

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 63-32671
Date Received: 1/23/1990
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RICHARD A KLEIN Phone: (208)467-5174
221 CRESTVIEW DR
NAMPA ID USA 83651

2. Date of Priority: 02/14/1983

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	10	NW SW	CANYON	

5. Description of diverting works:

WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
HEATING	01/01	12/31	0.08	2.4
COOLING	01/01	12/31	0.08	2.4
DOMESTIC	01/01	12/31	0.08	2.4

7. Total Quantity Appropriated is:

0.16 C.F.S. and/or 7.2 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
02N	02W	10	NW	SW	HEATING	
			NW	SW	COOLING	
			NW	SW	DOMESTIC	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

The issuance of this right does not grant any right-of-way or easement across the land of another.

Return flow if discharged to a subsurface system must be authorized by a separate injection well permit, and return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

CLAIM AMENDED PER LICENSE ISSUED 6/16/94.

This right is a split from former right 63-10000 .

15. Basis of Claim: License

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

RECEIVED

OCT 26 2006

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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-1000					

RECEIVED

NOV 5 8 2006

WATER RESOURCES
WESTERN REGION

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

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

Richard Klein

4. New Owner/Claimant(s)

W. David and Audra Pratt

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

New Mailing Address

221 Crestview Dr.

City, State and ZIP Code

Nampa, ID 83686

New Telephone Number

208 466-1483

5. Date you acquired the property

June 2004

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

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

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

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

Audrey M. Platt
William [Signature]

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 _____ Date _____ Fee _____
 Received by 221 Date _____ Receipt No. _____
 Processed by 221 AJ Date 5-23-07 WR _____ Date _____

A

200433498

Aug
not

PC58805
CC3197

WARRANTY DEED

FOR VALUE RECEIVED CARL R. THORNFELDT and MARLENE R. THORNFELDT, HUSBAND AND WIFE

the Grantor, do hereby grant, bargain, sell and convey unto AUDRA M. PRATT and WILLIAM D. PRATT, ~~HUSBAND AND WIFE~~ WIFE AND HUSBAND

the Grantee, whose address is 221 CRESTVIEW DRIVE, NAMPA, ID, 83686

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A":

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, 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 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: June 17, 2004


CARL R. THORNFELDT


MARLENE R. THORNFELDT

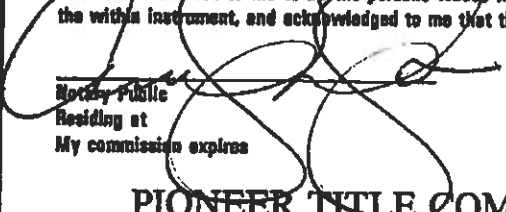
STATE OF IDAHO

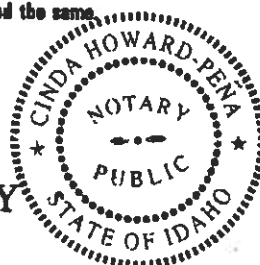
COUNTY OF CANYON

PIONEER-CALDWELL

On this 17TH day of JUNE in the year 2004, before me, a Notary Public, personally appeared CARL R. THORNFELDT AND MARLENE R. THORNFELDT known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

REQUEST _____
TYPE Need FEE 6.00


Notary Public
Residing at _____
My commission expires _____



PIONEER TITLE COMPANY
OF CANYON COUNTY
"CANYON OFFICE"

5680 E. FRANKLIN, STE. 150
NAMPA, IDAHO 83686

TEL. (208) 465-6655
FAX. (208) 465-6556

CANYON COUNTY RECORDER
JUL 21 PM 4 50
G. NOEL HALE

RECORDED

200433498

Exhibit "A"

PT
MT

Lots 4 AND 5, Block 3, CRESTVIEW HEIGHTS SUBDIVISION, Nampa, Canyon County, Idaho, according to the plat filed in Book 8 of Plats, Page 10, records of said County.

EXCEPT that portion of Lot 4 lying within the following described tract:

COMMENCING at a found 5/8" iron pin marking the Northwest corner of the Northwest Quarter of the Southwest Quarter of Section 10, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho; thence

South 00° 07' 00" West 1267.89 feet along the Westerly boundary of the said Southwest Quarter of the Southeast Quarter to a point 54.50 feet Northerly of the Southwest corner of the said Northwest Quarter of the Southwest Quarter; thence

South 89° 57' 26" East 311.85 feet (formerly stated as South 89° 57' 00" East 312.00 feet) to a point on the boundary of Crestview Heights Subdivision filed for Records in Canyon County under Instrument No. 581514; thence

South 00° 06' 34" West 59.97 feet (formerly stated as South 00° 07' 00" West 60.00 feet) to a point on the boundary of said CRESTVIEW HEIGHTS SUBDIVISION; thence

South 89° 57' 26" East 193.90 feet (formerly stated as South 89° 57' 00" East 194.00 feet) along the boundary of said CRESTVIEW HEIGHTS SUBDIVISION to a set 1/2" iron pin with a plastic cap on the Southwest corner of Lot 4, Block 3, the INITIAL POINT of this description; thence

North 00° 07' 00" East 265.36 feet (formerly stated as 265.46 feet) along the said Westerly boundary of Lot 4 to a set 1/2" iron pin with a plastic cap; thence

South 89° 29' 45" East 92.26 feet to a set 1/2" iron pin with a plastic cap; thence

North 56° 37' 00" East 5.55 feet to a set 1/2" iron pin with a plastic cap; thence

South 00° 07' 00" West 267.67 feet along a line parallel with the Westerly boundary of the said Southwest Quarter of the Southeast Quarter to a set 1/2" iron pin with a plastic cap on the South boundary of said Lot 4, Block 3; thence

North 89° 57' 26" West 96.89 feet (formerly stated as North 89° 57' 00" West) to the INITIAL POINT of this description.

AMP
WGP

CC3197

WARRANTY DEED

FOR VALUE RECEIVED CARL R. THORNFELDT and MARLENE R. THORNFELDT, HUSBAND AND WIFE

the Grantor, do hereby grant, bargain, sell and convey unto AUDRA M. PRATT and WILLIAM D. PRATT, HUSBAND AND WIFE

the Grantee, whose address is 221 CRESTVIEW DRIVE, NAMPA, ID, 83686

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A":

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, 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 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: June 17, 2004


CARL R. THORNFELDT


MARLENE R. THORNFELDT

STATE OF IDAHO

COUNTY OF CANYON

On this 17TH day of JUNE in the year 2004, before me, a Notary Public, personally appeared CARL R. THORNFELDT AND MARLENE R. THORNFELDT known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at
My commission expires

PIONEER TITLE COMPANY
OF CANYON COUNTY
"CANYON OFFICE"

5680 E. FRANKLIN, STE. 150
NAMPA, IDAHO 83686

TEL. (208) 465-6655
FAX. (208) 465-6556

Exhibit "A"

pr
mt

Lots 4 AND 5, Block 3, CRESTVIEW HEIGHTS SUBDIVISION, Nampa, Canyon County, Idaho, according to the plat filed in Book 8 of Plats, Page 10, records of said County.

EXCEPT that portion of Lot 4 lying within the following described tract:

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South 00° 07' 00" West 1267.89 feet along the Westerly boundary of the said Southwest Quarter of the Southeast Quarter to a point 54.50 feet Northerly of the Southwest corner of the said Northwest Quarter of the Southwest Quarter; thence

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South 00° 06' 34" West 59.97 feet (formerly stated as South 00° 07' 00" West 60.00 feet) to a point on the boundary of said CRESTVIEW HEIGHTS SUBDIVISION; thence

South 89° 57' 26" East 193.90 feet (formerly stated as South 89° 57' 00" East 194.00 feet) along the boundary of said CRESTVIEW HEIGHTS SUBDIVISION to a set 1/2" iron pin with a plastic cap on the Southwest corner of Lot 4, Block 3, the INITIAL POINT of this description; thence

North 00° 07' 00" East 265.36 feet (formerly stated as 265.46 feet) along the said Westerly boundary of Lot 4 to a set 1/2" iron pin with a plastic cap; thence

South 89° 29' 45" East 92.26 feet to a set 1/2" iron pin with a plastic cap; thence

North 56° 37' 00" East 5.55 feet to a set 1/2" iron pin with a plastic cap; thence

South 00° 07' 00" West 267.67 feet along a line parallel with the Westerly boundary of the said Southwest Quarter of the Southeast Quarter to a set 1/2" iron pin with a plastic cap on the South boundary of said Lot 4, Block 3; thence

North 89° 57' 26" West 96.89 feet (formerly stated as North 89° 57' 00" West) to the INITIAL POINT of this description.

29,532.07 m

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9321917

WARRANTY DEED

FOR VALUE RECEIVED RICHARD ALAN KLEIN, as separate property

the Grantor, does hereby grant, bargain, sell and convey unto CARL R. THORNFELDT and MARLENE R. THORNFELDT, husband and wife

the Grantees, whose address is 221 CRESTVIEW DRIVE, NAMPA, ID 83686

the following described premises, to-wit:

Lots 4 and 5, Block 3, CRESTVIEW HEIGHTS SUBDIVISION, Nampa, Canyon County, according to the plat filed in Book 8 of Plats, Page 10, records of said County.

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 he the owner in fee simple of said premises; that said premises are free from all encumbrances, except for general taxes and assessments for the year 1993 and subsequent years, covenants, conditions, restrictions and easements of record,

and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: September 10, 1993

Richard Alan Klein
RICHARD ALAN KLEIN

STATE OF IDAHO
COUNTY OF CANYON

On this 15th day of SEPTEMBER, 1993, before me a notary public, personally appeared **RICHARD ALAN KLEIN**, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

[Signature]
Notary Public
Residing at MERIDIAN, Idaho
My commission expires: 2-16-96

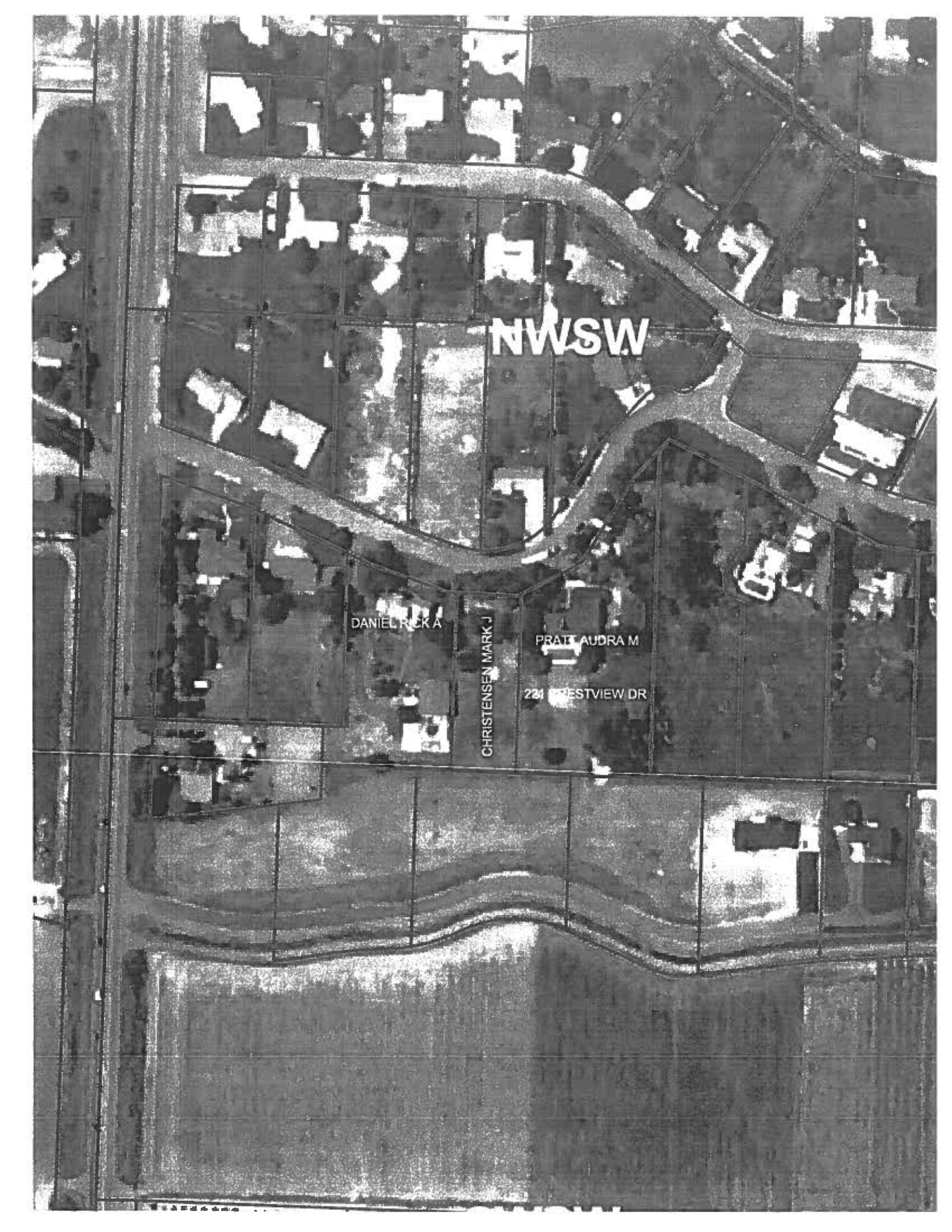
93 SEP 15 AM 11 35
RECORDED
FILED
CANYON CNT RECORDER
11 Q. L. G. G.
PIONEER—NAMPA
100 S. KIMBALL
CALDWELL, ID 83605

9321917

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605



NWSW

This is an aerial photograph of a residential neighborhood. The image shows several large lots, many of which are divided into smaller parcels by thin white lines. The terrain is a mix of dark, vegetated areas and lighter, possibly paved or cleared areas. A winding road or path is visible in the upper right portion of the image. The text 'NWSW' is overlaid in the upper center. Below it, towards the bottom center, are three property labels: 'DANIEL RICK A' on the left, 'CHRISTENSEN MARK J' in the middle, and 'PRATT AUDRA M' on the right. Below the Pratt label is the address '2241 WESTVIEW DR'. The overall image has a grainy, high-contrast appearance typical of older aerial photography.

DANIEL RICK A

PRATT AUDRA M

2241 WESTVIEW DR

CHRISTENSEN MARK J

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: A63-10000
Date Received: 1/23/1990
Receipt No: W007819
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RICHARD A KLEIN 208-467-5174
Address: 221 CRESTVIEW DR
NAMPA ID 83651

2. Date of Priority: FEB 14, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	10	NW	SW			CANYON

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COOLING	01/01	12/31	0.120		3.60
DOMESTIC	01/01	12/31	0.120		3.60
HEATING	01/01	12/31	0.120		3.60

7. Total Quantity Appropriated is:
0.240 C.F.S. (and/or) 10.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 3 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	10	NW	SW		DOMEST	
			NW	SW		HEAT	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	02W	10	NW SW		COOL	

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:

BOISE-KUNA IRR. DIST., W. HOFFMAN LATERAL

14. Remarks:

CLAIM AMENDED PER LICENSE ISSUED 6/16/94.

15. Basis of Claim: LICENSE

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-10000
Date Received: 1/23/1990
Receipt No: W007819
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD A. KLEIN 208-467-5174
Address: 221 CRESTVIEW DR.
NAMPA, ID 83651

2. Date of Priority: FEB 14, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	10	NW	SW			CANYON

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.120		
DOMESTIC	01/01	12/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/3 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	10	NW	SW		DOMEST	

11. Place of use in counties: CANYON

A63-10000

Page 1

Date: 01/23/90

MICROFILMED
AUG 24 1992

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

13. Other Water Rights Used:

BOISE-KUNA IRR. DIST., W. HOFFMAN LATERAL

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Identification No. 63 10000

Date Received _____

Receipt Number W007819

RECEIVED

JAN 22 1990

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) RICHARD A. KLEIN Phone (208) 467-5174

Mailing Address 221 CRESTVIEW DR. NAMPA IDAHO Zip 83686

2. Date of Priority (Only one per claim) OCT. 26, 1978 Month/Day/Year

3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 2N Range 2W

Section 10 NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of CANYON

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WELL AND PUMP

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For DOMESTIC purposes from 1/1 to 12/31 amount 0.02 (cfs)

For LIVESTOCK purposes from 1/1 to 12/31 amount 0.02 (Both dates are inclusive)

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) ONE HOUSEHOLDS STOCK - 10 HEAD RANGE CATTLE

3

MICROFILMED

AUG 24 1992

10. Place of use is: Township: 2N Range 2W
Section: 10, NW 1/4 of SW 1/4. Govt. Lot _____, B.M. _____
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or BOISE-KUNA IRRIGATION WATER

14. Remarks: This is a Domestic Purpose

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 63-10000

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

Number of Attachments 0

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

Signature of Claimant (s) Richard A. Klein Date 17 JAN 90

Date _____

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

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

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 17 day of December 19 90

SEAL

Notary Public Bruce A. Schuld

Residing at BRUCE A. SCHULD, NOTARY PUBLIC

My Commission Expires RESIDING AT BOISE, IDAHO

MY COMMISSION EXPIRES APRIL 11, 1995

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

AUG 24 1992

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

RIGHT NUMBER: 63-32671

NAME AND ADDRESS: RICHARD A KLEIN
221 CRESTVIEW DR
Nampa ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS
7.200 AFY

PRIORITY DATE: 02/14/1983

POINT OF DIVERSION:

T02N R02W S10 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COOLING	01/01 12/31	0.080 CFS 2.40 AFY
HEATING	01/01 12/31	0.080 CFS 2.40 AFY
DOMESTIC	01/01 12/31	0.080 CFS 2.40 AFY

PLACE OF USE: HEATING in CANYON County

T02N R02W S10 NWSW

COOLING in CANYON County

T02N R02W S10 NWSW

DOMESTIC in CANYON County

T02N R02W S10 NWSW

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

Place of use is located within Lots 3, 6, & 7, Block 3, Crestview Heights Subdivision

This right is a split from former right 63-10000 .

The issuance of this right does not grant any right-of-way or easement across the land of another.

Return flow if discharged to a subsurface system must be authorized by a separate injection well permit, and return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

Heating and cooling uses are for 2 domestic water-to-air heat pumps

Domestic use is for 2 homes.

Use of this right is combined with water from Boise-Kuna Irrigation District.

**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

Case No. 39576

)
)
)
)
)

Water Rights: 63-10000 (Split)

63-32671, 63-32672

**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: May 25, 2007


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 25, 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
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Richard Klein
221 Crestview Dr
Nampa ID 83651

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

W David Pratt
Audra Pratt
221 Crestview Dr
Nampa ID 83686

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



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

May 25, 2007

RICHARD A KLEIN
221 CRESTVIEW DR
NAMPA ID 83605

Re: Original Water Right No. 63-10000

Renumbered to Water Right Nos. 63-32671

Dear Mr. Klein:

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
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:1
Enclosures

INSTRUMENT NO

841661

JOINT WELL AGREEMENT

KATHLEEN
CHRISTENSEN
461-1081

THIS AGREEMENT, Made and entered into this 10th day of April, 1978, by and between ROBERT C. OLDING and JUDY OLDING, husband and wife, the parties of the first part, and RICHARD A. KLEIN and MARY JANE KLEIN, husband and wife, the parties of the second part, and MILTON E. KUTSURELIS and KARAN R. KUTSURELIS, husband and wife, the parties of the third part,

WITNESSETH:

WHEREAS, the parties of the first part are owners of the following described real property, to-wit:

Lots 6 and 7, Block 3, Crestview Heights Subdivision, Canyon County, Idaho;

which real property is hereinafter referred to as Tract #1, and

WHEREAS, the parties of the second part are the owners of the following described real property, to-wit:

Lots 4 and 5, Block 3, Crestview Heights Subdivision, Canyon County, Idaho;

which real property is hereinafter referred to as Tract #2, and

WHEREAS, the parties of the third part are the owners of the following described real property, to-wit:

Lot 3, Block 3, Crestview Heights Subdivision, Canyon County, Idaho;

which real property is hereinafter referred to as Tract #3, and

WHEREAS, the real property as owned by the respective parties hereto lie in a consecutive order, and the parties hereto are desirous of constructing a well

which will serve the domestic and culinary purposes of each of the three real properties hereinabove set forth; and

WHEREAS, the parties hereto are desirous of entering into this Agreement for the purpose of the orderly administration and operation of the well, and for the further purpose of setting forth the rights, responsibilities and liabilities of each of the parties hereunder.

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein, the parties hereto do hereby covenant and agree as follows:

1. That the well which shall serve the three parcels of real property hereinabove set forth shall be constructed on the following described real property:

Approximately 90' from the Northerly property pin of Lot 5, Block 3, Crestview Heights Subdivision, Canyon County, Idaho, extending in a Southerly direction; thence West approximately 10'.

2. The parties herein covenant and agree that the parties of the first part, the parties of the second part, and the parties of the third part shall each be responsible for the payment of one-third (1/3) of the following:

a. The costs of the drilling of the well;

b. The costs of the pump and pressure system;

c. All costs of installation, including but not limited to, installation of power and water main line extending from the well site to the foundations of the proposed residence homes to be located on Tract #1, Tract #2 and Tract #3 herein, whether such residence homes shall be constructed immediately or at some time in the future;

d. All costs of maintenance and repair of said well;

e. Costs of power to operate said well;

f. Costs of replacement and/or repair of mainline pipe installed.

g. Costs of replacement and/or repair to power supply to well.

3. That the parties of the second part do hereby grant unto the parties of the first part and the parties of the third part an easement on that portion of their real property upon which said well is to be located, said easement to be of sufficient dimensions to allow for the installation of the mainline pipe, repairs to said well, and for access to the well site by any of the parties herein for the purposes of repair, maintenance and other requirements concerning the use and operation of the jointly used well.

4. It is understood and agreed by and between the parties hereto that the mainline pipe extending through the easement granted herein, shall extend to the utility and irrigation easement as now appears of record according to the plat of said Crestview Subdivision on file in the office of the Canyon County Recorder, and that the main water line extending to the residence homes located on Tract #1 and Tract #3 shall be placed in the utility and irrigation easement. With regard to the residence home to be located on Tract #2, it is mutually covenanted and agreed that the mainline from the well to that residence home need not be constructed in the irrigation easement.

5. The parties understand and agree that said well and its waters shall be used exclusively by the parties hereto for domestic and culinary purposes, to

include household water and sprinkling for irrigation for yards and pasture, and no other use shall be made of same.

6. Said well shall be the sole property of the parties to this Agreement, and each of the hereinbefore described tracts shall have a one-third interest and ownership in the well, pump, pressure system and all other component parts thereof.

* 7. This Agreement shall apply only to Tracts #1, #2, and #3 as hereinabove described, and from and after the date of this Agreement, no new or additional members, participants or households shall be added to the well and water system, except as may provided by this Agreement.

* 8. In the event any of the parties hereto shall acquire additional real property, either by division of their existing real property, or the purchase or acquisition of other real property which is in close proximity to the real property now owned by that party, then, upon the agreement of the parties hereto, and the capacity of the well and availability of water therefrom, water may be provided to a residence home that may be constructed on such additional real property.

9. Each of the parties hereto agrees to promptly pay for their respective costs incurred in the construction, maintenance, replacement or repair of said well or any equipment or parts necessary to the proper function of said well.

10. The rights, duties and responsibilities pursuant to this Agreement shall be transferrable with the lands and premises of Tracts #1, #2 and #3 upon which domestic and culinary water from said well is used.

11. Nothing herein contained shall, in any way, be construed to mean that the parties hereto are in fact partners in a partnership enterprise, or members of a de jure or de facto corporation.

12. This Agreement shall be recorded in the office of the County Recorder, Canyon County, Idaho.

13. This Agreement shall continue in full force and effect until modified or terminated by mutual agreement of the parties hereto.

14. This Agreement shall inure to and bind the heirs, executors, assigns, administrators, and successors in interest of the parties hereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands the day and year first above written.

Robert C. Olding
Robert C. Olding

Judy Olding
Parties of the First Part

Richard A. Klein
Richard A. Klein

Mary Jane Klein
Parties of the Second Part

Milton E. Kutsurelis
Milton E. Kutsurelis

Karan R. Kutsurelis
Karan R. Kutsurelis
Parties of the Third Part

STATE OF IDAHO)
) ss
County of Canyon)

On this 11 day of August, 1978,
before me, the undersigned, a Notary Public in and for said
State, personally appeared ROBERT C. OLDING and JUDY
OLDING, husband and wife, known to me to be the persons
whose names are subscribed to the foregoing instrument, and
acknowledged to me that they executed the same.

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

written.

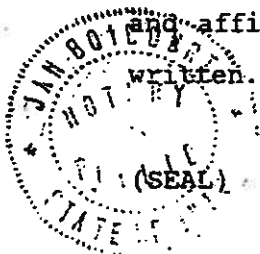


Notary Public for Idaho
Residing at Nampa, Idaho

STATE OF IDAHO)
 :SS
County of Canyon)

On this day of , 1978,
before me, the undersigned, a Notary Public in and for said
State, personally appeared RICHARD A. KLEIN and MARY JANE
KLEIN, husband and wife, known to me to be the persons
whose names are subscribed to the foregoing instrument, and
acknowledged to me that they executed the same.

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



Notary Public for Idaho
Residing at Nampa, Idaho

STATE OF IDAHO)
) ss
 County of Canyon)

On this ____ day of _____, 1978,
 before me, the undersigned, a Notary Public in and for said
 State, personally appeared MILTON E. KUTSURELIS and
 KARAN R. KUTSURELIS, husband and wife, known to me to be
 the persons whose names are subscribed to the foregoing
 instrument, and acknowledged to me that they executed the
 same.

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



 Notary Public for Idaho
 Residing at Nampa, Idaho

841661

FILED

SEP 15 10 13 AM '78

BILL A. STAMER
CLERK OF DISTRICT COURT

U. Chung

RECORDED
AT THE REQUEST OF

WEEKS-VOST-WA-ATINS

B & A
FEB 8 1978

GRANTOR

Milton E. Kutsurelis
Karan R. Kutsurelis

GRANTEE

Milton E. Kutsurelis
Karan R. Kutsurelis

NOTARY

Cody Christensen
Nampa, ID

CRESTVIEW HEIGHTS SUBDIVISION

IN CANYON COUNTY, IDAHO

DESCRIPTION

This parcel is situated in a portion of the NW 1/4 SW 1/4 and the SE 1/4 NW 1/4 SW 1/4 of Section 10, Range 2 West of the Boise Meridian and is more particularly described as follows:

Commencing at the SW corner of said SW 1/4 NW 1/4 SW 1/4; Thence N 0°-07'E, along the West boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 54.5 feet to the TRUE POINT OF BEGINNING;

Thence continuing N 0°-07'E, along said West boundary, a distance of 407.00 feet to the NW corner of said SW 1/4 NW 1/4 SW 1/4; Thence S 89°-57'E, along the North boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 889.00 feet; Thence S 32°-00'E, a distance of 56.80 feet; Thence S 89°-57'E, parallel with the North boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 238.30 feet; Thence S 74°-45'E, a distance of 114.00 feet; Thence S 89°-43'E, a distance of 20.64 feet; Thence S 0°-07'W, parallel with the East boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 20.00 feet; Thence S 89°-43'E, a distance of 7.00 feet; Thence S 0°-07'W, parallel with the East boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 35.00 feet; Thence S 89°-43'E, a distance of 13.00 feet to a point on the East boundary of said SW 1/4 NW 1/4 SW 1/4; Thence S 0°-07'W, along the East boundary of said SW 1/4 NW 1/4 SW 1/4, a distance of 347.00 feet; Thence N 89°-57'W, parallel with the South boundary of said Sec. 10, a distance of 1011.33 feet; Thence N 0°-07'E, parallel with the West boundary of said SW 1/4 NW 1/4 SW 1/4 and said NW 1/4 SW 1/4 SW 1/4, a distance of 50.0 feet; Thence N 89°-57'W, parallel with the South boundary of said Sec. 10, a distance of 312.00 feet to the TRUE POINT OF BEGINNING.

This parcel contains 19.43 acres more or less.

CURVE DATA

CURVE	T	Δ	R	L	CHORD
C1	14.74	72°-47'-45"	16.00	23.41	23.74
C2	27.13	07°-12'-15"	20.00	37.42	32.19
C3	102.60	77°-23'-15"	128.34	173.34	180.47
C4	122.82	77°-23'-45"	153.34	207.11	191.72
C5	142.45	77°-23'-15"	178.34	240.81	222.98
C6	31.48	74°-08'-30"	41.53	53.87	50.7
C7	12.53	74°-08'-30"	16.53	21.4	19.37
C8	19.16	74°-08'-30"	20.00	25.3	24.16
C9	20.00	89°-00'-00"	20.00	31.43	32.18
C10	20.00	89°-00'-00"	20.00	31.43	32.18
C11	15.91	76°-59'-15"	20.00	27.92	24.92
C12	12.73	64°-57'-45"	20.00	22.06	21.49
C13	127.08	17°-55'-45"	809.57	232.06	331.04
C14	131.04	17°-55'-45"	827.87	239.83	336.06
C15	135.00	17°-55'-45"	852.37	247.78	344.69

MANGUM HEIGHTS SUBDIVISION

STATE OF IDAHO S.S. COUNTY OF CANYON

I, RONALD M. BLAKLEY, a Registered Professional Engineer in and for said County and State, do hereby certify that the survey of CRESTVIEW HEIGHTS SUBDIVISION in Canyon County, Idaho, as described on this plat, was made by me or under my direction and that this plat correctly shows the survey as made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 10th day of MAY A.D. 1966



STATE OF IDAHO S.S. COUNTY OF CANYON

On this 10th day of MAY A.D. 1966, before me, JUDY CHRISTENSEN, a Notary Public in and for the said County and State, personally appeared RONALD M. BLAKLEY, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 10th day of MAY A.D. 1966.

NOTARY PUBLIC *Judy Christensen*

Residing at *Payson*

My commission expires *7-2-68*



I hereby certify that this instrument was filed for record at the request of *Ronald M. Blakley* this *17th* day of *May* A.D. 1966.

For *SS* Instrument No. *581514*

Recorder *SS Santa*

Deputy *Lawrence Sawyer*

