

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-2549B
Date Received: 3/15/1990
Receipt No: W011130
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STUBBLEFIELD CONSTRUCTION CO Phone: (208)888-1202
PO BOX 327
641 FRANKLIN RD
MERIDIAN ID USA 83680

2. Date of Priority: 02/15/1940

3. Source: WASTE WATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04W	24	NE SW SW	CANYON	

5. Description of diverting works:

PUMP FROM DRAIN DITCH TO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04N	04W	24	NE	SW		IRRIGATION	25
			NW	SW		IRRIGATION	25
						Section Acres	50
						Total Acres	50

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY LH 11/5/96.
| ADDRESS CHANGE BY CLAIMANT LETTER 4/14/1999 SS.

Ownership changed by kw 6/2/2006.

15. Basis of Claim: License

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

RECEIVED**JUN 02 2006**

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
63-2549B					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) George A. Weitz Inc.
1114 S. Kingfall #209 Caldwell
4. New Owner/Claimant(s) Stubblefield Construction Co.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 327
- City, State and ZIP Code Meridian, ID 83680
- New Telephone Number (208) 888-1202
5. Date you acquired the property December 2003

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) _____
(include title if applicable) John Stufflefield
VICE PRES. / SECRETARY + TREAS.

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 FW Date 6/2/06 Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by FW AJ Date 6/2/06 WR _____ Date _____

WARRANTY DEED

(CORPORATE FORM)

RECEIVED

JUN 02 2006

Department of Water Resources

Geo. A. Weitz, Inc., an Idaho corporation, a corporation organized and existing under the laws of the State of Idaho, with its principal office at Caldwell of County of Canyon, State of Idaho grantor, hereby CONVEYS or GRANTS and WARRANTS TO Stubblefield Construction Company grantee, whose address is 1641 Franklin Rd. Meridian Id. 83642

for the sum of TEN AND NO/100 DOLLARS the following described tract(s) of land in Canyon County, State of Idaho:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

Location of above described property is Parcel on Weitz Road, Caldwell, ID 83607

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

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 31st day of December, A.D. 2003.

Geo. A. Weitz, Inc.

By George A. Weitz President

STATE OF IDAHO

COUNTY OF CANYON

On this 31st day of December in the year 2003, before me, a Notary Public, personally appeared George A. Weitz known or identified to me to be the President of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

Notary Public
Residing at Caldwell
My commission expires 2/3/04

PC 55840

Exhibit "A"

All of that part of the North 935.23 feet of the Southwest Quarter of Section 24, Township 4 North, Range 4 West.

EXCEPT the North 100 feet thereof as conveyed to the Oregon Short Line Railroad Company by Quitclaim Deed recorded June 12, 1916 as Instrument No. 74178.

AND ALSO EXCEPT THEREFROM the following described parcel:

The following described real property situated in the Northeast Quarter of the Southwest Quarter of Section 24, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho, to-wit:

BEGINNING at the point of intersection of the South line of the right of way of the Wilder Branch of the Oregon Short Line Railroad Company with the East line of said Northeast Quarter of the Southwest Quarter; running thence

West along the South line of said right of way a distance of 400 feet; running thence

South and parallel to the East line of said Southwest Quarter, a distance of 49.1 feet; running thence

East a distance of 400 feet to a point on the East line of said Northeast Quarter, a distance of 47 feet South from the South line of said right of way; running thence

North along the East line of said Northeast Quarter of the Southwest Quarter a distance of 47 feet to the POINT OF BEGINNING.

gta

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-02549B
Date Received: 3/15/1990
Receipt No: W011130
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GEO A WEITZ INC 208-459-8361
Address: 1006 W EASY ST
CALDWELL ID 83605-3154

2. Date of Priority: FEB 15, 1940

3. Source: WASTEWATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	24	NE	SW	SW		CANYON

5. Description of diverting works:
PUMP FROM DRAIN DITCH TO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	24	NE	SW		IRR	25.0
			NW	SW		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	50.0
					Total Acres	50.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY LH 11/5/96.

|
ADDRESS CHANGE BY CLAIMANT LETTER 4/14/1999 SS.

15. Basis of Claim: LICENSE

Water Right Number: 18945



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

RECEIVED

APR 12 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

April 5, 1999

KARL J. DREHER
DIRECTOR

GEORGE A WEITZ INC
1006 W EASY ST
CALDWELL ID 83605-3154

Re: Snake River Basin Adjudication (SRBA)
Water Rights #A63-02549B, 63-28081 & 63-28082
Change of Address

records changed, NCAR prepared. 4-14-99

Dear Claimant:

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

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 April 19, 1999. 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(s) referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

459-8361
Telephone No.

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-02549B**
Date Received: 3/15/1990
Receipt No: W011130
Received By: _____

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

1. Name: GEO A WEITZ INC 208-459-8361
Address: 1114 S KIMBALL #209
CALDWELL ID 83605

2. Date of Priority: FEB 15, 1940

3. Source: WASTEWATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	24	NE	SW	SW		CANYON

5. Description of diverting works:
PUMP FROM DRAIN DITCH TO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	24	NE	SW		IRR	25.0
			NW	SW		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	50.0
					Total Acres	50.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY LH 11/5/96.

15. Basis of Claim: LICENSE

Water Right Number: 18945

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

RECEIVED

OCT 30 1996

WATER RESOURCES
WESTERN REGION

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

1. Water Right Number(s) A63-02549B, A63-28081 & A63-28082
Adjudication Claim Number(s) see above
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Idaho Farmway Inc
1102 W Linden Rd Caldwell, ID
4. New Owner/Claimant(s) GEO. A. WEITZ, INC.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1114 S. Kimball #209
City, State and ZIP Code Caldwell, ID 83605
New Telephone Number (208) 459-8361
5. Date you acquired the property Change of corporate name
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Joan K Weitz Sec. Treasurer Date 10/24/96

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WEITZ, GEO A, INC
1102 W LINDEN ST
CALDWELL ID 83605

PARCEL NO. 04N04W244850
24-4N-4W SW
N 935.25' OF SW 1/2 LESS
TX 1 & LESS 0.5 L. R/W

RECEIVED
OCT 30 1996
WATER RESOURCES
WESTERN REGION

WEITZ RD, CA

CODE AREA 059-00
LAND 25,700 QTY 50.00
TOTAL VALUE 25,700

Year Taxable FCV Tax Amount
1994 25,700 425.78
1995 25,700 395.50

IMPORTANT

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

KEEP TOP PORTION FOR YOUR RECORDS.

ZELDA NICKEL

Please Make Checks Payable To:
CANYON COUNTY TAX COLLECTOR
P.O. BOX 1010
CALDWELL, IDAHO 83606
(208) 454-7354

TAXING DISTRICT	RATE	AMOUNT
PEST	.000065752	1.68
AMBULANCE	.000195491	5.02
CAN HWY 4	.001152550	29.62
FIRE CA	.001048066	26.94
SCH 139 VV	.008294998	213.18
COUNTY	.004632856	119.06

TOTAL LEVY .015389713

TOTAL TAX 395.50

TOTAL DUE 395.50

Handwritten signature

9506251

RECEIVED

OCT 30 1996

WATER RESOURCES
WESTERN REGION

CORPORATION WARRANTY DEED

IDAHO FARMWAY, INC., an Idaho corporation,

a corporation organized and existing under the laws of the State of Idaho, with its principal office at Caldwell, County of Canyon, State of Idaho, Grantor, does hereby GRANT, BARGAIN, SELL and CONVEY TO

GEO. A. WEITZ, INC.,

*File an Idaho
corporation.*

whose current address is 1102 Linden Street, Caldwell, Idaho, Grantee of Caldwell, Idaho, for good and valuable consideration, the following described real property in Ada, Elmore, Valley, and Canyon Counties, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and ditch rights and rights of way for water and ditches.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except:

1. Taxes and assessments of all taxing units not yet due and payable.
2. Reservations in patents or state grants or in acts authorizing the issuance thereof.
3. All repayment contracts between any irrigation districts within which the premises are situated and any government or agency.
4. The bonded debt of all taxing units within which said premises are located.
5. Restrictions imposed by law, ordinance, or regulation imposed by any government entity, department or agency.
6. Restrictions contained in any covenants of record affecting the premises.
7. All rights of way or easement affecting the premises regardless of how evidenced or acquired and whether the same appear of record or note.
8. Questions of location, boundary and area; overlaps encroachments.

The officers who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a Resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum at which the undersigned were authorized to execute this instrument.

EXHIBIT "A"

REAL PROPERTY

Parcel 1

NE1/4 of Section 35, Twp. 2 S., R. 4E, B.M., Elmore County, Idaho. Subject to encumbrance.

Parcel 2

All that part of the Southeast Quarter of the Northeast Quarter lying East of the public road in Section 36, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

All that part of said Southeast Quarter of the Northeast Quarter lying North and East of the Yarnell Lateral, EXCEPTING the East 30 feet thereof in Section 36, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

Parcel 3

All that part of the East Half of the Southeast Quarter lying East of the public road in Section 36, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

Parcel 4

NE1/4SE1/4, Section 36, Twp. 3N., R. 4W., B.M., Canyon County, Idaho, Idaho. Subject to encumbrance.

Parcel 5

All that part of Lot 3 and Lot 4 lying West of the Mora Canal in Section 31, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Parcel 6

All that part of the Northeast Quarter of the Northwest Quarter and Lot 1 lying West of the Mora Canal in Section 31, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Parcel 11

The South Half of the Northeast Quarter of Section 20, Township 4 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho;

Parcel 12

The South Half of the Northeast Quarter of the Northwest Quarter of Section 21, Township 4 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho, EXCEPTING THEREFROM THE FOLLOWING:

EXCEPTION NO. 1

That part of the SW 1/4 NW 1/4 of Section 21, Township 4 North, Range 3 West of the Boise Meridian, more particularly described as follows:

BEGINNING at the SE corner of said SW 1/4 NW 1/4; Thence South 89°30' West, along the South boundary of said SW 1/4 NW 1/4, a distance of 435.6 feet; Thence North 0°20'40" West, parallel with the East boundary of said SW 1/4 NW 1/4, a distance of 300.0 feet; Thence North 89°30' East, parallel with the South boundary of said SW 1/4 NW 1/4, a distance of 435.6 feet to a point on the East boundary of said SW 1/4 NW 1/4; Thence South 0°20'40" East, along the East boundary of said SW 1/4 NW 1/4, a distance of 300.0 feet to the POINT OF BEGINNING;

EXCEPTION NO. 2

That part of the SW 1/4 NW 1/4 of Section 21, Township 4 North, Range 3 West of the Boise Meridian, more particularly described as follows:

Commencing at the Southeast corner of said SW 1/4 NW 1/4; Thence South 89° 30' West, along the South boundary of said SW 1/4 NW 1/4, a distance of 435.6 feet to the TRUE POINT OF BEGINNING; Thence continuing South 89°30' West, along the South boundary of said SW 1/4 NW 1/4, a distance of 145.2 feet; Thence North 0°20'40" West, parallel with the East boundary of said SW 1/4 NW 1/4, a distance of 300.0 feet; Thence North 89°30' East, parallel with the South boundary of said SW 1/4 NW 1/4, a distance of 145.2 feet; Thence South 0°20'40" East, parallel with the East boundary of said SW 1/4 NW 1/4, a distance of 300.0 feet to the TRUE POINT OF BEGINNING.

Parcel 13

All of Block 9 less the East 282.5 feet, and all of Block 10 of the South Quarter, Section 28, Township 4 North, Range 3 West. *66.11111111 ACRES*

Parcel 7

All that part of Lot 3 lying East of the Mora Canal, AND the NE 1/4 of the SW 1/4 of Section 31, T3N, R3W, of the Boise Meridian, Canyon County, Idaho, EXCEPTING THEREFROM the following described property:

Commencing at the Southeast corner of said NE 1/4 SW 1/4 and bearing N 0°00'05" E 183.79 feet along the eastern boundary of said NE 1/4 SW 1/4 to the TRUE POINT OF BEGINNING;

thence S 88°58'18" W 338.00 feet and parallel with the northern boundary of said NE 1/4 SW 1/4;

thence N 0°00'05" E 185.00 feet and parallel with the eastern boundary of said NE 1/4 SW 1/4;

thence N 88°58'18" E 338.00 feet and parallel with the northern boundary of said NE 1/4 SW 1/4 to the eastern boundary of said NE 1/4 SW 1/4;

thence S 0°00'05" W 185.00 feet along the eastern boundary of said NE 1/4 SW 1/4 to the TRUE POINT OF BEGINNING; containing 1.4353 acres more or less;

Subject to all existing road and ditch rights of way;

Together with all water, water rights, ditches and rights of way for ditches appurtenant thereto or in anywise appertaining;

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining;

Parcel 8

Lot 17 Block 1, Marshall Field Subdivision in Section 28, Twp. 4 N., R. 3 W., B.M., Canyon County, Idaho.

Parcel 9

N1/2 of NE1/4, Sec. 36, Twp. 3 N., R. 4 W., B.M., Canyon County, Idaho.

Parcel 10

S1/2 of SE1/4, Sec. 25, Twp. 3 N., R. 4 W., B.M., Canyon County, Idaho.

Parcel 14

All of that part of the North 935.23 feet, of the South West Half of the South West Quarter, Section 24, Township 4 North, Range 4 West, Less Oregon Short Line, R. R. right of way.

Parcel 15

Condominium Unit 16, as shown on the Condominium Map for Rivers Bend Condominiums appearing in the records of Valley County, Idaho as Instrument No. 118543, and as defined and described in that Condominium Declaration for Rivers Bend Condominiums recorded in the records of Valley County, Idaho.

Parcel 16

- Section 9:** Township 1 South, Range 3 East, B. M., Ada County, Idaho That portion of E1/2SW1/4 and SE1/4 lying Northeasterly of the railroad right of way.
- Section 10:** W1/2SE1/4; SE1/4SE1/4; SW1/4NE1/4; and the SW1/4 excepting the railroad right of way.
- Section 11:** S1/2SW1/4; SW1/4SE1/4.
- Section 15:** That portion of the NE1/4, E1/2NW1/4, and NE1/4SE1/4 lying Northeasterly of the railroad right of way.
- Section 14:** All that portion lying Northeasterly of the Railroad right of way except the E1/2SE1/4SE1/4.
- Section 23:** That portion of the N1/2NE1/4 lying Northeasterly of the railroad right of way, except the NE1/4NE1/4NE1/4.
- Section 24:** That portion of the N1/2SE1/4 lying Northeasterly of the right of way of the Orchard-Kuna Branch of the Union Pacific Railroad; SE1/4NE1/4 except the right of way deeded to Oregon Short Line Railroad Co.
- Section 12:** SE1/4; E1/2SW1/4.
- Section 13:** NW1/4NE1/4; NE1/4NW1/4 excepting railroad right of way.
- Township 1 South, Range 4 East, B. M., Ada County, Idaho.**
- Section 20:** SW1/4SW1/4.
- Section 29:** SW1/4NE1/4; that portion of the NW1/4 lying Northeasterly of the railroad of way.
- Section 19:** The North One-Half.

350625.1

Parcel 17

Undivided 1/8 interest in the following properties of Western Farms Partnership.

Parcel 1:

Government lots 3 and 4 and the South one-half of the Northwest quarter of Section 5, Township 2 North, Range 3 West, Boise Meridian. 35 MAR 14 PM 3 33

Parcel 2:

The Southwest quarter of Section 5, Township 2 North, Range 3 West, Boise Meridian.

Parcel 3:

Government lot 4 and the Southwest quarter of the Northwest quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian.

CANYON COUNTY RECORDER

Vicki Drum

RECEIVED Betty Rosenbaum

TYPE Deal PM 2:30

Parcel 18

A tract of land situated in a part of Tract 6, MITCHELL'S ACREAGE, found in Book 1 Page 28 of Plats and situated in the Southwest Quarter Southwest Quarter Canyon County, Section 28, Township 4 North, Range 3 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:

Commencing at the Northeast Corner of said Southwest Quarter Southwest Quarter (Southwest 1/16 Corner) said corner monumented with a 3 inch diameter brass disk; thence South 0 Degrees 23'53" East a distance of 661.39 feet along the Easterly boundary of said Southwest Quarter Southwest Quarter; thence North 89 Degrees 55'32" West a distance of 25.00 feet to the Southeast Corner of said Tract 6; said corner being the point of beginning and monumented with a half inch diameter iron pin; thence continuing North 89 Degrees 55'32" West a distance of 150.00 feet along the Southerly boundary of said Tract 6 to a half inch diameter iron pin; thence North 0 Degrees 23'53" West a distance of 118.00 feet parallel with the Easterly boundary of said Tract 6 to a half inch diameter iron pin; thence South 89 Degrees 55'32" East a distance of 127.16 feet parallel with the Southerly boundary of said Tract 6 to a half inch diameter iron pin; thence 31.25 feet along the arc of a 20.00 foot radius curve right the long chord of which bears South 45 Degrees 09'43" East a distance of 28.17 feet to a half inch diameter iron pin; thence South 89 Degrees 36'07" East a distance of 3.00 feet to a point on the Easterly boundary of said Tract 6 to a 1/2 inch diameter iron pin; thence South 0 Degrees 23'53" East a distance of 98.16 feet along the Easterly boundary of said Tract 6 to the point of beginning.

GEORGE A. WEITZ - PRESIDENT
KURTIS G. WEITZ - VICE PRES.
JOAN K. WEITZ - SEC. TREASURER

DIRECTORS

GEORGE A WEITZ
KURTIS G. WEITZ
JOAN K WEITZ
ANTHONY L WEITZ
JOSEPH R. WEITZ
JANE WEITZ MCCONNELL

RECEIVED

OCT 30 1996

WATER RESOURCES
WESTERN REGION

ADDRESS WAS CHANGED BECAUSE OUR OFFICE
FOR GEO. A. WEITZ, INC. WAS IN OUR HOME.
WE SOLD OUR HOME AND NOW HAVE A NEW
ADDRESS AND OUR OFFICE IS AT THE NEW ADDRESS
OLD ADDRESS 1102 WEST LINDEN - CALDWELL
NEW ADDRESS 1114 SO KIMBALL #209 - CALDWELL

Joan K Weitz - Secretary

OWNERSHIP CHANGE CHECKLIST

____ AJQ1 ADJUDICATION CLAIMS FOUND ☒ Y ____ N
AL3-025498, AL3-28081, AL3-28082

____ AJQ4 ADJUDICATION CLAIMS FOUND ____ Y ____ N

____ WRQ1 WATER RIGHTS FOUND ☒ Y ____ N
63-03264, 63-03268, ~~63-04895~~

____ WRQ4 WATER RIGHTS FOUND ____ Y ____ N

CLAIM(S) FILED ☒ Y ____
____ N ____

IF NO, CLAIM(S) REQUIRED ____ Y ____ N

IF YES, DATE LETTER REQUESTING CLAIM SENT _____

IF NO, DATE SENT TO S.O. _____

NEW CLAIM RECEIVED ____ Y ____ N

IF NO, DATE SENT TO S.O. _____

COMMENTS _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-02549B
Date Received: 3/14/1990
Receipt No: W011130
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: IDAHO FARMWAY INC 208-459-8361
Address: 1102 W LINDEN RD
CALDWELL ID 83605

2. Date of Priority: FEB 15, 1940

3. Source: WASTEWATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	24	NE	SW	SW		CANYON

5. Description of diverting works:
PUMP FROM DRAIN DITCH TO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	24	NE	SW		IRR	25.0
			NW	SW		IRR	25.0

MICROFILMED

JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	50.0
					Total Acres	50.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 18945

MICROFILMED
JUL 25 1994

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:

Ident. Number

Date Received

Receipt Number

39576

63-25498

W011130

RECEIVED

MAR 14 1990

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Idaho Farmway Inc. Phone (208) 459-8361
Mailing Address 1102 West Linden Zip 83605
2. Date of Priority (Only one (1) per claim) 4-1941 2/15/1940
3. Source of water supply (a) Wastewater
which is tributary to (b) Boise River
4. a. Location of existing point of diversion is: Township 4N Range 4W Section 24,
NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

laterals/mainline Pump from drain ditch to

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.00 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.00 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 175 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NA

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
4N	4W	24									25	25							50

Total number of acres irrigated 50

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

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

MICROFILMED

JUL 25 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

POOR ORIGINAL



MICROFILMED

PIR 75 1994

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-2589
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 President
of Idaho Farmway , that I have signed the foregoing
document in the space below as President of Idaho Farmway
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization President Idaho Farmway Date 2/6/90

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6 day of February 19 90
SEAL Notary Public [Signature]

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

JUL 25 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 63-02549 Prefix Translation: WATER RIGHT Old (D) Number - 18945
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
TRACY

W. F.
1 -
2 -
3 -
City- CALDWELL State- ID Zip-
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/15/1940 14 WESTERN L - LICENSE + - - - -
+ - - Source - - - - + + - - - - Tributary - - - - +
WEST END DRAIN BOISE RIVER

+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code)
TwN Rng Sec Tract Lot RFlg County + - - - -

04N 04W 24 SE SW (27) CANYON
+ - - - - Description Period From Water Use Diversion Rate Diversion Volume
Code + - - - -

01 - IRRIGATION -
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +
1.800 1.800

+ - - - - Place of Use - - - - - County
TwN Rng Sec Tract Lot Acres Code Description + - - - -
04N 04W 24 NE SW 40.0 01 IRRIGATION (27) CANYON
04N 04W 24 NW SW 40.0 01 IRRIGATION (27) CANYON
04N 04W 24 SE SW 10.0 01 IRRIGATION (27) CANYON
Total Acres: 90.0

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -
+ - - - - Remarks - - - - -
No Remarks found.
+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.
+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

WATER RIGHT

+ - Decree Date - +
00/00/0000

- - -Comments- - -
No Comments Found

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	-
Exam to S.O. Date	-	00/00/0000	Verified Date	-	06/03/1985	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	- 63
Licensed Date	-	08/28/1979	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	00/00/0000	Presumption Flag	-			

12/10/2006

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

RIGHT NUMBER: 63-2549B

NAME AND ADDRESS: STUBBLEFIELD CONSTRUCTION CO
PO BOX 327
641 FRANKLIN RD
MERIDIAN ID 83680

RECEIVED

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

SOURCE: WEST END DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 02/15/1940

POINT OF
DIVERSION: T04N R04W S24 NWSESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.000 CFS

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S24	NESW	25.00	T04N R04W S24	NWSW	25.00
---------------	------	-------	---------------	------	-------

50 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 63-2549A is also diverted through point of diversion described above.

06/02/2006

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

RIGHT NUMBER: 63-2549B

NAME AND ADDRESS: STUBBLEFIELD CONSTRUCTION CO
PO BOX 327
641 FRANKLIN RD
MERIDIAN ID 83680

SOURCE: WEST END DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 02/15/1940

POINT OF DIVERSION:

T04N R04W S24 NWSESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.000 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S24	NESW	25.00	T04N R04W S24	NWSW	25.00
---------------	------	-------	---------------	------	-------

50 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 63-2549A is also diverted through point of diversion described above.



Idaho Department of Water Resources

SRBA Recommendation:

63-2549B

Acres = 50

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63

Prepared by K. Walker
On Friday, June 2, 2006
1987/88 Aerial Photography

R04W



T04N

0.4 Miles

0.2

0



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

June 5, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

STUBBLEFIELD CONSTRUCTION CO
PO BOX 327
MERIDIAN ID 83680

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. 63-2549B

Dear Claimants:

We have processed the change in ownership for the above referenced Notice of Claim.
Enclosed is a copy of the Claim for your files.

If your mailing address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water rights. If you have any questions concerning this letter, please do not hesitate to contact me at (208) 287-4953.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2549B

WATER RIGHT NUMBER: 63-2549B

Owner Type Name and Address
 Current Owner GEO A WEITZ INC
 1006 W EASY ST
 CALDWELL, ID 83605-3154
 (208)459-8361
 Original Owner W F TRACY

Original Owner CALDWELL, ID 83605
 IDAHO FARMWAY INC
 C/O GEORGE A WEITZ
 1102 W LINDEN RD
 CALDWELL, ID 83605
 (208)459-8361

Priority Date: 02/15/1940

Basis: License

Status: Active

Source~~WASTE WATER~~

West End Drain

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

1.000 CFS

Annual Volume

N/A

Total Diversion:

1.000 CFS

Location of Point(s) of Diversion~~WASTE WATER~~

West End Drain

NE 1/4 SW 1/4 SW 1/4

Sec. 24, Twp 04N, Rge 04W, S.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec

04N 04W 24

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

Totals

50.0

Total Acres: 50

Conditions of Approval:

1.

OWNERSHIP CHANGED BY LH 11/5/96.

| ADDRESS CHANGE BY CLAIMANT LETTER 4/14/1999 SS.

Remarks:Stubblefield
Construction
CO.clarification
only.3/1-11/15
not on
license, will
standard
seasonNWSESW
per office
visit 6/2/06in office
review by
KW
6/2/06

Claim 63-2549B



Sections
63-2549B.shp
QQ
GCDB04N04W GCDB





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 15, 2006

GEO A WEITZ INC
1006 W EASY ST
CALDWELL ID 83605-3154

RE: Notice of Claim to a Water Right No. 63-2549B

Dear Claimants:

In initial review of the above referenced notice of claim we find that we need more information. The point of diversion that has been claimed (NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T4N, R4W) cannot be verified using our water right file. Enclosed you will find a layout that shows the 50 acres of irrigation under this claim. Please pinpoint the location of the diversion point and draw it on the enclosed layout and return the layout to us.

The point of diversion for this water right was licensed as being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T4N, R4W. Since you have claimed a diversion point that has not been verified by the Department **we need to know where exactly you are diverting water for this property and when the change in the diversion point took place.** If the change in diversion point took place after November 19, 1987, we will not be able to recommend the change in our findings to the court. The only mechanism to change the location of a point of diversion after that date is to file an application for transfer of the water right. If the change in diversion point took place before November 19, 1987, we need to be able to document our file as to when the change was completed.

Please submit the layout with the identified location of diversion point and any documentation that you have regarding when the change took place on or before **June 2, 2006**. If we don't receive the information by that date we will recommend the diversion point location as shown in our records. If you have any questions in regard to this matter, please do not hesitate to contact me at (208)287-4953.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosure

4/1 per phone con:
Land now owned
by Stubbsfield-
will be in to
submit owner
change 6/2/06
KW

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2549

WATER RIGHT NUMBER: 63-2549

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	W F TRACY CALDWELL, ID 83605

Priority Date: 02/15/1940

Basis:	License
--------	---------

Status: Active

<u>Source</u>	<u>Tributary</u>
WEST END DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.800 CFS	
	<u>Total Diversion:</u>	1.800 CFS	

<u>Location of Point(s) of Diversion</u>		
WEST END DRAIN	SE1/4SW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use
IRRIGATION

Twp	Rge	Sec	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
04N	04W	24									40.0	40.0		10.0					90.0

Total Acres: 90

Conditions of Approval:

Remarks:

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2549B

01/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2549A	Claim	04N	04W	24	NE	SW		IRRIGATION	14/35	GARY TRACY
2549B	Claim	04N	04W	24	NE	SW		IRRIGATION	25/50	GEO A WEITZ INC
2549	Water Right	04N	04W	24	NE	SW		IRRIGATION	40/90	W F TRACY
2549A	Claim	04N	04W	24	NW	SW		IRRIGATION	14/35	GARY TRACY
2549B	Claim	04N	04W	24	NW	SW		IRRIGATION	25/50	GEO A WEITZ INC
2549	Water Right	04N	04W	24	NW	SW		IRRIGATION	40/90	W F TRACY

NO OK

Receipt Details for ID W011130

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/15/1990 9:30:22 AM	3/15/1990	Western	\$175.00	Check
Payer		IDAHO FARMWAY, INC.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2480			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$175.00	ADJUDICATION CLAIM FEE	410162	9337	00	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2549	B	\$75.00	Claim
63	7394	C	\$25.00	Claim
63	28052		\$25.00	Claim
63	28081		\$25.00	Claim
63	28082		\$25.00	Claim

should have paid \$100.00 for this claim

Print Report

State of Idaho

License and Certificate of Water Right

Water License No. 18945Amount 1.8 second feet

Water District No. _____

Priority February 15, 1940

THIS IS TO CERTIFY that W. F. TRACY
 of Route 2, Caldwell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated February 15, 19 40; that Permit No. 18945
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2 second feet, was issued thereunder on December 30, 19 42, showing that said works
 were completed on the 22nd day of December, 19 42; and that on the 17th
 day of November, 19 44,

W. F. TRACY

of Caldwell, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of West End Drain
, a tributary of Boise River, for the purpose of irrigation
, under Use Permit No. 18945 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 hereby confirmed by the State Reclamation Engineer Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4234, on the 8th day of January, 19 45;

The right hereby confirmed dates from February 15, 19 40;

The Point of Diversion is located
 in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Tp. 4 N., R. 4 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.8
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	4 W.	24	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	10	10
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	10	10
			No. of acres actually irrigated - -	-	90

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use
 herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer
Commissioner of Reclamation, affixed at Boise, Idaho,
 this 8th day of January, 19 45

MARK R. KULP

Commissioner of Reclamation
 State Reclamation Engineer

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 18945

This proof is for Beneficial use

In Water District No.

1. Name of applicant W. F. Tracy, Route 2, Caldwell, Idaho
2. Source of water supply: West End Drain, a tributary of Boise River
3. Location of point of diversion: Is in the SE 1/4 of Section 24
T. 4 N. R. 4 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by Farmer Water Lifter, driven by I.O.H.P. Electric Motor, rated at 1750 R.P.M. Discharge is via short length of 8 inch pipe, and a 16 Ft. flume 2 Ft. wide X 1 Ft deep, to a ditch 2 Ft. wide X 1 Ft deep.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SW 1/4 Section 24, Twp. 4 N., Range 4 W., B.M.

(Submit map on attached plat, showing location and details of above description.

8. What large stream would the water here appropriated finally reach? Boise River

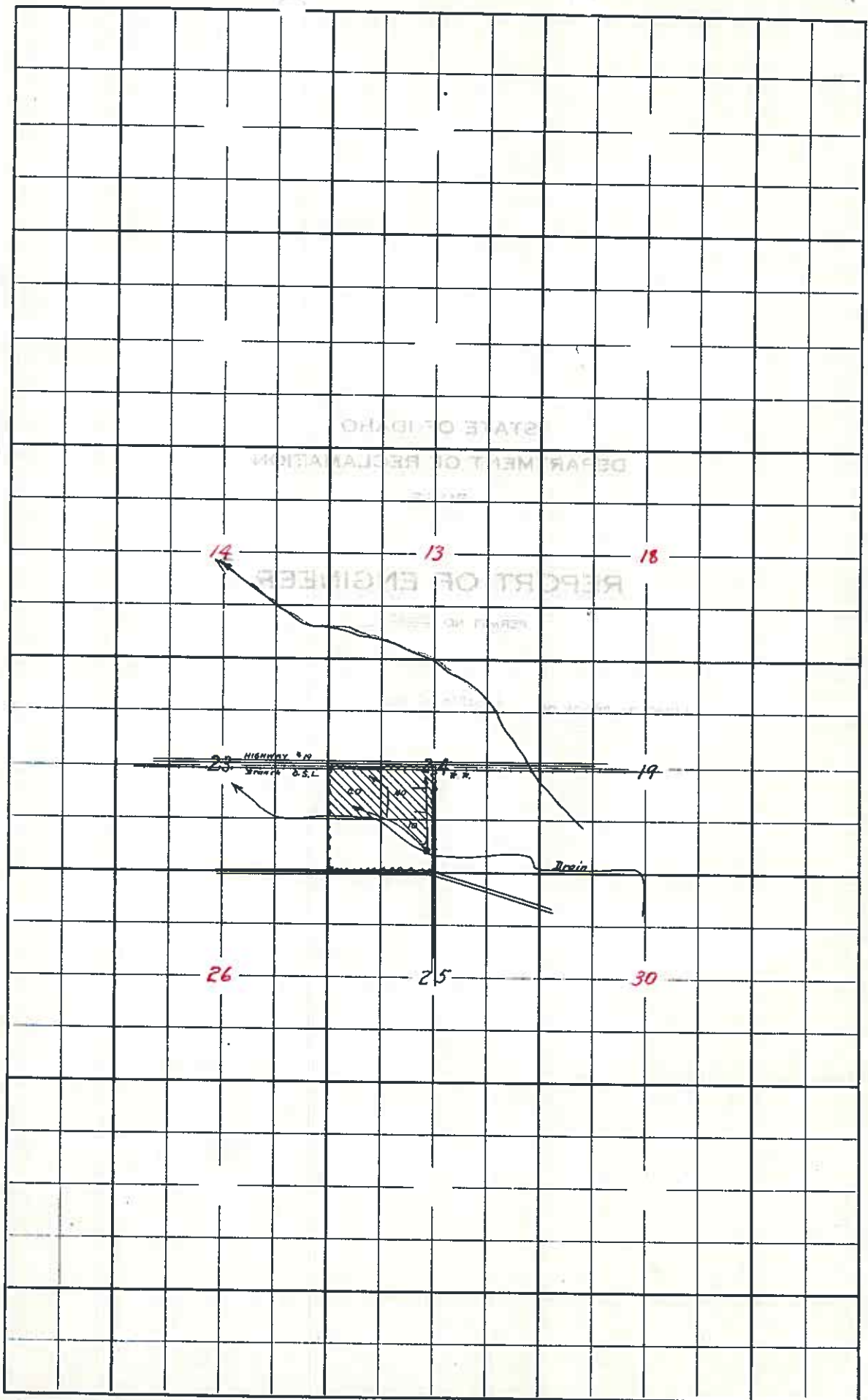
Remarks:

Static Head approximately 8 feet.This examination was made on the 4th day of December 1944

(Signed)


 Examiner.

18945



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

18945

N^o 18945
63-2549

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO**

Application No. 26350
Permit No. 18945
District No.

1. Name of Applicant: **W. F. TRACY**
Postoffice address: **Caldwell- Route 2-** County: **Canyon** State: **Idaho**
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:
- II. The financial resources of the applicant are:
(a) Cash on hand: **\$100.00**
(b) Treasury stock:
(c) Bonds to be issued:
(d) Other resources: **300 acres of land**
2. Quantity of water claimed: **Two** cubic feet per second.
3. Source of water supply: **West end Drain** which is a tributary of **Boise River**
4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is the **SE $\frac{1}{4}$ SW $\frac{1}{4}$**
of Section **24** , T. **4 N.** , R. **4 W.** , B. M., County of **Canyon**
5. Water is to be used for: **Irrigation**
6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
(b) Amount of power generated: H. P., under feet head.
(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.
7. Estimated cost of works: **\$ 150.00**
8. Kind of works: **Water wheel and ditch**
9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:
wheel
10. Size of headgate: Width **18' X 12'** feet; height **12'** feet.
11. Ditch: Width at bottom **8** feet; width at water line **3** feet; depth of water **6 "**
feet; dimensions of flume:
Diameter of pipe inches; length of conduit **1/2** miles.
Average grade per mile Approx. **12'** to mile feet.
12. The time required for the completion of such work is **Three (3)** years.
13. The time required for the complete application of the water to the proposed use is **No** additional years.
14. The land to be irrigated is described in the following tabulation: **See remarks.**

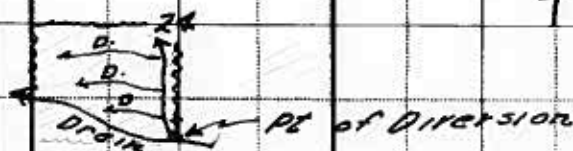
Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
4 N.	4 W	24									40	40	.10	10					100	
			Total Number of Acres to be Irrigated												-	-	-	-	100	
Permit No. 18945																				
TO WHOM IT MAY CONCERN:																				
This is to certify that W.F. Tracy of Caldwell Idaho, County of Canyon, and State of Idaho the Holder of Permit No. 18945, issued upon application No. 26350 bearing date of priority of February 15, 1940, authorizing the diversion of two second feet of the waters of West End Drain Ditch. County of Canyon, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of Works of diversion set out and described in said Permit, that said works are adequate for converting and conveying to the place of intended use two second feet of the waters of West End Drain Ditch, that the point of diversion of said waters SE¼ Section 24, Twp. 4.N. Rge. 4.W. B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: SE¼ Section 24, TWP. 4.N. Rge. 4.W. B.M.																				
Completion of Works proof made, 22, 1942												Witness my hand this 30th, day of December A.D. 1942								
Certificate of Completion of Works issued December 30, 1942												E.V. Berg /s/ Commissioner of Reclamation.								
APPROVAL OF COMMISSIONER OF RECLAMATION																				
I, JAMES SPOFFORD, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to appropriate the Public Waters of the State of Idaho, No. 18945, to February 26, 1945.																				
Witness my hand this 11th day of January, 1943.												(Sd.) James Spofford Commissioner of Reclamation								

LICENSE ISSUED FOR 1/2 SEC. FT.
P. 4234

NAME OF APPLICANT W. F. Tracy

FORM NO. 0

Township 4 North
Range



18945

18945

As Approved
FEB 26 1910
JAMES SPOFFORD
Commissioner of Reclamation

NAME OF APPLICANT W. F. Tracy

FORM No. 0

Township 4 North
Range



18945

Permit Map No. 18945
As Approved
FEB 26 1910
JAMES SPOFFORD
Commissioner of Redemption

DATE: 04/14/99
PAGE: 1

Misc: **Water District Number:** 63 **Field Inspection Flag:**
Presumption Flag:

U.S. POSTAL SERVICE
PS FORM 3547

return →
to sender

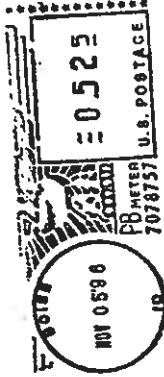
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

ADDRESS SERV.
REQUESTED

PRESORTED
FIRST CLASS

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

POSTAGE REQUESTED



IMPORTANT WATER RIGHT INFORMATION

+ 63-28081 - A 63-02549B

63-28081
GEO A WEITZ INC
1114 S KIMBALL #209
CALDWELL ID 83605

WEITZ INC
1114 S KIMBALL #209
CALDWELL ID 83605-3154
WEITZ W EASY ST
CALDWELL ID 83605-3154

83605-4678 13

Postage & Fees Paid
USPS
Permit No. G-10



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 5, 1996

Re: Notices of Claim to a Water Right Nos. A63-02549B, A63-28081,
A63-28082

GEO A WEITZ INC
1114 S KIMBALL #209
CALDWELL ID 83605

Claimant(s):

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures