

ADA COUNTY, IDAHO.

SCALE 100 ft x 1 in. = 1 ft.

This sketch is for location purposes only. The Company assumes no liability for variations.

ALBERT COUNTY
FIRE-TRUCK COMPANY



6.225

RECEIVED

APR 23 1997

WATER RESOURCES
WESTERN REGION[illegible]

"Sale of Slaves." } S.S.
 "Family of R.R." }

On the 12th day of December, in the year 1906, before me, C. C. Cook, a Notary Public in and for said County, personally appeared James William Brown, to me to be the person whose name is subscribed to the above certificate, and acknowledged to me that he executed the same; and on this 12th day of December, in the year 1906, I, the undersigned, personally appeared Wm. Henry Williams, the owner of said slave, to me to be the person whose name is subscribed to the above certificate, described as a married free man, and upon examination of the names of his husband and wife, her age as stated, with the contents of the Certificate, and the same, she acknowledged to me that she executed the same, and that she does not wish to retract such recitation. In witness whereof, I have hereunto set my hand and official seal the day and year first above written.

C. C. Cook.
 Notary Public.

Seeweyers Certificate.
I, Mary Manning, do hereby certify that the following is a correct description of the land included in the accompanying plat to wit: - Beginning at a point which is an iron pin at the intersection of the Valley Road and the north and south section line 1181 1/2 ft. from the N.W. corner of Section 9, T 4 N., R 1 E., 3 W., whence 90 1/4 ft. 330 ft. to the real place of beginning thence 90 1/4 ft. 185 ft. to a point, thence 40 1/2 ft. 62 1/2 ft. to a point, thence 90 ft. 156 ft. to a point, thence 90 ft. 150 ft. to the place of beginning containing 2.67 Acres, except the said land and thereabout, right of way, well run in the above surveying lot. That the plat and there presented plan and survey made of me upon the ground and is correct; In Witness whereof I have hereunto set my hand and this 5th day of December, 1906.
Mary Manning
Platting

17226

Trust of Sander, }
 County of Alameda, }
 17226 } I hereby certify that this instrument was filed for
 record at request of C. B. Carter, at the minutes book at office of the
 County Clerk of Alameda County, California, at 10:15 A.M. of the
 12th day of Oct. A. D. 1901, in my office, and duly recorded in book
 No. 17226 at page 145.

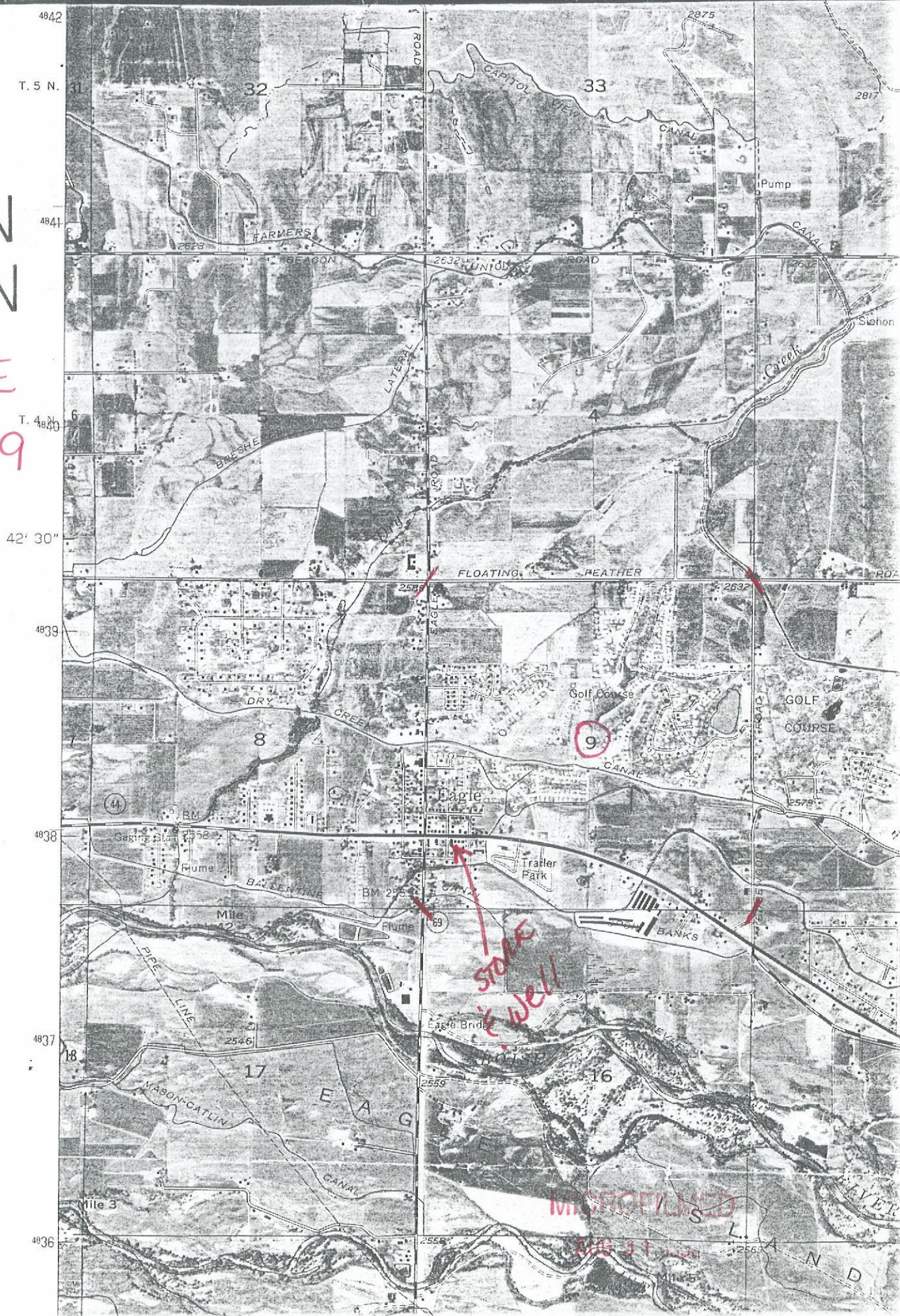
11. 2. 1944
 12. 3. 1944
 13. 4. 1944

May 1950

T5N
T4N

R. 1E

SEC. 9



STATE
WELL

MICROFILMED

AUG 31 1971

Idaho Department of Water Resources

T04N, R01E,
S9

Claim No: 63-18140

Prepared By: Kimberly Brown

Date: April 8, 2005



Place of Use



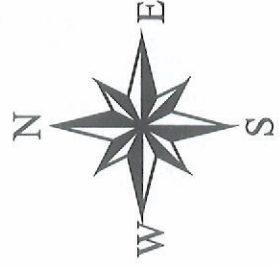
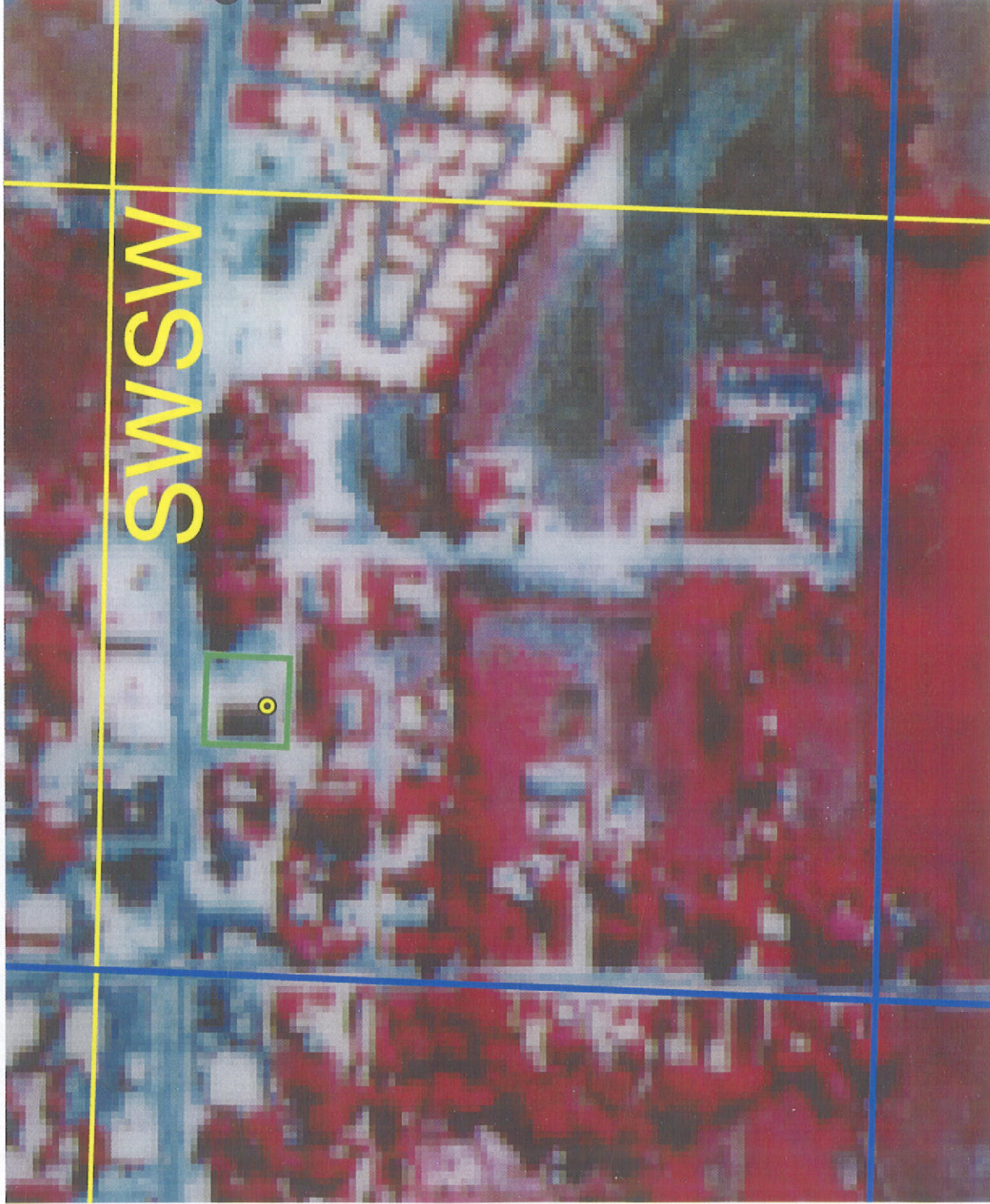
Section Lines



1/4 1/4



Point of Diversion



1987 NAPP

0.003.00316 Miles



**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel R0238250009

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
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- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 0.480
Zone Code: CBD
Primary Code Area: 05 Tax Districts
Group Type: SUB
Subdivision: AIKENS ADD TO EAGLE
Section: 4N1E09

Property Description

LOTS 1 - 3 INC BLK 4
 AIKENS ADD
 #0007-B
 #97021442 #98012684

Property Address

127 E STATE ST
 EAGLE, ID 83716


[Click to View Interactive M](#)
Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	420-COM IMPROVEMENT	0.000	\$347,300	INCOME
Primary	210-COM LOT OR TRACT	0.480	\$138,000	MARKET

Total Assessed Value: \$485,300

Parcel Valuation History

Assessed value for year 2004 \$485,300
Assessed value for year 2003 \$470,700
Assessed value for year 2002 \$470,700
Assessed value for year 2001 \$424,500
Assessed value for year 2000 \$427,300

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Commercial
 Land

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN 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: **A63-18140**
Date Received: 9/ 5/1989
Receipt No: W005479
Received By: _____

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

1. Name: PONDEROSA PAINT MFG INC 208-344-8683
Address: PO BOX 5465
BOISE ID 83705

2. Date of Priority: JAN 1, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

4" WELL, 102' DEEP, 1/2 HP PUMP(HAD BEEN ARTESIAN FLOW)& PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

COMMERCIAL USE IN GROCERY STORE.

10. Place of Use:

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

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE.

14. Remarks:
AKA LOT 1, BLOCK 4, AIKENS ADDITION - EAGLE FOODTOWN.
OWNERSHIP CHANGED BY LH 6/6/97.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

RECEIVED

APR 23 1997

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) A63-18140
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Terry & Ruth POTTER
4. New Owner/Claimant(s) Ponderosa Paint Mfg., Inc.
PO Box 5465
4631 Aeronca
Boise, Idaho 83705
(208) 344-8683 • (800) 333-2843
New Mailing Address _____
City, State and ZIP Code _____
New Telephone Number () _____
5. Date you acquired the property 3/20/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) [Signature] 4/17/97 Date 4/17/97
Loren Ellis, President Date 4/17/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

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APR 23 1997

WATER RESOURCES
WESTERN REGION



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Riffeeman Ave / Boise, Idaho 83704 / (208) 377-2700

97021442

ADA COUNTY ORDER
J. DAY
BOISE ID
PIONEER TITLE

97 MAR 20 PM 7:29
FEE 3.00 DEL Boise
RECORDED AT THE REQUEST OF

P-155228 JP/SL

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED JERRY F. POTTER AND RUTH K. POTTER, HUSBAND AND WIFE

Grantor s , do hereby grant, bargain, sell and convey unto PONDEROSA PAINT MANUFACTURING, INC.

the Grantee , whose current address is: P.O. BOX 5465, BOISE, IDAHO 83705-0465
the following described real property in ADA County, State of Idaho, more particularly described as follows, to-wit:
LOTS 1, 2, 3, AND 4 IN BLOCK 4 OF AIKEN'S ADDITION TO EAGLE, ACCORDING TO THE PLAT THEREOF, FILED IN BOOK 3 OF PLATS AT PAGE 145, RECORDS OF ADA COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , and Grantee heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee , the Grantor s 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 ; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes 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 18, 1997

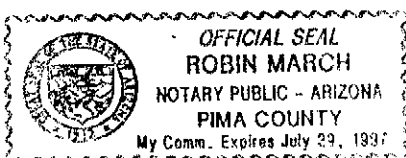
Jerry F. Potter
JERRY F. POTTER

Ruth K. Potter
RUTH K. POTTER

STATE OF ARIZONA , County of Pima , ss.

On this 19th day of March , in the year of 1997 , before me Robin March

, a notary public, personally appeared Jerry F. Potter and Ruth K. Potter
known or identified to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public: Robin March
Residing at: Tucson, Arizona
My Commission Expires: 7/29/97

TOWNSITE OF EAGLE

RECEIVED
APR 23 1997
WATER RESOURCES
WESTERN REGION

RESOLUTION OF THE BOARD OF DIRECTORS OF PONDEROSA
PAINT MANUFACTURING, INC., AND IDAHO CORPORATION

RECEIVED

APR 23 1997

WATER RESOURCES
WESTERN REGION

RESOLVED, That the President of this Corporation is authorized and empowered to sign on behalf of the Corporation the form entitled:

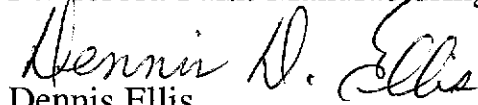
STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

in reference to Adjudication Claim Number A63-18140, providing the mailing address of the Corporation and other information necessary to identify the Corporation as the holder of the above mentioned water right at the Corporation's Eagle store property located at 127 East State Street in Eagle, Idaho.

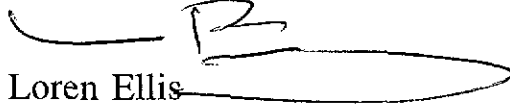
I, Dennis Ellis, do hereby certify that I am duly elected and qualified Secretary of the Corporation organized and existing under the laws of the State of Idaho and that the above is a true and correct copy of a resolution duly adopted by the Board of Directors of the Corporation.

IN WITNESS WHEREOF, I have affixed my name as Secretary and have caused the corporate seal of said Corporation to be hereunto affixed, this 21st day of April, 1997.

Ponderosa Paint Manufacturing, Inc.:


Dennis Ellis

Secretary of the Corporation


Loren Ellis
President

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: A63-18140
Date Received: 8/29/1989
Receipt No: 0005479
Received By: _____

RECEIVED

SEP 05 1989

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

Department of Water Resources
Western Regional Office

1. Name: JERRY F. POTTER 208-939-6729
Address: 244 DAWN ST.
EAGLE, ID 83616
OR
Name: RUTH K. POTTER 208-939-6729
Address: 244 DAWN ST.
EAGLE, ID 83616

2. Date of Priority: JAN 01, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

4" WELL, 102' DEEP, 1/2 HP PUMP(HAD BEEN ARTESIAN FLOW)& PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

COMMERCIAL USE IN GROCERY STORE.

A63-18140

Page 1

Date: 08/29/89

MICROFILMED

AUG 31 1992

10. Place of Use:

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

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE.

14. Remarks:

AKA LOT 1, BLOCK 4, AIKENS ADDITION - EAGLE FOODTOWN.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *Jon F Potter* Date: 9-1-89
Date: _____

State of Idaho)
County of ADA) SS.

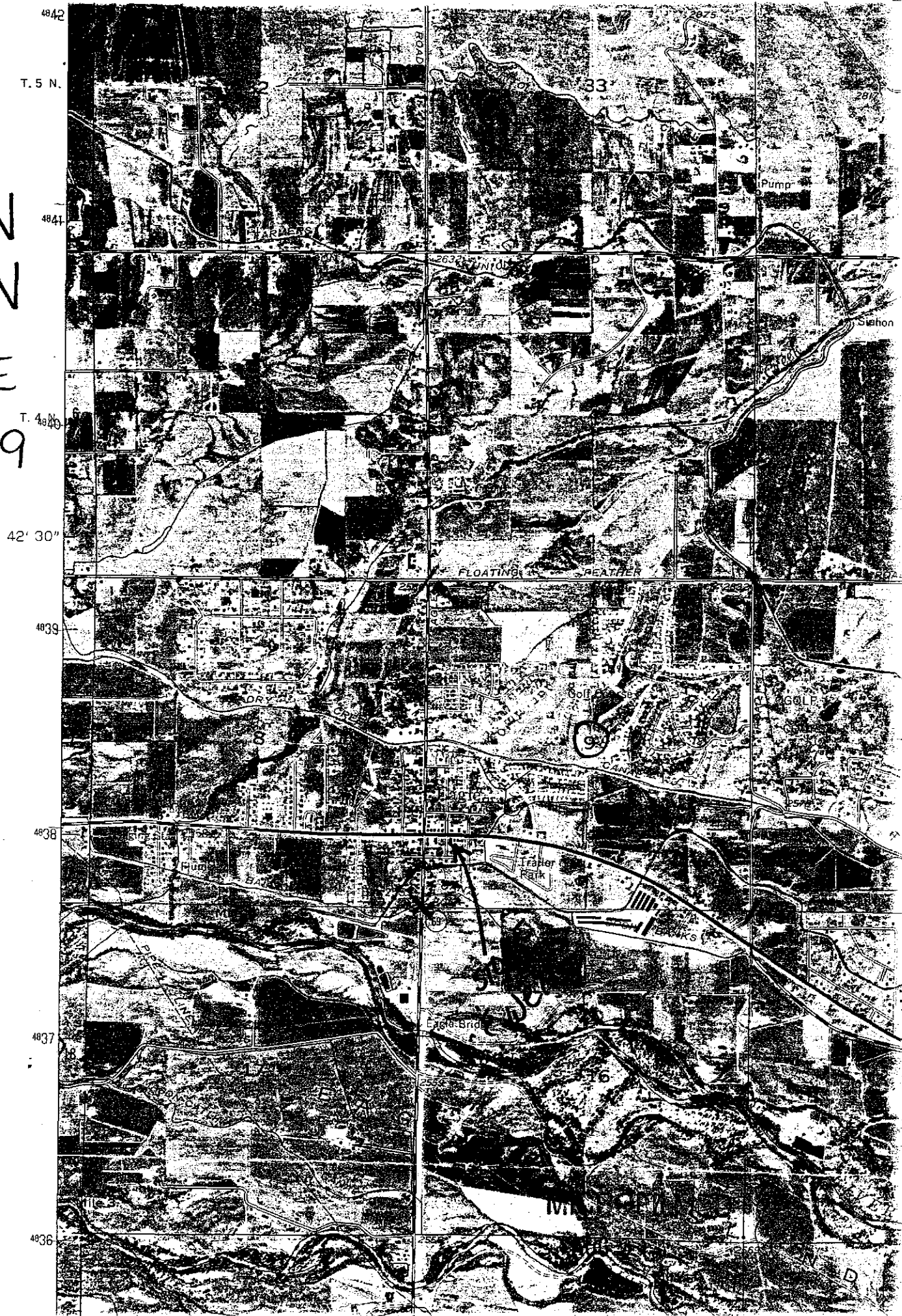
Subscribed and sworn (or affirmed) before me this _____ day
of SEPT 19 89

[Signature]
Notary Public

Seal

Residing at MERIDIAN, ID
My Commission Expires 5-3-93

T5N
T4N
R. 1E
SEC. 9



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 63-18140
Date Received: 9/5/1989
Receipt No: W005479
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Kelly - Moore Paint Phone: (208)939-6616

127 E STATE ST.
EAGLE ID USA 83616

2. Date of Priority: 01/01/1915

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	01E	9	SW SW	ADA	

5. Description of diverting works:

4" WELL, 102' DEEP, 1/2 HP PUMP(HAD BEEN ARTESIAN FLOW) & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
COMMERCIAL	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 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	01E	9	SW	SW	COMMERCIAL	

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:

AKA LOT 1, BLOCK 4, AIKENS ADDITION - EAGLE FOODTOWN.
OWNERSHIP CHANGED BY LH 6/6/97.

CHANGE IN OWNERSHIP 5/20/05 LG

15. Basis of Claim: Beneficial Use

Form 43-20893-1408(6) July 2007

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
	63-18140				

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)

Ponderosa Paint Mfg. Inc.
4631 Ardena Rd Box 5465 Boise ID

4. New Owner/Claimant(s)

Kelly-Moore Paint

Share/Co-owners (Check one): ☐ and ☐ and/or

New Mailing Address

127 E. State St

City, State and ZIP Code

Engle ID 83616

New Telephone Number

208-939-6616

5. Date you acquired the property

May 2002

*Duncan
Howard*

939-6616

Kimberly

Form 42-246(4)-1 (10/00) July 2000

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-18140 ?</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, horses, 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, horses, 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 _____



Commitment for Title Insurance

**American Land
Title Association
Commitment - 1966**

TICOR TITLE INSURANCE COMPANY, a California corporation, herein called the Company, for a valuable consideration, hereby commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest covered hereby in the land described or referred to in Schedule A, upon payment of the premiums and charges therefor; all subject to the provisions of Schedule A and B and to the Conditions and Stipulations hereof.

This Commitment shall be effective only when the identity of the proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A hereof

by the Company, either at the time of the issuance of this Commitment or by subsequent endorsement.

This Commitment is preliminary to the issuance of such policy or policies of title insurance and all liability and obligations hereunder shall cease and terminate 180 days after the effective date hereof or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue such policy or policies is not the fault of the Company.

This Commitment shall not be valid or binding until countersigned below by an authorized signatory of the Company.

Issued by:
ALLIANCE TITLE & ESCROW CORP.
250 S. 5TH STREET
SUITE 100
BOISE, ID 83702
(208) 947-9100

TICOR TITLE INSURANCE COMPANY

By

President

Attest

Secretary

Authorized Signatory

ALLIANCE TITLE & ESCROW CORP.

FEBRUARY 25, 2000

File
(10)

KELLY-MOORE PAINT COMPANY
987 COMMERCIAL
SAN CARLOS, CA 94070
RE: PONDEROSA PAINT MANUFACTURING, INC./KELLY-MOORE PAINT COMPANY,
INC.

THANK YOU for your title insurance order and/or escrow closing.
In accordance with your request, we enclose Commitment for Title
Insurance for your files and any additional copies you have
requested.

Your Title Order Number is: 00086705 PRW

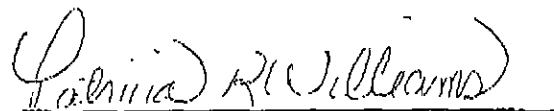
Your Title Officer is: PATRICIA R. WILLIAMS - (208) 947-9100
250 So. 5th Street, Ste.100 Boise, Idaho 83702

Your Escrow Number is: 00086705 PRW

Your Escrow Officer is: KEN FRANKLIN - (208) 947-9100
250 So. 5th Street, Ste.100 , Boise, Idaho 83702

Please do not hesitate to contact PATRICIA R. WILLIAMS or KEN FRANKLIN
if you should have any questions concerning your transaction.

WE APPRECIATE YOUR BUSINESS!


PATRICIA R. WILLIAMS

COMMITMENT FOR TITLE INSURANCE

ORDER NUMBER: 00086705 PRW

SCHEDULE A

1. EFFECTIVE DATE: APRIL 18, 2000 at 7:30 a.m.

2. Policy or policies to be issued:

A. ALTA Owner's Policy, (10-17-92) Standard Coverage

Amount of Insurance:

Premium:

Proposed Insured:

KELLY-MOORE PAINT COMPANY, INC.

B. ALTA Loan Policy, (10-17-92)

Amount of Insurance:

Premium:

Proposed Insured:

None

Other coverages and/or charges:

NONE

In the event this transaction fails to Close and this Commitment is cancelled, a Cancellation fee will be charged to comply with the State Insurance Regulations.

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:

FEE SIMPLE

4. Title to the estate or interest in said land at the effective date vested in:

PONDEROSA PAINT MANUFACTURING, INC.

5. The land referred to in this commitment is in the State of IDAHO, County of ADA, and is described as follows:

Lots 1, 2, and 3 in Block 4 of AIKEN'S ADDITION TO EAGLE, according to the Official Plat thereof, filed in Book 3 of Plats at Page(s) 145, records of Ada County, Idaho.

COMMITMENT FOR TITLE INSURANCE**SCHEDULE B - SECTION 1**

ORDER NUMBER: 00086705 PRW

REQUIREMENTS

The following are the requirements to be complied with:

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to wit:

1. Necessary Conveyances vesting fee simple Title in the Proposed Insured.

Item (c) Delivery to and approval by the Company of documentation authorizing transaction and setting forth parties authorized to execute documents on behalf of PONDEROSA PAINT MANUFACTURING, INC.

cc: PONDEROSA PAINT MANUFACTURING / JAMES SMILEY
KELLY-MOORE PAINT COMPANY
HANNING LAW FIRM / TED J. HENNING
ALLIANCE TITLE & ESCROW CORP. / KEN FRANKLIN

NOTE: If the applicant desires copies of the documents underlying any exception to coverage shown herein, the Company will furnish the same on request, if available, either with or without charge as appears appropriate.

NOTE: If a Deed of Trust is contemplated as a part of this transaction, the correct name to be entered as the trustee is: ALLIANCE TITLE & ESCROW CORP.

END OF SCHEDULE B-SECTION 1

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION 2

ORDER NUMBER: 00086705 PRW

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company.

A. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records, or attaching subsequent to the effective date hereof but prior to the date the proposed Insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.

B. Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. General Taxes for the year 2000, a Lien but not yet due and payable.

General Taxes for the year 1999, a Lien, the first half is paid and the second half is now due and payable.

Order No.: AT- 00086705 PRW

Parcel No.: 05-R0238250009
In the original amount of \$5,571.48.

8. The Land described herein is located within the boundaries of the CITY of EAGLE and is subject to any Assessments levied thereby.
9. The Land described herein is located within the boundaries of the EAGLE Sewer District and is subject to any Assessments levied thereby.
10. The land described herein is located within the boundaries of the EAGLE Water District and is subject to any Assessments levied thereby.
11. Ditch, Road and Public Utility Easements as the same may exist over said premises.
12. Easements, Reservations, Restrictions, Designations and Dedications, as shown on the Official Plat of said Subdivision.
13. A Deed of Trust, and the terms and conditions thereof:
Stated Amount \$324,000.00
Grantor PONDEROSA PAINT MANUFACTURING, INC.
Trustee PIONEER TITLE COMPANY OF ADA COUNTY, AN
IDAHO CORPORATION
Beneficiary JERRY F. POTTER AND RUTH K. POTTER,
HUSBAND AND WIFE
Dated MARCH 18, 1977
Recorded MARCH 20, 1997
Instrument No. 97021443
14. Agreement, and the Terms and Conditions contained therein:
Between LOREN ELLIS; PONDEROSA PAINT
and ADA COUNTY HIGHWAY DISTRICT
Recorded APRIL 30, 1997
Instrument No. 97033066
Purpose CROSS-ACCESS AND/OR THROUGH-ACCESS AGREEMENT
15. An easement for ingress and egress over, through and across a portion of Lot 3 in Block 4 as disclosed by Warranty Deed recorded February 12, 1998 as Instrument No. 98012684, records of Ada County, Idaho.
16. Special Assessment:
By: CITY OF EAGLE
Original Amount: 3,020.11

Order No.: AT- 00086705 PRW

Account No.: 91-1-1

END OF SCHEDULE B-SECTION 2

ORDER NO. 00086705 PRW

EXHIBIT "A"

Lots 1, 2, and 3 in Block 4 of AIKEN'S ADDITION TO EAGLE,
according to the Official Plat thereof, filed in Book 3 of
Plats at Page(s) 145, records of Ada County, Idaho.



File No. FA-135708

Policy No. J-1144842

SCHEDULE A

Amount of Insurance : \$780,450.00

Date of Policy: June 9, 2000 at 4:22 P.M.

1. Name of Insured:

KELLY-MOORE PAINT COMPANY, INC., a California corporation

2. The estate or interest in the land which is covered by this policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

KELLY-MOORE PAINT COMPANY, INC., a California corporation

4. The land referred to in this policy is situated in the State of Idaho, County of Ada, and is described as follows:

Lots 1, 2 and 3 in Block 4 of AIKEN'S ADDITION TO EAGLE, according to the official plat thereof, filed in Book 3 of Plats at Page 145, Official Records of Ada County, Idaho.

SCHEDULE B

EXCEPTIONS FROM COVERAGE

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

PART I

Section 1

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

continued

SCHEDULE B CONTINUED

Section 2

7. General and Special Taxes for the year 2000, an accruing lien not due or payable until the fourth Monday in November 2000 when the bills are issued, the first half of which is not delinquent until after December 20, 2000.

8. The rights, powers and easements of Drainage District No. 2.

9. Liens, levies and assessments of Eagle Water & Sewer District. No search is made of the district records to determine the existence of assessments and none appear of record.

10. Deed of Trust, dated March 18, 1997, to secure an indebtedness of \$324,000.00.

Recorded:	March 20, 1997, as Instrument No. 97021443
Grantor:	PONDEROSA PAINT MANUFACTURING, INC.
Trustee:	PIONEER TITLE COMPANY OF ADA COUNTY
Beneficiary:	JERRY F. POTTER and RUTH K. POTTER, husband and wife

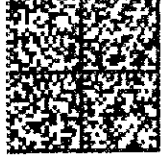
11. Cross-Access and/or Through-Access Agreement, recorded April 30, 1997, as Instrument No. 97033066, Official Records.

12. Easement for ingress and egress, as evidenced by Warranty Deed, recorded February 12, 1998, as Instrument No. 98012684, Official Records.

13. Any off-record facts, encumbrances, easements or possessory claims, a survey or inspection would disclose.

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POSTAGE
02 1A
\$00.83
0004389393 DEC 15 200
MAILED FROM ZIP CODE 83720
PINNEY ROWLES

RECEIVED

DEC 21 2005

WATER RESOURCES
WESTERN REGION

RETURN TO
SENDER
UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

re: Notice of Filing of
Director's Report

PONDEROSA PAINT MFG INC
4631 ARROYO BLVD
PO BOX 165
BOISE ID 83703

63-1870



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 16, 2005

PONDEROSA PAINT MFG INC
987 COMMERCIAL ST
SAN CARLOS CA 94070

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-18140
Change of Address

Dear Water Right Holder:

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

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

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

If there has been a change in ownership of any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

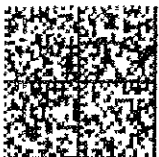
The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone number

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGIONAL OFFICE
35 AIRPORT WAY
BOISE, IDAHO 83705

UNITED STATES POSTAGE
02 1A
\$ 00
0004389393 JUN 01
MAILED FROM ZIP CODE



FIRST CLASS

UNDELIVERABLE AS
ADDRESS
NO FORWARDING
ORDER ON FILE

RETURN
TO
SENDER

PANDEROSA AIRCRAFT INC
4800 AERONCA
PO BOX 5465
BOISE ID 83705

987 Commercial St.
San Carlos CA 94070

No Address
found
63-18140

RECEIVED

JUN 09 2005

WATER RESOURCES
WESTERN REGION

ADDRESS SERVICE

04/07/2005

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

RIGHT NUMBER: 63-18140

NAME AND ADDRESS: PONDEROSA PAINT MFG INC
4631 AERONCA
PO BOX 5465
BOISE ID 83705

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
24.400 AFY

PRIORITY DATE: 01/01/1915

POINT OF DIVERSION:

T04N R01E S9 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
COMMERCIAL

PERIOD OF USE
01/01 12/31

QUANTITY
0.040 CFS
24.40 AFY

PLACE OF USE: COMMERCIAL Within ADA County
T04N R01E S09 SWSW

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.

EXPLANATORY MATERIAL: Beneficial Use

COMMERCIAL USE IS IN A RETAIL STORE.

PARCEL NO: R0238250009.

PROPERTY IS ALSO KNOWN AS LOTS 1-3, BLK 4, AIKENS ADDITION.

Idaho Department of Water Resources

T04N, R01E,
S9

Claim No: 63-18140

Prepared By: Kimberly Brown

Date: April 8, 2005



Place of Use

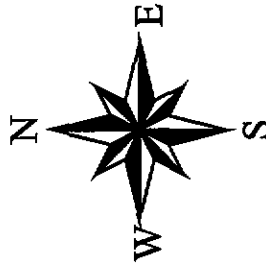


Section Lines



1/4 1/4

● Point of Diversion



0.008.00316 Miles



1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-18140

WATER RIGHT NUMBER: 63-18140 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RUTH K POTTER ✓ 244 DAWN ST EAGLE, ID 83616 (208)939-6729
Current Owner	PONDEROSA PAINT MFG INC ✓ 4631 AERONCA PO BOX 5465 BOISE, ID 83705 (208)344-8683
Original Owner	JERRY F POTTER ✓ 244 DAWN ST EAGLE, ID 83616 (208)939-6729

Current Owners:

Kelly - Moore
127 E. State St.
Eagle, 83616

Property location:

127 E. State St.
Eagle

Priority Date: 01/01/1945 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

COMMERCIAL ✓

From To

1/01 to 12/31 ✓

Diversion Rate

0.040 CFS ✓

Annual Volume

24.4 AF

Total Diversion:

0.040 CFS ✓

24.4 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4 ✓

Sec. 9, Twp 04N, Rge 01E, B.M. ✓

ADA County ✓

Place of Use

COMMERCIAL ✓

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	01E	9											X						retail

ADD - Commercial use is in a paint store.

Conditions of Approval:

ADD JO1 - Place of use is also known as lots 1-3,
Blk 4, Aikens Addition - Eagle Foodtown

Remarks:

1. General

AKA LOT 1, BLOCK 4, AIKENS ADDITION - EAGLE FOODTOWN.
OWNERSHIP CHANGED BY LH 6/6/97.

Parcel No: R0238250009.

Field Exam Date 4.7.05

(in office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$54.00
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☒ Evidence of Priority - if none, talk with claimant

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-18140

Owner: Ponderosa Paint Mfg. Phone No. (208) 344-8683

Current Address: P.O. Box 5465 Boise 83705

Property Address: 127 E. State St. Eagle 83616

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Kelly - Moore Paint Company
- ☐ No change Address
- ☒ NEW ADDRESS 987 Commercial San Carlos, CA 94070
- ☐ How long owned property? OR 127 E. State St., Eagle 83616

Accompanied by: N/A # 939-6616

PRIORITY DATE

- ☐ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 01/01/1915

(If priority date, based on your exam, seems questionable, explain below.)

A Plat of Aikens Addition to the Townsite of Eagle shows a Surveyor's Certificate date of 1906. The Potters claimed 1915 as the priority date, so I am assuming the building was built at that time.

Source: Tributary to

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed:
- ☐ If different, when did POD change?

* The GPS coordinates taken by Intrepid Engineering are a tad bit off → the well is located inside the building and Intrepid took the GPS readings approximately 15 ft. from the SE corner of the building.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

4" well, 102' deep, 1/2 HP pump

OVERLAP REVIEW

Other water rights with the same point of diversion: see POU overlap review sheet

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☐ No change☐ Different UsesUse Commercial From _____ To _____ Amount _____ CFS 24.4 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

POTENTIAL -
0.04 cfs x

1.9835 x 313 days = 24.83 AFA (V) see COMMERCIAL USE VOLUME CALCULATIONS, p. 4.

TOTAL VOLUME - Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 24.4 AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Parcel No: R023825 009.

Place of use is also known as lots 1-3,
Blk. 4, Aikens Subdivision.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative:

pump & pipeline

POD ID-173365

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
<i>A0013297</i>					
<i>310518</i>					
<i>290889</i>					

FLOW MEASUREMENTS:

Intrepid Engineering (11/28/01)

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(COVER)

Commercial use is in a paint store.

Place of use is also known as lots 1-3 Blk. 4,
Aiken's Addition - Eagle Foottown.

Parcel No: R0238250009.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's ~~and POU~~
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 4.7.05 (in office review)

FIELD EXAMINER: Kimberly Brown

COMMERCIAL USE VOLUME CALCULATIONS - ^{3 sinks} ^{2 toilets} ^{5 fixtures}
(+ sprinkler system)

Public Building Water Requirements (Exhibit 14)

Kind of building - Office

Gpm/fixture = 1.1

5 fixtures x 1.1 = 5.5 gpm

5.5 gpm x 60 = 330 gph

330 gph x 11 hrs = 3630 gpd

52 wks x 6 days = 312

REQUIRED - 7 employees x 3630 gpd/person x 312 days →
325,850

= 24.3 AF/y
+ .06 AF (for lawn)

⇒ 24.36 AF/y (V) POTENTIAL = 24.83 AFA

Overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES ADJUDICATION CLAIM POU REVIEW REPORT ADJUDICATION CLAIM NUMBER: 63-18140

04/07/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
125K	Claim	04N	01E	9	SW	SW		IRRIGATION	6/	NEW DRY CREEK DITCH CO
126G	Claim	04N	01E	9	SW	SW		IRRIGATION	6/	NEW DRY CREEK DITCH CO
161L	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
-195	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
98AA	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
-205	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
-206	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
258A	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
258B	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
260B	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
-263	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
-264	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
-285	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
-286	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
288B	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
2406	Claim	04N	01E	9	SW	SW		IRRIGATION	40/29248	DRAINAGE DIST NO 2
15238	Claim	04N	01E	9	SW	SW		IRRIGATION	9.5/797.3	BALLENTYNE DITCH CO LTD
17468	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
18977	Claim	04N	01E	9	SW	SW		IRRIGATION	6/2964	NEW DRY CREEK DITCH CO
11778	Claim	04N	01E	9	SW	SW		IRRIGATION	6/14	NEW DRY CREEK DITCH CO
11806	Claim	04N	01E	9	SW	SW		IRRIGATION	6/	NEW DRY CREEK DITCH CO
258A	Water Right	04N	01E	9	SW	SW		IRRIGATION	8/8	J H CONE
258B	Water Right	04N	01E	9	SW	SW		IRRIGATION		ELIZABETH CHARTERS
260A	Water Right	04N	01E	9	SW	SW		IRRIGATION		CHARLES H SCHMELZER
260B	Water Right	04N	01E	9	SW	SW		IRRIGATION		CHARLES H SCHMELZER
2406	Water Right	04N	01E	9	SW	SW		IRRIGATION	40/29248	DRAINAGE DIST NO 2
9259	Water Right	04N	01E	9	SW	SW		IRRIGATION	2/2	ARCHIE M NIHILL
10937	Water Right	04N	01E	9	SW	SW		IRRIGATION	2.5/2.5	MARY D BLAKE

no overlap - separate POUs.

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-18140**

04/07/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
15282	Water Right	04N	01E	9	SW	SW		STOCKWATER		CHARLES R LANGE
18009	Claim	04N	01E	9	SW	SW		COMMERCIAL		EDWIN L SCRIVNER
~~18140~~	~~Claim~~	~~04N~~	~~01E~~	~~9~~	~~SW~~	~~SW~~		~~COMMERCIAL~~		~~PONDEROSA PAINT MFG INC~~
18310	Claim	04N	01E	9	SW	SW		COMMERCIAL		BARBARA A WILDER
18310	Claim	04N	01E	9	SW	SW		DOMESTIC		BARBARA A WILDER
4044	Water Right	04N	01E	9	SW	SW		DOMESTIC		MERLE HOUSE
4662	Water Right	04N	01E	9	SW	SW		DOMESTIC		MRS EDAN E ERICKSON
5019	Water Right	04N	01E	9	SW	SW		DOMESTIC		NANCY R MARSHALL
5020	Water Right	04N	01E	9	SW	SW		DOMESTIC		C R MARSHALL
7368	Water Right	04N	01E	9	SW	SW		DOMESTIC		EAGLE RANCH WATER CO INC
7656	Water Right	04N	01E	9	SW	SW		DOMESTIC		IVYL W WELLS
8294	Water Right	04N	01E	9	SW	SW		DOMESTIC		KENNETH D BLAKE
15282	Water Right	04N	01E	9	SW	SW		DOMESTIC		CHARLES R LANGE
15935	Water Right	04N	01E	9	SW	SW		DOMESTIC		SHARON K ALLRED
16723	Water Right	04N	01E	9	SW	SW		DOMESTIC		CAROL A STODDARD
18157	Water Right	04N	01E	9	SW	SW		DOMESTIC		KATHLEEN M WALKER
18162	Water Right	04N	01E	9	SW	SW		DOMESTIC		KATHLEEN M WALKER
18259	Water Right	04N	01E	9	SW	SW		DOMESTIC		KENNETH D BLAKE
18973	Water Right	04N	01E	9	SW	SW		DOMESTIC		L A PARKS
19199	Water Right	04N	01E	9	SW	SW		DOMESTIC		RHONDA L CARPENTER
19205	Water Right	04N	01E	9	SW	SW		DOMESTIC		EDNA REUTZEL
21680	Water Right	04N	01E	9	SW	SW		DOMESTIC		DANNY A FRIEND
22113	Water Right	04N	01E	9	SW	SW		DOMESTIC		JANE CROSBY
22351	Water Right	04N	01E	9	SW	SW		DOMESTIC		DONALD E CRAWFORD
22392	Water Right	04N	01E	9	SW	SW		DOMESTIC		BERYL CORTA
22503	Water Right	04N	01E	9	SW	SW		DOMESTIC		BETTY L FISHER
28576	Water Right	04N	01E	9	SW	SW		DOMESTIC		MICHAEL A WORTMAN

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel R0238250009

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 0.480
Zone Code: CBD
Primary Code Area: 05 Tax Districts
Group Type: SUB
Subdivision: AIKENS ADD TO EAGLE
Section: 4N1E09

Property Description

LOTS 1 - 3 INC BLK 4
 AIKENS ADD
 #0007-B
 #97021442 #98012684

Property Address

127 E STATE ST
 EAGLE, ID 83716


[Click to View Interactive M](#)
Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	420-COM IMPROVEMENT	0.000	\$347,300	INCOME
Primary	210-COM LOT OR TRACT	0.480	\$138,000	MARKET

Total Assessed Value: \$485,300

Parcel Valuation History

Assessed value for year 2004 \$485,300
Assessed value for year 2003 \$470,700
Assessed value for year 2002 \$470,700
Assessed value for year 2001 \$424,500
Assessed value for year 2000 \$427,300

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Commercial
 Land

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

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**Land Records****Characteristics Detail**[Go Back to Property](#)

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- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

Commercial**Land****Commercial Characteristics 1 for Parcel "R0238250009"**

Commercial Group Type:	RETAIL STORE < 50,000 SQ. FT.
Year Built:	1959
Remodel Year:	1965
Occupancy Date:	No Date Available
Business Name:	PONDEROSA PAINT AND GLASS
Number of Floors:	1
Number of Units:	0
Leasable Sq Ft:	6758
Ground Floor Sq Ft:	6758
Excess Land Sq Ft:	0
Used Land Acres:	0.48
Used Land Sq Ft:	20909
Excess Land Acres:	0.0
Total Land Sq Ft:	6758
Total Land Acres:	0.48
Method:	INCOME

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

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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

FAX # 939-5036

FAX COVER SHEET

DATE: October 1, 2004 FROM: Kimberly Brown

TO: Roy, Assistant Manager

RE: 3 Things need to be submitted by Oct. 8th:

- 1.) Evidence of Priority
- 2.) Completed Commercial Use Volume Questionnaire
- 3.) Completed Change In Ownership Form w/required

TOTAL PAGES SENT: 13 + cover sheet

legal documents.

- Kimberly

INTERNET SEARCH OF IDWR INFORMATION:

WELL LOGS, WATER RIGHTS, SNAKE RIVER BASIN ADJUDICATION ETC.

You can search for IDWR records on the Internet at www.idwr.state.id.us

Look for "Top Picks" on the home page.

For Water Right &/or Adjudication information, click "Adjudication & Water Rights Search (text based)" for best results. The best starting point in your search is to use the "Where" tab under that site and enter the township, range, section (and maybe $\frac{1}{4}$ or $\frac{1}{4}$ of the section) for the property in question. Be sure to choose "Point of Diversion" or "Place of Use" depending on the information you need ("both" means diversion and use are within identical search parameters, not that either are within the parameters). It is better to do a broader search first instead of a narrow search. A narrow search would include a street address or person's name, for example, and might miss the information you are seeking.

For Well Log information, click "Well Construction Info Search." Again, use a broader search at first such as township, range and section. Results will list information about the $\frac{1}{4}$ $\frac{1}{4}$ location in a section. You can narrow your search after seeing the initial results. Many well logs have been scanned and are available on the Internet.

Forms, Rules and Statutes can be found under "Top Picks."

Whatever you are searching for, try a broad search first and narrow the search as needed. If you cannot find any information or have trouble interpreting the information, contact the IDWR staff person on duty each day. This person is called the "office day" person and is available to provide general assistance. Call the office day person at 208-334-2190 between the hours of 8 and 5 Monday through Friday.

Your cooperation in using the Internet is appreciated. Your help in asking for the "office day" person for general help instead of a particular IDWR staff member helps us improve our efficiency and provide better, more cost effective service to the public. Thank you.



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

October 1, 2004

KELLY-MOORE
127 E. STATE ST.
EAGLE, ID 83616

RE: Commercial use for Snake River Basin Adjudication claim 63-05294

To Whom It May Concern,

The Idaho Department of Water Resources is currently reviewing the claim to a water right you filed during claims taking in the Snake River Basin Adjudication (SRBA). During the initial review of this claim, we found that you claimed a commercial use that requires a volume amount be included in our recommendation to the SRBA Court (please refer to the enclosed copy of your adjudication claim report: under Annual Volume). In order for us to calculate your annual volume, it is necessary that we ask for additional information not gathered when you, or the original claimant, filed this water right.

Please refer to the Commercial Use Volume sheet (enclosed), answer the appropriate questions as specifically as possible, and return it to this office by October 8, 2004 so that we are able to calculate the annual volume associated with your water right; as required by the SRBA Court.

This review of your claim, in addition to the submittal of our recommendation to the SRBA Court, will result in a decreed right for your property. This water right then remains with the land as long as it is being used. We will give you the opportunity to review our recommendation and provide feedback, if necessary, prior to its submittal to the SRBA Court.

Please feel free to contact me at 334-2190 if you have any questions.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Kimberly Brown'.

Kimberly Brown
Water Resource Agent

Enclosures

OCT 07 2004

WATER RESOURCES
WESTERN REGION

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
GovernorKARL J. DREHER
Director

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TOTAL PAGES SENT: 13 + cover sheetlegal documents.

- Kimberly

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Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-18140

WATER RIGHT NUMBER: 63-18140

Owner TypeName and Address

Original Owner

RUTH K POTTER
244 DAWN ST
EAGLE, ID 83616
(208)939-6729

Current Owner

PONDEROSA PAINT MFG INC
4631 AERONCA
PO BOX 5465
BOISE, ID 83705
(208)344-8683

Original Owner

JERRY F POTTER
244 DAWN ST
EAGLE, ID 83616
(208)939-6729

Priority Date: 01/01/1915

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

COMMERCIAL

1/01 to 12/31

0.040 CFS

Total Diversion:

0.040 CFS

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4

Sec. 9, Twp 04N, Rge 01E, B.M.

ADA County

Place of Use

COMMERCIAL

Twp Rge Sec

			NE				NW				SW				SE				
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals			
04N	01E	9																	

Conditions of Approval:Remarks:

1. General

AKA LOT 1, BLOCK 4, AIKENS ADDITION - EAGLE FOODTOWN.
OWNERSHIP CHANGED BY LH 6/6/97.

RECEIVED

OCT 07 2004

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF
NOTICE OF CLAIM TO
A WATER RIGHT NO. (5)

AFFIDAVIT

Kelly-Moore Paint
127 E. State St.
Eagle, ID 83616
State of Idaho
County of Ada

deposes and says: I have worked at this

location for about 8 years.

4 years under Ponderosa Paint and 4
years under Kelly-Moore Paint.

Duncan Howard

(Signature)

Store Manager

This is an insufficient
affidavit in that it only
goes back to 1996 and does not
reference any use of the water.
I explained what was needed and
Mr. Howard did not supply
the requested information.
- Kimberly Brown

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OCT 07 2004

WATER RESOURCES
WESTERN REGION

COMMERCIAL USE VOLUME

* Please keep in mind that these questions pertain only to the use of the water listed on the enclosed Adjudication Claim Report.

Type of Establishment: (example - camp, church, country club, bar/lounge, boardinghouse, factory, motel, highway rest area, hospital, laundry, office, park, restaurant, school, service station, theater)

Paint Retail Store

Type of Facilities: (example: kitchen facility/cafeteria, lavatory facilities, shower(s), bath(s), sink(s), trailers, flush toilets)

Paint Retail Store

Number of Fixtures: (example: number of flush toilets, number of bathtubs, number of bathroom/kitchen sinks, number of showers, etc.)

3-sinks, 2-Flush toilets, sprinkler system

How many employees (and/or public individuals) per day use each of the facilities your commercial use is based upon?

7

How many hours per day is the facility open for this specific use?

M-F-11, Sat 7, closed Sunday

How many days per week is the facility open for this use?

6 days

Is this facility open year round? ☒ Yes ☐ No

If not, please indicate the length of time the facility is open during the year.

** Most businesses have a good idea of how many gallons of water per day they use. If this is true in your case, please indicate how many **total gallons of water you use** for the commercial purposes explained above:

5-10 gallons out of the sink

toilets 20 gallons

unknown from sprinkler system

Additional information you feel may be pertinent:

Duncan Howard

Your name

208) 939-6616
Business telephone number

Please return to:

ATTN: Kimberly Brown
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

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OCT 07 2004

WATER RESOURCES
WESTERN REGION

Form 41-241/42-1409(6) 7/97, 2001

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
	A63-18140				

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)

Penderosa Print mfg Inc
4631 Aeranea Rd Box 5465 Boise ID 83705

4. New Owner/Claimant(s)

Kelly-Moore Print
Name/Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

127 E. State St

City, State and ZIP Code

Eagle Id 83616

New Telephone Number

208 939-6616

5. Date you acquired the property

May 2000

Legal document-
ation was not
submitted —
had to request. —KLB

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>63-18140 ?</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	_____	_____
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)

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		Date <u>10/7/04</u>	Fee <u>0</u>
Received by <u>KUB</u>	Date _____	Receipt No. _____	
Processed by <u>AJ</u>	Date _____	WR _____	Date _____



127 E. State Street
Eagle, ID 83616



Id Dept Water Resources
2735 Airport Way
Boise, Id 83705-5082

ATT: Kimberly Brown
83705-5082 05



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63

RIGHT ID 63 18140
POD ID 173365
Quad Eagle 2
Claim Type Small
Easting 310518
Northing 290889
GPSID A0013297

Diversion Description

4' WELL, 102' DEEP, 1/2 HP PUMP (HAD BEEN ARTESIAN FLOW) & PIPELINE. Well located inside 127 E State St Eagle (Ponderosa Paint) SE corner of building GPS taken about 15 ft from SE corner of building.

Assumptions

Pressure head and elevation head.

Invoice

2000-055-01

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

a Photos\173365a.JPG

Photos

EPE (ft)

20 LH

Date (M/D/Y)

11/28/01

Time

14.15

Flow Rate (CFS)

0.02

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP 0.5

Pressure Head (psi) 52

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

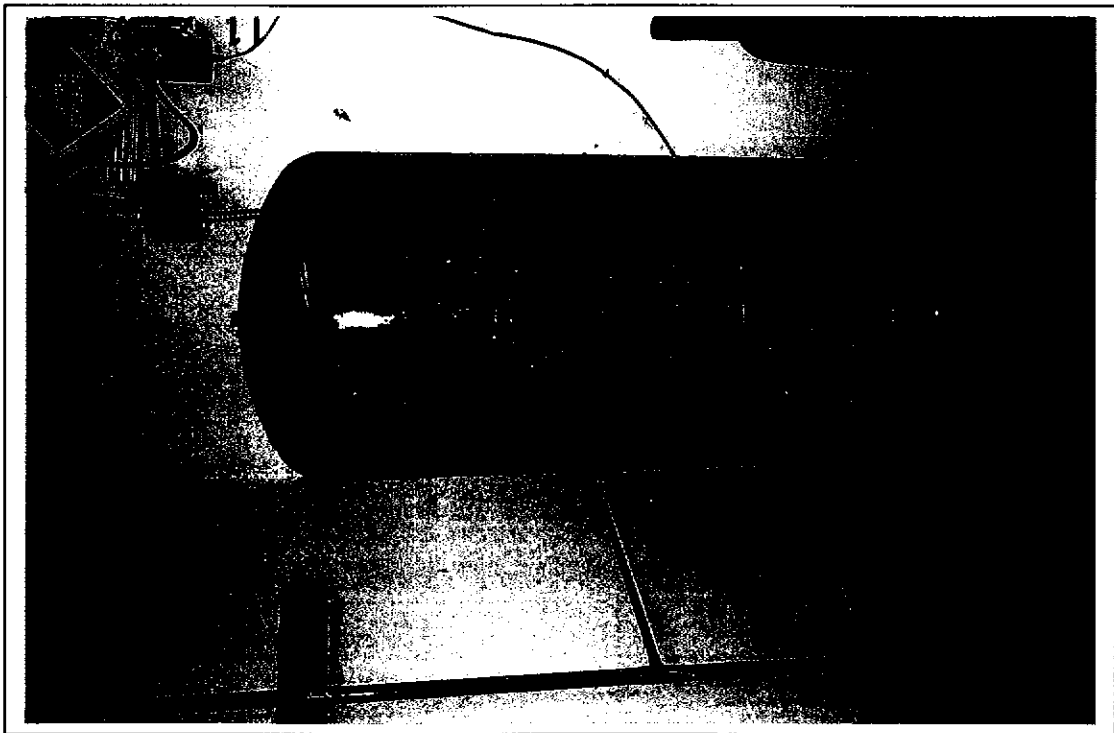
This Form and the associated query are the exclusive Intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Servc, Inc.



RIGHT ID

63 18140

PONDEROSA PAINT





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

November 9, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Boise River Basin (Basin 63). This investigation is a major effort, and IDWR has hired a contractor, Intrepid Engineering Services, to assist us with this task.

The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Intrepid with access to your water diversion system so that their personnel can conduct this field examination. Intrepid will be gathering information on the rate of flow, diversion location and place of use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in the Boise River Basin, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our office. If you are unable to forward this letter, please send any information regarding a new owner to our Western Regional Office located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Intrepid to ensure that the results accurately reflect your water uses.

Sincerely,

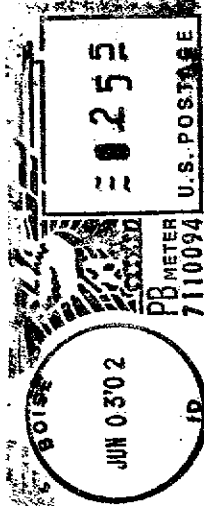
Jan Shurte
Adjudication Section Supervisor
Western Regional Office

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

Return Service Requested

63-18140

PRESORTED
FIRST CLASS



RECEIVED

JUN 11 2002

WATER RESOURCES
WESTERN REGION

PONDEROSA PAINT MFG INC.

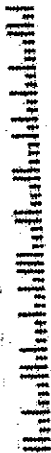
PO BOX 5465

BOISE ID 83705

PONDEROSA PAINT MFG INC.
PO BOX 5465
BOISE ID 83705
RETURN TO SENDER
KELLY MOORE-PONDEROSA PAINT
4631 W AERONCA ST
BOISE ID 83705-6504
RETURN TO SENDER

Sent Again 6/12/02

63-18140-5465



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

RETURN SERVICE REQUESTED

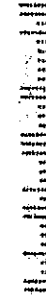
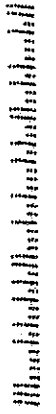
63-18140

RECEIVED
NOV 19 2001
WATER RESOURCES
WESTERN REGION

PONDEROSA PAINT MFG INC
PO BOX 5465
BOISE, ID 83705

POND465 837052226 1701 08 11/15/01
RETURN TO SENDER
KELLY MOORE-PONDEROSA PAINT
4631 W AERONCA ST
BOISE ID 83705-6504
RETURN TO SENDER

4015 83705/5082





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 6, 1997

Re: Notice of Claim to a Water Right No. A63-18140

PONDEROSA PAINT MFG INC
PO BOX 5465
BOISE ID 83705

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.

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 "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 20, 2005

Kelly-Moore Paint
127 E State St
Eagle Id 83616

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-18140

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

63-18140

Kelly-Moore Paint Co. Inc.
Real Estate Department
987 Commercial Street
San Carlos, CA 94070
650-592-8337 ext 112
650-592-8362 Fax
JSchiller@kellymoore.com

**Kelly-Moore Paint
Company Inc.**

Fax

To: Kimberley**From:** Judy Schiller

Dept of Water Resources

Fax: 208-334-2348**Pages:****Phone:** 208-334-2190**Date:** 14**Re:** Eagle**CC:** Duncan -- Str Mgr

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

• **Comments:**

Attached is copies of our Title policy, we shows when we purchased and from whom.

Hope this will clarify some information needed.
