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Documents
In File

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: A67-14018
Date Received: 1/ 3/1995
Receipt No: W018479
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WINDING BROOK CORPORATION 208-466-0419
Address: C/O BATTERYMARCH: AGRIVEST CO
310 3RD ST SOUTH
PO BOX 53
NAMPA ID 83653

2. Date of Priority: APR 29, 1968

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON

5. Description of diverting works:
PUMPS & PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.220		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	10	NE	SE		IRR	34.0
			SE	SE		IRR	7.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	41.0
		11	NW	SW	IRR	20.0
					Section Acres	20.0
					Total Acres	61.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
CHANGE OF OWNERSHIP BY MTS 9/6/1995

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: _____

ORIGINAL
OCT 22 1996

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 _____

RECORDED
OCT 22 1995

POOR ORIGINAL



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 30, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

From: Jan Thompson
Winding Brook Corp.
310 3rd St. South
Nampa ID 83653

REC'D NAMPA, ID

AUG 31 1995

Batterymarch: AgriVest

Dear Jan:

Enclosed is the Notice of Change of Water Right Ownership we discussed in our recent telephone conversation. Please have Rodney Moore initial and date next to the line that changes the instructions to not split the water rights. After you return the amended form I will change our records and then provide you with copies for your files.

Call me at the number below if you have any questions or discussion.

Sincerely,

Mel Schulte

To: → Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

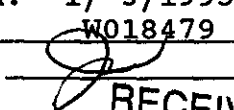
RECEIVED
SEP 06 1995
WATER RESOURCES
WESTERN REGION

RECORDED
OCT 22 1995

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: A67-14018
Date Received: 1/ 3/1995
Receipt No: W018479
Received By: 

COPY

FOR YOUR FILES NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 03 1995
WATER RESOURCES
DIVISION
503-889-5399

1. Name: JUST RITE FARMS
Address: PO BOX 250
ONTARIO OR 97914

2. Date of Priority: APR 29, 1968

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON

5. Description of diverting works:
PUMPS & PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.220		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	10	NE	SE		IRR	34.0
			SE	SE		IRR	7.0

OCT 22 1995

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	41.0
		11	NW	SW	IRR	20.0
					Section Acres	20.0
					Total Acres	61.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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: _____

COPY
FOR YOUR FILES

RECORDED
OCT 22 1995

For Organizations:

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

C O P Y

Signature of Authorized Agent

FOR YOUR FILES

Title and Organization

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 _____

RECORDED
OCT 22 1996

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

AFFIDAVIT

AL67-14018)
AL67-14020)

State of Idaho)
County of PAYETTE)

JACK WELSH being first duly sworn,
deposes and says: ^{April of} In 1966 I was employed by Just Rite Farms, Inc. and
helped develop irrigation on the following land:

38 Acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, Township 10 North, Range 5 West
40 Acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West
18 Acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West
96 Acres total shown as fields No. 11 and 13 on the attached A.S.C.S. aerial photograph.

^{April of} In 1968, while still employed by Just Rite Farms, Inc., I also helped develop
irrigation on the following land:

20 Acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11, Township 10 North, Range 5 West
34 Acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West
7 Acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West
61 Acres total as shown by Field No. 12 on the attached A.S.C.S. aerial photograph.

The total of 157 acres were sprinkled with hand lines via buried and surface mainlines
from pumps located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, Township 10 North, Range 5 West in the Weiser River.

Jack Welsh
(Signature)

Subscribed and sworn to before me this
day 30th of December, 19 94.

SEAL

Anne Murphy
(Notary Public)

Residing at Payette

My Commission Expires 9-9-2000

OCT 22 1996

RECEIVED

MAY 03 1995

WATER RESOURCES
WESTERN REGIONGENERAL CORPORATE WARRANTY DEED

JUST RITE FARMS, INC., a corporation organized and existing under the laws of the State of Oregon and authorized to conduct business in the State of Idaho, with its principal office at 633 S.E. First, P.O. Box 250, Ontario, Oregon 97914, hereinafter referred to as "Grantor", conveys, grants, sells, and warrants to WINDING BROOK CORPORATION, a Massachusetts corporation and authorized to conduct business in the State of Idaho, with its principal office at 500 Winding Brook Drive, Glastonbury, Connecticut 06033, hereinafter referred to as "Grantee", for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tract of land in Washington County, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS
REFERENCE MADE A PART HEREOF

Together with all of Grantor's water rights in the Weiser Cove Irrigation District and Crane Creek Water Users Company consisting of 436 acres.

Together with all and singular the tenements, hereditaments, and appurtenances belonging to the described property or in any manner appertaining to such property, the reversion and reversions, remainder and remainders, rents, issues, and profits of such property; and all estate, right, title and interest in and to such property; and subject to matters appearing of record in the Office of the County Recorder for Washington County, Idaho.

Grantee shall have and hold all and singular the described property together with the appurtenances for Grantee and Grantee's heirs, successors and assigns forever.

Grantor and Grantor's heirs, successors and assigns shall and will warrant and by these presents forever defend the described property in the quiet and peaceable possession of the Grantee, Grantee's heirs, successors and assigns against the Grantor and Grantor's heirs, successors and assigns, and any and every other persons, firms, and corporations whomsoever lawfully claiming the same.

The officers who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized by a resolution duly adopted by the Board of Directors of Grantor at a lawful meeting duly held and attended by a quorum.

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OCT 22 1996

POOR ORIGINAL

IN WITNESS WHEREOF, The Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 8TH day of February, 1995.

JUST RITE FARMS, INC.

By *Shigeru Hironaka*
President

ATTEST:

Margie Ann Anderson
Secretary

INSTRUMENT NO. 162457
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

WEISER VALLEY TITLE
23 Min. past FIFTEEN o'clock P.M.
This 8TH day of FEBRUARY 19 95
Index to: DEEDS
SHARON WIDNER, Recorder, Fee: \$15.00
By *Joan McKnight* Deputy
WEISER VALLEY TITLE

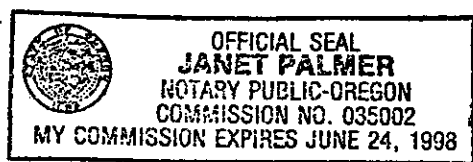
☒ Cmp. Index
☒ Cmp. Rel.
☒ Film
☒ Compare
☒ Card Rel.
☒ Bk. Rel.
☒ Up-date
☒ Return
☒ Copy

STATE OF ~~IDAHO~~ OREGON)
MALHEUR) ss.
County of ~~WASHINGTON~~)

On this 8TH day of February, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared SHIGERU HIRONAKA and MARGIE ANN ANDERSON, who being by me duly sworn did say, each for himself, that he, the said SHIGERU HIRONAKA, is the ^{VICE} President, and that he, the said MARGIE ANN ANDERSON, is the Secretary of JUST RITE FARMS, INC., a corporation, and that the within and foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors, and said VICE-PRESIDENT and SECRETARY each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Janet Palmer
Notary Public for Idaho Oregon
Residing at Harper, Idaho Oregon
My Commission Expires 6-24-98



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OCT 22 1996

In Township 10 North, Range 5 West of the Boise Meridian,
Washington County, Idaho:

In Sec. 3: N $\frac{1}{2}$ SW $\frac{1}{4}$, and all that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying Southwesterly of the Weiser River, and all that part of the S $\frac{1}{2}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows: Commencing at a point which is 816 feet West of the NE corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 3; thence South to a point of intersection with the lowest line along the bottom of a certain draw, running in a Northwesterly direction across said quarter section, thence Southeasterly along the lowest line of said draw, to the South line of said Quarter section; thence West to a point which is 825 feet West of the SE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 3; thence North 1320 feet, more or less, to the North line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3; thence East 2,649 feet, more or less, to the place of beginning.

also

Beginning at a point 825 feet West of the Southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 3; thence North 1,320 feet to the North line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence West 146 feet along said North line; thence South 1,320 feet; thence East 146 feet the point and place of beginning; SAVE AND EXCEPT THEREFROM the following tract of land: Commencing at a point 922.5 feet West of the southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence West 48.5 feet, more or less; thence North to a line bearing South 52° 30' East from a point 5 feet south of the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence following said line in a southeasterly direction to the place of beginning.

In Sec. 10: All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the County road SAVE and EXCEPT the following described parcel: Beginning at the SE corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North along the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ 500 feet; thence West 500 feet to the County Road right-of-way; thence Southerly along said road right-of-way to the South line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 280 feet to the place of beginning.

continued

EXHIBIT "A"

page 1

MICROFILMED
OCT 22 1996

All that part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying northeasterly of the County Road (known as the Cove Road) and westerly of the lowest line of a certain draw running northwesterly across the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 10, said draw being a continuation of the draw in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3.

also

A portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: Beginning at a point on the Easterly boundary of the Lower Payette Ditch Company right-of-way where it intersects the North boundary line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10; thence East to the County Road as now exists; thence Southeasterly along said County Road a distance of 650 feet to the True Point of Beginning; thence Southeasterly along the said County Road right-of-way to its point on intersection with the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South along the East line 50 feet; thence West, parallel to the South boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the Lower Payette Ditch Company right-of way; thence Northwesterly along said right-of-way 680 feet, more or less, to a point West of the Point of Beginning; thence East parallel to the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the True Point of Beginning.

also

S $\frac{1}{2}$ NE $\frac{1}{4}$ SAVE and EXCEPT all that portion lying south and west of the right-of-way of the County Road.

SAVE AND EXCEPT A parcel of land situated within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 10 North, Range 5 West, Boise Meridian, more particularly described as follows: Beginning at the northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3, T. 10 N., R. 5 W., B.M.; thence N 89°56'09" W, a distance of 662.12 feet along the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING; thence S 6°22'11" E, a distance of 1273.68 feet; thence S 73°26'37" W, a distance of 219.12 feet to a point within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, T. 10 N., R. 5 W., B.M.; thence S 89°48'16" W, a distance of 500.56 feet; thence N 0°29'22" W, a distance of 1330.67 feet to a point on the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence S 89°56'09" E, a distance of 580.65 feet along the north line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING.

In Sec. 11: SW $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$.

EXHIBIT "A"

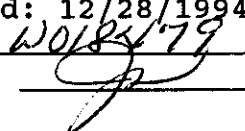
page 2

MICROFILMED
001 22 1995

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: A67-14018
Date Received: 12/28/1994
Receipt No: 2018479
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JUST RITE FARMS 503-889-5337
Address: PO BOX 250
ONTARIO OR 97914
2. Date of Priority: APR 20, 1968
3. Source: WEISER RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	3	SW	SE	NW		WASHINGTON
5. Description of diverting works:
PUMPS & PIPELINE INTAKE ON WEISER RIVER FOR IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.220		
7. Total Quantity Appropriated is:
1.220 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	10	NE	SE		IRR	34.0
			SE	SE		IRR	7.0

IN OFFICE OF

OCT 22 1995

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	41.0
		11	NW	SW	IRR	20.0
					Section Acres	20.0
					Total Acres	61.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 SEE MAP IN A67-02200

For Organizations:

I do solemnly swear or affirm that I am President of Quail Ridge Farms Inc. that I have signed the foregoing

document in the space below as President of Quail Ridge Farms Inc. and that the statements contained in the

foregoing document are true and correct.

Thomas Lewis
Signature of Authorized Agent

President
Title and Organization

January 3, 1995
Date

State of ~~Idaho~~ ^{Oregon}

County of Malheur

)
) SS.

Subscribed and sworn (or affirmed) before me this 3rd day

of January 19 98

Janet Palmer
Notary Public

Seal

Residing at 2894 Copeland, Harper Dr.

My Commission Expires 6-24-98



MICROFILMED
OCT 22 1999

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
_____)
_____)
_____)
State of Idaho)
County of _____)

AFFIDAVIT

JACK WELSH being first duly sworn,

deposes and says: ^{April of} In 1966 I was employed by Just Rite Farms, Inc. and helped develop irrigation on the following land:

38 Acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, Township 10 North, Range 5 West

40 Acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West

18 Acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West

96 Acres total shown as fields No. 11 and 13 on the attached A.S.C.S. aerial photograph.

^{April of} In 1968, while still employed by Just Rite Farms, Inc., I also helped develop irrigation on the following land:

20 Acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11, Township 10 North, Range 5 West

34 Acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West

7 Acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 10 North, Range 5 West

61 Acres total as shown by Field No. 12 on the attached A.S.C.S. aerial photograph.

The total of 157 acres were sprinkled with hand lines via buried and surface mainlines from pumps located in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, Township 10 North, Range 5 West in the Weiser River.

Jack Welsh
(Signature)

Subscribed and sworn to before me this
day 30th of December, 1994.

SEAL

Annes Murphy
(Notary Public)

Residing at Payette.

My Commission Expires 9-9-2000

OCT 22 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

September 6, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Jan Thompson
Winding Brook Corporation
310 3rd St South
Nampa ID 83653

Re: Changes of Ownership: A67-02200, 02204, 04504, 14018, 14020

Dear Jan:

Enclosed for your records are copies of the ownership change documentation for the above referenced SRBA claims for your records. Also enclosed are copies of the claim forms to show Winding Brook Corporation as the current owner. These copies are for your records and do not require any additional action on your part at this time.

Call me at the number below if you have any questions or need additional information.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc

OWNERWINDINGBROOKA6702200ETAL

RECORDED
OCT 22 1996