

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 63-3597K
Date Received: 12/28/1989
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

SHAYNE PRATHER Phone: (208)938-2221
13561 W. WALDEMAR ST
BOISE ID USA 83713

2. Date of Priority: 04/13/1967

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	03W	10	SW NE	CANYON	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.22	107.5

7. Total Quantity Appropriated is:

0.22 C.F.S. and/or 107.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	03W	10	SW	NE	IRRIGATION	20
			SE	NE	IRRIGATION	7
					Section Acres	27
					Total Acres	27

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 right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

THIS CLAIM IS A RESULT OF TRANSFER 4639 APPROVED 11/2/1995.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER 4639 IN FILE.

FEE PAID UNDER RECEIPT NO N003518.

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORMATION TO THE DEPARTMENT.

THIS CLAIM COINCIDES WITH WATER RIGHT 63-03597F OWNERSHIP CHANGE 4/25/2000 BY MTS.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

CHANGE IN OWNERSHIP LG 12/8/05

15. Basis of Claim: License

RECEIVED

SEP 14 2005

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease 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
63-3597K					

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)

Jesse & Shayne Prather
97 S. Skye Dr Nampa, ID 83651

4. New Owner/Claimant(s)

Shayne Prather
13561 W. Waldemar St
Boise, Idaho 83713

d/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

() 208 938-2221

5. Date you acquired the property

June 20, 2003

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

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

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

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

Shayne G. Rath

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 _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

200374567

RECORDED

2003 DEC 3 PM 4 31

G NOEL SALES

CANYON COUNTY RECORDER

BY *[Signature]*

REQUEST STEWART TITLE-NMPPA

TYPE *[Signature]* FEE *[Signature]* 00

QUITCLAIM DEED

THIS INDENTURE, Made this 1st day of December, 2003 between

JESSE R. PRATHER, FORMER SPOUSE OF GRANTEE HEREIN

as Grantor and

SHAYNE G. PRATHER, AN UNMARRIED WOMAN ON AND SINCE EFFECTIVE June 20, 2003.

as Grantee

whose current address is

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to-wit:

Parcel Number: R30058-012-0

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

[Signature]
JESSE R. PRATHER

State of IDAHO

ss.

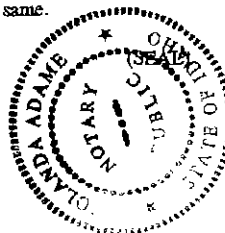
County of CANYON

On this 2nd day of December, 2003, before me, the undersigned, a Notary Public, in and for said State, personally appeared JESSE R. PRATHER

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

[Signature]
Notary Public: ROLANDA ADAME
Residing at: CALDWELL, ID
Commission Expires: July 22, 2003



PARCEL I:

A tract of land situate in a portion of the South One-Half of the Northeast Quarter of Section 10, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of the South One-Half of the Northeast Quarter of Section 10, marked by a found 5/8" Iron pin; thence

South 00° 23' 26" West along the East line of the Northeast Quarter, a distance of 30.00 feet; thence

North 89° 36' 34" West (formerly South 89° 56' 00" West), a distance of 1431.45 feet; thence

South 21° 12' 44" East (formerly South 21° 40' 11" East), a distance of 304.77 feet; thence

South 60° 43' 46" East (formerly South 61° 11' 12" East), a distance of 315.87 feet; thence

South 01° 22' 09" West (formerly South 00° 54' 43" West), a distance of 335.23 feet; thence

North 89° 59' 19" West, a distance of 1593.26 feet to a point on the North/South mid-section line; thence

North 00° 23' 27" East along the North/South mid-section line, a distance of 794.15 feet to the Northwest corner of the South 1/2 of the Northeast Quarter; thence

South 89° 59' 19" East along the North line of the South One-Half of the Northeast Quarter, a distance of 2641.66 feet to the POINT OF BEGINNING.

PARCEL II:

A nonexclusive easement for ingress and egress as created by Easement Agreement recorded August 17, 1992 as Instrument No. 9218572, described as follows:

The West 30 feet of the South 3,184.96 feet of the East Half of Section 10, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

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=====
01 SR30058-012- -0 060-00 SCH139 18 74.900 27.12
=====
PRATHER, SHAYNE G
:
:
:
:
13561 W WALDEMAR
BOISE ID 83713
=====
10-2N-3W NE TOTAL 74.900 27.12
TX 6 IN S1/2 NE
=====
SURVEY 9211247 INST 200874547
DRAIN DR VALUE APPR RET
CLASS REAP 04 MAN UNIT 0
PARCEL 6R02N03W10E225 4/0 N C/B N
PRIOR ACCOUNT SR30058-012- -0
02 MH on Property NO
03 Traits 04 Companion Sheet
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LOCUST LN, NA

R30055

T 3

HORA CANAL

R30058912
T 6

830058070
71

RJ00560104
75

R.30057
T 4

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: A63-03597K
Date Received: 12/28/1989
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JESSE PRATHER 208-466-5130
Address: 1245 SKYE DRIVE
Nampa ID 83651
OR
Name: SHAYNE PRATHER 208-466-5130
Address: 1245 SKYE DRIVE
Nampa ID 83651

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	10	SW	NE			CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		107.50

7. Total Quantity Appropriated is:
0.220 C.F.S. (and/or) 107.50 A.F.A.

8. Total consumptive use is 94.5 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	10	SW	NE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	03W	10	SE	NE	IRR	7.0
Section Acres						27.0
Total Acres						27.0

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:

THIS CLAIM IS A RESULT OF TRANSFER 4639 APPROVED 11/2/1995.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER 4639 IN FILE.
FEE PAID UNDER RECEIPT NO N003518.
RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS
OF SECTION 42-235, IDAHO CODE
AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER
SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN
AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER
DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORM-
ATION TO THE DEPARTMENT.
THIS CLAIM COINCIDES WITH WATER RIGHT 63-03597F
OWNERSHIP CHANGE 4/25/2000 BY MTS.

15. Basis of Claim: LICENSE

Water Right Number: 33559

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 _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP DEC 09 1997

WATER RESOURCES
WESTERN REGION

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

Incomplete forms will be returned.

1. Water Right Number(s) 63-12214 63-03597F Transfer # 4639
Adjudication Claim Number(s) A63-03597K
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) George & Darlene Martinez 900 Augusta Dr
Nampa ID 83686
4. New Owner/Claimant(s) Shayne & Jesse Prather
Name connector (check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1245 Skye Dr
City, State and ZIP Code Nampa ID 83651
New Telephone Number (208) 466-5130
5. Date you acquired the property 9-1-97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated 27 Number and type of stock no
- Diversion rate in CFS _____ Number of homes 1 Other uses _____
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Shayne Prather Date Dec 8, 97
Date _____
- (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

2
2
P. 4526
9729263

WARRANTY DEED

FOR VALUE RECEIVED JORGE A. MARTINEZ and DARLENE MARTINEZ,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto JESSE R. PRATHER and SHAYNE G.
PRATHER, husband and wife

the Grantees, whose address is 1245 ^{SP} SKYE ^{Drive} LANE, NAMPA, ID 83651

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS
REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1997 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

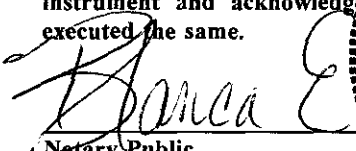
DATED: September 2, 1997


JORGE A. MARTINEZ

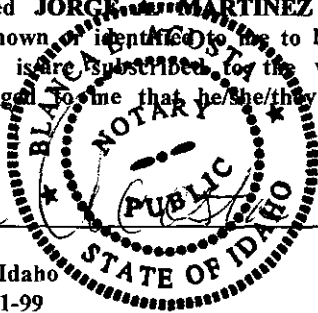

DARLENE MARTINEZ

STATE OF IDAHO
COUNTY OF CANYON

On this 2 day of September, 1997, before me a notary
public, personally appeared JORGE A. MARTINEZ AND
DARLENE MARTINEZ, known, 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.


Notary Public

Residing at GREENLEAF, Idaho
My commission expires: 9-1-99



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

466-6100

459-1651

EXHIBIT "A"

PARCEL I:

A tract of land situate in a portion of the South One-Half of the Northeast Quarter of Section 10, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of the South One-Half of the Northeast Quarter of Section 10, marked by a found 5/8" iron pin; thence

South 00° 23' 26" West along the East line of the Northeast Quarter, a distance of 30.00 feet; thence

North 89° 36' 34" West (formerly South 89° 56' 00" West), a distance of 1431.45 feet; thence

South 21° 12' 44" East (formerly South 21° 40' 11" East), a distance of 304.77 feet; thence

South 60° 43' 46" East (formerly South 61° 11' 12" East), a distance of 315.87 feet; thence

South 01° 22' 09" West (formerly South 00° 54' 43" West), a distance of 335.23 feet; thence

North 89° 59' 19" West, a distance of 1593.26 feet to a point on the North/South mid-section line; thence

North 00° 23' 27" East along the North/South mid-section line, a distance of 794.15 feet to the Northwest corner of the South 1/2 of the Northeast Quarter; thence

South 89° 59' 19" East along the North line of the South One-Half of the Northeast Quarter, a distance of 2641.66 feet to the POINT OF BEGINNING.

PARCEL II:

A nonexclusive easement for ingress and egress as created by Easement Agreement recorded August 17, 1992 as Instrument No. 9218572, described as follows:

The West 30 feet of the South 3,184.96 feet of the East Half of Section 10, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

9729263

RECORDED

'97 SEP 3 AM 11 01

HED J KERR
CANYON CNTY RECORDER

BY UChavez

PIONEER — NAMPA

MPR Deed REC 600

[Signature]
Om 9/2/97
SP 9/8/97
JP 9/2/97

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: **A63-03597K**
Date Received: 12/28/1989
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JORGE A MARTINEZ 208-463-4037
Address: 926 AUGUSTA DR
NAMPA ID 83686

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	10	SW	NE			CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		107.50

7. Total Quantity Appropriated is:
0.220 C.F.S. (and/or) 107.50 A.F.A.

8. Total consumptive use is 94.5 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	10	SW	NE		IRR	20.0
			SE	NE		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	27.0
					Total Acres	27.0

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:

THIS CLAIM IS A RESULT OF TRANSFER 4639 APPROVED 11/2/1995.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER 4639 IN FILE.
FEE PAID UNDER RECEIPT NO N003518.
RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS
OF SECTION 42-235, IDAHO CODE
AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER
SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN
AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER
DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORM-
ATION TO THE DEPARTMENT.
THIS CLAIM COINCIDES WITH WATER RIGHT 63-03597F

15. Basis of Claim: LICENSE

Water Right Number: 33559

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

W-ADS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4639
WATER RIGHT NO. 63-03597F

A) claim = 463-03597K

This is to certify that: JORGE A MARTINEZ
926 AUGUSTA DR
NAMPA ID 83686

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.22 CFS	106.9 AF

SOURCE

GROUNDWATER

Priority: 04/13/1967

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 10, Township 02N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	03W	10	SWNE 20	SENE 7		27
Total number of acres irrigated:						27

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R32* 2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- 707* 4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

PN 33724

9507107

WARRANTY DEED

FOR VALUE RECEIVED V & M TRUST

the Grantor, does hereby grant, bargain, sell and convey unto JORGE A. MARTINEZ and DARLENE C. MARTINEZ, husband and wife

the Grantees, whose address is 926 AUGUSTA DRIVE, NAMPA, ID 83686

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1995 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: ~~February~~ ^{March 21}, 1995

V & M TRUST

BY: Kendal F. Egbert - Trustee
KENDAL F. EGBERT, TRUSTEE

STATE OF IDAHO)
COUNTY OF Larned)

On this 21 day of March, 1995 before me, the undersigned, a notary public in and for said state, personally appeared KENDAL F. EGBERT known to me to be the TRUSTEE of the V & M TRUST and acknowledged to me that he executed the within instrument as such TRUSTEE OF THE V & M TRUST.

Kendal F. Egbert ID
My Commission Expires

PIONEER TITLE COMPANY
OF CANYON COUNTY

1000 11TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4639

RECEIVED

OCT 31 1995

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

MAY 26 1995

Department of Water Resources

Name of applicant Jorge A Martinez Phone 208-463-4037

Post Office address 926 Augusta Dr., Nampa ID 83686

WATER RESOURCES
WESTERN REGION

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes
Purchased property, but no access to P/D's (wells) or pipelines. Would like
to have own well.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-03597K</u>	<u>4/13/1967</u>	<u>.22</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>A63-03597K</u>				

2. Total amount of water being transferred .22 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	10	2N	3W	Canyon	(2nd P/D; Martinez)

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	3W	10			20	7													27

RECEIVED

AUG 21 1995

Department of Water Resources

Total acres 27

Page _____ of _____

Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system well, pump - sprinkler - system

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

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

None

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-03597C

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	3.93 CFS	2122.7 AF

SOURCE

GROUNDWATER

Priority: 04/13/1967

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 10, Township 02N, Range 03W
NWSW , Sec. 11, Township 02N, Range 03W
SESW , Sec. 14, Township 02N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N 03W 10	SWNE 36	SENE 7	NESW 30	
	NWSW 29	SWSW 39	SESW 39	
	NESE 21	NWSE 40	SWSE 39	
	SESE 37			317
15	N2NW 39	NWNW 38	SWNW 39	
	SENE 40			156

Total number of acres irrigated: 473

CONDITIONS/REMARKS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED — *See attached proof report "B"*

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 63-03597 C issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-h)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

Page _____ of _____

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

6/1/2000 If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED** PART B

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

1. amount 22 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	10	2N	3W	Canyon	2 nd P/O : Martinez

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	10			20	7													27

Total acres 27**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)

1. amount 3.71 for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	10	2N	3W	Canyon	
		NW	SW	11	2N	3W	Canyon	
		SE	SW	14	2N	3W	Canyon	

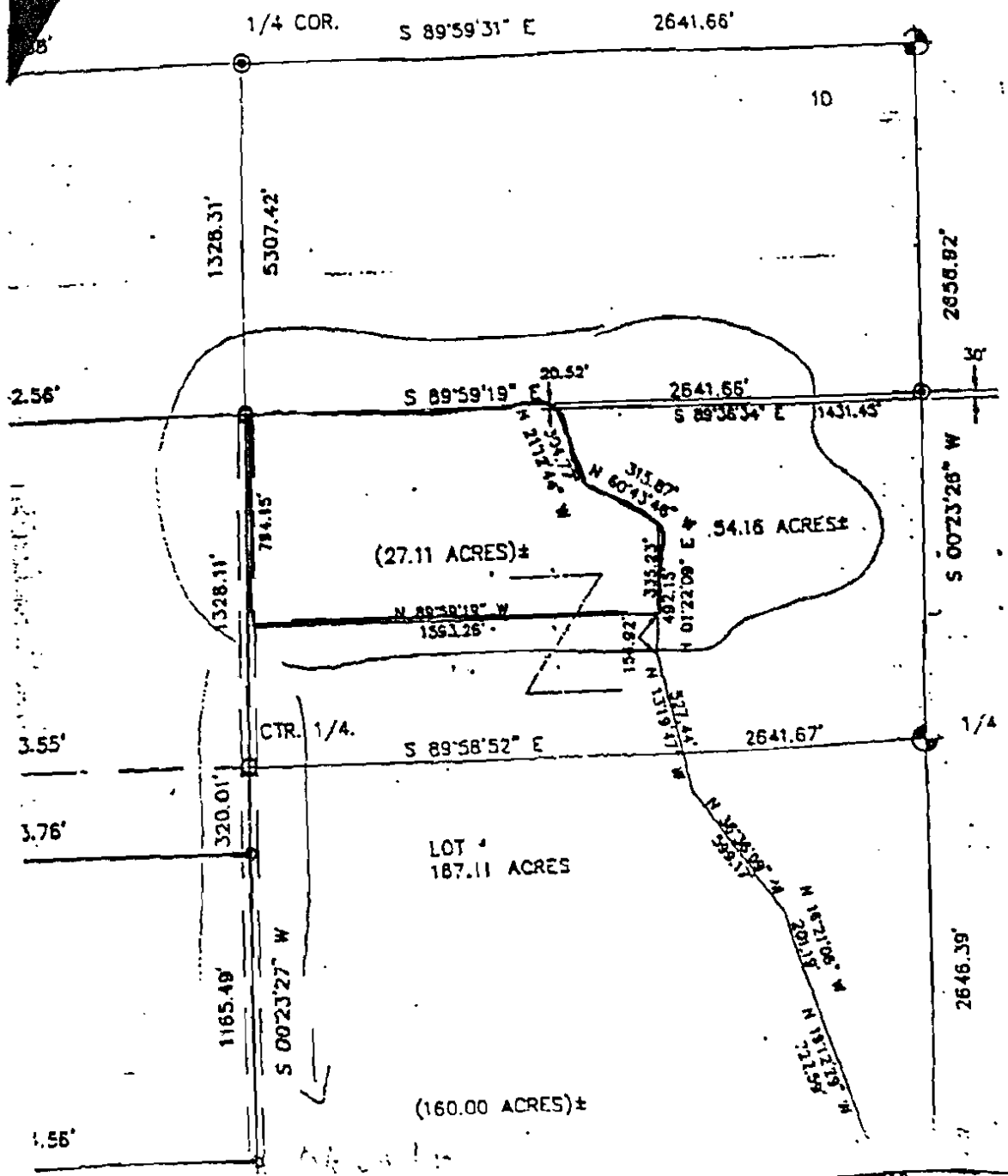
3. Lands irrigated or place of use:

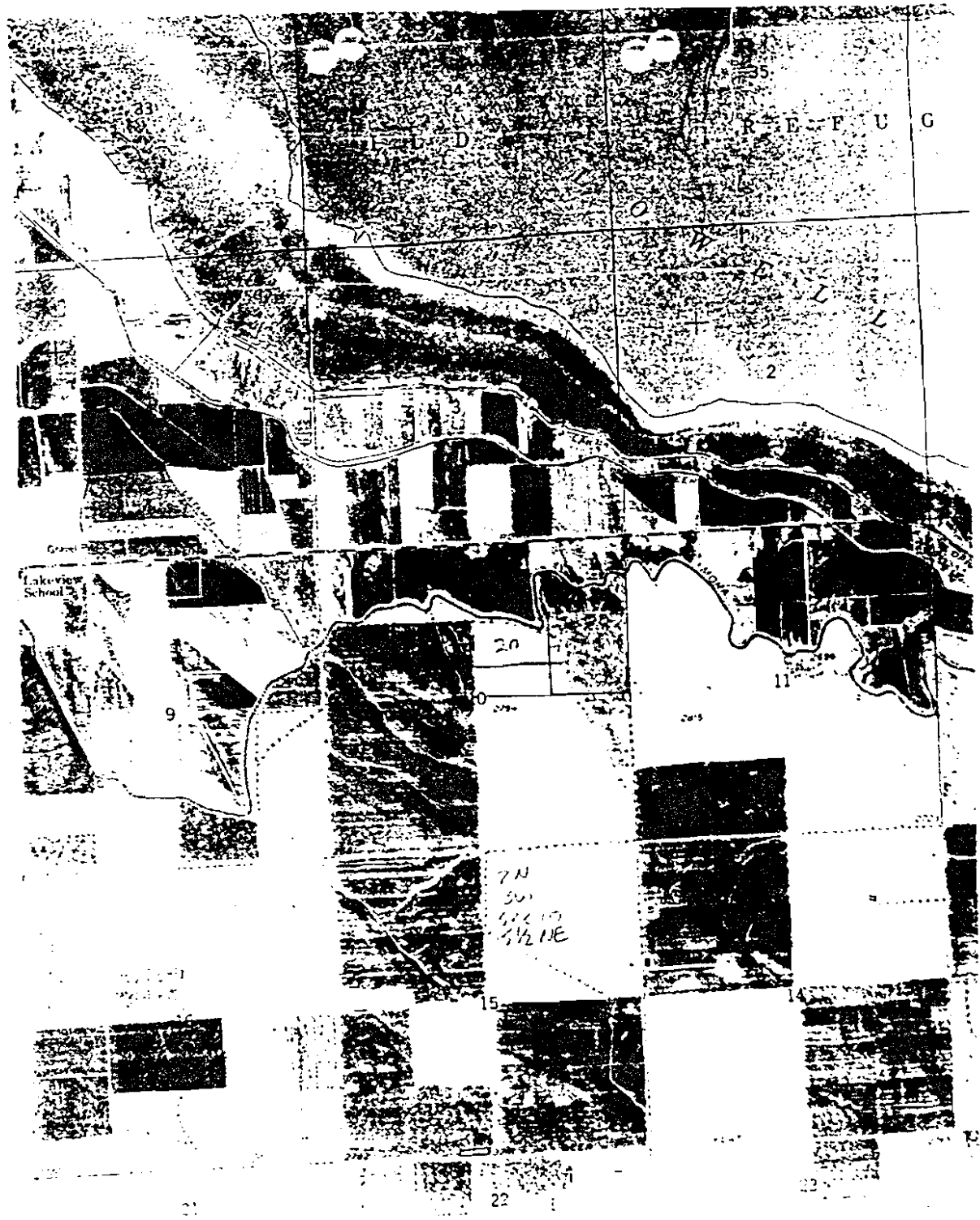
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	3W	10			16						30	29	39	39	21	40	39	37	290
2N	3W	15					39	38	39	40									156

Total acres 446

LOCUST ROAD

2N-3W
Sec 10





T#4639

Page _____ of _____

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>None</u>			to _____ to _____

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

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

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

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

Subscribed and sworn to before me this 21st day of May, 19 95.

[Signature]
(Signature of Applicant)

[Signature]
(Notary Public)

My commission expires 9-27-95

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by VR Date 5-26-95

Prelim. check by g Fee \$100-

Receipted by VR Date 5-26-95

Published in Press Tribune

Pub. dates 6-21 & 29, 1995

Watermaster recommendation requested on _____

Protest filed by _____

WD 151243

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

_____ rec'd. _____

by [Signature]

Copy of transfer sent to lien holder _____

PN 33724
9509105

QUITCLAIM DEED

FOR VALUE RECEIVED ROBERT J. MEYERS AND KATHI L. MEYERS, Husband and wife; HERBERT R. MONTIERTH, an unmarried person; THE ESTATE OF GOLDA D. MONTIERTH; EDWARD RAY MONTIERTH and SUSAN J. MONTIERTH, husband and wife; RODNEY KENT MONTIERTH and DOLLIE MONTIERTH, husband and wife do hereby convey, release, remise and forever quit claim

unto W. NOLAN VICTOR AND RUBY C. VICTOR, husband and wife

whose address is 1528 Addison Avenue East, Twin Falls, ID

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

together with their appurtenances.

Dated: THE ESTATE OF GOLDA D. MONTIERTH
BY: Herbert R. Montierth Personal Representative of the Estate
Robert J. Meyers Kathi L. Meyers
Edward Ray Montierth Susan J. Montierth
Rodney Kent Montierth Dollie Montierth
STATE OF IDAHO, COUNTY OF ADA

On this 8th day of March, 1995, before me, a notary public in and for said State, personally appeared Herbert Montierth, Edward Ray Montierth, Susan L. Montierth, Rodney Kent Montierth and Dollie Montierth, all of whom are known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Residing at _____, Idaho
Comm. Expires 3/14/2001

Residing at _____, Idaho
Comm. Expires 3/14/2001

PIONEER TITLE
OF CANYON

423 So. Kimball
Caldwell, Idaho 83605

STATE OF IDAHO, COUNTY OF

On this 21st day of March, 1995, before me, a notary public in and for said State, personally appeared

Robert J. Meyers and
Kathi L. Meyers

known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Kare Eldridge
Residing at Twin Falls, Idaho
Comm. Expires 7/19/1999

EXHIBIT "A"

A tract of land situate in a portion of the South One-Half of the Northeast Quarter of Section 10, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of the South One-Half of the Northeast Quarter of Section 10, marked by a found 5/8" iron pin; thence

South 00° 23' 26" West along the East line of the Northeast Quarter, a distance of 30.00 feet; thence

North 89° 36' 34" West (formerly South 89° 56' 00" West), a distance of 1431.45 feet; thence

South 21° 12' 44" East (formerly South 21° 40' 11" East), a distance of 304.77 feet; thence

South 60° 43' 46" East (formerly South 61° 11' 12" East), a distance of 315.87 feet; thence

South 01° 22' 05" West (formerly South 00° 54' 43" West), a distance of 335.23 feet; thence

North 89° 59' 19" West, a distance of 1593.26 feet to a point on the North/South mid-section line; thence

North 00° 23' 27" East along the North/South mid-section line, a distance of 794.15 feet to the Northwest corner of the South 1/2 of the Northeast Quarter; thence

South 89° 59' 19" East along the North line of the South One-Half of the Northeast Quarter, a distance of 2641.86 feet to the POINT OF BEGINNING.

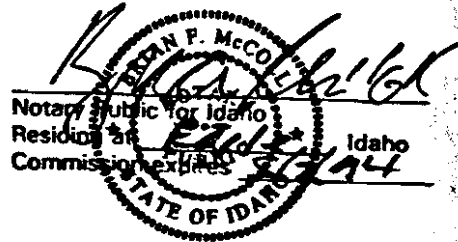
INITIAL



STATE OF IDAHO)

County of Ada)

On this 8th day of March, 1995, before me, a notary public, personally appeared Herbert Montierth, known or identified to me to be the person whose name is subscribed to the within instrument as personal representative of the Estate of Golda Montierth, and acknowledged to me that he executed the same as such personal representative.



9507105

RECORDED

95 MAR 23 AM 11 11

HEL J. KENH

CANYON-CITY RECORDER

BY Hel. J. Kenh

BOOKER - NAPA

REQUEST

TYPE Fee 900

DN 33724

9507106

QUITCLAIM DEED

FOR VALUE RECEIVED WILFORD NOLAN VICTOR AND RUBY C. VICTOR, Husband and wife

do hereby convey, release, remise and forever quit claim

unto V & M TRUST

whose address is 1528 ADDISON AVENUE EAST, TWIN FALLS, ID 83301

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

together with their appurtenances.

Dated: March 21, 1995

Wilford Nolan Victor
Wilford Nolan Victor

Ruby C. Victor
Ruby C. Victor

STATE OF IDAHO, COUNTY OF Twin Falls

On this 21 day of March, 1995,
before me, a notary public in and for said State, personally
appeared Wilford Nolan Victor and Ruby C. Victor

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

[Signature]
Residing at Twin Falls, Idaho
Comm. Expires 1997

PIONEER TITLE COMPANY
OF CANYON COUNTY
423 So. Kimball
Caldwell, Idaho 83606

100 - 10th Ave. South
Nampa, Idaho 83651

EXHIBIT "A"

A tract of land situate in a portion of the South One-Half of the Northeast Quarter of Section 10, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of the South One-Half of the Northeast Quarter of Section 10, marked by a found 5/8" iron pin; thence

South 00° 23' 26" West along the East line of the Northeast Quarter, a distance of 30.00 feet; thence

North 89° 36' 34" West (formerly South 89° 56' 00" West), a distance of 1431.45 feet; thence

South 21° 12' 44" East (formerly South 21° 40' 11" East), a distance of 304.77 feet; thence

South 60° 43' 46" East (formerly South 61° 11' 12" East), a distance of 315.87 feet; thence

South 01° 22' 09" West (formerly South 00° 54' 43" West), a distance of 335.23 feet; thence

North 89° 59' 19" West, a distance of 1593.26 feet to a point on the North/South mid-section line; thence

North 00° 23' 27" East along the North/South mid-section line, a distance of 794.15 feet to the Northwest corner of the South 1/2 of the Northeast Quarter; thence

South 89° 59' 19" East along the North line of the South One-Half of the Northeast Quarter, a distance of 2641.66 feet to the POINT OF BEGINNING.

INITIAL



9507106

RECORDED

'95 APR 23 AM 11 11

HED J. KERR

CANYON COUNTY RECORDER

BY *John D. Brown*

REQUESTED PIONEER — NAMPA

TYPE *Deed* FILE *600*

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: A63-03597C
Date Received: 12/28/1989
Receipt No: X777777
Received By: DE-KW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name:	RODNEY KENT MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	H.R. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	GOLDA D. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	EDWARD MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	SUSAN L. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	WILFORD NOLAN VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	RUBY C. VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	ROBERT J. MEYERS	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS ID 83301	
Name:	KATHI L. MEYERS	208-733-5217

~~FILED~~

Address: 1528 ADDISON AVENUE EAST
TWIN FALLS ID 83301

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	03W	10	SE	NW			CANYON
		11	NW	SW			CANYON
		14	SE	SW			CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.930		1882.60

7. Total Quantity Appropriated is:
3.930 C.F.S. (and/or) 1882.60 A.F.A.

8. Total consumptive use is 1655.5 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	10	SW	NE		IRR	36.0
			SE	NE		IRR	7.0
			NE	SW		IRR	30.0
			NW	SW		IRR	29.0
			SW	SW		IRR	39.0
			SE	SW		IRR	39.0
			NE	SE		IRR	21.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	37.0
						Section Acres	317.0
		15	NE	NW		IRR	39.0
			NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0

~~MICROFILMED~~

~~1984~~

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	156.0
					Total Acres	473.0

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:

~~LICENSE~~ ^{CLAIMED}
THIS CLAIM ORIGINALLY HAD 338.0 MORE ACRES THAN IS CLAIMED.
THEREFORE, THIS CLAIM HAS BEEN SPLIT AND ASSIGNED AN "A" SUFFIX.
THE CLAIM DIVERSION IS BASED ON THE PRORATED SHARE CALCULATED
FROM THE PLACE OF USE ACREAGES. THE CLAIMED QUANTITY(4.73) IS
570.0/908.0 OF THE ORIGINAL 7.53 CFS.
THE DIVERSION WORKS INCLUDE 3 WELLS WITH DEEP TURBINE PUMP. THE
WATER IS DISCHARGED INTO PIPELINE SYSTEM FOR SPRINKLER IRRIGATION.
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A63-03597A, FEE PAID UNDER RECEIPT NO. N003518.
KW 2/24/1993

15. Basis of Claim: LICENSE

Water Right Number: 33559

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 3-15-92

LEGAL DESCRIPTION OF PROPERTY: Township 2N Range 3W
Section 10, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. → SWNW
Lot _____, Block _____, Subdivision/Townsite _____ SE NW
If you have additional legal descriptions, please attach separate sheet. N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: A63-03597A

☐ Name and Address of Former Owner/Claimant(s)(Seller): H R Montierth, et al
1528 Addison Ave East
Twin Falls, ID 83301

☐ New Owner/Claimant (Purchaser): Mark S. &/or Susan Tracy

☐ New Mailing Address: 6627 Bennett Rd.
Nampa, ID 83686

☐ New Telephone Number: () 467-3006

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

97 ac. in S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$,
Sec. 10, T2N, R3W

☒ Attach proof of ownership, describe proof attached: Real Estate Agreement

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s): [Signature] Date 4-16-92

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

5885

(With Earnest Money Provision)
THIS CONTRACT CONTROLS THE TERMS OF SALE OF THE PROPERTY.
READ CAREFULLY BEFORE SIGNING: IF ANY QUESTION, CONSULT YOUR ATTORNEY.
(REVISED)

MARCH TRACY and SUSAN TRACY, husband and wife Nampa Idaho February 7, 1992

(hereinafter called "Buyer") agrees to purchase, and the undersigned Seller agrees to sell the following described real estate hereinafter referred to as "premises" located at:
State of Idaho, commonly known as VICTOR NEVENS MONTICERH FARM
legally described as: 100 acres (SEE LEGAL WHICH IS HEREBY ATTACHED, AND MADE A PART HEREOF)
SUBJECT to a 30 foot easement across the East Boundary thereof, and all minerals thereunder.
Sellers have shall be given to the buyers.

(A FULL AND COMPLETE LEGAL DESCRIPTION MUST BE INSERTED, ATTACHED OR WRITTEN ON THE REVERSE HEREOF PRIOR TO EXECUTION BY SELLER. Seller hereby authorizes broker to insert over his signature the correct legal description of the premises if unavailable at time of signing, up to correct the legal description previously erroneous or incomplete.)

1. TOTAL PURCHASE PRICE IS One hundred ten thousand five hundred and No/100
\$ 110,500.00

A. Earnest Money.

a. Buyer deposits and receipt is acknowledged of Five thousand Dollars (\$ 5,000.00)

evidenced by ☒ Cash, ☐ Personal Check, ☐ Cashiers Check, ☐ Note due, paid or delivered as earnest money in part payment of the purchase price for the premises

b. Buyer further agrees on or before _____ day of _____, 19__ to pay or deliver as additional earnest money payment of the purchase price for the premises

c. All Earnest Money and this agreement shall be held by Acc Realty (from agreement 1/21/92) evidenced by ☐ Cash, ☐ Personal Check, ☐ Note due, or _____ for the benefit of the parties

2. Balance of purchase price to be paid as follows:
This ADDITIONAL sum of \$25,000.00 to be paid on closing. All remaining balance to be paid as follows: \$769.31 on April 1, 1992, and a like sum on the 1st day of each and every month thereafter until the entire unpaid principal balance, together with interest of 12% annum has been paid in full. Payments to apply first to accrued interest and the balance to principal. The Buyer shall have the privilege of making accelerated payments without penalty.

AT THE TIME OF MAKING THIS AGREEMENT, THE AGENT WORKING WITH THE BUYER REPRESENTED _____, PERMANENT SELLER
AND THE AGENT WORKING WITH THE SELLER REPRESENTED _____
DISCLOSURE OF AGENCY HAS BEEN PROVIDED TO BOTH PARTIES IN THIS TRANSACTION. EACH PARTY TO THIS TRANSACTION HAS READ AND UNDERSTANDS THE CONTENTS OF THE AGENCY DISCLOSURE BROCHURE PREVIOUSLY RECEIVED. THE SELLER WILL PAY THE REAL ESTATE SALES COMMISSION.

3. Buyer's offer is made subject to the acceptance of Seller on or before twelve o'clock midnight of February 10, 1992
If Seller does not accept this agreement within the time specified, the earnest money shall be refunded to Buyer on demand.

4. Title of Seller is to be conveyed by Warranty deed, unless otherwise provided, and is to be marketable and insurable except for rights reserved in federal patents, state or local laws, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and rights of way and easements established or of record. Any liens, encumbrances or defects to be discharged by Seller may be paid out of purchase money at date of closing. Any liens, encumbrances or defects which are to be discharged assumed by Buyer or to which title is taken subject to (not otherwise set forth above) are: A mortgage payable to Farm Credit Service of Spokane, and 1992 property taxes.

5. The parties designate _____ Title Company to provide the necessary title insurance and commitment for title insurance required by this agreement. It is hereby agreed that the "closing agent" for the transaction represented by this agreement shall be the title company

6. Within 30 days after acceptance by seller, or upon removal of any liens, encumbrances or defects to title by Seller, as provided herein, whichever later, Buyer and Seller shall deposit with the "closing agent" all funds and instruments to complete the sale in accordance with terms and conditions hereof. Upon receipt of funds specified in the preceding sentence the closing agent shall close this transaction.

7. All attached floor coverings, attached television antenna, attached plumbing, bathroom and lighting fixtures, window screens, screen doors, storm windows, storm doors, shades, venetian blinds, curtain rods, trees, plants, sleuberry, water heating apparatus and fixtures, attached fireplace equipment, stoves, ventilating, cooling and heating systems including built in and "drop in" ranges, (but excepting all other ranges) fuel tanks and irrigation fixtures and equipment, all water and water rights, and ditches and ditch rights appurtenant thereto that are now on or used in connection with the premises shall be included in the sale unless otherwise provided herein.

The following items of property now on the premises are specifically excluded from the sale: the irrigation well, and pipe line, and all government grain base, and the pump out on the said property.

The following items of personal property are specifically included in the sale: Buyer shall receive a proportionate share of filed water rights, according to the net acreage being purchased and the total holdings of rights of the seller for the entire farm owned by the seller as of 2/7/92.

8. Taxes and water assessments (using the last available assessment as a basis), rents, insurance (premiums, interest and reserves on bonds, encumbrances or obligations assumed and utilities shall be pro-rated as of the 1st day of March, 19__ or on the date of closing, whichever shall last occur. Buyer shall pay for fuel in tank, the amount to be determined by the supplier at Seller's expense.

9. Seller shall deliver possession of the premises to Buyer on or before the 1st day of March, 19__ or on the date of closing, whichever shall last occur.

10. The parties agree that this agreement contains the following additional terms and conditions: Seller agrees to subordinate a five acre parcel to allow the Buyer to obtain a loan to build a home on the said parcel.

11. The provisions contained on the reverse side of this page shall also constitute part of the agreement between the parties. Each of the parties acknowledges reading this agreement in full.

Listing Broker: Acc Realty

Buyer: Matt Tracy

Seller: Victor Nevens Monticereh

On this date _____

agree to carry out all the terms thereof on the part of the Seller and the undersigned further agrees to pay a commission of 6% of selling price or

DOLLARS (\$ _____)

to the above broker for services. In the event earnest money is forfeited, it shall be apportioned to the Seller and Brokers equally after payment of costs set out in the above agreement provided the amount to brokers does not exceed the agreed commission. I further acknowledge receipt of a true copy of this agreement with the complete legal description of the premises inserted and signed by both parties.

Seller: Victor Nevens Monticereh

Seller: Robert J. Meigs

A true copy of the foregoing agreement, signed by the Seller and containing the full and complete legal description of the premises, is hereby received on this

day of _____

STATE OF IDAHO

County of _____

Buyer's Address: 6627 Bennett Rd.

Buyer's Phone: 467-3006

(We hereby approve and accept the sale set forth in the above agreement and

agree to carry out all the terms thereof on the part of the Seller and the undersigned further agrees to pay a commission of 6% of selling price or

DOLLARS (\$ _____)

to the above broker for services. In the event earnest money is forfeited, it shall be apportioned to the Seller and Brokers equally after payment of costs set out in the above agreement provided the amount to brokers does not exceed the agreed commission. I further acknowledge receipt of a true copy of this agreement with the complete legal description of the premises inserted and signed by both parties.

Seller's Address: _____

Seller's Business Phone: _____

Seller's Residence Phone: _____

EXHIBIT "A"

A tract of land situate in the South One-Half of the Northwest Quarter, and the Northerly 320.00 feet of the Southwest Quarter of Section 10, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the Section corner common to Sections 9, 10, 15 and 16, Township 2 North, Range 3 West, Boise Meridian, marked by a found PK Nail and Washer; thence

North 00° 25' 45" East along the West line of the Southwest Quarter of Section 10, a distance of 2655.59 feet to a set PK Nail, THE REAL POINT OF BEGINNING; thence continuing

North 00° 25' 45" East along the West line of the Southwest Quarter, a distance of 320.00 feet to the Southwest corner of the South One-Half of the Northwest Quarter, marked by a found Aluminum Cap Monument L.S. 3627; thence

North 00° 26' 00" East along the West line of Northwest Quarter of Section 10, a distance of 1327.77 feet to the Northwest corner of the South 1/2 of the Northwest Quarter, marked by a found 5/8" iron pin; thence

South 89° 59' 19" East along the North line of the South 1/2 of the Northwest Quarter, a distance of 2642.56 feet to the Northeast corner of the South 1/2 of the Northwest Quarter, marked by a set 5/8" iron pin L.S. 4108; thence

South 00° 23' 27" West along the East line of the South 1/2 of the Northwest Quarter, a distance of 1328.11 feet to the Southeast corner of the South 1/2 of the Northwest Quarter, marked by a set 5/8" Iron Pin L.S. 4108; thence continuing

South 00° 23' 27" West along the East line of Southwest Quarter, a distance of 320.01 feet to a set 1/2" Iron Pin L.S. 4108; thence

North 89° 58' 52" West parallel with the North line of the Southwest Quarter, a distance of 2643.76 feet to the POINT OF BEGINNING.

~~MICROFILMED~~

~~MAR 25 1994~~

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

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

CIVIL CASE NUMBER: 39576

renumbered to A63-03597C-
Ident. Number: ~~A63-03597A~~ *ku*
Date Received: 12/28/1989
Receipt No: N003518 *2/24/91*
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	H.R. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	GOLDA D. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	EDWARD MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	SUSAN L. MONTIERTH	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	WILFORD NOLAN VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	RUBY C. VICTOR	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	ROBERT J. MEYERS	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	KATHI L. MEYERS	208-733-5217
Address:	1528 ADDISON AVENUE EAST TWIN FALLS, ID 83301	
Name:	RODNEY KENT MONTIERTH	208-733-5217

Address: 1528 ADDISON AVENUE EAST
TWIN FALLS, ID 83301

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	03W	10	SE	NW			CANYON
		11	NW	SW			CANYON
		14	SE	SW			CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.730		

7. Total Quantity Appropriated is:
4.730 C.F.S. (and/or) 1995.00 A.F.A.

8. Total consumptive use is 1995.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	03W	10	SW	NE		IRR	36.0
			SE	NE		IRR	7.0
			SW	NW		IRR	37.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	39.0
			SW	SW		IRR	39.0
			SE	SW		IRR	39.0
			NE	SE		IRR	21.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	37.0
						Section Acres	414.0
		15	NE	NW		IRR	39.0
			NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0

~~WFOF-142~~

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	156.0
					Total Acres	570.0

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: ~~claim~~ license

THIS CLAIM ORIGINALLY HAD 338.0 MORE ACRES THAN IS CLAIMED.
THEREFORE, THIS CLAIM HAS BEEN SPLIT AND ASSIGNED AN "A" SUFFIX.
THE CLAIM DIVERSION IS BASED ON THE PRORATED SHARE CALCULATED
FROM THE PLACE OF USE ACREAGES. THE CLAIMED QUANTITY(4.73) IS
570.0/908.0 OF THE ORIGINAL 7.53 CFS.
THE DIVERSION WORKS INCLUDE 3 WELLS WITH DEEP TURBINE PUMP. THE
WATER IS DISCHARGED INTO PIPELINE SYSTEM FOR SPRINKLER IRRIGATION.

15. Basis of Claim: LICENSE

Water Right Number: 33559

~~WIRELINE~~
10/1/91

CHANGE IN OWNERSHIP

[] Water Right Number(s): ✓33561/63-3599B; ✓33559/63-3597; G-29632; ✓63-7156;
✓33561/63-3599A; ✓63-7825; ✓33528/63-3589; ✓33303/63-3557A

[] Name and Address of
 Former Claimant: G-22446; ✓63-7778
✓63-2579
FEDERAL LAND BANK OF SPOKANE

W. 601 1st Ave., TAF-C5
SPOKANE, WA 99220

[] New Claimant(s): H.R. MONTIERTH, GOLDA D. MONTIERTH, EDWARD MONTIERTH,
SUSAN L. MONTIERTH, RODNEY KENT MONTIERTH, WILFORD NOLAN VICTOR,
RUBY C. VICTOR, ROBERT J. MEYERS, KATHI L. MEYERS

[] New Mailing Address: 1528 Addison Avenue East
Twin Falls, ID 83301

New Telephone Number: (208) 733-5217

[] Does the change in ownership result in a splitting of the
 water right claimed? yes ✓ no

If yes, then describe the portion of the water right that is
 now claimed by the new owner:

[] Attach proof of ownership
 Describe proof attached: COPY OF RECORDED WARRANTY DEED

[] Signature of New Claimant(s): SEE ATTACHED SIGNATURE PAGE

Date: 2-1-90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

RECEIVED

OCT 24 1990

Department of Water Resources

AC 3-3597A

~~NO REFILE~~

SIGNATURE PAGE, ATTACHED TO ALL CLOSING DOCUMENTS

HR Montierth

H.R. MONTIERTH, aka Herbert R. Montierth

Golda D. Montierth

GOLDA D. MONTIERTH aka Darlene R. Montierth

Edward R. Montierth

EDWARD RAY MONTIERTH aka Ray Montierth

Susan L. Montierth

SUSAN L. MONTIERTH

Rodney Kent Montierth

RODNEY KENT MONTIERTH

Wilford Nolan Victor

WILFORD NOLAN VICTOR

Ruby C. Victor

RUBY C. VICTOR

Robert J. Meyers

ROBERT J. MEYERS

Kathi L. Meyers

KATHI L. MEYERS

~~MICROFILMED~~

WARRANTY DEED

X
GRANTOR, FARM CREDIT BANK OF SPOKANE, a corporation, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto (1) H. R. MONTIERTH, also known as Herbert R. Montierth, and GOLDA D. MONTIERTH, also known as Darlene R. Montierth, husband and wife; EDWARD RAY MONTIERTH, also known as Ray Montierth, and SUSAN L. MONTIERTH, husband and wife; RODNEY KENT MONTIERTH, a single man; grantees collectively as to a one-third undivided interest; (2) WILFORD NOLAN VICTOR and RUBY C. VICTOR, husband and wife, grantees collectively as to a one-third undivided interest; and (3) ROBERT J. MEYERS and KATHI L. MEYERS, husband and wife, grantees collectively as to one-third undivided interest, as tenants in common in the shares provided above, whose current address is Route 1, Kuna, Idaho 83634, as GRANTEE, and to grantee's heirs and assigns forever, all of the real estate located in Canyon County, State of Idaho, more particularly described on Exhibit A, attached hereto and incorporated herein.

Grantor does hereby covenant, warrant and shall defend the quiet and peaceable possession of said premises by the grantee, his heirs and assigns forever against the lawful claims of all persons.

Grantor warrants that it has complied with the applicable provisions of the Agricultural Credit Act of 1987.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, grantor has hereunto subscribed his name to this instrument this 2 day of February, 1990.

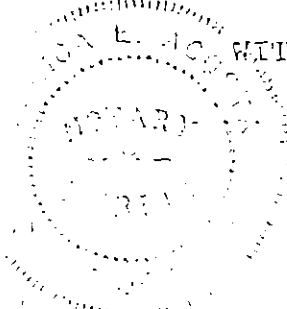
FARM CREDIT BANK OF SPOKANE

By: Daniel R. Hall

Authorized Agent

STATE OF IDAHO)
COUNTY OF Blaine) ss.

On this 2nd day of February, 1990, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Daniel R. Hall, known or identified to me to be the authorized agent of Farm Credit Bank of Spokane, the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



WITNESS my hand and Official Seal.

Daniel R. Hall
Notary Public for Idaho
Residing at Blaine, Idaho
My Commission expires: 5-14-93

EXHIBIT "A"

Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, Section 14:

South Half EXCEPT;

A part of the Southeast Quarter described as:

COMMENCING at the Northeast corner of said Southeast Quarter (East Quarter corner), monumented with an iron pipe, 2 inches diameter; thence

South $0^{\circ} 3'$ East 478.04 feet along the East boundary of said Southeast Quarter; thence

South $89^{\circ} 57'$ West 25 feet to the POINT OF BEGINNING; thence

South $89^{\circ} 57'$ West 396 feet; thence

South $0^{\circ} 3'$ East 220 feet parallel with the East boundary of said Southeast Quarter; thence

North $89^{\circ} 57'$ East 396 feet; thence

North $0^{\circ} 3'$ West 220 feet parallel with the East boundary of said Southeast Quarter to the POINT OF BEGINNING.

Section 15:

Southwest Quarter of the Southeast Quarter; Southeast Quarter of the Southwest Quarter; Northwest Quarter of the Southwest Quarter; Southwest Quarter of the Southwest Quarter; Northeast Quarter of the Southwest Quarter; Northwest Quarter of the Southeast Quarter; East Half of the Southeast Quarter.

Section 13:

Northwest Quarter of the Northwest Quarter.

Section 14:

Northeast Quarter of the Northeast Quarter; Northwest Quarter; Southeast Quarter of the Northeast Quarter; West Half of the Northeast Quarter;

EXCEPT:

A part of the Northwest Quarter, Section 14, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as:

COMMENCING at the Northeast corner of said Section 14 (section corner) monumented with a rebar, 5/8 inches diameter; thence

South $62^{\circ} 48' 15"$ West 4,482.39 feet to the POINT OF BEGINNING, said point bears

South $62^{\circ} 05' 00"$ East 1,480.17 feet from a found 3/8 inch pipe at the Northwest corner of the Southwest Quarter of the Northwest Quarter, Section 14 (North One-Sixteenth Corner), thence

North $89^{\circ} 54' 30"$ East 295.32 feet; thence

South $0^{\circ} 05' 30"$ East 295.00 feet; thence

South $89^{\circ} 54' 30"$ West 295.32 feet; thence

North $0^{\circ} 05' 30"$ West 295.00 feet to the POINT OF BEGINNING.

Section 10

MICROFILMED

JUL 23 1994

South Half of the Northeast Quarter; Southeast Quarter of the Northwest Quarter; Northeast Quarter of the Southwest Quarter; South Half of the Southwest Quarter; West Half of the Southeast Quarter; Northeast Quarter of the Southeast Quarter; Southeast Quarter of the Southeast Quarter; Southwest Quarter of the Northwest Quarter; Northwest Quarter of the Southwest Quarter;

EXCEPTING THEREFROM:

That portion of the East Half of Section 10, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, described as:

BEGINNING at the section corner common to Section 2, 3, 10 and 11, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho; thence

South $0^{\circ} 4' 0''$ East 1,358.47 feet along the East section line (Basis of Bearing) to the REAL POINT OF BEGINNING; thence continuing

South $0^{\circ} 4' 0''$ East 1,298.48 feet to the quarter corner; thence

South $0^{\circ} 9' 27''$ East 1,818.74 feet along the section line to a point

North $0^{\circ} 9' 27''$ West 835.23 feet of the Southeast corner of said Section 10; thence

North $39^{\circ} 35' 0''$ West 421.13 feet; thence

North $19^{\circ} 39' 55''$ West 722.59 feet; thence

North $16^{\circ} 48' 33''$ West 201.19 feet; thence

North $37^{\circ} 3' 36''$ West 559.17 feet; thence

North $12^{\circ} 47' 14''$ West 527.44 feet; thence

North $0^{\circ} 54' 43''$ East 492.15 feet; thence

North $61^{\circ} 11' 12''$ West 315.37 feet; thence

North $21^{\circ} 40' 11''$ West 394.77 feet; thence

North $39^{\circ} 56' 0''$ East 1,131.5 feet to the POINT OF BEGINNING.

Section 15:

Northwest Quarter; Northeast Quarter.

Together with any and all tenements, hereditaments and appurtenances thereunto belonging or used in connection therewith.

Together with all water and water rights used upon or appurtenant to said property, however evidenced, including but not limited to Permit No. 53-9654 issued by the Water Resources Department of the State of Idaho

9002195

RECORDED

'90 FEB 6 PM 12 06

RED J KERR

CANYON COUNTY RECORDER

BY *C. H. Kerr*

REQUEST MONITOR - NARRA

TYPE *Alfred* 12

MICROFILMED

1984

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: A63-03597A

Date Received: 12/20/1989

Receipt No: N-3518

Received By: AB

RECEIVED
JAN 3 1990

Department of Water Resources
Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT BANK OF SPOKANE 208-343-7782
Address: P.O. BOX 15367
BOISE, ID 83715

2. Date of Priority: APR 13, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	03W	10		SE	NW		CANYON
		11		NW	SW		CANYON
		14		SE	SW		CANYON

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.730		

7. Total Quantity Appropriated is:
4.730 C.F.S. (and/or) 1995.00 A.F.A.

8. Total consumptive use is 1995.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	03W	10	SW	NE		IRR	36.0
			SE	NE		IRR	7.0

A63-03597A

Page

1

Date: 12/28/89

MICROFILMED

JAN 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	10	SW	NW		IRR	37.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	39.0
			SW	SW		IRR	39.0
			SE	SW		IRR	39.0
			NE	SE		IRR	21.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	37.0
						Section Acres	414.0
		15	NE	NW		IRR	39.0
			NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0
						Section Acres	156.0
						Total Acres	570.0

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: license

THIS CLAIM ORIGINALLY HAD 338.0 MORE ACRES THAN IS CLAIMED. THEREFORE, THIS CLAIM HAS BEEN SPLIT AND ASSIGNED AN "A" SUFFIX. THE CLAIM DIVERSION IS BASED ON THE PRORATED SHARE CALCULATED FROM THE PLACE OF USE ACREAGES. THE CLAIMED QUANTITY(4.73) IS 570.0/908.0 OF THE ORIGINAL 7.53 CFS. THE DIVERSION WORKS INCLUDE 3 WELLS WITH DEEP TURBINE PUMP. THE WATER IS DISCHARGED INTO PIPELINE SYSTEM FOR SPRINKLER IRRIGATION.

15. Basis of Claim: LICENSE
Water Right Number: 33559

16. Signatures(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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments: 2

For Organizations

I do solemnly swear or affirm that I am the Senior Engineer-Appraiser of Farm Credit Bank of Spokane, that I have signed the foregoing document in the space below as Senior Engineer-Appraiser of Farm Credit Bank of Spokane and that the statements contained in the foregoing document are true and correct.

Herbert J. Sanders
(Signature of authorized Agent)

Senior Engineer-Appraiser
Farm Credit Bank of Spokane
(Title and Organization)

12/28/89
(Date)

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 28 day of Dec.,
19 89.

Allen B. Burch

Notary Public

Residing at Bath

My Commission Expires: 2/20/89

SEAL

MICROFILMED
1994

Water Right No.	Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
				NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
63-03597A	02N	03W	10			36	7			37	40	40	39	39	39	21	40	39	37	414
TOTAL ACREAGE FOR THE QUARTER-QUARTER						36	7			37	40	40	39	39	39	21	40	39	37	414
63-03557A	02N	03W	13						38											38
TOTAL ACREAGE FOR THE QUARTER-QUARTER									38											38
63-03232	02N	03W	14	26																26
63-03589	02N	03W	14	39				39	40	40		40	40	39	39					316
63-03599A	02N	03W	14	14																14
63-03599B	02N	03W	14									40	40							80
63-07156A	02N	03W	14			40	40	40												120
63-07778	02N	03W	14													40	40	40	40	160
TOTAL ACREAGE FOR THE QUARTER-QUARTER				39	40	40	40	39	40	40		40	40	40	39	40	40	40	40	597
63-02879	02N	03W	15									20	40							60
63-03597A	02N	03W	15					39	38	39	40									156
63-03599B	02N	03W	15									40				40	40	40	40	200
63-07825	02N	03W	15										40	40	40					120
TOTAL ACREAGE FOR THE QUARTER-QUARTER								39	38	39	40	40	40	40	40	40	40	40	40	476

The following water rights are used in the farming of a single operation:

63-02879	63-03599A
63-03232	63-03599B
63-03557A	63-07156A
63-03589	63-07778
63-03597A	63-07825

This document is provided to illustrate all water rights used on this farm and to show common place of uses for some of the adjudication claims. The points of diversion are interconnected with the mainline system.

FILING FEES:

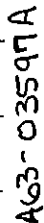
Acres Irrigated at \$1/ac	\$1,525
10 Water Rights at \$50 ea.	\$500
TOTAL DUE	\$2,025

ALB-03597A

FARM CREDIT INC.

11/2/5/1994
RECEIVED

~~JUL 25 1994~~



FARM CREDIT BANK

POOR ORIGINAL

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33559/63-3597 Priority April 13, 1967 Amount 7.53 cfs

THIS IS TO CERTIFY, that BRYCE MILLAR
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 33559/63-3597 issued pursuant to Application for Permit dated April 13, 1967
and has submitted proof to the Department of Water Administration on January 20, 1972
that he has applied water to a beneficial use, an examination by the Department indicates that the
works have a capacity of 7.53 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 7.53 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive);
Subject, however, to the condition that no more than 7.53 cfs of water be diverted at
any one time, said waters to be diverted within the SE 1/4 Sec. 10; NW 1/4 Sec. 11;
and SE 1/4 Sec. 14; Twp. 2 N, Rge. 3 W, B. M.
in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 3,614 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2 N	3 W	10			36	7			37	40	40	39	39	39	21	40	39	37	414
		11							36	26	40	40	39	39		40	39	39	338
		15					39	38	39	40									156

Total number of acres irrigated 908

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
January, 19 73.

[Signature]
Director

RECORDED
63 37 77
JAN 31 1973

02/22/2006

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

RIGHT NUMBER: 63-3597K

NAME AND ADDRESS: SHAYNE PRATHER
13561 W. WALDEMAR ST
BOISE ID 83713

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
107.500 AFY

PRIORITY DATE: 04/13/1967

POINT OF DIVERSION:

T02N R03W S10 SWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.220 CFS

107.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S10

SWNE

20.00

T02N R03W S10

SENE

7.00

27 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

02/22/2006

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

CHANGE IN OWNERSHIP LG 12/8/05

THIS CLAIM IS A RESULT OF TRANSFER 4639 APPROVED 11/2/1995.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER 4639 IN FILE.

FEE PAID UNDER RECEIPT NO N003518.

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT
REQUIREMENTS OF SECTION 42-235, IDAHO CODE AFTER SPECIFIC
NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL INSTALL
A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN AGREEMENT
WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER
DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE
INFORMATION TO THE DEPARTMENT.

THIS CLAIM COINCIDES WITH WATER RIGHT 63-03597F OWNERSHIP
CHANGE 4/25/2000 BY MTS.

Failure of the right holder to comply with the conditions of Transfer 4639 is
cause for the Director to rescind approval of the transfer.

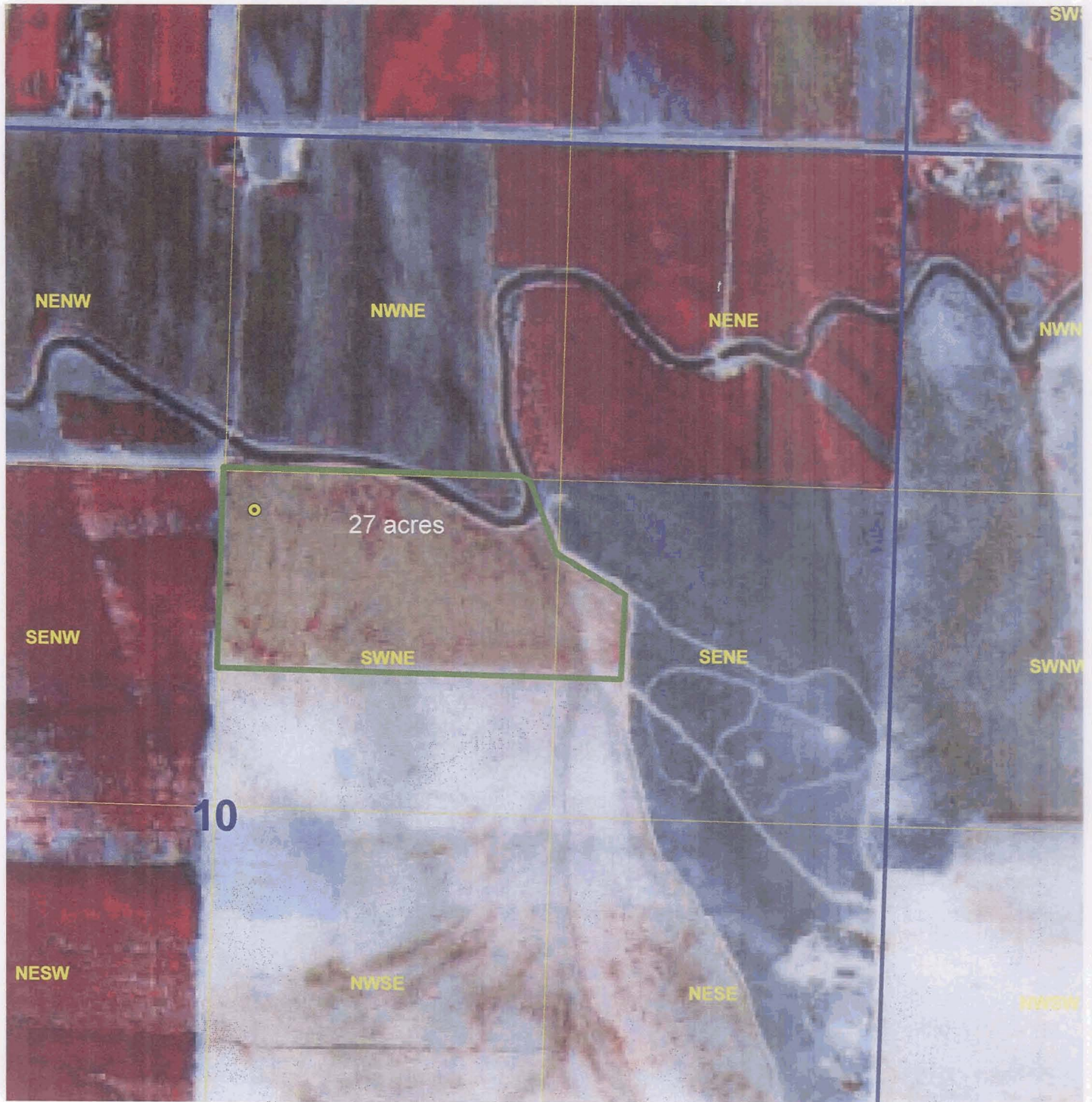
This right when combined with all other rights shall provide no more than .02
cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

The right holder shall accomplish the change authorized by Transfer 4639
within one (1) year of the date of this approval.

Idaho Department of Water Resources

63-3597K

T02N R03W S10



- 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: 63-3597K**

02/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3597K	Claim	02N	03W	10	SW	NE		IRRIGATION	20/27	SHAYNE PRATHER
32055	Claim	02N	03W	10	SW	NE		IRRIGATION	16/162	RUBY C VICTOR
3597F	Water Right	02N	03W	10	SW	NE		IRRIGATION	20/27	JORGE A MARTINEZ
3597K	Claim	02N	03W	10	SE	NE		IRRIGATION	7/27	SHAYNE PRATHER
31799	Claim	02N	03W	10	SE	NE		IRRIGATION	34.8/144.8	VANESSA CHAN
31801	Claim	02N	03W	10	SE	NE		IRRIGATION	34.8/144.8	JESSE CHAN
3597F	Water Right	02N	03W	10	SE	NE		IRRIGATION	7/27	JORGE A MARTINEZ

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33559/63-3597 Priority April 13, 1967 Amount 7.53 cfs

THIS IS TO CERTIFY, that BRYCE MILLAR
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 33559/63-3597 issued pursuant to Application for Permit dated April 13, 1967,
and has submitted proof to the Department of Water Administration on January 20, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 7.53 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 7.53 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 7.53 cfs of water be diverted at
any one time, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 11;
and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14; Twp. 2 N, Rge. 3 W, B. M.
in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 3,614 acre feet per year or _____
4.5 acre feet per acre.

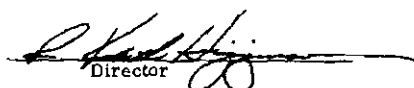
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	3W	10			36	7			37	40	40	39	39	39	21	40	39	37	414
		11							36	26	40	40	39	39		40	39	39	338
		15					39	38	39	40									156

Total number of acres irrigated 908

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
January, 19 73.


Director

63 3597

OCT 2 1972
Rec'd # 8905
 Department of Water Administration
 STATE OF IDAHO

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR AMENDMENT

Permit No. 63-3597

Comes now BRYCE MILLAR

__of (address)

Route #7, Box 7380, Nampa, Idaho

Route #7, Box 7380, Nampa, Idaho _____, and represents to the State Reclamation Department of Water Administration

No. 63-3597, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, T. 2 N.
R. 3 W., B.M. Other points of diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 10, T. 2 N., R. 3 W., B.M.;
SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, T. 2 N., R. 3 W., B.M.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day

mo. - day

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

3. Place of use or land to be irrigated:

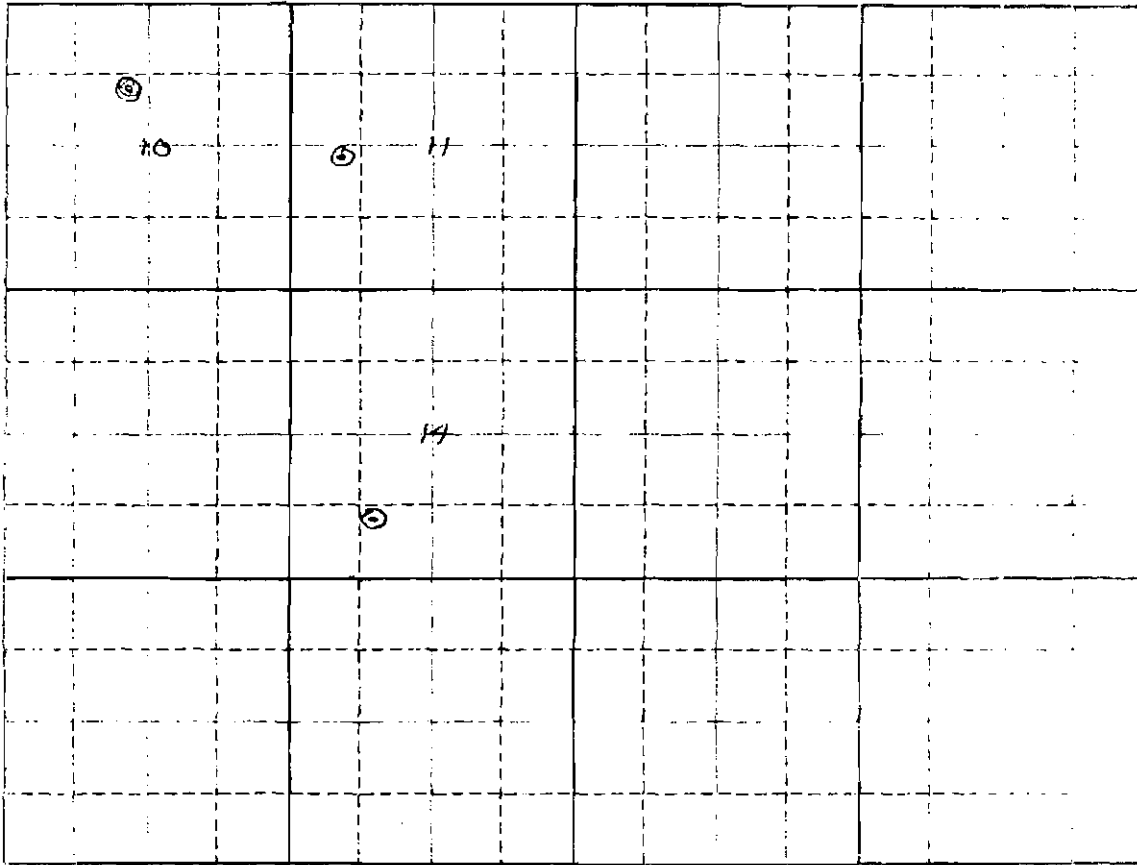
[illegible]

Total number of acres to be irrigated

63 3597

33 3597

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk

Signed at Nampa Idaho, this 15 day of Sept, 19 72

Bryce Miller
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration
hereby approve the above application for amendment for Permit No. 33559/63-3597.

Witness my hand this 12 day of January, 19 73

R. Keith Higginson
Director

FIELD REPORT

1. Name of permit holder BRYCE MILLAR

Post office address Route #7 Box #7388 Nampa, Idaho Phone

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(no spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 19.72 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 19.72 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2 N N/S, Range 3 W E/W, B.M., Section 11, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$ Canyon

Township 2 N N/S, Range 3 W E/W, B.M., Section 10, Subdivision Cntr $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$ Canyon

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: pump, motor and sprinkler

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

2507 TOTAL ACREAGE _____ 985

R3W

D91

126D

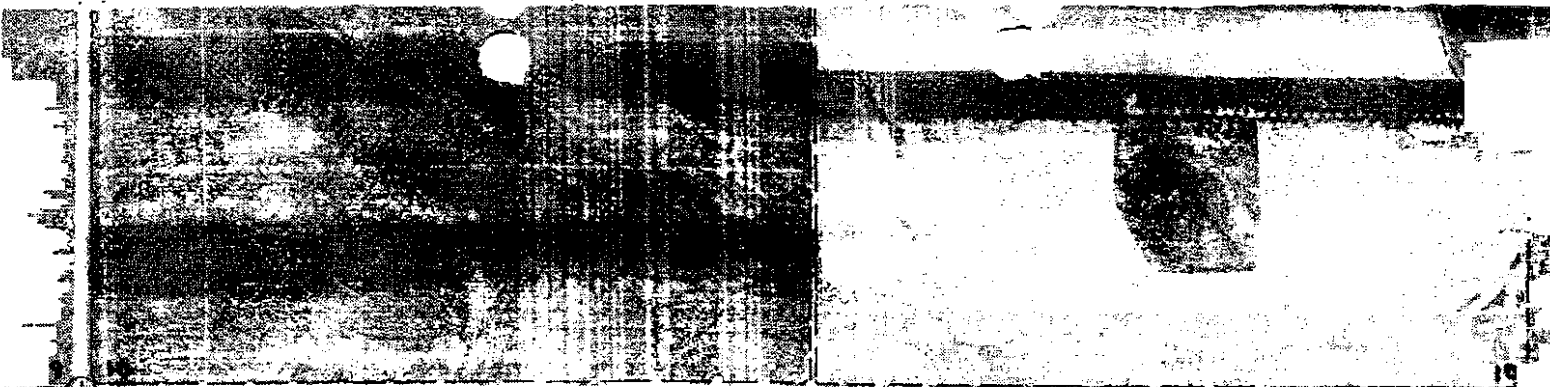
239.0

D84

127D

D

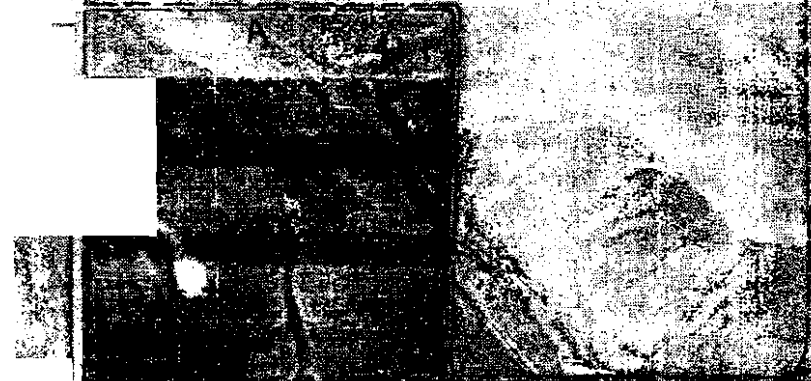
199.0



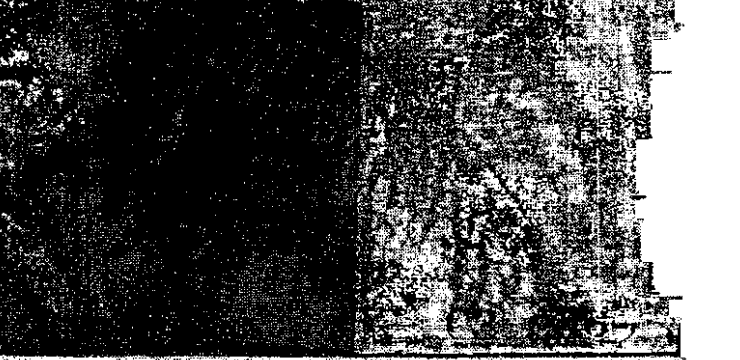
16 15
D
199.0



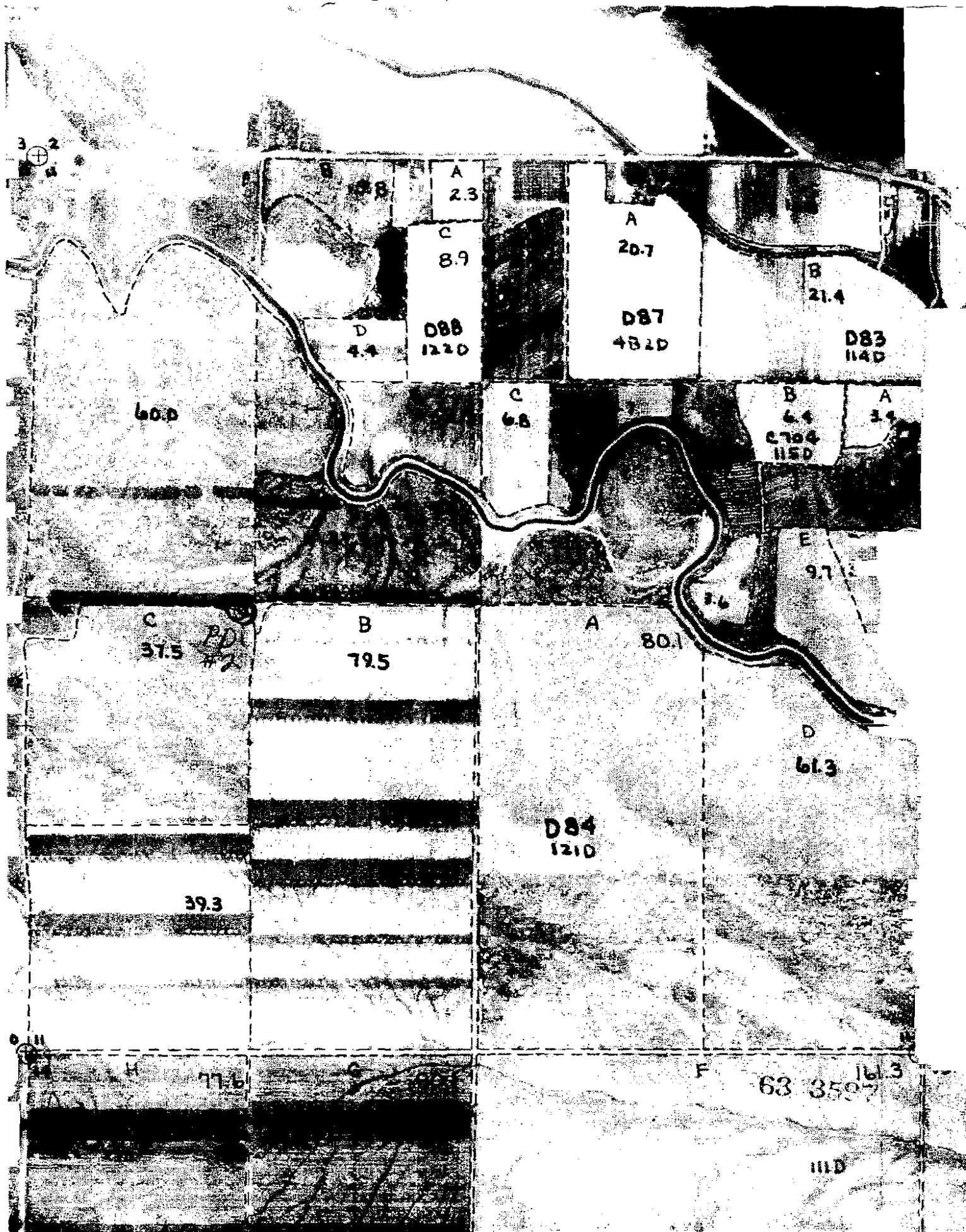
E
202.9
D84
117D



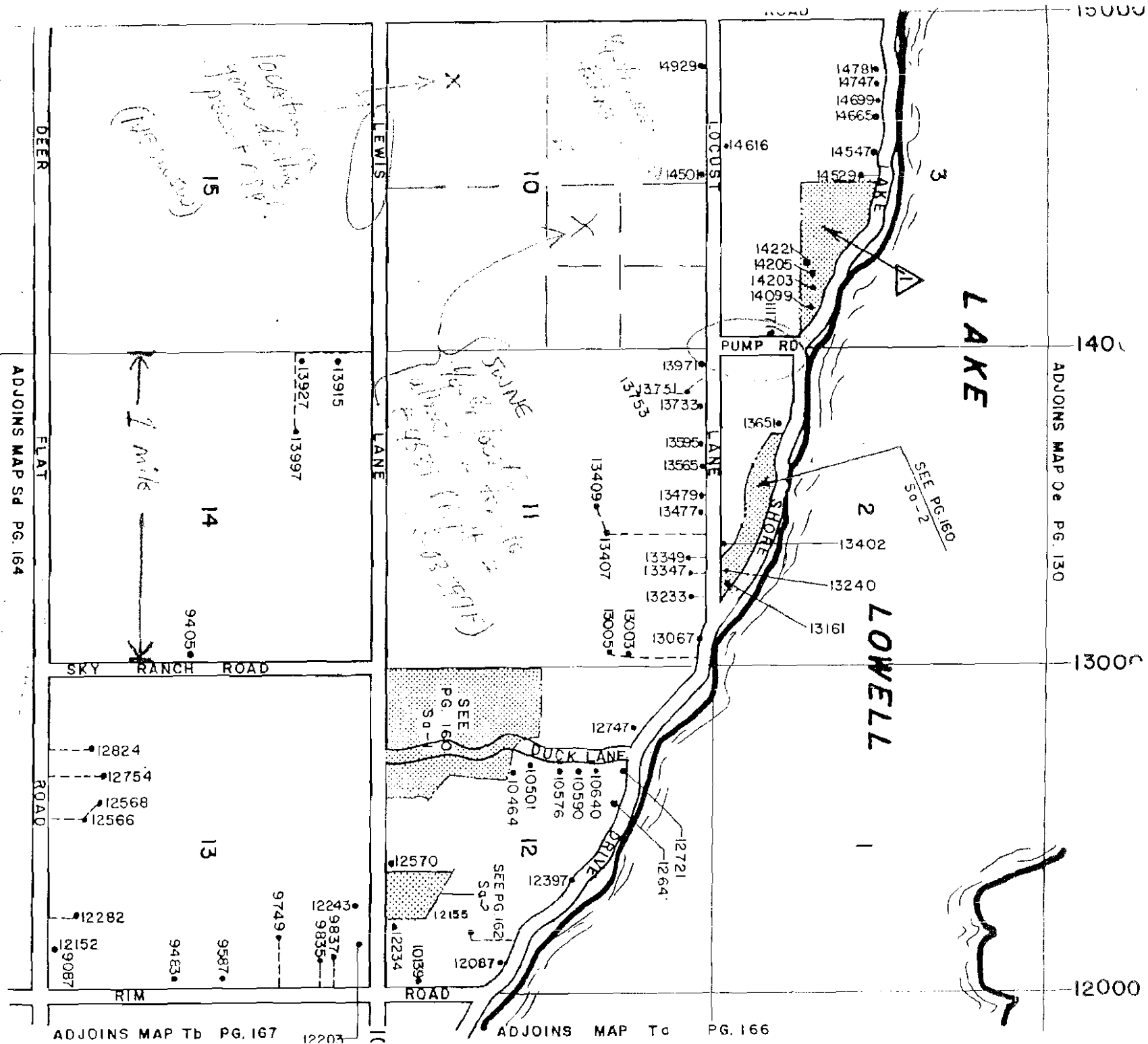
B
74.5
D86
120.0



Sec 11 T2N R3W



1,2,3,10,11,12,13,14,15 T.2N., R.3W.



Montierth (H) ~ 360 ac
 Meyers (M) ~ 640 ac
 Victor (V) ~ 516 ac

4/1999

Meyers / Montierth / Victor

T 2 N, R 3 W, B.M.

PROPOSED PARTITIONS

PARCEL #1 

PARCEL #2 

PARCEL #3 



Scale 0' 660' 1320'

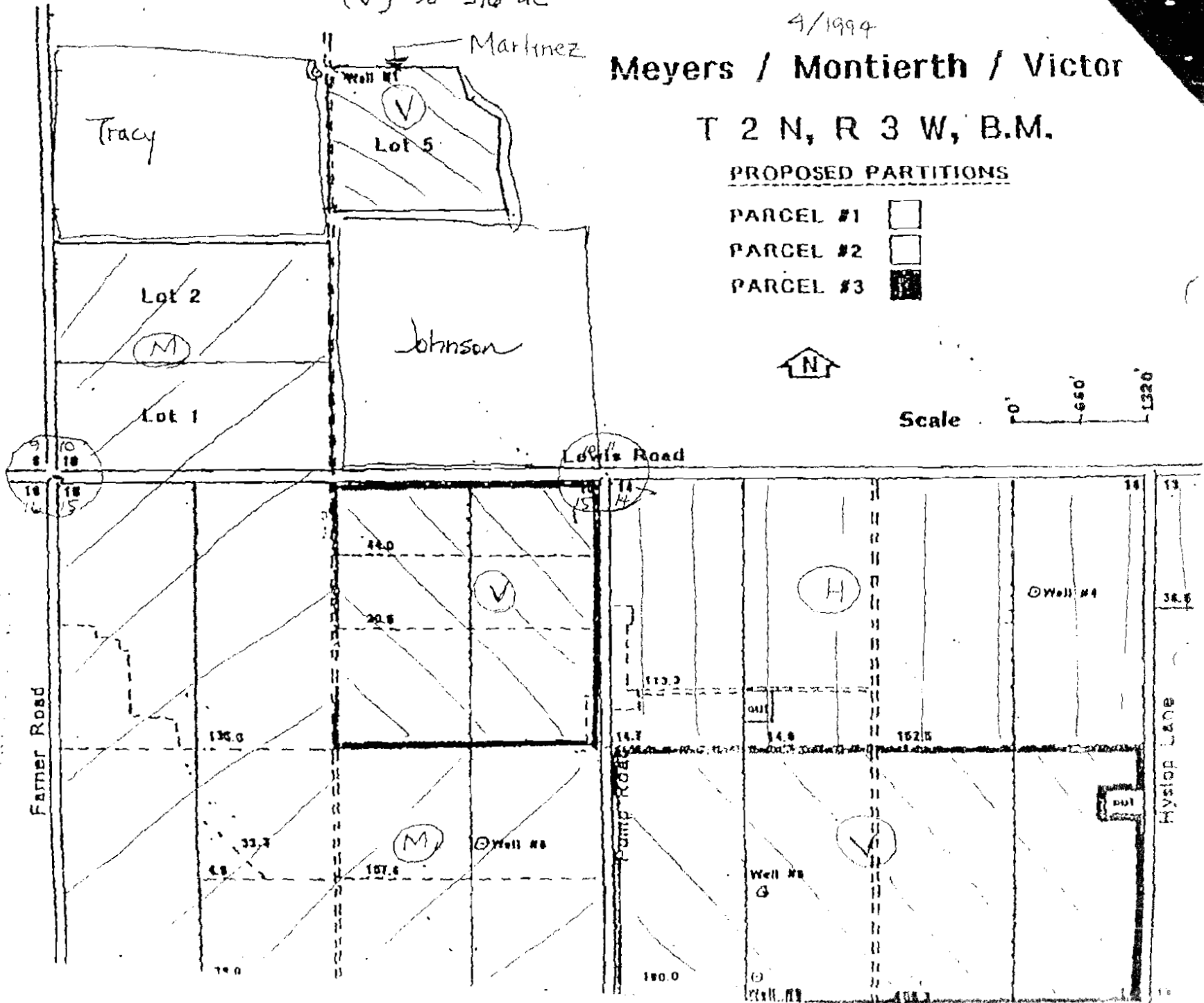


EXHIBIT A

93.5

TRANS

ACR
68.0

ADA

68.0

135.0

228.5

\$
67.0

idle

2

67.0

TRANS

ADA

T5377

TRANS

TO

5, ADA
33.3

6
4.6

1992
T 21 7
Sec 10, 15 2N 3W
Canyon Co.

180.5

3
44.0

Tract

Farm # (old/new)

2130

Field	1	Crop	CU \$	Year	91	#2130
Field	2	Crop	CU \$	Year	91	#2130
Field	3	Crop	ACR	Year	91	#2130
Field	4	Crop	CU \$	Year	90	#1985
Field	5	Crop	CU \$ / ACR	Year	90	#1985
Field	6	Crop	CU \$	Year	90	#1985

7
109.3

93.5

TRANS

ITO

ADA

68.0

135.0

228.5

10

67.0

TRANS

ITO

ADA

T5377

TRANS

TO

5, ADA

33.3

6.

46.0

T 2167
Dec 10 15

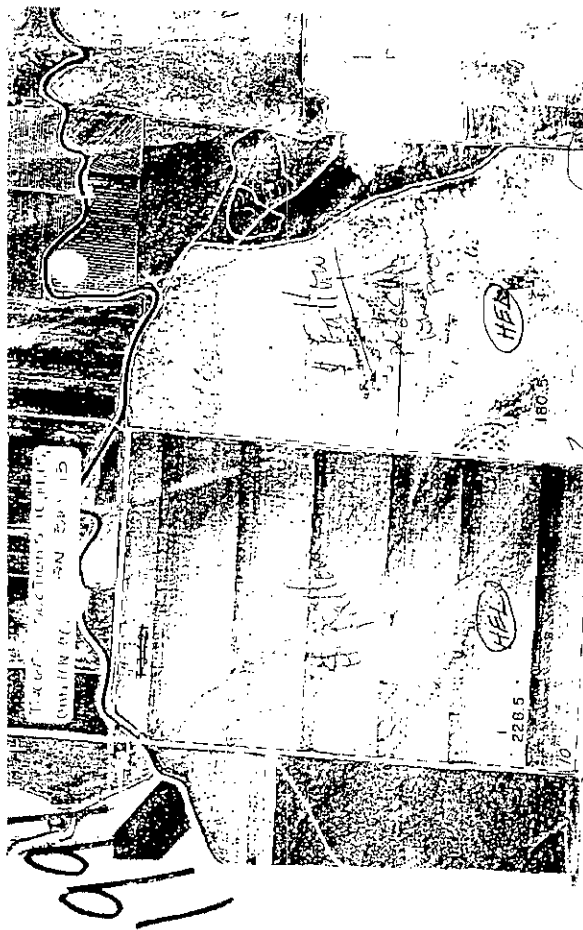
Canyon

180.5

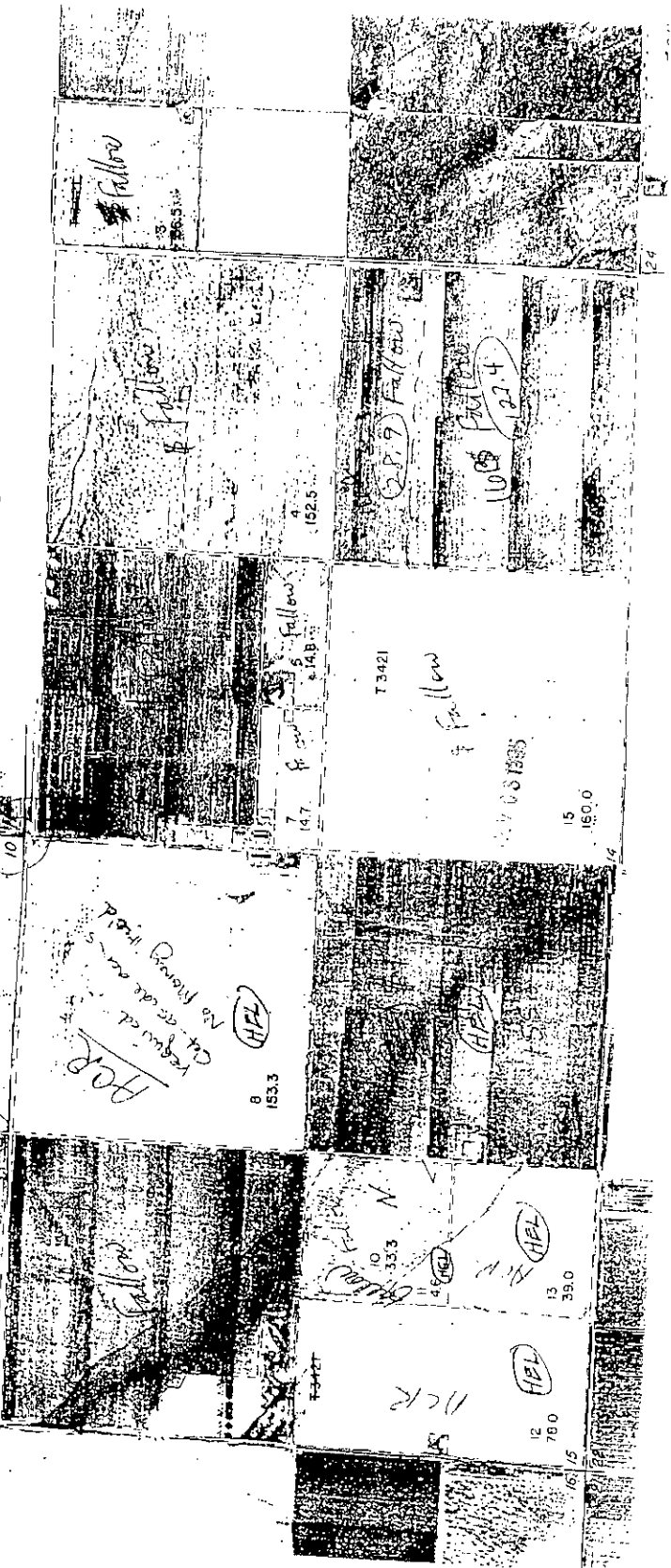
3
44.0

7
109.3

1993
#2456
T2167

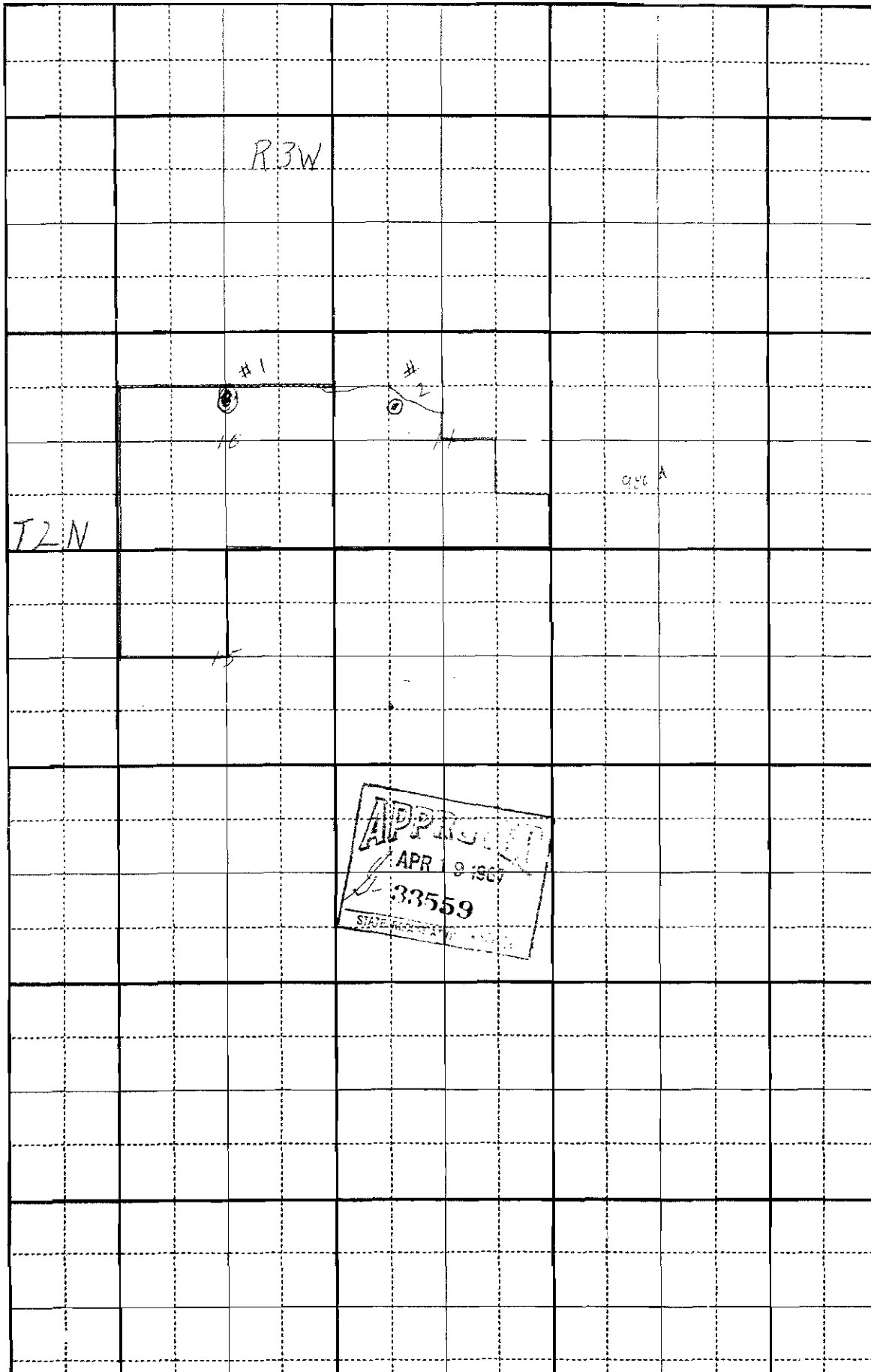


T2060
2130 1991



NAME OF APPLICANT Rex Jensen

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

NWSE

NESE

SECTION 10

SWSE

SESE

This is the land
associated with
this permit

1954
9/2/54
P. 1010

sec 10

SWSE

This is the land that will be irrigated.

MICROFILMED
SEP 07 2001

sec 14

SWNW

This is the land that is going to be dried up

1987 aerial photo



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

December 8, 2005

Shayne Prather
13561 W. Waldemar St
Boise, ID 83713

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-3597K

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

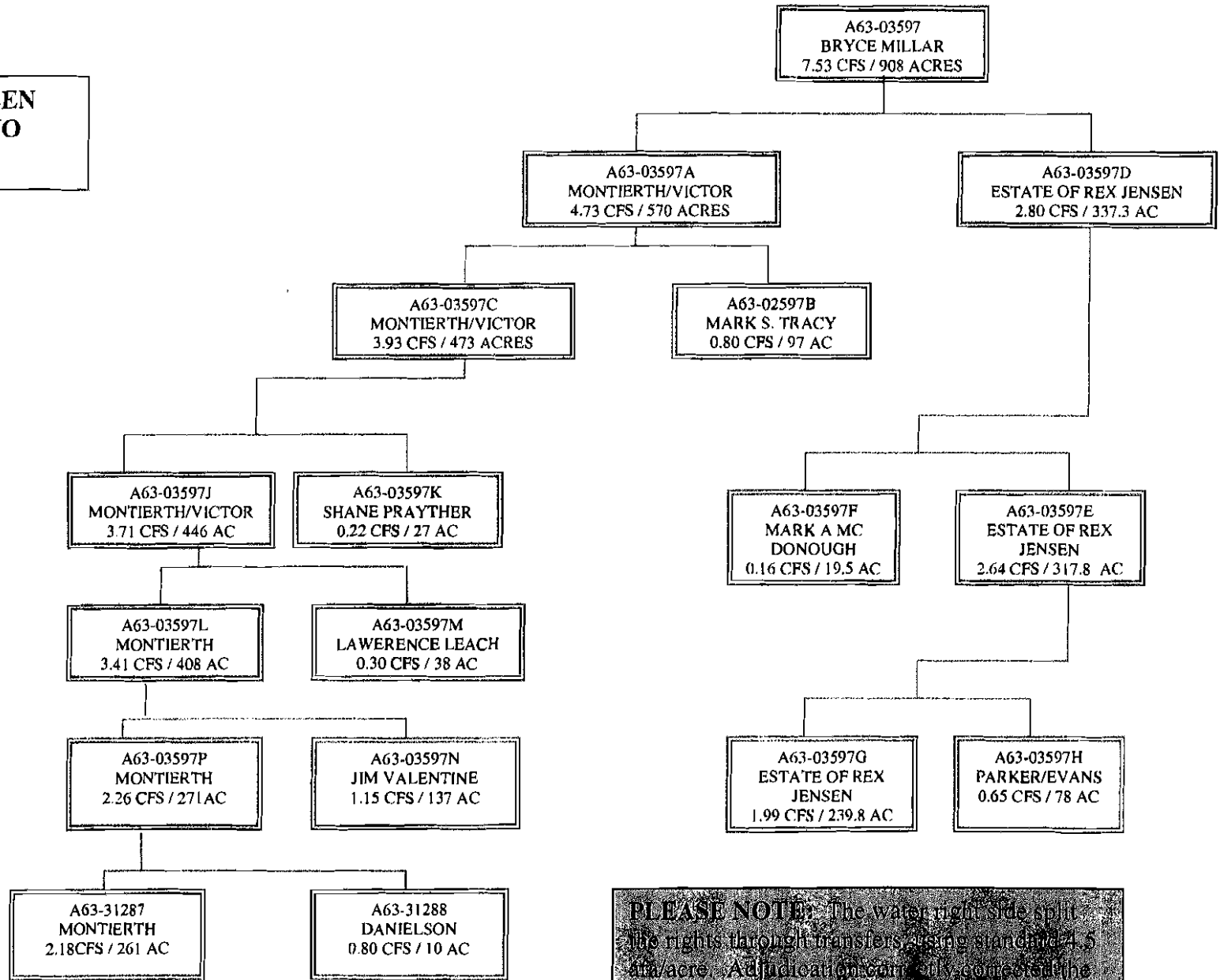
Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

ADJUDICATION CLAIMS SPLIT TREE FOR REX E. JENSEN ESTATE TRANSFER # 68832

**RIGHTS HAVE BEEN
SPLIT AND ARE NO
LONGER ACTIVE**



PLEASE NOTE: The water right side split the rights through transfers using standard 4.5 afu/acre. Adjudication currently corrected the volume per split based on original licenses.

WR splits - L63-03597

12-22-95

03-03597 -(Z) 7.53 cfs - 908 ac.
Mizell

03597A

T3937

03597B → .80 cfs - 97 ac. *
(Tracy)

03597C (

T3952

03597D → 2.80 cfs - 337.3 ac *
(Johnson et al)

03597E → 3.71 cfs - 446 ac. *
(Mizell)

T4639

03597F → .22 cfs - 27 ac. *
(Martinez)

7.53 cfs 907.3 ac. *

✓ A03-03597C 3.93 g₂ - 473cc - 1802.6

P/B: 2N, 3W, S10, SENW

11, NWSW

14, SESW

P/U: 2N, 3W, S10, SWNE - 36 SENE - 7

NESW - 30 NWSW - 29

SWSW - 39 SESW - 39

NESE - 21 NWSE - 40

SWSE - 39 SESE - 37

S15, NENW - 39 NWNW - 38

SWNW - 39 SENW - 40

✓ 03597J DR: 3.71 DU = 1795.1 - 1598.5 CU

(Pintado, old) P/B: Same as "C"

P/U: 2N, 3W, S10, - SWNE - 16

+4639

, SW $\frac{1}{4}$ - same as "C"

SE $\frac{1}{4}$ - " " " "

S15, - Same as "C"

✓ 03597K DR: .22 g₂ - DU = 107.5 - CU = 94.5

(Pintado)

P/B: 2N, 3W, S10, SWNE

P/U: 2N, 3W, S10, SWNE - 20

SENE - 7

Drilling Permit No. 63-98-W-0327-000
Water Right Permit No. 63-03597F
Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBAL
IDWR Employee Issuing Verbal: _____
Verbal Issued Date: _____ Time: _____

D0007088

Change of ownership
already filed by
this applicant on
12/8/97

RECEIVED

State of Idaho
Department of Water Resources

MAY 14 1998

WATER RESOURCES
WESTERN REGION

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

Applicant (please print): Jesse Prather

Mailing Address: 2015 Delta Nampa

City & State Nampa I.D. Zip Code 83687 Telephone 208-466-0224

☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify SW NE

Proposed Well Location: Twp. 2N, Rge. 3W, Sec. 10, NE 1/4 SW 1/4 SW 1/4

Gov't Lot No. _____ County Canyon Lat. _____ Long. _____

Street Address of Well Site 1/4 mile Past Pump Rd on Lewis Lane City _____

Lot, block and subdivision West 1/2 North
mile

Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☒ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

Well Construction Information:

A. ☒ New well ☐ Modify ☐ Replace

B. Proposed Casing Diameter 8" Proposed Maximum Depth 300'

C. Anticipated bottom hole temperature:

☒ 85°F or less ☐ 85°F to 212°F ☐ 212°F or more
(Cold Water Well) (Low Temp. Gea. Well) (Geothermal Well)

Construction Start Date: 6-1-1998

Anticipated Well Driller: Treasure Valley Drilling Driller's Lic. No. 560

NOTE: The actual well driller must be identified prior to drilling.

Applicant's Signature [Signature] Date 5-12-98

Title

* See chapter 12 call e T. Prather

**ACTION OF THE DEPARTMENT OF WATER RESOURCES
APPROVED**

This Permit is _____ Date 5-26-98

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:



Signature of Authorized Department Representative



Title

Receipt No. W023876 Received by KG Fee 200.00 Date 5/14/98

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

Gary ✓

D.P. Appl. will
need S.O. Approval
& more time in
Transfer 4639.

①

Re -

63-03597F
AG3-03597K
(T. 4639)

- 82

Rob ✓

O. data
entered ⁴ sent 5-26-8
DI.

Steve has reviewed &
WR is OK per transfer
approved in 1995. Please
comment on drilling concerns.
If OK, I'll sign.

None
JW

Gary

②

Rob ✓

Please have Debbie fill
in the blanks & send. Also
any conditions you might ~~like~~
want to put in it.

Gary 

③

✓
Drilling Permit
issued 5/26/98
==

MEMORANDUM

TO: GARY SPACKMAN

FROM: STEVE LESTER *SL*

DATE: MAY 19, 1998

RE: PRATHER'S DRILLING PERMIT APPLICATION, T. #4639

Transfer #4639 was approved in November 1995. The transfer split right no. 63-03597C into E and F portions. The F portion involved Jorge Martinez's property. Transfer approval included the standard condition that the change was to be completed within one year. Right 63-03597F is linked to SRBA claim A63-03597K.

In early March of this year, Jesse and Shayne Prather called me. They are the new owners of the Martinez land. The change described in the transfer had not been completed by the time of the change in ownership. Prathers filed a change in ownership last December for A63-03597K (in process, not reflected in database yet).

Prathers would like to drill the new well contemplated in the transfer but need an "extension of time" in order to receive an approved drilling permit. It looks reasonable to grant the request for more time; their request is noted in their letter of March 16, 1997. Attached is their drilling permit application filed on May 14 and additional documentation tracing this story.

I recommend that we issue the drilling permit along with a revised version of the transfer approval in which the new owners are granted more time to complete the change.

No further water right action necessary.

Day S 5/19/98

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W023876

Date: 5/14/1998
Time: 10:45:47

Received
From: INTERWEST SUPPLY

Type of Payment	Program A cct	Amount
APP FOR DRILLING PERMIT	62134 229 21 1205	200.00
CHECK 8993		
	Total	\$ 200.00

Region: WESTERN

Signature: _____

Kathy Goolsby

CONVERSATION MEMORANDUM

DATE

5/14/98

FILE

63-03597F

NAME OF PARTY

Jesse Panther

EMPLOYEE

JZ

RE:

P/O confirmation

Mr. Panther called in response to my fax today. Said he made a mistake on well drilling Appl: continued that well will be in SWNE As identified in water right per T. 4639.

OK to proceed based on that information.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 5/14/98

TO: JESSE PRATHER

FROM: Steve Lester

fax 466-8406

DOCUMENT DESCRIPTION: Proposal well location?
Drilling permit appl. rec'd today lists well for NE 1/4 SW 1/4 SW 1/4.
Approved transfer #4639 (right 63-03597F) allows a well in
SW 1/4 NE 1/4.
See attached map.

continued
↓

TOTAL PAGES SENT: 01 + COVER SHEET

CONTACT:

Mark proposal well location on map & return it
to me. Can fax at 334-2348 if want to.
If well will be anywhere other than SW 1/4 NE 1/4 S.10,
we need to talk about it since that would be
a water right concern.
I Am out of office tomorrow but back on Monday morning.
Steve L.

MARCH 16,1997

MR. STEVE LESTER
DEPARTMENT OF WATER RIGHTS
2735 AIRPORT WAY
BOISE, IDAHO 83705

RE:63-03597F AND #4639

DEAR STEVE,

AS WE HAVE SUBMITTED THE FORM TO YOUR OFFICE FOR CHANGE OF WATER RIGHT OWNERSHIP ON 12-8-97 AND ARE WAITING FOR THAT DOCUMENT TO BE SENT TO US, WE WOULD NOW ASK FOR AN EXTENTION OF TIME TO BE GRANTED ON THE DRILLING OF THE WATER WELL. WHEN WE PURCHASED THIS PROPERTY IN SEPTEMBER 1997, WE WERE NOT AWARE THAT THE PREVIOUS OWNERS HAD NOT GOTTEN AN EXTENTION BEYOND THE NOVEMBER 1996 DATE. WE ARE IN THE POSITION TO DRILL THE WELL ON THIS PROPERTY AS SOON AS WE RECEIVE THE NECESSARY APPROVAL AND DRILLING PERMIT. ANY HELP YOU AND YOUR OFFICE CAN PROVIDE TO COMPLETE THIS PROCESS WILL BE GREATLY APPRECIATED.

WE WILL LOOK FORWARD TO HEARING FROM YOU, AND THANK YOU FOR YOUR ASSISTANCE WITH THIS MATTER.

BEST REGARDS,
JESSE AND SHAYNE PRATHER
1245 SKYE DRIVE
NAMPA, IDAHO 83651
208 466-5130

MEMORANDUM

TO: PAM SKAGGS
STATE OFFICE

FROM: MEL SCHULTE *MTS*
WESTERN REGION

DATE: SEPTEMBER 21, 1995

RE: T4639

ATTACHED ARE SEVERAL OWNERSHIP DOCUMENTS THAT COMPLETE THE CHAIN OF TITLE FROM MONTIERTH, ETAL. THROUGH V & M TRUST TO MARTINEZ, THE APPLICANT IN TRANSFER 4639. IN A PREVIOUS CONVERSATION YOU INDICATED YOU HAD NOT LOCATED T4639. THE RECORDS HERE AT WESTERN INDICATE THE TRANSFER WAS FORWARDED TO THE STATE OFFICE ON AUGUST 21ST. IF YOU CANNOT FIND THE TRANSFER PLEASE CONTACT SUE OR CINDY.

MY INTEREST IN THIS MATTER RELATES TO A CHANGE OF OWNERSHIP FILED BY MR. MARTINEZ. HE IS REQUESTING CLAIM A63-03597C BE SPLIT TO REFLECT HIS PURCHASE OF 27.11 ACRES FROM V & M TRUST. IT IS MY PREFERENCE TO WAIT UNTIL T4639 IS APPROVED. THEN THE CLAIM CAN BE SPLIT AND AMENDED IN ONE PROCESS TO REFLECT THE APPROVED TRANSFER. MR. MARTINEZ INDICATED IN A RECENT CONVERSATION THAT HIS PRIMARY CONCERN IS TO HAVE THE TRANSFER APPROVED IN A TIMELY MANNER TO ALLOW HIM TO DRILL HIS OWN WELL PRIOR TO THE 1996 IRRIGATION SEASON.

IF I CAN PROVIDE ANY ADDITIONAL INFORMATION OR DOCUMENTS CONCERNING THIS MATTER LET ME KNOW.

MTS.

ADJUDICATION MEMORANDUM

CLAIMANT: Jorge A. Martinez CLAIM NO: A63-03597CEMPLOYEE: Mel Schulte DATE: 9-7-95SUBJECT: Change of Ownership

Dr. Martinez came into the office to deliver a copy of a Deed I requested in my 9-1-95 letter. The grantor in the deed is V & M Trust. I told Dr. Martinez that V & M Trust is not a claimant and we need documentation to show a relationship or chain of title from the claimants to V & M Trust. He indicated Pioneer Title also questioned the ownership and should have documents in their file. He will provide us with a copy of his title policy for our review. I told him I would follow up with Pioneer title if necessary after reviewing his policy.

Jorge A. Martinez, M.D.

926 Augusta Drive Nampa, ID 83686 208-463-4037

September 12, 1995

Mel Schulte
Adjudication Bureau
Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED

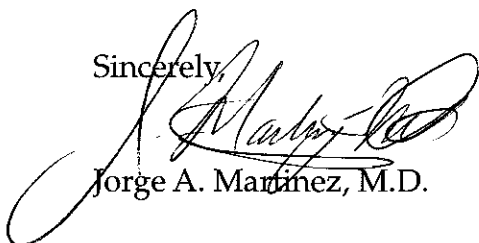
SEP 14 1995

WATER RESOURCES
WESTERN REGION

Dear Mr. Schulte,

As per our recent conversation concerning the Change of Water Right Ownership # A63-03597C, enclosed please find a copy of the title insurance provided me in conjunction with the purchase of my land. I am afraid that if this is not sufficient proof for the existence and recognition of V&M Trust as prior owner, you might need to ask Pioneer title for copies of the mortgage releases signed by Montierth to V&M Trust prior to my transaction. I hope this is useful to you in processing my application. Should you have any further questions please notify me. I will await further communication from you.

Sincerely,



Jorge A. Martinez, M.D.

100 10' 1 2 50
Nampa



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAY 26 1995

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 2N Range 3W
Section 10, SW 1/4 of NE 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: 63-03597C

☐ Name and Address of Former
Owner/Claimant(s)(Seller): _____

☒ New Owner/Claimant
(Purchaser): Jorge A. MARTINEZ

☒ New Mailing Address: 926 Augusta Dr
Nampa ID 83686

☒ New Telephone Number: (208) 463 - 4037

☒ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
22 CFS 27.11 acres

☒ Attach proof of
ownership, describe
proof attached: legal

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New
Owner/Claimant(s): [Signature] Date 5/25/95

Date

☐ Signature of Former
Owner/Claimant(s): _____ Date _____

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

*Not used - Ownership and split
per T 4639*

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Complete the X's