

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: **A63-03010**
Date Received: 12/23/1994
Receipt No: W018458
Received By: g

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

1. Name: GREGORY URRUTIA 208-466-5248
Address: PO BOX 304
CALDWELL ID 83606

Name: CATHY URRUTIA 208-466-5248
Address: PO BOX 304
CALDWELL ID 83606

2. Date of Priority: NOV 29, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	8	SE	NE			CANYON

5. Description of diverting works:
14" WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	8	SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	03W	8	NE SE		IRR	40.0
Section Acres						80.0
Total Acres						80.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Property in CRP until 1997.

15. Basis of Claim: LICENSE

Water Right Number: 25293

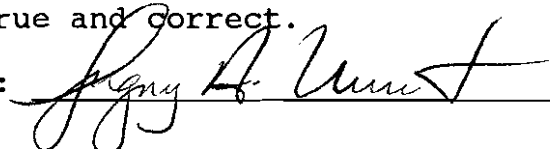
16. Signature(s)

(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:

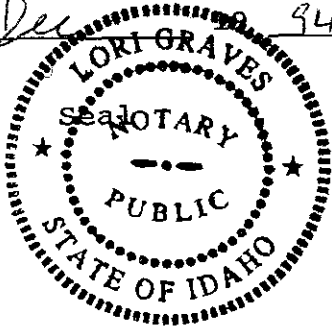
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):  Date: 12-23-94
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23rd day

of Dec 29 1994

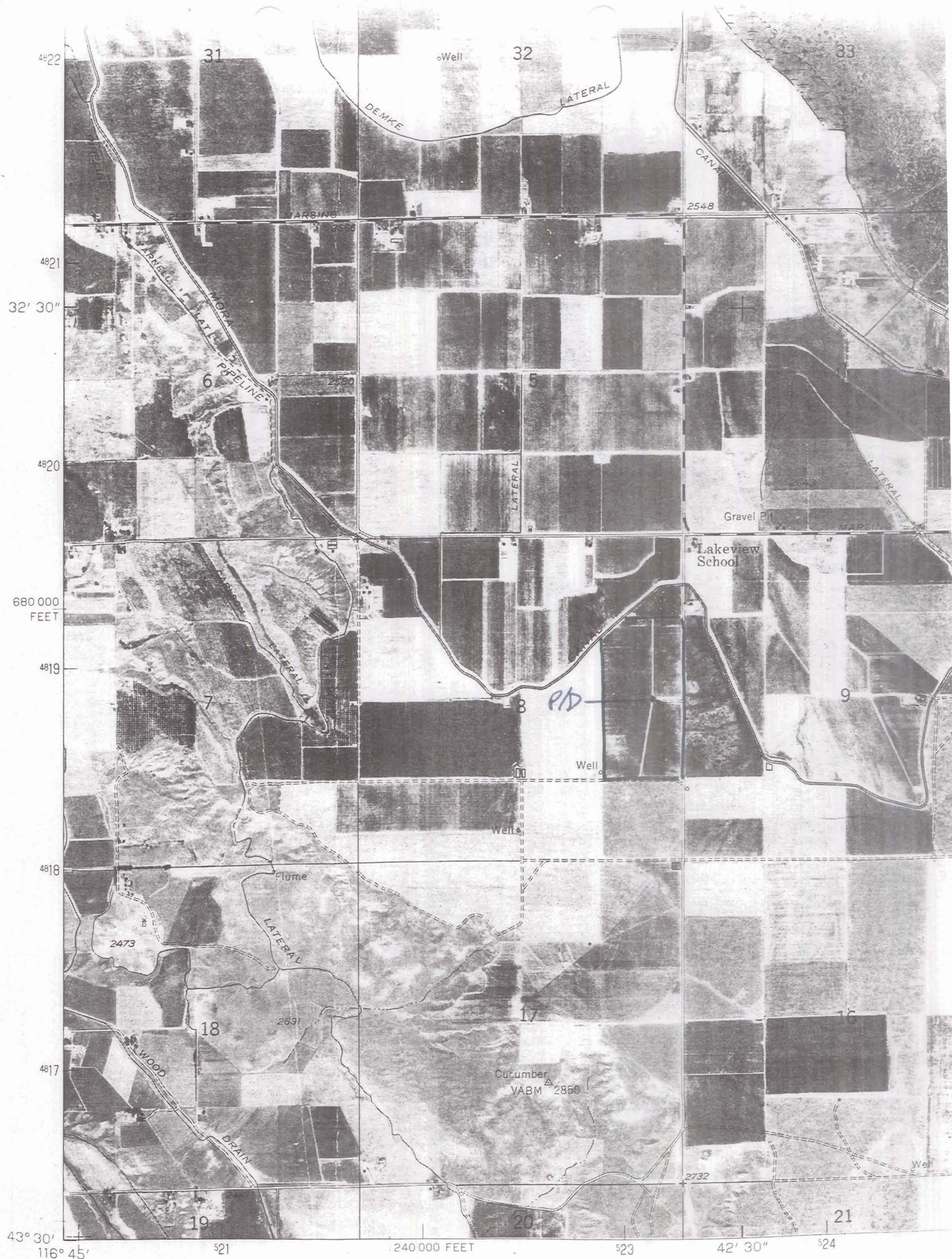


Lori Graves
Notary Public

Residing at Boise

My Commission Expires 6/18/98

N



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 \$ 00.
0004389393 FEB 02
MAILED FROM ZIP CODE

~~WESTERN REGIONAL OFFICE
BOISE, IDAHO~~

~~RECEIVED
FEB 07
WATER RESOURCES
WESTERN REGION~~

RECEIVED
FEB 07 2007
WATER RESOURCES
WESTERN REGION

~~GREGORY URRUTIA~~

~~CATHY URRUTIA
PO BOX 504
CALDWELL, ID 83607~~

63-3010

10525 Perch Rd
Caldwell 83607

02/15/2006

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

RIGHT NUMBER: 63-3010

NAME AND ADDRESS: CATHY URRUTIA
PO BOX 304
CALDWELL ID 83606

GREGORY URRUTIA
PO BOX 304
CALDWELL ID 83606

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.020 CFS
360.000 AFY

PRIORITY DATE: 11/29/1954

POINT OF DIVERSION:

T02N R03W S8 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.020 CFS 360.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S08	SENE	40.00	T02N R03W S08	NESE	40.00
---------------	------	-------	---------------	------	-------

80 ACRES TOTAL

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

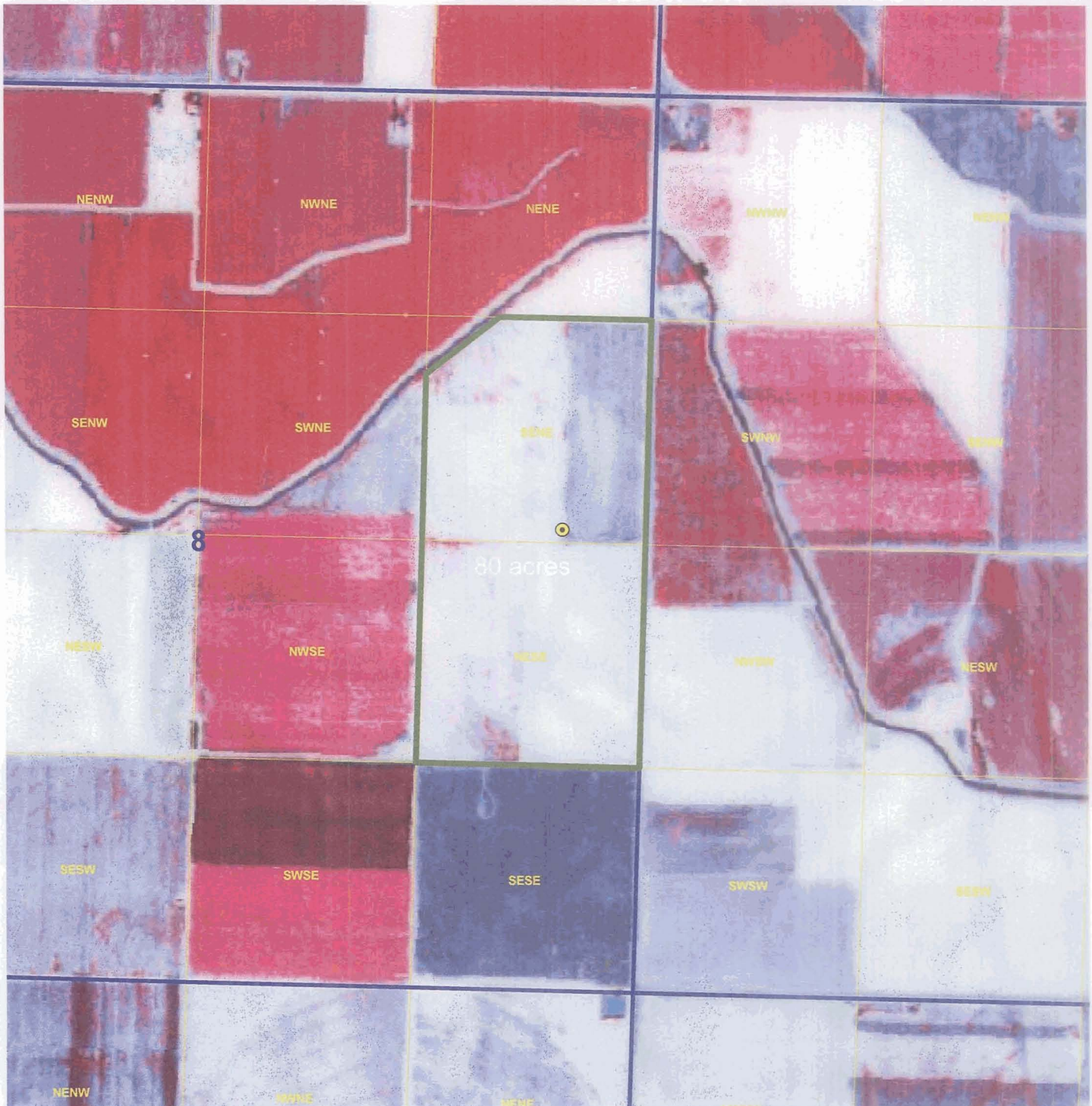
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Idaho Department of Water Resources

63-3010

T02N R03W S8



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



400 0 400 800 1200 1600 Feet

IDWR

Prepared by: Sandy Egbert
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3010

02/10/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~3010~~	Claim	02N	03W	8	SE	NE		IRRIGATION	40/80	CATHY URRUTIA
8444	Claim	02N	03W	8	SE	NE		IRRIGATION	2/157	LYONS FARMS INC
~~3010~~	Water Right	02N	03W	8	SE	NE		IRRIGATION	40/80	GLEN C KNAPP
8444	Water Right	02N	03W	8	SE	NE		IRRIGATION	2/157	LYONS FARMS INC
~~3010~~	Claim	02N	03W	8	NE	SE		IRRIGATION	40/80	CATHY URRUTIA
~~3010~~	Water Right	02N	03W	8	NE	SE		IRRIGATION	40/80	GLEN C KNAPP

no overlap

State of Idaho
License and Certificate of Water Right

Water License No. G-25293

Amount 1.02 c.f.s.

Water District No. _____

Priority November 29, 1954

THIS IS TO CERTIFY that GLEN C. KNAPP
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 29, 19 54; that Permit No. G-25293
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.02 second feet, was issued thereunder on March 8, 19 65, showing that said works
were completed on the 8th day of January, 19 58; and that on the 8th
day of January, 19 58;

GLEN C. KNAPP

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
a tributary of subterranean flow, for the purpose of irrigation & domestic
under Use Permit No. G-25293 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
13 of Licenses at page 8098, on the 8th day of March, 19 65;
The right hereby confirmed dates from November 29, 19 54;

The Point of Diversion is located

in the SE 1/4 NE 1/4, Sec. 8, Tp. 2 N R. 3 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 1.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N	3 W	8	SE 1/4 NE 1/4	40	40
			NE 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		80

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

8th day of March, 19 65.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

63-3010

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33141
Permit No. G- 25293
District No.

1. Name of Applicant: GLEN KNAPP
Postoffice address: Rt. 6, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 1.60 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 1.60 or Idaho
Miners' inches 80 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow (Well)
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8
Twp. 2 N., Rge. 3 W., B.M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, Pump and ditches
8. Estimated cost of works: \$ 8,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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.

GLEN KNAPP *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 11-30 A. M. November 29, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25293

Recorded in Book 89 Page 25293 Approved Dec. 7, 1954

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before February 7, 1955

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before June 7, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 7, 1959

Witness my hand this 7th day of December, 1954

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JOEDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th day of December, 1954

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS
Secretary of State.

By LEN JOEDAN
Governor

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
2 N.	3 W.	8	40	Application for Amendment POINT OF DIVERSION Permit No. G-25293 ✓			80
Comes now GLEN C. KNAPP and represents to the State Reclamation Engineer of the State of Idaho:							
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-25293.							
That the point of diversion is described in said Permit as being located: NE¼SE¼, Sec. 8, Twp. 2 N., Rge. 3							
W. B. M.	That he now requests that the point of diversion be changed to a point located: SE¼NE¼, Sec. 8, Twp. 2 N.,						
Rge. 3	W., B. M.	That the reason for desiring to make such change is as follows: Error of original filing.					
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.							
Signed Glen C. Knapp, this 3rd day of March, 1965.							
Date of Receipt at Department of Reclamation March 3, 1965							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-25293. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby							
s/ RALPH W. THOMAS, Deputy State Reclamation Engineer							

Recorded March 5, 1965

Permit No. G-25293
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that GLEN C. KNAPP of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. G-25293, issued upon Application No. 33141, bearing date of priority of November 29, 1954, authorizing the diversion of 1.60 second feet of waters of a well, County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.02 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 2 N., R. 3 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 2 N., R. 3 W., B. M.

Witness my hand this 8th day of March, A. D. 1965.

s/ RALPH W. THOMAS,
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: January 8, 1958

LICENSE ISSUED FOR 1.02 SEC. FT.
 LICENSE PAGE NO. 8098

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

Permit No. G-25293This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Glen C. Knapp2. Source of water supply: Subterranean flow from a well.3. Location of point of diversion: Is in the _____ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8T. 2 N., R. 3 West, B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Well = 12" x 280' cased to bottom. Smith 50 hp motor # 71762. Byron Jackson Turbine # 311158. Delivery thru 12" pipe into small pond to west. To fields by gravity.

5. Water is used for: Irrigation6. 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):

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, Township 2 North, Range 3 West, B.M.

Filed 11-2-54 - 1.6 cfs - 1.11 NESE 8-2N-3W

Amended 11-2-54 (RJ)

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

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

Remarks: _____

Crops are hay - grain - row crops.

Mr Knapp along

This examination was made on the 22 day of May, 1953(Signed) E. N. Humphrey Examiner.

G 25293

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 23 1958
Department of Reclamation

Caldwell

77974

Glen C. Knapp
Rt. #6, Caldwell, Idaho

8³⁰ A.M.

Permit No. G-25293

Examination for Completion of Works &
Beneficial Use Proof

County Canyon

8-2N-3W

Q. 1.6 cfs.

S. Well.

Dir. NESE, S. 8, T. 2 N. - R. 3 W

Use = Irrigation & Domestic

Filed - Nov. 29, 1954

Dec. 7, 1959

80. Limits 50hp.
71762

R. J. Hunt #3/11/58
900 P.M. @ 175'
1 1/2 KH Stage

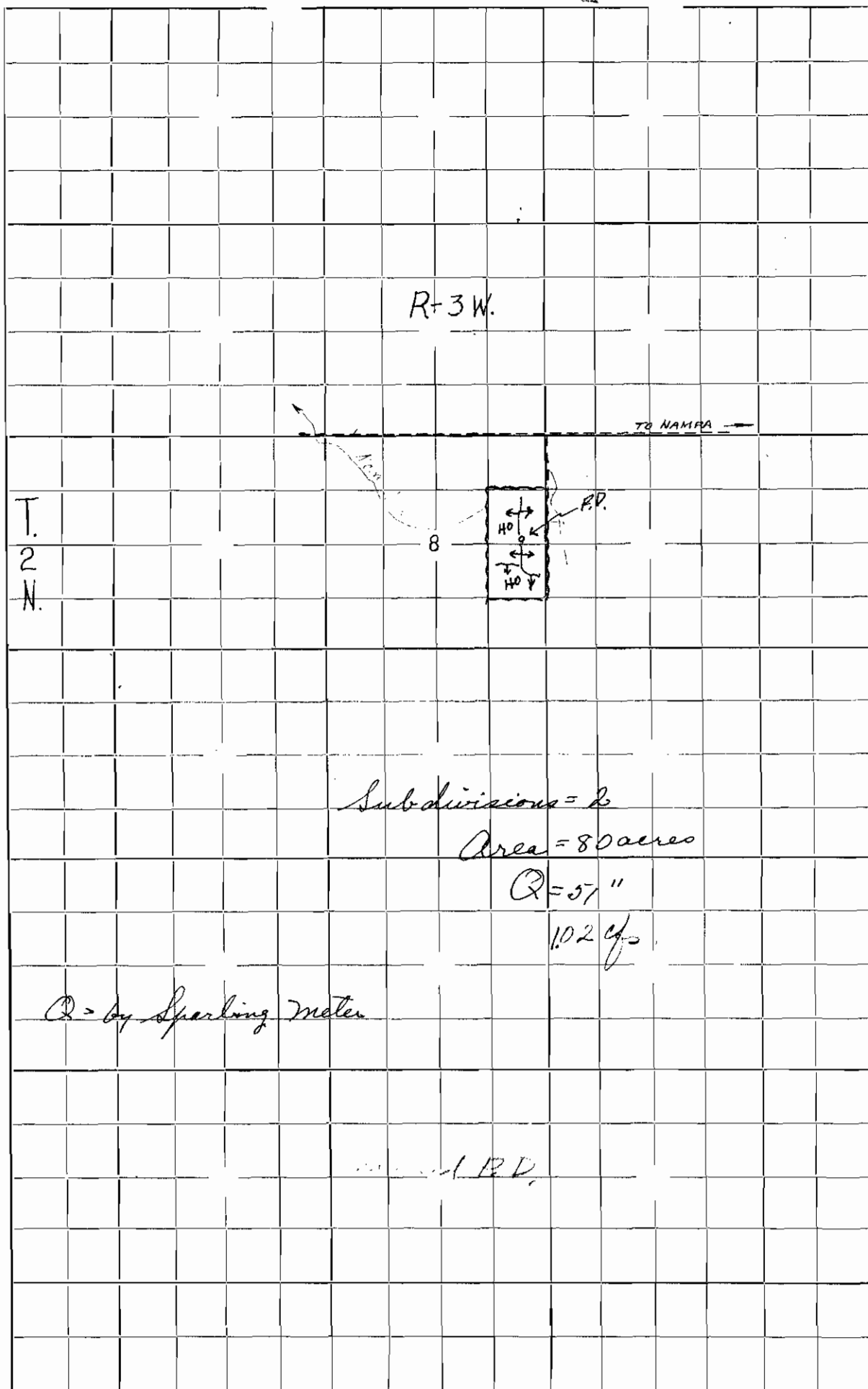
30" 20" Cons. line
repeated

1/2" 1/2" 1/2" 1/2" 1/2"
Paved to S. 8'

del. thru 7 1/2" pipe
not paved to work
S. 8' 63°F
125'

12" 275' 1/2" 1/2" 1/2"

51"



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25293

REPORT ON PROOF OF Completion of Works & Beneficial Use

Glen C. Knapp
Rt. # 6,
Caldwell, Idaho

*app. 100.00
100.00
100.00
100.00*

March 13, 2002

Denise Buffington
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

MAR 15 2002

WATER RESOURCES
WESTERN REGION

Re: Snake River Basin Adjudication (SRBA)
Water Right 63-3010

Dear Denise:

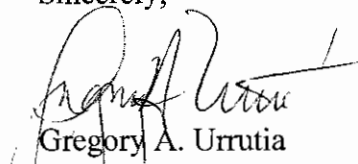
I wanted to take this opportunity to confirm our conversation today regarding your letter of February 19, 2002.

Your letter was prompted by a request from an individual to transfer the above water right. As I indicated to you on the phone, the individual's name that you mentioned was not familiar to me. My wife and I have owned this property since 1994. I believe that she is vested in the real estate as Catherine Venrick-Urrutia and on the water right as Cathy Urrutia. Our records show that the water right in question was transferred to our names as of 12/23/94. The above water right should not be transferred to any other party at this time.

Based on our conversation, it appeared that the individual that was attempting to transfer the water right must have used the wrong number.

I appreciated the opportunity to visit with you regarding this matter. If you have any questions regarding the above, or if it in any way is not consistent with your understanding, please let me know.

Sincerely,


Gregory A. Urrutia
10525 Berch Road
Caldwell, ID 83607
(208) 459-4906

*This is correct - possible that
Mr. Kimbrell put the wrong W.R.#
on the form, therefore prompted
this research process.*

mg 3/15/02



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

February 19, 2002

Cathy

CATHERINE VENRICK URRUTIA
10525 PERCH RD
CALDWELL ID 83605

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-3010

Dear Property Owner(s):

We have been advised you may be the owner of the property with the water right referenced above. Enclosed is a map of the claimed area for your review.

Before we can modify our records to reflect correct ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Adjudication Section
Western Region

DB: db

Enclosures

Rec'd call from Greg Urrutia 3/13/02 - they have
owned property for # of years - Cathy is wife.
Possible that Jack Knibrid has wrong info
in which prompted this research.

dy

2000 NAPP
PHOTO

SENE

Catherine Urrutia
Property

NESE





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

February 12, 2002

RECEIVED

FEB 15 2002

WATER RESOURCES
WESTERN REGION

JACK T KIMBRIEL
3308 BOGUS BASIN RD
BOISE ID 83702

RE: Notice of Change of Water Right Ownership Claim No. 63-03010

Dear Property Owners:

This office has reviewed the Notice of Change of Water Right Ownership you have submitted (copy enclosed), however, we are unable to complete this ownership change at this time. The legal description you submitted is based on a subdivision plat. Please submit a plat of your property or a plat of the subdivision.

In addition, please mark the location of your property on the color photo enclosed, and return to IDWR, Western Region.

Thank you for your patience and cooperation, as we have had several ownership changes to process. We apologize for any inconvenience this may cause. Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region

RH: db

Enclosures

This property was sold in ~~1998~~ 1999, please check with the Realestates record of sales & new owner. I also think it may have been sold again. I marked your photo as best I can remember.

If you need something more Jack L Kimbriel from me please phone me @ 867-1233

RECEIVED

NOV 24 1998

RECEIVED

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

Department of Water Resources

FEB 15 2002

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

RECEIVED

RECEIVED

JAN 04 1999

NOV 30 1998

WATER RESOURCES
WESTERN REGIONWATER RESOURCES
WESTERN REGION

1. Water Right or Adjudication Claim No(s): A63-3010
2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant _____

4. New Owner/Claimant(s) Jack T. Kimbriel

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or.New Mailing Address 3308 Bogus Basin RdCity, State and ZIP Code Boise, ID, 83702New Telephone Number (208) 336 6663

5. Date you acquired the property Feb MARCH? 1998

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

Number of acres you irrigate 1.5 Number and type of stock 3 horsesDiversion rate in CFS .06 Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Jack T. Kimbriel

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

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

DEED

THIS INDENTURE, made the 11TH day of FEBRUARY, 19 98, between
The Secretary of Veterans' Affairs, an Officer of the United States of America, whose address is United States
Department of Veterans Affairs, Washington, D.C. 20420, the party of the first part, and JACK T. and LOLA E.
KIMBRIEL, husband and wife, whose address is: 3308 Bogus Basin Rd.,
of BOISE, county of ADA, State of IDAHO
the part ies of the second part:

WITNESSETH, that the said party of the first part, for and in consideration of \$10.00 and other good and
valuable consideration,

the receipt whereof is hereby acknowledged, has granted, bargained, and sold and does by these presents grant,
bargain, sell, convey and confirm unto the said part ies of the second part, and the heirs or successors and assigns
of the part ies of the second part, forever, all the following-described real estate situated in NAMPA
_____, county of CANYON, State of Idaho, bounded and
particularly described as follows, to wit:

A part of Lots 12 and 13 in HOME ACRES SUBDIVISION NO. 6, Canyon County, Idaho according to the official plat of
HOME ACRES SUBDIVISION NO. 5 and 6, filed in Book 2 of Plats, Page 6, records of said County, more particularly
described as follows:

BEGINNING at the Southwest corner of said Lot 13, thence; North 633.11 feet (633.00 feet, or record), along the West
boundary of said Lots 13 and 12; thence North 54 degrees 15' 00" East a distance of 159.34 feet; thence South 728.85 feet;
thence North 88 degrees 49' 30" West a distance of 129.35 feet to the POINT OF BEGINNING

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or
in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits
thereof; and all estate, right, title, and interest in and to said property, as well in law as in equity, of the party of the
first part.

TO HAVE AND TO HOLD, all and singular, the said property, together with the appurtenances, unto the
said part ies of the second part, and to the heirs or successors and assigns of the part ies of the second
part, forever.

THE PARTY OF THE FIRST PART and his/her successors in such office, as such, the said premises in the quiet
and peaceable possession of the said part ies of the second part, and the heirs or successors and assigns of said
part ies of the second part, against said party of the first part and his/her successors in such office, as such, and
against all and every person and persons whomsoever, lawfully claiming or to claim the same by, through or under
said party of the first part, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the party of the first part, on the day and year first above written, has caused this
instrument to be executed in his/her name and on his/her behalf by the undersigned employee, being thereunto duly
appointed, qualified, and acting pursuant to title 38, United States Code, sections 212 and 1820 and title 38, Code

execute this instr

Signed, sealed, and delivered
in the presence of -

The Secretary of Veterans Affairs

By Charles E. Brioschi [SEAL]
CHARLES E. BRIOSCHI

Title LOAN GUARANTY OFFICER
VA Regional Office, Boise, ID 83702
Telephone: (208) 334-1397

(Pursuant to a delegation of authority contained in
VA Regulations, 38C.F.R., 36.4342 and 36.4520.)

On this 11TH day of FEBRUARY, in the year 19 98, before me, a Notary Public in and for said State, personally appeared CHARLES E. BRIOSCHI, an employee of the United States Department Veterans Affairs, an agency of the United States government, known to me to be the person whose name is subscribed to the within instrument on behalf of the Secretary of Veterans Affairs.

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

My commission expires:

225,003



A handwritten signature of Kim S. Blackburn in black ink.

KIM S. BLACKBURN

Notary Public for the state of Idaho.
Residing at BOISE, Idaho.

9805126

RECORDED

98 FEB 12 PM 4 07

NEED J KERR

CANYON COUNTY RECORDER

BY John S. Blackburn

RECEIVED FEB 12 1998

REQUEST
TYPE Deed FEE 1.00

DEED

SECRETARY OF VETERANS
AFFAIRS
TO

Dated _____, 19 ____

I hereby certify that this instrument was
filed for record at the request of _____

at _____ minutes past _____ o'clock
_____ m., this _____ day of _____,
A.D. 19, in my office, and duly recorded in
Book _____ of _____
at page _____.

Ex-Office Recorder.

By _____

Deputy.

Fees, \$ _____

636981

File No.: TN98-2469

SCHEDULE A (continued)

LEGAL DESCRIPTION (continued)

EXHIBIT "A"

A part of Lots 12 and 13, HOME ACRES SUBDIVISION NO. 6, Canyon County, Idaho, according to the plat filed of HOME ACRES SUBDIVISION NO. 5 AND NO. 6, in Book 2 of Plats, Page 6B, records of said County, more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 13; thence

North a distance of 633.11 feet (of record 633 feet), along the West boundary of said Lots 13 and 12; thence

North 54°15' 00" East a distance of 159.34 feet; thence

South a distance of 728.85 feet; thence

North 88° 49' 30" West a distance of 129.35 feet to the POINT OF BEGINNING.

2N 3W 8 SE NE
NESE

SENE

A63-3010 CLAIM AREA
GREGORY URRUTIA

Easement
Tractor
use
could
be it

T02N, R03W
S08
2000 NAPP PHOTO

NESE



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

February 12, 2002

JACK T KIMBRIEL
3308 BOGUS BASIN RD
BOISE ID 83702

RE: Notice of Change of Water Right Ownership Claim No. 63-03010

Dear Property Owners:

This office has reviewed the Notice of Change of Water Right Ownership you have submitted (copy enclosed), however, we are unable to complete this ownership change at this time. The legal description you submitted is based on a subdivision plat. Please submit a plat of your property or a plat of the subdivision.

In addition, please mark the location of your property on the color photo enclosed, and return to IDWR, Western Region.

Thank you for your patience and cooperation, as we have had several ownership changes to process. We apologize for any inconvenience this may cause. Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region

RH: db

Enclosures

RECEIVED

NOV 24 1998

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

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

RECEIVED

JAN 04 1999

NOV 30 1998

WATER RESOURCES
WESTERN REGIONWATER RESOURCES
WESTERN REGION

1. Water Right or Adjudication Claim

2. The following **REQUIRED** information:A. A copy of the most recent **DEED** ownership of the property and water right.B. **PLAT OF PROPERTY** or **SUBDIVISION** map for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.T OF SALE or other legal document indicating your **LEGAL DESCRIPTION**.

3. Name and Address of Former Owner/Claimant

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

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

Number of acres you irrigate 1.5 Number and type of stock 3 horsesDiversion rate in CFS .06 Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

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

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

DEED

THIS INDENTURE, made the 11TH day of FEBRUARY, 19 98, between
The Secretary of Veterans' Affairs, an Officer of the United States of America, whose address is United States
Department of Veterans Affairs, Washington, D.C. 20420, the party of the first part, and JACK T. and LOLA E.
KIMBRIEL, husband and wife, whose address is: 3308 Bogus Basin Rd.,
of BOISE, county of ADA, State of IDAHO
the part ies of the second part:

WITNESSETH, that the said party of the first part, for and in consideration of \$10.00 and other good and
valuable consideration,

the receipt whereof is hereby acknowledged, has granted, bargained, and sold and does by these presents grant,
bargain, sell, convey and confirm unto the said part ies of the second part, and the heirs or successors and assigns
of the part ies of the second part, forever, all the following-described real estate situated in NAMPA
_____, county of CANYON, State of Idaho, bounded and
particularly described as follows, to wit:

A part of Lots 12 and 13 in HOME ACRES SUBDIVISION NO. 6, Canyon County, Idaho according to the official plat of
HOME ACRES SUBDIVISION NO. 5 and 6, filed in Book 2 of Plats, Page 6, records of said County, more particularly
described as follows:

BEGINNING at the Southwest corner of said Lot 13, thence; North 633.11 feet (633.00) feet, or record), along the West
boundary of said Lots 13 and 12; thence North 54 degrees 15' 00" East a distance of 159.34 feet; thence South 728.85 feet;
thence North 88 degrees 49' 30" West a distance of 129.35 feet to the POINT OF BEGINNING

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or
in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits
thereof; and all estate, right, title, and interest in and to said property, as well in law as in equity, of the party of the
first part.

TO HAVE AND TO HOLD, all and singular, the said property, together with the appurtenances, unto the
said part ies of the second part, and to the heirs or successors and assigns of the part ies of the second
part, forever.

THE PARTY OF THE FIRST PART and his/her successors in such office, as such, the said premises in the quiet
and peaceable possession of the said part ies of the second part, and the heirs or successors and assigns of said
part ies of the second part, against said party of the first part and his/her successors in such office, as such, and
against all and every person and persons whomsoever, lawfully claiming or to claim the same by, through or under
said party of the first part, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the party of the first part, on the day and year first above written, has caused this
instrument to be executed in his/her name and on his/her behalf by the undersigned employee, being thereunto duly
appointed, qualified, and acting pursuant to title 38, United States Code, sections 212 and 1820 and title 38, Code

execute this instr

Signed, sealed, and delivered
in the presence of -

The Secretary of Veterans Affairs

By Charles E. Brioschi [SEAL]
CHARLES E. BRIOSCHI

Title _____
LOAN GUARANTY OFFICER
VA Regional Office, Boise, ID 83702
Telephone: (208) 334-1397

(Pursuant to a delegation of authority contained in
VA Regulations, 38C.F.R., 36.4342 and 36.4520.)

STATE OF IDAHO,
COUNTY OF ADA

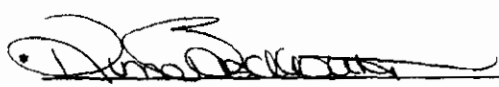
} SS:

On this 11TH day of FEBRUARY, in the year 19 98, before me, a Notary Public in and for said State, personally appeared CHARLES E. BRIOSCHI, an employee of the United States Department Veterans Affairs, an agency of the United States government, known to me to be the person whose name is subscribed to the within instrument on behalf of the Secretary of Veterans Affairs.

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

My commission expires:

2-25-2003



KIM S. BLACKBURN

Notary Public for the state of Idaho,
Residing at BOISE, Idaho.



9805126

RECORDED

98 FEB 12 PM 4 07

NED J KERR

CANYON COUNTY RECORDER



RECEIVED

RECEIVED
FEB 16 1998

DEED

SECRETARY OF VETERANS
AFFAIRS
TO

Dated _____, 19 ____

I hereby certify that this instrument was
filed for record at the request of _____

at _____ minutes past _____ o'clock
_____ m., this _____ day of _____,
A.D. 19, in my office, and duly recorded in
Book _____ of _____
at page _____.

By _____
Ex-Office Recorder
Deputy.

Fees, \$ _____
636981

File No.: TN98-2469

SCHEDULE A (continued)

LEGAL DESCRIPTION (continued)

EXHIBIT "A"

A part of Lots 12 and 13, HOME ACRES SUBDIVISION NO. 6, Canyon County, Idaho, according to the plat filed of HOME ACRES SUBDIVISION NO. 5 AND NO. 6, in Book 2 of Plats, Page 69, records of said County, more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 13; thence

North a distance of 633.11 feet (of record 633 feet), along the West boundary of said Lots 13 and 12; thence

North 54°15' 00" East a distance of 159.34 feet; thence

South a distance of 728.85 feet; thence

North 88° 49' 30" West a distance of 129.35 feet to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

[]

Jack T Kimbriel
3308 Bogus Basin Rd
Boise ID 83702

[]

Dear Wateruser(s):

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items checked below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S).**

_____ There is no existing water right in our records either under the former owner's name or for the legal description given. If, after contacting the former owner, you find more information concerning a water right, please contact us.

X_____ **Legal description of property.** Please complete showing the legal description by $\frac{1}{4}$ $\frac{1}{4}$ (40-acre tract), Section, Township and Range for the property changing ownership. If you only have a subdivision lot & block legal description, please send us a copy of your subdivision plat.

_____ It appears you received your water from an irrigation district, ditch company, municipality or community water company. If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

X_____ **Name and address of former owner (seller).** This will clarify the original owner of the water right.

_____ **Name, address and phone number of new owner (purchaser).**

_____ **This change in ownership appears to result in a splitting of the water right.** A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by $\frac{1}{4}$ $\frac{1}{4}$ with the number of acres in each $\frac{1}{4}$ $\frac{1}{4}$ (if applicable) and the point of diversion by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion. **Enclosed is a computer copy of this right for your review.**

X_____ **Proof of ownership is needed.** This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by $\frac{1}{4}$ $\frac{1}{4}$, Section, Township and Range.

_____ **Signature of new owner (purchaser) is needed on this form.**

_____ other: *you will find inclosed all the papers I have. no map was found upon my land.*
_____ *The property has not changed in size from our owner to another & you can see I bought it from the Government, & have no idea as to any other owner.*

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

Feel free to contact this office if you have questions concerning this letter.

Sincerely,

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

DB:d

Enclosures

DATE: 06/24/98
PAGE: 2

Audit: 12/27/94 LGRAVES 03/30/95 POST-STD



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 24, 1998

PHILIP E. BATT
GOVERNOR

JACK T KIMBRIEL
912 W GREENHURST
NAMPA ID 83686

KARL J. DREHER
DIRECTOR

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A63-03010 & A63-30123

Dear Claimant:

We have been advised you may be the current owner of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by July 10, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

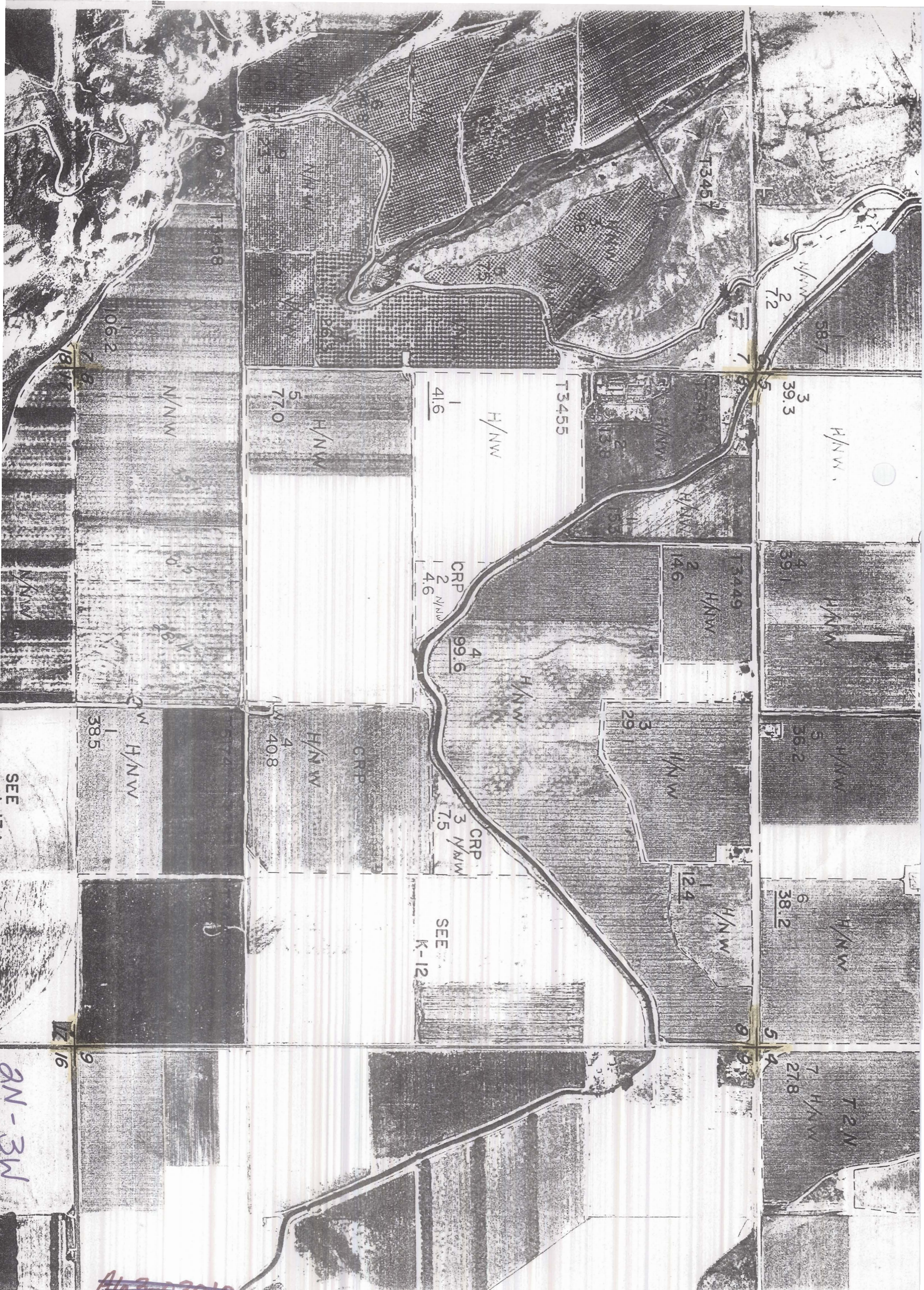
Judy Givens
SRBA Clerical Specialist

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No. A63-03010 & A63-30123 water right filing

*This was sent to file with Nampa
to Greenhurst & I live in Boise*



SEE
K-12

2N-3W

163-03010

SD-0604-2 Township: 02N		Range: 03W		Section: 8		Tract: NE		Lot:	
S	L	STATE		O	S	Max # Records		22	
E	O	Water		W	T	Priority		Use	
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---	---	---
---			A63-02388	AMERICA, ACTING THROUG	C		L	08/18/1924	01 IRR
---				HAUGRUD, JACK OR G GAR	A				
---				BOR	K				
---				US DEPT OF INTERIOR	K				
---	NENE		A63-08444	LYONS FARMS INC	C	30	L	02/14/1977	01 IRR
---	NWNE		A63-08444	LYONS FARMS INC	C	38	L	02/14/1977	01 IRR
---	NWNE		A63-20646	LYONS FARMS INC	C		J	01/01/1945	43 DOMEST
---	SWNE		A63-08444	LYONS FARMS INC	C	27	L	02/14/1977	01 IRR
---	SWNE		A63-03031	RUTHERFORD, HAROLD H	C	11	L	03/14/1955	01 IRR
---				RUTHERFORD, DORIS E	C				
---				LYONS, ARLENE Y	O				
---				LYONS, EARL MYRON	O				
---	SENE		A63-03010	KNAPP, GLEN C	O	40	L	11/29/1954	01 IRR
---				URRUTIA, GREGORY	C				
---				URRUTIA, CATHY	C				
---	SENE		A63-08444	LYONS FARMS INC	C	2	L	02/14/1977	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

A63-03010

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	N						
PT. OF DIV.	N						DATA ENTRY COMPLETED BY DATE
SOURCE	N						
PL. OF USE	N						FINAL RECOMMENDATION BY DATE
DIV. AMOUNT CFS/AF	N						
CONSUMPTIVE USE	Y						
NATURE OF USE	N						
PERIOD OF USE	N						
BASIS OF CLAIM	N						
REMARKS	N						

N/A
*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES NO .

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Per remarks: Hand in CRP until 1997 - kw 9/15/95

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:02:28

Page 1

Water Right Number - 63-03010

Prefix Translation: WATER RIGHT

Old (D) Number - 25293

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

*** C - CURRENT OWNER ***
KNAPP

GLEN C.

1 - RT. 6

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

+ - - Priority Date - +
11/29/1954

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - +
GROUNDWATER

+ - - Tributary - - - - +

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

02N 03W 8 SE NE (27) CANYON

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

~~43 - DOMESTIC~~

3-15 11-15

1.020

+ - Total Div. Rate - +
1.020

+ - Total Div. Volume - +

+ - Total Div. Capacity - +

+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

02N 03W 8 SE NE

40.0

01

IRRIGATION

(27) CANYON

02N 03W 8 NE SE

40.0

01

IRRIGATION

(27) CANYON

Total Acres: 80.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

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

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

PIU in CRP until 1997

WR5808NP (00-26)	IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROOF READING REPORT
Water right number - 63-03010	Prefix Translation: WATER RIGHT

Prefix Translation: WATER RIGHT

+ - Decree Date - +
00/00/0000

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

+-----Comments-----+

No Comments Found

+ Water Rights Dates and Flags Area +

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Exam to S.O. Date	-	00/00/0000	Verified Date	-	04/23/1985	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	08/28/1979	Appl Received	-	00/00/0000	Transfer/Amended	-	
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag	-	
Presumption Flag	-							