

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 63-8773
Date Received: 2/14/1990
Receipt No: M005878
Received By:

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

1. Name of Claimant(s)

FARWEST LLC Phone: (208)388-0189
4487 N DRESDEN PL STE 102
BOISE ID USA 83714

2. Date of Priority: 03/11/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	16	SE SW SW	CANYON	

5. Description of diverting works:

WELL 75' DEEP, 14" CASING, 22HP PUMP, PUMPED TO CEMENT DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.4	

7. Total Quantity Appropriated is:
1.4 C.F.S. and/or 315 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02N	02W	16	NW SW	IRRIGATION	35
			SW SW	IRRIGATION	35
Section Acres					70

Total Acres 70

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 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.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

CHANGE IN OWNERSHIP LG- 11-15-2006

15. Basis of Claim: License

RECEIVED

NOV 02 2006

RECEIVED

NOV 07 2006

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

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-8773</u>	<u>63-8773</u>	<u>N</u>			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Gary L. and Pam Krajnik
9762 Deer Flat Rd., Nampa, ID 83686
4. New Owner/Claimant(s) Marty Goldsmith
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Farwest LLC, 4487 N. Dresden Pl., Suite 102
- City, State and ZIP Code Boise, ID 83714
- New Telephone Number (208) 388-0189
5. Date you acquired the property 10/8/01

SCANNED

NOV 06 2006

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) Monty Johnson
(include title if applicable) _____

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED

NOV 06 2006

INSTRUMENT NO. 200141483

4
/

WARRANTY DEED

GARY KRAJNIK and PAM KRAJNIK, husband and wife, Grantors, hereby convey, grant and warrant to MARTY GOLDSMITH, Grantee, whose address is 4487 North Dresden Place, Garden City, ID 83714, for the sum of TEN DOLLARS and other good and valuable consideration, all that certain real property situated in Canyon County, Idaho, more particularly described as follows:

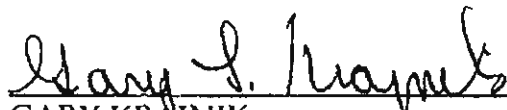
See Exhibit "A" attached hereto and incorporated herein by this reference.

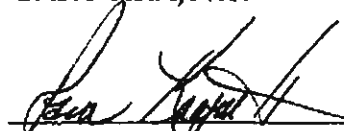
SUBJECT TO taxes and assessments for the year 2001 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantors covenant to the Grantee that they are the owners in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that they will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantors have executed this instrument on this 24th day of October, 2001.


GARY KRAJNIK


PAM KRAJNIK

WARRANTY DEED - 1

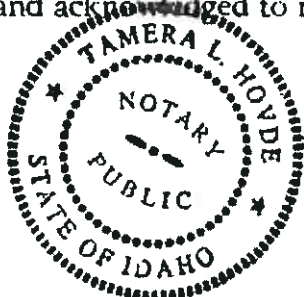
SCANNED

NOV 06 2006

STATE OF IDAHO)
 :SS
County of Ada)

On this 8th day of October, 2001, before me, the undersigned, a Notary Public, personally appeared Gary Krajnik and Pam Krajnik, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)



Tamera L. Horde
Notary Public for Idaho
Commission expires: RESIDING IN NAMPA, IDAHO
MY COMM. EXP. 11-28-2003

ig\Z:\Work\Krajnik, Gary and Pam\warranty deed fm

PARCEL 2

POOR COPY

September 27, 2001

A parcel of land being a portion of the NW 1/4 of the SW 1/4 of Section 16, Township 2 North, Range 2 West Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the 1/4 corner common to Sections 16 and 17, T.2N. R.2W., B.M., thence N 89°50'14" E 194.00 feet along the north line of the SW 1/4 to the Real Point of Beginning of this description;

Thence N 39°50'14" E 1121.00 feet to the northeast corner of the NW 1/4 of the SW 1/4 of Section 16;

Thence S 00°09'46" E 1324.46 feet to the southeast corner of the NW 1/4 of the SW 1/4;

Thence S 59°49'56" W 1318.77 feet to the southwest corner of the NW 1/4 of the SW 1/4;

Thence N 00°00'00" E 1086.57 feet along the west line of the NW 1/4 of the SW 1/4 to a point;

Thence N 89°50'14" E 194.00 feet to a point;

Thence N 00°00'00" E 225.00 feet to the Real Point of Beginning of this description.

Said parcel of land contains 39.04 acres, more or less, which includes 1.27 acres in the existing rights-of-way of Lynwood Road and Lake Shore Drive.

PARCEL 3

POOR COPY

September 27, 2001

A parcel of land being a portion of the SW 1/4 of the SW 1/4 of Section 16, Township 2 North, Range 2 West Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the section corner common to Sections 16, 17, 20 and 21, T.2N., R.2W., B.M., the Real Point of Beginning of this description:

Thence N 00°00'00" E 1324.66 feet to the northwest corner of the SW 1/4 of the SW 1/4 of Section 16 to a point;

Thence N 89°49'58" E 1313.77 feet to the northeast corner of the SW 1/4 of the SW 1/4;

Thence S 00°09'46" E 916.48 feet along the east line of the SW 1/4 of the SW 1/4 to a point;

Thence S 89°49'45" W 322.00 feet to a point;

Thence S 00°09'46" E 406.00 feet to a point on the south line of the SW 1/4 of the SW 1/4;

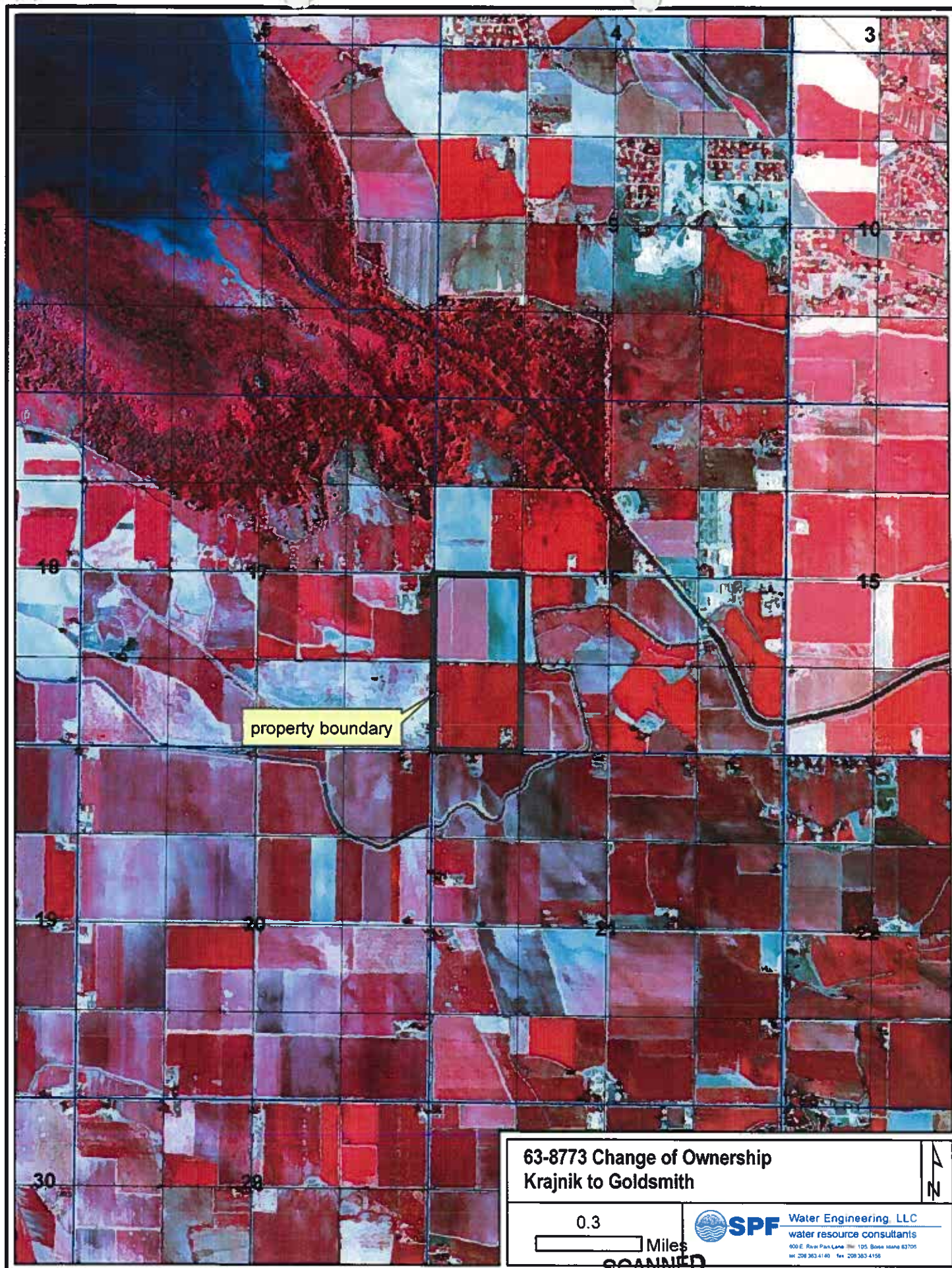
Thence S 89°49'45" W 1200.63 feet along said south line to the Real Point of Beginning of this description.

Said parcel of land contains 37.14 acres, more or less, which includes 1.32 acres in the existing rights-of-way of Lynwood Road and Deer Flat Road.

PERMIT AMOUNT 4.00
Paid 12.00

[Handwritten signature]

20011114:3



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: A63-08773
Date Received: 2/14/1990
Receipt No: MO05878
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY L. KRAJNIK 208-466-4775
Address: 9762 DEER FLAT RD.
NAMPA, ID 83686

OR

Name: PAM KRAJNIK 208-466-4775
Address: 9762 DEER FLAT RD.
NAMPA, ID 83686

2. Date of Priority: MAR 11, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	16	SE	SW	SW		CANYON

5. Description of diverting works:

WELL 75' DEEP, 14" CASING, 22HP PUMP, PUMPED TO CEMENT DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		

7. Total Quantity Appropriated is:

1.400 C.F.S. (and/or) 315.00 A.F.A.

8. Total consumptive use is 245.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A63-08773

Page 1

Date: 02/14/90

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AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	16	NW	SW		IRR	35.0
			SW	SW		IRR	35.0
					Section Acres		70.0
					Total Acres		70.0

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:
NAMPA-MERIDIAN IRRIG. DIST.

14. Remarks:

15. Basis of Claim: LICENSE

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): X Mary S. [Signature] Date: 2/14/90
_____ Date: _____

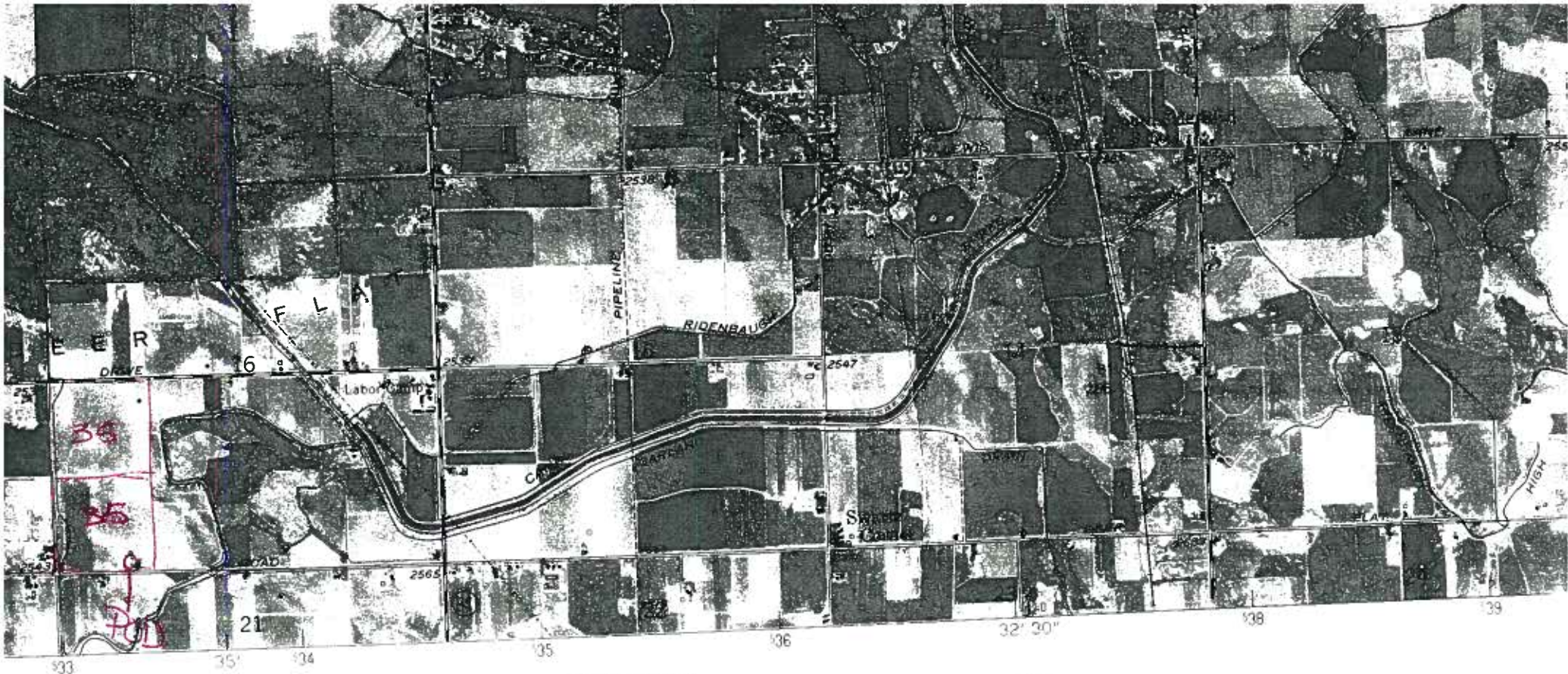
State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of February 19 90

[Signature]
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission (Expires) Expires December 7, 1994



SCALE 1:24,000



NORTH



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

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AUG 24 1992

ADJUDICATION MEMORANDUM

CLAIM NO.: A63-08773

SUBJECT: TRANSFER # 4147

EMPLOYEE: JAN THURTELL

DATE: 9-28-93

Transfer #4147 was approved 7-26-93 to allow a temporary transfer of water to different acres for supplemental use during the 1993 irrigation season only. Since the 1993 irrigation season is complete, and the transfer automatically reverts back, this claim will not be amended due to the transfer.

MICROFILMED

JUL 25 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

✓ Carter
✓ Roxanne
Western AJ

TEMPORARY TRANSFER OF WATER RIGHT

TRANSFER NO. 4147
WATER RIGHT NO. 63-08773B

This is to certify that: **GARY L KRAJNIK**
9762 DEER FLAT RD
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	0.30 CFS	67.5 AF

SOURCE

GROUNDWATER

Priority: 03/11/1978

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 20, Township 02N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N 02W 20	NENE 15			15
Total number of acres irrigated:				15

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
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. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. 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.

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JUL 25 1994

TRANSFER NO. 4147
WATER RIGHT NO. 63-08773B

CONDITIONS/REMARKS:

5. Right No. 63-08773B is authorized under Transfer No. 4147 for use in the 1993 irrigation season.
6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

Dated this 26th day of July, 1993


Chief, Water Alloc. Bureau

MICROFILMED

JUL 25 1994

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4147

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant GARY L. KRAJNICK Phone 466 4775
Post Office address 9762 Deer Flat Rd. Nampa 83686

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 Single-season Supplemental irrigation until moratorium is lifted allowing processing of Ap. 63-11693.

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

1. Right Number 63-8773 Priority 3/11/1978 Amount (cfs/ac-ft) 1.40 Nature of Use IRR Period of Use 3/15 to 11/15
2. Total amount of water being transferred 1.40 cubic feet per second and/or 315.0 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
	SE	SW	SW	16	ZN	ZN	Campan	ORIG P/D
	SE	NE	NE	20	ZN	ZN	Campan	ADDED P/D (existing under M63-11693)

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	
ZN	ZN	16										20	35						55
		20	15																15

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JUL 25 1994

Total acres

70

PART 1

6. General Information:

a. Description of diversion system Open discharge to gravity flow

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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:
Supplemental use removed from 15 ACRES, for the period of one season.

d. ~~Remarks:~~ CONDITION :
This transfer shall revert back to the original P/D & P/U at the end of the 1993 irrigation^{season} x Water transferred for use in Section 20 may not be used at the original place of use during 1993.

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____.

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

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____

b. License No. 63-8773 issued by the Idaho Department of Water Resources.

SPBA c. Claim No. A63-8773 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 Groundwater tributary to _____

4. Date or priority 3/11/1978

5. Water is used for the following purpose:

amount 1.40 for IRR 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)

6. Total amount of water under right 1.40 cubic feet per second and/or 315 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	16	2N	2W	Canyon	

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	
2N	2W	16									35	35							70

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JUL 25 1994

Total acres 70

9. Describe any other water rights used for the same purpose as described above Nampa-Meridian

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount .30 for IRR 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: SAME

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>2N</u>	<u>2W</u>	<u>16</u>										<u>15</u>							<u>15</u>

Total acres 15**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.1 for IRR 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: SAME

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>2N</u>	<u>2W</u>	<u>16</u>										<u>20</u>	<u>35</u>						<u>55</u>

Total acres 55

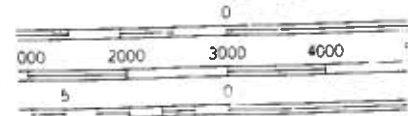
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

See attached



SCALE 1:24,000



2N2W

COMPLIES WITH NATIONAL MAP ACCURACY
S. GEOLOGICAL SURVEY, MENLO PARK

f These Maps Can be
revised Blue Print,

MICROFILMED

JUL 25 1994

PART 3**B. CHANGES IN NATURE OF USE**N/A

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

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

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

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

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

Subscribed and sworn to before me this 28th day of April, 1993.

Gary S. [Signature]
(Signature of Applicant)

Kathryn A. Walker
(Notary Public)

My commission expires 2-14-1999

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by Cyt Date 4/28/93

Prelim. check by g Fee 50- W016184

Receipted by Cyt Date 4/28/93

Published in _____

Pub. dates _____

Watermaster recommendation requested on _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

by _____

Copy of transfer sent to lien holder _____

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

RIGHT NUMBER: 63-8773

NAME AND ADDRESS: F W F CALDWELL LLC
4487 N DRESDEN PL STE 102
BOISE ID 83714

~~MARTY GOLDSMITH~~
~~C/O FARWEST LLC~~
~~4487 N DRESDEN PLACE SUITE 102~~
~~BOISE ID 83714~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.400 CFS
315.000 AFY

PRIORITY DATE: 03/11/1978

POINT OF DIVERSION:

T02N R02W S16 SESWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.400 CFS
315.00 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 in CANYON County

T02N R02W S16	NWSW	35.00	T02N R02W S16	SWSW	35.00
---------------	------	-------	---------------	------	-------

70 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

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

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

In Re SRBA

Case No. 39576

Water Rights: 63-8773

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

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

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

DATED: November 19, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 19, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

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

2. Copies to:

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

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

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

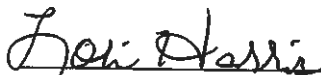
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

F W F Caldwell LLC
4487 N Dresden Pl Ste 102
Boise ID 83714

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

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



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 19, 2008

F W F CALDWELL LLC
4487 N DRESDEN PL STE 102
BOISE ID 83714

Re: Water Right No. 63-8773

Dear Mr. Goldsmith:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris". The signature is written in dark ink and is positioned above the typed name and title.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

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

RECEIVED**NOV 10 2008****WATER RESOURCES
WESTERN REGION**

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

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

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-8773					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

Marty Goldsmith
 4487 N. Dresden Pl. Ste 102
 Boise ID 83714

4. New Owner/Claimant(s)

FWF Caldwell, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

4487 N. Dresden Pl. Ste 102

City, State and ZIP Code

Boise ID 83714

New Telephone Number

(208) 388-0189

Email:

RECEIVED**NOV 17 2008****WATER RESOURCES
WESTERN REGION**

5. Date you acquired the property

1/17/08

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

FWF Caldwell, LLCBy: *Monty Alderson*

(title if applicable)

Member

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by *[Signature]*Date 11-17-08Received by *[Signature]*Date 11-10-08Processed by *[Signature]* AJDate 11-18-08Receipt Amt. N/A

Receipt No. _____

WR _____ Date _____

Krajnek

INSTRUMENT NO. 2008003168

QUITCLAIM DEED

FOR VALUE RECEIVED, Marty Goldsmith ("Grantor") does hereby convey, release, remise and forever quitclaim unto FWF Caldwell, LLC, an Idaho limited liability company ("Grantee"), whose current address is 4487 N. Dresden Pl., Ste. 102, Boise, Idaho 83714, the following described property located in Canyon County, State of Idaho, more particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED HERETO.

DATED this 14th day of January 2008.

Marty Goldsmith
Marty Goldsmith

STATE OF IDAHO,)
 :ss.
County of Ada.)

On this 14th day of January 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Marty Goldsmith, known and identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Ronni Christanson
Notary Public for Idaho
Residing at Boise, Idaho
Commission expires: 10-30-2010



QUITCLAIM DEED - 1

2008 JAN 17 PM 3 46
WILLIAM H. HURST
CANYON COUNTY RECORDER
BY [Signature]
REQUESTED [Signature]
TYPE Full Fee 9.00

RECORDED

2008003168

A parcel of land being a portion of the NW 1/4 of the SW 1/4 of Section 16, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the 1/4 corner common to Sections 16 and 17, T.2N., R.2W., B.M., thence N 89°50'14" E 194.00 feet along the north line of the SW 1/4 to the Real Point of Beginning of this description;

Thence N 89°50'14" E 1121.00 feet to the northeast corner of the NW 1/4 of the SW 1/4 of Section 16;

Thence S 00°09'46" E 1324.46 feet to the southeast corner of the NW 1/4 of the SW 1/4;

Thence S 89°49'58" W 1318.77 feet to the southwest corner of the NW 1/4 of the SW 1/4;

Thence N 00°00'00" E 1099.57 feet along the west line of the NW 1/4 of the SW 1/4 to a point;

Thence N 89°50'14" E 194.00 feet to a point;

Thence N 00°00'00" E 225.00 feet to the Real Point of Beginning of this description.

Said parcel of land contains 39.04 acres, more or less, which includes 1.27 acres in the existing rights-of-way of Lynwood Road and Lake Shore Drive.

A parcel of land being a portion of the SW 1/4 of the SW 1/4 of Section 16, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the section corner common to Sections 16, 17, 20 and 21, T.2N., R.2W., B.M., the Real Point of Beginning of this description;

Thence N 00°00'00" E 1324.56 feet to the northwest corner of the SW 1/4 of the SW 1/4 of Section 16 to a point;

Thence N 89°49'58" E 1318.77 feet to the northeast corner of the SW 1/4 of the SW 1/4;

Thence S 00°09'46" E 916.48 feet along the east line of the SW 1/4 of the SW 1/4 to a point;

Thence S 89°49'45" W 322.00 feet to a point;

Thence S 00°09'46" E 408.00 feet to a point on the south line of the SW 1/4 of the SW 1/4;

Thence S 89°49'45" W 1000.53 feet along said south line to the Real Point of Beginning of this description.

Said parcel of land contains 37.14 acres, more or less, which includes 1.32 acres in the existing rights-of-way of Lynwood Road and Deer Flat Road.

FILED EFFECTIVE



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

07 NOV 13 PM 4:38

(Instructions on back of application)

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

FWF Caldwell, LLC

2. The street address of the initial registered office is:

420 W. Washington St., Boise, Idaho 83702

and the name of the initial registered agent at the above address is:

Brian F. McColl

3. The mailing address for future correspondence is:

4487 N. Dresden Pl., Ste. 102, Boise, Idaho 83714

4. The limited liability company will be:

Manager-managed ☐ or Member-managed ☒ (please check the appropriate box)

5. If manager-managed, list the name(s) and address(es) of at least one initial manager.
-
- If member-managed, list the name(s) and address(es) of at least one initial member.

Name

Address

Marty Goldsmith4487 N. Dresden Pl., Ste. 102, Boise, ID 83714

6. Signature of at least one person responsible for forming the limited liability company:

Signature: *Brian F. McColl*Typed Name: Brian F. McCollCapacity: Organizer

Signature: _____

Typed Name: _____

Capacity: _____

Secretary of State use only

 IDAHO SECRETARY OF STATE
 11/14/2007 05:00
 CK: 42111 CT: 58298 BH: 1085234
 1 0 100.00 = 100.00 ORGAN LLC 0 2
 Web Form

 IDAHO SECRETARY OF STATE
 11/14/2007 05:00
 CK: 42111 CT: 58298 BH: 1085234
 1 0 100.00 = 100.00 ORGAN LLC 0 2

W68562



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 12, 2008

FWF CALDWELL LLC
4487 N DRESDEN PL STE 102
BOISE ID 83714

Re: Water Right No. 63-8773

Dear Mr. Goldsmith:

This office has received your **Notice of Change of Water Right Ownership** that you recently submitted. We also received check No. 1118 in the amount of \$25.00; however, we are returning it to you, as the ownership change fee is not required for this particular water right. This claim has not yet been decreed by the Snake River Basin Adjudication Court.

In addition, we are returning ownership change form, since the signature of the **New Owner** is incomplete. Please sign on the highlighted line and return the form to our office in order for us to complete the ownership change.

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

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:l
Enclosure

FOR SECURITY PURPOSES, THE BORDER OF THIS DOCUMENT CONTAINS MICROPRINTING

FWF CALDWELL, LLC
4487 NORTH DRESDEN PLACE, STE. 102
BOISE, IDAHO 83714
(208) 388-0189

D.L. EVANS BANK
3845 W. STATE STREET
BOISE, IDAHO 83703

0001118

92-358/1241

NUMBER

1118

DATE

AMOUNT

11-07-08

25.00

PAYTwentyFive & 00/100 *****

TO IDAHO DEPT OF WATER RESOURCES

MEMO 63-8773 change of ownership

Monty Goldsmith member

FOR FWF CALDWELL, LLC

001118 1241035821910 01036 01

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

RIGHT NUMBER: 63-8773

NAME AND ADDRESS: MARTY GOLDSMITH
C/O FARWEST LLC
4487 N DRESDEN PLACE SUITE 102
BOISE ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.400 CFS
315.000 AFY

PRIORITY DATE: 03/11/1978

POINT OF DIVERSION:

T02N R02W S16 SESWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.400 CFS
315.00 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 in CANYON County

T02N R02W S16	NWSW	35.00	T02N R02W S16	SWSW	35.00
---------------	------	-------	---------------	------	-------

70 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

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

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

In Re SRBA

Case No. 39576

Water Rights: 63-8773

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

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

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

DATED: September 23, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on September 23, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

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

2. Copies to:

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

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

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

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

3. Copies to all parties to the subcase:

Marty Goldsmith
c/o Farwest LLC
4487 N Dresden Place Suite 102
Boise ID 83714

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

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


Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

September 23, 2008

MARTY GOLDSMITH
C/O FARWEST LLC
4487 N DRESDEN PLACE SUITE 102
BOISE ID 83714

Re: Water Right No. 63-8773

Dear Mr. Goldsmith:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in black ink that reads "Lori Harris". The signature is written in a cursive, flowing style.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

11/15/2006

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

RIGHT NUMBER: 63-8773

NAME AND ADDRESS: FARWEST LLC
4487 N DRESDEN PL STE 102
BOISE ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.400 CFS
315.000 AFY

PRIORITY DATE: 03/11/1978

POINT OF DIVERSION:

T02N R02W S16 SESWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.400 CFS
315.00 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 in CANYON County

T02N R02W S16 NWSW 35.00 T02N R02W S16 SWSW 35.00

70 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

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 15, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Farwest LLC
4487 N Dresden Place
Boise, ID 83714

Notice of Claim to a Water Right No. 63-2630D

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". The signature is written in dark ink and is positioned above the printed name and title of the signatory.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

05/18/2006

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

RIGHT NUMBER: 63-8773

NAME AND ADDRESS: PAM KRAJNIK
9762 DEER FLAT RD
NAMPA ID 83686

GARY L KRAJNIK
9762 DEER FLAT RD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.400 CFS
315.000 AFY

PRIORITY DATE: 03/11/1978

POINT OF DIVERSION:

T02N R02W S16 SESWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.400 CFS 315.00 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 R02W S16	NWSW	35.00	T02N R02W S16	SWSW	35.00
---------------	------	-------	---------------	------	-------

70 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

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.



Idaho Department of Water Resources

63-8773

T02N R02W S16



16

● Point of Diversion

□ Place of Use

□ Sections

□ Quarter Quarter

Total irrigated
acres = 70



600 0 600 Feet



IDWR

Prepared by: Sandy Egbert

Date: May 16, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8773

04/11/2006

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~63-8773~~	Claim	02N	02W	16	NW	SW		IRRIGATION	35/70	PAM KRAJNIK
~~63-8773~~	Water Right	02N	02W	16	NW	SW		IRRIGATION	35/70	GARY L KRAJNIK
~~63-8773~~	Claim	02N	02W	16	SW	SW		IRRIGATION	35/70	PAM KRAJNIK
~~63-8773~~	Water Right	02N	02W	16	SW	SW		IRRIGATION	35/70	GARY L KRAJNIK
63-20964	Water Right	02N	02W	16	SW	SW		DOMESTIC		PAM KRAJNIK

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-08773

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

N/A

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

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

COMMENTS: _____

VERIFICATION CODES

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

Water Right Number - 63-08773 ✓

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

KRAJNIK

GARY L.

1 - RT. 4 BOX 4192

2 -

3 -

City- Nampa

State- ID Zip- 83651

Phone - 208-000-0000

KRAJNIK

PAM

1 - RT. 4 BOX 4192

2 -

3 -

City- Nampa

State- ID Zip- 83651

Phone - 208-000-0000

*** D - ORIGINAL OWNER ***

KRAJNIK

LYNETTE C.

1 -

2 -

3 -

City-

State- ID Zip-

Phone - 208-000-0000

KRAJNIK

GARY L.

1 -

2 -

3 -

City-

State- ID Zip-

Phone - 208-000-0000

+ - - Priority Date - - +
03/11/1978 ✓+ - - - Region - - - +
14 WESTERN+ - - - Stage - - +
L - LICENSE ✓

+ - - - Status - - - +

+ - - - - Source - - - - +
GROUNDWATER ✓

+ - - - - Tributary - - - - - +

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
02N ✓	02W ✓	16 ✓	SE SW SW ✓			(27) CANYON ✓				

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION ✓		03/15 ✓	11/15 ✓	1.400 ✓	315.00

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +
1.400 ✓	315.00	2.020

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
02N ✓	02W ✓	16 ✓	NW SW ✓		35.0 ✓	01 IRRIGATION ✓		(27) CANYON ✓
02N ✓	02W ✓	16 ✓	SW SW ✓		35.0 ✓	01 IRRIGATION ✓		(27) CANYON ✓

Total Acres: 70.0 ✓

+ - - Diversion Means -

Water right number - 63-08773

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
Subject to approved Temporary Transfer No. 4147 for the 1993
irrigation season as recorded under Right Nos. X63-08773A and B.

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

+ - - - - - Conditions of Approval - - - - - +
R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
R32 - 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.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 07/27/1993 User Id: SKAGGS Subject: TRANSFER NO. 4147
Transfer No. 4147 was filed to change the point of diversion and place of use of a portion of Right No. 63-08773 splitting it into
parts A and B. The transferred rights are carried in the data- base under an X prefix and will revert to the original right
following the 1993 irrigation season.

+ - - Audit Fields - 11/17/88 CURTIS 12/09/88 CURTIS 02/14/89 CURTIS 07/27/93 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - - +
Proof Due Date - 07/01/1982 Field Exam Made - 06/23/1987 Field Exam Fee - R
Approved/Denied - 07/12/1977 Protested Date - 00/00/0000 Swan Falls -
Proof Made Date - 05/19/1982 Hearing Date - 00/00/0000 Temporary Right - P
Exam to S.O. Date- 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - Water District -
Licensed Date - 02/17/1989 Appl Received - 05/03/1977 Transfer/Amended -
Decree Date - 00/00/0000 Name Connector - POU Ownership Flag-
Presumption Flag -

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08773

Priority: March 11, 1978 Amount: 1.40 CFS 315.0 AFA

This is to certify, that GARY L. KRAJNIK
PAM KRAJNIK

RT. 4 BOX 4192
Nampa, ID 83651

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 3, 1977, and has submitted proof to the Department of Water Resources on May 19, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 2.020 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	1.40 CFS	315.0 AFA

LOCATION OF POINT OF DIVERSION(S): SWSW , Sec. 16, Township 02N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N 02W 16	NWSW 35	SWSW 35		70
Total number of acres irrigated:				70

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
5. 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.

MICROFILMED

MAR 02 1989

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08773

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 17th
day of FEBRUARY, 1987.

Acting for the Director

MICROFILMED
MAR 02 1989

Assignment to:

Gary L. &/or Pam KRAJNICK

Identification No. _____

Application No. 63-8773

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant GARY L. &/or LYNETTE C. KRAJNICK Phone: 466-4775
post office address Rt. 4, Box 4192, Nampa, ID 83651
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 16 Township 2N
Range 2W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Lake Lowell at a point in SE $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 17 Township 2N Range 2W B.M. _____
4. Water will be used for the following purposes:
Amount 1.4 for irrigation purpose from Mar 15 to Nov 15 (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)
5. Total quantity to be appropriated:
a. 1.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 7000.
8. Description of proposed uses:
a. If water is **not** for irrigation.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

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

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	
2N	2W	16									35	35							70

Total number of acres to be irrigated 70

c. Describe any other water rights used for the same purposes as described above.
Nampa & Meridian Irrigation District

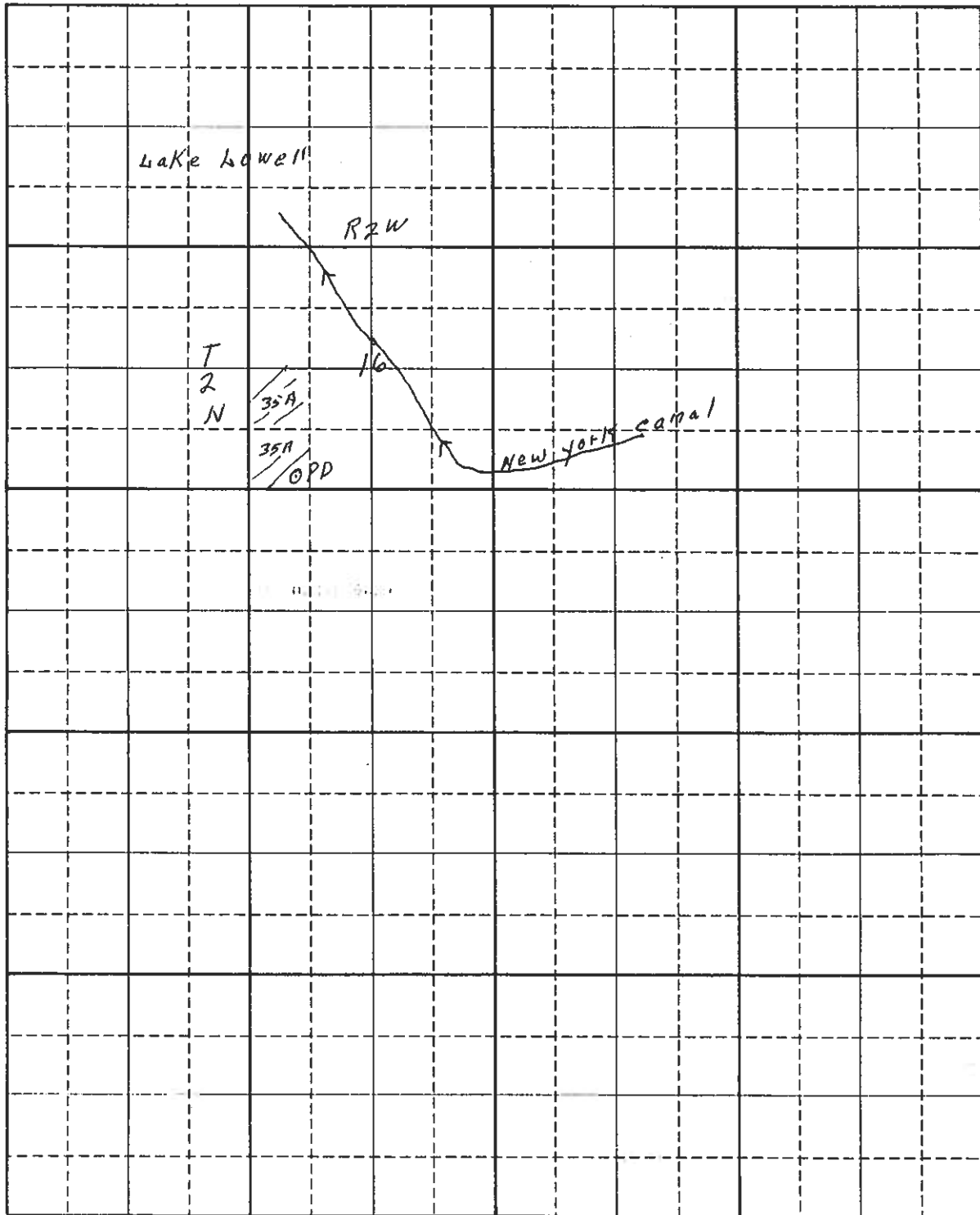
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks This is a supplemental right.

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



Scale: 2 inches equal 1 mile

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

Harry S. Shapiro
(Applicant)

Proposed Priority 5/ 3/77

Received by GKH Date 5/3/77 Time 12:30

Preliminary check by WKM Fee \$ 35.00 # 7676

Received by CS Date May 3, 1977

Publication prepared by W Date 5-4-77

Published in Little Tree Press

Publication dates May 12 & 19

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by _____ Date _____

Recommended for approval denial by WKM

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8773, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 82.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 12 day of July, 19 77.


Deputy Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-8773

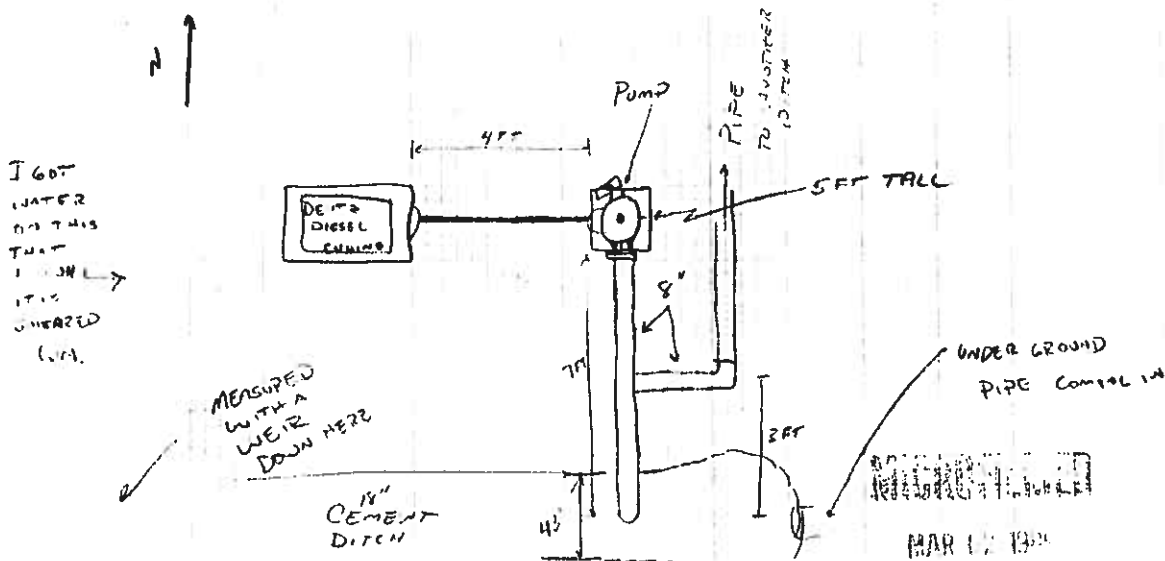
1. Owner: GARY & LYNETTE C. KRAJNICK Phone No. 466-4775
Current Address: Box #4 NAMPA ID. 83851
2. Accompanied by: GARY KRAJNICK EXAM. DATE: 6-23-87
Address: SAME Phone No. _____
Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE - NAMPA MERIDIAN IRRIGATION
WATER ☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 4 FT

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

23" DEUTZ AIR COOLED DIESEL ENGINE WITH UP TO 10 HP 2000
WITH 12" PUMPING DOWN 20 FT AND 12" PUMP
WELL IS 75 FT DEEP 8" 1" LARGE GUESS TO DITCH 7 FT LONG
THICK IS 8" T IN IT 4 FT DOWN PIPE GOES
TO ANOTHER DITCH. STATIC WATER LEVEL IS ABOUT
30 FT DOWN

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	DEUTZ	23	5743802	RANDOLPH	43 411

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	SW	16	2N	2W	RAVENS	USDA GNAD.

6. Place(s) of Use:

Indicate Method of Determination AIRIAL PHOTO

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	2W	16									35	35							70

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
WEIR - CIPOLITTI	- FARMER MADE					
* NOTE - I MEASURED THE SIZE AND EVERYTHING						
LOOKED GOOD ON IT						
- STAFF GAGE						

2. Measurements:

MEASURED ON STAFF GAGE .45 TENTHS OF INCH TALL
 202 cfs ~~was~~ 101 MANGUS INCHES
 Allowed 1.40 cfs per original permit (60)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: WEIR $\rightarrow$ 202 cfs

2. Alternate Method for Checking Purposes: $23 \times 8.8 \times X$
 $80 + (0.2100) = 4.04 cfs$

F. PUMP EFFICIENCY DATA (Optional)

DIESEL ENGINE N/A.

4.04 > 202, o.k. ✓

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 70 \times 4.5 = 315 \text{ a.f.}$

$V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{1.40}{102} \times 1.98 \times 215 \text{ days} = 979.9 \text{ a.f.}$

$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} = 315 \text{ a.f.}$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP VIEW ANALYSIS

* THIS WATER IS SUPPLEMENTAL TO NAMPA & MERIDIAN IRRIGATION DISTRICT RIGHTS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion 1.40 Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3/15	11/15	~~2.02~~ cfs	315 afa
Totals:			~~2.02~~ cfs	515 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name QUENTIN NEERITT
 Signature Quentin Neeritt
 Certification Date _____
 Field Report Preparation Date 8-10-87

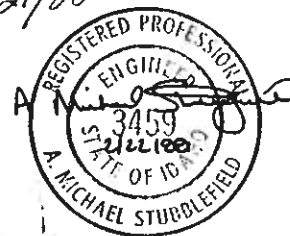
CONSULTANT SEAL

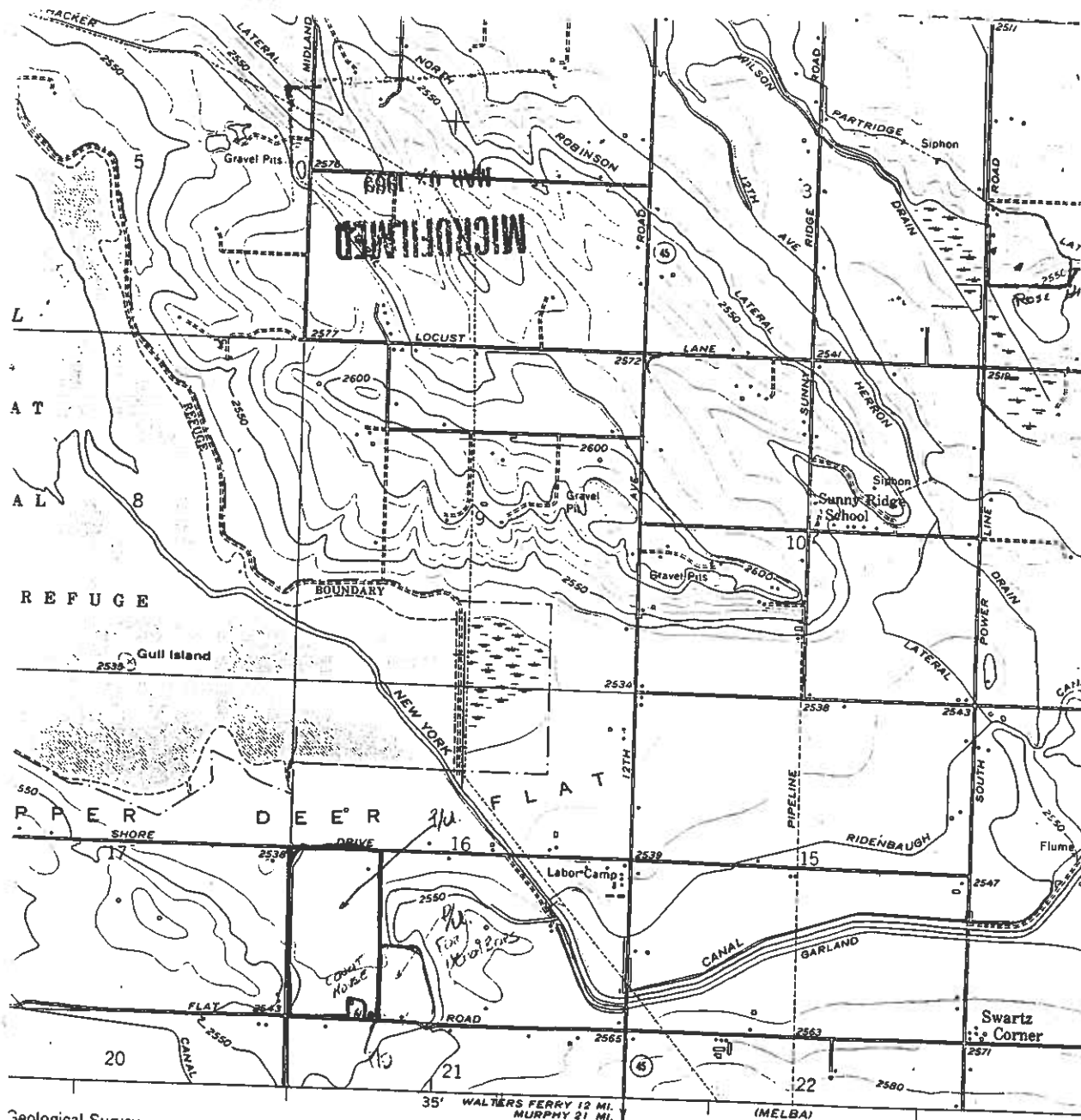
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

LICENSE CONDITIONS: R01, R32

MACROFILMED

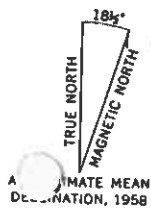
MAY 02 1989



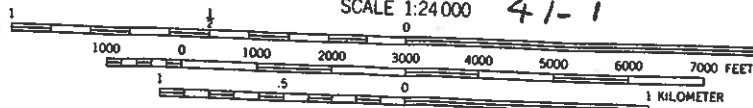


Geological Survey

Photogrammetric methods
 Photographs taken 1954
 datum
 system, west zone
 grid ticks,



Approximate Mean
 Declination, 1958



CONTOUR INTERVAL 10 FEET
 DOTTED LINES REPRESENT 5-FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

