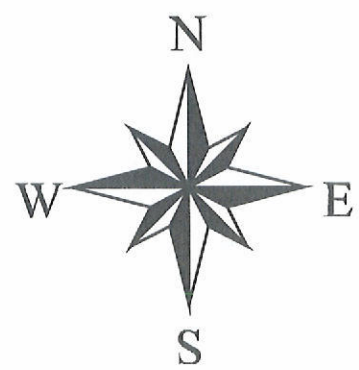
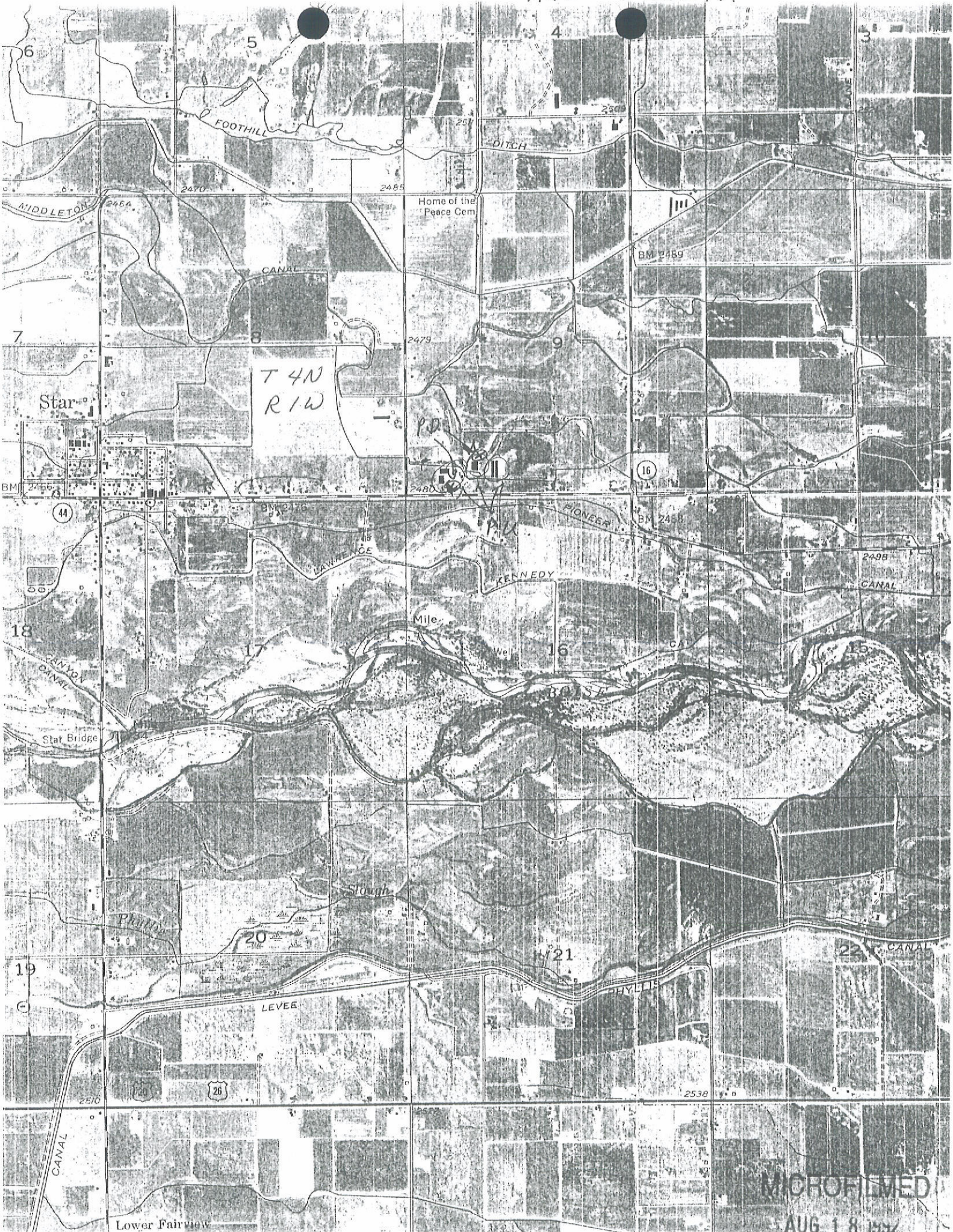
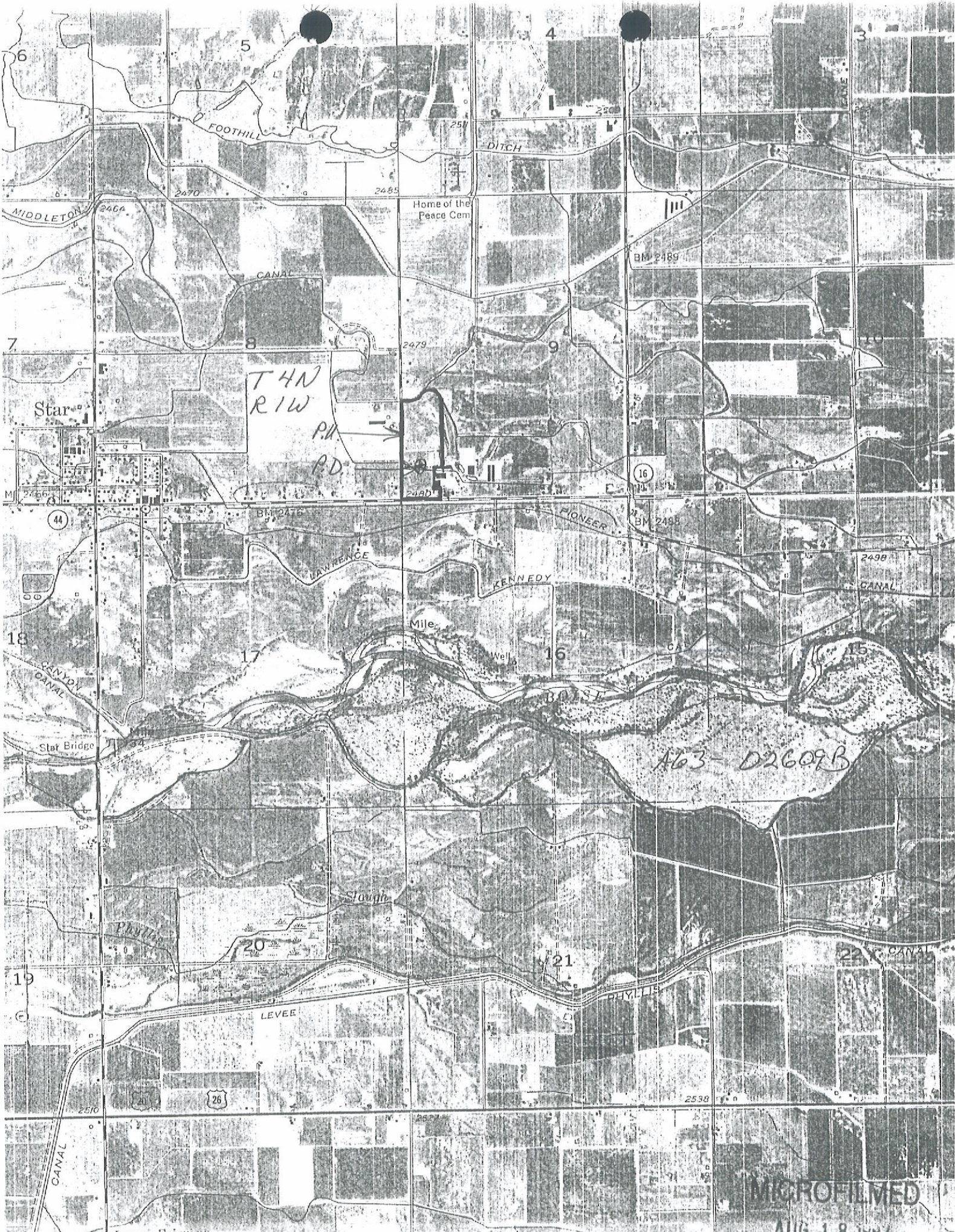






MICROFILMED

AUG 18 1957



MICROFILMED

AUG 18 1992

Idaho Department of Water Resources

63-2609

T04N R01W S9



-  Point of Diversion
-  Place of Use
-  Sections
-  Quarter Quarter



500 0 500 Feet



IDWR

Prepared by: Sandy Egbert

Date: 8-9-05

2003 Photography



SWNW

SENW

NWSW

NESW

deleted mig.

SWSW

SESW

NWNW

NENW

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-2609
Date Received: 6/27/1989
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOSEPH A & LYNN S MOYLE TRUST Phone: (208)286-7373

280 N. PLUMMER ROAD
STAR ID USA 83669

2. Date of Priority: 02/15/1944

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	9	SW SW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	/	/	1	
STOCKWATER	/	/		
DOMESTIC	/	/		

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	9	NW	SW	IRRIGATION	15
			SW	SW	IRRIGATION	34
					Section Acres	49
					Total Acres	49

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

CHNAGE IN OWNERSHIP LG 9/13/05

15. Basis of Claim: License

Form 42-248/42-140(6) July, 2000

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

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-15903					
63-02609	AJ				
63-15901					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Moyle Mink Ranch / Green Meadows Trust
Austin Moyle President

4. New Owner/Claimant(s)

2700 N. Meridian Rd. Meridian ID 83642
Joseph A. Moyle Lynn S Moyle

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

New Mailing Address

280 N. Plummer

City, State and ZIP Code

Star ID 83669

New Telephone Number

208 286-7373 or 870-6667

5. Date you acquired the property

Form 42-246(02-140208) July, 2000

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Jayle A. Mayle

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by <i>JS</i> _____	Date <i>08/23/05</i> _____	Receipt No. <i>W033321</i> _____
Processed by _____	AD Date _____	WR _____ Date _____

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

DWIGHT F. BICKEL
Attorney at Law, ISB #866
2935 W. Ann Street
Meridian, ID 83642-4142

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 07/06/04 08:45 AM
DEPUTY Bonnie Oberbillig
RECORDED-REQUEST OF
Dwight Bickle
AMOUNT 12.00



4

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

SPECIAL WARRANTY DEED

GRANTOR:

JOSEPH A. MOYLE and LYNN S. MOYLE (also known as NANCY LYNN MOYLE), husband and wife.

GRANTEE:

JOSEPH A. MOYLE and LYNN S. MOYLE, as Co-Trustees of THE JOSEPH A. & LYNN S. MOYLE TRUST under Trust Agreement dated effective July 1, 2004, and their substitutes and successors as Trustee thereunder.

GRANTEE'S MAILING ADDRESS FOR TAX NOTICES:

280 N. Plummer Road, Star, ID 83669.

DESCRIPTION OF REAL PROPERTY CONVEYED BY THIS DEED:

Situated in the County of Ada, State of Idaho:

The real estate more particularly described upon Exhibit "A" attached hereto and by this reference incorporated herein and made a part hereof.

TOGETHER WITH all improvements thereon and all appurtenances thereto.

FOR GOOD AND SUFFICIENT CONSIDERATION, the above-named Grantor does hereby CONVEY unto the above-named Grantee, the real property above described. This deed is given for estate planning purposes, without valuable consideration in cash or property, to vest title to the property in a living trust established by Grantor parties.

Grantor WARRANTS that Grantor has good right and authority to execute and deliver this deed to the Grantee, and that Grantor is the owner in fee simple of said premises, subject only to those encumbrances of record, if any, which were made, suffered, or assumed by the Grantor. If the premises conveyed hereby are subject to any encumbrance securing indebtedness for the payment of which Grantor is presently personally liable, nothing herein contained shall be construed to release Grantor from such personal liability.

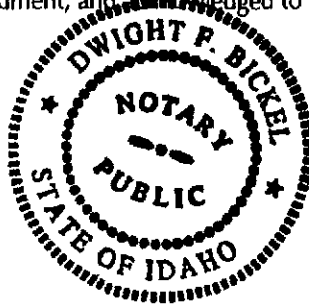
The singular terms "Grantor" and "Grantee" as used in this instrument shall be construed to include the plural.

DATED: July 1, 2004.

Joseph A. Moyle
JOSEPH A. MOYLE
Lynn S. Moyle
LYNN S. MOYLE

STATE OF IDAHO)
)ss.
COUNTY OF ADA)

On this 1 day of July, 2004, before me, a Notary Public in and for said State, personally appeared JOSEPH A. MOYLE and LYNN S. MOYLE, 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.



Dwight P. Bickel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 11-05-2005

**EXHIBIT "A" TO
SPECIAL WARRANTY DEED**

LEGAL DESCRIPTION OF PROPERTY

Parcel No. 1:

Commencing at the Southwest corner of Section 9, T. 4 N., R. 1 W., B.M., Ada County, Idaho, thence running N. 89° 45' E. along the section line a distance of 1307.84 feet;
Thence running true North along the center line of the SW¹/₄ of the above said Section a distance of 1920.08 feet to a point;
Thence running N. 87° 45' W. a distance of 640.84 feet to a point;
Thence running true South, parallel to the West side of the above said Section a distance of 1404.92 feet to a point;
Thence running N. 89° 55' W. a distance of 667.5 feet more or less to a point on the West section line of the above said Section;
Thence running true South along the section line a distance of 547.0 feet more or less to the point of beginning.

TOGETHER WITH all ditches and ditch rights-of-way, water, and water rights thereunto belonging or in anywise appertaining thereto, including 50 shares of stock in the Middleton Irrigation Association, Inc., evidenced by Certificate No. 27A which stock is hereby transferred and assigned to the Grantee.

((((((LEGAL DESCRIPTION CONTINUES ON PAGE 2))))))

EXHIBIT "A" TO SPECIAL WARRANTY DEED (CONTINUED)

Parcel No. 2:

The East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 9, Township 4 North, Range 1 West, Boise Meridian, in Ada County, Idaho, TOGETHER WITH all water and water rights, ditches and ditch rights of way appurtenant thereto;

EXCEPT the following parcel:

A parcel of land located in the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 9, Township 4 North, Range 1 West of the Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the Southwest corner of said Section 9; thence, on the South boundary of Section 9 S89°32'27"E, a distance of 2,182.81 feet to a point from which the Southeast corner of the SW $\frac{1}{4}$ of Section 9 bears S89°32'27"E a distance of 440.0 feet; thence, N00°37'41"E, a distance of 623.15 feet to the Southwest corner of said parcel of land and being the Real Point of Beginning; thence, continuing N00°37'41"E, a distance of 455.42 feet to a point on the South bank of a large drain ditch; thence along the South bank of said ditch S87°32'00"E, a distance of 440.23 feet to a point on the East boundary of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 9, from which the Center $\frac{1}{4}$ corner of Section 9 bears N00°37'41"E, a distance of 1,577.53 feet; thence on the East boundary of said E $\frac{1}{2}$ of the SW $\frac{1}{4}$ S00°37'41"W, a distance of 440.0 feet to a point from which the Southeast corner of the SW $\frac{1}{4}$ bears S00°37'41"W, a distance of 623.15 feet; thence N89°32'27"W, a distance of 440.0 feet to the Point of Beginning.

Said parcel comprising of 4.52 acres, more or less.

((((((END OF LEGAL DESCRIPTION))))))

RECORDED AT THE REQUEST OF
AND WHEN RECORDED MAIL TO:

98005999

98005999

ADA CO. RECORDER

J. DAVID NAVARRO

BOISE ID

Dought J. Dought

'98 JAN 26 AM 10 00

FEE *900* DEED *Shelley*

RECORDED AT THE REQUEST OF

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

QUITCLAIM DEED

GRANTORS:

AUSTIN MOYLE and MARY MOYLE, also known as MARY E. MOYLE, husband and wife.

GRANTEE:

JOSEPH AUSTIN MOYLE, as his sole and separate property.

GRANTEE'S ADDRESS:

280 N. Plummer Road, Star, Idaho 83669.

DESCRIPTION OF REAL PROPERTY CONVEYED BY THIS DEED:

Situated in the County of Ada, State of Idaho:

An undivided one-half interest in the following property, as a tenant in common with Grantors:

Parcel 1:

Commencing at the Southwest corner of Section 9, T. 4 N., R. 1 W., B.M., Ada County, Idaho, thence running N. 89° 45' E. along the section line a distance of 1307.84 feet;

Thence running true North along the center line of the SW¼ of the above said Section a distance of 1920.08 feet to a point;

Thence running N. 87° 45' W. a distance of 640.84 feet to a point;

Thence running true South, parallel to the West side of the above said Section a distance of 1404.92 feet to a point;

Thence running N. 89° 55' W. a distance of 667.5 feet more or less to a point on the West section line of the above said Section;

Thence running true South along the section line a distance of 547.0 feet more or less to the point of beginning.

TOGETHER WITH all ditches and ditch rights-of-way, water, and water rights thereunto belonging or in anywise appertaining thereto, including 50 shares of stock in the Middleton Irrigation Association, Inc., evidenced by Certificate No. 27A.

Parcel 2:

The East Half of the Southwest Quarter (E½SW¼) of Section 9, Township 4 North, Range 1 West, Boise Meridian, in Ada County, Idaho.

TOGETHER WITH all water and water rights, ditches and ditch rights of way appurtenant thereto.

FOR VALUE RECEIVED, the above-named Grantors do hereby convey, release, remise and forever QUITCLAIM unto the above-named Grantee, the real property above described, together with the appurtenances.

This deed conveys all right, title, and interest now owned by Grantors in the above-described property, together with all right, title, and interest therein acquired by Grantors hereafter, up to and including the date of recording of this deed.

This deed is given to document a previous oral agreement of the parties.

DATED: January 21, 1998.

Austin Moyle
AUSTIN MOYLE

Mary Moyle
MARY MOYLE

Confirmed:

Austin Moyle
AUSTIN MOYLE, by his Attorney-in-Fact:

Joseph A. Moyle
Attorney-In-Fact for AUSTIN MOYLE

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

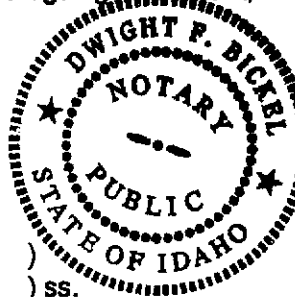
On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared AUSTIN MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

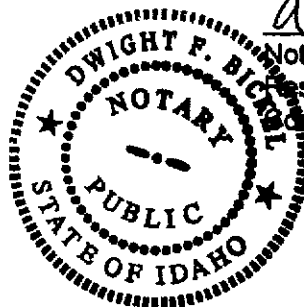
On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared MARY MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JOSEPH AUSTIN MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument as attorney-in-fact for AUSTIN MOYLE, and acknowledged to me that he subscribed the name of AUSTIN MOYLE thereto as principal, and his own name as attorney-in-fact.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

When recorded mail to:

Austin & Mary Moyle
2700 N. Meridian Road
Meridian, ID 83842

98005997

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

Dwight J. Lucas

'98 JAN 26 AM 10 00

This space reserved for recording information

FEE *1.70* DEP *[Signature]*
RECORDED AT THE REQUEST OF

**NOTICE OF TERMINATION OF TRUST
and TRUSTEE'S DEED**

KNOW ALL PERSONS BY THESE PRESENTS:

WHEREAS, AUSTIN MOYLE and MARY MOYLE (also known as MARY E. MOYLE) created a Trust named **MOYLE MINK RANCH TRUST** pursuant to a Declaration of Trust dated October 16, 1978; and

WHEREAS, the name of said Trust was changed on December 1, 1979, to **GEM MEADOWS TRUST CO.**; and

WHEREAS, AUSTIN MOYLE and MARY MOYLE (also known as MARY E. MOYLE), husband and wife, are the holders of all certificates of beneficial interest in **GEM MEADOWS TRUST CO.**, and in such capacity are the sole beneficiaries of said Trust; and

WHEREAS, **COSMIC SERVICES, INC.**, a corporation, is the duly appointed and acting Trustee of **GEM MEADOWS TRUST CO.**; and

WHEREAS, the Declaration of Trust of **GEM MEADOWS TRUST CO.** authorizes the Trustee to terminate said Trust whenever the Trustee determines that such termination would be in the best interests of the beneficiaries of the Trust; and

WHEREAS, AUSTIN MOYLE and MARY MOYLE have requested that Trustee terminate the Trust, and Trustee has determined that it is in the best interests of said beneficiaries to do so; and

WHEREAS, in event of termination of **GEM MEADOWS TRUST CO.** the Declaration of Trust requires that the assets being held in trust be distributed to the holders of the certificates of beneficial interest in said Trust;

NOW, THEREFORE, in consideration of the premises and pursuant to the Declaration of Trust of **GEM MEADOWS TRUST CO.**:

1. **COSMIC SERVICES, INC.**, as Trustee of **GEM MEADOWS TRUST CO.** hereby declares said Trust to be terminated, effective January 1, 1995.
2. **COSMIC SERVICES, INC.**, as Trustee of **GEM MEADOWS TRUST CO.**, hereby GRANTS, CONVEYS, and DISTRIBUTES to AUSTIN MOYLE and MARY MOYLE, husband and wife,

NOTICE OF TERMINATION OF TRUST
AND TRUSTEE'S DEED

Page 1 of 4 Pages

whose mailing address is 2700 N. Meridian Road, Meridian, Idaho 83642, all real and personal property comprising a part of the trust estate of **GEM MEADOWS TRUST CO.**, including but not necessarily limited to the following real estate situated in Ada County, Idaho:

Commencing at the Southwest corner of Section 9, T. 4 N., R. 1 W., B.M., Ada County, Idaho, thence running N. 89° 45' E. along the section line a distance of 1307.84 feet;

Thence running true North along the center line of the SW¼ of the above said Section a distance of 1920.08 feet to a point;

Thence running N. 87° 45' W. a distance of 640.84 feet to a point;

Thence running true South, parallel to the West side of the above said Section a distance of 1404.92 feet to a point;

Thence running N. 89° 55' W. a distance of 667.5 feet more or less to a point on the West section line of the above said Section;

Thence running true South along the section line a distance of 547.0 feet more or less to the point of beginning.

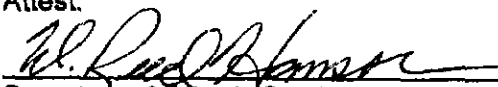
TOGETHER WITH all ditches and ditch rights-of-way, water, and water rights thereunto belonging or in anywise appertaining thereto, including 50 shares of stock in the Middleton Irrigation Association, Inc., evidenced by Certificate No. 27A.

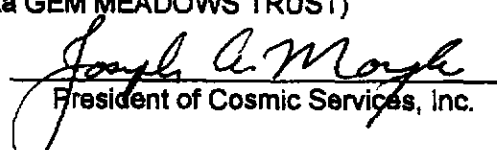
3. **GEM MEADOWS TRUST CO.** is sometimes known of record as **GEM MEADOWS TRUST**, and is the entity which is the Grantee named in that certain deed dated October 1, 1980, executed by Austin Moyle, Trustee of Moyle Mink Ranch Trust, to Gem Meadows Trust, recorded April 25, 1991, as Instrument No. 9120925 in the office of the County Recorder of Ada County, Idaho. Said deed was intended to memorialize, as a matter of public record, the change of name of **MOYLE MINK RANCH TRUST** to **GEM MEADOWS TRUST CO.**, which occurred on December 1, 1979.
4. Trustee hereby ratifies and adopts as the valid and binding act of the Trustee of **GEM MEADOWS TRUST CO.** that certain Quitclaim Deed executed by "Austin Moyle, President of Gem Meadows Trust" to Van Rose Acres, Grantee, recorded as Instrument No. 96010436 in the office of the County Recorder of Ada County, Idaho.
5. The transactions set forth herein became effective on January 1, 1995, but have not previously been formally documented.

IN WITNESS WHEREOF, the Trustee has executed this instrument effective as of the date stated herein.

COSMIC SERVICES, INC., as Trustee of
GEM MEADOWS TRUST CO.
(aka **GEM MEADOWS TRUST**)

Attest:


Secretary of Cosmic Services, Inc.

By: 
President of Cosmic Services, Inc.

CERTIFICATION AND CONSENT

AUSTIN MOYLE and MARY MOYLE, also known as MARY E. MOYLE, husband and wife, hereby certify that they were the creators of GEM MEADOWS TRUST CO., formerly named MOYLE MINK RANCH TRUST; that they were the only parties who contributed any assets to said Trust; that they are now the holders of all certificates of beneficial interest in GEM MEADOWS TRUST CO.; and that they consent to and approve of the termination of said Trust by the Trustee and reconveyance of the trust assets to AUSTIN MOYLE and MARY MOYLE, husband and wife, as set forth in the foregoing document.

Austin Moyle
AUSTIN MOYLE

Mary Moyle
MARY MOYLE

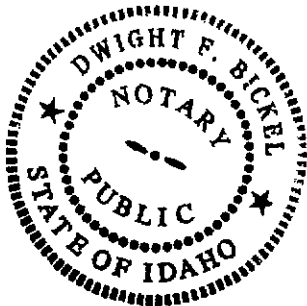
Confirmed:

Austin Moyle
AUSTIN MOYLE, by his Attorney-in-Fact:

Joseph A. Moyle
Attorney-In-Fact for AUSTIN MOYLE

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

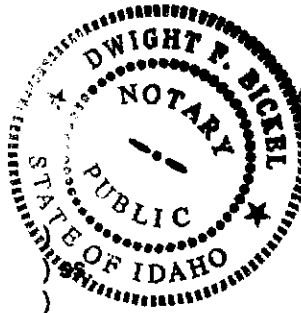
On this 21 day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JOSEPH A. MOYLE, known or identified to me to be the President of COSMIC SERVICES, INC., the corporation which executed the foregoing document as Trustee of VAN ROSE ACRES, and acknowledged to me that such corporation executed the same as such Trustee.



Dwight F. Bickel
Notary Public for Idaho
Residing at: Meridian, Idaho
Comm. Expires: 10-25-99

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

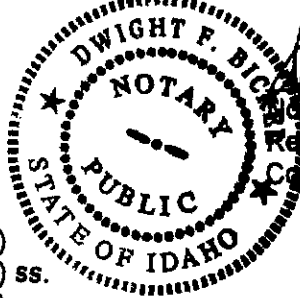
On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared AUSTIN MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

STATE OF IDAHO)
COUNTY OF ADA)

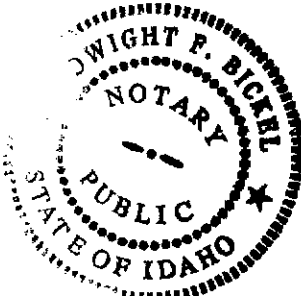
On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared MARY MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 21st day of January, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared JOSEPH AUSTIN MOYLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument as attorney-in-fact for AUSTIN MOYLE, and acknowledged to me that he subscribed the name of AUSTIN MOYLE thereto as principal, and his own name as attorney-in-fact.



Dwight F. Bichel
Notary Public for Idaho
Residing at Meridian, Idaho
Comm. Expires: 10-25-99

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-2609
Date Received: 6/27/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LYNN S MOYLE Phone: (208)286-7373
280 N PLUMMER
STAR ID USA 83669

JOSEPH A MOYLE Phone: (208)286-7373
280 N PLUMMER
STAR ID USA 83669

2. Date of Priority: 02/15/1944

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	9	SW SW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	/	/	1	
STOCKWATER	/	/		
DOMESTIC	/	/		

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	9	NW	SW	IRRIGATION	15
			SW	SW	IRRIGATION	34
					Section Acres	49
					Total Acres	49

11. Place of use in counties: ADA

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

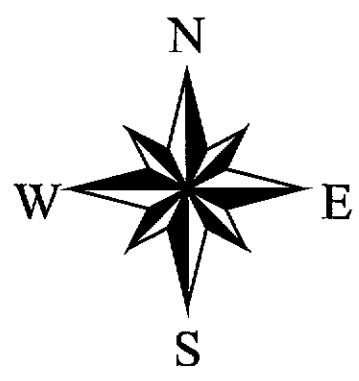
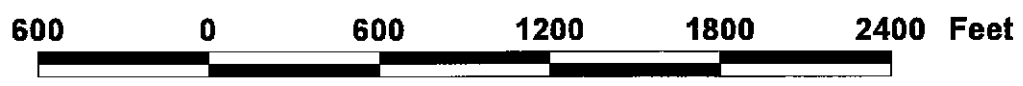
13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License



08 09
17 18



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: A63-02609A
Date Received: 7-20-89
Receipt No: C008412
Received By: CT
CT 6-27-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MOYLE MINK RANCH 208-888-3390
Address: AUSTIN MOYLE, PRESIDENT
2700 NORTH MERIDIAN ROAD
MERIDIAN, ID 83642

OR

Name: GEM MEADOWS TRUST 208-888-3390
Address: AUSTIN MOYLE, TRUSTEE
2700 NORTH MERIDIAN ROAD
MERIDIAN, ID 83642

2. Date of Priority: FEB 15, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	9	SE	SW	SW		ADA

5. Description of diverting works:

2 WELLS, 7" & 6", APPROX. 300' DEEP, FLOWING ARTESIAN, PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.220		
COMMERCIAL	01/01	12/31	0.220		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

COMMERCIAL, FEED MILL & COOLING FOR MINK; STOCK, 38,000 MINK

A63-02609A

Page 1

Date: 06/27/89

MICROFILMED
AUG 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	9	SW	SW		STOCK	
			SW	SW		COMMER	

11. Place of use in counties: ADA

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: LICENSE
Water Right Number: 19471

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 Organizations:

I do solemnly swear or affirm that I am President of
Title
Gem Meadows Trust, that I have signed the foregoing
Organization
document in the space below as President of
Title
Gem Meadows Trust and that the statements contained in the
Organization
foregoing document are true and correct.

Arthur Moyle
Signature of Authorized Agent

Pres. Gem Meadows Trust
Title and Organization

July 20, 1989
Date

State of Idaho)
County of Ada) SS.

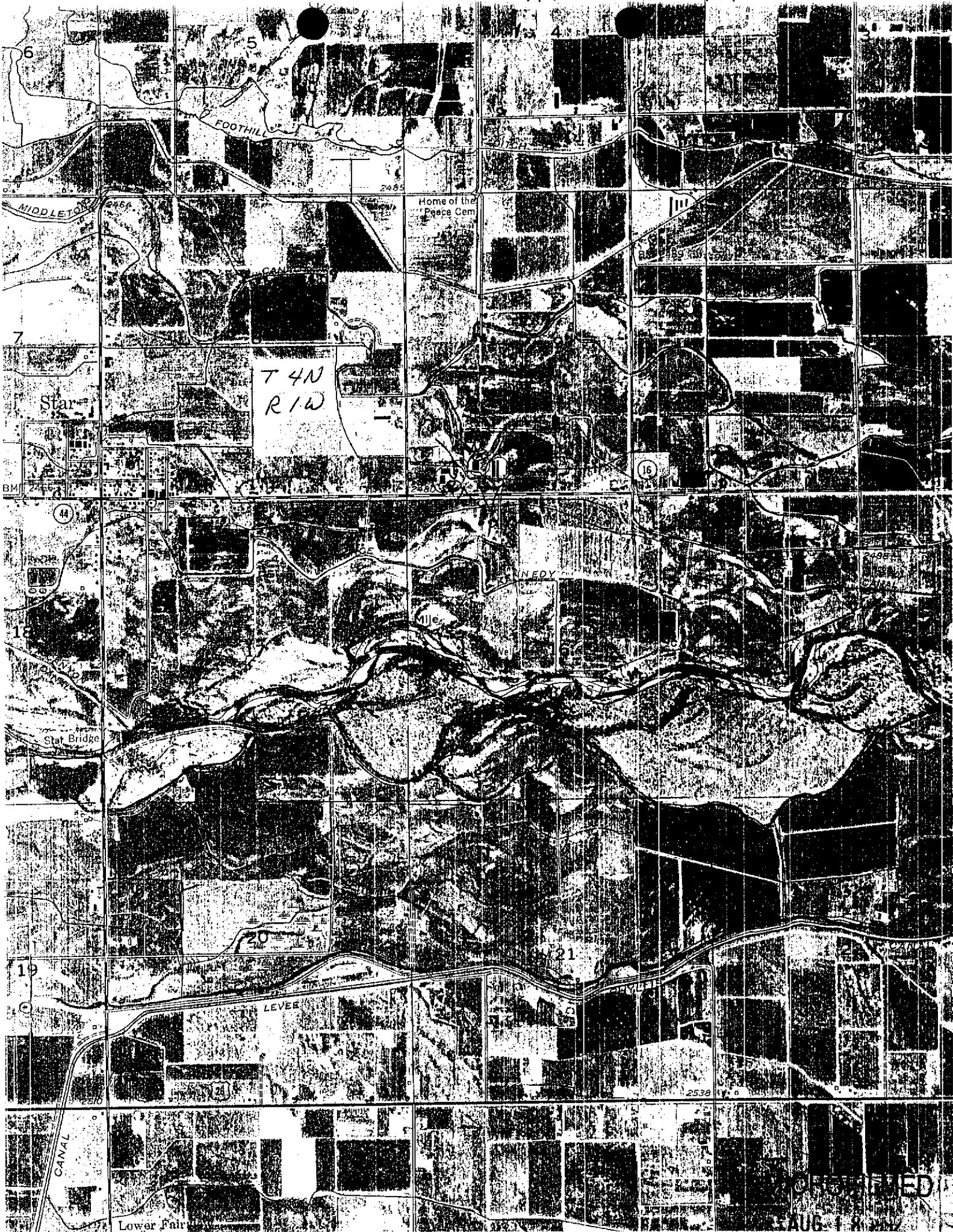
Subscribed and sworn (or affirmed) before me this 20th day

of July 19 89

Seal

Arthur Litchfield
Notary Public

Residing at Eagle, Id
My Commission Expires 3-21-94



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: A63-02609B
Date Received: 6/27/1989
Receipt No: 0007806
Received By: GA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH A. MOYLE 208-286-7373
Address: 280 NORTH PLUMMER
STAR, ID 83669
OR
Name: LYNN S. MOYLE 208-286-7373
Address: 280 NORTH PLUMMER
STAR, ID 83669

2. Date of Priority: FEB 15, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01W	9	SW	SW	SW		ADA

5. Description of diverting works:
WELL, 6" CASING, 286' DEEP, FLOWING ARTESIAN, SUB. PRESSURE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		
STOCKWATER	01/01	12/31	0.070		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 5000 MINK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	9	NW		SW		IRR	7.0
			SW		SW		IRR	18.0
			SW		SW		DOMEST	
			SW		SW		STOCK	
							Section Acres	25.0
							Total Acres	25.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:
REPLACEMENT WELL WAS DRILLED IN 1967.

15. Basis of Claim: LICENSE
Water Right Number: 19471

16. Signature(s)

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

Number of attachments: -1-

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Joseph A. Mough Date: 6-27-89
Date: _____

State of Idaho)
County of Ada) SS.

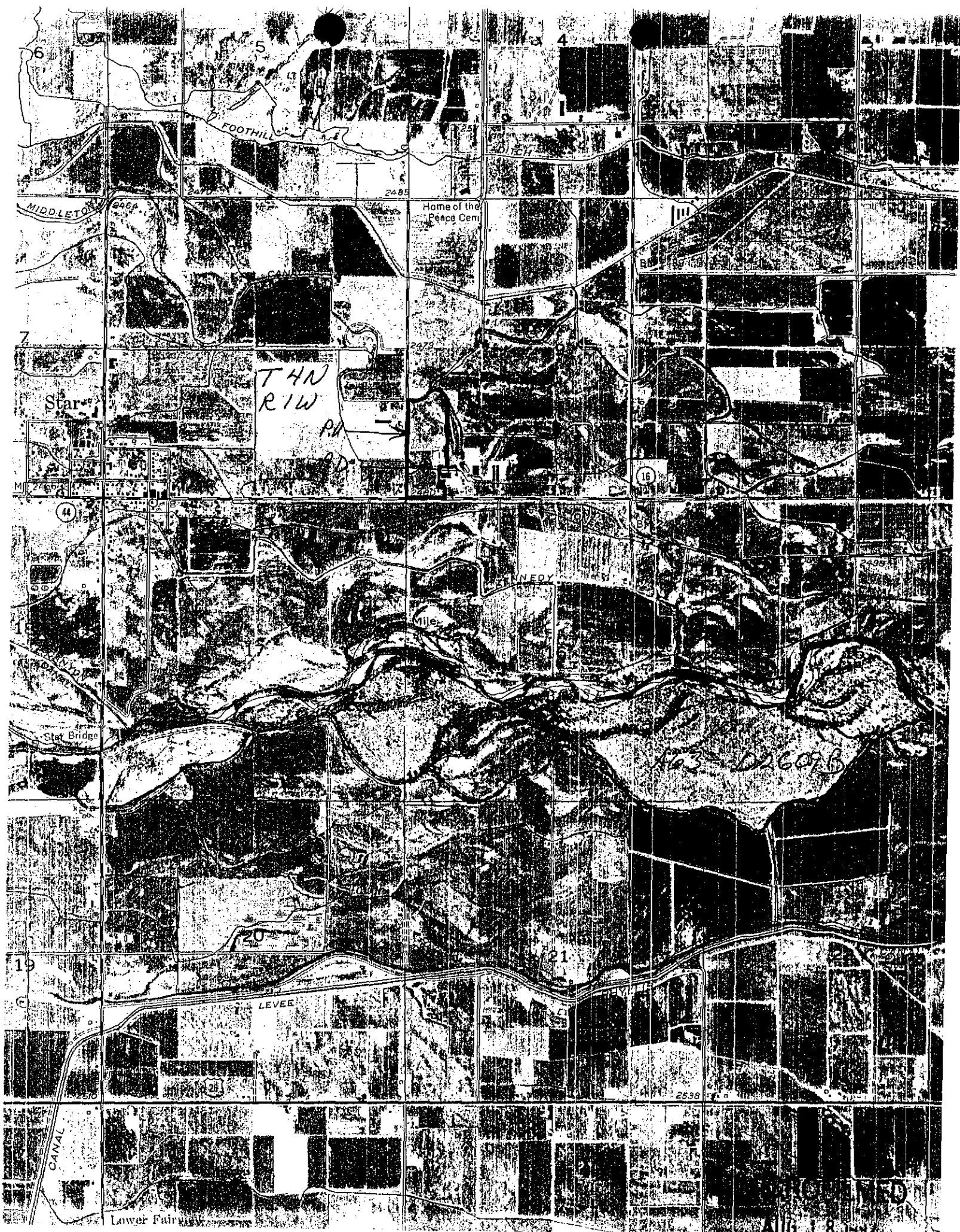
Subscribed and sworn (or affirmed) before me this 27th day
of June 19 89 Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994



09/13/2005

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

RIGHT NUMBER: 63-2609

NAME AND ADDRESS: JOSEPH A & LYNN S MOYLE TRUST
280 N. PLUMMER ROAD
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS
112.500 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 02/15/1944

POINT OF DIVERSION:

T04N R01W S9 SWSWSW Within ADA County
T04N R01W S9 SESWSW Within ADA County
T04N R01W S9 NWSESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.290 CFS
IRRIGATION	03/01 11/15	0.450 CFS 112.50 AFY
COMMERCIAL	01/01 12/31	0.220 CFS

Domestic use is for 2 homes and 1 apartment.

PLACE OF USE:

IRRIGATION Within ADA County
T04N R01W S09 NWSW 7.0 T04N R01W S09 SWSW 18.0
STOCKWATER Within ADA County
T04N R01W S09 SWSW
COMMERCIAL Within ADA County
T04N R01W S09 SWSW T04N R01W S09 SESW
DOMESTIC Within ADA County
T04N R01W S09 SWSW T04N R01W S09 SESW

25 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

09/13/2005

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

Stockwater use is for 43,000 mink.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 13, 2005

Joseph A & Lynn S. Moyle Trust
280 N. Plummer Rd
Star, ID 83669

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-2609

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

08/09/2005

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

RIGHT NUMBER: 63-2609

NAME AND ADDRESS: JOSEPH A MOYLE
280 N PLUMMER
STAR ID 83669

LYNN S MOYLE
280 N PLUMMER
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS
112.500 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 02/15/1944

POINT OF DIVERSION:

T04N R01W S9 SWSWSW Within ADA County

T04N R01W S9 SESWSW Within ADA County

T04N R01W S9 NWSESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.290 CFS
IRRIGATION	03/01 11/15	0.450 CFS 112.50 AFY
COMMERCIAL	01/01 12/31	0.220 CFS

Domestic use is for 2 homes and 1 apartment.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S09	NWSW	7.0	T04N R01W S09	SWSW	18.0
---------------	------	-----	---------------	------	------

STOCKWATER Within ADA County

T04N R01W S09	SWSW
---------------	------

COMMERCIAL Within ADA County

T04N R01W S09	SWSW	T04N R01W S09	SESW
---------------	------	---------------	------

DOMESTIC Within ADA County

T04N R01W S09	SWSW	T04N R01W S09	SESW
---------------	------	---------------	------

25 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 43,000 mink.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

63-2609

T04N R01W S9



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



500 0 500 Feet

IDWR
Prepared by: Sandy Egbert
Date: 8-9-05
2003 Photography

CO - ACC. TRANSFER IN PSD + PURPOSE OF
IN PSD TOTAL - 1.0 CFS
USE

63- 2609 PSD'S

SWSWSW IRRIG + DOM

NWSESW IRRIG. PSD

SESWSW - 1 HOME SWSW
(APT)

25 AC
IRRIG. - .44 1 HOME SESW PSD

~~PSD -~~ 48,000 M/LK .22
COMMERCIAL - .22 + STOCKWATER

Dec. 63-15901 - 1 HOME SESW

Dec. 63-15903 - 2 HOMES SWSW

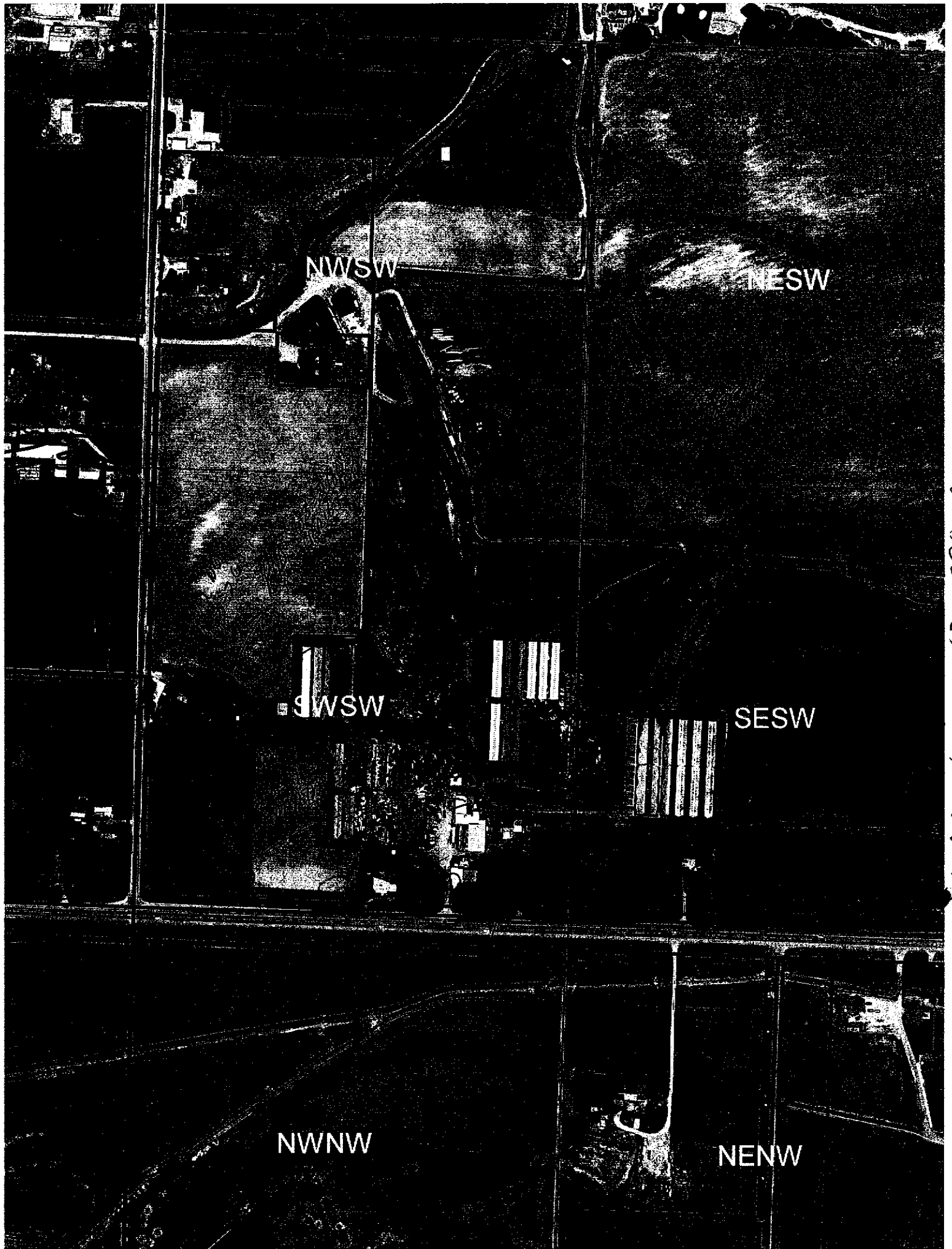
SE SW - 1 HOME - 2609
SW SW - ~~2~~ homes - 2609
SE SW - 1 home - 15981
NW SW - POD - 12R16 + DOM.
(40000 MINK) + STOCK WATER

SE SW + SW SW tied together
for irrigation + stock -
water. - 2609

Accomplished transfer for
POD.

43-15983 - 2 homes -

2609 - SE SWSW } Irig.
NW SE SW } Wells



NWSW

NESW

SWSW

SESW

NWNW

NENW

→ 100 Y HOME FOR 63 - 15901 - 12-20-20

WATER RIGHT NUMBER: 63-2609

Status: Active

accomplished transfer POD ✓ ~~POD~~ purpose of use
accomplished transfer POW.
43,000 mink

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2609

Claim Received Date: 6/27/1989

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

Priority Date Data Entry Form

Claim Number 63-2609

Claimed Priority Date: 2/15/1944 ✓

Claimed Basis: *License*☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 2/15/1944

Water Right Basis: License

Recommended Priority Date _____

Recommended Basis *License*

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number 63-2609

Claimed Point of Diversion and Source

T04N R01W S9 SWSW Within ADA County Source: GROUND WATER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T04N R01W S9 SWSW Within ADA County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

GW

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
4N	1W	9		SESWSW	Ada	GW
4N	1W	9		SWSWSW	Ada	GW
4N	1W	9		NWSESW		GW

Other rights from this POD? _____

Document how the POD and Source were verified:

*holding a pod through accomplished transfer
per meeting with claimant*

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number 63-2609

Claimed Place Of Use

T04N R01W S09 NWSW 15.0 T04N R01W S09 SWSW 34.0

Total Acres 49

___ Use Claimed POU as Recommended POU

Water Right Place Of Use

T04N R01W S09 NWSW 15.0 T04N R01W S09 SWSW 34.0

Total Acres 49

Recommended Place of Use

_____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
4N	1W	9	SWSW	✓				Domestic - 2 homes
4N	1W	9	SWSW					Stockwater 43000 min/K
4N	1W	9	NWSW			7		Irrigation
4N	1W	9	SWSW	✓		18		Irrigation
4N	1W	9	SWSW					Commercial Day Food Plant
4N	1W	9	SESW	✓				Domestic - 1 home

Total Acres 25

Document how the POU was verified:

Accomplished transfer

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 63-2609

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
DOMESTIC			
STOCKWATER			
IRRIGATION			

 Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			
STOCKWATER			
DOMESTIC			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Dom	3			
Stock		43,000 mink		
Commercial				
Irrigation				

Document how the Purpose of Use was verified:

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 63-2609

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	1	
STOCKWATER	/	/		
DOMESTIC	/	/		

Overall Diversion Rate 1

Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	1	
STOCKWATER	/	/		
DOMESTIC	/	/		

Overall Diversion Rate 1

Overall Diversion Volume

*See note
1.0 CFS*

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Commercial</i>	<i>1-1</i>	<i>12-31</i>	<i>.22</i>	<i>159.3</i>
<i>Stock water</i>	<i>1-1</i>	<i>12-31</i>	<i>.29</i>	
<i>domestic</i>	<i>1-1</i>	<i>12-31</i>	<i>.04</i>	<i>112.5</i>
<i>Irrigation</i>	<i>3-15</i>	<i>11-15</i>	<i>.45</i>	<i>4.5 x 49</i>
Overall Diversion Rate	<i>1.0 CFS</i>			
Overall Diversion Volume			<i>1.0</i>	

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

Date: _____

Contacts Data Entry Form**Claim Number: 63-2609**

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	R B CARNS	813 N 13TH ST	BOISE	ID	83702	

Date of Field Exam: _____ Time: _____

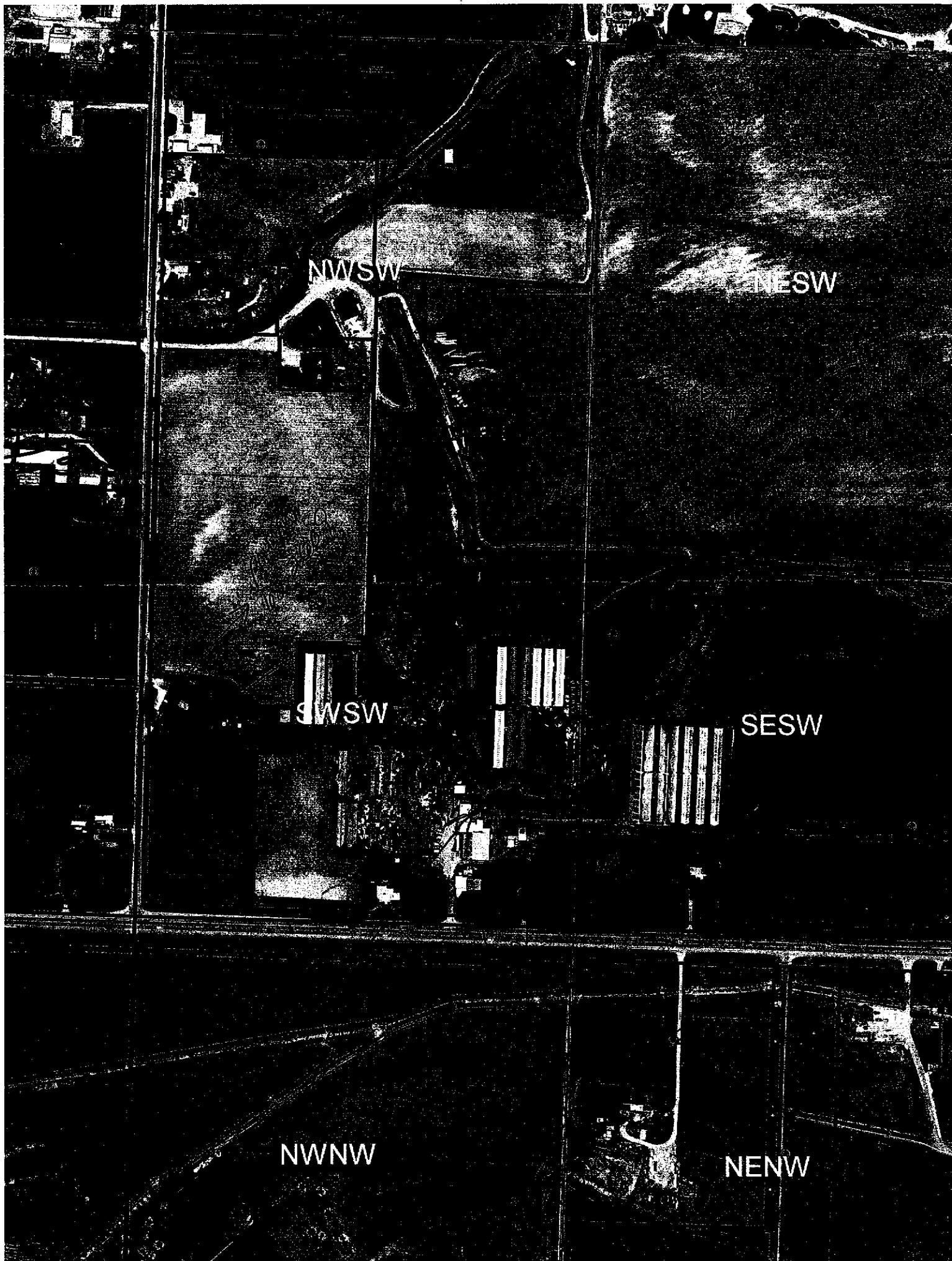
Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Reviewer: _____

Date: _____



1 HOME DEARER

SvNW

SENW

NWSW

NESW

SWSW

SESW

NWNW

NENW

August 9, 2005

MIKE MOYLE
480 PLUMMER
STAR ID 83669

RE: Claim No. 63-2546
Change of Ownership for Water Rights 63-15903, 63-15901
Water Right 63-2609

Enclosed is a Notice of Claim to a Water Right for the 19 acres you recently purchased which are under water right number 63-2546. Please look over the claim form and if it is correct, sign the second page and have it notarized. If you prefer, you may bring the claim form to this office to sign and have notarized since we have several Notaries on staff. There is a fee for filing the claim of \$50.00 plus \$1.00 per acre making the total due \$69.00 for the claim.

I have also returned the Change in Water Right Ownership form, which you filled out in our office. Since Joseph and Lynn Moyle are listed as the new owners and they are listed on the Special Warranty Deed it is necessary for them to sign the Change of Ownership Form. Please have them sign the form and return it with the supporting paperwork to this office. Water rights 63-15903 and 63-15901 are decreed rights so they are subject to a \$25.00 fee for each Change of Ownership making a total of \$50.00 due for the Change of Ownerships.

Lastly, I have enclosed a copy of the Preliminary Recommendation for 63-2609, which was recombined from 63-2609A and B. Please look it over carefully and make sure it is correct. An aerial photo of 63-2609 is also included. Please make sure the Place of Use and Points of Diversion are correct also.

As soon as we receive the fees (totaling \$119.00) and signed paperwork, we will complete the two Change of Ownerships and process the Notice of Claim. If you have any questions please call me at the above phone number.

Sincerely,

Sandy Egbert
GIS Specialist