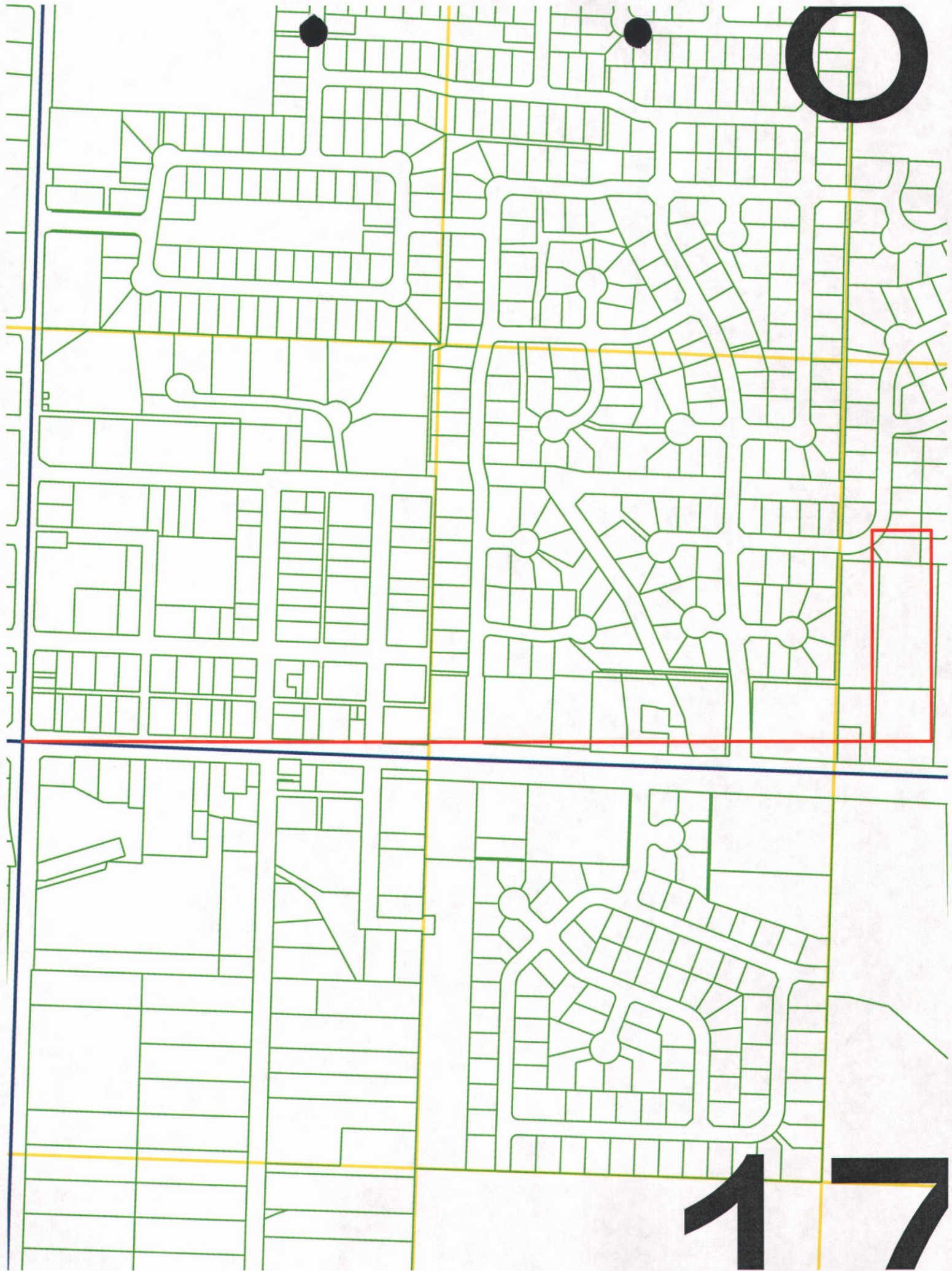


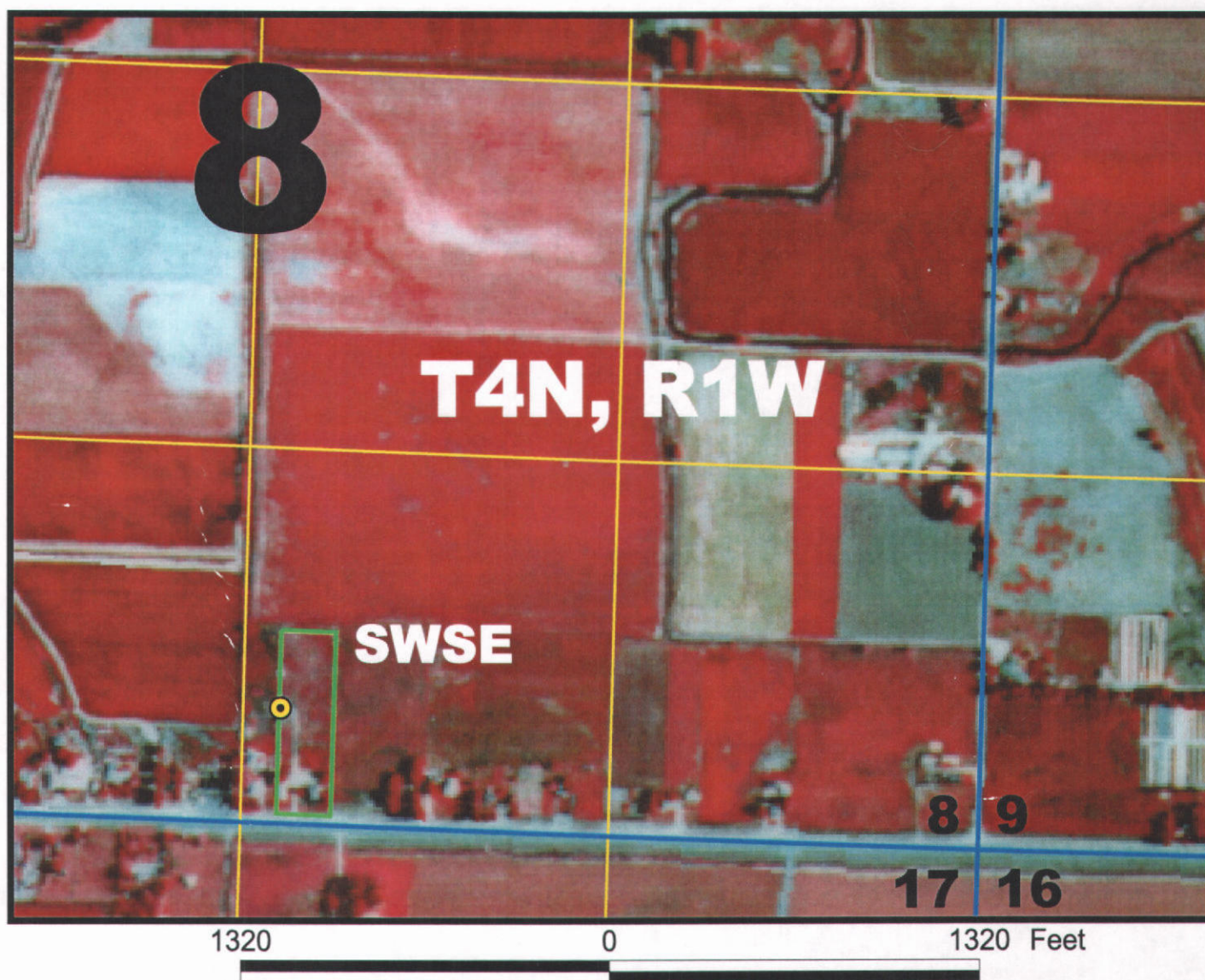




STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-04681B



Total Irrigated Acres: 2.9

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: September 2003

Idaho Department of Water Resources

Claim Number: 63-04681B

Legal: T4N, R1W, S8

Reviewed By:

● Point of Diversion



Place of Use

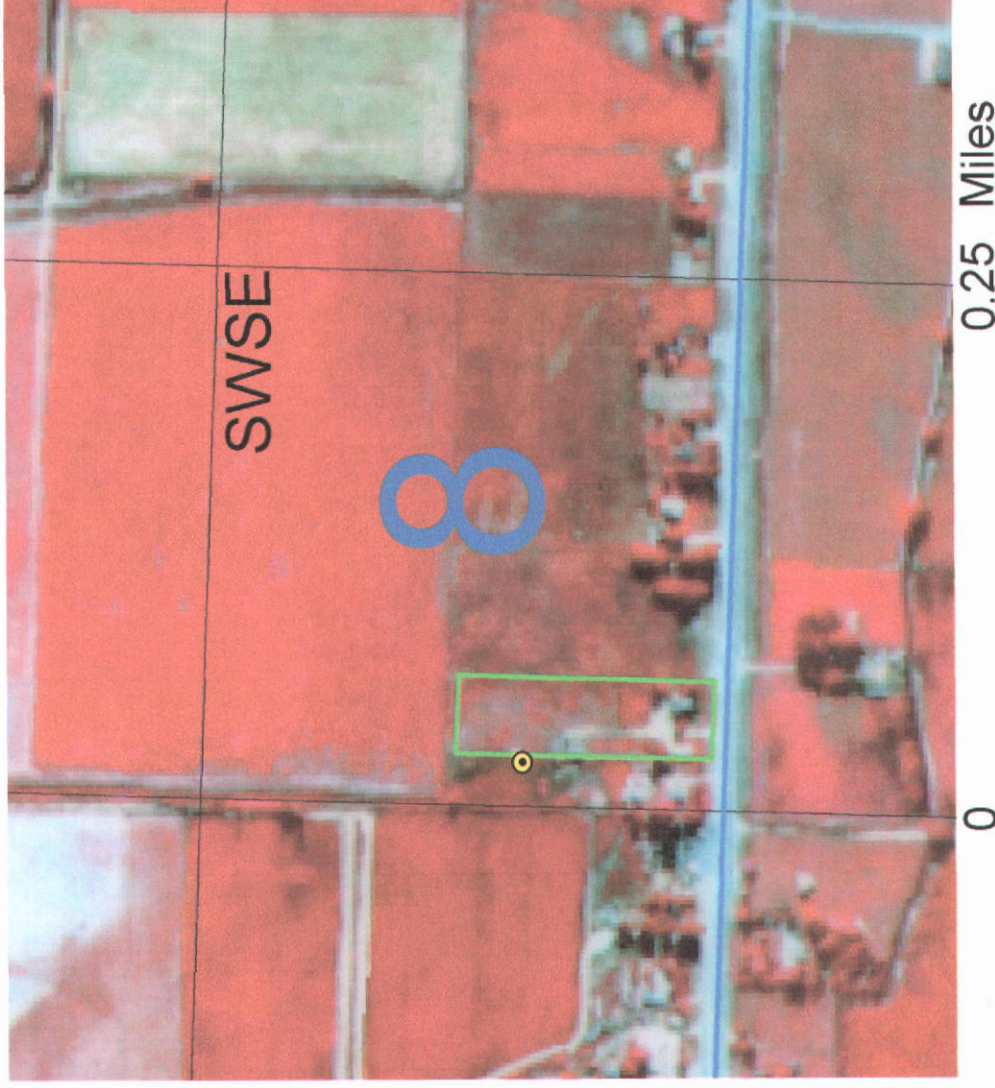


Section Lines



Quarter Quarter Lines

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 63-04681B
Legal: T4N, R1W, S8
Reviewed By:

● Point of Diversion



Place of Use

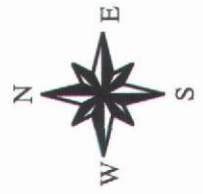
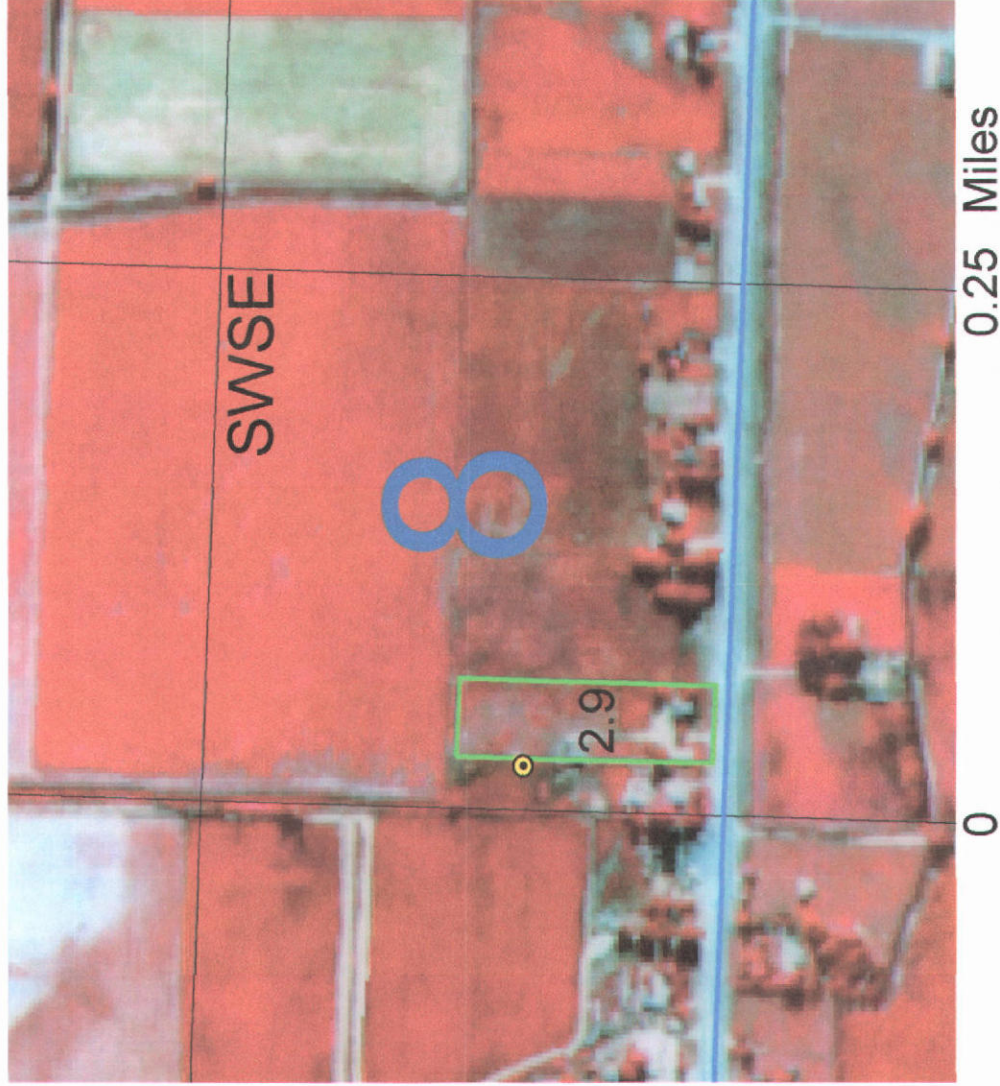


Section Lines



Quarter Quarter Lines

1987 Napp Photo



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 63-4681B
Date Received: 8/31/1989
Receipt No: C010759
Received By:

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

1. Name of Claimant(s)

JERRY Z. BRUNEEL Phone: (208)286-7754
10308 W STATE ST
STAR ID USA 83669

LISA M. BRUNEEL Phone: (208)286-7754
10308 W STATE ST
STAR ID USA 83669

2. Date of Priority: 06/01/1935

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	8	SW SE	ADA	

5. Description of diverting works:

WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.06	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 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	8	SW	SE	IRRIGATION	3
					Section Acres	3
					Total Acres	3

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:

Ownership changed by DB 4/28/2004

OWNERSHIP CHANGE LG 10/26/05

15. Basis of Claim: Statutory Claim

RECEIVED

AUG 18 2005

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

WATER RESOURCES
WESTERN REGION

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
63-46818					

Also includes
63-27669

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) Osprey PROPERTIES LLC
3207 4th ST., LEWISTON ID, 83501
4. New Owner/Claimant(s) Jerry E. and Lisa M. Bruner
Name Connector (Check one): ☒ and, ☐ or ☒ and/or
- New Mailing Address 1030 B W. STATE ST., #
- City, State and ZIP Code STAR, ID 83669
- New Telephone Number (208) 286-7754
5. Date you acquired the property JAN. 3, 2005

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 <u>63-46818</u>		
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	<u>0.060 CFS/14.2AFY</u>	<u>2.9 ACRES STOCK/IRRIGATION</u>
Stock	<u>0.040 CFS</u>	<u>" " " "</u>
Domestic	<u>0.040 CFS</u>	<u>DOMESTIC USE FOR 2 HOMES</u>
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)

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 _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



ADA COUNTY RECORDER J. DAVID NAVARRO
BOOK IDAHO 01/13/06 04:40 PM
DEPUTY Donna Oberlin
RECORDED - REQUEST OF
Title One

AMOUNT 4.00

2



Order No.: A0433436 ST/KF

WARRANTY DEED**FOR VALUE RECEIVED,**

OSPREY PROPERTIES, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY
The Grantor(s), do(es) hereby grant, bargain sell and convey unto

JB
JERRY Z. BRUNEEL and *MB* LISA M. BRUNEEL, HUSBAND AND WIFE

whose current address is 10308 W STATE ST STAR, ID 83669

the Grantee(s), the following described premises, in Ada County, Idaho, TO WIT:

SEE ATTACHED LEGAL DESCRIPTION MARKED EXHIBIT "A", WHICH BY THIS
REFERENCE BECOMES A PART THEREOF AND CONSISTS OF ONE (1) PAGE.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/21/04

OSPREY PROPERTIES, L.L.C.

BY: *Frank C. Bruneel*
FRANK C. BRUNEEL, MEMBER

STATE OF IDAHO
COUNTY OF ADA

ON THIS 21ST DAY OF DECEMBER, IN THE YEAR 2004, BEFORE ME, THE
UNDERSIGNED, PERSONALLY APPEARED FRANK C. BRUNEEL, KNOWN OR
IDENTIFIED TO ME TO BE THE MANAGER OR MEMBER OF THE LIMITED LIABILITY
COMPANY THAT EXECUTED THE INSTRUMENT OR THE PERSON(S) WHO
EXECUTED THE INSTRUMENT ON BEHALF OF SAID LIMITED LIABILITY
COMPANY, AND ACKNOWLEDGED TO ME THAT SUCH LIMITED LIABILITY
COMPANY EXECUTED THE SAME.

Dianna L. Stork
DIANNA L. STORK

COMMISSION EXPIRES: 01/23/06
RESIDING AT:



EXHIBIT "A"

That portion of the Southwest Quarter of the Southeast Quarter of Section 8, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, described as follows:

Beginning at a point which lies 167.8 rods (2,768.7 feet) East of the Southwest corner of said Section 8; thence East 11.71 rods (193.215 feet); thence North 41 rods (676.5 feet); thence West 11.71 rods (193.215 feet); thence South 41 rods (676.5 feet) to the POINT OF BEGINNING.

EXCEPT THAT portion thereof lying within that certain tract of land conveyed to Ada County by Deed recorded May 29, 1956 under Instrument No. 395294, records of Ada County, Idaho.

N1390911.57
E2299069.82

Exhibit "A"

Legal Description



RECORDATION REQUESTED BY:

Wells Fargo Bank, National Association
Lewiston Business Banking Center
868 Main Street
P.O. Box 917, MAC #U1901-011
Lewiston, ID 83501

WHEN RECORDED MAIL TO:

Wells Fargo Bank, National Association
BBG- Boise Loan Operations Center, MAC #U1851-016
3033 Elder Street
Boise, ID 83706

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY



200028140023100235

DEED OF TRUST

THIS DEED OF TRUST is dated December 21, 2004, among Jerry Z. Bruneel and Lisa M. Brunell, husband and wife, whose address is 10308 West State Street, Star, ID 83669 ("Grantor"); Wells Fargo Bank, National Association, whose address is Lewiston Business Banking Center, 868 Main Street, P.O. Box 917, MAC #U1901-011, Lewiston, ID 83501 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and Wells Fargo Financial National Bank, whose address is 121 Park Center Plaza, 6th Floor, San Jose, CA 95113 (referred to below as "Trustee").

CONVEYANCE AND GRANT. For valuable consideration, Grantor does hereby irrevocably grant, bargain, sell and convey in trust, with power of sale, to Trustee for the benefit of Lender as Beneficiary, all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in Ada County, State of Idaho:

See attached Exhibit A

The Real Property or its address is commonly known as 10308 West State Street, Star, ID 83669. The Real Property tax identification number is S0408438500

CROSS-COLLATERALIZATION. In addition to the Note, this Deed of Trust secures all obligations, debts and liabilities, plus interest thereon, of Grantor to Lender, or any one or more of them, as well as all claims by Lender against Grantor or any one or more of them, whether now existing or hereafter arising, whether related or unrelated to the purpose of the Note, whether voluntary or otherwise, whether due or not due, direct or indirect, determined or undetermined, absolute or contingent, liquidated or unliquidated whether Grantor may be liable individually or jointly with others, whether obligated as guarantor, surety, accommodation party or otherwise, and whether recovery upon such amounts may be or hereafter may become barred by any statute of limitations, and whether the obligation to repay such amounts may be or hereafter may become otherwise unenforceable.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (A) PAYMENT OF THE INDEBTEDNESS AND (B) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

PAYMENT AND PERFORMANCE. Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

POSSESSION AND MAINTENANCE OF THE PROPERTY. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (1) remain in possession and control of the Property; (2) use, operate or manage the Property; and (3) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. THE REAL PROPERTY EITHER IS NOT MORE THAN FORTY (40) ACRES IN AREA OR IS LOCATED WITHIN AN INCORPORATED CITY OR VILLAGE.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (1) During the period of Grantor's ownership of

RECORDATION REQUESTED BY:

Wells Fargo Bank, National Association
Lewiston Business Banking Center
868 Main Street
P.O. Box 917, MAC #U1901-011
Lewiston, ID 83501

WHEN RECORDED MAIL TO:

Wells Fargo Bank, National Association
BBG- Boise Loan Operations Center, MAC #U1851-015
3033 Elder Street
Boise, ID 83705

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY



200028140023400235

DEED OF TRUST

THIS DEED OF TRUST is dated December 21, 2004, among Jerry Z. Bruneel and Lisa M. Bruneel, husband and wife, whose address is 10308 West State Street, Star, ID 83669 ("Grantor"); Wells Fargo Bank, National Association, whose address is Lewiston Business Banking Center, 868 Main Street, P.O. Box 917, MAC #U1901-011, Lewiston, ID 83501 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and Wells Fargo Financial National Bank, whose address is c/o BBG- Boise Loan Operations Center, PO Box 8203, Boise, ID 83707-2203 (referred to below as "Trustee").

CONVEYANCE AND GRANT. For valuable consideration, Grantor does hereby irrevocably grant, bargain, sell and convey in trust, with power of sale, to Trustee for the benefit of Lender as Beneficiary, all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in Ada County, State of Idaho:

See attached Exhibit A

The Real Property or its address is commonly known as 10308 West State Street, Star, ID 83669. The Real Property tax identification number is S0408438500

CROSS-COLLATERALIZATION. In addition to the Note, this Deed of Trust secures all obligations, debts and liabilities, plus interest thereon, of Grantor to Lender, or any one or more of them, as well as all claims by Lender against Grantor or any one or more of them, whether now existing or hereafter arising, whether related or unrelated to the purpose of the Note, whether voluntary or otherwise, whether due or not due, direct or indirect, determined or undetermined, absolute or contingent, liquidated or unliquidated whether Grantor may be liable individually or jointly with others, whether obligated as guarantor, surety, accommodation party or otherwise, and whether recovery upon such amounts may be or hereafter may become barred by any statute of limitations, and whether the obligation to repay such amounts may be or hereafter may become otherwise unenforceable.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (A) PAYMENT OF THE INDEBTEDNESS AND (B) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

PAYMENT AND PERFORMANCE. Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

POSSESSION AND MAINTENANCE OF THE PROPERTY. Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

Possession and Use. Until the occurrence of an Event of Default, Grantor may (1) remain in possession and control of the Property; (2) use, operate or manage the Property; and (3) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. THE REAL PROPERTY EITHER IS NOT MORE THAN FORTY (40) ACRES IN AREA OR IS LOCATED WITHIN AN INCORPORATED CITY OR VILLAGE.

Duty to Maintain. Grantor shall maintain the Property in tenantable condition and promptly perform all repairs, replacements, and maintenance necessary to preserve its value.

Compliance With Environmental Laws. Grantor represents and warrants to Lender that: (1) During the period of Grantor's ownership of "This Deed of Trust is 2nd and Junior to a Deed of Trust in the amount of \$ 282,000.00 recording concurrently herewith."

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 63-4681B
Date Received: 8/31/1989
Receipt No: C010759
Received By:

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

1. Name of Claimant(s)

OSPREY PROPERTIES LLC
3207 4TH ST
LEWISTON ID USA 83501

Phone: (208)743-8951

2. Date of Priority: 06/01/1935

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	8	SW SE	ADA	

5. Description of diverting works:

WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.06	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 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	8	SW	SE	IRRIGATION	3
Section Acres						3
Total Acres						3

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:

Ownership changed by DB 4/28/2004

15. Basis of Claim: Statutory Claim

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

RECEIVED

MAR 26 2004

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

WATER RESOURCES
WESTERN REGION

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
	63-27669				
	63-046818				

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)

James L. & Patricia M. Shipley
10308 W. STATE ST. STAR, ID 83669

4. New Owner/Claimant(s)

OSPREY PROPERTIES, LLC

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

New Mailing Address

3207 4TH ST.

City, State and ZIP Code

LEWISTON, ID 83501

New Telephone Number

208 743-8951

5. Date you acquired the property

2-24-04

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)

*Frankie Bunnell, Asprey Properties, LLC
Managing Partner*

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 DB Date 3-26-04 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

55



ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 02/25/04 12:00 PM
DEPUTY Kathy Ingraham
RECORDED - REQUEST OF
Title One
AMOUNT 3.00



Feb

Order No.: A0425572 12/05

WARRANTY DEED
FOR VALUE RECEIVED,

JAMES L. SHIPPY and PATRICIA M. SHIPPY, HUSBAND AND WIFE
The Grantor(s), do(es) hereby grant, bargain sell and convey unto

OSPREY PROPERTIES, LLC, AN IDAHO LIMITED LIABILITY COMPANY

whose current address is 3207 4TH STREET, LEWISTON, ID 83501

the Grantee(s), the following described premises, in Ada County, Idaho, TO WIT:

That portion of the Southwest quarter of the Southeast quarter of Section 8, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, described as follows:

Beginning at a point which lies 167.8 rods (2,768.7 feet) East of the Southwest corner of said Section 8; thence East 11.71 rods (193.215 feet); thence North 41 rods (676.5 feet); thence West 11.71 rods (676.5 feet); thence South 41 rods (193.215 feet) to the POINT OF BEGINNING

Should be switched - look at "Rods"

EXCEPT THAT portion thereof lying within that certain tract of land conveyed to Ada County by Deed recorded May 29, 1956 under Instrument No. 395294, records of Ada County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 02/18/04

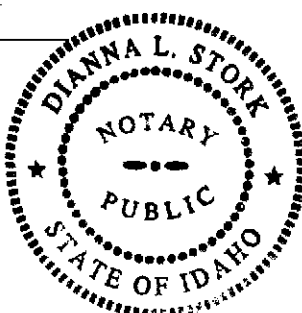
James L. Shippy
JAMES L. SHIPPY

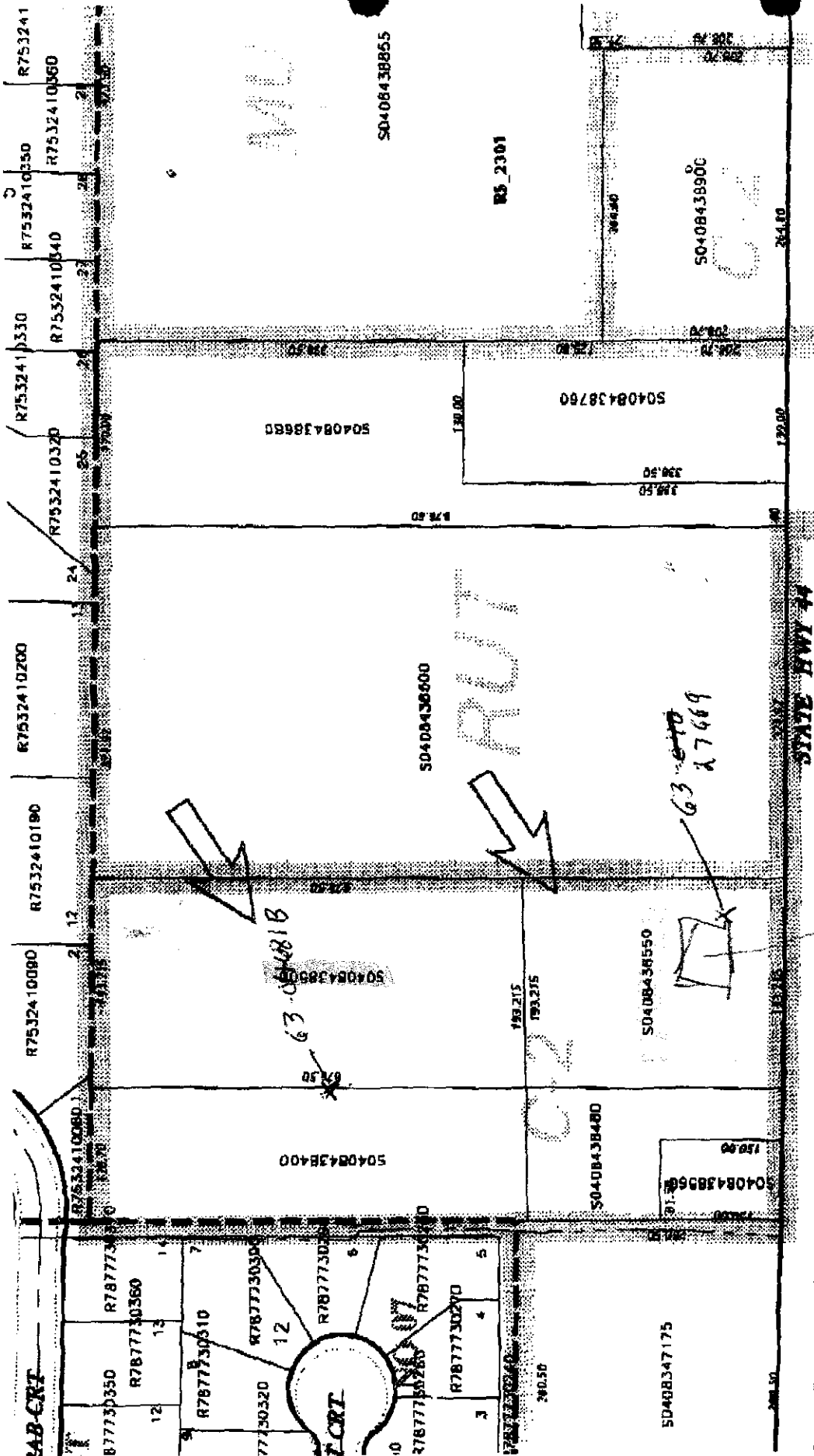
Patricia M. Shippy
PATRICIA M. SHIPPY

STATE OF IDAHO
COUNTY OF ADA

ON THIS 24 OF FEBRUARY, 2004, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC PERSONALLY APPEARED, JAMES L. SHIPPY, PATRICIA M. SHIPPY, KNOWN TO ME OR PROVEN TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME.

Dianna L. Stork
DIANNA L. STORK
NOTARY PUBLIC
RESIDING AT: MERIDIAN
MY COMMISSION EXPIRES:
01/23/08
(SEAL)





THIS DOCUMENT IS FURNISHED AS AN ACCOMMODATION STRICTLY FOR THE PURPOSES OF GENERALLY LOCATING THE LAND. IT DOES NOT REPRESENT A SURVEY OF THE LAND OR ANY REPRESENTATIONS AS TO THE SIZE, AREA OR ANY OTHER FACTS RELATED TO THE LAND SHOWN HEREON.

BS 5981

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 63-4681B
Date Received: 8/31/1989
Receipt No: C010759
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES L SHIPPY Phone: (208) 286-0928

10308 W STATE ST
STAR ID USA 83669

PATRICIA M SHIPPY Phone: (208) 286-0928

10308 W STATE ST
STAR ID USA 83669

2. Date of Priority: 06/01/1935

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	8	SW SE	ADA	

5. Description of diverting works:

WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.06	
STOCKWATER	1/01	12/31	0.04	

7. Total Quantity Appropriated is:

0.06 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	8	SW	SE	IRRIGATION	3
					Section Acres	3
					Total Acres	3

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: Statutory Claim

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

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
	63-04681B				
	63-27669				

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

A. ~~The appropriate FILING FEE. See instructions for fee amounts.~~ NO Fee

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)

John Tracy

4. New Owner/Claimant(s)

JAMES L. SHIPPY PATRICIA M. SHIPPY

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

New Mailing Address

10308 W. STATE ST.

City, State and ZIP Code

STAR, ID 83669

New Telephone Number

208) 286-0928

5. Date you acquired the property

03-10-1993

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.

N/A

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
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 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) James L. Shippy
(include title if applicable)

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 _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

ADA COUNTY PROPERTY TAX BILL

BARBARA BAUER, ADA COUNTY TREASURER
P. O. BOX 2868, BOISE, IDAHO 83701
NEW PHONE # 364-2233

TAX YEAR	CODE AREA	PARCEL NUMBER	BILL NUMBER
1993	272	S0408438500	1-76613

SAL DESCRIPTION
E11.71 RODS OF W 19.51
RODS OF S41 RODS OF
S2SE4 EXC S280.5'
SEC 8 4N 1W #433350-R
#9317673
93 W STATE

INSTRUCTIONS:

- THIS IS A COPY BILL. If a lending institution or other individual is NOT authorized to pay these taxes, contact this office immediately for payment and decoding information. IF YOU HAVE SOLD THIS PROPERTY, FORWARD THIS COPY TO THE NEW OWNERS.
- You may pay delinquent taxes beginning the first Monday in Jan. Payments received between Dec. 21 and the first Monday in Jan. will be placed in a Trust Account and you will be notified of the penalty and interest due. No funds can be removed from Trust unless all taxes, penalty and interest can be paid.
- Trust Accounts for monthly accumulation of payments toward taxes can be set up with the Tax Collector. NO INTEREST IS PAID ON TRUST BALANCES.
- You are not excused from paying tax, penalty or interest if you do not receive a tax bill on any property you might own.
- CODE 63-1104
- If taxes are paid in two installments, the second half must be paid by June 20.
- If any tax becomes delinquent, penalty and interest are figured from Jan. 1. ID. CODE 63-1102.
- Levy Sheets available on Request. ID. CODE 63-1103.
- Your cancelled check is your receipt. ID. CODE 63-1108.

NEW PHONE # 364-2233

TAXING DISTRICT	RATE	AMOUNT	BANK CODE
ADA COUNTY	.0027319	38.27	SSC
PEST EXTERMINATION	.0000953	1.33	
EMERGENCY MEDICAL	.0001498	2.10	
ADA COUNTY HIGHWAY	.0013035	18.25	MARKET VALUE
SCHOOL DISTRICT #2	.0033549	46.97	14.01
ADA LIBRARY	.0005885	8.24	
STAR CEMETERY	.0002655	3.72	MINUS HOMEOWN EXEMPTION
STAR FIRE	.0010609	14.85	
MOSQUITO ABATEMENT	.0000536	.75	
DRAINAGE DIST. #2		13.76	
TOTAL OF ITEMS		148.24	TAXABLE VALUE 14.01
OVERRIDES & BONDS			LEVY .015951
ADA JAIL BOND	.0001467	2.05	CODE AREA TAX 148.1
ACHD LIAB. INSUR.	.0000202	.28	
SCHOOL #2 BOND	.0019081	26.71	OVERRIDES, BONDINGS ETC. 88.1
SCHOOL 2 EMERGENCY	.0005999	8.40	
STAR FIRE BOND	.0014896	20.85	TOTAL TAX 237.1
OTHER			MINUS CIRCUIT BREAKER EXEMP MINUS HARDSHIP EXEMPTION MINUS TRUST BALANCE
4TH DISTRICT COURT	.0001474	2.06	
CHARITY & INDIGENT	.0006517	9.12	
SCHOOL 2 PLANT FAC.	.0012582	17.61	TOTAL TAX TO BE COLLECTED 237.1
SCHOOL 2 TORT INS.	.0001297	1.82	
TOTAL ITEMS		89.90	1/2 TAX DUE 118.1
TAX PAYABLE UPON RECEIPT OF THIS BILL			FULL TAX DUE 237.1
TOTAL TAX (ALL OF THE ABOVE)		237.14	
THE ORIGINAL TAX BILL HAS BEEN SENT TO YOUR BANK OR MORTGAGE COMPANY FOR PAYMENT. THIS COPY IS SENT FOR YOUR INFORMATION ONLY.			

DEC 20, 1993
PLEASE RETAIN FOR YOUR RECORDS

JUNE 20, 1994
JAN 1, 1994

SHIPPY JAMES L & PATRICI
10308 W STATE ST
STAR ID
83669

DO NOT PAY.
THIS IS A
COPY BILL.

ADA COUNTY PROPERTY TAX BILL RL
BARBARA BAUER, ADA COUNTY TREASURER
P. O. BOX 2868, BOISE, IDAHO 83701 PH 364-2233
NEW PHONE # 364-2233

TAX YEAR	CODE AREA	PARCEL NUMBER	BILL NUMBER
1993	281	S0408438550	1-76614

LEGAL DESCRIPTION
S280.5' OF E 11.71 RDDS
OF W19.51 RDDS OF S41
RDDS OF S2SE4
SEC 8 4N 1W #433300-R
#9317673
10308 STATE

TAXING DISTRICT	RATE	AMOUNT	BANK CODE
ADA COUNTY	.0027319	147.24	SSC
PEST EXTERMINATION	.0000953	5.14	
EMERGENCY MEDICAL	.0001498	8.07	
ADA COUNTY HIGHWAY	.0013035	70.26	MARKET VALUE
SCHOOL DISTRICT #2	.0033549	180.83	95.3
ADA LIBRARY	.0005885	31.72	
STAR CEMETERY	.0002655	14.31	MINUS HOMEOWN EXEMPTION
STAR FIRE	.0010609	57.18	41.4
STAR SEWER	.0007683	41.41	
MOSQUITO ABATEMENT	.0000536	2.89	TAXABLE VALUE
DRAINAGE DIST. #2		13.76	53.9
TOTAL OF ITEMS		572.81	LEVY .01672
OVERRIDES & BONDS			CODE AREA TAX
ADA JAIL BOND	.0001467	7.91	572.
ACHD LIAB. INSUR.	.0000202	1.09	
SCHOOL #2 BOND	.0019081	102.85	OVERRIDES, BONDINGS ETC.
SCHOOL 2 EMERGENCY	.0005999	32.33	342.
STAR FIRE BOND	.0014896	80.29	TOTAL TAX
OTHER			915.
4TH DISTRICT COURT	.0001474	7.94	MINUS CIRCUIT BREAKER EXEMP
CHARITY & INDIGENT	.0006517	35.13	
SCHOOL 2 PLANT FAC.	.0012582	67.82	MINUS HARDSHIP EXEMPTION
SCHOOL 2 TORT INS.	.0001297	6.99	MINUS TRUST BALANCE
TOTAL ITEMS		342.35	TOTAL TAX TO BE COLLECTED
TAX PAYABLE UPON RECEIPT OF THIS BILL			915.
TOTAL TAX (ALL OF THE ABOVE)		915.16	1/2 TAX DUE
THE ORIGINAL TAX BILL HAS BEEN SENT TO YOUR BANK OR MORTGAGE COMPANY FOR PAYMENT. THIS COPY IS SENT FOR YOUR INFORMATION ONLY.			457.8
			FULL TAX DUE
			915.

INSTRUCTIONS:

1. THIS IS A COPY BILL. If a lending institution or other individual is NOT authorized to pay these taxes, contact this office immediately for payment and decoding information. IF YOU HAVE SOLD THIS PROPERTY, FORWARD THIS COPY TO THE NEW OWNERS.

2. You may pay delinquent taxes beginning the first Monday in Jan. Payments received between Dec. 21 and the first Monday in Jan. will be placed in a Trust Account and you will be notified of the penalty and interest due. No funds can be removed from Trust unless all taxes, penalty and interest can be paid.

3. Trust Accounts for monthly accumulation of payments toward taxes can be set up with the Tax Collector. NO INTEREST IS PAID ON TRUST BALANCES.

4. You are not excused from paying tax, penalty or interest if you do not receive a tax bill on any property you might own.

5. If taxes are paid in two installments, the second half must be paid by June 20.

6. If any tax becomes delinquent, penalty and interest are figured from Jan. 1. ID. CODE 63-1102.

7. Levy Sheets available on Request. ID. CODE 63-1103.

8. Your cancelled check is your receipt. ID. CODE 63-1108.

NEW PHONE # 364-2233 *

DEC 20, 1993
PLEASE RETAIN FOR YOUR RECORDS

JUNE 20, 1994
JAN 1, 1994

SHIPPY JAMES L & PATRICI
10308 W STATE ST
STAR ID
83669

DO NOT PAY.
THIS IS A
COPY BILL.

915 12

WARRANTY DEED

1519001712

FOR VALUE RECEIVED

JOHN B. TRACY and SHARON L. TRACY, husband and wife

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

JAMES L. SHIPPY and

PATRICIA M. SHIPPY, husband and wife

GRANTEE(S), whose current address is: 10308 West State Street Star, Idaho 83669
the following described real property in Ada County, State of Idaho,
more particularly described as follows, to wit:

That portion of the Southwest quarter of the Southeast quarter of Section 8,
Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, described
as follows:

Beginning at a point which lies 167.8 rods (2,768.7 feet) East of the
Southwest corner of said Section 8; thence
East 11.71 rods (193.215 feet); thence
North 41 rods (676.5 feet); thence
West 11.71 rods (193.215 feet); thence
South 41 rods (676.5 feet) to the POINT OF BEGINNING

EXCEPT THAT portion thereof lying within that certain tract of land conveyed
to Ada County by Deed recorded May 29, 1956 under Instrument No. 395294,
records of Ada County, Idaho.

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

Dated: March 9, 1993

John B. Tracy
John B. Tracy

Sharon L. Tracy
Sharon L. Tracy

STATE OF Idaho, County of Ada, ss.

On this 9th day of March
in the year of 1993 before me, the undersigned, a Notary
Public in and for said State, personally appeared
John B. Tracy and Sharon L. Tracy

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

Signature: *Tara M. Jagels*
Name: Tara M. Jagels

(type or print)

Residing at: Meridian, ID

My commission expires 6-10-98

9317673

BOISE TITLE & ESCROW

ADA COUNTY, ID. FOR
J. DAVID H. ARRO
RECORDER BY *Belueal*

'93 MAR 10 PM 3 28

September 8, 2003

I, Richard C. Boehmer was 10 years old when my parents purchased the property which is now located at 10308 West State Street, Star, Idaho. The Year was 1962. There were two wells that were located on the property. One well on the back of the property was on the west property line or near to it, that well was shared with the neighbor on the west. Our share of the that well water was used for Irrigation of the pasture or farming and watering of livestock. The other well was located beside the house on the east side. This well was used for house water and watering of the yard.

Signed: Richard C. Boehmer

Address: 11323 2nd St

Star, Id.

83669

A.SETTLEMENT STATEMENT

U.S.DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT

OMB No. 2502-0265

B. TYPE OF LOAN

1. ☐ FHA 2. ☐ FmHA 3. ☐ CONV.UNINS.
4. ☐ VA 5. ☐ CONV.INS.6. File Number:
B93-17630 -TS

7. Loan Number:

8. Mortgage Insurance Case Number:

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:

James L. Shippy
Patricia M. Shippy10308 West State Street
Star, Idaho 83669

E. NAME AND ADDRESS OF SELLER/TAX I.D.No.:

John B. Tracy
Sharon L. Tracy

F. NAME AND ADDRESS OF LENDER:

Action Mortgage

4619 Emerald
Boise, Idaho

G.PROPERTY LOCATION:

10308 West State Street
Star, Idaho 83669

H.SETTLEMENT AGENT:

Boise Title & Escrow, Inc.

PLACE OF SETTLEMENT:

7609 W. Emerald
Boise, ID 83704

I.SETTLEMENT DATE:

03/10/93

J. SUMMARY OF BORROWER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER:	
101. Contract Sales Price	170,000.00
102. Personal property	
103. Settlement charges to borrower (line 1400)	1,904.76
104.	
105.	
Adjustments for items paid by seller in advance	
106. City/town taxes to	
107. County taxes to	
108. Assessments to	
109. Sewer 03/10/93 04/01/93	8.68
110.	
111.	
112.	
120. GROSS AMOUNT DUE FROM BORROWER	171,913.44
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:	
201. Deposit or earnest money	3,000.00
202. Principal amount of new loan(s)	60,000.00
203. Existing loan(s) taken subject to	
204. POC Credit Data \$65.00	
205.	
206.	
207.	
208.	
209.	
Adjustments for items unpaid by seller	
210. City/town taxes to	
211. County taxes 01/01/93 to 03/10/93	183.56
212. Assessments to	
213. Rent 03/10/93 04/15/93	809.07
214.	
215.	
216.	
217.	
218.	
219.	
220. TOTAL PAID BY/FOR BORROWER	63,992.63
300. CASH AT SETTLEMENT FROM/TO BORROWER	
301. Gross amount due from borrower (line 120)	171,913.44
302. Less amounts paid by/for borrower (line 220)	63,992.63
303. CASH (☒ FROM) (☐ TO) BORROWER	107,920.81

K. SUMMARY OF SELLER'S TRANSACTION

400. GROSS AMOUNT DUE TO SELLER:	
401. Contract Sales Price	
402. Personal property	
403.	
404.	
405.	
Adjustments for items paid by seller in advance	
406. City/town taxes to	
407. County taxes to	
408. Assessments to	
409.	
410.	
411.	
412.	
420. GROSS AMOUNT DUE TO SELLER	
500. REDUCTIONS IN AMOUNT DUE TO SELLER:	
501. Excess deposit (see instructions)	
502. Settlement charges to seller (line 1400)	
503. Existing loan(s) taken subject to	
504. Payoff of first mortgage loan	
505. Payoff of second mortgage loan	
506.	
507.	
508.	
509.	
Adjustments for items unpaid by seller	
510. City/town taxes to	
511. County taxes to	
512. Assessments to	
513.	
514.	
515.	
516.	
517.	
518.	
519.	
520. TOTAL REDUCTION AMOUNT DUE SELLER	
600. CASH AT SETTLEMENT TO/FROM SELLER	
601. Gross amount due to seller (line 420)	
602. Less reductions in amount due seller (line 520)	
603. CASH (☐ TO) (☐ FROM) SELLER	

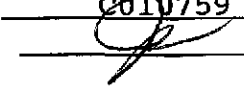
Previous edition is obsolete.

HUD-1 (8-87)
RESPA, HB 4305.2

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: A63-04681B
Date Received: 8/31/1989
Receipt No: COTD759
Received By: 

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

1. Name: JOHN B TRACY 208-286-7761
Address: PO BOX 189
STAR ID 83669

2. Date of Priority: JUN 1, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	8	SW	SE			ADA

5. Description of diverting works:
WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	8	SW	SE		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
					Total Acres	3.0

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:

15. Basis of Claim: STATUTORY CLAIM

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 _____

RECEIVED
FEB 1 1993

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

Department of Water Resources
Western Regional Office

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: A63-04681B
Date Received: 8/31/89
Receipt No:
Received By: CO10759

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN B TRACY 208-286-7761
Address: PO BOX 189
STAR ID 83669

2. Date of Priority: JUN 1, 1935

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	8	SW	SE			ADA

5. Description of diverting works:
WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses: up to 10

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01W	8	SW	SE		IRR	3 (PER CFS

11. Place of use in counties: ADA

A63-04681B

Page 1

Date: 12/14/92
MICROFILMED
FILED.

JUL 25 1994

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: STATUTORY CLAIM

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): J R Tracy Date: 1-28-93
Sharon R Tracy Date: 1-28-93

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28 day

of January 19 93

Seal

Pamela Ellison
Notary Public

PE

Residing at Boise, Idaho

My Commission Expires 7/9/96

ReceiptID	Version	Amount	BasinNumber	SequenceNum	SplitSuffix
C010759	1	25.00	63	27669	
C010759	1	50.00	63	4681	B

Receipt Details for ID C010759

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/31/1989 2:59:37 PM	8/31/1989	State	\$75.00	Check
Payer		TRACY, JOHN OR SHARON		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2346			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)06/22/93 14:41:50
Page 1Water Right Number - R63-04681B Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - - +*** C - CURRENT OWNER ***
TRACYJOHN B
1 - PO BOX 189
2 -
3 -City- STAR State- ID Zip- 83669
Phone - 208-286-7761*** O - ORIGINAL OWNER ***
TUCKER

RANULPH RAYMOND

1 - 10366 W. STATE
2 -
3 -City- STAR State- ID Zip- 83669
Phone - 208-286-7534

DODRES

DONALD D.

City- X State- ID Zip- 0
Phone - 208-000-0000+ - - Priority Date - - + - - - - Region - - - + - - - Status - - - +
06/01/1935 14 WESTERN X - REJECTED+ - - - - Source - - - - + - - - - Tributary - - - - - +
GROUNDWATER
REJECTED+ - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

04N 01W 8 SW SE (1) ADA

+ - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.060
04 - STOCKWATER 01/01 12/31 0.040+ - - Total Div. Rate - + - - Total Div. Volume - + - - Total Consumptive Use - + - - KW Usage - +
0.060 0.060 0.0+ - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
04N 01W 8 SW SE 01 IRRIGATION (1) ADA

Total Acres:

+ - - Diversion Means - WELL, PUMP AND PIPELINE.

+ - - Non-Irrigation Use -

MICROFILMED

JUL 25 1994

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 08/31/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - C010759 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

MICROFILMED
JUL 25 1964

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1964. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ranulph Raymond Tucker & Donald D. Doores

(Name of Claimant)

Route 1, Box 3, Star, ID 83669

Telephone No. 286-7534

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) June 1, 1935

A claim is not acceptable on a ground water source with a priority later than March 25, 1983 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Groundwater

tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| (cfs, gpd, AFA) | | (Domestic, Irrigation, Stock, Etc.) | | (Both dates inclusive)
(Mo., Day) | |
|-----------------|---------|-------------------------------------|------------|--------------------------------------|----------|
| Quantity | .10 CFS | Use | Irrigation | Period of Use From 3/15 | To 11/25 |
| Quantity | .02 CFS | Use | Domestic | Period of Use From 1/1 | To 12/31 |
| Quantity | | Use | | Period of Use From | To |
| Quantity | | Use | | Period of Use From | To |
| Quantity | | Use | | Period of Use From | To |

- (4) .14 CFS TOTAL QUANTITY USED.

(cfr, gpa, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

| | | | | | | | | | | |
|----|-----|----|-----------|---|------|----|------|----|-----------------|-----|
| SW | 1/4 | SE | 1/4, Sec. | 8 | Twp. | 4N | Rge. | 1W | B.M., County of | ADA |
|----|-----|----|-----------|---|------|----|------|----|-----------------|-----|

Additional points of diversion:

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Natural Artesian flow and distribution Ditch System for irrigation.

One-half H.P. pump and pipeline to residence for domestic.

- (8) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 5

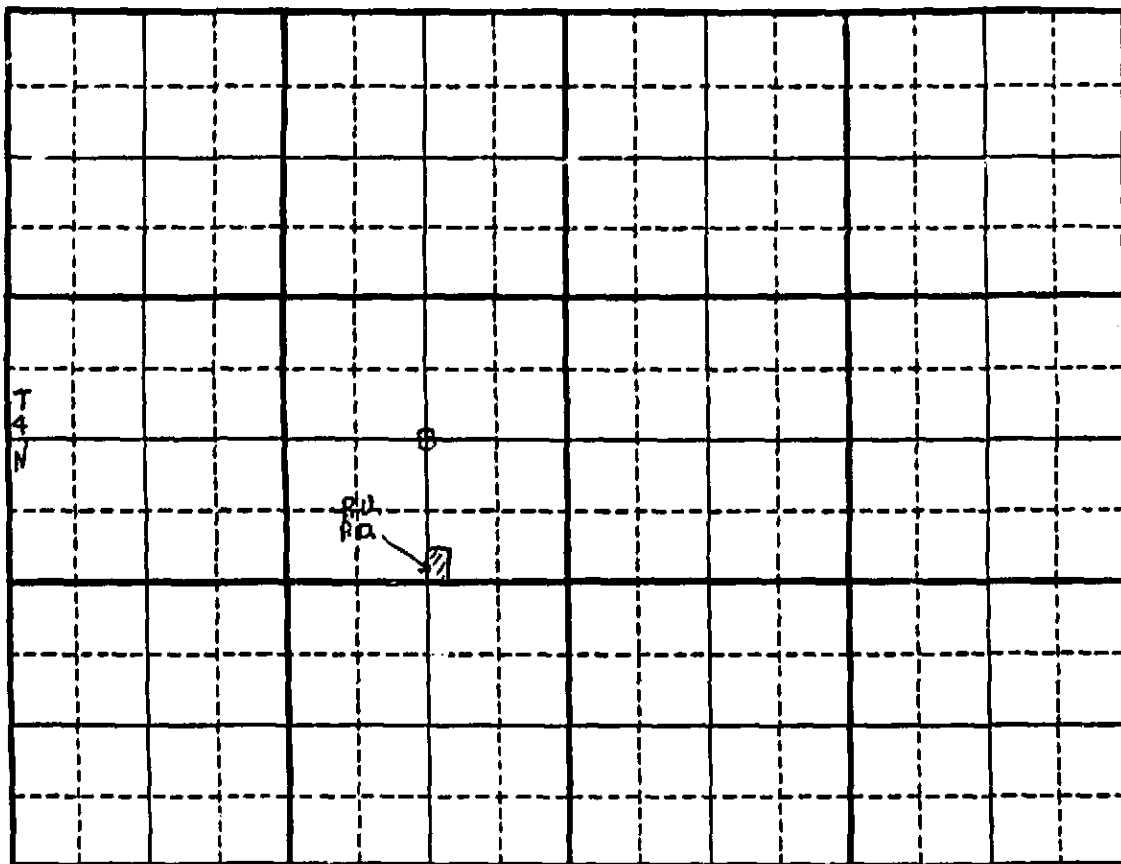
- 8) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic for one family.

[illegible]

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

- (8) Remarks This is a natural flowing well being used by both Tucker and Doores for irrigation and Tucker for Domestic purposes. There is a dedeed right for Doores in the well which is situated on Tucker's property.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Adair) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Harmon H. Tucker
Donald S. Doores
(Claimant)

Sworn to before me this 14th day of August, 1977.

Paul L. White
Notary Public

Residing at Star, Idaho

My commission expires Sept 5th 1982

FOR DEPARTMENT USE ONLY

Received by SS

Date 8/21/79

Exception filed by:

Forwarded to

Date

Prelim. check by GLS

Date 8/21/79

#14521

claimant by:

Published in The Idaho Statesman

Dates 8/30/79 & 9/6/79

KK 9/18/79

10/26/2005

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

RIGHT NUMBER: 63-4681B

NAME AND ADDRESS: JERRY Z. BRUNEEL
10308 W STATE ST
STAR ID 83669

LISA M. BRUNEEL
10308 W STATE ST
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
14.200 AFY

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

PRIORITY DATE: 03/01/1962

POINT OF DIVERSION:

T04N R01W S8 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| STOCKWATER | 01/01 12/31 | 0.040 CFS |
| IRRIGATION | 03/01 11/15 | 0.060 CFS
14.20 AFY |

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S08 SWSE 2.9

STOCKWATER same as IRRIGATION

2.9 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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 10 range cattle.

Water Right 63-4681B

1



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 26, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Jerry & Lisa Bruneel
10308 W. State St.
Star, ID 83669

Re: Notice of Claim to a Water Right No. 63-4681B

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

RECEIVED

OCT 17 2005

WATER RESOURCES
WESTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 13, 2005

Jerry & Lisa Bruneel
10308 W. State St.
Star, ID 83669

Dear Waterusers:

This office has received the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the item listed below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **PLEASE COMPLETE OR RESEARCH THE FOLLOWING ITEM.**

- **Proof of ownership is needed.** This proof should be a copy of the **warranty deed** in your name which includes a description of this property by ¼ ¼, Section, Township and Range.

Please complete the above item and return it to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

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

Sincerely,

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

LG: lg

Enclosures

04/28/2004

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

RIGHT NUMBER: 63-4681B

NAME AND ADDRESS: OSPREY PROPERTIES LLC
3207 4TH ST
LEWISTON ID 83501

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
14.200 APY

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

PRIORITY DATE: 03/01/1962

POINT OF DIVERSION:

T04N R01W S8 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER | 01/01 12/31 | 0.040 CFS |
| IRRIGATION | 03/01 11/15 | 0.060 CFS |
| | | 14.20 APY |

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S08 SWSE 2.9

STOCKWATER same as IRRIGATION

2.9 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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Stockwater use is for 10 range cattle.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 28, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

OSPREY PROPERTIES LLC
3207 4TH ST
LEWISTON ID 83501

Re: Notice of Claim to a Water Right No. 63-4681B & 63-27669

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 claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

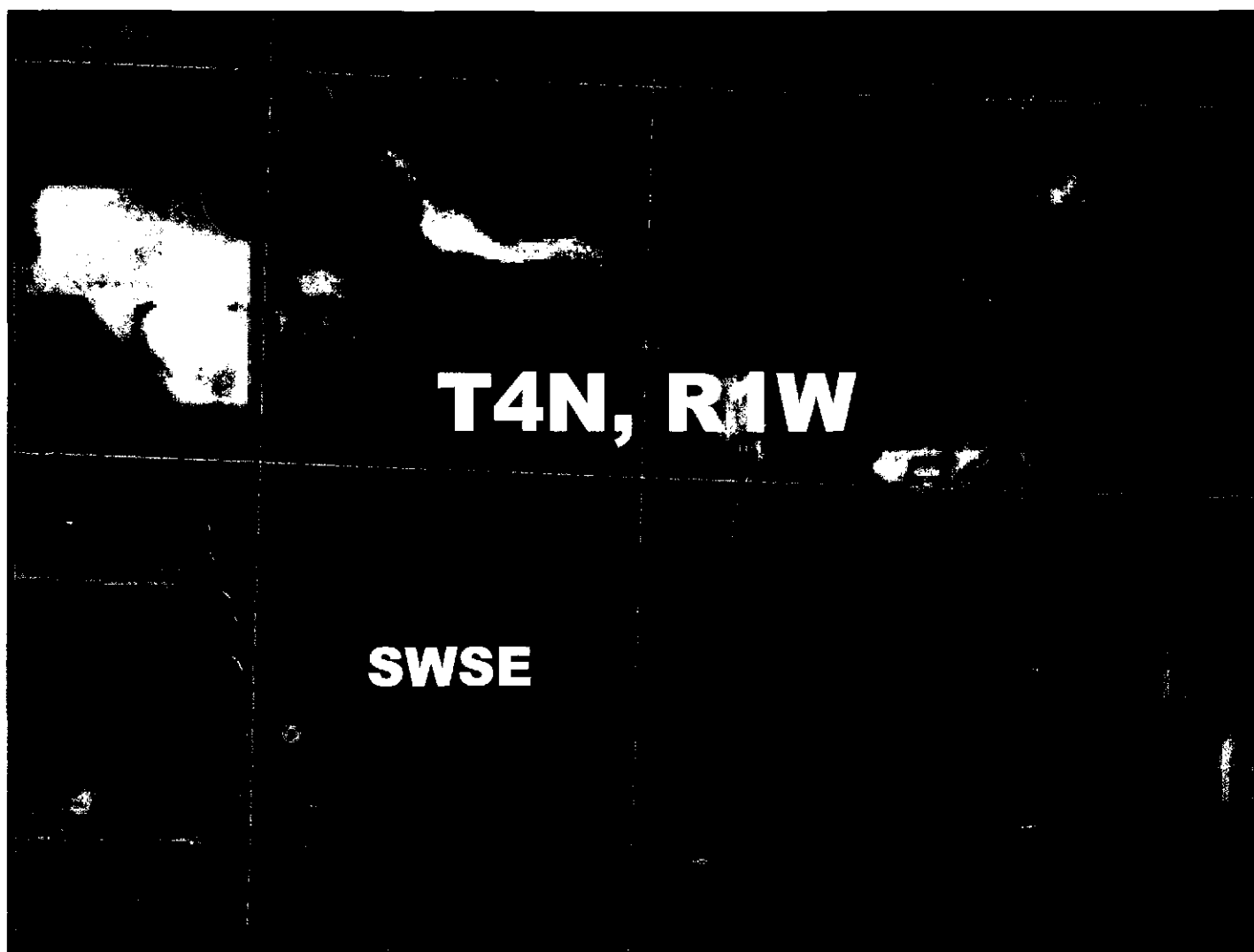
Enclosure



STATE OF IDAHO

Department of Water Resources
Western Region

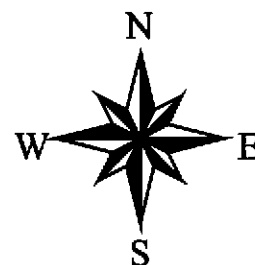
Water Right(s): 63-04681B



1320 0 1320 Feet

Total Irrigated Acres: 2.9

- ⊙ Point of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: September 2003

09/12/2003

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

RIGHT NUMBER: 63-4681B
NAME AND ADDRESS: JOHN B TRACY
PO BOX 189
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
14.200 AFY

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

PRIORITY DATE: 03/01/1962

POINT OF DIVERSION:

T04N R01W S8 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| STOCKWATER | 01/01 12/31 | 0.040 CFS |
| IRRIGATION | 03/01 11/15 | 0.060 CFS
14.20 AFY |

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S08 SWSE 2.9

STOCKWATER same as IRRIGATION

2.9 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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Stockwater use is for 10 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4681B V1

WATER RIGHT NUMBER: 63-4681B V1

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Original Owner | DONALD D DOORES |
| | , ZZ |
| Current Owner | JOHN B TRACY
PO BOX 189
STAR, ID 83669
(208)286-7761 |
| Original Owner | RANULPH RAYMOND TUCKER
10366 W STATE
STAR, ID 83669
(208)286-7534 |

Priority Date: 03/01/1962

Basis: Beneficial Use

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
|---------------|------------------|

GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER | 01/01 to 12/31 | 0.040 CFS | |
| IRRIGATION | 03/01 to 11/15 | 0.060 CFS | 14.20 AF |
| | <u>Total Diversion:</u> | 0.060 CFS | 14.20 AF |

Location of Point(s) of Diversion

| | | |
|--------------|------------|------------------------------------|
| GROUND WATER | SW1/4SE1/4 | Sec. 8, Twp 04N, Rge 01W, B.M. |
| ADA County | | |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 04N | 01W | 8 | | | | | | | | | | | | | | | 2.9 | | 2.9 |

Total Acres: 2.9

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4681B V1

4. X02 Stockwater use is for 10 range cattle.

Remarks:Comments:

1. csaxton 9/12/2003 POU
Comment: Lot is only 2.9 acres according to taxlot data.
2. csaxton 9/12/2003 Priority Date
Comment: Priority evidence supports 1962.
3. csaxton 9/12/2003 Purpose of Use
Comment: Stock water for up to 10 head per claim.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts | 9/12/2003 8:47:24 AM | csaxton | | | Active |
| POD | 9/12/2003 10:04:06 AM | csaxton | | | Active |
| Source | 9/12/2003 10:36:12 AM | csaxton | | | Active |
| POU | 9/12/2003 10:37:00 AM | csaxton | | | Active |
| Use | 9/12/2003 10:41:10 AM | csaxton | | | Active |
| Season | 9/12/2003 10:41:37 AM | csaxton | | | Active |
| Quantity | 9/12/2003 10:43:48 AM | csaxton | | | Active |
| Summary | | | 09/12/2003 | csaxton | Active |

Verification Log:

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4681B V1

| | | | |
|----------|-----------------------|---------|---|
| Source | 9/12/2003 10:36:12 AM | csaxton | (No) 1. Is the basis of claim Decree or License?
(No) 2. Is the basis of claim an Application or Permit?
(No) 6. Is the basis of claim a Posted Notice?
(No) 7. Is there evidence that there has been a change in the source?
(Yes) 10. Does the file contain all the necessary information to verify the source?
(No) 11. Is a Source remark and/or condition required?
Description for Question 10 - Meeting with Claimant |
| POU | 9/12/2003 10:37:01 AM | csaxton | (No) 1. Is the basis of this claim a Decree or License?
(Yes) 2b. Is the POU required?
(No) 3. Is the basis of claim a Application or Permit?
(No) 7. Is there evidence that there has been a change in the POU?
(Yes) 13. Does the file contain all the necessary information to verify the POU?
(No) 14. Is a POU remark and/or condition required?
Description for Question 13 - Meeting with claimant and NAPP photography. |
| POD | 9/12/2003 10:04:06 AM | csaxton | (No) 1. Is the basis of this claim a Decree or License?
(No) 2. Is the basis of this claim a Application or Permit?
(No) 6. Is there evidence that there has been a change in the POD?
(Yes) 9. Does the file contain all the necessary information to verify the POD?
(No) 10. Is a POD remark and/or condition required? |
| POU | 9/12/2003 10:37:31 AM | csaxton | Edited shape boundary |
| Contacts | 9/12/2003 8:47:24 AM | csaxton | (No) 1. Do you want to schedule an appointment?

Comment for 1: Desktop Review |
| POU | 9/12/2003 10:38:07 AM | csaxton | Edited PLS |
| POD | 9/12/2003 10:05:02 AM | csaxton | Edited point location |
| Use | 9/12/2003 10:41:10 AM | csaxton | (No) 1. Is the basis of this claim a Decree or License?
(No) 2. Is the basis of this claim a Application or Permit?
(No) 6. Is there evidence that there has been a change in the Purpose of Use?
(Yes) 11. Does the file contain all the necessary information to verify the Water Use?
(No) 13. Is a Purpose of Use remark and/or condition required?
Description for Question 10,11,12 - Claimant contact |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4681B V1

| | | | |
|----------|-----------------------|---------|---|
| Season | 9/12/2003 10:41:37 AM | csaxton | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p> |
| Quantity | 9/12/2003 10:43:48 AM | csaxton | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is the basis of claim a posted notice?</p> <p>(No) 7. Is a flow measurement required?</p> <p>(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(Yes) 10. Is a irrigation a purpose of use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 7 - Per Dave Tuthill, claims for 0.20 or less do not require measurement.</p> <p>Description for Question 10 - IDWR standard.</p> |
| Summary | 9/12/2003 10:48:42 AM | csaxton | <p>(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?</p> <p>(No) 5. Does this right have any combined use limits with other rights?</p> <p>(No) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(Yes) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p> |

8-18-03: Phone on Claim Reaches Jason + Kristina Kansas.

: No Priority Evidence - letter sent

: Is this original well filed on by Randolph Tucker in 1979? If not when was it drilled.

: Ada Co Tax lot data indicates that claimed POA is for two parcels both owned by

James L Shippy
Patricia M Shippy
10308 W State St
Star ID 83669

: NCO-sent

: If No Response - Rec Stock Only

9-9-03: This is for Beckwed

Priority Evidence supplied.

3-15-04: spoke w/ Mr. Shippy and he sold property to Bro-in-law. He is just going to give Bro-in-law my name and have him call me.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 11, 2003

JAMES L SHIPPY
PATRICIA M SHIPPY
10308 W STATE ST
STAR ID 83669

Re: Notice of Claim to a Water Right No. 63-04681B & 63-27669

Dear Claimant(s):

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

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton'.

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 18, 2003

JAMES L SHIPPY
PATRICIA M SHIPPY
10308 W STATE ST
STAR ID 83669

RE: CHANGE IN OWNERSHIP FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) 63-04681A AND 63-27669

Dear Sir or Madam:

It has come to our attention that you may have recently purchased a tract of land in ADA County. According to our records, the property to which I am referring to was most recently owned by John B Tracy. The legal description is as follows:

T04N R01W S8 SW1/4 SE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 63 part 2. We recommend that if, in fact, you now own the property in question, and do use the water for the purposes claimed, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call this office at 334-2190.

Respectfully submitted,

Craig L. Saxton
SR Water Resource Agent
Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 18, 2003

63-04681B
JAMES L SHIPPY
PATERICIA M SHIPPY
10308 W STATE S
STAR ID 83669

RE: EVIDENCE OF PRIORITY

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 63. The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

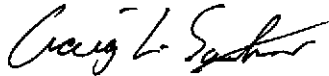
For your reference, I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by **September 15, 2003, referencing all documents with the corresponding Notice number.** If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at (208) 334-2190.

Respectfully submitted,



Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Notice of Claim 63-04681B

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: A63-04681B

Date: 4-05-01

| | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | Sum |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|-----|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| Claim | 4N | 1W | 8 | | | | | | | | | | | | | | | 3 | | 3 |
| GIS | | | | | | | | | | | | | | | | | | 2.9 | | 2.9 |
| | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | |

Number of POD's 1

Total Claimed Acres: 3

Overlapping POU Claim #'s:

Total GIS Acres: 2.9

COMMENTS:

Idaho Department of Water Resources

Claim Number: 63-04681B

Legal: T4N, R1W, S8

Reviewed By:

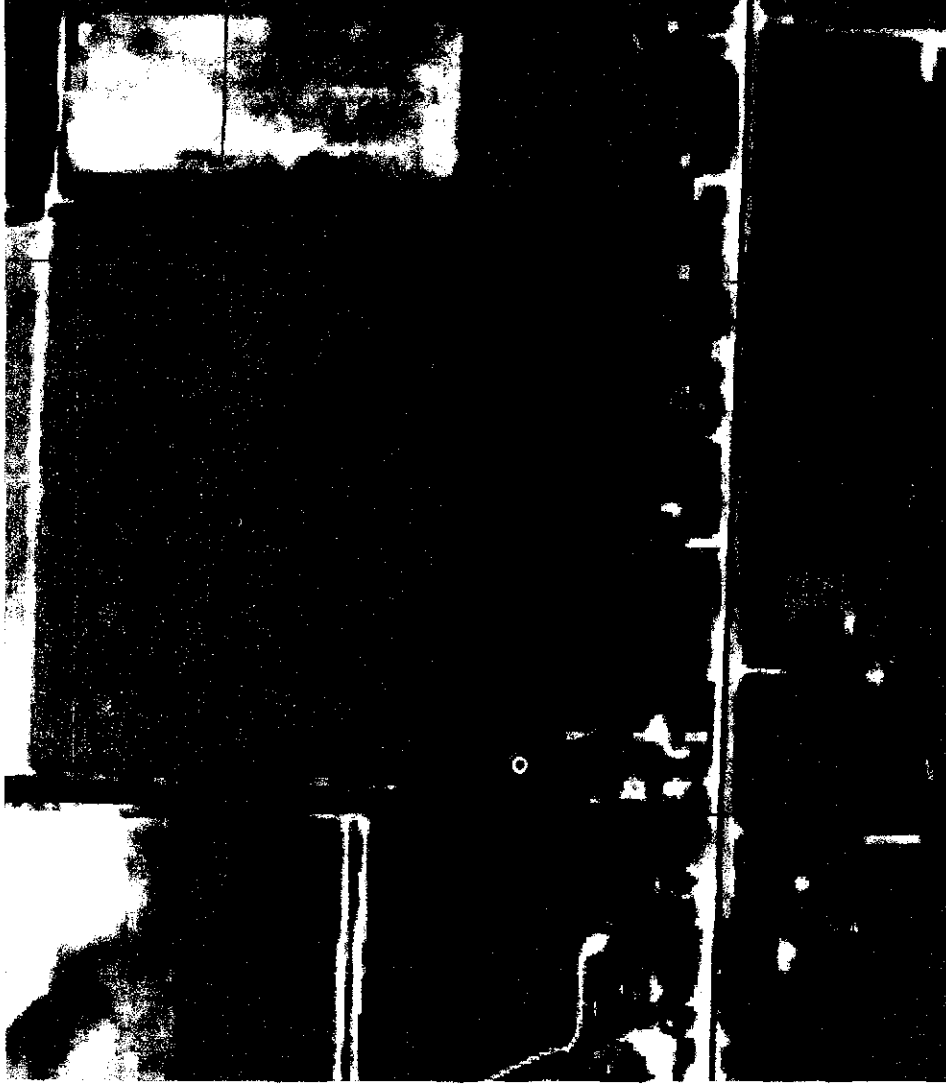
⊙ Point of Diversion

☐ Place of Use

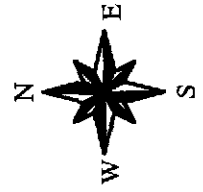
☐ Section Lines

☐ Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles



Idaho Department of Water Resources

Claim Number: 63-04681B

Legal: T4N, R1W, S8

Reviewed By:

⊙ Point of Diversion

☐

Place of Use

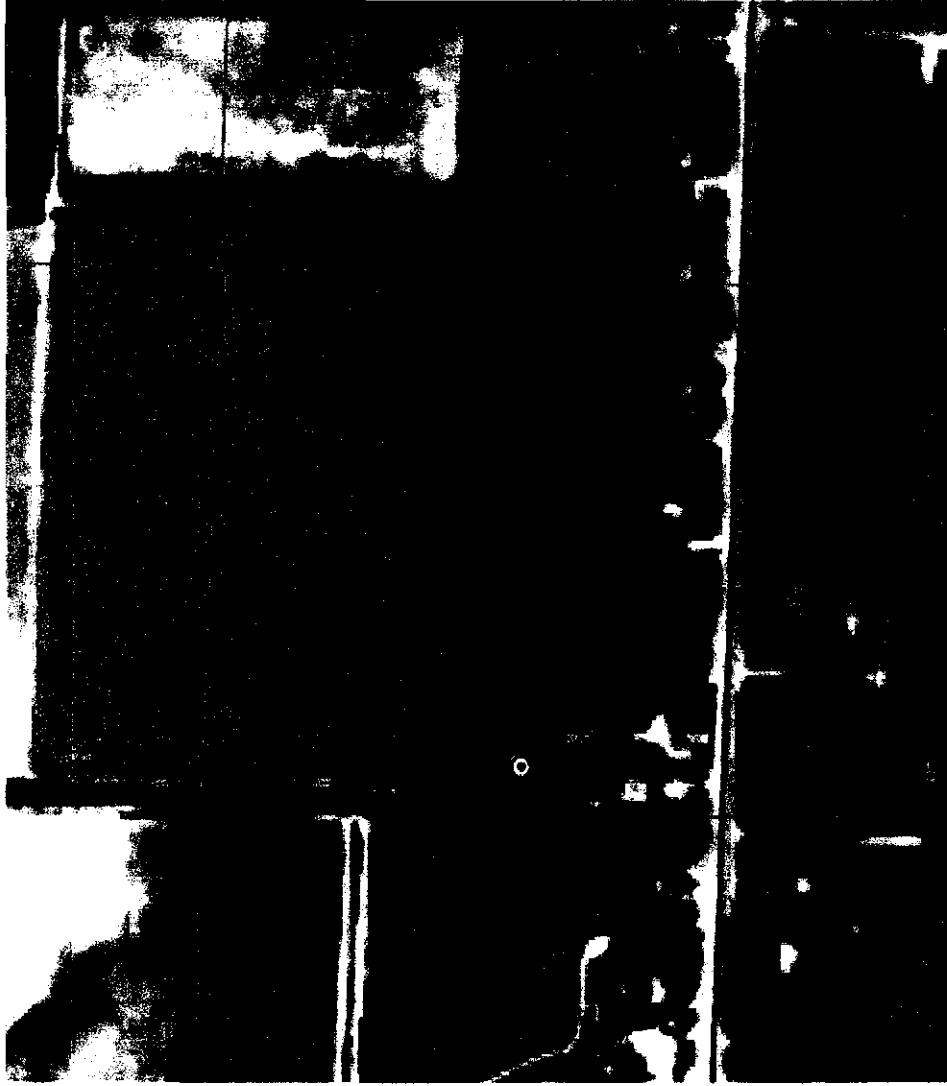
☐

Section Lines

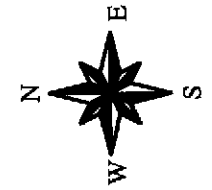
☐

Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

14-Dec-1992

John B. Tracy
P.O. Box 189
Star, ID 83669

Re: Snake River Basin Adjudication (SRBA)
Ada County - Receipt No. C010759
Claim Nos.: A63-04681B and A63-27669

Dear Mr. Tracy,

After our telephone conversation today, I have processed your Claim No. A63-27669 for your domestic well (copy enclosed). I have modified the claim slightly, as we discussed. Please notify this office if you feel there has been any error.

In addition, I am enclosing an unsigned claim for your portion of the well you share with Mr. Tucker. Please check the accuracy of this claim, sign and return it. Don't forget that the signature must be notarized. You may call this office if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Roxanne McCarthy'.

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:r
Enclosures

MICROFILMED

JUL 25 1994

MEMORANDUM

Date: 14-Dec-1992
To: File
From: Roxanne McCarthy
Re: John Tracy's Claims

=====

I spoke to Mr. Tracy today on the telephone. He had previously filed on 63-04681 and an additional D&S Beneficial use right. These forms were returned for correction and subsequently burned in a house fire.

When Mr. Tracy filed a claim for domestic purposes, received November 5, 1991, he was confused. From this well he irrigates less than 1/2 acre of yard and garden and supplies water to two homes. I explained that these uses are described by the single use "domestic" and that I would be making that change to his claim. He agreed.

Mr. Tracy neglected to replace the claim for his portion of 63-04681. I will split and renumber that claim, use information from Mr. Tracy's original claim and send him the "B" portion to sign and file.

MICROFILMED
JUL 25 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 21, 1989

Mr. John B. Tracy
P.O. Box 189
Star, ID 83669

Re: Snake River Basin Adjudication SRBA
Ada County

Dear Mr. Tracy:

We are returning your Notices of Claim to Water Rights filed for your property in Ada County. We are also enclosing Receipt #C010759 in the amount of \$75.00, for the filing fees. We have noted some problems with your claim which we would like you to correct.

On Form 42-1409 (2)b, printed in green ink, the following items are brought to your attention:

Please complete Item 7, on the form printed in green. You should be aware that 8 c.f.s. is equivalent to approximately 3,600 gallons per minute of water. The amount you are claiming is extremely high. You may wish to check the instructions and modify the amounts. You may, of course, leave them as they are.

The notary public's verification of the signature of the claimant is a required element of the claim form. After you have obtained the notary public's verification of your signature at the bottom of the last page (on BOTH CLAIMS), we will be able to process these claims.

On Form 42-1409 (2)a, printed in black ink, the following items need completion:

Description of the diverting works, Item #5, needs to be completed.

At Item #8, the amount you have listed for consumptive use for your water right may be inaccurate. Using the chart in the Instruction booklet (page 15), and based on your legal description, the Department suggests 3.5 acre feet per acre per annum. You are claiming 3 acres of irrigated land, therefore,

MICROFILMED

JUL 25 1994

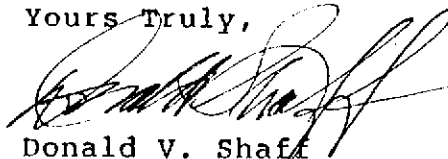
John B. Tracy
November 21, 1989
Page 2

your consumptive use may be 10.5 acre feet per annum. If this does not agree with your actual usage, please explain at Item #14, "Remarks".

The correct filing fee for your claim is \$50.00, plus \$3.00 (at \$1.00 per acre claimed as irrigated) for a total of \$53.00. Please forward the additional \$3.00 owed to this office at the attention of the adjudication bureau along with the completed claim forms, and we will begin processing your claims.

If you will make these corrections before December 22, 1989, you will not be assessed a late filing fee. Do not hesitate to contact this office if you have any questions or desire an appointment to obtain assistance in completing the form.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:cp:state:tf

Enclosures:

Notice of Claim (2)

Receipt #C010759

Instruction Booklet (long/short)

MICROFILMED

JUL 23 1990

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 A63-04681

Date Received

Receipt Number CO10759

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 31 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) JOHN B TRACY Phone 208 1286-7761Mailing Address 10308 W STATE Hwy 44 P.O. Box 189 STAR, IDA, Zip 836692. Date of Priority (Only one (1) per claim) June 1-19353. Source of water supply (a) Art. Well
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4 Range 1W Section 8,
SW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. _____

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stock water purposes from JAN 1 to Dec 31 amount 4CFS or _____

For irrigation purposes from Mar 1 to Oct 31 amount 10CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 14 CFS (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
| | | | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | |
| 4 | 1W | 8 | | | | | | | | | | | | | | | 3 | | 3 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres irrigated 3

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

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

or None (X)

14. Remarks:

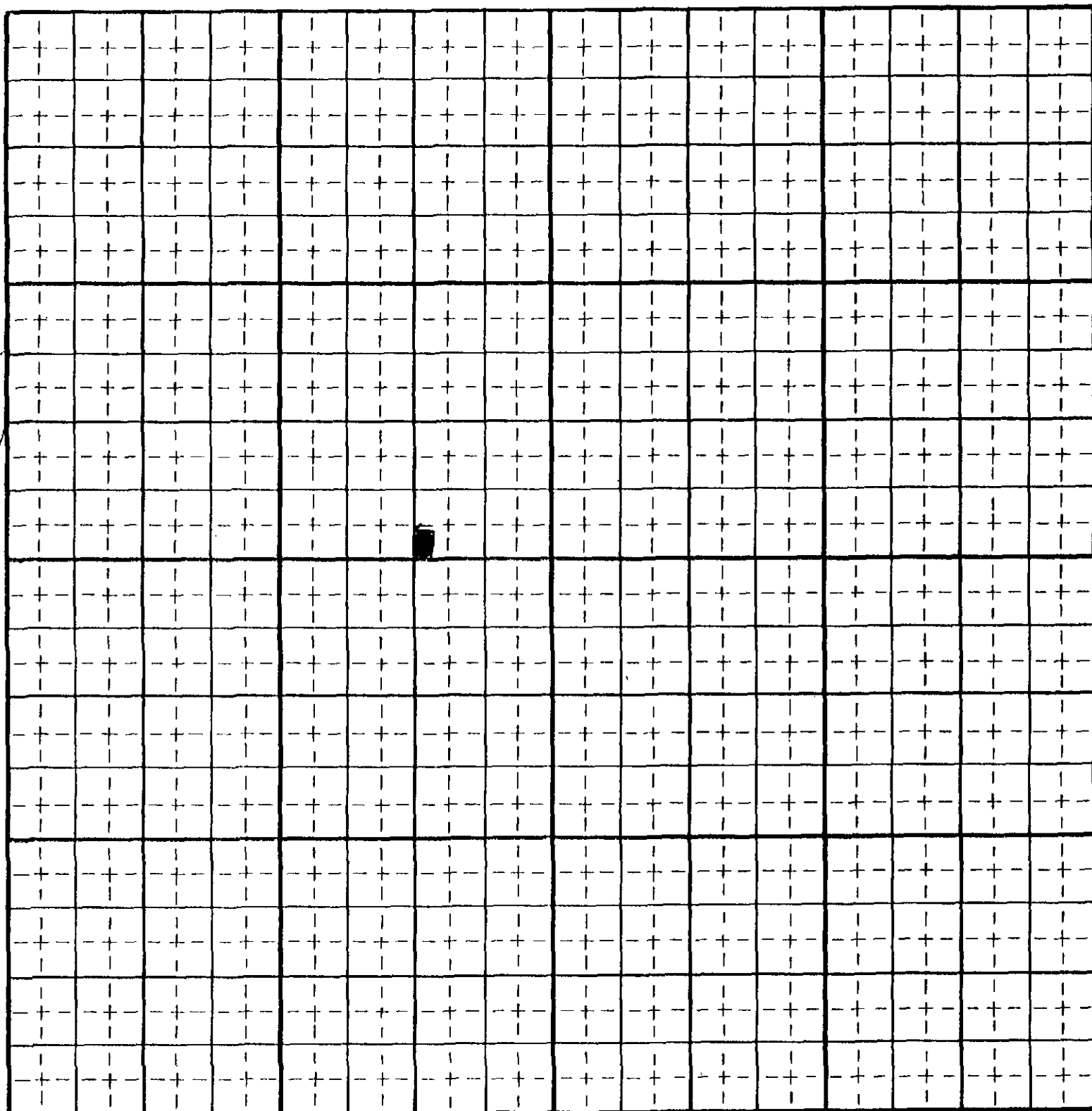
Last Name TRACY Ident No. _____

Copies: White 1 Blue 2 Yellow 1 Blank _____

MICROFILMED

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



R 1 W

Last Name

TRACY

Ident No.

Copies: White-State, Yellow-Claimant

MICROFILMED

JUL 25 1994

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 634681 (1979) Deeded TO JOHN TRACY - 1984
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) John B Tracy Date Aug. 29 - 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name TRACY Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
JUL 25 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

14-Dec-1992

John B. Tracy
P.O. Box 189
Star, ID 83669

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Snake River Basin Adjudication (SRBA)
Ada County - Receipt No. C010759
Claim Nos.: A63-04681B and A63-27669

Dear Mr. Tracy,

After our telephone conversation today, I have processed your Claim No. A63-27669 for your domestic well (copy enclosed). I have modified the claim slightly, as we discussed. Please notify this office if you feel there has been any error.

In addition, I am enclosing an unsigned claim for your portion of the well you share with Mr. Tucker. Please check the accuracy of this claim, sign and return it. Don't forget that the signature must be notarized. You may call this office if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Roxanne McCarthy'.

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:r
Enclosures

MICROFILMED

JUL 25 1994

MEMORANDUM

Date: 14-Dec-1992
To: File
From: Roxanne McCarthy
Re: John Tracy's Claims

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Mr. Tracy neglected to replace the claim for his portion of 63-04681. I will split and renumber that claim, use information from Mr. Tracy's original claim and send him the "B" portion to sign and file.

MICROFILMED

JUL 25 1994

ACTION REQUIRED

6-7-91

FROM: S. Frayee

TO: File m/m John B. Tracy / Ada Co. CO10759

Mrs. Tracy told me this afternoon on the phone that Nov. 99 was just after their roof & back 1/3 of their home burned. Asked me to pls send fms, as they definitely want to file.

Send fms Mon. 6-10-91 w/shord note asking them to return ASAP.

T/F 6-14

-12-91 Mrs. Tracy said never rec'd. Sent again. She'll call me 7-19-91 re fms arrival.

8-15-91 msg. a/m.

" Mrs. Tracy called back. Said Mr. T. just got home from being in Moscow 1 month - She'd have him complete fm. + mail to me. FU 8-22.

MICROFILMED

JUL 25 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 21, 1989

Mr. John B. Tracy
P.O. Box 189
Star, ID 83669

Re: Snake River Basin Adjudication SRBA
Ada County

Dear Mr. Tracy:

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MICROFILMED

JUL 25 1994

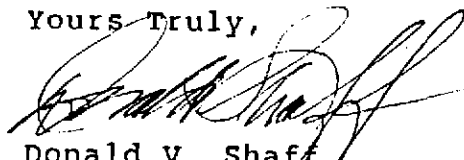
John B. Tracy
November 21, 1989
Page 2

your consumptive use may be 10.5 acre feet per annum. If this does not agree with your actual usage, please explain at Item #14, "Remarks".

The correct filing fee for your claim is \$50.00, plus \$3.00 (at \$1.00 per acre claimed as irrigated) for a total of \$53.00. Please forward the additional \$3.00 owed to this office at the attention of the adjudication bureau along with the completed claim forms, and we will begin processing your claims.

If you will make these corrections before December 22, 1989, you will not be assessed a late filing fee. Do not hesitate to contact this office if you have any questions or desire an appointment to obtain assistance in completing the form.

Yours Truly,



Donald V. Shaff
Manager, Adjudication Section

DVS:cp:state:tf

Enclosures:

Notice of Claim (2)

Receipt #C010759

Instruction Booklet (long/short)

MICROFILMED

JUL 25 1990