

No Color
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 67-433A
Date Received: 10/13/1989
Receipt No: M004944
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDWARD T BUZZ BOTT
2320 HARMONY HTS RD
OROFINO ID USA 83544

Phone: (208)476-3970

CAROL ANN SINDEN
2320 HARMONY HTS RD
OROFINO ID USA 83544

Phone: (208)476-3970

2. Date of Priority: 06/01/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	01W	23	NE NE	ADAMS	

5. Description of diverting works:

DITCH FROM L. WEISER R. W/HEADGATES, FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.1	

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

*Original maps
(large)*

8. Total consumptive use:

in 67-96A

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	01W	2	SW	SE	IRRIGATION	8
					Section Acres	8
					Total Acres	8

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 1/7/2003

ADDRESS CHANGE BY CLAIMANT LETTER.

15. Basis of Claim: Decreed

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

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Department of Water Resources

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
	<u>A67-00096A</u>			<u>67-10800</u>	
	<u>A67-00101</u>				
	<u>A67-00102A</u>				
	<u>A67-00433A</u>				
	<u>A67-00435</u>				

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WATER RESOURCES
WESTERN REGION

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) HOMER & STELLA BOTT / HOMER V. BOTT ESTATE
964 GRAYS C.R. RD, INDIAN VALLEY, ID / 2320 HARMONY HTS
OROFINO, ID
4. New Owner/Claimant(s) EDWARD T. "BUZZ" BOTT CAROL ANN SINDEN
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 2320 HARMONY HTS.
- City, State and ZIP Code OROFINO, ID 83544
- New Telephone Number (208) 476 3970
5. Date you acquired the property 06/24/02

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

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

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

7. Signature of New Owner(s) or Claimant(s) ☒ Edward J. Burr, Esq.
(include title if applicable) ☒ Carol Ann Linden

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 DH Date 12/3/02 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

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 the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

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 adjudication 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/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(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 have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

not applicable yet. (Not decreed).

~~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~~

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~~

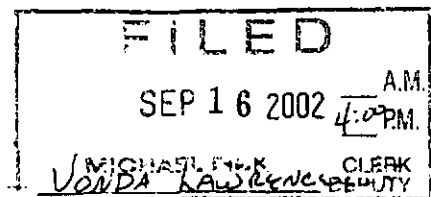
↗
*Should have been
a fee for
67-10800.*

Michael E. McNichols
CLEMENTS, BROWN & McNICHOLS, P.A.
Attorneys at Law
321 13th Street
Post Office Box 1510
Lewiston, Idaho 83501
(208) 743-6538
(208) 746-0753 (Facsimile)
ISB No. 993

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SEP 19 2002

CLEMENTS, B.
McNICHOLS.



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NOV 20 2002

Department of Water Resources

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAMS

In the Matter of the Estate of
HOMER VERNON BOTT,
Deceased.

)
) Case No: SP 99-00410
)
) ESTATE CLOSING ORDER
) (I.C. 15-3-1001)

Upon consideration of the STIPULATION FOR CLOSING AND DISTRIBUTION OF ESTATE ("Stipulation") filed by Edward T. "Buzz" Bott, the personal representative of the estate of the above-named decedent, and by Stella Bott and Carol Ann Sinden, heirs and devisees of the decedent on September 16, 2002, the Court determines and finds that:

1. The time for presenting claims which arose prior to the death of the decedent has expired and notice to creditors was published as required by law.

2. Petitioner has fully administered the estate of the decedent by collecting and managing the assets of the estate, preparing an inventory of property owned by the decedent at the date of death of the decedent, making payment, settlement or other disposition of all lawful claims against the estate and performing all other acts required of the petitioner by the laws of the State of Idaho pertaining to estates of decedents.

ESTATE CLOSING ORDER
(I.C. 15-3-1001)

3. Any accounting required under I.C. 15-3-1001 or 1002 has been waived by all of the distributees.

4. The decedent died testate. The Court has previously informally probated the Will of the decedent. Petitioner affirmed the statements set forth in petitioner's application for informal probate of Will.

5. The estate has filed a federal estate tax return and the federal estate tax return has been approved by the Internal Revenue Service. No Idaho estate tax is due and owing under the Estate and Transfer Tax Reform Act of 1988, I.C. 14-401 et. seq.

6. Petitioner has filed with the Court a Stipulation setting forth final distributions to be made. After making final settlement and distribution according to the stipulation, petitioner should be discharged as personal representative and the administration of this estate should be closed.

7. All of the allegations and statements in the stipulation are true.

8. All required notices have been given or waived.

9. The estate has been administered according to the laws of the state of Idaho and the orders of this Court and should be closed.

NOW, THEREFORE, it is hereby ordered and decreed that:

1. The Will of the decedent heretofore informally probated by the Court is hereby formally probated. The devisees of the decedent and their respective interests in the decedent's estate are set forth in the Stipulation.

2. Petitioner is hereby authorized and directed to deliver and distribute title and possession of the assets of the estate to the distributees in the amount and in the manner set forth in the Stipulation and all prior distributions shown in the Stipulation are hereby approved. Upon making delivery and distribution, and duly filing receipts with this Court, petitioner shall be fully and finally released and discharged from petitioner's

office and trust as personal representative and, together with any surety, shall be released and discharged from petitioner's bond, if any, and from any and all liability arising in connection with the performance of petitioner's duties as personal representative and from further claim or demand of any interested person, and the administration of this estate shall be closed.

DATED: September 16, 2002.

/s/ **JAMES C. PEART**
Magistrate

CERTIFICATE OF SERVICE

I hereby certify that on the 16 day of September, 2002, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Mr. Lou Gorrone
Attorney at Law
P.O. Box 637
Emmett, ID 83617

Michael E. McNichols
Clements, Brown & McNichols
P.O. Box 1510
Lewiston, ID 83501

 X U.S. MAIL
 HAND DELIVERED
 OVERNIGHT MAIL
 TELECOPY (FAX)

Adams County Clerk

By: VONDA LAWRENCE
Deputy Clerk

INSTRUMENT NO. 102202
PAGE 1 OF 4

Instrument # 102202
COUNCIL, ADAMS, IDAHO
2002-08-21 03:00:03 No. of Pages: 4
Recorded for : CAROL SINDEN
MICHAEL FISK Fee 12.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED

DEED OF DISTRIBUTION

THIS INDENTURE, made and executed this ____ day of July 2002, by and EDWARD T. "BUZZ" BOTT, as personal representative of the estate of Homer Vernon Bott, deceased, party of the first part, to EDWARD T. "BUZZ" BOTT, a married man, dealing with his sole and separate property, and CAROL ANN SINDEN, a married woman, dealing with her sole and separate property, parties of the second part, 2320
Harmony Heights Road, Orofino, ID 83544. RECEIVED
NOV 20 2002

WITNESSETH:

Department of Water Resources

WHEREAS, Homer Vernon Bott, died on May 23, 1999, and was, at the time of his death, a resident of Adams County, State of Idaho, and

WHEREAS, an order was entered in the District Court of the Second Judicial District of the State of Idaho, in and for the County of Adams in proceedings entitled "In the Matter of the Estate of Homer Vernon Bott, Deceased.", Case No. SP 99-00410, determining that decedent died testate and admitting to probate the Last Will and Testament of decedent, and

WHEREAS, by said Order, Edward T. "Buzz" Bott was appointed personal representative of the estate of said decedent, and

WHEREAS, all debts of the decedent, expenses of administration, funeral expenses and expenses of last illness have been paid, and that no death taxes were due to the United States of America or the State of Idaho, and

WHEREAS, the hereinafter described real property is in a condition to be distributed to parties of the second part, as their sole and separate property, under the terms of decedent's Will,

NOW, THEREFORE, the said Edward T. "Buzz" Bott, as personal representative of the Estate of Homer Vernon Bott, deceased, and in accordance with decedent's Will, does hereby grant and convey unto parties of the second part, as their sole and separate property, an undivided one-half interest each in all of decedent's interest in the following-described real property, situate in Adams County, State of Idaho, and more particularly described on Exhibit A attached and incorporated by reference.

IN WITNESS WHEREOF, Edward T. "Buzz" Bott, as personal representative of the Estate of Homer Vernon Bott, deceased, has executed this deed the day and year first above written.

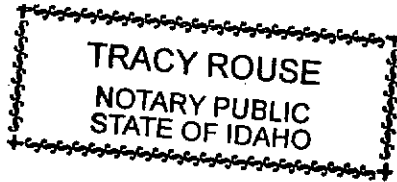

Edward T. "Buzz" Bott
Personal Representative of the
Estate of Homer Vernon Bott deceased

STATE OF IDAHO)
: ss.
County of Clearwater)

On this 13th day of August 2002, before me, the undersigned, a notary public in and for the State of Idaho, personally appeared EDWARD T. "BUZZ" BOTT, known to me to be the personal representative of the Estate of Homer Vernon Bott, deceased,

the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same.

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



Tracy Rouse
Notary Public in and for the State of Idaho
Residing at OROFINO, therein.
My Commission Expires: 11-2-2004

INSTRUMENT NO. 102202
 PAGE 4 OF 4

Legal Description
 For
 HOMER BOTT

Township 14 North, Range 1 East, Boise Meridian, Adams County, Idaho.

- Section 4: SW1/4NW1/4, W1/2SW1/4, Lot 4
 Section 5: S1/2NE1/4, S1/2NW1/4, E1/2SW1/4, SE1/4, Lots 1, 2, 3, 4
 Section 6: SE1/4NE1/4, Lots 1 and 2
 Section 8: N1/2NE1/4, NE1/4NW1/4

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

- Section 1: S1/2SW1/4, SW1/4SE1/4
 Section 2: SE1/4SE1/4, a part of the SW1/4SE1/4 more particularly described as follows:
 Commencing therefor at a point 60 feet West of the Southeast corner of said SW1/4SE1/4 and running
 Thence in a northwesterly direction 1320 feet, more or less, to a point on the North line of said SW1/4SE1/4 that is 620 feet West of the Northeast corner thereof;
 Thence East on and along said North line 620 feet to the Northeast corner of the said SW1/4SE1/4;
 Thence South 1320 feet, more or less, to the Southeast corner of the said SW1/4SE1/4;
 Thence West 60 feet to the REAL POINT OF BEGINNING.

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

- Section 25: SW1/4, SW1/4SE1/4
 Section 27: NW1/4SW1/4, SW1/4NW1/4
 All that part of the NW1/4NW1/4 lying North and West of Old Highway 95;
 All that part of the NE1/4NW1/4 lying West of Old Highway 95; Excepting therefrom that certain tract of land described in 16 of Deeds, page 582
 All that part of the N1/2SE1/4NW1/4 lying West of Old Highway 95 and West of U.S. Highway 95 as now established EXCEPTING any part of the N1/2SE1/4NW1/4 lying East of Old Highway 95; All that part of the S1/2SE1/4NW1/4, lying West of U.S. Highway 95 as now established;
 All that part of the SW1/4SW1/4 lying North and West of U.S. Highway 95 as now established
 Section 28: NE1/4NE1/4, S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4
 Section 34: SW1/4SE1/4, NE1/4SE1/4, SE1/4NE1/4, and a parcel in the NW1/4SE1/4 more particularly described as follows:
 Commencing at the Southwest corner of the NW1/4SE1/4 and running
 Thence North on and along the West line of said NW1/4SE1/4 a distance of 660 feet, more or less, to the Southerly line of the right-of-way of the Grays Creek County Road;
 Thence Easterly and Southeasterly on and along the Southerly line of said road right-of-way to its intersection with the East line of said NW1/4SE1/4;
 Thence South on and along said East line a distance of 528 feet, more or less, to the Southeast corner of said NW1/4SE1/4;
 Thence West on and along said South line 1320 feet, more or less, to the REAL POINT OF BEGINNING at the Southwest corner of said NW1/4SE1/4.
 Section 35: S1/2NW1/4, N1/2SW1/4

Exhibit A

INSTRUMENT NO. **102239**
PAGE 1 OF 3

Instrument # **102239**
COUNCIL, ADAMS, IDAHO
2002-09-30 02:47:09 No. of Pages: 3
Recorded for : CAROL SINDEN
MICHAEL FISK Fee: 9.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED

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NOV 20 2002

Department of Water Resources

QUITCLAIM DEED

THIS INDENTURE, made this 24th day of June 2002, by and between STELLA BOTT, party of the first part, and CAROL ANN SINDEN, a married woman, as her sole and separate property, and to EDWARD T. "BUZZ" BOTT, a married man, as his sole and separate property, parties of the second part, of 2320 Harmony Heights Road, Orofino, ID 83544.

WITNESSETH:

That the party of the first part, for good and valuable consideration, the receipt whereof is hereby acknowledged, does, by these presents, remise, release and forever QUITCLAIM unto each of the parties of the second part and to their successors and assigns, all of her interest in all that certain real property situate in Adams County, State of Idaho, more particularly described in Exhibit A, a copy of which is attached and incorporated by reference.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the parties of the second part and to their successors and assigns forever.

IN WITNESS WHEREOF, said party of the first part has hereunto set her hand and seal the day and year first above written.

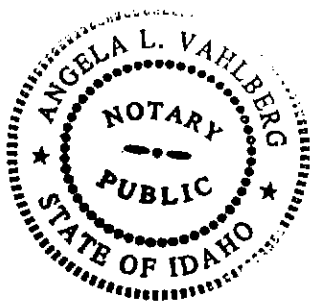
[Signature: Stella Bott]
STELLA BOTT

INSTRUMENT NO. 102239
PAGE 2 OF 3

STATE OF IDAHO)
 : SS.
County of Gem)

On this 24th day of June 2002, before me, the undersigned, a notary public in and for the State of Idaho, personally appeared STELLA BOTT, a widow, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



Angela L. Vahlberg
Notary Public in and for the State of Idaho
Residing at Emmett, ID
My Commission Expires: 9/19/07

INSTRUMENT NO. 102239
 PAGE 3 OF 3

Legal Description
 For
 HOMER BOTT

Township 14 North, Range 1 East, Boise Meridian, Adams County, Idaho

- Section 4: SW1/4NW1/4, W1/2SW1/4, Lot 4
 Section 5: S1/2NE1/4, S1/2NW1/4, E1/2SW1/4, SE1/4, Lots 1, 2, 3, 4
 Section 6: SE1/4NE1/4, Lots 1 and 2
 Section 8: N1/2NE1/4, NE1/4NW1/4

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

- Section 1: S1/2SW1/4, SW1/4SE1/4
 Section 2: SE1/4SE1/4, a part of the SW1/4SE1/4 more particularly described as follows:
 Commencing therefor at a point 60 feet West of the Southeast corner of said SW1/4SE1/4 and running
 Thence in a northwesterly direction 1320 feet, more or less, to a point on the North line of said SW1/4SE1/4 that is 620 feet West of the Northeast corner thereof;
 Thence East on and along said North line 620 feet to the Northeast corner of the said SW1/4SE1/4;
 Thence South 1320 feet, more or less, to the Southeast corner of the said SW1/4SE1/4;
 Thence West 60 feet to the REAL POINT OF BEGINNING.

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

- Section 25: SW1/4, SW1/4SE1/4
 Section 27: NW1/4SW1/4, SW1/4NW1/4
 All that part of the NW1/4NW1/4 lying North and West of Old Highway 95;
 All that part of the NE1/4NW1/4 lying West of Old Highway 95; Excepting therefrom that certain tract of land described in 16 of Deeds, page 582
 All that part of the N1/2SE1/4NW1/4 lying West of Old Highway 95 and West of U.S. Highway 95 as now established EXCEPTING any part of the N1/2SE1/4NW1/4 lying East of Old Highway 95; All that part of the S1/2SE1/4NW1/4, lying West of U.S. Highway 95 as now established;
 All that part of the SW1/4SW1/4 lying North and West of U.S. Highway 95 as now established
 Section 28: NE1/4NE1/4, S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4
 Section 34: SW1/4SE1/4, NE1/4SE1/4, SE1/4NE1/4, and a parcel in the NW1/4SE1/4 more particularly described as follows:
 Commencing at the Southwest corner of the NW1/4SE1/4 and running
 Thence North on and along the West line of said NW1/4SE1/4 a distance of 660 feet, more or less, to the Southerly line of the right-of-way of the Grays Creek County Road;
 Thence Easterly and Southeasterly on and along the Southerly line of said road right-of-way to its intersection with the East line of said NW1/4SE1/4;
 Thence South on and along said East line a distance of 528 feet, more or less, to the Southeast corner of said NW1/4SE1/4;
 Thence West on and along said South line 1320 feet, more or less, to the REAL POINT OF BEGINNING at the Southwest corner of said NW1/4SE1/4.
 Section 35: S1/2NW1/4, N1/2SW1/4

Exhibit A

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SEP 12 1996

WATER RESOURCES
WESTERN REGION

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: **A67-00433A**
Date Received: 10/13/1989
Receipt No: M004944
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: HOMER BOTT 208-256-4454
Address: 964 GRAYS CREEK RD
INDIAN VALLEY ID 83632
OR
Name: STELLA BOTT 208-256-4454
Address: 964 GRAYS CREEK RD
INDIAN VALLEY ID 83632

2. Date of Priority: JUN 1, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	01W	23	NE	NE			ADAMS

5. Description of diverting works:
DITCH FROM L. WEISER R. W/HEADGATES, FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		

7. Total Quantity Appropriated is:
0.100 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
14N	01W	2	SW	SE		IRR	8.0
Section Acres							8.0
Total Acres							8.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE.

14. Remarks:
ADDRESS CHANGE BY CLAIMANT LETTER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR
Decree Plaintiff

WILLIAM ALLISON
vs Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

SEP 10 1996

Department of Water Resources

PHILIP E. BATT
GOVERNOR

September 5, 1996

KARL J. DREHER
DIRECTOR
RECEIVED

SEP 12 1996

WATER RESOURCES
WESTERN REGION

HOMER OR STELLA BOTT
964 GRAYS CREEK RD
INDIAN VALLEY ID 83632

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A67-00096A, A67-00101, A67-00102A,
A67-00433A, A67-00435 & A67-10800
Change of Address

Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claims can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

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

Stella Batt
Claimant Signature

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: A67-00433A
Date Received: 10/12/1989
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOMER BOTT 208-256-4454
Address: HC 68, BOX 2350
CAMBRIDGE, ID 83610

OR

Name: STELLA BOTT 208-256-4454
Address: HC 68, BOX 2350
CAMBRIDGE, ID 83610

2. Date of Priority: JUN 01, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	01W	23	NE	NE			ADAMS

5. Description of diverting works:
DITCH FROM L. WEISER R. W/HEADGATES, FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		

7. Total Quantity Appropriated is:
0.100 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
14N	01W	2	SW SE		IRR	8.0
Section Acres						8.0
Total Acres						8.0

11. Place of use in counties: ADAMS

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: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Homer Bott Date: 10-12-89

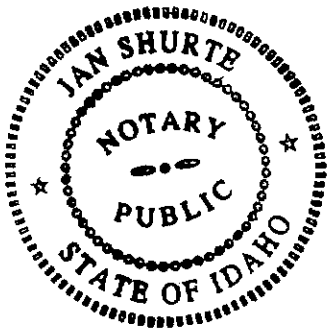
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Oct 19 89
of Jan Shurte
Notary Public

Seal

Residing at Mendota ID
My Commission Expires 9-14-98





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

January 7, 2003

EDWARD T "BUZZ" BOTT
CAROL ANN SINDEN
2320 HARMONY HTS RD
OROFINO ID 83544

Re: Notice of Claim to a Water Right No. 67-96A, 67-101, 67-102A, 67-433A & 67-435

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects 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 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.

In addition, please note that this ownership change information has also been sent to our State office for processing of water right number 67-10800, as it has already been decreed by the SRBA Court.

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

Sincerely,

Denise Hatfield
Office Specialist I
Adjudication Section
Western Region Office

DH: dh

Enclosure

RECEIVED

NOV 20 2002

Department of Water Resources

208 476 3970

2320 Harmony Hts
Orofino, ID 83544

Nov 18, 2002

To W.D. 11-20-02.

Dept of Water Resources

Attn: Sally Sherman

PO Box 83720

Boise, ID 83720

Sally:

Regarding the change of water right ownership
which we discussed two plus weeks ago, you will
find enclosed:

1. The completed ownership change form
2. The Estate closing order, copy.
3. Deed of Distribution, copy.
4. Quitclaim Deed, copy
5. Aerial maps.

Please advise if any further information is required

Thankyou.

Shirley Batt for.

Edward J "Bugs" Batt and Carol Ann Sinden



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 6, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

HOMER BOTT
STELLA BOTT
2320 HARMONY HTS
OROFINO ID 83544-9606

9-5-01 response.

RE: Snake River Basin Adjudication (SRBA)
Water Rights #67-96A, 67-101, ~~96-102A~~, 67-433A, 67-435, 67-10800
67-

Dear Water Right Holders:

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. We received the returned mail on July 2. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

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.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by July 31, 2001. 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. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

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

Water Right Holder's Signature

Telephone No.

00801-19
44441-19
X44201-19
X44201-19
X44201-19

56TT964

HOMER BOYD
STELLA BOYD

RETURN TO SENDER

43303/2707



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

In Re Snake River Basin Adjudication Case
No. 39576

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

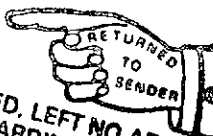
THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

42615
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1


☐ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☒ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

RECEIVED
APR 19 1995

Department of Water Resources

HOMER BOTT
STELLA BOTT
HC 68 BOX 2350
CAMBRIDGE ID 83610

AG7-00096A

✓ - 00101
✓ - 00102A
✓ - 00433A
✓ - 00435
✓ - 10800

Correction
964 Grays Creek Rd
Indian Valley, Id
83632

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to **your water right, your objection, or your response**. You will not be mailed notice of other objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceeding on other reports. It is very important that you subscribe to the docket sheet if you wish to stay informed of these other proceedings. For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice. If you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource