

03/30/2005

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

RIGHT NUMBER: 79-2026A

NAME AND ADDRESS: EVERGREEN LAND & CATTLE
PO BOX 950
MC CALL ID 83638

SOURCE: DRY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.060 CFS

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

PRIORITY DATE: 02/15/1911

POINT OF DIVERSION:

T28N R02W S6 SESE Within IDAHO County
T28N R02W S7 NENE Lot 1 Within IDAHO County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.060 CFS

PLACE OF USE: DOMESTIC Within IDAHO County

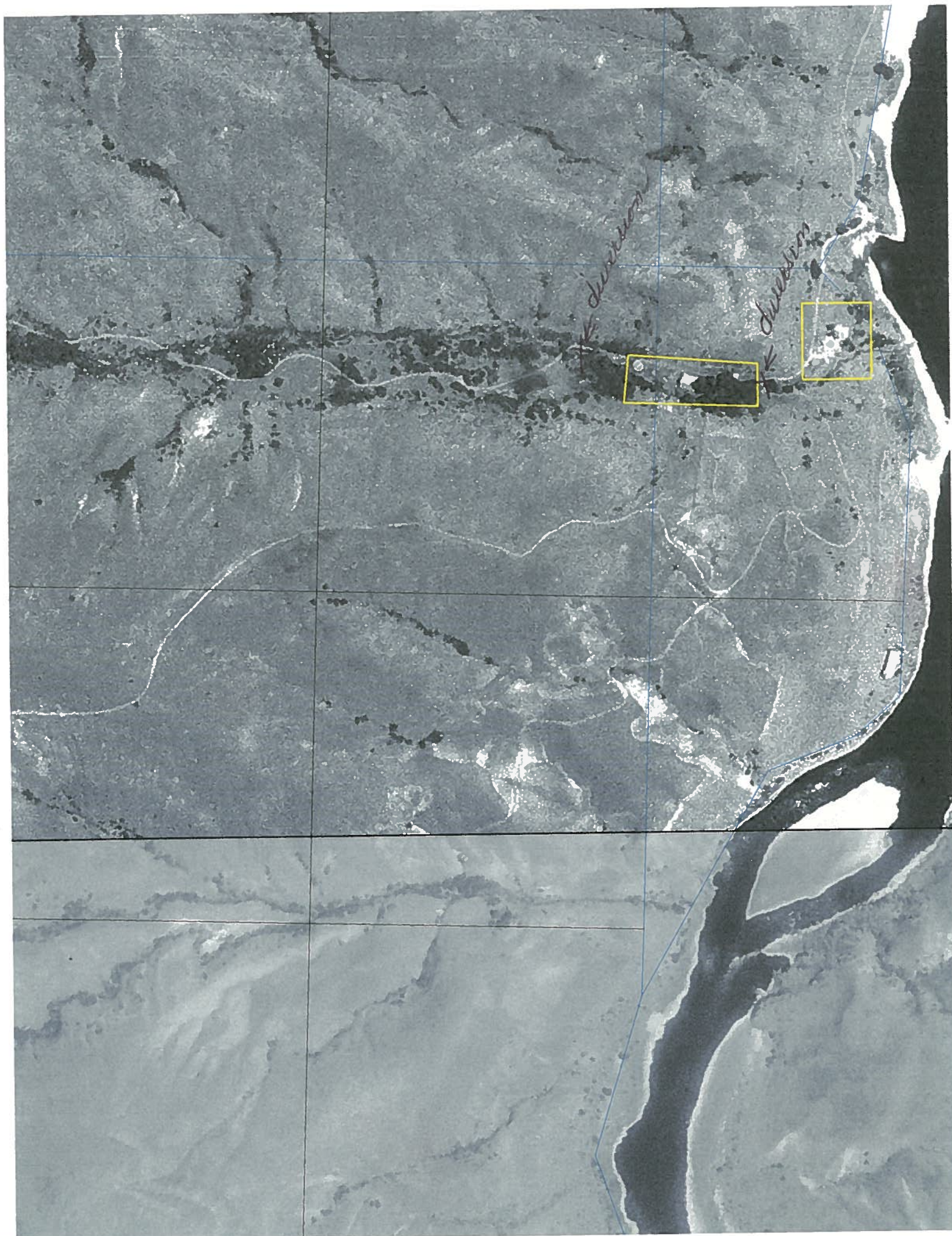
T28N R02W S06 SESE T28N R02W S07 Lot 1 NENE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: License





State of Idaho
DEPARTMENT OF WATER RESOURCES

1118 F. St, Lewiston, Idaho 83501

Phone: (208) 743-0301 FAX: (208) 743-0415 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

March 3, 2005

KARL J. DREHER
Director

EVERGREEN LAND & CATTLE
PO BOX 950
MC CALL ID 83638

Re: Snake River Basin Adjudication (SRBA) Notices of Claim Nos. 79-2026A & 79-2039.

Dear Sirs:

Because the Idaho Dept. of Water Resources(IDWR) is charged with making recommendations to the SRBA Court for all Notices of Claim filed in the SRBA, I am requesting your help with the points of diversion and place of use for the rights referenced above.

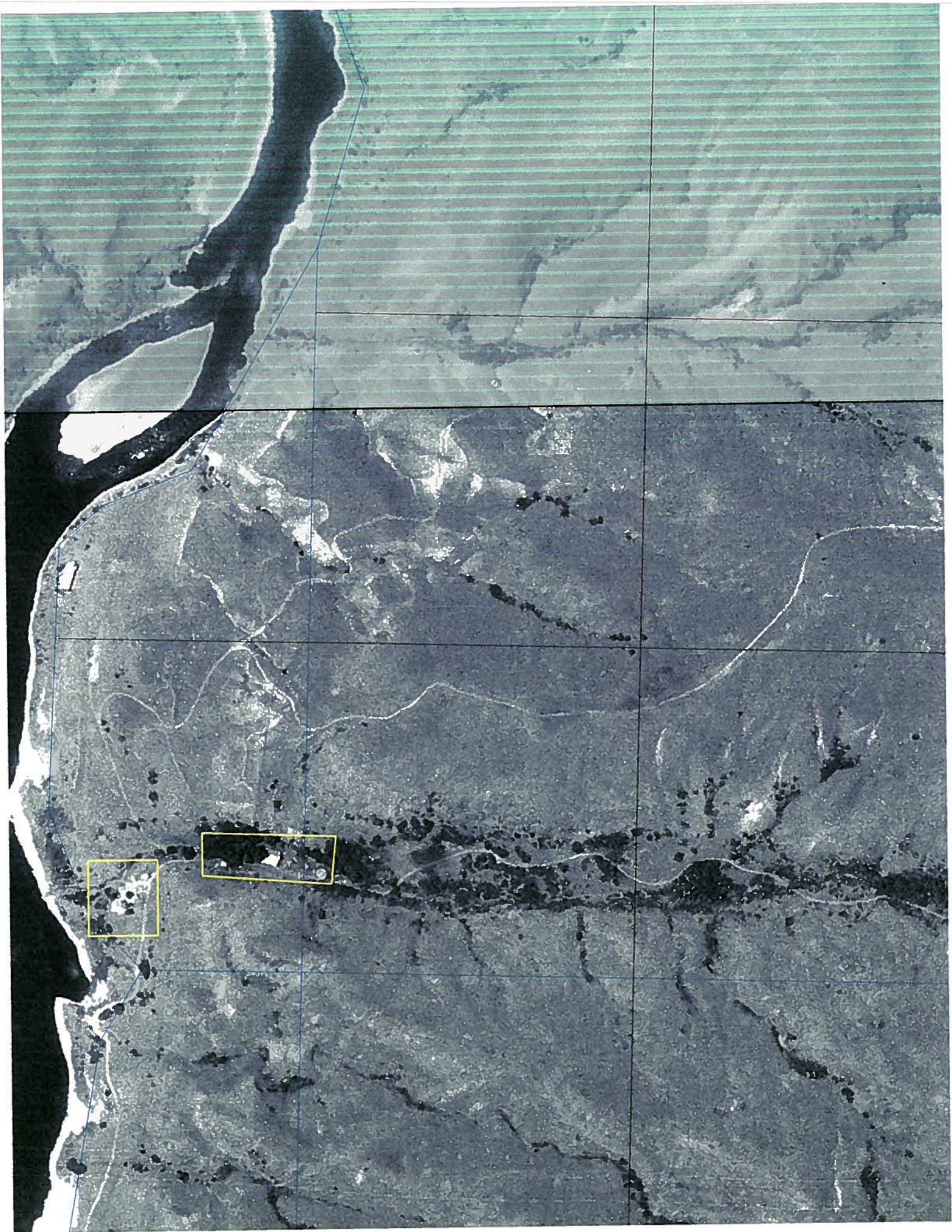
I have enclosed an aerial photo that has, where I believe, the two homes are located. They are outlined in yellow. Unfortunately, I am not sure if I am correct and I don't know where the points of diversion are located.

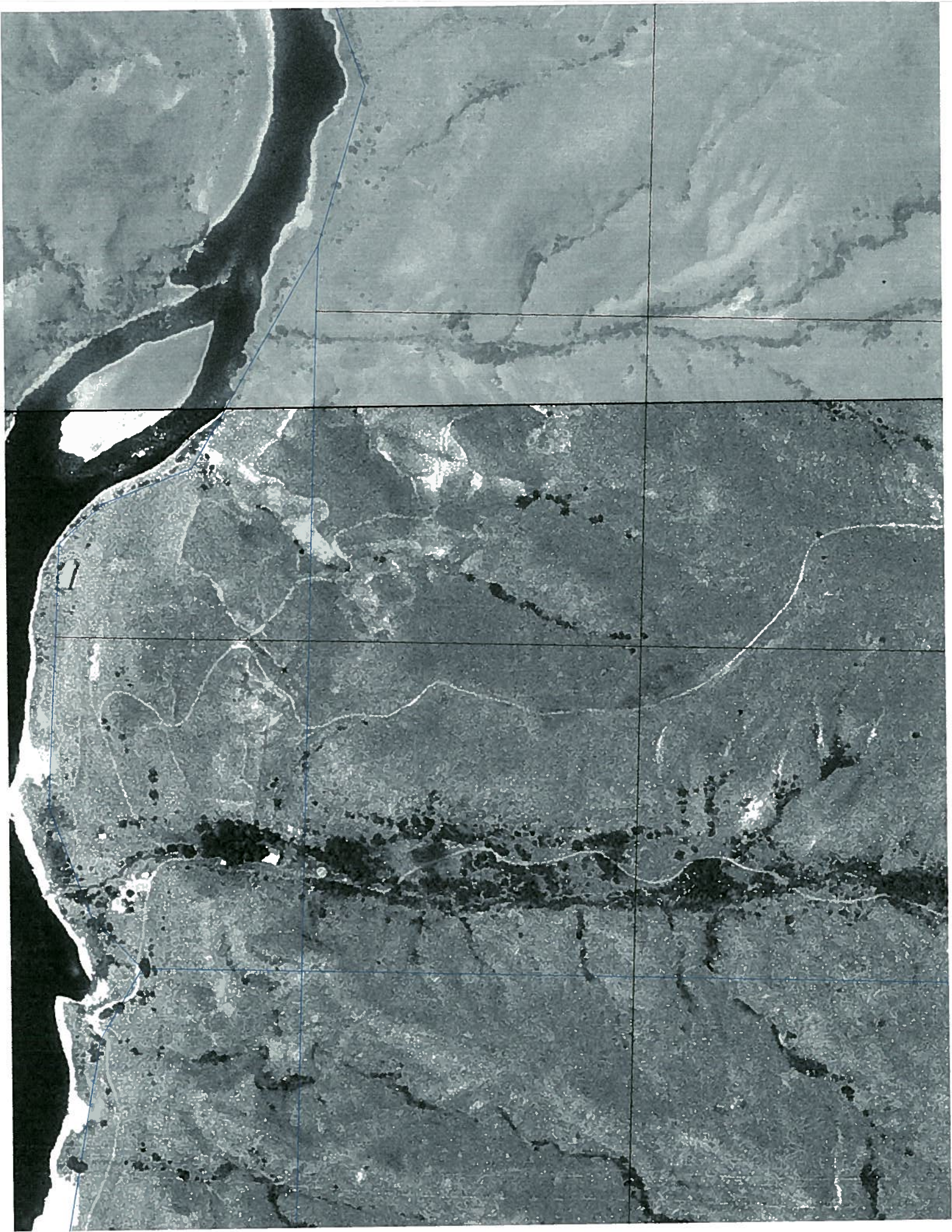
I have also enclosed another aerial photo without my best guess for the places of use. In order to recommend these rights correctly, I am asking that you outline the area where the homes are located and mark the points of diversion from the creek(s) with an X. Please return the marked aerial photo to this office as soon as possible so I can make recommendations that accurately depict the required elements of your water right.

If you have any questions regarding this matter, please do not hesitate to contact me at (208)743-0301.

Sincerely,

Gregory J. Taylor
Sr. Water Agent







State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

RECEIVED

SEP 10 2004

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

August 30, 2004

KARL J. DREHER
Director

EVERGREEN LAND & CATTLE
PO BOX 950
MC CALL ID 83638

*Records modified 9-13-04
AS*

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #79-2026A and 79-2039

Dear Claimant:

We have been advised your address has changed. 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 **and list any other water rights you may have** before returning this letter by September 10, 2004. Thank you for your help.

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

If there has been a change in ownership of the property connected with the water right 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 record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

(208) 634-2570
Telephone No. home

SCANNED

SEP 13 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

August 30, 2004

KARL J. DREHER
Director

EVERGREEN LAND & CATTLE
PO BOX 950
MC CALL ID 83638

Re: Snake River Basin Adjudication (SRBA)
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Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

Telephone No.

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

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: License

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: **A79-02026A**
Date Received: 11/29/1988
Receipt No: W001537
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: EVERGREEN LAND & CATTLE
Address: PO BOX ~~H950~~
NEW MEADOWS ID
McCall

38
83654

208-~~347-2111~~
634-2570

2. Date of Priority: FEB 15, 1911

3. Source: DRY CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	02W	6		NE	SE		IDAHO
		7				1	IDAHO

5. Description of diverting works:
PIPE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	02W	6	NE	SE		DOMEST	
		7	NE	NE		DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY KW 3/31/95.

15. Basis of Claim: LICENSE

02/09/1999 09:55

2083342348

IDWR WESTERN

PAGE 02

(27)

Form 42-241 (2-1-89) 1/9/97

79-04389, 79-04409, 79-04391,
 79-04393, 79-04394, 79-04395
 79-04399, 79-020264, 79-10386

79-10389
 79-10390
 79-10391

STATE OF IDAHO
 IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

79-10392
 79-10393
 79-10395
 79-10387

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 No(s):

~~79-04396, 79-04397, 79-10398, 79-10401~~

Adjudication Claim No(s):

~~79-02039, 79-04377, 79-04387, 79-04388~~

2.

The following REQUIRED information must be submitted with this form:

~~79-04390, 79-04398, 79-04410, 79-04411~~
~~79-10388~~

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

Evergreen Land & Timber

4. New Owner/Claimant(s)

Evergreen Land & Cattle Partnership

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

New Mailing Address

P.O. Box H

City, State and ZIP Code

New Meadows, Idaho 83654

New Telephone Number

(208) 347-2111

5. Date you acquired the property

January 1, 1992

6.

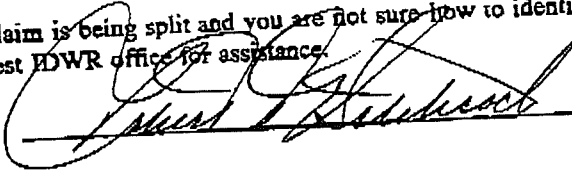
If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

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)



(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign 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..

February 9, 1999

Attn: Sue Bock
Fax: 208-334-2348

In regards to the Evergreen Land & Cattle Partnership, the following documents were filed in Idaho County and pertain to the sale of Evergreen Land & Timber – purchased by Evergreen Land & Cattle. The recorded instrument numbers support the faxed documents.

Certificate of Assumed or Fictitious Name – Instrument No. 82485 (Adams County)
Filed in Idaho County Instrument No. 364620

Partnership Agreement – Evergreen Land & Cattle
Page 1, 2, 9 & 10 – Including Exhibit A

Assignment Agreement and Bill of Sale of Undivided Interest in Partnership Assets
Page 1, 2, 3, and 4

Agreement of Full Liquidation of Partnership
Page 1, 2

Instrument No. 364621 – Letters Testamentary (M.G. Hitchcock Estate)

Instrument No. 364622 – Quitclaim Deed / Kathleen Hitchcock to Evergreen Land & Timber

Instrument No. 364623 – Quitclaim Deed / Evergreen Land & Timber to R.M. Hitchcock & Dixie Hitchcock

Instrument No. 364624 – Quitclaim Deed / Evergreen Land & Timber to Trust under Will of M.G. Hitchcock, Robert T. Hitchcock, Elaine M. Hitchcock, Todd M. Hitchcock, Curtis R. Hitchcock and Renee' E. Hitchcock

Please call if this information will not serve in support of Evergreen Land & Cattle as the owner for the water rights filings.

Vicki

COPY

CERTIFICATE OF ASSUMED OR FICTITIOUS NAME

(Complying with Section 53-501, Idaho Code)

STATE OF IDAHO)
) ss.
County of Adams)

ROBERT T. HITCHCOCK, the managing partner of Evergreen Land and Cattle, an Idaho General Partnership, being duly sworn upon oath, states:

THIS CERTIFIES That there is being carried on or transacted, or is about to be conducted or transacted in Idaho County at the "Flying H Ranch" and at New Meadows, County of Adams, State of Idaho, with the mailing address of P. O. Box H, New Meadows, Idaho 83654, the business of cattle ranching and timber management, under the designation, name and style of EVERGREEN LAND AND CATTLE, an Idaho General Partnership, which is assumed or fictitious, being other than the true and real name of the persons conducting or transacting such business or having an interest therein;

That the true or real full name of each of the persons conducting or transacting or intending to conduct or transact said business or having an interest therein, and such persons' post office addresses are as follows:

<u>Name</u>	<u>Post Office Address</u>
Trust Under the Will of M. G. Hitchcock, Deceased	P. O. Box H New Meadows, Idaho 83654
Robert T. Hitchcock	P. O. Box 1343 McCall, Idaho 83638
Elaine M. Hitchcock	P. O. Box 1343 McCall, Idaho 83638
Todd M. Hitchcock	P. O. Box 1343 McCall, Idaho 83638
Curtis R. Hitchcock	P. O. Box 1343 McCall, Idaho 83638
Todd M. Hitchcock, as Custodian for Renee E. Hitchcock, under the Idaho Uniform Transfers to Minors Act	P. O. Box 1343 McCall, Idaho 83638

That this Certificate is executed and acknowledged by Robert T. Hitchcock, the managing partner of Evergreen Land and Cattle and that no other person is conducting or transacting such business or has an interest therein.

DATED This 19th day of March, 1992.

Robert T. Hitchcock
Robert T. Hitchcock, Managing Partner

STATE OF Idaho)
County of Adams) ss.

On this 19th day of March, 1992, before me, a Notary Public, personally appeared Robert T. Hitchcock known or identified to me to be the managing partner of the Partnership of Evergreen Land and Cattle, an Idaho General Partnership, that executed the above instrument or the person who executed the instrument on behalf of the Partnership and acknowledged to me that such Partnership executed the same.

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



Vicki Howard
Notary Public for Idaho
Residing at New Moscow, Idaho
Commission Expires: 11-22-92

INSTRUMENT NO. 82485

State of Idaho)
County of Adams) ss.

Filed for record at the request of
Coffin, Snyder & Matthews
30 min. past 1 o'clock P.M.
this 12 day of August, 1992

MICHAEL FISK, RECORDER
by Sarah Wilson

Deputy

Fee \$ 6.00

Indorsement

PARTNERSHIP AGREEMENT

WHEREAS, ROBERT T. HITCHCOCK, ELAINE M. HITCHCOCK, TODD M. HITCHCOCK, CURTIS R. HITCHCOCK, RENEE HITCHCOCK through her custodian Todd M. Hitchcock, and the M. G. HITCHCOCK TESTAMENTARY TRUST through Richard M. Hitchcock and Robert T. Hitchcock, Co-Trustees desire to establish a partnership for the ownership and operation of a cattle ranch and other lawful business to be known as EVERGREEN LAND AND CATTLE; each of the aforementioned enters into this agreement, which shall be effective as of January 1, 1992.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

ARTICLE I

1.1 Name of Partnership. The name of the partnership shall be EVERGREEN LAND AND CATTLE.

1.2 Principal Place of Business. The principal place of business shall be P.O. Box H, New Meadows, Idaho 83654, and at such other locations within the State of Idaho as may be agreed in writing by the partners.

1.3 Purposes of the Partnership. The purpose of the partnership is for owning and operating a cattle ranch on the real property described in Exhibit "A" attached hereto and incorporated herein, and such other lawful business of any nature as shall be agreed upon from time to time by the partners.

1.4 Term of Partnership. Unless dissolved by the retirement, death, disability or incompetency of a partner, the partnership shall continue until dissolved by agreement of the partners.

ARTICLE II

CAPITAL CONTRIBUTIONS, ACCOUNTS, AND WITHDRAWALS

2.1 Capital. The capital of the partnership shall consist of the real property described in Exhibit "A" hereto with the fixtures and improvements located thereon, and the farm animals, equipment and other personal property described in Exhibit "B" attached hereto and incorporated herein.

2.2 Capital Contribution. The partners shall contribute their undivided interests in the property described in Exhibits "A" and "B" hereto, which undivided interests are as follows:

Robert T. Hitchcock	21.34%
Elaine M. Hitchcock	2.28%
Todd M. Hitchcock	34.77%
Curtis R. Hitchcock	10.83%
Renee E. Hitchcock	2.28%
M. G. Hitchcock Testamentary Trust	28.50%

2.3 Interest of Partners in Capital of Partnership. The interest of the partners in the partnership and its capital shall be as follows:

Robert T. Hitchcock	21.34%
Elaine M. Hitchcock	2.28%
Todd M. Hitchcock	34.77%
Curtis R. Hitchcock	10.83%
Renee E. Hitchcock	2.28%
M. G. Hitchcock Testamentary Trust	28.5%

2.4 Individual Capital Accounts of Partners. Individual capital accounts shall be maintained for each partner. In the

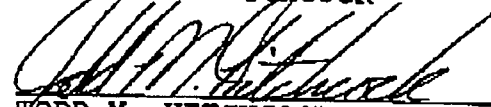
competent jurisdiction to be invalid, void or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be affected, impaired, or invalidated.

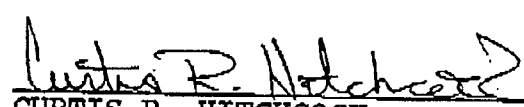
6.7 Entire Agreement. This agreement supersedes any and all other agreements, whether oral or written, between the parties hereto with respect to the subject matter hereof and contains all of the covenants and agreements between the parties with respect to said matter; and each party to this agreement acknowledges that no representations, inducements, promises, or agreements have been made, orally or otherwise, by any part, or anyone acting on behalf of any party, which are not embodied herein and that no other agreement, statement, or promise not contained in this agreement shall be valid or binding.

IN WITNESS WHEREOF, the parties have executed this agreement as of the date and year listed below.


ROBERT T. HITCHCOCK


ELAINE M. HITCHCOCK


TODD M. HITCHCOCK


CURTIS R. HITCHCOCK


TODD M. HITCHCOCK, as custodian
for Renee E. Hitchcock under the
Idaho Uniform Transfers to Minors
Act

THE M. G. HITCHCOCK TESTAMENTARY TRUST

By: Robert T. Hitchcock,
Co-Trustee

By: Richard M. Hitchcock
Richard M. Hitchcock,
Co-Trustee

PARTNERSHIP AGREEMENT - 10

EXHIBIT A

Township 28 North, Range 2 West, Boise Meridian

Section 4: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 5: E $\frac{1}{2}$, SW $\frac{1}{4}$

Section 6: W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$

Section 7: Lots 1, 2, & 3

Section 8: Lots 1, 2, 3, & 4

Section 9: Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 28 North, Range 3 West, Boise Meridian

Section 1: All

Section 2: All except SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: Lot 2

Section 11: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Lots 1 & 2

Section 12: Lots 1, 2, 3, 4 and 5, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$

Township 29 North, Range 2 West, Boise Meridian

Section 2: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Section 4: SW $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ of Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 5: All

Section 6: E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 7: All except Lots 1 & 2

Section 8: All

Section 9: All

Section 10: All

Section 11: W $\frac{1}{2}$ E $\frac{1}{2}$ and W $\frac{1}{2}$

Section 13: SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$

Section 15: All

Section 17: NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 18: Lots 3 & 4, N $\frac{1}{2}$ N $\frac{1}{2}$

Section 19: W $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 21: E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 22: NE $\frac{1}{4}$, W $\frac{1}{2}$

Section 23: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 28: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30: ALL EXCEPT E $\frac{1}{2}$ NE $\frac{1}{4}$

Section 31: ALL EXCEPT E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 32: NW $\frac{1}{4}$ NW $\frac{1}{4}$

Township 29 North, Range 3 West, Boise Meridian

Section 13: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$

Section 23: E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 24: ALL EXCEPT NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 25: ALL

Section 28: E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$

Section 34: LOTS 2 & 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 35: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Township 30 North, Range 2 West, Boise Meridian

Section 29: S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 30: SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 31: E $\frac{1}{2}$ E $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 32: ALL EXCEPT N $\frac{1}{2}$ NE $\frac{1}{4}$

all situated in Idaho County, Idaho

ASSIGNMENT AGREEMENT AND BILL OF SALE OF
UNDIVIDED INTEREST IN PARTNERSHIP ASSETS

(LAND, EQUIPMENT, ETC.)

EVERGREEN LAND AND TIMBER TO GENERAL PARTNERS

THIS AGREEMENT effective this 1st day of January, 1992, by and among EVERGREEN LAND AND TIMBER, an Idaho general partnership ("Partnership") and THE TRUST UNDER THE WILL OF M. G. HITCHCOCK; ROBERT T. HITCHCOCK, RICHARD M. HITCHCOCK, ELAINE M. HITCHCOCK, TODD M. HITCHCOCK, CURTIS R. HITCHCOCK, TODD M. HITCHCOCK, as custodian for Renee E. Hitchcock under the Idaho Uniform Transfers to Minors Act ("Partners").

RECITALS

A. Partnership is an Idaho General Partnership with its principal place of business at P.O. Drawer H, New Meadows, ID 83654.

B. Partners are the general partners in Partnership.

C. Partnership and Partners have entered into that certain "Agreement on Liquidation of Partnership" dated the 1st day of January, 1992, a copy of which is attached hereto as Exhibit A.

D. Pursuant to Exhibit A hereto, Partnership desires hereby to assign, convey and transfer to Partners, without warranty, an undivided interest in the assets of Partnership listed and described on Exhibit B hereto.

E. Partners desires to accept the assignments and conveyances made hereunder in accordance with the terms hereof.

NOW, THEREFORE, in consideration of the foregoing premises and pursuant to the terms of Exhibit A hereto, the parties agree as follows:

1. Assignment Agreement. Partnership hereby assigns, transfers, conveys and quit claims to Partners without warranty, the undivided interests in all of Partnership's rights, titles and interest in and obligations related to or arising from, the Partnership assets listed and described in Exhibit B hereto in the percentages set forth in Exhibit C.

2. Bill of Sale. Partnership hereby conveys, transfers, assigns and quit claims to Partners, without warranty, undivided interests in all of Partnership's rights, title and interest in, and obligations related to or arising from the assets listed and described in Exhibit B hereto in the percentages set forth in Exhibit C.

3. Conveyances Subject to Existing Encumbrances. The assignments and bill of sale contained herein are made specifically subject to liens, encumbrances and obligations presently existing with respect to those assets listed and described on Exhibit B hereto in the percentages set forth in Exhibit C.

4. Acceptance. Partners hereby accept the assignments, conveyances, transfers and quit claims herein contained and agree to assume, without limitation, the undivided interests of all of Partnership's rights, title, interests, properties and obligations in and to or related to or arising out of those

Partnership assets listed and described on Exhibit B hereto in the percentages set forth in Exhibit C.

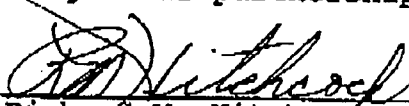
5. Authorization. Each of the parties hereto represent and warranty that all necessary partnership action has been taken authorizing the execution and consummation of the transactions herein contained.

6. Governing Law. This Agreement shall be governed and construed in accordance with the laws of the State of Idaho.

7. Further Assurances. Partners agree to execute and deliver such other and further documents as may be necessary or desireable to effectuate the intentions of the parties hereto.

PARTNERSHIP:

EVERGREEN LAND AND TIMBER, an
Idaho general partnership

By: 

Richard M. Hitchcock,
A General Partner

PARTNERS:

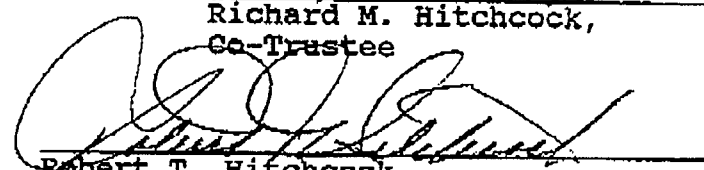
THE TRUST UNDER THE WILL OF
M. G. HITCHCOCK

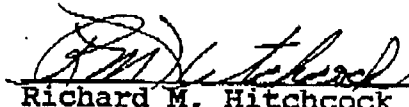
By: 

Robert T. Hitchcock,
Co-Trustee

By: 

Richard M. Hitchcock,
Co-Trustee


Robert T. Hitchcock


Richard M. Hitchcock

Elaine M. Hitchcock
Elaine M. Hitchcock

Todd M. Hitchcock
Todd M. Hitchcock

Curtis R. Hitchcock
Curtis R. Hitchcock

Todd M. Hitchcock
Todd M. Hitchcock, as custodian
for Renee E. Hitchcock under the
Idaho Uniform Transfers to Minors
Act

STATE OF Washington ss.
County of Sprakima

On this 2nd day of April, 1992, before me, a
Notary Public, personally appeared RICHARD M. HITCHCOCK known or
identified to me to be a general partner in the partnership of
EVERGREEN LAND AND TIMBER and a general partner or one of the
general partners who subscribed said partnership name to the
foregoing instrument and acknowledged to me that he executed the
same in said partnership name.

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

Michelle D. Lawrence
Notary Public for Washington
Residing at: White River
My Commission Expires: 5/15/92

AGREEMENT OF FULL LIQUIDATION OF PARTNERSHIP

DATE: January 1, 1992

I. BACKGROUND AND PARTIES:

Evergreen Land and Timber, an Idaho general partnership, was formed by members of the M.G. Hitchcock family a number of years ago. The partnership has continued to operate since the death of M.G. Hitchcock in 1984, presumably as a liquidating partnership because of the death of one of the general partners. Currently, the owners of the partnership interests are as follows:

1.	Robert T. Hitchcock	18.72%
2.	Elaine M. Hitchcock	2.00%
3.	Todd M. Hitchcock	30.50%
4.	Curtis R. Hitchcock	9.50%
5.	Renee E. Hitchcock (through Todd M. Hitchcock, Custodian under the Idaho Uniform Transfers to Minors Act)	2.00%
6.	Richard and Dixie Hitchcock	12.28%
7.	Estate of M.G. Hitchcock	25.00%
TOTAL:		100.00%

Robert T. Hitchcock, Elaine M. Hitchcock, Todd M. Hitchcock, Curtis R. Hitchcock, and Renee E. Hitchcock, through Todd M. Hitchcock, custodian, own their partnership interests individually. However for the sake of convenience they may be referred to jointly herein as the "Robert Hitchcock Family."

The above partnership interests reflect the assignment of the twenty-five percent (25%) undivided share of the liquidating partnership from Kathleen E. Hitchcock to the Robert Hitchcock Family, as well as the purchase January 1, 1992, by Robert T. Hitchcock and Todd M. Hitchcock of a 37.72% interest from Richard M. Hitchcock and Dixie Hitchcock.

The estate of M.G. Hitchcock is closing and is on this date transferring the liquidating partnership share to Robert T. Hitchcock and Richard M. Hitchcock as Co-Trustees. The

Co-Trustees and the Robert Hitchcock Family intend to do business as a new partnership doing business as the "Flying H Ranch Partnership" effective January 1, 1992. Prior to this agreement, all cattle of the prior partnership were distributed pro rata, undivided to the partners. The cattle were distributed, undivided, as owners in common in the following percentages:

1.	Richard M. and Dixie Hitchcock	50.00%
2.	Trust of MGH	25.00%
3.	Robert T. Hitchcock	2.00%
4.	Elaine M. Hitchcock	2.00%
5.	Renee E. Hitchcock, (through Todd M. Hitchcock, Custodian)	2.00%
6.	Todd M. Hitchcock	9.50%
7.	Curtis R. Hitchcock	<u>9.50%</u>

TOTAL: 100.00%

Richard M. and Dixie Hitchcock have transferred twenty-one percent (21%) of their undivided share of the cattle to Todd M. Hitchcock pursuant to another agreement of even date. In addition, Richard M. and Dixie Hitchcock are selling their remaining twenty-nine percent (29%) of the undivided interest in three hundred twelve (312) cows and bulls for Fifty-One Thousand One Hundred Fifty-Six and 00/100 Dollars (\$51,156.00). The interest in the bulls are also transferred herewith.

The new partnership, Evergreen Land and Cattle Partnership, a/k/a Flying H Ranch Partnership, is separate from the cattle partnership. The cattle partnership is an oral partnership solely in cattle, in which the Trust under the Will of M. G. Hitchcock owns twenty-five percent (25%) of the cattle and the Robert T. Hitchcock Family owns seventy-five percent (75%) of the cattle as follows:

Trust	25.00000%
RTH - original 2% + 20.3845 from Richard	22.38450%
EMH - original 2% + .39175% from Richard	2.39175%
CRH - original 9.5% + 1.86025% from Richard	11.36025%
TMH - original 30.5% + 5.97175 from Richard	36.47175%
REH - original 2% + .39175% from Richard	<u>2.39175%</u>
	100.00000%

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: **A79-02026A**

Date Received: 11/29/1988

Receipt No: W001537

Received By: _____

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

1. Name: EVERGREEN LAND & CATTLE 208-347-2111
Address: PO BOX H
NEW MEADOWS ID 83654

2. Date of Priority: FEB 15, 1911

3. Source: DRY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	02W	6		NE	SE		IDAHO
		7				1	IDAHO

5. Description of diverting works:
PIPE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
28N	02W	6	NE	SE		DOMEST	
		7	NE	NE		DOMEST	

MICROFILMED

OCT 24 1996

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY KW 3/31/95.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAR 30 1995

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE ATTACHED

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

- ☐ Water Right Number(s)
Assigned by IDWR: A79-02026A

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Evergreen Land & Timber
Robert T. Hitchcock, General Partner

- ☐ New Owner/Claimant (Purchaser): Evergreen Land & Cattle

- ☐ New Mailing Address: P.O. Box H
New Meadows, Idaho 83654

- ☐ New Telephone Number: (208) 347-2111

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: N/A

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Robert T. Hitchcock, Managing Partner Date 3-27-95
☐ Signature of Former Owner/Claimant(s) Robert T. Hitchcock, General Partner Date 3-27-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

NAME CHANGE ONLY-
FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 3-31-95 By: KW
Further Action Needed:

Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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OCT 24 1996

EVERGREEN LAND AND CATTLE

HITCHCOCK RANCH

Drawer H

New Meadows, ID 83654



RECEIVED

MAR 30 1995

WATER RESOURCES
WESTERN REGION

Attachment to: New Property Owner
Notice of Change of Water Right Ownership

Legal Description of Property:

T 28N, R 02W, Sec 6, NE 1/4 of SE 1/4, BM

T 28N, R 02W, Sec 7, NE 1/4 of NE 1/4, Lot 1, BM

MICROFILMED

OCT 24 1996

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: **A79-02026A**
Date Received: 11/ 1/1988
Receipt No: W001537
Received By: hat

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

1. Name: EVERGREEN LAND & TIMBER 208-347-2111
Address: (HITCHCOCK RANCH)
DRAWER H
NEW MEADOWS ID 83654

2. Date of Priority: FEB 15, 1911

3. Source: DRY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	02W	6		NE	SE		IDAHO
		7				1	IDAHO

5. Description of diverting works:
PIPE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
28N	02W	6	NE	SE		DOMEST	
		7	NE	NE		DOMEST	

MICROFILMED

OCT 24 1996

11. Place of use in counties: IDAHO

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: LICENSE

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
Ident. Number A79- 02026
Date Received 11-1-88
Receipt Number W0001531

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED

NOV 1 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

- Name of Claimant (s) Evergreen Land & Timber (Hitchcock Ranch) Phone (208) 347-2111
Mailing Address Drawer H New Meadows, Idaho Zip 83654
- Date of Priority (Only one (1) per claim) February 15, 1911
- Source of water supply (a) Dry Creek
which is tributary to (b) SNAKE RIVER
- Location of point of diversion is: Township 28 N Range 2 W
Section 6, NE 1/4 of SE 1/4 of 1/4, Govt. Lot , B.M.,
County of Idaho
Additional points of diversion if any: Lot 1, Sec, 7 T28 N, R2W B M
- 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. Pipe & Ditches
- Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Domestic purposes from 1/1 to 12/31 amount .04
For Irrigation purposes from 1/1 to 12/31 amount .02
- Total quantity claimed .06 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) 1 Household

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OCT 24 1996

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
28N	2W	6													D			
28N	2W	7	D															

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks: _____

15. Basis of Claim (check one) ^{7191-OLD NO. 2026} Beneficial Use _____ Posted Notice _____ License 7191-2026 Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title

of Evergreen Land & Timber, that I have signed the foregoing

Organization

document in the space below as Partner of Evergreen Land & Timber

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization Partner, Evergreen Land & Timber

Date 10-28-88

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

Subscribed and sworn (or affirmed) before me this 28th day of October 19 88

SEAL

Notary Public Vikki Howard

Residing at Neen Meadows

My Commission Expires 11-28-92

Last Name _____ Ident No. _____

Copies White-State, Yellow-Claimant

MICROFILMED
OCT 24 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 31, 1995

RE: Notice of Claim to Water Right No. A79-02026A

Evergreen Land & Cattle
P.O. Box H
New Meadows, ID 83654

Dear Claimants:

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

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

If you have any questions in regard to this matter, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

MICROFILMED
OCT 24 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

3-16-95

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[
Evergreen Land & Timber
Drawer H
New Meadows
]

Dear Claimant(s):

Enclosed is the computer generated copy of your Notice of Claim to a Water Right submitted during the Snake River Basin Adjudication claims filing. This copy shows the claim number assigned to your claim and the computer data entry of the information from the original claim submitted. Also enclosed is your copy of the receipt for the filing fee submitted with this claim.

On your claim you indicated that water is used for some irrigation purposes. The claim form you submitted and paid a \$25 filing fee for is the Department's form for domestic and stockwater filings only. This filing can cover domestic in-house use and up to 1/2 acre of irrigation or stockwater use up to 1,000 head. Therefore, under this claim filing your irrigation use is limited to 1/2 acre total. If you irrigate more than 1/2 acre from the source shown on this claim, an additional filing is needed and you should contact this office for further information.

Sincerely,

Debra Thornton

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

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDHAO STATE LAW REQUIRES THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED

OCT 24 1996

Water Right Number - 79-02026

Prefix Translation: WATER RIGHT

Old (D) Number - 7101

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ROOKE

W. I.

1 -
2 -
3 -

City- JOSEPH
Phone -

State- ID Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/15/1911 14 WESTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
DRY CREEK SNAKE RIVER

Point of Diversion							Stream Index (Blank if no Index Code)
Twn	Rng	Sec	Tract	Lot	RFlg	County	
28N	02W	6	NE SE			(49) IDAHO	
		7	NE NE	1		(49) IDAHO	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION				0.400	
43	DOMESTIC					

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.400

Place of Use								County
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	
28N	02W	6	NE SE		2.0	01	IRRIGATION	(49) IDAHO
28N	02W	6	SE SE		6.0	01	IRRIGATION	(49) IDAHO
28N	02W	7	NE NE		6.0	01	IRRIGATION	(49) IDAHO
28N	02W	7	NW NE		6.0	01	IRRIGATION	(49) IDAHO

Total Acres: 20.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

MICROFILMED
OCT 24 1996

Water right number - 79-02026

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

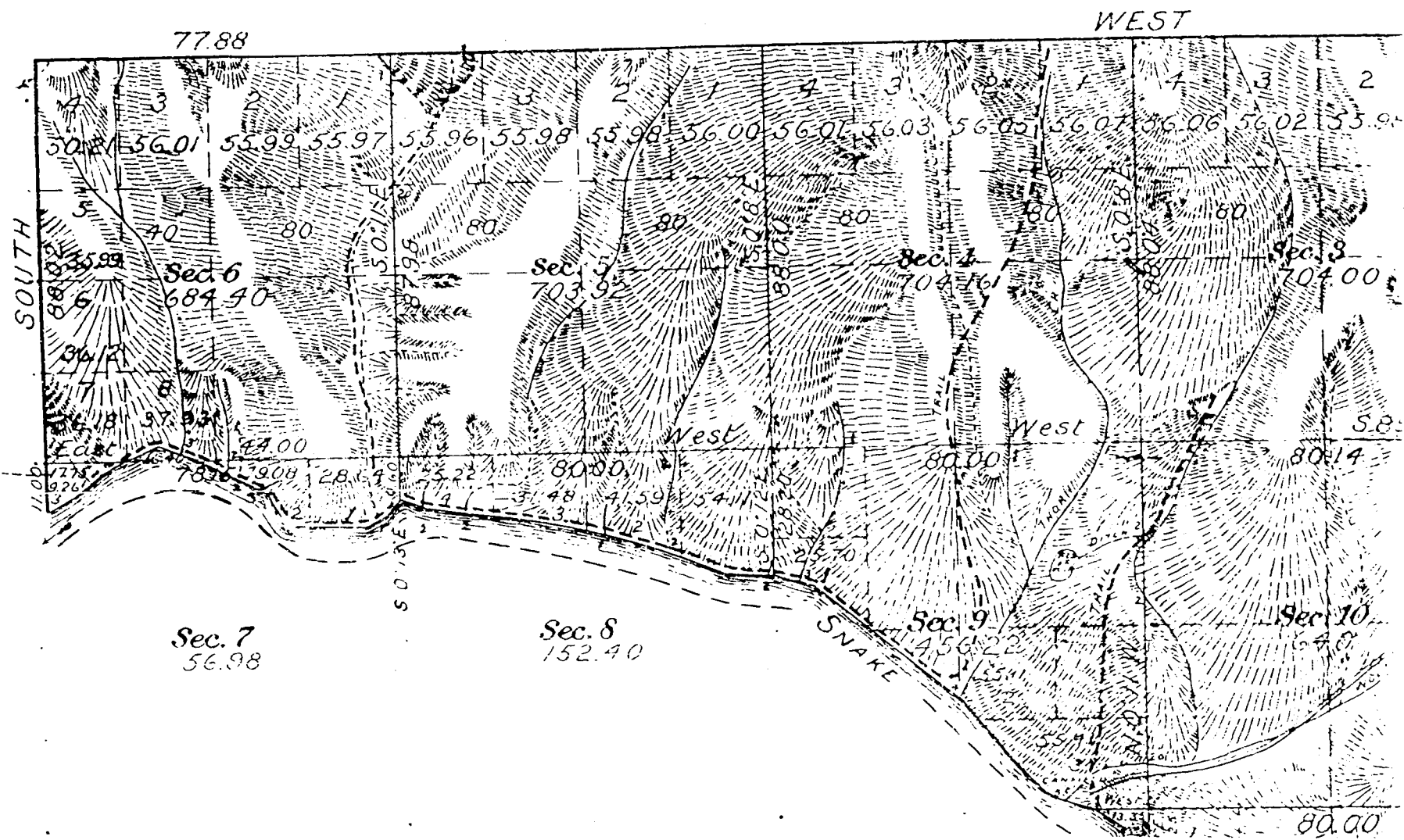
+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 03/26/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 03/26/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 10/10/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

MICROFILMED
OCT 24 1996



MICROFILMED^h
OCT 24 1996

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 79-2026

WATER RIGHT NUMBER: 79-2026

Owner Type Name and Address
 Current Owner W I ROOKE
 JOSEPH, OR

Priority Date: 02/15/1911

Basis: License

Status: Active

Source Tributary
 DRY CREEK SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

DRY CREEK	L1 (NE1/4NE1/4)	Sec. 7,	Twp 28N,	Rge 02W, B.M.
IDAHO County				
DRY CREEK	NE1/4SE1/4	Sec. 6,	Twp 28N,	Rge 02W, B.M.
IDAHO County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
28N	02W	6													2.0				6.0	8.0
28N	02W	7	6.0	6.0																12.0

Total Acres: 20

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments: