

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

PRIORITY DATE: 07/01/1978

POINT OF DIVERSION: T03N R05W S03 LOT 6 (SESW) Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.03 CFS

PLACE OF USE: DOMESTIC Within CANYON County
T03N R05W S03 Lot 6 (SESW)

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. 8R0903500Z006A
PROPERTY ALSO KNOWN AS LOT 6 & LOT 7 LESS TAX 1 B2, VIEW
TERRACE SUBDIVISION.

**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) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Right 63-29416
)

IDWR has completed the following Administrative Proceeding:

<u> </u>	Change of Address
<u>X</u>	Substitution of Party
<u> </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): 63-29416

From (Claimant/Seller):

Name of Claimant: JAMES RAINEY
EVELYN RAINEY
Address: PO BOX 535
HOMEDALE ID 83628
Phone: (208) 337-4455

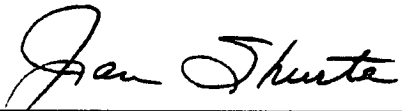
To (Claimant/Purchaser):

Name of Claimant: JASON E CAGLE
BETH E CAGLE
Address: 26669 MORRIS PL
WILDER ID 83676
Phone: (208) 337-6126

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

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 RAINEY
EVELYN RAINEY
PO BOX 535
HOMEDALE ID 83628
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

JASON E CAGLE
BETH E CAGLE
26669 MORRIS PL
WILDER ID 83676
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

RECEIVED
SEP 24 1998
 WATER RESOURCES
 WESTERN REGION

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 or Adjudication Claim No(s): A63-294110
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** 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 Donald E Rainey & Pauline R Rainey
4. New Owner/Claimant(s) Jason E. Cagle Beth E Cagle
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address 26669 Morris Place
 City, State and ZIP Code Wilder ID 83676
 New Telephone Number (208) 337-6126
5. Date you acquired the property June 1998
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 1.33 Number and type of stock 0
 Diversion rate in CFS _____ Number of homes 1 Other uses none
 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) Jason E Cagle
Beth E Cagle
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.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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 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

RECEIVED
FEB 10 1997
IDWR

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



POLICY OF TITLE INSURANCE



PIONEER TITLE COMPANY
Caldwell Office
423 So. Kimball
P.O. Box 610
Caldwell, Idaho 83606-0610

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

Policy not valid unless countersigned
by Pioneer Title Company.

ATTEST

Mark R. Arnesen

SECRETARY

J

840501

SCHEDULE A

Order No.: PC 25313
Policy No.: J 840501

Amount of Insurance: \$125,000.00
Premium: \$ 630.00

Date of Policy: June 1, 1998 as of 3:34 p.m.

1. Name of Insured:

JASON E. CAGLE and BETH E. CAGLE, husband and wife

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:

JASON E. CAGLE and BETH E. CAGLE, husband and wife

4. The land referred to in this policy is described as follows:

See attached Exhibit "A"

PC 25313

Exhibit "A"

All of Lot 6 and a portion of Lot 7, Block 2, VIEW TERRACE SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 16 of Plats, Page 11, records of said County, more particularly described as follows:

BEGINNING at the Northeasterly corner of Lot 6; thence

South 12° 26' 20" East (formerly shown of record as South 12° 26' 20" West) along the Easterly boundary of Lot 6, a distance of 276.07 feet; thence

South 62° 17' 00" West along the Southerly boundary of Lot 6, a distance of 158.83 feet; thence

North 67° 22' 30" West along the Southerly boundaries of Lots 6 and 7 a distance of 135.00 feet; thence

North 21° 14' 22" East a distance of 312.55 feet to a point on a curve which is also the Northwesterly corner of Lot 6; thence

Northeasterly a distance of 93.25 feet along the arc of a curve to the left, having a radius of 216.95 feet, a central angle of 24° 37' 34" and a long chord which bears

North 89° 52' 27" East a distance of 92.53 feet to the POINT OF BEGINNING.

SCHEDULE B

Order No.: PC 25313
Policy No.: J 840501

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 1998, 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 Wilder Irrigation District, and the rights and powers of said district as by law provided. Paid current.
3. Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded November 24, 1928 as Instrument No. 166536, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.
4. Easement as granted to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY by instrument recorded August 20, 1958 as Instrument No. 460212, records of Canyon County, Idaho; for operation, maintenance and repair of its lines.

(continued)

5. Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded July 21, 1958 as Instrument No. 460212, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.
6. Covenants, Conditions and Restrictions recorded December 2, 1977 as Instrument No. 816088, records of Canyon County, Idaho, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c). See copy attached.
7. Easements, reservations, restrictions and dedications, if any, as shown on the official plat of VIEW TERRACE SUBDIVISION.
8. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.
9. A portion of this property appears to have been acquired by accretion or avulsion in the changes of the mean high water line of the Snake River. This policy is issued and accepted upon the assumption that title to the alluvion follows that of the abutting property and liability thereon is excepted.
10. Deed of Trust to secure an indebtedness in the amount shown below, and any other amounts and/or obligations secured thereby:

Amount:	\$118,750.00
Dated:	May 29, 1998
Grantor:	JASON E. CAGLE and BETH E. CAGLE, husband and wife
Trustee:	PIONEER TITLE COMPANY
Beneficiary:	NORWEST MORTGAGE, INC.
Recorded:	June 1, 1998 as of Instrument No. 9820169

9820168
PC25313

WARRANTY DEED

FOR VALUE RECEIVED Donald E. Rainey and Pauline R. Rainey,
husbar

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Cagle

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River and the original meann...
Department of Interior and any sudden change...

DATED: May 28, 1998

Donald E. Rainey

Pauline R. Rainey

STATE OF IDAHO

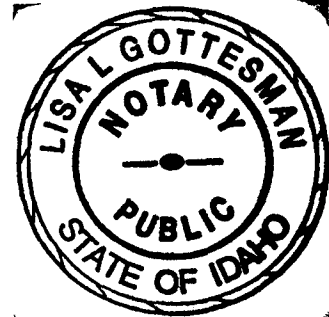
COUNTY OF Kootenai

On this 28th day of May in the year 1998, before me, a Notary Public,
personally appeared Donald E. Rainey and Pauline R. Rainey known or identified
to me to be the persons whose names are subscribed to the within instrument,
and acknowledged to me that they executed the same.

Lisal Gottesman
Notary Public

Residing at Hayden Lake

My commission expires 12-24-2001



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

9820168
PC25313

WARRANTY DEED

FOR VALUE RECEIVED Donald E. Rainey and Pauline R. Rainey,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Jason E. Cagle and Beth E.
Cagle, husband and wife

the Grantees, whose address is 26669 Morris Place, Wilder, ID, 83676

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1998 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

SUBJECT TO any claim arising from any difference between the ordinary or natural high water mark of the Snake
River and the original meander line as determined by the Surveyor General's Office of the General Land Office of the U.S.
Department of Interior and any sudden change in the ordinary or natural high water mark.

DATED: May 28, 1998

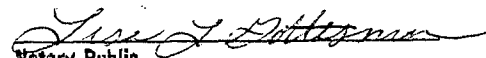

Donald E. Rainey

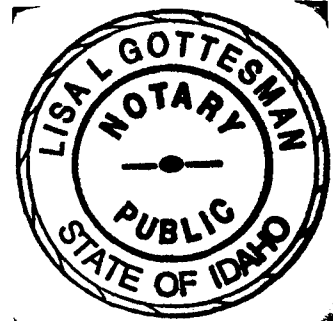

Pauline R. Rainey

STATE OF IDAHO

COUNTY OF Kootenai

On this 28th day of May in the year 1998, before me, a Notary Public,
personally appeared Donald E. Rainey and Pauline R. Rainey known or identified
to me to be the persons whose names are subscribed to the within instrument,
and acknowledged to me that they executed the same.


Notary Public
Residing at Hayden Lake
My commission expires 12-26-2001



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

RECORD OF SURVEY

A PORTION OF BLOCK 2, VIEW TERRACE SUBDIVISION, SECTION 3
TOWNSHIP 3 NORTH, RANGE 5 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO

CURVE TABLE

NO	RADIUS	CENTRAL ANGLE	LENGTH	CHORD	CHD BEARING
C1	216.95	24°37'57"	93.27	92.65	S 69°56'40" E

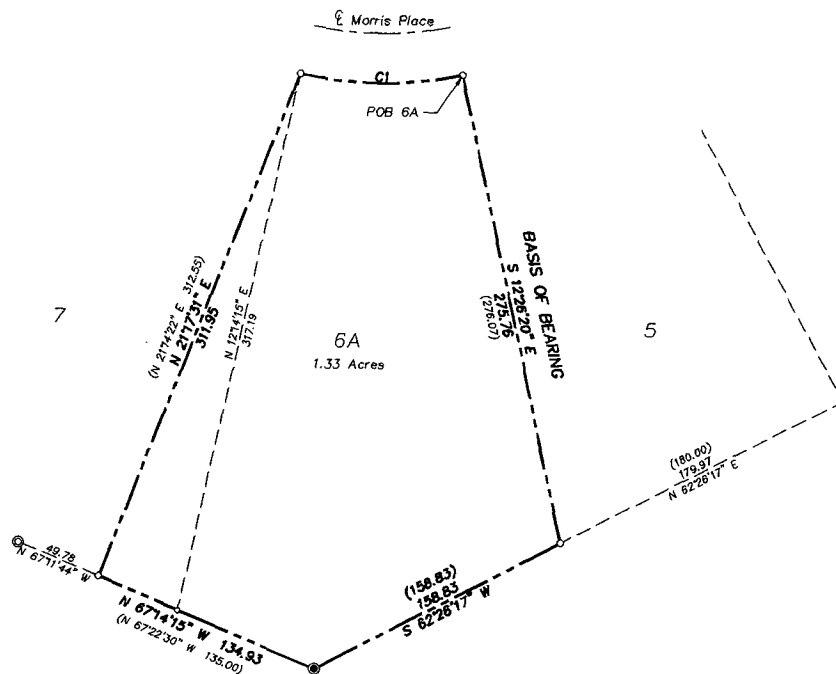


SCALE: 1" = 50'

BASIS OF BEARING:
R.O.S. Inst. No. 816088

LEGEND

- ⊙ BRASS CAP MONUMENT - FOUND
- ⊙ 5/8" REBAR - FOUND
- ⊙ 5/8" x 30" REBAR - SET
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- PK NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- W.C. WITNESS CORNER
- () DATA OF RECORD



CERTIFICATION

I, Greg L. Skinner, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, that this map is an accurate representation of said survey, and that it is in conformity with the Corner Perpetuation Act, Idaho Code 55-1601 through 55-1612.



INDEX No. 354-03-3-1-0-16-11

SURVEY FOR:

BETH CAGLE

Drawn By: AMJ

Date: July 6, 1998

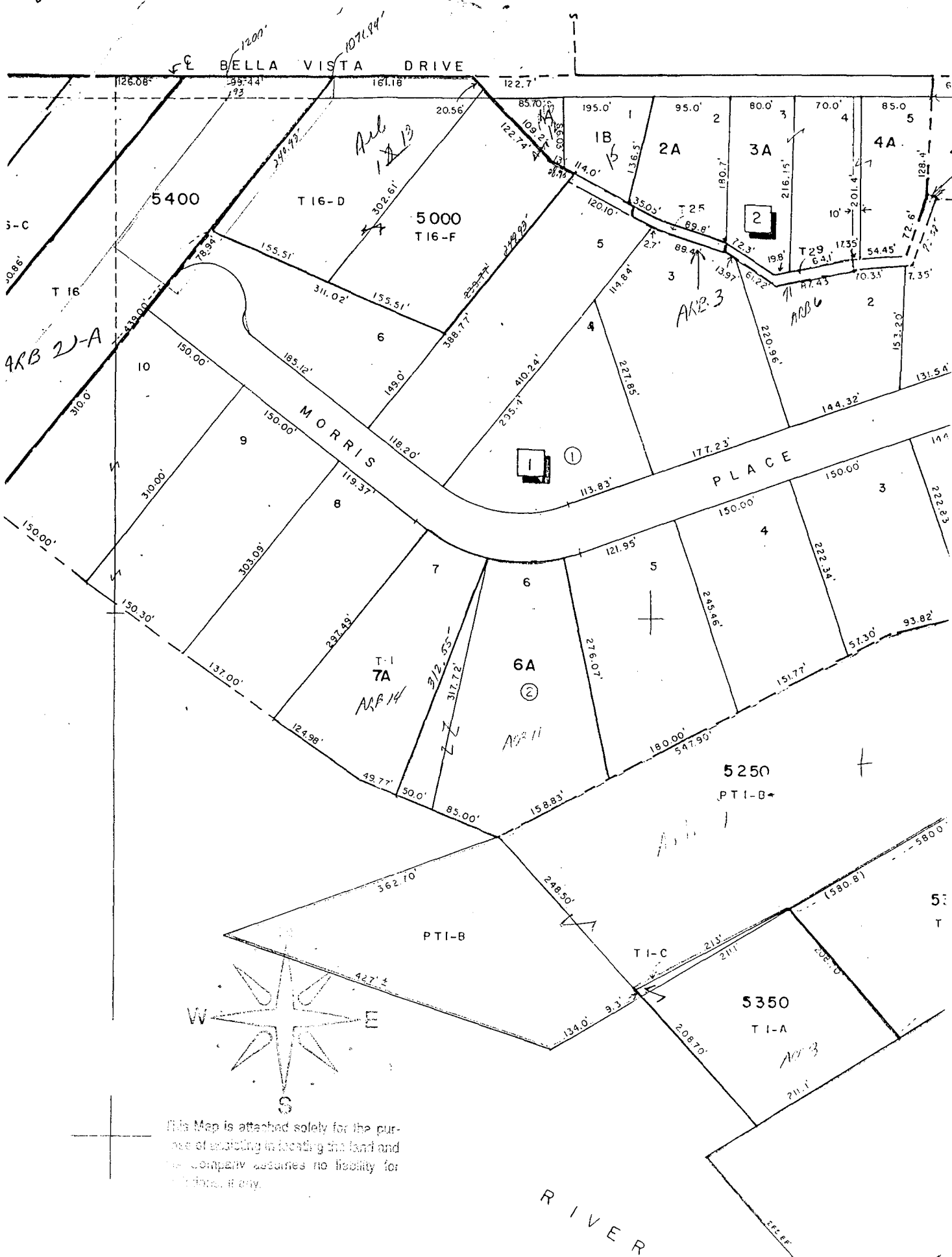
Book:

Job No. JN1898

**Skinner Land
Survey Co. Inc.**

1904 B. Chicago, Suite C
Caldwell, ID 83605
(208)-466-0933

his quarters



LEGEND

----- PROPERTY LINE
 ----- SECTION LINE
 ----- CENTERLINE
 ----- ROAD R.O.W.
 ----- LOT LINE

- FD BRASS CAP
- SET 5/8" IRON RODS
- SET 1/2" IRON RODS
- EASEMENT for Utilities, Irrigation, and Drainage widths as shown

VIEW TERRACE

CANYON COUNTY IDAHO
 SEC. 3 T3N R5W B.M.



SCALE 1" = 100'

Dec 2 10 29 AM '77

STATE OF IDAHO S.S. COUNTY OF CANYON

TRUE POINT
 OF BEGINNING

I, Ronald M. Blakley, a Registered Professional Engineer in and for said County and State do hereby certify that the survey of VIEW TERRACE located in Canyon County, Idaho, as described on the back of this plat was made by me or under my direction and that this plat correctly shows the survey as made.
 IN WITNESS WHEREOF, I have hereunto set my hand and seal this 27th day of November A.D. 1977.

Ronald M. Blakley
 11-27-77

I hereby certify that this instrument was filed for record at the request of Ronald M. Blakley at _____ minutes past _____ o'clock M. this _____ day of _____ A.D. 1977.

Fee _____

Instrument No. 5

Recorder _____

Deputy _____

Protective Covenants filed this plat

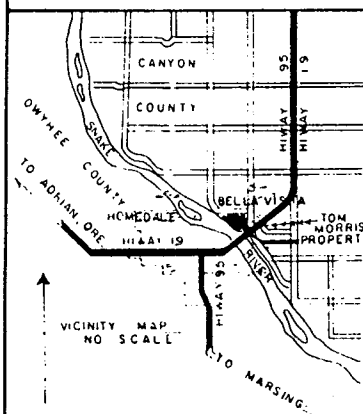
Instrument No. 816088

The Sanitary Restrictions under title 50, Chapter 13 of the Idaho Code are in force

Bill Wood
 S.W.D.

CURVE TABLE						
CURVE	RADIUS	ANGLE	LENGTH	TAN	CHORD	BEARING I.C.
C-1	188.95	56°22'58"	187.59	102.34	179.78	N 80°30'44" W
C-2	160.95	56°22'58"	159.79	87.18	153.31	N 80°30'44" W
C-3	216.95	56°22'58"	215.39	117.51	206.65	N 80°30'44" W
C-4	150.17	18°44'13"	49.35	25.00	49.31	N 73°05'16" E
C-5	178.17	18°44'13"	58.78	29.65	58.52	N 73°05'16" E
C-6	122.17	18°44'13"	40.31	20.65	40.13	N 73°05'16" E
C-7	122.17	0°57'01"	18.94	8.43	18.98	N 93°58'14" E
C-8	122.17	10°57'01"	23.35	11.71	23.30	N 76°31'07" E
C-9	216.95	06°30'53"	24.67	12.35	24.65	S 74°18'14" W
C-10	216.95	24°37'34"	93.25	47.35	92.53	S 89°52'27" W
C-11	216.95	21°08'57"	80.08	40.50	79.63	N 62°14'18" W
C-12	216.95	04°35'34"	17.39	8.70	17.39	N 54°22'02" W
C-13	178.17	16°18'00"	50.69	25.52	50.52	N 61°48'00" E
C-14	178.17	02°36'13"	08.10	04.05	08.10	N 72°21'32" E
C-15	20.00	68°11'44"	23.80	13.54	22.42	N 86°10'07" W
C-16	50.00	156°59'39"	137.00	245.69	97.99	S 62°22'21" E
C-17	20.00	90°03'00"	31.43	20.02	28.30	N 45°01'30" W

This Map is attached solely for the purpose of assisting in locating the land and the Company assumes no liability for variations, if any.



A. Settlement Statement
Pioneer Title Company of Canyon County

U.S. Department of Housing
and Urban Development

OMB No. 2502-0265

B. Type of Loan

1. ☐ FHA	2. ☐ FmHA	3. ☐ Conv. Unins.	6. File Number PC25313	7. Loan Number 698239	8. Mortgage Insurance Case Number
4. ☐ VA	5. ☐ Conv. Ins.				

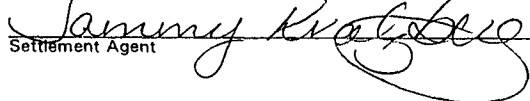
C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. Name and Address of Borrower Jason E. Cagle Beth E. Cagle 26669 Morris Place Wilder, ID. 83676	E. Name and Address of Seller Donald E. Rainey Pauline R. Rainey	F. Name and Address of Lender Norwest Mortgage 1755 Westgate Drive #200 Boise, ID 83704
--	---	---

G. Property Location 26669 Morris Place Wilder, ID. 83676 TX 35 in Lt 6 & 7, Block 2, VIEW TERRACE	H. Settlement Agent Pioneer Title Company of Canyon County Place of Settlement 423 S. Kimball Avenue Caldwell, Idaho 83605	I. Settlement Date 6/01/98
--	---	--------------------------------------

J. Summary of Borrower's Transaction		K. Summary of Seller's Transaction	
100. Gross Amount Due From Borrower		400. Gross Amount Due To Seller	
101. Contract sales price	125,000.00	401. Contract sales price	
102. Personal property		402. Personal property	
103. Settlement charges to borrower (line 1400)	2,972.49	403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes to		406. City/town taxes to	
107. County taxes to		407. County taxes to	
108. Assessments to		408. Assessments to	
109. Reimb. for '98 Irrig. Paid	27.56	409. Reimb. for '98 Irrig. Paid	
110.		410.	
111.		411.	
112.		412.	
120. Gross Amount Due From Borrower	128,000.05	420. Gross Amount Due To Seller	
200. Amounts Paid By Or In Behalf Of Borrower		500. Reductions In Amount Due To Seller	
201. Deposit or earnest money	500.00	501. Excess deposit (see instructions)	
202. Principal amount of new loan(s)	118,750.00	502. Settlement charges to seller (line 1400)	
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff of first mortgage loan	
205.		505. Payoff of second mortgage loan	
206.		506. 2nd 1/2 '97 Taxes Due	
207.		507. EM Held By Escrow/Proceeds 500.00	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes to		510. City/town taxes to	
211. County taxes 1/01/98 to 6/01/98	429.67	511. County taxes 1/01/98 to 6/01/98	
212. Assessments 1/01/98 to 6/01/98	13.45	512. Assessments 1/01/98 to 6/01/98	
213.		513.	
214.		514.	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. Total Paid By/For Borrower	119,693.12	520. Total Reduction Amount Due Seller	
300. Cash At Settlement From/To Borrower		600. Cash At Settlement To/From Seller	
301. Gross Amount due from borrower (line 120)	128,000.05	601. Gross amount due to seller (line 420)	
302. Less amounts paid by/for borrower (line 220)	(119,693.12)	602. Less reductions in amt. due seller (line 520)	
303. Cash ☒ From ☐ To Borrower	8,306.93	603. Cash ☒ To ☐ From Seller	

The HUD-1 settlement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.


Settlement Agent

6/1/98
Date

L. Settlement Charges

700. Total Sales/Broker's Commission based on price \$ 125,000.00 @ =		Paid From Borrowers Funds at Settlement
Division of Commission (line 700) as follows:		
701.	to Windermere Real Estate	
702.		
703. Commission paid at Settlement		
704. \$ 519.3 Earnest Money Retained by		
800. Items Payable In Connection With Loan		
801. Loan Origination Fee	to Norwest Mortgage	1,187.50
802. Loan Discount		
803. Appraisal Fee	to Norwest Mortgage	350.00
804. Credit Report	to Norwest Mortgage	52.00
805. Lender's Inspection Fee	to Norwest Mortgage	
806. Mortgage Insurance Application Fee		
807. Assumption Fee		
808. Tax Service	to Norwest Mortgage	
809. Document Preparation	to Norwest Mortgage	200.00
810. Flood Documentation	to Norwest Mortgage	
811.		
812.		
813.		
814.		
815.		
816.		
900. Items Required By Lender To Be Paid In Advance		
901. Interest from	to @ \$ /day	
902. Mortgage Ins Premium	to 1 Mos	77.19
903. Hazard Ins Premium	1 yrs to Allstate	363.00
904.		
905.		
1000. Reserves Deposited With Lender		
1001. Hazard insurance	3 months @\$ 30.25 per month	90.75
1002. Mortgage insurance	months @\$ per month	
1003. City property taxes	months @\$ per month	
1004. County property taxes	3 months @\$ 86.58 per month	259.74
1005. Annual assessments	months @\$ per month	
1006.	months @\$ per month	
1007.	months @\$ per month	
1008. Aggregate Adjustment	0 months @\$ per month	(116.79)
1100. Title Charges		
1101. Settlement or closing fee	to Pioneer Title Company	202.50
1102. Abstract or title search		
1103. Title examination		
1104. Title insurance binder		
1105. Document preparation		
1106. Notary fees		
1107. Attorney's fees		
(includes above items numbers:)		
1108. Title Insurance	to Pioneer Title Company	273.60
(includes above items numbers:)		
1109. Lender's coverage	\$ 118,750.00	
1110. Owner's coverage	\$ 125,000.00	
1111.		
1112.		
1113.		
1200. Government Recording And Transfer Charges		
1201. Recording fees: Deed \$ 6.00 ; Mortgage \$ 27.00 ; Releases \$		33.00
1202. City/county tax/stamps: Deed \$; Mortgage \$		
1203. State tax/stamps: Deed \$; Mortgage \$		
1204.		
1205.		
1300. Additional Settlement Charges		
1301. Survey		
1302. Pest inspection		
1303.		
1304.		
1305.		
1306.		
1307.		
1400. Total Settlement Charges (enter on lines 103, Section J and 502, Section K)		2,972.49

I have carefully reviewed the HUD-1 settlement statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 settlement statement.

Beth E. Cagle
Borrowers: *Beth E. Cagle*
Beth E. Cagle
Beth E. Cagle

WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

SELLER'S AND/OR BORROWER'S STATEMENT

The Seller's and Borrower's signatures hereon acknowledge their approval and signify their understanding that tax and insurance prorations and reserves are based on figures for the preceding year or supplied by others or estimated for the current year, and in the event of any change for the current year, all necessary adjustments will be made between Borrower and Seller directly. Any deficit in delinquent taxes or mortgage payoffs will be promptly reimbursed to the Settlement Agency by the Seller.

I have carefully reviewed the HUD-1 Settlement Statement/Closing Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement and/or Closing Statement, whichever applies.

I hereby authorize the Settlement Agent to make expenditures and disbursements as shown on said HUD-1 Settlement Statement and/or Closing Statement, whichever applies and approve same for payment.

BORROWERS/BUYERS

SELLERS

Jason E. Cagle
Jason E. Cagle

Donald E. Rainey

Beth E. Cagle
Beth E. Cagle

Pauline R. Rainey

The HUD-1 Settlement Statement/Closing Statement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.

PIONEER TITLE COMPANY OF CANYON COUNTY

BY: Tammy Kratzberg 6/1/98
Tammy Kratzberg Date

SELLER'S TAX INFORMATION

SELLER'S CERTIFICATION OF TAXPAYER IDENTIFICATION NUMBER (substitute W-9)

You are required by law to provide the Settlement Agent (see Block E) with your correct taxpayer identification number. If you do not provide your Settlement Agent with your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law in the Tax Reform Act of 1986, under Internal Revenue Code Sections 6056 (e), 6676, 6722, 6723 and 7203.

Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

TIN: _____
Donald E. Rainey

TIN: _____
Pauline R. Rainey

TIN: _____

TIN: _____

PROCEEDS FROM REAL ESTATE TRANSACTIONS (substitute IRS form 1099-S)

The information contained below and in Blocks E, G, H and I is important tax information and is being supplied to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you if this item is required to be reported and the IRS determines that it has not been reported. If this real estate was your principal residence, file Form 2119, Sale or Exchange of Principal Residence, for any gain, with your income tax return; for other transactions, complete the applicable parts of Form 4797, Form 6252 and/or Schedule D (Form 1040).

GROSS PROCEEDS: \$

SELLER TAX CREDIT: \$

Check here is the Seller received or will receive property or services as part of the consideration.

PROCEEDS ALLOCATION FOR MULTIPLE SELLERS

When more than one seller is involved in the transfer of property, they may elect to allocate the Gross Proceeds between the named parties for the purpose of reporting such amounts to the Internal Revenue Service. This DOES NOT apply to a husband-wife relationship or to a partnership. If the proceeds are allocated, the sum of the individual allocations must equal the total Gross Proceeds above. Use the space below or submit a separate sheet listing name, address, taxpayer identification number, and allocation amount.

PIONEER TITLE COMPANY
OF CANYON COUNTY

423 SOUTH KIMBALL AVENUE
CALDWELL, IDAHO 83605
PHONE (208)459-1651

PC25313

NOTICE

THE TAX VALUES SHOWN IN THE ATTACHED CLOSING STATEMENT ARE BASED ON

1997 PROPERTY TAX AMOUNT OF \$1,038.60
1997 IRRIGATION AMOUNT OF \$32.51

Buyer and Seller therein hereby affirm and agree that PIONEER TITLE COMPANY OF CANYON COUNTY, INC., its employees, agents or assigns, have not made any warranties as to the accuracy of these tax figures. Further, Buyer and Seller agree that should the actual tax as shown in the tax statement forwarded by the Treasurers Office during the year of this sale, differ from the figure represented in the attached closing statement, the following will occur:

1. In the event the Buyer has received excess credit based on the "estimated" tax, the Buyer agrees to reimburse Seller outside close of escrow;
- OR
2. In the event the Seller has received excess credit based on the "estimated" tax, the Seller agrees to reimburse Buyer outside close of escrow.
3. Payment, if any, shall be made by the respective party within three (3) months of receiving the actual tax notice.

IN WITNESS WHEREOF, the parties have set their hands this May 28, 1998.

BUYER:



Jason E. Cagle



Beth E. Cagle

SELLER:

Donald E. Rainey

Pauline R. Rainey

6928239

HUDC-0155

HUD 1 Certification

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Jason E. Cagle 5-29-98
Borrower Date
JASON E. CAGLE

Beth E. Cagle 5/29/98
Borrower Date
BETH E. CAGLE

Borrower Date

Borrower Date

Seller Date

Seller Date

The HUD-1 Settlement Statement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.

PIONEER TITLE COMPANY

By: Sammy Kratzberg
Settlement Agent

6/1/98
Date

WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

Note: All parties may sign separate forms if that is more convenient.

DATE MAY 29, 1998RE: 26669 MORRIS PLACEWILDER, IDAHO 83676

We, the undersigned buyer(s) and seller(s), certify that all terms and conditions listed on the sales agreement dated 5-3-98 at the above referenced property have been satisfied, and all contingencies listed are now removed.

John E. Cagle

Buyer

5/29/98

Date

John E. Cagle

Buyer

5-29-98

Date

Seller

Date

Seller

Date

Truth-in-Lending
Disclosure

Date: 05/28/98
Creditor: NORWEST MORTGAGE

Borrowers: JASON E. CAGLE
BETH E. CAGLE

1755 WESTGATE DR.
SUITE 200
BOISE , ID 83704

Property
Location: 26669 MORRIS PLACE
WILDER, ID 83676

Annual Percentage Rate	Finance Charge	Amount Financed	Total of Payments
The cost of your credit as a yearly rate.	The dollar amount the credit will cost you.	The Amount of credit provided to you or on your behalf.	The amount you will have paid after you have made all payments as scheduled.
8.3093 %	\$ 201895.29	\$ 117450.31	\$ 319345.60

Your payment schedule will be			(E) means estimate
Number of Payments	Amount of Payments	When Payments are Due	
		MONTHLY, BEGINNING	
359	887.27	JULY	01 1998
1	815.67	JUNE	01 2028

Insurance
Property insurance is required. Property insurance may be obtained through any person of your choice. If you choose to obtain property insurance through the creditor, the term of the policy will be N/A and the premium for that term will be \$ N/A

Flood Insurance ☐ is ☒ is not required. If required, flood insurance may be obtained through any person of your choice. If you choose to obtain flood insurance through the creditor, the term of the policy will be N/A and the premium for that term will be \$ N/A

Security: You are giving security interest in property at 26669 MORRIS PLACE, WILDER, ID 83676

Late Charge: If payment is late, you will be charged 5.000 % of the payment.

Prepayment: If you pay off early, you
☐ may ☒ will not have to pay a penalty. ☐ If you prepay your loan other than on the regular installment date you may be assessed interest charges until the end of the month.
☐ may ☒ will not be entitled to a refund of part of the finance charge.

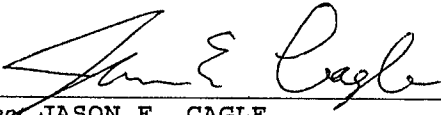
Assumption: Someone buying your home:
☐ may, subject to conditions, be allowed to assume the remainder of the mortgage on the original terms.
☒ cannot assume the remainder of the mortgage on the original terms.

Demand Feature: This obligation ☐ has ☒ does not have a demand feature.

Variable Rate: Your loan ☐ does ☒ does not contain a variable-rate feature. Disclosures about the variable-rate feature have been provided to you earlier.

See your contract documents for any additional information about nonpayment, default, any required repayment in full before the scheduled date, and prepayment refunds and penalties. Included with this disclosure and made a part of it is the Good Faith Estimate of Settlement Services.

By signing below, I/we acknowledge that I/we received a copy of this disclosure on 6c 5/29/98


Applicant JASON E. CAGLE

Applicant


Applicant BETH E. CAGLE

Applicant



Greg L. Skinner, PLS

July 3, 1998

Description for
Beth Cagle
Job No. JN1898

Parcel 1

This parcel consists of Lot 6 and a portion of Lot 7 of Block 2 of VIEW TERRACE SUBDIVISION as shown on the Official Plat thereof on file in Book 16 at Page 11 in the Office of the Recorder for Canyon County, Idaho, lying in Government Lot 6 of Section 3, Township 3 North, Range 5 West of the Boise Meridian and being more particularly described as follows:

BEGINNING at the northeast corner of said Lot 6, Block 2;

thence South 12° 26' 20" East along the easterly boundary of said Lot 6 a distance of 275.76 feet to an existing ½ inch rebar marking the southeast corner of said Lot 6;

thence South 62° 26' 17" West along the southeasterly boundary of said Lot 6 a distance of 158.83 feet;

thence North 67° 14' 15" West along the southwesterly boundary of Lot 6 and said Lot 7 a distance of 134.93 feet to an existing ½ inch diameter rebar;

thence North 21° 17' 31" East a distance of 311.95 feet (Record North 21° 14' 22" East, 312.55 feet) to an existing ½ inch diameter rebar marking the northwesterly corner of said Lot 6;

thence southeasterly 93.27 feet along the arc of a curve to the left having a central angle of 24° 37' 57", a radius of 216.95 feet and a long chord which bears South 89° 56' 40" East a distance of 92.55 feet to the **POINT OF BEGINNING**.



PC 25313

Exhibit "A"

All of Lot 6 and a portion of Lot 7, Block 2, VIEW TERRACE SUBDIVISION, Canyon County, Idaho, according to the plat filed in Book 16 of Plats, Page 11, records of said County, more particularly described as follows:

BEGINNING at the Northeasterly corner of Lot 6; thence

South 12° 26' 20" East (formerly shown of record as South 12° 26' 20" West) along the Easterly boundary of Lot 6, a distance of 276.07 feet; thence

South 62° 17' 00" West along the Southerly boundary of Lot 6, a distance of 158.83 feet; thence

North 67° 22' 30" West along the Southerly boundaries of Lots 6 and 7 a distance of 135.00 feet; thence

North 21° 14' 22" East a distance of 312.55 feet to a point on a curve which is also the Northwestern corner of Lot 6; thence

Northeasterly a distance of 93.25 feet along the arc of a curve to the left, having a radius of 216.95 feet, a central angle of 24° 37' 34" and a long chord which bears

North 89° 52' 27" East a distance of 92.53 feet to the POINT OF BEGINNING.

3N SW 5-3

9820168

RECORDED

98 JUN 1 PM 3 34

NED J KERR

CANYON COUNTY RECORDER

[Signature]

REQUEST PIONEER — CALDWELL

TYPE *[Signature]* 6-1-88

DAN T. MORRIS and BEVERLY I. MORRIS

-TO-

THE PUBLIC

DECLARATION OF PROTECTIVE
COVENANTS AND RESTRICTIONS
VIEW TERRACE SUBDIVISION
DATED: December 1, 1977
RECORDED: December 2, 1977
10:31 A.M.
DOCUMENT NO. 816088

SIGNED: Dan T. Morris and Beverly I. Morris

ACKNOWLEDGED: Owyhee County, Idaho, December 1, 1977, personally appeared Dan T. Morris and Beverly I. Morris, husband and wife, before Teresa Moulton, Notary Public for Idaho. (SEAL)

THE UNDERSIGNED hereby impose upon the subdivision hereafter described each and all of the protective covenants and restrictions hereafter set forth upon the terms and conditions hereafter set forth.

SUBDIVISION DEFINED: Subdivision as used herein means that real property situated in Canyon County, Idaho and described in Exhibit A which is attached hereto and by this reference incorporated herein and made a part hereof.

LOT DEFINED: Lot as used herein means a parcel of land within the subdivision which has a width of not less than 90 feet at the minimum building set back line and which has an area of not less than 22,000 square feet.

PROTECTIVE COVENANTS AND RESTRICTIONS: For the benefit of the subdivision, the subdivision is hereby expressly made subject to the protective covenants and restrictions following:

1. The subdivision shall not be used for any purpose other than residential purposes and no building or structure except a single private dwelling house (with appurtenances meaning car ports, garages and outbuildings used in connection therewith and reasonably conforming in design and appearance to such dwelling house) designed for the occupancy of one family shall be erected or placed in the subdivision.

2. No single private dwelling house shall be erected or placed on any parcel of land within the subdivision which does not meet the minimum requirements for a lot as herein defined.

3. No dwelling house shall be erected or placed within the subdivision which shall have less than 1,200 square feet of floor space on the main floor (floor space in any basement level or in any upstairs level shall not be included in determining the area of the main floor except in split level homes with approximately one-half floor between each level in which case both levels shall be included in determining the area of the main floor which shall not be less than 1,800 square feet).

4. No dwelling house or appurtenances thereto shall be located within the subdivision which shall be closer than twenty-five (25) feet to any street or roadway serving the subdivision and as located shall substantially line up and conform to previously existing dwellings bordering on the same street or roadway.

5. No dwelling house or appurtenances thereto shall be located within the subdivision which shall be closer than fifteen (15) feet to any property line of any adjoining tract of land within the subdivision and held in separate ownership.

6. All telephone lines brought into the subdivision shall be installed underground meeting all standards and requirements therefore which are provided by law or any regulations having the force of law.

7. No trailer house or mobile home or prefabricated house of any kind or used for any purpose shall be placed in the subdivision. This provision shall not be construed to exclude the parking of a travel trailer or camper, provided the same is not used while so parked for any purpose including but not limited to use thereof as a residence.

8. Not more than three (3) horses or cows or calves or some combination thereof shall be kept within the subdivision or any lot or by any one family and NO bulls, hogs, sheep or fowl whatsoever shall be kept or maintained within the subdivision.

9. No sign of any kind shall be displayed to the public view on any lot except one professional sign of not more than one square foot, one sign of not more than twelve square feet advertising the property for sale or rent, or signs used by a builder to advertise the property during the construction and sales period.

10. No junk motor vehicle or parts thereof and no other motor vehicle which has been unlicensed for a period of six months shall be maintained or stored within the subdivision.

11. No nuisance or offensive, noisy or illegal activities shall be carried on within the subdivision and no part of the subdivision shall be used or occupied to injuriously affect the use, occupation or value of any other part of the subdivision for residential purposes.

12. The subdivision shall be kept free of all weeds, rubbish and debris.

TERM: The protective covenants and restrictions shall be in effect for a term of 25 years from and after the date hereof.

INTERPRETATION: Each and all of the protective covenants and restrictions are intended as and shall be construed as covenants running with the land.

ENFORCEMENT: The protective covenants and restrictions may be enforced by any owner or owners of any lot or lots within the subdivision by legal proceedings at law or in equity against any person or persons or legal entity or legal entities or combination thereof violating or attempting to violate any provision of the protective covenants and restrictions either to restrain such violation or to recover damages or both.

SEVERABILITY: The invalidity of part or all of any of the protective covenants and restrictions shall not affect the validity of the remainder of or of any of the other protective covenants and restrictions which shall remain in full force and effect.

BINDING EFFECT: The provisions of this declaration including the protective covenants and restrictions shall apply to and bind the heirs, personal representatives, successors and assigns of the undersigned and every person and legal entity claiming under them.

EXHIBIT A

That parcel situated in Government Lot 6 in Section 3, Twp. 3N, Rge. 5 W of the Boise Meridian and more particularly described as follows:

COMMENCING at the NE corner of said Government Lot 6;

thence South along the East boundary of said Government Lot 6, which line is also the centerline of a county road, a distance of 332.00 feet to the TRUE POINT OF BEGINNING;

thence continuing South along said East boundary and centerline a distance of 254.50 feet;

thence South 76 degrees 41 minutes 00 seconds West a distance of 880.80 feet;

thence South 62 degrees 17 minutes 00 seconds West a distance of 547.90 feet to a point on the Easterly bank of the Snake River;

thence traversing said easterly bank of the Snake River: North 67 degrees 22 minutes 30 seconds West a distance of 184.77 feet; North 54 degrees 42 minutes 15 seconds West a distance of 412.28 feet; North 52 degrees 04 minutes 15 seconds West a distance of 150.00 feet;

thence leaving said river bank North 39 degrees 07 minutes 50 seconds East a distance of 439.00 feet;

thence South 66 degrees 12 minutes 42 seconds East a distance of 311.02 feet;

thence North 39 degrees 07 minutes 50 seconds East a distance of 239.77 feet;

thence South 61 degrees 10 minutes 00 seconds East a distance of 122.80 feet;

thence South 71 degrees 20 minutes 00 seconds East a distance of 89.41 feet;

thence South 56 degrees 53 minutes 00 seconds East a distance of 75.19 feet;

thence North 77 degrees 59 minutes 00 seconds East a distance of 87.43 feet;

thence North 85 degrees 13 minutes 00 seconds East a distance of 77.68 feet;

thence North 19 degrees 05 minutes 00 seconds East a distance of 82.58 feet;

thence North 89 degrees 57 minutes 00 seconds East along a line parallel with the North boundary of said Government Lot 6 and the centerline of Bella Vista Drive a distance of 97.80 feet;

thence South along a line parallel with said East boundary and centerline a distance of 186.77 feet;

thence Northeasterly a distance of 50.69 feet along the arc of a curve to the right having a radius of 178.17 feet, a central angle 16 degrees 18 minutes 00 seconds and a long chord which bears North 81 degrees 48 minutes 00 seconds East a distance of 50.52 feet;

thence North 89 degrees 57 minutes 00 seconds East along a line parallel with said North boundary and the centerline of Bella Vista Drive, a distance of 175.00 feet to the TRUE POINT OF BEGINNING. This parcel is subject to all easements and rights of way existing or of record. This parcel contains 16.19 acres.

AJ0749NP
No. 63-29416

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

DATE: 08/04/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JASON E CAGLE	07/01/1978	DOMESTIC	01-01 12-31	0.030 CFS	
C	BETH E CAGLE 26669 MORRIS PL WILDER ID 83676 (208) 337-6126					
				TOTAL DIVERSION:	0.030 CFS	
D	JAMES RAINEY					
D	EVELYN RAINEY PO BOX 535 HOMEDALE ID 83628 (208) 337-4455					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R05W S03 Lot06(SESW)

CANYON County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
03N	05W	3	:											06-D						:

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-23170 63-26701 63-26833 63-28600 A63-23170 A63-26701 A63-26833 A63-28600 A63-29416

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. 8R0903500Z006A
PROPERTY ALSO KNOWN AS LOT 6 & LOT 7 LESS TAX 1 B2, VIEW
TERRACE SUBDIVISION.

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

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. 63-29416

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

DATE: 08/04/99
PAGE: 2

=====

Comments: Date: 08/04/1999 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: 08/04/99 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. 63-29416

KARL J. DREHER
DIRECTOR

JASON E CAGLE
BETH E CAGLE
26669 MORRIS PL
WILDER ID 83676

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
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

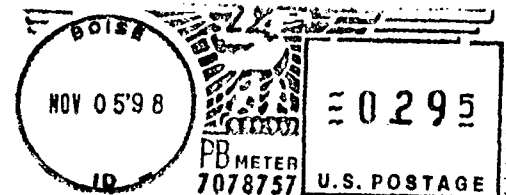
cc: James and Evelyn Rainey

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

~~RETURN SERVICE REQUESTED~~

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED

NOV 13 1998

Department of Water Resources

IMPORTANT WATER RIGHT INFORMATION

63-29416
JAMES RAINEY
EVELYN RAINEY
PO BOX 535
HOMEDALE ID 83628

RAIN535 836282221 1498 05 11/09/98
RETURN TO SENDER

RAINEY
BOX CLOSED
UNABLE TO FORWARD
RETURN TO SENDER

836282221 1498 05 11/09/98





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

63-29416
JAMES RAINEY
EVELYN RAINEY
PO BOX 535
HOMEDALE ID 83628

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



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

RECEIVED

JUL 27 1998

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 27, 1998

MR & MRS JASON E CAGLE
2669 MORRIS PL
WILDER ID 83676

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A63-29416

Dear Claimants:

We have been advised you are the current owners of the property and water right shown above. Before we can modify our records to reflect your ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

Please send the completed form with warranty deed copy and map to our Boise Region office by August 27, 1998.

Idaho Department of Water Resources
Adjudication Bureau
2735 Airport Way
Boise, ID 83705-5082

If you have any other water rights which have changed ownership, enter each water right number on the form before mailing it.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Form 42-248/42-1409(6)



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 28, 1993

Mr. & Mrs. James Rainey
P.O. Box 535
Homedale, ID 83628

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Receipt #W002989

Dear Mr. & Mrs. Rainey:

In our letter to you of April 21, 1993, you were offered some options to record your water rights. Since we have not received anything further from you, the refund process has been initiated with the State Auditor's Office for the fees you paid. You should receive your check in the near future.

If you later decide to refile, a new claim must be completed within one year with filing fees and appropriate late fees included at the time of submittal.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED

AUG 03 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

mailed April 21, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[*James Rainey*]
[*P.O. Box 535*]
[*Homedale, ID 83628*]

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you to complete items required that were incomplete on your claim form. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim(s).

_____ Fee - No fee received or inadequate fee received, fee due is _____.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

✓ _____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated. *Please correct, if necessary.*

_____ Item No. 3 - Source of Water

✓ _____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range. Lot and block for subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

_____ Item No. 6 - Uses of Water

_____ Item No. 9 - Non-Irrigation Uses

✓ _____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

MICROFILMED

AUG 03 1994

Item No. 12 - Ownership of place of use - It appears that the places of use filed on this claim are owned by separate individuals. This claim form can only be used when the places of use are under single ownership, even when all the uses are from one source. Enclosed are claim forms to be used to file on each separately owned place of use. The claim being returned will need to be modified to show one owner, with the changes initialed and dated. The \$25 fee for this claim has been submitted, however, the additional claims returned need to submit a \$25 fee each.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

Other: _____

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one was requested), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any other claims, information or fees requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

SO:s

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED

AUG 03 1994

AJ0749NP
No. R63-29416

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

DATE: 09/14/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES RAINEY	07/01/1978	DOMESTIC	01-01 12-31	0.03 CFS	
C	EVELYN RAINEY					
	PO BOX 535					
	HOMEDALE ID 83628					
	(208) 337-4455					
				TOTAL DIVERSION:	0.03 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R05W S03 Lot06(SESW)

CANYON County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
03N	05W	3	:																	:

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. 8R0903500Z006A
PROPERTY ALSO KNOWN AS LOT 6 & LOT 7 LESS TAX 1 B2, VIEW
TERRACE SUBDIVISION.

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

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 09/14/98 CWALKER

AJ0749NP
No. R63-29416

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

DATE: 08/13/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES RAINEY	07/01/1978	DOMESTIC	01-01 12-31	0.03 CFS	
C	EVELYN RAINEY					
	PO BOX 535					
	HOMEDALE ID 83628					
	(208) 337-4455					
				TOTAL DIVERSION:	0.03 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R05W S03 Lot06(SESW)

CANYON County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
				NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
03N	05W	3	:																	:
			:																	:

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. 8R09035002006A

Dates: Exam Made Date: Verified Date: 08/13/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/13/1998 User-ID: JGIVENS Subject: COPIED FROM REMARKS

EXP- AKA LOT 6, LOT 7, LESS TX 1 B2, VIEW TERRACE SUBDIVISION

Audit: 08/13/98 JGIVENS

AJ5856NP

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

DATE: AUG-21-1997
PAGE: A-789

RIGHT NUMBER: 63-29416

NAME & ADDRESS: JAMES RAINEY
EVELYN RAINEY

PO BOX 535
HOMEDALE ID 83628

522 Parkside Dr
Harden ID 83835

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

PRIORITY DATE: 07/01/1978

POINT OF DIVERSION: T03N R05W S03 LOT 6 (SESW)

Within CANYON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
DOMESTIC DOMESTIC, 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.03 CFS

PLACE OF USE:

DOMESTIC ✓
T03N R05W S03 ✓ Lot 6 (SESW) ✓ Within CANYON County

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

AKA LOT 6, LOT 7, LESS TX 1 B2, VIEW TERRACE SUBDIVISION ✓ ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel No. 8209035002006A
1 Home

Verified by JE Date: 5/15/98
Verification Source: Computer



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

June 24, 1998

JAMES RAINEY
522 PARKSIDE DR
HAYDEN ID 83835

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Snake River Basin Adjudication (SRBA)
Water Right No. A63-29416
Change of Address

Dear Water Right Holder:

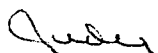
IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office postmarked by July 10, 1998. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,


Judy Givens
Clerical Specialist

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone Number