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 63-32638
Date Received: 9/20/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JIM CLEARY Phone: (208)229-0411
6029 ECHANOVE DR
BOISE ID USA 83714

TERESA CLEARY Phone: (208)229-0411
6029 ECHANOVE DR
BOISE ID USA 83714

2. Date of Priority: 09/13/1874

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

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
05N	02E	31	SE	SE	NE		ADA	

5. Description of diverting works:

Dam, gravity ditches, & pressure irrigation from distribution pond.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.18	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
05N	02E	31	NW	NE		IRRIGATION	4
			NE	NW		IRRIGATION	5
						Section Acres	9
						Total Acres	9

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-32406 .

15. Basis of Claim: Beneficial Use

RECEIVED
DEC 04 2006
WATER RESOURCES
WESTERN REGION

Form 42-248/42-1409(6) July, 2000

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-32406	63-32406	✓			
63-32415	63-32415	✓			

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): Scott and Suzie Bohme

4. New Owner/Claimant(s): Teresa and Jim Cleary
   Name Connector (Check one): [X] and, [ ] or, [ ] and/or
   New Mailing Address: 6029 Echanove Dr.
   City, State and ZIP Code: Boise, ID 83714
   New Telephone Number: ( ) 208 229-0411

5. Date you acquired the property: 5-25-06

Form 42-248/42-1409(6) July, 2000

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 63-32406 ~~63-32415~~

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.18 cfs	9 acres : NWNE 4
Stock		NENW 5
Domestic		
Other		
Total	9	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

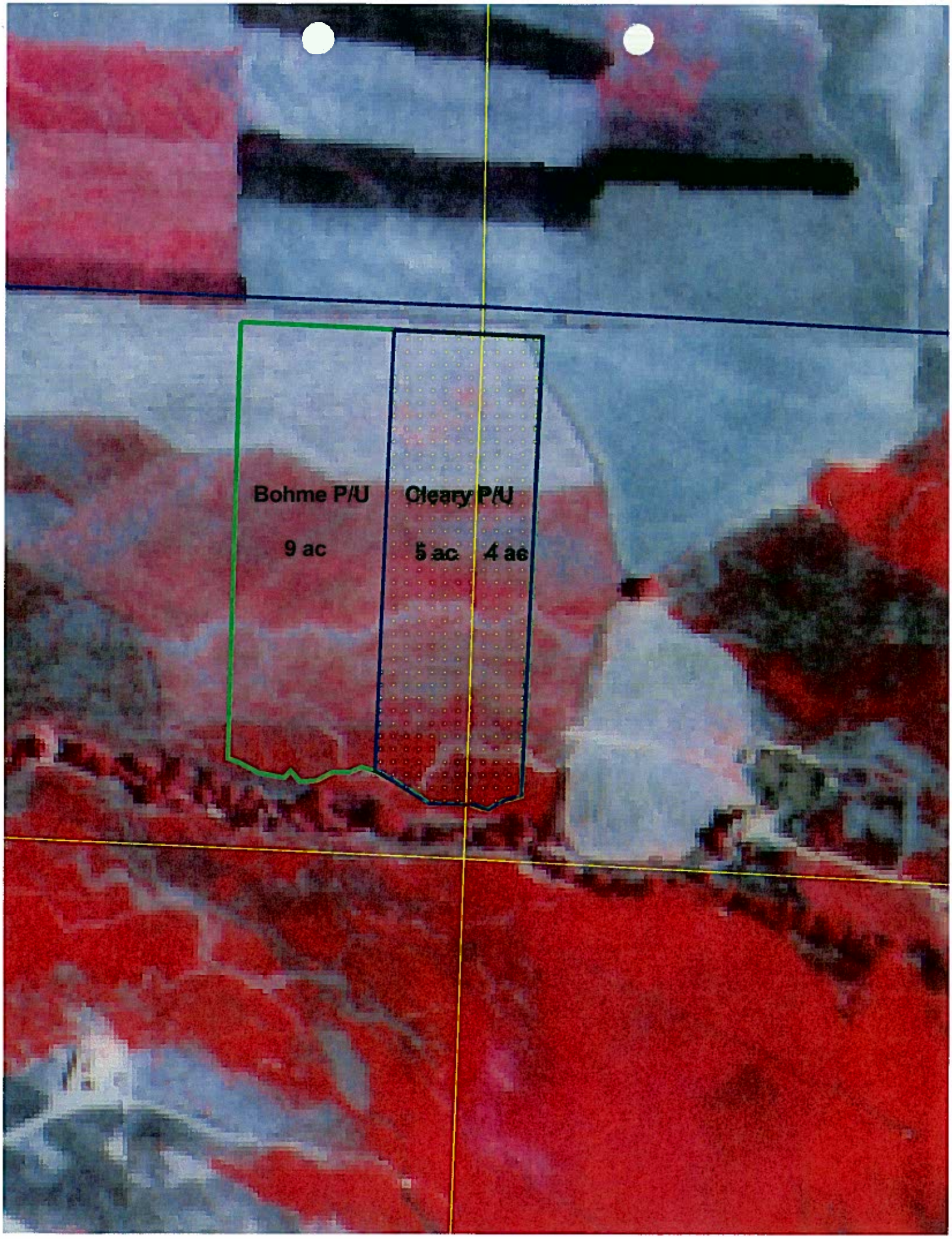
Water Right and/or Adjudication Claim Number 63-32415

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.095 cfs/40.5 af	9 ACRES : NWNE 4
Stock		NENW 5
Domestic		
Other		
Total	9	

7. Signature of New Owner(s) or Claimant(s) (include title if applicable) J Cleary

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 G Date 12/4/06 Fee —
Receipted by G Date Receipt No.
Processed by AJ Date 4-11-07 WR Date


Bohme P/U
9 ac
Cleary P/U
5 ac
4 ac

DEPUTY Vicki Allen
RECORDED – REQUEST OF
Pioneer
.31 PM
AMOUNT 3.00 1
106083100

PIC PioneerTitleCo.
GOING BEYOND

8151 W. Rifleman Ave. / Boise
Idaho 83704 / (208) 377-2700

2705500
SW/CS

WARRANTY DEED

For Value Received Sumiko Bohme and Scott Bohme wife and husband

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Teresa Cleary and Jim Cleary wife and husband

hereinafter referred to as Grantee, whose current address is 6029 W Echanove St, Boise, ID 83714

the following described premises, to-wit:

Lot 2 in Block 1 of Echanove Ranch Subdivision No. 1, according to the Official Plat thereof, filed in Book 82 of Plats at Page 8918, 8919 and 8920, records of Ada County, Idaho and amended by an Affidavit recorded June 20, 2001, as Instrument No. 101060347.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: May 23, 2006

Sumiko Bohme

Scott Bohme

STATE OF Idaho, County of Ada, ss.

On this 23rd day of May, in the year of 2006, before me the undersigned, notary public personally appeared Sumiko Bohme and Scott Bohme known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

SHARON M WILSON NOTARY PUBLIC STATE OF IDAHO

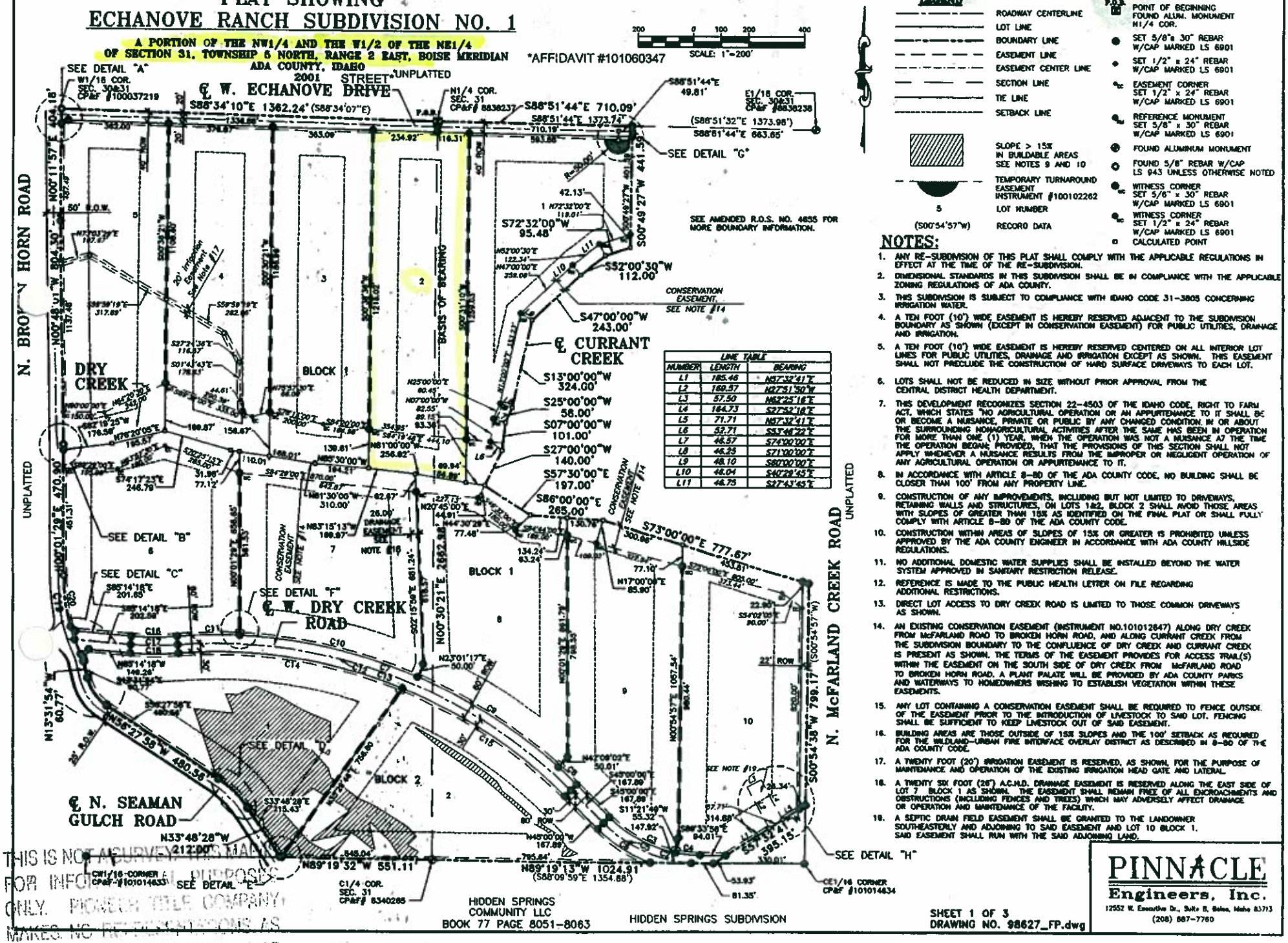
Sharon M Wilson
Notary Public of ID
Residing at Boise, ID

#101055582 Book 82 p. 8918-8920

PLAT SHOWING
ECHANOVE RANCH SUBDIVISION NO. 1

A PORTION OF THE NW1/4 AND THE W1/2 OF THE NE1/4 OF SECTION 31, TOWNSHIP 5 NORTH, RANGE 2 EAST, BOISE MERIDIAN
ADA COUNTY, IDAHO
2001

*AFFIDAVIT #101060347



LINE TABLE		
NUMBER	LENGTH	BEARING
L1	185.46	N57°32'41"E
L2	169.57	N27°51'30"W
L3	57.50	N62°25'16"E
L4	164.73	S27°52'18"E
L5	71.71	N57°32'41"E
L6	52.71	S53°46'22"E
L7	46.57	S74°00'00"E
L8	46.25	S71°00'00"E
L9	48.10	S60°00'00"E
L10	46.04	S40°29'45"E
L11	46.75	S27°43'45"E

LEGEND

- ROADWAY CENTERLINE
- LOT LINE
- BOUNDARY LINE
- EASEMENT LINE
- EASEMENT CENTER LINE
- SECTION LINE
- TIE LINE
- SETBACK LINE
- SLOPE > 15% IN BUILDABLE AREAS SEE NOTES 9 AND 10
- TEMPORARY TURNAROUND EASEMENT INSTRUMENT #100102262
- 5 LOT NUMBER
- (S00°54'57"W) RECORD DATA
- P.O.B. POINT OF BEGINNING FOUND ALUM. MONUMENT N1/4 COR.
- SET 5/8"x 30" REBAR W/CAP MARKED LS 6901
- SET 1/2" x 24" REBAR W/CAP MARKED LS 6901
- EASEMENT CORNER SET 1/2" x 24" REBAR W/CAP MARKED LS 6901
- REFERENCE MONUMENT SET 5/8" x 30" REBAR W/CAP MARKED LS 6901
- FOUND ALUMINUM MONUMENT
- FOUND 5/8" REBAR W/CAP LS 943 UNLESS OTHERWISE NOTED
- WITNESS CORNER SET 5/8" x 30" REBAR W/CAP MARKED LS 6901
- WITNESS CORNER SET 1/2" x 24" REBAR W/CAP MARKED LS 6901
- CALCULATED POINT

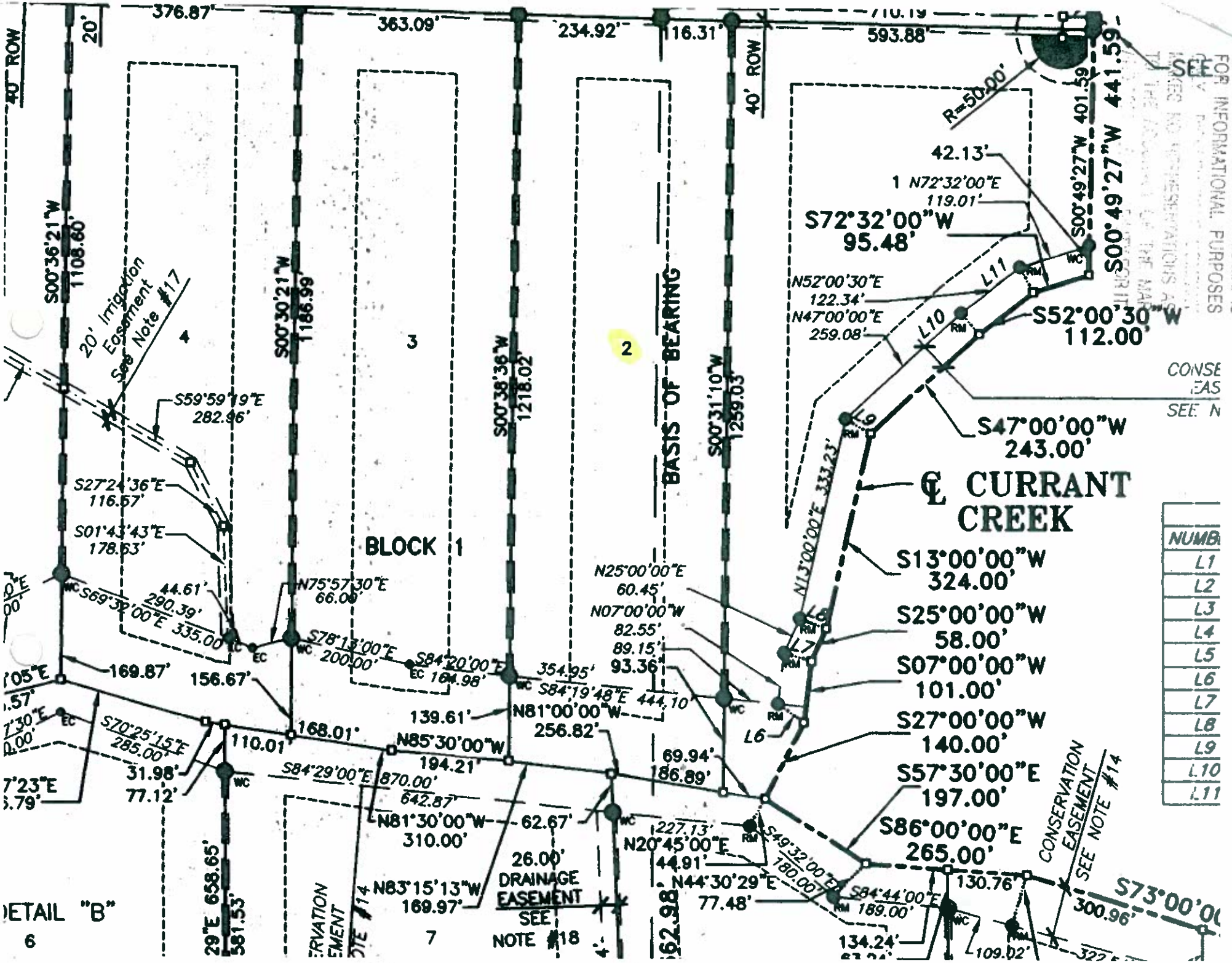
NOTES:

1. ANY RE-SUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE REGULATIONS IN EFFECT AT THE TIME OF THE RE-SUBDIVISION.
2. DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF ADA COUNTY.
3. THIS SUBDIVISION IS SUBJECT TO COMPLIANCE WITH IDAHO CODE 31-3805 CONCERNING IRRIGATION WATER.
4. A TEN FOOT (10') WIDE EASEMENT IS HEREBY RESERVED ADJACENT TO THE SUBDIVISION BOUNDARY AS SHOWN (EXCEPT IN CONSERVATION EASEMENT) FOR PUBLIC UTILITIES, DRAINAGE AND IRRIGATION.
5. A TEN FOOT (10') WIDE EASEMENT IS HEREBY RESERVED CENTERED ON ALL INTERIOR LOT LINES FOR PUBLIC UTILITIES, DRAINAGE AND IRRIGATION EXCEPT AS SHOWN. THIS EASEMENT SHALL NOT PRECLUDE THE CONSTRUCTION OF HARD SURFACE DRIVEWAYS TO EACH LOT.
6. LOTS SHALL NOT BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL FROM THE CENTRAL DISTRICT HEALTH DEPARTMENT.
7. THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF THE IDAHO CODE, RIGHT TO FARM ACT, WHICH STATES "NO AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC BY ANY CHANGED CONDITION IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN; PROVIDED, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION OR APPURTENANCE TO IT.
8. IN ACCORDANCE WITH ARTICLE 8-8D OF THE ADA COUNTY CODE, NO BUILDING SHALL BE CLOSER THAN 100' FROM ANY PROPERTY LINE.
9. CONSTRUCTION OF ANY IMPROVEMENTS, INCLUDING BUT NOT LIMITED TO DRIVEWAYS, RETAINING WALLS AND STRUCTURES, ON LOTS 1&2, BLOCK 2 SHALL AVOID THOSE AREAS WITH SLOPES OF GREATER THAN 15% AS IDENTIFIED ON THE FINAL PLAT OR SHALL FULLY COMPLY WITH ARTICLE 8-8D OF THE ADA COUNTY CODE.
10. CONSTRUCTION WITHIN AREAS OF SLOPES OF 15% OR GREATER IS PROHIBITED UNLESS APPROVED BY THE ADA COUNTY ENGINEER IN ACCORDANCE WITH ADA COUNTY HILLSIDE REGULATIONS.
11. NO ADDITIONAL DOMESTIC WATER SUPPLIES SHALL BE INSTALLED BEYOND THE WATER SYSTEM APPROVED IN SANITARY RESTRICTION RELEASE.
12. REFERENCE IS MADE TO THE PUBLIC HEALTH LETTER ON FILE REGARDING ADDITIONAL RESTRICTIONS.
13. DIRECT LOT ACCESS TO DRY CREEK ROAD IS LIMITED TO THOSE COMMON DRIVEWAYS AS SHOWN.
14. AN EXISTING CONSERVATION EASEMENT (INSTRUMENT NO.101012647) ALONG DRY CREEK FROM McFARLAND ROAD TO BROKEN HORN ROAD, AND ALONG CURRANT CREEK FROM THE SUBDIVISION BOUNDARY TO THE CONFLUENCE OF DRY CREEK AND CURRANT CREEK IS PRESENT AS SHOWN. THE TERMS OF THE EASEMENT PROVIDES FOR ACCESS TRAIL(S) WITHIN THE EASEMENT ON THE SOUTH SIDE OF DRY CREEK FROM McFARLAND ROAD TO BROKEN HORN ROAD. A PLANT PALATE WILL BE PROVIDED BY ADA COUNTY PARKS AND WATERWAYS TO HOMEOWNERS WISHING TO ESTABLISH VEGETATION WITHIN THESE EASEMENTS.
15. ANY LOT CONTAINING A CONSERVATION EASEMENT SHALL BE REQUIRED TO FENCE OUTSIDE OF THE EASEMENT PRIOR TO THE INTRODUCTION OF LIVESTOCK TO SAID LOT. FENCING SHALL BE SUFFICIENT TO KEEP LIVESTOCK OUT OF SAID EASEMENT.
16. BUILDING AREAS ARE THOSE OUTSIDE OF 15% SLOPES AND THE 100' SETBACK AS REQUIRED FOR THE WILDLAND-URBAN FIRE INTERFACE OVERLAY DISTRICT AS DESCRIBED IN 8-8D OF THE ADA COUNTY CODE.
17. A TWENTY FOOT (20') IRRIGATION EASEMENT IS RESERVED, AS SHOWN, FOR THE PURPOSE OF MAINTENANCE AND OPERATION OF THE EXISTING IRRIGATION HEAD GATE AND LATERAL.
18. A TWENTY SIX FOOT (26') A.C.H.D. DRAINAGE EASEMENT IS RESERVED ALONG THE EAST SIDE OF LOT 7 BLOCK 1 AS SHOWN. THE EASEMENT SHALL REMAIN FREE OF ALL ENCROACHMENTS AND OBSTRUCTIONS (INCLUDING FENCES AND TREES) WHICH MAY ADVERSELY AFFECT DRAINAGE OR OPERATION AND MAINTENANCE OF THE FACILITY.
19. A SEPTIC DRAIN FIELD EASEMENT SHALL BE GRANTED TO THE LANDOWNER SOUTHEASTERLY AND ADJOINING TO SAID EASEMENT AND LOT 10 BLOCK 1. SAID EASEMENT SHALL RUN WITH THE SAID ADJOINING LAND.

THIS IS NOT A SURVEY AND IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR IT.

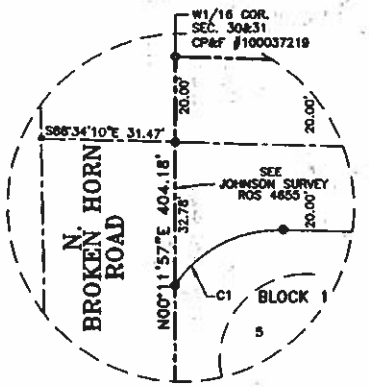
PINNACLE Engineers, Inc.
12552 W. Executive Dr., Suite B, Boise, Idaho 83713
(208) 887-7760

SHEET 1 OF 3
DRAWING NO. 98627_FP.dwg

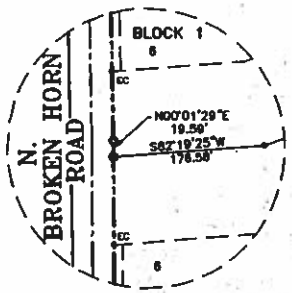

376.87'
363.09'
234.92'
116.31'
593.88'
710.19'
40' ROW
20'
SEE
R=50.00'
42.13'
1 N72°32'00"E
119.01'
S72°32'00"W
95.48'
S00°49'27"W 401.59'
S00°49'27"W 441.59'
N52°00'30"E
122.34'
N47°00'00"E
259.08'
L11
L10
S52°00'30"W
112.00'
S47°00'00"W
243.00'
℄ CURRANT CREEK
S13°00'00"W
324.00'
S25°00'00"W
58.00'
S07°00'00"W
101.00'
S27°00'00"W
140.00'
S57°30'00"E
197.00'
S86°00'00"E
265.00'
N13°00'00"E 333.23'
L9
L7
L6
L5
L4
L3
L2
L1
NUMBER
S00°36'21"W
1108.60'
S00°30'21"W
1186.99'
S00°38'36"W
1218.02'
S00°31'10"W
1259.03'
BASIS OF BEARING
20' Irrigation Easement See Note #17
4
3
2
BLOCK 1
S59°59'19"E
282.96'
S27°24'36"E
116.57'
S01°43'43"E
178.63'
S69°32'00"E
335.00'
44.61'
290.39'
N75°57'30"E
66.00'
S78°13'00"E
200.00'
S84°20'00"E
164.98'
N25°00'00"E
60.45'
N07°00'00"W
82.55'
89.15'
93.36'
354.95'
S84°19'48"E
444.10'
N81°00'00"W
256.82'
139.61'
169.87'
156.67'
168.01'
110.01'
S70°25'15"E
285.00'
31.98'
77.12'
N85°30'00"W
194.21'
S84°29'00"E
870.00'
642.87'
69.94'
186.89'
N81°30'00"W
310.00'
62.67'
227.13'
N20°45'00"E
44.91'
S49°32'00"E
180.00'
N44°30'29"E
77.48'
S84°44'00"E
189.00'
130.76'
134.24'
109.02'
CONSERVATION EASEMENT SEE NOTE #14
300.96'
S73°00'00"
26.00'
DRAINAGE EASEMENT SEE NOTE #18
N83°15'13"W
169.97'
DETAIL "B"
6
7
29"E 658.65'
581.53'
THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES

PLAT SHOWING
ECHANOVE RANCH SUBDIVISION NO. 1

A PORTION OF THE NW1/4 AND THE W1/2 OF THE NE1/4
OF SECTION 31 TOWNSHIP 5 NORTH, RANGE 2 EAST, BOISE MERIDIAN
ADA COUNTY, IDAHO
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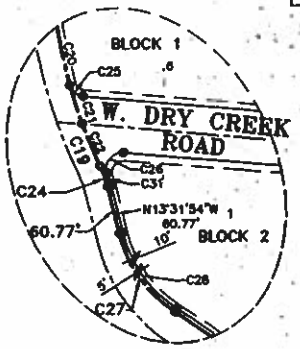


DETAIL "A"–NTS

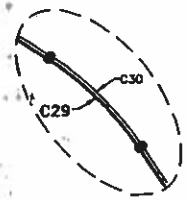


DETAIL "B"–NTS

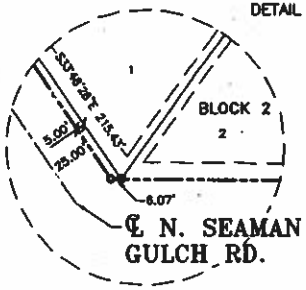
CURVE TABLE						
NUMBER	LENGTH	RADIUS	DELTA	TANGENT	CHORD	CHORD BRG
C1	28.78	30.00	54°57'48"	15.60	27.69	S63°56'56"W
C2	365.57	470.00	44°33'56"	192.60	356.43	S67°16'58"E
C3	275.92	470.00	33°38'11"	142.06	271.98	S61°49'06"E
C4	89.65	470.00	10°55'45"	44.96	89.52	S84°06'04"E
C5	356.27	500.00	40°48'30"	186.07	348.76	S85°24'45"E
C6	228.01	530.00	24°38'58"	115.80	226.26	S57°19'29"E
C7	1593.73	1830.00	49°53'55"	851.37	1543.84	N69°56'57"W
C8	91.01	1830.00	2°50'58"	45.51	91.00	N46°25'29"W
C9	610.98	1830.00	19°07'45"	308.36	608.14	N57°24'50"W
C10	664.65	1830.00	20°48'35"	336.03	661.01	N77°23'00"W
C11	227.10	1830.00	7°06'37"	113.69	226.95	S88°39'24"W
C12	1567.61	1800.00	49°53'55"	837.41	1518.53	N69°56'57"W
C13	1541.48	1770.00	49°53'55"	823.46	1493.23	N69°56'57"W
C14	627.10	1770.00	20°46'25"	421.24	619.80	N81°30'42"W
C15	714.38	1770.00	23°07'29"	362.12	709.54	N56°33'45"W
C16	163.55	970.00	9°39'37"	81.97	163.35	N69°55'54"E
C17	168.60	1000.00	9°39'36"	84.50	168.40	N69°55'54"E
C18	173.66	1030.00	9°39'36"	87.04	173.45	N69°55'54"E
C19	288.37	675.00	24°28'40"	146.42	286.19	N12°13'46"W
C20	185.71	675.00	15°45'48"	93.44	185.12	S07°52'21"E
C21	46.54	675.00	3°57'01"	23.28	46.53	S17°43'46"E
C22	56.12	675.00	4°45'52"	28.08	56.11	N22°05'12"W
C23	-	-	-	-	-	-
C24	27.68	145.00	10°56'14"	13.88	27.64	N18°00'01"W
C25	24.25	20.00	69°29'03"	13.87	22.80	S50°29'47"E
C26	40.02	20.00	114°38'20"	31.18	33.67	S37°28'32"W
C27	124.39	166.00	42°56'04"	65.28	121.50	N34°59'56"W
C28	120.64	161.00	42°56'04"	63.31	117.84	S34°59'56"E
C29	149.88	379.00	22°39'30"	75.93	148.91	N45°08'14"W
C30	151.86	384.00	22°39'30"	76.93	150.87	N45°08'14"W
C31	16.61	150.00	6°20'44"	8.31	16.60	N16°42'16"W



DETAIL "C"–NTS



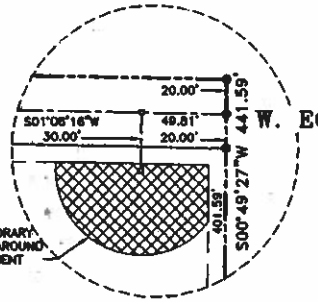
DETAIL "D"–NTS



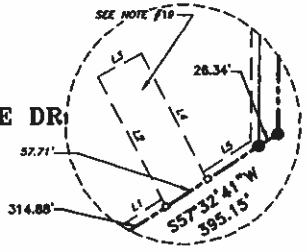
DETAIL "E"–NTS



DETAIL "F"–NTS
COMMON DRIVEWAYS (TYP.)

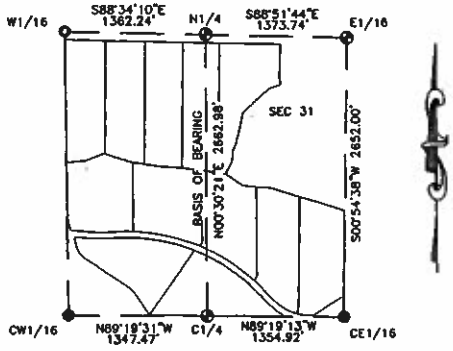


DETAIL "G"–NTS



DETAIL "H"–NTS

NOTE:
DETAIL "F" AS SHOWN APPLIES TO THE COMMON DRIVEWAYS FOR THE COMMON LOT LINES OF LOTS: 6 AND 7, 8 AND 9, 9 AND 10, BLOCK 1; AND LOTS 1 AND 2 OF BLOCK 2.



VICINITY MAP
NOT TO SCALE

THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR IT.

PINNACLE
Engineers, Inc.
12552 W. Executive Dr., Suite B, Boise, Idaho 83713
(208) 887-7780

PLAT OF
ECHANOVE RANCH SUBDIVISION NO. 1

CERTIFICATE OF OWNERS

KNOW ALL MEN BY THESE PRESENTS, THAT BULL DEVELOPMENT INC., AN IDAHO CORPORATION, IS THE OWNER OF THE REAL PROPERTY HEREAFTER DESCRIBED:

Situated in a portion of the NW1/4 and the W1/2 of the NE1/4 of Section 31, Township 5 North, Range 2 East, B.M., Ada County, Idaho and described as follows:

Beginning at an aluminum cap marking the NW corner of the said W1/2, thence along the North line of said W1/2 S86°51'44"E a distance of 710.09 feet to a 5/8 inch rebar from which the NE corner of said W1/2 bears S88°51'44"E a distance of 683.65 feet;
Thence leaving said North line S00°49'27"W a distance of 441.59 feet to point;
Thence along the centerline of Current Creek the following courses;
S72°32'00"W a distance of 85.48 feet to a point;
Thence S52°00'30"W a distance of 112.00 feet to a point;
Thence S47°00'00"W a distance of 243.00 feet to a point;
Thence S13°00'00"W a distance of 324.00 feet to a point;
Thence S25°00'00"W a distance of 58.00 feet to a point;
Thence S07°00'00"W a distance of 101.00 feet to a point;
Thence S27°00'00"W a distance of 140.00 feet to a point;
Thence leaving said centerline of Current Creek S57°30'00"E a distance of 197.00 feet to a point;
Thence S86°00'00"E a distance of 265.00 feet to a point;
Thence S73°00'00"E a distance of 777.67 feet to a 5/8 inch rebar on the East line of said W1/2;
Thence along said East line S00°54'38"W a distance of 799.17 feet to a 5/8 inch rebar;
Thence leaving said East line S57°32'41"W a distance of 385.15 feet to a 5/8 inch rebar on the South line of said W1/2;
Thence along said South line N89°19'13"W a distance of 1024.91 feet to an aluminum cap marking the SW corner of said W1/2;
Thence leaving said South line of the W1/2 and along the South line of the said NW1/4 N89°19'32"W a distance of 551.11 feet to a 5/8 inch rebar;
Thence leaving said South line and along the right-of-way of Seaman Gulch Road N33°48'28"W a distance of 212.00 feet to a 5/8 inch rebar;
Thence along the arc of a curve to the left having a radius of 379.00 feet, a central angle of 22°39'30", an arc length of 149.88 feet, and a long chord bearing N45°08'14"W a distance of 148.91 feet to a 5/8 inch rebar;
Thence N56°27'58"W a distance of 480.56 feet to a 5/8 inch rebar;
Thence along the arc of a curve to the right having a radius of 166.00 feet, a central angle of 42°56'04", an arc length of 124.39 feet, and a long chord bearing N34°58'56"W a distance of 121.50 feet to a 5/8 inch rebar;
Thence N13°31'54"W a distance of 80.77 feet to a 5/8 inch rebar;
Thence along the arc of a curve to the left having a radius of 145.00 feet, a central angle of 10°56'14", an arc length of 27.68 feet, and a long chord bearing N18°00'01"W a distance of 27.64 feet to a 5/8 inch rebar on a non-tangent curve on the easterly right-of-way line of Broken Horn Road;
Thence leaving said right-of-way of Seaman Gulch Road along the easterly right-of-way of said Broken Horn Road the following courses;
Along the arc of a curve to the right having a radius of 575.00 feet, a central angle of 24°28'40", an arc length of 208.37 feet, and a long chord bearing N12°13'46"W a distance of 206.18 feet to a 5/8 inch rebar;
Thence N00°01'29"E a distance of 470.90 feet to a 5/8 inch rebar;
Thence N00°48'01"W a distance of 804.30 feet to a 5/8 inch rebar;
Thence along the West line of the E1/2 of the said NW1/4 N00°11'57"E a distance of 404.18 feet to a 5/8 inch rebar marking the NW corner of said E1/2;
Thence leaving said easterly right-of-way and along the North line of said Section 31 S88°34'10"E a distance of 1362.24 feet to the POINT OF BEGINNING.

Said parcel contains 126.20 acres more or less and is subject to all easements or rights-of-ways of record or implied.

That it is the intention of the undersigned to and they hereby include said land in this plat. The easements indicated on said plat are not dedicated to the public but the right to use said easements is perpetually reserved for public utilities and for such other uses as designated hereon and no structure other than for such utility purposes are to be erected within the limits of said easements. The undersigned, by these presents, dedicates to the public use forever all public streets as shown on this plat. The individual lots described in the plat will not be served by any water system common to one (1) or more of lots, but will be served by individual wells.

In witness whereof, I have set my hand this 20 day of MARCH in the year of 2001
BULL DEVELOPMENT, INC.

Michael S. Homan
MICHAEL S. HOMAN PRESIDENT

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IDAHO) S.S.
COUNTY OF ADA)

On this 20th day of MARCH, in the year 2001, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Michael S. Homan, known or identified to me to be the President of Bull Development, Inc., the corporation that executed the foregoing instrument, and acknowledged to me that he executed such instrument for and on behalf of said corporation and said corporation executed the same.

JOHN G. CARPENTER NOTARY PUBLIC STATE OF IDAHO

Notary Public for Idaho
Residing at: Boise, Idaho
Commission Expires on Feb 15, 2007

CERTIFICATE OF SURVEYOR

I, Craig R. McCullough, do hereby certify that I am a Registered Professional Land Surveyor, licensed by the State of Idaho, and that this plat as described in the CERTIFICATE OF OWNERS was drawn from an actual survey made on the ground under my supervision and that this plat accurately represents the points thereon and is in conformity with the State of Idaho Code relating to Plats and Surveys.

REGISTERED PROFESSIONAL LAND SURVEYOR 6901 STATE OF IDAHO CRAIG R. McCULLOUGH

Craig R. McCullough P.L.S. 6901

SANITARY RESTRICTIONS

Sanitary restrictions of this plat were approved according to the letter of approval on file with the County Recorder or his designated listing the conditions of approval, signed by the Central District Health Department.

ADA COUNTY DISTRICT HEALTH DEPARTMENT

Health Officer
Date 3/23/01

APPROVAL OF ADA COUNTY HIGHWAY DISTRICT

The foregoing plat was accepted and approved by the Board of Ada County Highway District Commissioners on this 7th day of November year of 2000

ADA COUNTY HIGHWAY DISTRICT

Chairman

ADA COUNTY HIGHWAY DISTRICT SEAL

APPROVAL OF ADA COUNTY COMMISSIONERS

The foregoing plat was accepted and approved by the Board of Commissioners of Ada County, Idaho this 29 day of May year of 2001

STATE OF IDAHO

Board Chairman

CERTIFICATE OF ADA COUNTY SURVEYOR

I, the undersigned, County Surveyor for Ada County, Idaho, do hereby certify that I have checked this plat and that it complies with the State of Idaho Code relating to Plats and Surveys.

John E. Pruitt 4/10/01
Ada County Surveyor PLS 3030

ADA COUNTY SURVEYOR

CERTIFICATE OF THE ADA COUNTY TREASURER

This is to certify that the undersigned, per the requirements of Idaho Code 50-1308, do hereby certify that any and all current and/or delinquent county property taxes for the property included in this plat have been paid in full. This certification is valid for the next thirty (30) days only.

Lynda Fraher by Nancy Everett
Ada County Treasurer
Date 6-7-2001

ADA COUNTY TREASURER

CERTIFICATE OF ADA COUNTY RECORDER

INSTRUMENT No. 101055582

STATE OF IDAHO) S.S.
COUNTY OF ADA)

I hereby certify that this plat was filed at the request of BULL DEVELOPMENT, INC. at 10 minutes past 2 o'clock P m. this 8th day of June A.D. 2001, in my office and was duly recorded in Book 92 of Plats at Pages 9119 and 9120.

Deputy
Fee: $16.00

J David Navarro
Ex-officio Recorder

SHEET 3 OF 3
DRAWING NO. 98627_FP.dwg

PINNACLE Engineers, Inc.
12552 W. Executive Dr., Suite B, Boise, Idaho 83713
(208) 887-7760

IDAHO DEPARTMENT OF WATER RESOURCES

RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32638

NAME AND ADDRESS: JIM CLEARY
6029 ECHANOVE DR
BOISE ID 83714

TERESA CLEARY
6029 ECHANOVE DR
BOISE ID 83714

SOURCE: DRY CREEK TRIBUTARY: BOISE RIVER

QUANTITY: 0.180 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-32640 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .18 CFS.

PRIORITY DATE: 09/13/1874

POINT OF DIVERSION:

T05N R02E S31 SESENE Within ADA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.180 CFS

PLACE OF USE: IRRIGATION in ADA County

T05N R02E S31	NWNE	4.00	T05N R02E S31	NENW	5.00

9 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-32640 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 9 ACRES IN A SINGLE IRRIGATION SEASON.

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 - Beneficial Use

This right is a split from former right 63-32406 .

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	)	**Water Rights:** 63-32406 (Split)
	)	63-32637, 63-32638
Case No. 39576	)	**NOTICE OF COMPLETED**
	)	**ADMINISTRATIVE**
	)	**PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

- ☐ Point of diversion
- ☐ Place of use
- ☐ Period of use
- ☐ Nature of use
- ☐ Split of water right
- ☐ Change in ownership
- ☐ 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: April 13, 2007

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 13, 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	___	overnight mail
Snake River Basin Adjudication	XX	regular mail
P.O. Box 2707	___	hand-delivered
Twin Falls, ID 83303-2707	___	facsimile

2. Copies to:

Clive Strong	___	overnight mail
Off ice of the Attorney General	XX	regular mail
P.O. Box 44449	___	hand-delivered
Boise, ID 83711-4449	___	facsimile
United States Dept of Justice	___	overnight mail
Environment & Natural Resource Div	XX	regular mail
550 West Fort Street MSC 033	___	hand-delivered
Boise ID 83724	___	facsimile

3. Copies to all parties to the subcase:

Scott Bohme	___	overnight mail
Suzie Bohme	XX	regular mail
4389 W Farm View Rd	___	hand-delivered
Boise ID 83714	___	facsimile
Jim Cleary	___	overnight mail
Teresa Cleary	XX	regular mail
6029 Echanove Dr	___	hand-delivered
Boise ID 83714	___	facsimile

Lori Harris

Signature of person mailing this document

State of Idaho
DEPARTMENT OF WATER RESOURCES
2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 13, 2007

JIM CLEARY
TERESA CLEARY
6029 ECHANOVE DR
BOISE ID 83714

Re: Original Water Right Nos. 63-32406 & 63-32415

Renumbered to Water Right Nos. 63-32638 & 63-32640

Dear Mr. & Mrs. Cleary:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of the original claim.

When a portion of the original water right has been conveyed to another and the original right has been split, then the original right number is renumbered to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original right after the change of ownership. Enclosed is a copy of this new water right for your records. Please refer to your new number when corresponding with our office. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the SRBA Court as notification of this change.

If you have any questions concerning this ownership change, or the enclosed copy, please feel free to contact this office.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures