

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 63-2983A  
Date Received: 5/4/2001  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUNSET HILLS WATER CORP Phone: (208)459-7965  
C/O BRUCE C BARTLETT  
22166 HOMEDALE RD  
CALDWELL ID USA 83605

2. Date of Priority: 02/25/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 04N      | 04W   | 33      | SW     | SE     | SW      | CANYON |      |
| 04N      | 04W   | 33      | SW     | SE     | SW      | CANYON |      |

5. Description of diverting works:

WELL, 30 HP PUMP, POND, 150 HP BOOSTER PUMP, SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 10/31 | 0.76   | 229.5      |

7. Total Quantity Appropriated is:

0.76 C.F.S. and/or 229.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|---------------|-------|---------|------------|-----|------------|-------|
| 03N           | 04W   | 5       | SW         | NE  | IRRIGATION | 40    |
|               |       |         | SE         | NE  | IRRIGATION | 11    |
| Section Acres |       |         |            |     |            | 51    |
| Total Acres   |       |         |            |     |            | 51    |

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 10/31 is subordinate to all water rights having no

subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: License

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MAY 18 2001

WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 66100

This is to certify that: BRUCE C BARTLETT  
22166 HOMEDALE RD  
CALDWELL ID 83605  
(208)459-7965

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

**Summary of Water Rights Before the Proposed Change**

| Right   | Origin/Basis | Priority   | Rate     | Volume | Acres | Total | Source       |
|---------|--------------|------------|----------|--------|-------|-------|--------------|
| 63-8408 | AJC/License  | 01/24/1977 | 1.43 cfs |        | 199.0 | 199.0 | GROUND WATER |
| 63-2983 | AJC/License  | 02/25/1954 | 1.14 cfs |        | 76.0  | 76.0  | GROUND WATER |

**Purpose of Transfer (Changes Proposed)**

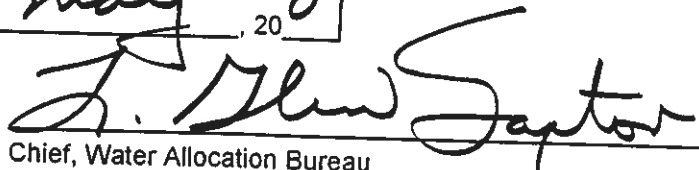
| Current Number | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|----------------|-------|-----|-----|---------|---------------|---------------|
| 63-8408        | YES   | YES | YES | NO      | NO            | NO            |
| 63-2983        | YES   | NO  | YES | YES     | NO            | NO            |

**Summary of Water Rights After the Approved Change**

| Existing Right | New No. (changed portion) | Transfer Rate   | Transfer Volume | Acre Limit  | Total Acres | New No. (remaining portion) | Remaining Rate  | Remaining Volume | Remaining Acre Limit | Remaining Total Acres |
|----------------|---------------------------|-----------------|-----------------|-------------|-------------|-----------------------------|-----------------|------------------|----------------------|-----------------------|
| 63-8408        | 63-8408B                  | 0.18 cfs        | 92.5 af         | 25.0        | 25.0        | 63-8408A                    | 1.25 cfs        | 642.1 af         | 165.0                | 165.0                 |
| 63-2983        | 63-2983B                  | 0.38 cfs        | 112.5 af        | 25.0        | 25.0        | 63-2983A                    | 0.76 cfs        | 229.5 af         | 51.0                 | 51.0                  |
| <b>TOTALS</b>  |                           | <b>0.50 cfs</b> | <b>112.5 af</b> | <b>25.0</b> | <b>25.0</b> |                             | <b>2.01 cfs</b> | <b>742.5 af</b>  | <b>165.0</b>         | <b>165.0</b>          |

Detailed Water Right Description(s) attached

Dated this 17<sup>th</sup> day of May, 2001

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 63-2983A**  
**As Modified by Transfer No. 66100**

In accordance with the approval of Transfer No. 66100, Water Right No. 63-2983A is now described as follows.

**Right Holder:** SUNSET HILLS WATER CORP  
 C/O BRUCE C BARTLETT  
 22166 HOMEDALE RD  
 CALDWELL ID 83605

**Priority Date:** 02/25/1954

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 10/31  | 0.76 CFS              | 229.5 AF      |
|                       |             |           | 0.76 CFS              | 229.5 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SWSESW Sec. 33 Twp 04N   Rge 04W CANYON County

GROUND WATER                      SWSESW Sec. 33 Twp 04N   Rge 04W CANYON 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 |        |
| 03N | 04W | 5   |    |    | 40.0 | 11.0 |    |    |    |    |    |    |    |    |    |    |    |    | 51.0   |

Total Acres: 51

**CONDITIONS OF APPROVAL**

1. The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

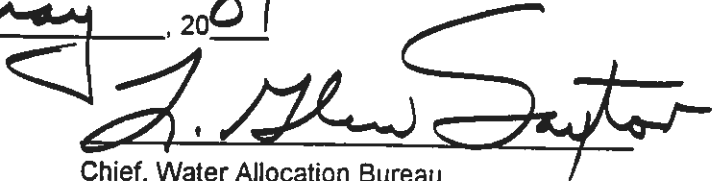
**WATER RIGHT NO. 63-2983A**  
**As Modified by Transfer No. 66100**

**CONDITIONS OF APPROVAL**

5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17<sup>th</sup> day of May, 2001

  
Chief, Water Allocation Bureau

HHT

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: A63-02983  
Date Received: 12/26/1989  
Receipt No: W007249  
Received By: \_\_\_\_\_

*Rec'd from  
SO on 6-12-92*

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: SUNSET HILLS WATER CORP  
Address: C/O BRUCE C BARTLETT  
RT 6  
22166 HOMEDALE RD  
CALDWELL ID 83605  
208-459-7965

2. Date of Priority: FEB 25, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 04N      | 04W   | 33      | SW     | SE     | SW     |     | CANYON |

5. Description of diverting works:  
2 WELLS, 12", 140' DEEP, 30 HP & 10 HP, 150 HP BOOSTER, SPRINKLER

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 10/31 | 1.140  |      |        |

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

8. Total consumptive use is 266.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 03N      | 04W   | 5       | SW     | NE     |     | IRR | 40.0  |
|          |       |         | SE     | NE     |     | IRR | 36.0  |

10. Place of Use: Continued

Section Acres 76.0

Total Acres 76.0

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:  
63-08408

14. Remarks:

TRANS. 1651.

THIS RIGHT WHEN COMBINED WITH 63-08408 SHALL PRODUCE NO MORE THAN  
.02 CFS PER ACRE NOR MORE THAN 4.5 AFA.

15. Basis of Claim: LICENSE

Water Right Number: 24759

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 )  
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 63-2983Date Received 12-26-89Receipt Number W007249

RECEIVED

DEC 26 1989

NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources  
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) SUNSET HILLS WATER CORP. Phone (208) 459-7965  
C/O Bruce C. Bartlett  
Mailing Address 22146 Homedale Rd Caldwell, Ida Zip 83605

2. Date of Priority (Only one (1) per claim) 2/25/1954

3. Source of water supply (a) Groundwater  
which is tributary to (b) \_\_\_\_\_

4. a. Location of existing point of diversion is: Township 4N Range 4W Section 33,  
SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Canyon

Additional points of diversion if any: 2 pts in SW SE SW.

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.

(1) 12 inch casing, 140 ft  
deep 30 HP (2) 12 inch casing 140 ft deep  
10 HP. traverse to 150 HP booster pump  
sprinkler irrigation

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For goregation purposes from 3/15 to 11/15 amount 1.14 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.14 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 266 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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 |        |
| 3N  | 4W  | 5   |        |       | 40    | 36    |        |       |       |       |        |       |       |       |        |       |       |       | 76     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 76

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

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.  
63-8408 or None ( )

14. Remarks:

Transfer # 1651  
this when combined 63-8408 shall provide  
no more than .02 cfs per acre nor more  
than 4.5 AFA.

Last Name SUMSET HILLS Ident No. 63-2985  
E. O. P.

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Copies: White, State, Yellow, Claimant  
AUG 18 1992

**Scale: 2 inches equals 1 mile**

[illegible]

Copies: White-Sale, Yellow-Claimant

SUNSET HILLS EOP.

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License ☒ Permit \_\_\_\_\_

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number 63-2983

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 SUNSET HILL CORP, that I have signed the foregoing

Organization

document in the space below as President of SUNSET HILL CORP.

Title

Organization

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

Signature of Authorized Agent [Signature]

Title and Organization Sunset Hill Corp. Date 12-19-89

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

Subscribed and sworn (or affirmed) before me this 19 day of December 19 89

SEAL

Notary Public John K. Meyer

Residing at 15470 Homedale Rd  
Calhoun, Idaho 83605

My Commission Expires Sept 21, 1994

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 \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number 63-2983

SUNSET HILLS CORP.

MICROFILMED

AUG 18 1992

Copies White-State, Yellow-Claimant

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| Township | Range | Section | NE 1/4    |              |        | NW 1/4 |        |           | SW 1/4 |        |        | SE 1/4 |        |        | TOTALS |
|----------|-------|---------|-----------|--------------|--------|--------|--------|-----------|--------|--------|--------|--------|--------|--------|--------|
|          |       |         | NE 1/4    | NW 1/4       | SW 1/4 | NE 1/4 | NW 1/4 | SW 1/4    | NE 1/4 | NW 1/4 | SW 1/4 | NE 1/4 | NW 1/4 | SW 1/4 |        |
| ✓ 03-    | 29    | 46      | 1.38 c.s. |              |        | SW     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 29    | 46      | 1.14 c.s. |              |        | SW     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 3N     | 4W    | 5       |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 33    | 38      | 1.94 c.s. |              |        | NE     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 84    | 08      | NE        | NE SW, SW SE | SW     | SW     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 3N     | 4W    | 5       |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-9   | 35    | 07      | NE        | NE SW, SW SE | SW     | SW     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 87    | 76      | NE        | NE SW, SW SE | SW     | SW     | 32     | T 4N R 4W | 30     |        |        | 40     | 5      | 25     | 100    |
| ✓ 3N     | 4W    | 5       |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 28    | 81      | 84 c.s.   | 1016/1951    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 5       |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 03-    | 43    | 33      | 1.44 c.s. | 2.43 c.s.    |        |        |        |           |        |        |        |        |        |        |        |
| ✓ 4N     | 4W    | 32      |           |              |        |        |        |           |        |        |        |        |        |        |        |

MICROFILMED

AUG 18 1992

Old (D) Number - 24759

[illegible]

**AUG 18 1992**

+ - - Audit Fields - 06/03/85 05/01/88 CONVERT

**MICROFILMED**  
**AUG 18 1992**

CLAIMANT'S NAME

Sunset Hills Corp.CLAIM IDENT. NO. A63-02983

DATE RECEIVED

12-26-89

RECEIPT #

W007249

AMOUNT \$

50 applied

- |                                                                                                                                                                                                                         | YES                                 | NO                                  | Requir Info |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|-------------------------------------|-------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 2. Is a priority date entered?                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| Is the priority date acceptable in view of mandatory filing dates?                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 3. (a) Is a source entered?                                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 5. Is there a description of the diverting works?                                                                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.             | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| Is the period of use included?                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| Is a quantity claimed for each use?                                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 8. If required is a consumptive use entered?                                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| Is the consumptive use correct?                                                                                                                                                                                         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                              | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 13. Are other water rights listed or "none" indicated?<br>(See Item No.'s 16 & 17 for checking other water rights)                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed?                                                                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)                                                                     | N/A                                 | <input checked="" type="checkbox"/> |             |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim?                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
| (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.        | N/A                                 | <input checked="" type="checkbox"/> |             |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed?<br>(If yes, describe payment status in "Comments" below.)                                                                                    | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |             |
|                                                                                                                                                                                                                         | N/A                                 | <input checked="" type="checkbox"/> |             |
| 19. Is the claim signed by the claimant, and is the signature appropriate?<br>Organizations must complete the organization block.                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 20. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 21. Was this claim filed on time, or was an extension granted?                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
| 22. Is the fee enclosed correct?                                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | *           |
|                                                                                                                                                                                                                         | Exempt                              | <input checked="" type="checkbox"/> |             |

MICROFILMED

AUG 18 1992

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

---

RIGHT NUMBER: 63-2983A

NAME AND ADDRESS: SUNSET HILLS IRRIGATION CO  
16645 PLUM RD  
CALDWELL ID 83607

~~SUNSET HILLS CORP~~  
~~C/O BRUCE BARTLETT~~  
~~RT 6~~  
~~22166 HOMEDALE RD~~  
~~CALDWELL ID 83605~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.760 CFS

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

PRIORITY DATE: 02/25/1954

POINT OF DIVERSION:

T04N R04W S33 SWSESW Within CANYON County

T04N R04W S33 SWSESW 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          | 0.760 CFS       |

PLACE OF USE: IRRIGATION in CANYON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T03N R04W S05 | SWNE | 40.00 | T03N R04W S05 | SENE | 11.00 |
|---------------|------|-------|---------------|------|-------|

51 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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Right No. 63-8408A is also diverted through points of diversion described above. Right No. 63-8776 is also diverted through the most westerly point of diversion described above.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Use of this right is combined with water from Wilder Irrigation District.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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

|                |   |                                         |
|----------------|---|-----------------------------------------|
| In Re SRBA     | ) | <b>Water Rights:</b> 63-2881A, 63-2983A |
|                | ) | 63-8408A, 63-8776                       |
| Case No. 39576 | ) | <b>NOTICE OF COMPLETED</b>              |
|                | ) | <b>ADMINISTRATIVE</b>                   |
| _____          | ) | <b>PROCEEDING</b>                       |

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> Point of diversion   | <input type="checkbox"/> Place of use        |
| <input type="checkbox"/> Period of use        | <input type="checkbox"/> Nature of use       |
| <input type="checkbox"/> Split of water right | <input type="checkbox"/> Change in ownership |
| <input type="checkbox"/> Other                |                                              |
- ☐ IC § 42-219 license

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

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

DATED: August 24, 2007

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on August 24, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

### 1. Original to:

|                                |                                     |                |
|--------------------------------|-------------------------------------|----------------|
| Clerk of the District Court    | <input type="checkbox"/>            | overnight mail |
| Snake River Basin Adjudication | <input checked="" type="checkbox"/> | regular mail   |
| P.O. Box 2707                  | <input type="checkbox"/>            | hand-delivered |
| Twin Falls, ID 83303-2707      | <input type="checkbox"/>            | facsimile      |

### 2. Copies to:

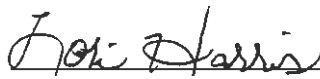
|                                 |                                     |                |
|---------------------------------|-------------------------------------|----------------|
| Clive Strong                    | <input type="checkbox"/>            | overnight mail |
| Off ice of the Attorney General | <input checked="" type="checkbox"/> | regular mail   |
| P.O. Box 44449                  | <input type="checkbox"/>            | hand-delivered |
| Boise, ID 83711-4449            | <input type="checkbox"/>            | facsimile      |

|                                    |                                     |                |
|------------------------------------|-------------------------------------|----------------|
| United States Dept of Justice      | <input type="checkbox"/>            | overnight mail |
| Environment & Natural Resource Div | <input checked="" type="checkbox"/> | regular mail   |
| 550 West Fort Street MSC 033       | <input type="checkbox"/>            | hand-delivered |
| Boise ID 83724                     | <input type="checkbox"/>            | facsimile      |

### 3. Copies to all parties to the subcase:

|                             |                                     |                |
|-----------------------------|-------------------------------------|----------------|
| Sunset Hills Irrigation Co. | <input type="checkbox"/>            | overnight mail |
| 16645 Plum Rd.              | <input checked="" type="checkbox"/> | regular mail   |
| Caldwell ID 83607           | <input type="checkbox"/>            | hand-delivered |
|                             | <input type="checkbox"/>            | facsimile      |

|                          |                |
|--------------------------|----------------|
| <input type="checkbox"/> | overnight mail |
| <input type="checkbox"/> | regular mail   |
| <input type="checkbox"/> | hand-delivered |
| <input type="checkbox"/> | facsimile      |



Signature of person mailing this document



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

August 24, 2007

SUNSET HILLS IRRIGATION CO  
16645 PLUM RD  
CALDWELL ID 83607

Re: Water Right Nos. 63-2881A, 63-2983A, 63-8408A, 63-8776

Dear Sirs:

Enclosed are copies of the above referenced water rights, which reflect the name change for these water rights, covered under the original filings. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris  
Technical Records Specialist 2  
Adjudication Section  
Western Region Office

LH:l  
Enclosures

cc: Roxanne Brown-SPF Water Engineering

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

**RECEIVED****AUG 16 2007****WATER RESOURCES  
WESTERN REGION**

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split    | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|----------|-----------------------|------------------------------|-------|
| <u>AD 63-2881A</u>    |                              | <u>N</u> | _____                 | _____                        | _____ |
| <u>AD 63-2983A</u>    |                              | <u>N</u> | _____                 | _____                        | _____ |
| <u>AD 63-8408A</u>    |                              | <u>N</u> | _____                 | _____                        | _____ |
| <u>AD 63-8776</u>     |                              | <u>N</u> | _____                 | _____                        | _____ |

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) Sunset Hills Corp. or Sunset Hills Water Corp.
4. New Owner/Claimant(s) Sunset Hills Irrigation Co.  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 16645 Plum Rd.
- City, State and ZIP Code Caldwell, ID 83607
- New Telephone Number (208 ) \_\_\_\_\_
5. Date you acquired the property name correction only

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.

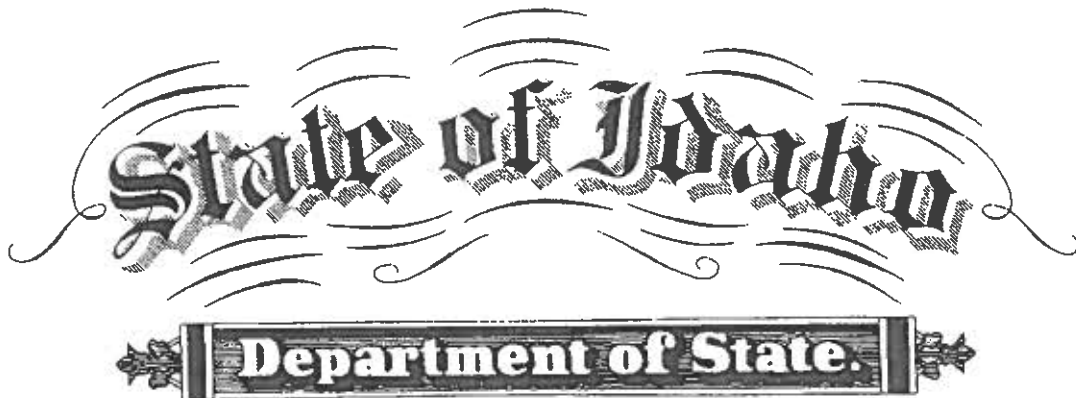
| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|---------------------------------------------------------------------------------------------------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

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) Paul M. Butler  
(include title if applicable) \_\_\_\_\_

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.

|                                    |                     |                   |            |
|------------------------------------|---------------------|-------------------|------------|
| <b>For Office Use Only</b>         |                     |                   |            |
| Received by <u>[Signature]</u>     | Date <u>8-16-07</u> | Fee <u>N/A</u>    |            |
| Receipted by <u>[Signature]</u>    | Date _____          | Receipt No. _____ |            |
| Processed by <u>[Signature]</u> AJ | Date <u>8-20-07</u> | WR _____          | Date _____ |



### CORPORATION REINSTATEMENT CERTIFICATE

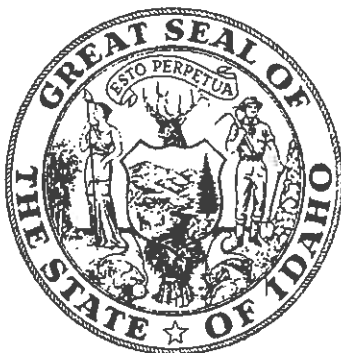
I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, do hereby certify that

SUNSET HILLS IRRIGATION COMPANY

a corporation organized under the laws of the State of Idaho, forfeited its corporate powers or its right to do business in the State of Idaho on December 1, 1988.

I FURTHER CERTIFY That the corporation has on December 13, 1988, been reinstated on the records of this office, and that its corporate powers or its right to do business in the State of Idaho are hereby restored.

Dated: December 13, 1988



*Pete T. Cenarrusa*

SECRETARY OF STATE

By: *Lucy J. Clark*

| <b>No. C 70498</b><br>Return to:<br>SECRETARY OF STATE<br>450 NORTH FOURTH STREET<br>PO BOX 83720<br>BOISE, ID 83720-0080                                                                                                                                                                                                                                                                                                                                                                                                                                                | <b>Due no later than July 31, 2007</b><br><b>Annual Report Form</b><br>1. Mailing Address - Correct in this box, if applicable<br>SUNSET HILLS IRRIGATION COMPANY<br>1004 LAPOINTE ST<br>BOISE, ID 83706 | 2. Registered Agent and Office NO PO BOX<br>WILLIAM J FRASER<br>1004 LAPOINTE ST<br>BOISE, ID 83706<br>GRAYSON RECORDED<br>3. New Registered Agent Signature<br>WJF |             |       |                        |      |       |     |       |            |                |          |    |       |     |             |                   |       |    |       |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------|------------------------|------|-------|-----|-------|------------|----------------|----------|----|-------|-----|-------------|-------------------|-------|----|-------|
| <b>NO FILING FEE IF RECEIVED BY DUE DATE</b><br>4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.<br><table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td>PRES.</td> <td>RON BITNER</td> <td>16645 PLUM RD.</td> <td>CALDWELL</td> <td>ID</td> <td>83607</td> </tr> <tr> <td>SEC</td> <td>BILL FRASER</td> <td>1004 LAPOINTE ST.</td> <td>BOISE</td> <td>ID</td> <td>83706</td> </tr> </tbody> </table> |                                                                                                                                                                                                          |                                                                                                                                                                     | Office held | Name  | Street or P.O. Address | City | State | Zip | PRES. | RON BITNER | 16645 PLUM RD. | CALDWELL | ID | 83607 | SEC | BILL FRASER | 1004 LAPOINTE ST. | BOISE | ID | 83706 |
| Office held                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Name                                                                                                                                                                                                     | Street or P.O. Address                                                                                                                                              | City        | State | Zip                    |      |       |     |       |            |                |          |    |       |     |             |                   |       |    |       |
| PRES.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | RON BITNER                                                                                                                                                                                               | 16645 PLUM RD.                                                                                                                                                      | CALDWELL    | ID    | 83607                  |      |       |     |       |            |                |          |    |       |     |             |                   |       |    |       |
| SEC                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | BILL FRASER                                                                                                                                                                                              | 1004 LAPOINTE ST.                                                                                                                                                   | BOISE       | ID    | 83706                  |      |       |     |       |            |                |          |    |       |     |             |                   |       |    |       |
| 5. Organized Under the Laws of:<br>IDAHO<br>C 70498                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 6. <i>William J Fraser</i><br>Signature <i>Bill Fraser</i> Date <i>5-13-07</i><br>Name (Typed or Printed) <i>BILL FRASER</i> Title <i>SEC.</i>                                                           |                                                                                                                                                                     |             |       |                        |      |       |     |       |            |                |          |    |       |     |             |                   |       |    |       |

Issued 05/01/2007

Do Not Tape or Staple

200707000748

**SPF**

Water Engineering, LLC  
water resource consultants

RECEIVED

AUG 16 2007

WATER RESOURCES  
WESTERN REGION

August 14, 2007

IDWR Western Region  
2735 Airport Way  
Boise, ID 83705

Subject: Notice of Change in Water Right Ownership  
Water Right/Subcase No(s) 63-2881A, 63-2983A, 63-8408A, 63-8776

Dear Western,

Enclosed on behalf of Sunset Hills Irrigation Co., is a *Notice of Change in Water Right Ownership* document. There is no fee for these changes.

Like many small companies, Sunset Hills has filed documents with the Dept. of Water Resources in the past with inconsistent names. In this case, the name of the corporation is recorded as "Sunset Hills Irrigation Company". Documents have been filed with IDWR in the name of "Sunset Hills Corp." or "Sunset Hills Water Corp.", both in care of Bruce Bartlett. Mr. Bartlett is no longer the president of Sunset Hills Irrigation Co.; correspondence should be sent to the address of the current president, as shown on the enclosed form.

Please let me know if additional information is needed to support this change.

Sincerely,

Roxanne Brown  
Water Rights Specialist

Cc: Ron Bitner

Enclosures  
Change in Ownership form  
Corporation Reinstatement Certificate  
2007 Annual Report

SPF file number: 465.0020

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE  
02 1A \$01.11  
0004389393 FEB 02 2007  
MAILED FROM ZIP CODE 93702

NO MAIL  
RECEPTACLE

RECEIVED

FEB 08 2007

WATER RESOURCES  
WESTERN REGION

SUNSET HILLS WATER CORP  
C/O BRUCE C BAKHLETT  
22165 N WEDALE RD  
CALDWELL, ID 83605

63-2881A

63-8776

63-2983A

63-8408A

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED



FIRST CLASS



02 1A  
0004389393 FEB 02  
\$ 00.01  
MAILED FROM ZIP CODE 83705

RECEIVED  
FEB 08 2007  
WATER RESOURCES  
WESTERN REGION

NO MAIL  
RECEPTACLE

BRUCE G. BARTLETT  
22166 NOMEDALE RD  
CAT DOWELL ID 83005

63-2983B  
63-8408B

07/25/2006

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

RIGHT NUMBER: 63-2983A

NAME AND ADDRESS: SUNSET HILLS WATER CORP  
C/O BRUCE C BARTLETT  
22166 HOMEDALE RD  
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.760 CFS

The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.

PRIORITY DATE: 02/25/1954

POINT OF DIVERSION:

T04N R04W S33 SWSESW Within CANYON County

T04N R04W S33 SWSESW 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          | 0.760 CFS       |

PLACE OF USE: IRRIGATION Within CANYON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T03N R04W S05 | SWNE | 40.00 | T03N R04W S05 | SENE | 11.00 |
|---------------|------|-------|---------------|------|-------|

51 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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

07/25/2006

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

---

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Right No. 63-8408A is also diverted through points of diversion described above. Right No. 63-8776 is also diverted through the most westerly point of diversion described above.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Use of this right is combined with water from Wilder Irrigation District.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.



# Idaho Department of Water Resources

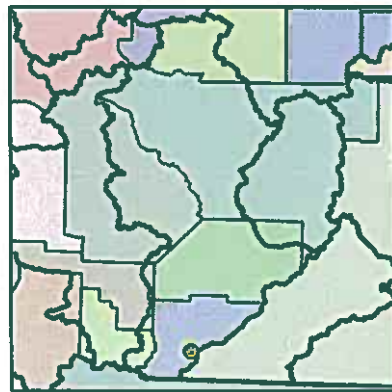
SRBA Recommendation:

**63-2983A**

*Acres = 51*

## Legend

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



Canyon County  
IDWR Basin 63

Prepared by K. Walker  
On Tuesday, July 25, 2006  
1987/88 Aerial Photography



0 0.3 0.6 Miles

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 63-2983A

*Review by  
Kay Walker  
7/25/06*

WATER RIGHT NUMBER: 63-2983A

Owner Type      Name and Address

Current Owner      SUNSET HILLS WATER CORP  
C/O BRUCE C BARTLETT  
22166 HOMEDALE RD  
CALDWELL, ID 83605  
(208)459-7965

Original Owner      ARROW FARMS INC

Original Owner      ~~JO~~  
~~BRUCE C BARTLETT~~  
~~22166 HOMEDALE RD~~  
~~CALDWELL, ID 83605~~  
~~(208)459-7965~~

Priority Date: 02/25/1954

Basis: License

Status: Active

Source

GROUND WATER

Beneficial Use

IRRIGATION

*No Season 339 Rec. Standard  
on Life for area.*

*per trans.*

From To  
03/15 to 10/31

Diversion Rate

0.760 CFS

Total Diversion:

0.760 CFS

Annual Volume

229.50 AF

229.50 AF

*out - see quantity  
condition  
on  
recommendation*

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW1/4SE1/4SW1/4

Sec. 33, Twp 04N, Rge 04W, E.M.

GROUND WATER

CANYON County

SW1/4SE1/4SW1/4

Sec. 33, Twp 04N, Rge 04W, E.M.

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE   | NW   | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
|-----|-----|-----|------|------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| 03N | 04W | 5   | 40.0 | 11.0 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 51.0   |

Total Acres: 51

*GIS shows  
40 acres since  
cannot determine  
location of  
these 11.*

Conditions of Approval:

1. 104

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

*exp*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2983A

S39

EXP

Combined  
use limit

exp

2. ~~X81~~ The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
3. X57 Approval of Transfer 66100 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-2983A and 63-8408A shall not exceed 2.01 cfs, nor total combined annual volume of 742.5 af for the irrigation of 165.0 acres.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Remarks:

Comments:

1. psdaggs 5/17/2001 11:35:41 AM Transferred Right  
Comment: This is now an approved transfer, transfer number = 66100

W59 - Wiedek

Water Supply Bank:

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2983

WATER RIGHT NUMBER: 63-2983

|                   |                                                                              |
|-------------------|------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                      |
| Original Owner    | ARROW FARMS INC                                                              |
|                   | , ID                                                                         |
| Current Owner     | BRUCE C BARTLETT<br>22166 HOMEDALE RD<br>CALDWELL, ID 83605<br>(208)459-7965 |

Priority Date: 02/25/1954

Basis: License

Status: Active Transferred

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER  |                  |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| DOMESTIC              | / to /                  |                       |                      |
| IRRIGATION            | 3/15 to 10/31           | 1.140 CFS             |                      |
|                       | <u>Total Diversion:</u> | 1.140 CFS             |                      |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| GROUND WATER  | SE1/4SW1/4 | Sec. 33, Twp 04N, Rge 04W, B.M. |
| CANYON County |            |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |      |      | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|------|------|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| 03N | 04W | 5   | NE | NW | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
|     |     |     |    |    | 40.0 | 36.0 |    |    |    |    |    |    |    |    |    |    |    |    | 76.0   |

Total Acres: 76

DOMESTIC same as IRRIGATIONConditions of Approval:

1. TRANS. 1651.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2983

Comments:

1. pskaggs 5/17/2001 11:35:29 AM Approved Transfer 66100

Comment: Approved transfer 66100 is associated with all or part of this Right and the following records.

Claim 63-2983A 0.76 cfs 229.5 afa 51 total acres

Claim 63-2983B 0.38 cfs 112.5 afa 25 total acres

Claim 63-8408A 1.25 cfs 642.1 afa 165 total acres

Claim 63-8408B 0.18 cfs 92.5 afa 25 total acres

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-2983A

01/31/2006

1

| Right # | Type  | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name                    |
|---------|-------|-----|-----|-----|----|----|-----|----------------|-------------|-------------------------|
| 2983A   | Claim | 03N | 04W | 5   | SW | NE |     | IRRIGATION     | 40/51       | SUNSET HILLS WATER CORP |
| 3408A   | Claim | 03N | 04W | 5   | SW | NE |     | IRRIGATION     | 40/199      | SUNSET HILLS WATER CORP |
| 2983A   | Claim | 03N | 04W | 5   | SE | NE |     | IRRIGATION     | 11/51       | SUNSET HILLS WATER CORP |
| 3408A   | Claim | 03N | 04W | 5   | SE | NE |     | IRRIGATION     | 15/199      | SUNSET HILLS WATER CORP |

# Receipt Details for ID W007249

| Status | Adjustment Type     | Version |
|--------|---------------------|---------|
|        | Water Right Receipt | 1       |

## General Information:

| Date Received          | Date Deposited | Region            | Total Amount | Payment Type |
|------------------------|----------------|-------------------|--------------|--------------|
| 12/26/1989 11:37:41 AM | 12/26/1989     | Western           | \$898.00     | Check        |
| <b>Payer</b>           |                | BRUCE C. BARTLETT |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 15706                |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** ADJUDICATION CLAIMS

## Fee Detail:

| Amount   | Description         | PCA    | Fund | Fund Detail | Subsidiary | Object |
|----------|---------------------|--------|------|-------------|------------|--------|
| \$898.00 | ADJUDICATION CLAIMS | 410162 | 9337 | 0           | 0          | 6490   |

## Refund(s):

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

## Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount   | Type  |
|--------------|-----------------|--------------|----------|-------|
| 63           | 2881            | A            | \$129.00 | Claim |
| 63           | 2946            |              | \$150.00 | Claim |
| 63           | 2983            |              | \$126.00 | Claim |
| 63           | 8408            |              | \$149.00 | Claim |
| 63           | 8776            |              | \$89.00  | Claim |
| 63           | 9244            |              | \$25.00  | Claim |
| 63           | 9350            | A            | \$130.00 | Claim |
| 63           | 3033            | A            | \$50.00  | Claim |
| 63           | 3358            | A            | \$25.00  | Claim |

# CERTIFICATE OF ASSUMED BUSINESS NAME

**FILED/EFFECTIVE**

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-504, Idaho Code, the undersigned gives notice of adoption of an Assumed Business Name.

03/13/2008 15:32

SECRETARY OF STATE

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Sunset Hills Irrigation

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

Name

Address

J & R Farms, LLP

14252 Sunny Slope Rd.

Caldwell, ID 83607

3. The general type of business transacted under the assumed business name is:

Agriculture

See categories on the reverse

4. The name and address to which correspondence should be addressed:

Sunset Hills Irrigation

c/o J & R Farms, LLP 14252 Sunny Slope Rd., Caldwell, ID 83607

Signed



By

Roger L. Williamson, Partner

Capacity

Managing Agent

Submit Certificate of Assumed  
Business Name and \$20.00 fee to:

Secretary of State  
700 West Jefferson  
PO Box 83720  
Boise ID 83720-0080

Customer #

IDAHO SECRETARY OF STATE

03/13/2008 15:32  
CR: 770 CT: 120003 BN: 290256

1 @ 20.00 = 20.00 ASSUM NAME # 2

D 34011

Revision 10/06  
g:\comp\formstaten.pmf

# Overlap

Map Showing  
Place of US  
and Water  
Rights.



63-08408



63-02963



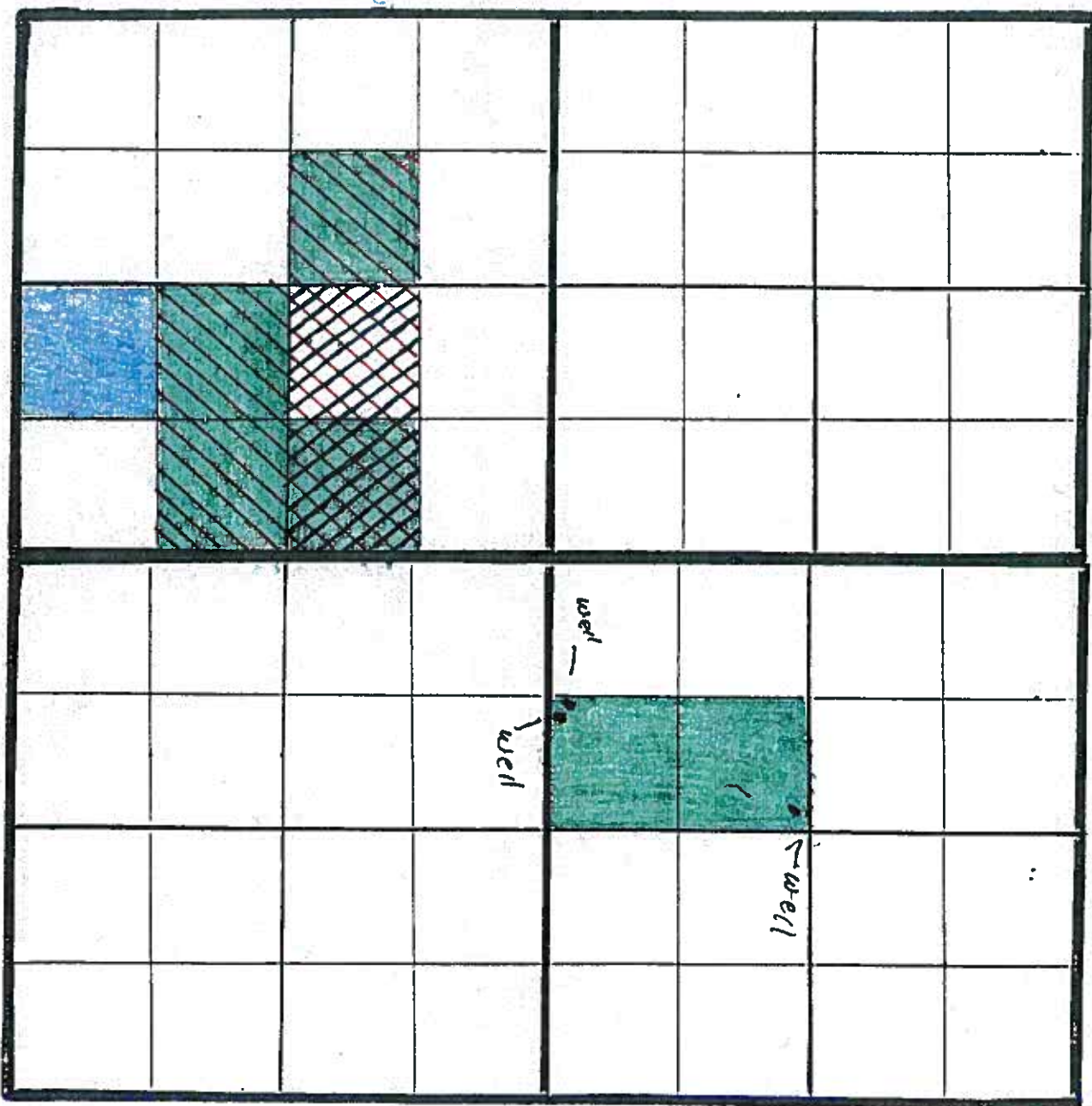
Place of  
USE AFTER  
TRANSFER



63-08776

Uses  
Thompson  
Wells,

But Different  
Place  
of USE



MICROFILMED  
JUN 20 2001



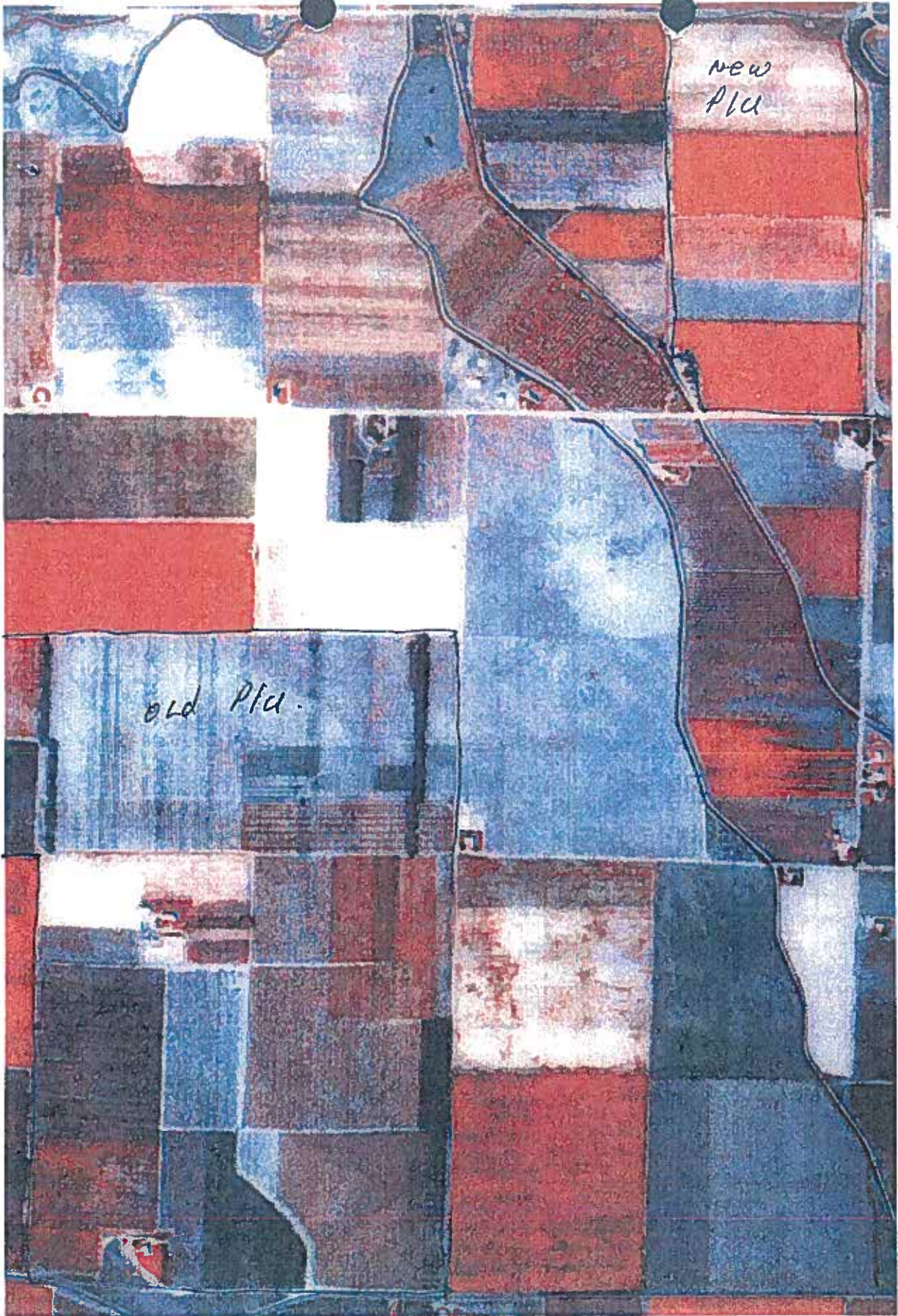
AREIAL PHOTO  
TOWNSHIP - 4N  
Range - 4W  
SECTION - 33  
E 1/2 OF SW 1/4  
PHOTO TAKEN  
1996



A REIAL PHOTO  
TOWNSHIP - 3N  
Range - 4W  
SECTION - 5  
S 1/2 OF NE 1/4  
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and  
ENTIRE SE 1/4  
PHOTO  
TAKEN  
1996

A Trachment C  
62-02983

JUN 20 2001



PHOTOFILMED  
JUN 20 2001

TRANSFER  
5733

## MEMORANDUM

TO: FILE  
FROM: DANIEL A. NELSON  
DATE: 5/4/2000

DAN

**RE: BRUCE C BARTLETT TRANSFER WATER RIGHTS 63-02983  
AND 63-08408**

The transfer proposes to split the ownership of rights 63-08408 and 63-02983 into the A portion owned by Sunset Hills Corp and the B portion owned by Bruce C. Bartlett. The transfer also proposes to move 25 acres described in the B portion for each right from the SENE S5 T3N R4W to NESW and SESW of S33 T4N R4W. The 25 acres described in right 63-08408 and 63-02983 describe the same acres. The Snake River Basin Adjudication (SRBA) claim for A63-08408 incorrectly described the place of use per the owner. The adjudication claim shows 39 acres in the NWNE of S5 T3N R4W and the water right shows the 39 acres as in the NWSE of S5 T3n R4W. The owner stated that they have never owned the 39 acres in the Adjudication claim wishes it to be corrected with this transfer.

### DOCUMENTS AND APPLICATION PREPARATION

The application consists of 8 pages and 6 attachments. Note the location of the following application items:

Attach. A – Adjudication claim for A63-02983

Attach. B – Adjudication claim for A63-08408

Attach. C – 1996 aerial photos of place of use

Attach. D – Agreement from Sunset Hills Corp. to allow the split of the water rights

Attach. E – List of members of Sunset Hills Corp

Attach. F – Proof of ownership documentation (F1 through 73)

Applicant prepared the application with my assistance

Other information used in this review includes a Place of Use Comparison Sheet, profile report for right 63-08776, adjudication profile report for A63-0776, overlap map, Canyon County ownership documentation, Canyon County plat map of place of use, and 1987 Aerial Photo all attached to this memo.

MICROFILMED

Page 2  
Bartlett

### **NARRATIVE**

The aerial photos supplied by the applicant and scanned from IDWR records show that this property has been irrigated from 1987 to 1996. The only overlapping right problem concerns water right 63-08776. This right is used for different acres, but it uses the same wells described in the application. However, Sunset Hills will retain the use of 2 of the three wells preventing this from being a problem.

The major concern on this transfer is the ownership of the property. Sunset Hills Corp. is a water users association that splits the water between different owners. I did a ownership search at the Canyon County Courthouse to clarify the owners of the property (see ownership documentation with this memo). All of the owners of the property under the right were listed as member of the association. All of the members were sent a comment letter to ensure they approve of this transfer

### **RECOMENDATIONS**

This transfer should be approved as listed on the application. The B portion for both rights when combined should be limited to a total of 25 acres of irrigation and limited to .02 cfs per acre and 4.5 afa per acre when combined with the 2 water rights and canal water.

MICROFILMED

Page 1 of 8STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 573366100

## APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

Name of applicant BRUCE C. BARTLETT Phone (208) 459-7965Post Office address 22166 Homedale RD., Caldwell, ID 83605

## A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☒ Other Split rights into A and B portions

2. Describe the reason for the proposed changes Split rights into an A and B portion, with the A portions staying with Sunset Hills Corp. The A portion will retain the use of the 10 and 30 Hp wells and irrigation of 165 acres of land. The B portion will be put into Bartlett ownership to be sold. The B portion will retain the 75 Hp well and irrigation of 25 acres used on different lands.

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

| 1. Right Number  | Priority         | Amount<br>(cfs/ac-ft) | Nature<br>of Use  | Period of Use |                 |
|------------------|------------------|-----------------------|-------------------|---------------|-----------------|
| <u>63-08408A</u> | <u>1/24/1977</u> | <u>1.25/607.9</u>     | <u>IRRIGATION</u> | <u>3/15</u>   | to <u>11/15</u> |
| <u>63-02983A</u> | <u>2/25/1954</u> | <u>.76 CFS</u>        | <u>IRRIGATION</u> | <u>3/15</u>   | to <u>10/31</u> |
| <u>63-08408B</u> | <u>1/24/1977</u> | <u>.18/87</u>         | <u>IRRIGATION</u> | <u>3/15</u>   | to <u>11/15</u> |
| <u>63-02983B</u> | <u>2/25/1954</u> | <u>.38 CFS</u>        | <u>IRRIGATION</u> | <u>3/15</u>   | to <u>10/31</u> |

2. Total amount of water being transferred 2.01 (A)  
56 (B) cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Point(s) of Diversion:

| Lot | ¼  | ¼  | ¼  | Sec. | Twp. | Rge. | County | Local name for diversion    |
|-----|----|----|----|------|------|------|--------|-----------------------------|
|     | SW | SE | SW | 33   | 4N   | 4W   | CANYON | 10 HP WELL (FOR A PORTION)  |
|     | SW | SE | SW | 33   | 4N   | 4W   | CANYON | 30 HP WELL (FOR A PORTION)  |
|     |    |    |    |      |      |      |        |                             |
|     | NE | NE | SW | 33   | 4N   | 4W   | CANYON | 75 HP WELL ( FOR B PORTION) |

5. Lands irrigated or place of use:

| Twp.      | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals    |
|-----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-----------|
|           |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |           |
| 63-08408A |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
| 03N       | 04W  | 5    |      |      | 40   | 15   |      |      |      | 40   |      |      |      |      | 40   | 30   |      |      | 165 ACRES |
| 63-02983A |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
| 03N       | 04W  | 5    |      |      | 40   | 11   |      |      |      |      |      |      |      |      |      |      |      |      | 51 ACRES  |
| 63-08408B |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
| 04N       | 04W  | 33   |      |      |      |      |      |      |      | 16   |      |      | 9    |      |      |      |      |      | 25 ACRES  |
| 63-02983B |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
| 04N       | 04W  | 33   |      |      |      |      |      |      |      | 16   |      |      | 9    |      |      |      |      |      | 25 ACRES  |

**PART 1**

**6. General Information:**

a. Description of diversion system 63-08408A & 63-02983B - 2 wells, 30 hp and 10 hp diverted to a pond and relifted by a 150 hp pump to sprinklers. The B portion of these rights will have 1-75 hp well to sprinklers.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes NO No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the piece of use is changed pursuant to this transfer:

There will be 2 seperate systems. The A system will irrigate 165 acres from the 10 hp and 30 hp well. The B system will irrigate 25 acres from the 75 hp well.

d. Remarks:

This change will allow the withdrawl of 76 acres from the membership of Sunset Hills Corp. to irrigate 25 acres of iirigation from 1 well (the 75 hp well) at a diversion rate of .56 cfs. This will allow the sale of the 76 acres to an outside party.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

WR5809NP  
No. 63-08408

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 03/13/00  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE C. BARTLETT<br>RT. 6 BOX 223<br>CALDWELL ID 83605 | 01/24/1977       | IRRIGATION | 03/15 11/15           | 1.430 CFS         | 694.90 AFA          |
| TOTAL DIVERSION: |                                                         |                  |            |                       | 1.430 CFS         | 694.90 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.850 CFS

Point(s) of Diversion: T04N R04W S33 NESW SESW CANYON County

Place of use Legal Description for: IRRIGATION

| NE          |      |      |         | NW    |       |       |       | SW      |       |       |       | SE      |       |       |       |       |
|-------------|------|------|---------|-------|-------|-------|-------|---------|-------|-------|-------|---------|-------|-------|-------|-------|
| NENE        | NWNE | SWNE | SENE    | NENW  | NWNW  | SWNW  | SENW  | NESW    | NWSW  | SWSW  | SESW  | NESE    | NWSE  | SWSE  | SESE  |       |
| T           | R    | S    | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : SUM |
| 03N         | 04W  | 5    | :       | 40    | 40    | :     | 40    | :       | 40    | 39    | :     | 199.0   |       |       |       | :     |
| TOTAL ACRES |      |      |         |       |       |       |       |         |       |       |       |         |       |       | 199.0 |       |

Pou County: CANYON

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN This right when combined with Right No. 63-2983 shall not exceed 0.02 cfs/acre nor more than 4.5 acre feet/acre.

Dates: App. Received: 01/24/1977 Priority Date: 01/24/1977  
Proof Due Date: 03/01/1982 Proof Made Date: 02/03/1982  
Exam Made Date: 06/08/1984 Exam Sent to S.O.:  
Licensed Date: 01/30/1989

Misc: Water District Number: Field Exam Fee:

Audit: 11/20/87 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
NO If yes, describe \_\_\_\_\_

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED (PART B) 63-08408**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .18CFS/87 AFA for IRRIGATION purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼  | ¼  | ¼  | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|----|------|------|------|--------|--------------------------|
|     | NE | NE | SW | 33   | 4N   | 4W   | CANYON | 75 HP WELL               |
|     |    |    |    |      |      |      |        |                          |
|     |    |    |    |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals   |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|----------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |          |
| 04N  | 04W  | 33   |      |      |      |      |      |      |      |      | 16   |      |      | 9    |      |      |      |      | 25 ACRES |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |          |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |          |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |          |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |          |

Total acres 25 ACRES

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (PART A) 63-08408**

1. amount 1.25 CFS/609.7 AF for IRRIGATION purposes from 3/15 to 11/15  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼  | ¼  | ¼  | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|----|------|------|------|--------|--------------------------|
|     | SW | SE | SW | 33   | 4N   | 4W   | CANYON | 30 HP WELL               |
|     | SW | SE | SW | 33   | 4N   | 4W   | CANYON | 10 HP WELL               |
|     |    |    |    |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals    |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-----------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |           |
| 03N  | 04W  | 5    |      |      | 40   | 15   |      |      |      | 40   |      |      |      |      | 40   | 30   |      |      | 165 ACRES |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |           |

Total acres 165 ACRES

WR5809NP  
No. 63-02983

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 03/29/00  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                               | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|----------------------------------------------|------------------|------------------------|----------------------------|-------------------|---------------------|
| C             | BRUCE BARTLETT<br>RT. 6<br>CALDWELL ID 83605 | 02/25/1954       | IRRIGATION<br>DOMESTIC | 03/15 10/31<br>00/00 00/00 | 1.140 CFS         |                     |
|               |                                              |                  |                        |                            | TOTAL DIVERSION:  | 1.140 CFS           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R04W S33

SESW

CANYON County

Place of use Legal Description for: IRRIGATION

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |                           |      |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|------|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |                           |      |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | SUM  |
| 03N  | 04W  | 5    | :                         | 40                        | 36                        | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | 76.0 |
|      |      |      |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           |                           | TOTAL ACRES               | 76.0 |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CANYON

Remarks: GEN TRANS. 1651.

Dates: App. Received: Priority Date: 02/25/1954  
 Proof Due Date: Proof Made Date:  
 Exam Made Date: Exam Sent to S.O.:  
 Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

## PART 2

Transfer No. \_\_\_\_\_

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
NO If yes, describe \_\_\_\_\_

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED (PART B) 63-02983**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .38 CFS for IRRIGATION purposes from 3/15 to 10/31  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     | NE  | NE  | SW  | 33   | 4N   | 4W   | CANYON | 75 HP WELL               |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals   |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |          |
| 4N   | 4W   | 33   |        |        |        |        |        |        |        |        | 16     |        |        | 9      |        |        |        |        | 25 ACRES |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |

Total acres 25 ACRES

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (PART A) 63-02983**

1. amount .76 CFS for IRRIGATION purposes from 3/15 to 10/31  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft) \_\_\_\_\_

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     | SW  | SE  | SW  | 33   | 4N   | 4W   | CANYON | 10 HP WELL               |
|     | SW  | SE  | SW  | 33   | 4N   | 4W   | CANYON | 30 HP WELL               |
|     |     |     |     |      |      |      |        |                          |

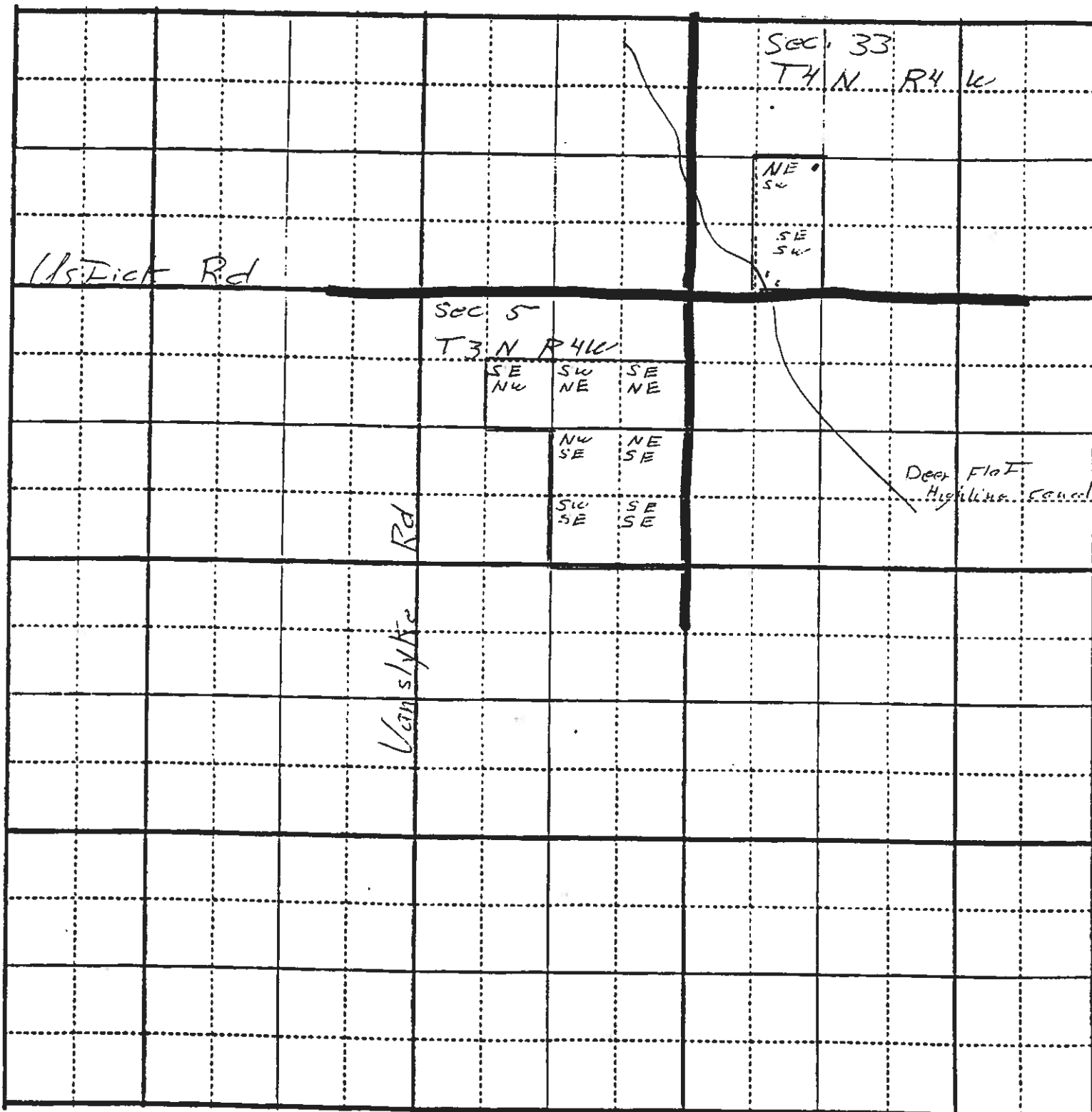
3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals   |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |          |
| 3N   | 4W   | 5    |        |        | 40     | 11     |        |        |        |        |        |        |        |        |        |        |        |        | 51 ACRES |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |          |

Total acres 51 ACRES

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



**PART 3****B. CHANGES IN NATURE OF USE**

| 1 | <u>New Nature of Use</u> | <u>Amount<br/>(cfs/ac-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|---|--------------------------|-------------------------------|------------------------|----------------------|
|   |                          |                               |                        | _____ to _____       |
|   |                          |                               |                        | _____ to _____       |

2. Quantity and quality of return flows and location of discharge:

\_\_\_\_\_

\_\_\_\_\_

3. Describe effects on other water uses resulting from the proposed change:

\_\_\_\_\_

\_\_\_\_\_

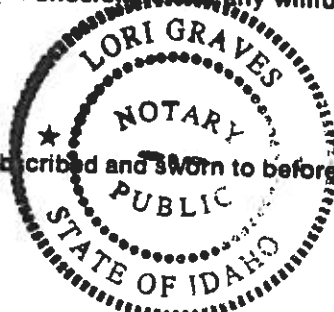
\_\_\_\_\_

\_\_\_\_\_

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 14<sup>th</sup> day of March, 1900.



(Signature of Applicant)

Lori Graves  
(Notary Public)

My commission expires 6/18/04**FOR DEPARTMENT USE ONLY**

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments.

Received by DAN Date 3-13-2000 Protest filed by \_\_\_\_\_Prelim. check by \_\_\_\_\_ Fee \$100.00Receipted by DAN Date 3-13-2000 0026206Published in PRESS TRIBUNE Copies of protest forwarded by \_\_\_\_\_Pub. dates 5-18 & 25-00 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

DATE: 03/29/00  
PAGE: 1

ATTACHMENT A  
8. 63-02983

# State of Idaho License and Certificate of Water Right

Water License No. G-24759Amount 1.14 second feet

Water District No. \_\_\_\_\_

Priority February 25, 1954

THIS IS TO CERTIFY that ARROW FARMS, INC.  
of Caldwell, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated February 25, 1954; that Permit No. G-24759  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
1.14 second feet, was issued thereunder on May 10, 1956, showing that said works  
were completed on the 16th day of January, 1956; and that on the 16th  
day of January, 1956,

ARROW FARMS, INC.

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 a well  
~~percolating~~ (subterranean flow), for the purpose of irrigation and domestic uses  
, under Use Permit No. G-24759 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 of Idaho and entered of record in Volume  
9 of Licenses at page 5712, on the 10th day of May, 1956;  
The right hereby confirmed dates from February 25, 1954;

The Point of Diversion is located  
in the SE ¼ SW ¼, Sec. 33, 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 1.14 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|---------------------------------------------------|----------------------------------|---------------------------------|
| 4 N. | 4 W.  | 33   | NE ¼ SW ¼                                         | 40                               | 37                              |
|      |       |      | SE ¼ SW ¼                                         | 40                               | 39                              |
|      |       |      | Total Number of Acres Actually Irrigated - - - 76 |                                  |                                 |

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, affixed at Boise, Idaho, this  
10th day of May, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

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

Permit No. G-24759This proof is for Completion of works & Beneficial Use In Water District No. \_\_\_\_\_1. Name of applicant Arrow Farms, Inc.,2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 33T. 4 N R. 4 W County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Well is 55' x 12"  
led to bottom. P. F. Motor # V.K.T. B. 7053, Layne Barker Pump 10321.  
Gravity system. Partial delivery thru concrete pipes.  
Supplemental water.

5. Water is used for: Irrigation and Domestic6. 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 other than irrigation):

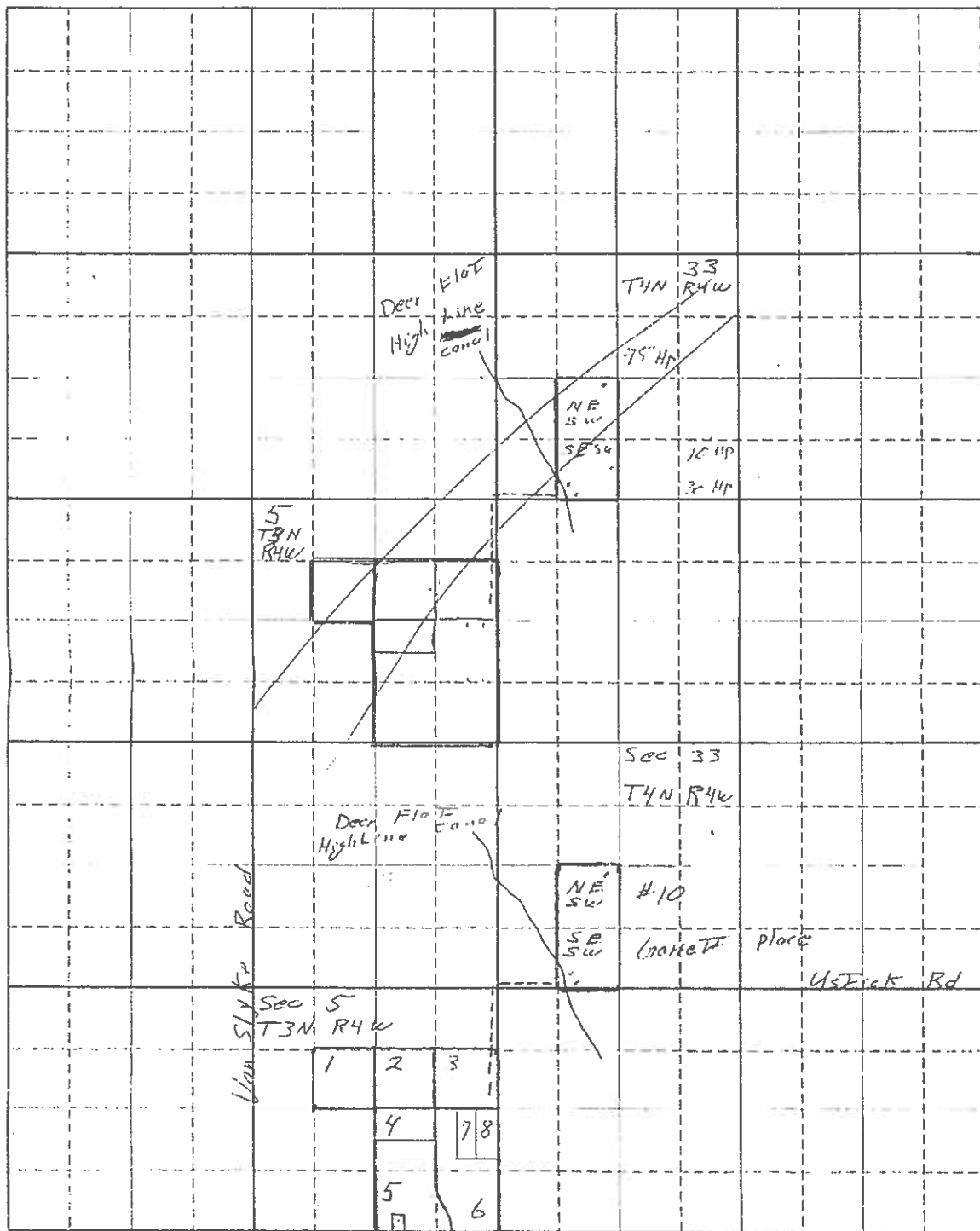
E 1/2 SW 1/4 of Section 33, Twp. 4 North, Range 4 W. B.M.See Map

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

8. What large stream would the water here appropriated finally reach? \_\_\_\_\_

Remarks: Measured with Spading MeterCrops are hops & beetsSandy SoilThis examination was made on the 3 day of May, 1957(Signed) E. M. Humphrey Examiner.G-24759

11 Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Numbers in Section 5 are parcel numbers used by T.M.B. in June, 1999

(Applicant)



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 26, 2003

*Copy for  
63-2983A*

BEVERLY FRASER  
BILL FRASER  
1004 LA POINTE ST  
BOISE ID 83706

RE: Notice of Change of Water Right Ownership No. 63-8408A

Dear Property Owners:

This office has reviewed your Notice of Change of Water Right Ownership for the property with the above reference water right number. However, we are returning this to you at this time.

In order to further review this ownership change adequately, we need you to submit a map from Sunset Hills Water Corp., or an aerial photo of the property, indicating which 30 acres are irrigated.

Please submit the above information and we may be able to complete this ownership change. We apologize for any inconvenience this may have caused.

In addition, the other claim numbers listed on the ownership change form do not apply to the property description submitted on the deed.

If you have any questions concerning this letter, please contact this office at 334-2190. Thank you for your patience and cooperation, as we have had several water right changes to process.

Sincerely,

Adjudication Section  
Western Region

DH: dh

Enclosures

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

**RECEIVED**  
**MAR 12 2003**  
 WATER RESOURCES  
 WESTERN REGION

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split    | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|----------|-----------------------|------------------------------|-------|
| _____                 | <u>63-8408 A</u>             | <u>Y</u> | _____                 | _____                        | _____ |
| _____                 | <u>63-2881A</u>              | _____    | _____                 | <u>63-2983B</u>              | _____ |
| _____                 | <u>63-2881B</u>              | _____    | _____                 | <u>63-8408 B</u>             | _____ |
| _____                 | <u>63-2983A</u>              | _____    | _____                 | <u>63-8776</u>               | _____ |

**APPROPRIATE PORTION OF ENTITLEMENT TO SURFACE WATER  
 FROM WILDER  
 IRRIGATION DIST**

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)

BRUCE BARTLETT + SUNSET HILLS IRRIGATION  
22166 HOMEDALE RD. CALDWELL 83605  
 COMPANY

4. New Owner/Claimant(s)

BEVERLY + BILL FRASER  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1004 LA POINTE ST

City, State and ZIP Code

BOISE IDAHO 83706

New Telephone Number

( ) 208-867-2255

5. Date you acquired the property

2-28-03

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7.

Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

*William J. Fraser*  
*Beverly H. Fraser*

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

## For Office Use Only

Received by DH Date 3-12-03 Fee 0  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

PC48900

INSTRUMENT NO. 200312176  
WARRANTY DEED

WJF  
BAG

FOR VALUE RECEIVED Bruce C. Bartlett, a married man, as his sole and separate property

the Grantor, does hereby grant, bargain, sell and convey unto William J. Fraser and Beverly H. Fraser, husband and wife

the Grantees, whose address is 1004 LaPointe St., Boise, ID 83706

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of ~~one~~ (2) pages.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: February 27, 2003

  
Bruce C. Bartlett

STATE OF IDAHO

COUNTY OF CANYON

On this 28th day of February in the year 2003, before me, a Notary Public, personally appeared Bruce C. Bartlett known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

  
Notary Public  
Residing at Caldwell  
My commission expires 12/21/2004

PIONEER TITLE COMPANY  
OF CANYON COUNTY

100 10TH AVE SOUTH  
NAMPA, IDAHO 83651

610 SOUTH KIMBALL  
CALDWELL, ID 83605

CANYON CITY RECORDER  
C. NOEL MALES

2003 FEB 28 PM 2 23

RECORDED

200312176

TYPE Fee 9.00  
PIONEER - CALDWELL

Exhibit "A"

*[Handwritten signature]*  
*[Handwritten initials]*  
*[Handwritten initials]*

This parcel is a portion of the North Half of the Northwest Quarter of the Southeast Quarter of Section 5, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 89° 17' 24" East along the North boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 303.00 feet; thence

South 0° 34' 15" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 706.98 feet to a point on the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 20' 43" West along said South boundary a distance of 302.99 feet to the Southwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 0° 34' 15" East along said West boundary a distance of 706.69 feet to the POINT OF BEGINNING.

TOGETHER WITH the use of an ingress-egress easement described in deed recorded as Instrument No. 200045391, records of Canyon County, Idaho; and also includes the use of an ingress-egress easement lying in the Northwest Quarter of the Southeast Quarter of Section 15, Township 3 North, Range 4 West of the Boise Meridian described as follows:

BEGINNING at the Southeast corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 20' 43" West along the South boundary of the said North Half of the Northwest Quarter of the Southeast Quarter a distance of 668.54 feet to the Southeast corner of the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of said Section 5; thence

North 0° 33' 34" East along the East boundary of said Northwest Quarter of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet; thence

South 89° 30' 43" West parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 365.53 feet; thence

(continued)

South  $0^{\circ} 34' 15''$  West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet to a point which lies 302.99 feet East of the Southwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North  $89^{\circ} 20' 43''$  East along the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 257.00 feet; thence

Southeasterly 117.82 feet along the arc of a curve to the left having a central angle of  $90^{\circ} 00' 15''$ , a radius of 75.00 feet and a long chord which bears South  $45^{\circ} 40' 03''$  East, 106.07 feet; thence

North  $89^{\circ} 20' 43''$  East parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 150.00 feet; thence

Northeasterly 86.94 feet along the arc of a curve to the left having a central angle of  $66^{\circ} 24' 57''$ , a radius of 75.00 feet, and a long chord which bears North  $56^{\circ} 08' 14''$  East a distance of 82.15 feet; thence

North  $89^{\circ} 20' 43''$  East parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 482.69 feet to a point on the East boundary of the South Half of the Northwest Quarter of the Southeast Quarter of said Section 5; thence

North  $0^{\circ} 32' 53''$  East along said East boundary a distance of 30.00 feet to the POINT OF BEGINNING.

AND ALSO TOGETHER WITH an easement for underground irrigation pipeline over, under and across the North 10 feet of the East 360 feet of the West 663 Feet of the Northwest Quarter of the Southeast Quarter of Section 5, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.