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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: A63-19239
Date Received: 8/29/1989
Receipt No: C010507
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NELSON B. NIELSON 208-378-4105
Address: 7124 MC MULLEN
BOISE, ID 83709

2. Date of Priority: JUL 01, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	18	SW	SW	NW		ADA

5. Description of diverting works:
WELL, 6" CASING, SUBM PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	18	SW	NW		DOMEST	

11. Place of use in counties: ADA

A63-19239

Page 1

Date: 10/18/89

MICROFILMED
SEP 02 1992

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

13. Other Water Rights Used:
NEW YORK IRRIGATION DISTRICT

14. Remarks:
NEW YORK IRRIGATION USED FOR LAWN & GARDEN, OVERLAP OF WATER RIGHT
S VERY LIMITED. LOT 3 OR BEVERLY RIM ESTATES PLUS PART OF LOT 4.
BOOK 11 OF PLATS PAGE 592.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Identification No. AG 3-19239
Date Received 8-29-89 RWR wa
Receipt Number 0010507

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
AUG 29 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes Department of Water Resources
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) NELSON B. NIELSEN Phone (208) 3384105
Mailing Address 7124 McMULLEN ST. Zip 83709

2. Date of Priority (Only one per claim) JULY 1, 1949 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 3N Range 2E
Section 18, SW 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of ADA

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WELL, 6" CASING, SUBMERSIBLE PUMP

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

For DOMESTIC purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.05 (cfs) RWR
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.05 (cfs) RWR

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single family stockwater: Type and Number of livestock) DOMESTIC, 1 HOME

MICROFILMED
SEP 02 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 3N Range 2E
Section 18 SW 1/4 of NW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? 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.
() None or NEW YORK IRRIGATION DISTRICT

14. Remarks: NEW YORK IRRIGATION USED FOR LAWN & GARDEN
OVERLAP OF WATER RIGHTS VERY LIMITED. LOT 3 OF
BEVERLY RIM ESTATES PLUS PART OF LOT 4. BOOK 11 OF PLATS PAGE 592
15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) [Signature] Date 8/29/89

Date _____

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

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 29th day of August 19 89

SEAL

Notary Public [Signature]
Helen Harrington, Notary Public
Residing at _____ Residing at Boise, Idaho
My Commission Expires _____ My Commission Expires December 1, 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

SEP 02 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-19239

NAME & ADDRESS: MICHAEL D HODGE
MARIE ANDERSON HODGE
7124 MC MULLEN
BOISE ID 83709

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 07/01/1949

POINT OF DIVERSION: T03N R02E S18 SWSNW Within ADA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.05 CFS

PLACE OF USE: DOMESTIC Within ADA County
T03N R02E S18 SWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. R0925000100
PROPERTY ALSO KNOWN AS LOT 3 & PART OF LOT 4, BEVERLY RIM
ESTATES.

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

In Re SRBA) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Right 63-19239

IDWR has completed the following Administrative Proceeding:

<u>1</u>	Change of Address
<u>X</u>	Substitution of Party
<u>1</u>	I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 63-19239

From (Claimant/Seller):

Name of Claimant: NELSON B NIELSON
Address: 7124 MC MULLEN
BOISE ID 83709
Phone: (208) 378-4105

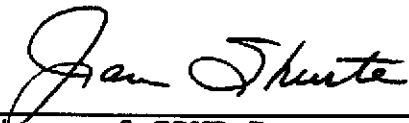
To (Claimant/Purchaser):

Name of Claimant: MICHAEL D HODGE
MARIE ANDERSON HODGE
Address: 7124 MC MULLEN
BOISE ID 83709
Phone: (208) 375-5575

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 29, 1999



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on *April 29, 1999* I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

NELSON B NIELSON
7124 MC MULLEN
BOISE ID 83709
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

MICHAEL D HODGE
MARIE ANDERSON HODGE
7124 MC MULLEN
BOISE ID 83709
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington

Signature of person or attorney mailing the form

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

RECEIVED
APR 28 1999
WATER RESOURCES
WESTERN REGION

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

1. Water Right or Adjudication Claim No(s): 63-19239
 2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant Nelson B. Nielson
7124 McMullen Boise, ID 83709
 4. New Owner/Claimant(s) Michael D. Hodge & Marie Anderson-Hodge
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 7124 McMullen
 City, State and ZIP Code Boise, Idaho 83709
 New Telephone Number (208) 375-5575
 5. Date you acquired the property December 31, 1992
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
 7. Signature of New Owner or Claimant(s)
Michael D. Hodge
Marie Anderson-Hodge
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

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

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

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

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

Title File No.: B92-15004
FOR VALUE RECEIVED

WARRANTY DEED

G. DAVID MACGREGOR and MARIA M. MACGREGOR, husband and wife

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

MICHAEL D. HODGE and ROSE MARIE ANDERSON HODGE, husband and wife

GRANTEE(S), whose current address is: 7124 McMullen Street, Boise, Idaho 83709
the following described real property in Ada County, State of Idaho,
more particularly described as follows, to wit:

Lot 3 of BEVERLY ACREAGE RIM-SITES, according to the official plat thereof,
filed in Book 11 of Plats at Page 592, records of Ada County, Idaho, together
with a part of Lot 4 of BEVERLY ACREAGE RIM-SITES, said part described as
follows:

Commencing at the Northeast corner of said Lot 3; thence
South 87°00'30" East for a distance of 29.62 feet; thence
South 5°12' West for a distance of 326.40 feet; thence
North along the West boundary of Lot 4 to the POINT OF BEGINNING.

EXCEPT Road and Ditch Rights of Way.

9291339

BOISE TITLE & ESCROW
ADA COUNTY, ID. FOR
J. DAVID NAVARRO
RECORDER BY *Hele McCall*
300

'92 DEC 31 PM 3 55

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: December 30, 1992

G. David MacGregor
G. David MacGregor

Maria M. MacGregor
Maria M. MacGregor

STATE OF Idaho, County of Ada, ss.

On this day of December, 1992
In the year of 1992, before me, the undersigned, a Notary
Public in and for said State, personally appeared
G. David MacGregor and Maria M. MacGregor

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

Signature: *Sharon M. Wilson*

Name: Sharon M. Wilson
(type or print)

Residing at: Boise, Idaho
My commission expires: 05/13/94



Boise Title & Escrow, Inc.

WARRANTY DEED

9019640

FOR VALUE RECEIVED NELSON B. NIELSEN and MAXINE C. NIELSEN, husband and wife

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

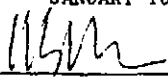
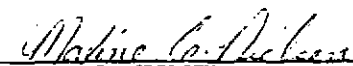
G. DAVID MACGREGOR and MARIA M. MACGREGOR, husband and wife

GRANTEE(S), whose current address is: 7124 McMullen, Boise, Idaho 83709
the following described real property in ADA County, State of Idaho,
more particularly described as follows, to wit:

Lot 3 of BEVERLY ACERAGE RIM SITES, according to the official plat thereof, filed in Book 11 of Plats at Page 592, records of Ada County, Idaho, together with a part of Lot 4 of BEVERLY ACERAGE RIM SITES, said part described as follows:
Commencing at the Northeast corner of Lot 3; thence South 87°00'30" East for a distance of 29.62 feet; thence South 5°12' West for a distance of 326.40 feet; thence North along the West Boundary of Lot 4 to the Point of Beginning.

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, right 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: JANUARY 16, 1990


NELSON B. NIELSEN
MAXINE C. NIELSEN

ACKNOWLEDGEMENT — Individual

STATE OF Idaho County of Ada ss.On this 16th day of January in the year of 1990 before me Lynn P. Basura

a notary public,

personally appeared Nelson B. Nielsen andMaxine C. Nielsen known oridentified to me to be the person s whose name s are

subscribed to the within instrument, and acknowledged to me that

the y executed the same.Notary Public: Lynn P. BasuraResiding at MeridianEXPIRATION DATE 5/30/93STATE OF IDAHO, COUNTY OF AdaI hereby certify that this instrument was filed for record at the request of PIONEER TITLE CO.at 08 minutes past 4 o'clock pm,
this 16 day of April,
19 90 in my office, and duly recorded in Book
of Deeds at pageJOHN BASTIDA

Ex-Officio Recorder

By [Signature] Deputy.Fees \$ 3.00
Mail to:PIONEER TITLE COMPANY
OF ADA COUNTY821 West State Street / Boise, Idaho 83702 / (208) 336-6700
888 North Cole Road / Boise, Idaho 83704 / (208) 377-2700

26

RE-RECORD TO AMEND LEGAL

KB/P-85470/DK

8744070

12/1/87

WARRANTY DEED

(CORPORATE FORM)

8744370

PACIFIC METAL COMPANY,
organized and existing under the laws of the State of Idaho, with its principal office at
Portland of County of
grantor, hereby CONVEYS or GRANTS and WARRANTS TO

, a corporation
State of IDAHO
Oregon

NELSON B. NIELSEN and MAXINE C. NIELSEN, Husband and Wife,

of 7124 McMullen Street, Boise, Idaho 83709

grantee
for the sum of

TEN AND NO/100 and other valuable consideration-----DOLLARS.
the following described tract(s) of land in Ada County,
State of Idaho:

Lot 3 of BEVERLY ACREAGE RIM SITES, according to the plat thereof, filed in
Book 11 of Plats at page 592, records of Ada County, Idaho, together with a
part of Lot 4 of BEVERLY ACREAGE RIM SITES, said part described as follows:
Commencing at the Northeast corner of Lot 3; thence
South 87° 00' 30" East for a distance of 29.62 feet; thence
South 5° 12' West for a distance of 326.40 feet; thence
North along the West boundary of Lot 4 to the POINT OF BEGINNING.

Location of above described property 7124 McMullen Street, Boise, Idaho 83709
House No Street

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly
authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held
and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly
authorized officers this 28th day of July, A.D. 1987.

(CORPORATE SEAL)

PACIFIC METAL COMPANY

(CORPORATE NAME)

By Donald E. Peck
Donald E. Peck, PRESIDENT

Attest:

SECRETARY

ACKNOWLEDGMENT - Corporate

STATE OF OREGON

County of Multnomah, ss.

On this 28th day of July, 1987, before me the
undersigned, a notary public,
personally appeared Donald E. Peck

known or
identified to me to be the President
of the corporation that executed
the instrument or the person who executed the instru-
ment on behalf of said corporation, and acknowledged to
me that such corporation executed the same.

Notary Public: [Signature]
Residing At: 336 NE Glisan Avenue
Commission Expires: 5-7-90

STATE OF IDAHO, COUNTY OF Ada

I hereby certify that this instrument was filed for record at the
request of PIONEER TITLE CO.

at 5-5 minutes past 3 o'clock p.m.
this 28th day of July
1987 in my office, and duly recorded in Book
of Deeds at page
JOHN BASTIDA

Ex-Officio Recorder

By [Signature] Deputy.

Fees \$
Mail to.

Ada County, Idaho ss
Request of
PIONEER TITLE CO.

TIME 3:25 P.M.

DATE 7-31-87

JOHN BASTIDA
RECORDER



PIONEER TITLE COMPANY
OF ADA COUNTY
821 W. State Street
Boise, Idaho 83702 - 208 336-6700

Representing Ticor Title Insurance Company

By [Signature]
3.00 Deputy

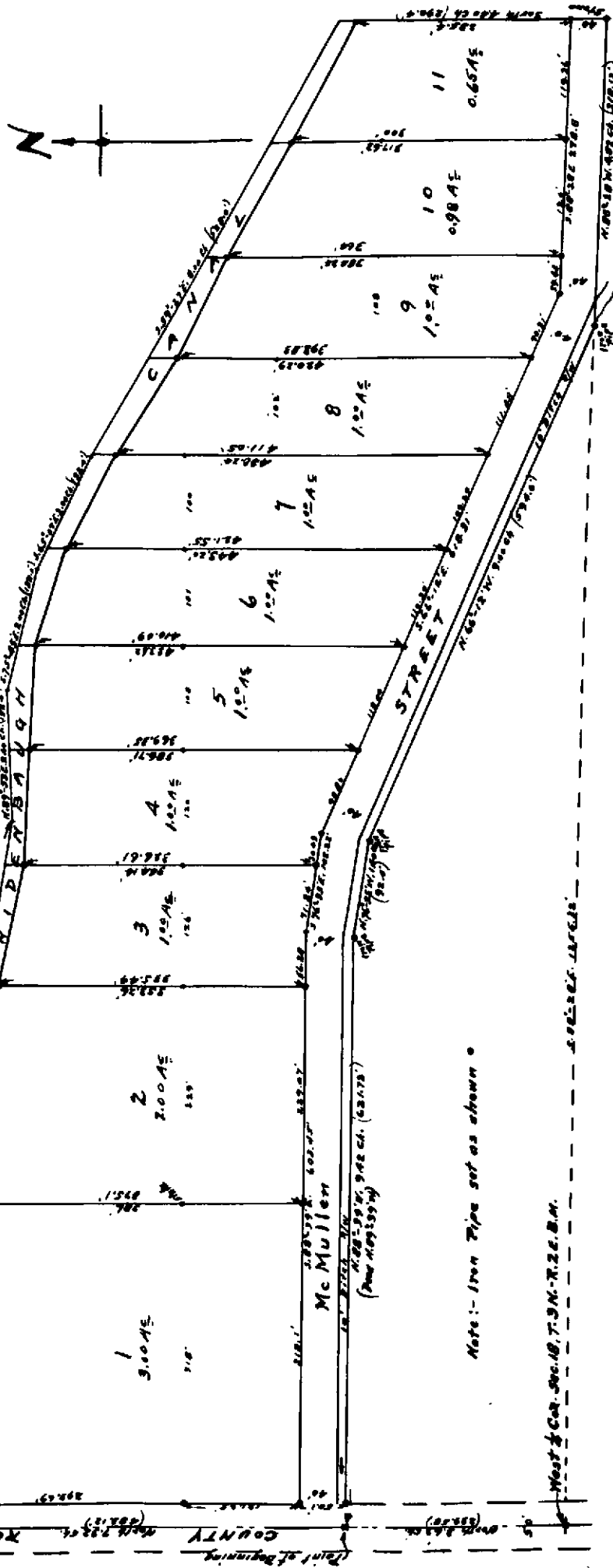
BEVERLY ACREAGE RIM-SITES

PART of SEC. 10, T. 3 N. - R. 2 E. B. M.

Ada County, Idaho.

Scale: 1" = 100'

Line described in Book 263, page 304



Note: - Iron Pipe set as shown

West of Cor. Sec. 10, T. 3 N. - R. 2 E. B. M.

Know All Men By These Presents: That Walter L. McMullen and Addie McMullen, his wife are the owners of the following lands in Ada County, State of Idaho, as shown by the recorded deed in Book 263, page 304, Deed Records of Ada County, Idaho, to wit: Beginning 3.63 chains (339.88') North of the West corner of Section 10, T. 3 N. - R. 2 E. B. M.; Thence North 7.32 chains (673.12'); thence 5.80-53'E. 11.34 chains (748.44'); thence N. 89° 53'E. 2.00 chains (182.0'); thence 3.75-45'E. 2.00 chains (182.0'); thence 3.65-47'E. 2.00 chains (182.0'); thence 5.59-27'E. 8.00 chains (528.0'); thence South 4.40 chains (296.4'); thence N. 89° 28'W. 4.82 chains (310.12'); to an iron pipe; thence N. 66° 12'W. 9.00 chains (594.0'); to an iron pipe; thence N. 76° 35'W. 1.40 chains (92.4'); to an iron pipe; thence N. 89° 38'W. (correct bearing is N. 88° 39'W.) 9.42 chains (621.92') to the point of beginning and containing 14.27 acres, more or less, being a part of the W. 1/4 of Sec. 10, T. 3 N. - R. 2 E. B. M. in Ada County, Idaho. And they do hereby subdivide and plat the above described lands into lots and streets, as shown by the attached plat, and do hereby dedicate all streets shown on this plat to the use of the public forever.

Witness our hands and seal this 24th day of June, 1946.

Walter L. McMullen
Addie McMullen

State of Idaho) s.e.
County of Ada)
On this 24th day of June, 1946, before me, a Notary Public for Idaho, personally appeared Walter L. McMullen and Addie McMullen, his wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year first

AJ0749NP
No. 63-19239

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

DATE: 04/28/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAEL D HODGE	07/01/1949	DOMESTIC	01-01 12-31	0.05 CFS	
C	MARIE ANDERSON HODGE 7124 MC MULLEN BOISE ID 83709 (208) 375-5575				0.05 CFS	
D	NELSON B NIELSON 7124 MC MULLEN BOISE ID 83709 (208) 378-4105					

TOTAL DIVERSION:

0.05 CFS

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

ADA County

103N R02E S18

SWSNW

Place of use Legal Description for: DOMESTIC

NE		NW		SW		SE								
NE	NW	SE	NE	NW	SW	SE	NE							
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03N	02E	18	:	:	:	:	:	:	:	:	:	:	:	:

POU County: ADA

Non-Irrigation Uses: 1 HOME

Other Rights: NEW YORK IRRIGATION DISTRICT

Other Water Rights with Same Point(s) of Diversion with Stage (Includes ALL Sources):

63-16460 63-19303 A63-16460 A63-19239 A63-19303

Other Water Rights Listing Overlapping Place(s) of Use:

A63-3018120

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. R0925000100
PROPERTY ALSO KNOWN AS LOT 3 & PART OF LOT 4, BEVERLY RIM
ESTATES.

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

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

AJ0749NP
No. 63-19239

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

DATE: 04/28/99
PAGE: 2

Comments: Date: 02/19/1997 User-ID: CORR3 Subject: COPIED FROM REMARKS
NEW YORK IRRIGATION USED FOR LAWN & GARDEN, OVERLAP OF WATER
RIGHTS VERY LIMITED.
Date: 04/28/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW TIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 04/28/99 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Water Right No. 63-19239

Michael D Hodge
Marie Anderson-Hodge
7124 Mc Mullen
Boise ID 83709

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned below the word "Sincerely,".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

cc: Nelson B Nielson

DATE: 06/11/98
PAGE: 1

DIVERSION VOLUME

0.05 CFS

Stage: BENEFICIAL USE

ADA County

44

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Objection Filed Date:

Field Inspection Flag:

OWNER CODE	NAME & ADDRESS
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C NELSON B NIELSON
7124 MC MULLEN
BOISE ID 83709
(208) 378-4105

PRIORITY
DATE

07/01/1949 DOMESTIC

WATER USE

USE PERIOD
FROM TO

01-01 12-31

DIVERSION RATE

0.05 CFS

01 VERSION
VOLUME

0.05 CFS

TOTAL DIVERSION: 0.05 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

point(s) of Diversion:

T03N R02E S18

FILMS

ADA County

Place of use Legal Description for: DOMESTIC

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52

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[illegible]

T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :

03H 02E 18 :

POW County: ADA

Non-Irrigation Uses: 1 HOME

Other rights: NEW YORK IRRIGATION DISTRICT

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP R0925000100

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

Verified Date:

Objection Filed Date:

Misc:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 02/19/1997 User-ID: CORR3 Subject: COPIED FROM REMARKS
NEW YORK IRRIGATION USED FOR LAWN & GARDEN OVERLAP OF WATER RIGHT
IS VERY LIMITED. LOT 3 OR BEVERLY RIM ESTATES PLUS PART OF LOT 4.
BOOK 11 OF PLATS PAGE 592.

Audit: 02/19/97 CORR3

IOAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/08/91 19:30:33
PAGE 1

AJ5808NP
(00-26)

WATER RIGHT NUMBER - A63-19239 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
NIELSON

NELSON B.

1 - 7124 MC MULLEN

2 -

3 -

CITY- BOISE
PHONE - 208-378-4105

STATE- ID ZIP- 83709

+ - - - - PRIORITY DATE - - - + + - - - - REGION - - - + + - - - - STAGE - - - + + - - - - STATUS - - - +
07/01/1949 14 WESTERN J - BENEFICIAL USE

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

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

03N 02E 18 SW SW NW (1) ADA

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

43 - DOMESTIC 01/01 12/31 0.050

+ - - - - TOTAL DIV. RATE - + + - - - - TOTAL DIV. VOLUME - + + - - - - TOTAL DIV. CAPACITY - + + - - - - TOTAL CONSUMPTIVE USE - + + - - - - KW USAGE - +
0.050

+ - - - - TOWN RNG SEC TRACT LOT ACRES DESCRIPTION COUNTY

03N 02E 18 SW NW 43 DOMESTIC (1) ADA

+ - - - - DIVERSION MEANS - WELL, 6" CASING, SUBM PUMP

+ - - - - NON-IRRIGATION USE - D/ 1 HOME

+ - - - - OTHER RIGHTS FOR SAME USE - NEW YORK IRRIGATION DISTRICT

+ - - - - REMARKS - - - - - REMARKS - - - - -
NEW YORK IRRIGATION USED FOR LAWN & GARDEN, OVERLAP OF WATER RIGHT
S VERY LIMITED. LOT 3 OR BEVERLY RIM ESTATES PLUS PART OF LOT 4.
BOOK 11 OF PLATS PAGE 592.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - - - - DECREE DATE - - - +
00/00/0000

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A63-19239

AUDIT FIELDS - 10/18/89 SR8A

NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 08/29/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C010507	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

R0925000100

MACGREGOR, David & Maria
7124 McMullen
Boise 83709

PROOF
JUL 03 1991

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

CERTIFIED
JAN 24 1993
WATER EXAMINER

VERIFIED
JAN 24 1993

DATA ENTRY
ENTERED
CHECKED