

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: **A63-21401**
Date Received: 7/ 2/1998
Receipt No: C042734
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: LEON V GUEVARA JR 208-454-8967
Address: 24393 HOP RD
CALDWELL ID 83605
AND/OR
Name: ROSA E GUEVARA 208-454-8967
Address: 24393 HOP RD
CALDWELL ID 83605

2. Date of Priority: JUN 1, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	04W	35	NE	NE	SE		CANYON

5. Description of diverting works:
WELL, 6" CASING, WITH 15 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	04W	35	NE	SE		IRR	30.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	30.0
					Total Acres	30.0

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:
NONE

14. Remarks:
OWNERSHIP CHANGED BY DB 6/21/99.

15. Basis of Claim: BENEFICIAL USE

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

RECEIVED
DEC 08 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page. **WATER RESOURCES WESTERN REGION**
 Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A63-21401 63-21406
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant RONALD S HALL & NANCY J HALL
2750 E. PARK River Dr. Boise, Idaho 83706
4. New Owner/Claimant(s) Leon V. Guevara JR. & ROSA E. Guevara
Name Connector (Check one): [] and, [] or, [X] and/or
 New Mailing Address 24393 Hop ROAD
 City, State and ZIP Code Caldwell, Idaho 83605
 New Telephone Number (208) 454-8967
5. Date you acquired the property 9-21-98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Leon V. Guevara Jr.
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

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

L.V.G.
R.E.G.

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED RONALD S. HALL AND NANCY J. HALL, TRUSTEES OF THE HALL 1993
REVOCABLE TRUST

Grantor s , do hereby grant, bargain, sell and convey unto LEON V. GUEVARA JR. AND ROSA E.
GUEVARA, HUSBAND AND WIFE

the Grantee s , whose current address is: 24393 HOP ROAD, CALDWELL, ID 83605
the following described real property in CANYON County, State of Idaho, more particularly described as
follows, to-wit:
SEE "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF COMPRISING 2 PAGES

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee sand Grantee heirs
and assigns forever. And the said Grantor sdo hereby covenant to and with the said Grantee s, the Grantor s are the
owner s in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this
conveyance is expressly made subject and those made, suffered or done by the Grantee s and subject to reservations,
restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments,
(includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor s
will warrant and defend the same from all lawful claims whatsoever.

Dated: September 21, 1998

RONALD S. HALL, TRUSTEE

NANCY J. HALL, TRUSTEE

ACKNOWLEDGMENT - Fiduciary/Official

STATE OF IDAHO, County of ADA, ss.

On this 22ND day of SEPTEMBER, in the year of 1998, before me
THE UNDERSIGNED, a notary public

personally appeared RONALD S. HALL AND NANCY J. HALL,
known or identified to me to be the person whose name is subscribed to the within instrument as
TRUSTEES and acknowledged to me that THEY executed the same as such
(trustee, sheriff, etc.)

TRUSTEES OF THE HALL 1993 REVOCABLE TRUST
(trustee, sheriff, etc.)

Notary Public:

JANE L. HANSEN

Residing at:

BOISE, IDAHO

My Commission Expires: 6-22-2001

PN50034

Exhibit "A"

PARCEL I:

This parcel is a portion of the Northeast Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, described as follows:

COMMENCING at the Northeast corner of said Northeast Quarter of the Southeast Quarter; thence

South $0^{\circ} 55'05''$ West along the East boundary of said Northeast Quarter of the Southeast Quarter a distance of 32.63 feet to the TRUE POINT OF BEGINNING; thence continuing

South $0^{\circ} 55'05''$ West along said East boundary a distance of 440.00 feet; thence North $89^{\circ} 28'24''$ West parallel with the North boundary of said Northeast Quarter of the Southeast Quarter a distance of 265.00 feet; thence

South $67^{\circ} 12'16''$ West a distance of 1144.78 feet to a point on the West boundary of said Northeast Quarter of the Southeast Quarter; thence

North $0^{\circ} 51'56''$ East along said West boundary a distance of 633.11 feet to a point in the centerline of the Sebree Canal; thence traversing said centerline as follows:

Southeasterly 216.51 feet along the arc of a curve to the left having a central angle of $57^{\circ} 45'36''$, a radius of 214.77 feet and a long chord which bears

South $77^{\circ} 47'46''$ East a distance of 207.46 feet;

North $73^{\circ} 19'26''$ East a distance of 146.57 feet;

Northeasterly 171.60 feet along the arc of a curve to the left having a central angle of $31^{\circ} 17'48''$, a radius of 314.15 feet and a long chord which bears

North $57^{\circ} 40'32''$ East a distance of 169.47 feet;

North $42^{\circ} 01'38''$ East a distance of 145.90 feet;

Northeasterly 255.31 feet along the arc of a curve to the right having a central angle of $67^{\circ} 08'49''$, a radius of 217.85 feet and a long chord which bears

North $75^{\circ} 36'03''$ East a distance of 240.94 feet;

South $70^{\circ} 49'33''$ East a distance of 213.37 feet;

Northeasterly 157.50 feet along the arc of a curve to the left having a central angle of $39^{\circ} 30'16''$, a radius of 228.43 and a long chord which bears

North $89^{\circ} 25'20''$ East a distance of 154.39 feet;

North $69^{\circ} 40'12''$ East a distance of 118.69 feet;

North $61^{\circ} 17'45''$ East a distance of 37.84 feet to the TRUE POINT OF BEGINNING.

PARCEL II:

This parcel is a portion of the Northeast Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, described as follows:

COMMENCING at the Northeast corner of said Northeast Quarter of the Southeast Quarter; thence

First American Title
Schedule A

$$X = 80$$

$$Y = 40$$

South 0° 55'05" West along the East boundary of said Northeast Quarter of the Southeast Quarter a distance of 472.63 feet to the TRUE POINT OF BEGINNING; thence continuing

South 0° 55'05" West along said East boundary a distance of 549.07 feet to a point in the approximate centerline of a Government Drain Ditch; thence

South 79° 30'56" West along said centerline a distance of 1339.23 feet to a point on the West boundary of said Northeast Quarter of the Southeast Quarter; thence

North 0° 51'56" East along said West boundary a distance of 351.63 feet; thence

North 67° 12'16" East a distance of 1144.78 feet; thence

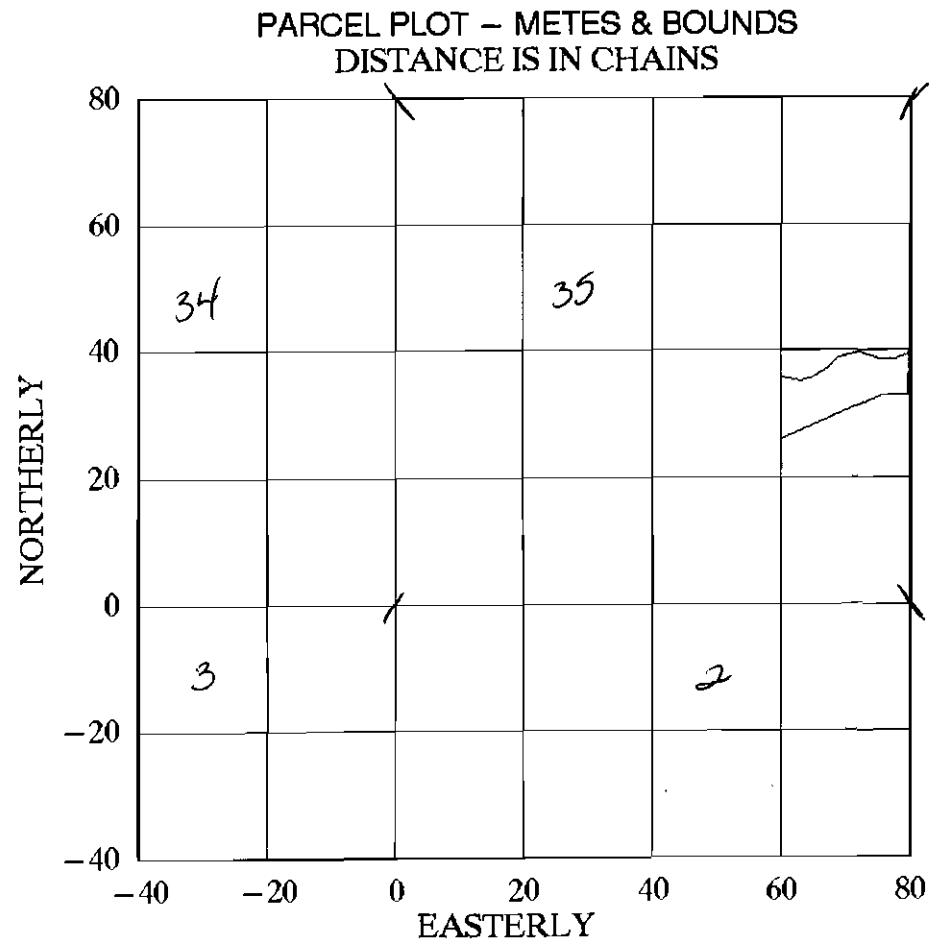
South 89° 28'24" East a distance of 265.00 feet to the TRUE POINT OF BEGINNING.

"Parcel 1"

63-21401

63-21406

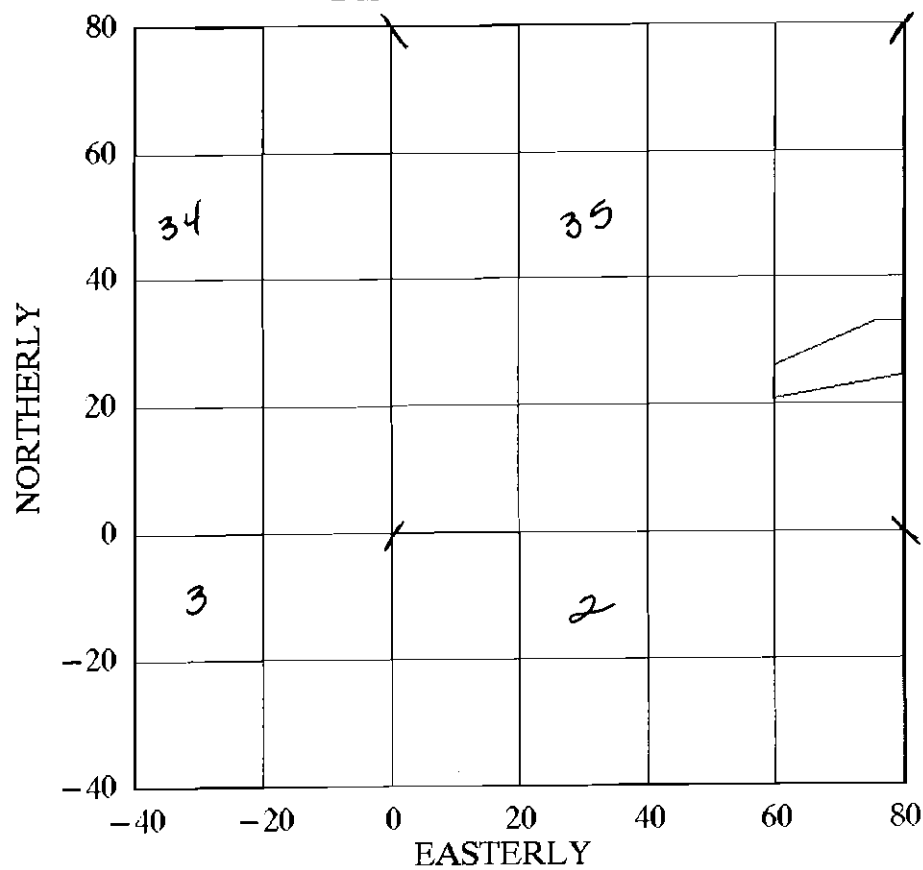
5N 4W S-35



63-21401 } "Parcel 1"
 63-21406 }

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
80.00	40.00					
79.99	39.51	0.00	55.00	5.00	SW	32.63
79.89	32.84	0.00	55.00	5.00	SW	440.00
75.87	32.88	89.00	28.00	24.00	NW	265.00
59.88	26.16	67.00	12.00	16.00	SW	1144.78
60.02	35.75	0.00	51.00	56.00	NE	633.11
63.10	35.08	77.00	47.00	46.00	SE	207.46
65.22	35.72	73.00	19.00	26.00	NE	146.57
67.39	37.09	57.00	40.00	32.00	NE	169.47
68.87	38.74	42.00	1.00	38.00	NE	145.90
72.41	39.64	75.00	36.00	3.00	NE	240.94
75.46	38.58	70.00	49.00	33.00	SE	213.37
77.80	38.61	89.00	25.00	20.00	NE	154.39
79.49	39.23	69.00	40.00	12.00	NE	118.69
79.99	39.51	61.00	17.00	45.00	NE	37.84
79.99	39.51					

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



63-21401 } "Parcel 2"
63-21406 }

5N 4W S-35

63-21401 } "Parcel 2"
 63-21406 }

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
80.00	40.00					
79.89	32.84	0.00	55.00	5.00	SW	472.63
79.75	24.52	0.00	55.00	5.00	SW	549.07
59.80	20.83	79.00	30.00	56.00	SW	1339.23
59.88	26.16	0.00	51.00	56.00	NE	351.63
75.87	32.88	67.00	12.00	16.00	NE	1144.78
79.89	32.84	89.00	28.00	24.00	SE	265.00

RECEIVED

JUL 09 1998

WATER RESOURCES
WESTERN REGION

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: A63-21401
Date Received: 3/15/1990
Receipt No: C0156272-0042734
Received By: GA

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: HALL 1993 REVOCABLE TRUST 208-343-7327
Address: RONALD S HALL, TRUSTEE
NANCY J HALL, TRUSTEE
2850 E PARKRIVER DR
BOISE ID 83706

2. Date of Priority: JUN 1, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	35	NE	NE	SE		CANYON

5. Description of diverting works:
WELL, 6" CASING, WITH 15 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	35	NE	SE		IRR	30.0

Section Acres 30.0

10. Place of Use: Continued

Total Acres 30.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 3

For Organizations:

I do solemnly swear or affirm that I am TRUSTEE of
Title

HALL 1993 REVOCABLE TRUST, that I have signed the foregoing
Organization

document in the space below as TRUSTEE of

HALL 1993 REVOCABLE TRUST and that the statements contained in the
Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

TRUSTEE HALL 1993 REVOCABLE TRUST
Title and Organization

7-2-98

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of July 19 98

Carter Lintable
Notary Public

Seal

Residing at Kuna ID

My Commission Expires 3-21-2000

7-1-98

We Remember That -the Irrigation
well was in prior to 1962
as water was used for crops and
cattle use.

Floyd Shelp, Jr.
Floyd Shelp Jr.,
24653 Hop Rd
Caldwell, Id

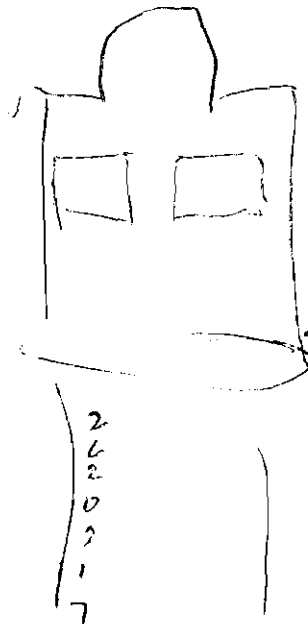
Frank Asenague
18785 ELTON LN.
Caldwell Idaho



Photo 9. Looking along the north irrigation canal. This canal forms the northern boundary of the Property.



Photo 10. Looking at an irrigation pump and well used to irrigate the hop field. The pump motor was rated at 15 horse power. The pump was located at the northeast corner of the Property, just to the south of the irrigation canal above.



General Elec. Masol #
5K L 228 X M 5A HP 15

Voltage 230/460
Amp 40.4/20 L
Spd 1752

Serial # AHJ119 371

S 90349319 649A30PAE1

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

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 or Adjudication Claim No(s): A63-21401, A63-21406
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant NORMA E. BATT, Notus Hop Inc, ENROSC FARMS INC
16652 Willis Road Caldwell, ID 83605
4. New Owner/Claimant(s) RONALD S. HALL, NANCY J. HALL TRUSTEES OF HALL 1993
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or Revocable Trust
 New Mailing Address 2850 E. PARKRIVER DR
 City, State and ZIP Code Boise, ID 83706
 New Telephone Number (208) 343-7327
5. Date you acquired the property August 1, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 30 Number and type of stock _____
 Diversion rate in CFS _____ Number of homes 3 Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) HALL 1993 Revocable Trust
Ronald S. Hall Trustee

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

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

9625251
①

TRUSTEE DEED

FOR VALUE RECEIVED (in the amount of fifty nine thousand dollars (\$59,000.00)), RONALD D. SCHOEN, as duly appointed, qualified and acting Trustee in Bankruptcy Case No. 93-03010, in the United States Bankruptcy Court for the District of Idaho, wherein NOTUS HOP, INC. appears as Debtor, Grantor therein, does hereby grant, bargain, sell and convey unto RONALD S. HALL and NANCY J. HALL, TRUSTEES OF THE HALL 1993 REVOCABLE TRUST, the Grantee, all right, title and interest in the said Estate, in and to the following described real property, located in the County of Canyon, State of Idaho:

~~That part of the Northeast Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, described as follows:~~

NESE

BEGINNING at the Northeast corner of said Northeast Quarter of said Southeast Quarter; thence

West to the Northwest corner of said Northeast Quarter of said Southeast Quarter; thence

South along the West boundary line of said Northeast Quarter of said Southeast Quarter a distance of 1,282 feet to the centerline of the United States Government drain ditch, which centerline is a distance of 37 feet due North from the Southwest corner of said Northeast Quarter of said Southeast Quarter; thence in a

Northeasterly direction on said centerline to a point on the East boundary line of the said Northeast Quarter of the Southeast Quarter, which point is 293 feet distant from the Southeast corner of said Northeast Quarter of said Southeast Quarter; thence continue

North along the East boundary line of said Northeast Quarter of said Southeast Quarter a distance of 1,026 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM:

All that part of the Northeast Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, lying North of the Farmers' Co-operative Canal, as presently located.

TRUSTEE DEED

Handwritten calculations:
12 215
37
4332
166
2 166
382
2
13
12
10
166
219120
503

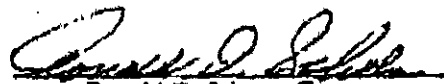
SUBJECT TO:

- 1) Liens and assessments of the Black Canyon Irrigation District, and the rights and powers of said district as by law provided.
- 2) Provisions, reservations and restrictions as shown by the several contracts between the United States of America and Black Canyon Irrigation District, and the amendments thereto, or between the present owner or past owners of the real property herein described and the Black Canyon Irrigation District or the United States of America, whether said contracts be of record in the office of the Recorder of Canyon County, Idaho, or on file with the Secretary of Black Canyon Irrigation District.
- 3) Liens and assessments of Drainage District No. 4, and the rights and powers of said District as by law provided; said assessments are collected with the general taxes.
- 4) Rights of way for irrigation and drainage ditches and canals and roads, including, but not limited to, United States Government Drain and Farmers' Co-Operative Canal, also known as Debrece Canal.
- 5) Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded August 13, 1955 as Instrument No. 425042, records of Canyon County, Idaho, including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.
- 6) Water rights.
- 7) Any right, title or interest in any minerals, gravel, mineral rights or related matters, including, but not limited to, oil, gas, coal and other hydrocarbons. Matters may appear of record affecting said rights, but neither this deed nor the forthcoming title policy covers an examination of or insurance as to the ownership or condition of minerals.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantee, his heirs and assigns forever. And Grantor does hereby covenant to and with the Grantee that the property is free from all encumbrances, except as set forth hereinabove.

DATED This 1st day of August, 1996.

1482
32
1319


Ronald D. Schoen, Trustee

1026
295
1321

TRUSTEE DEED

MODE:F ACTION:

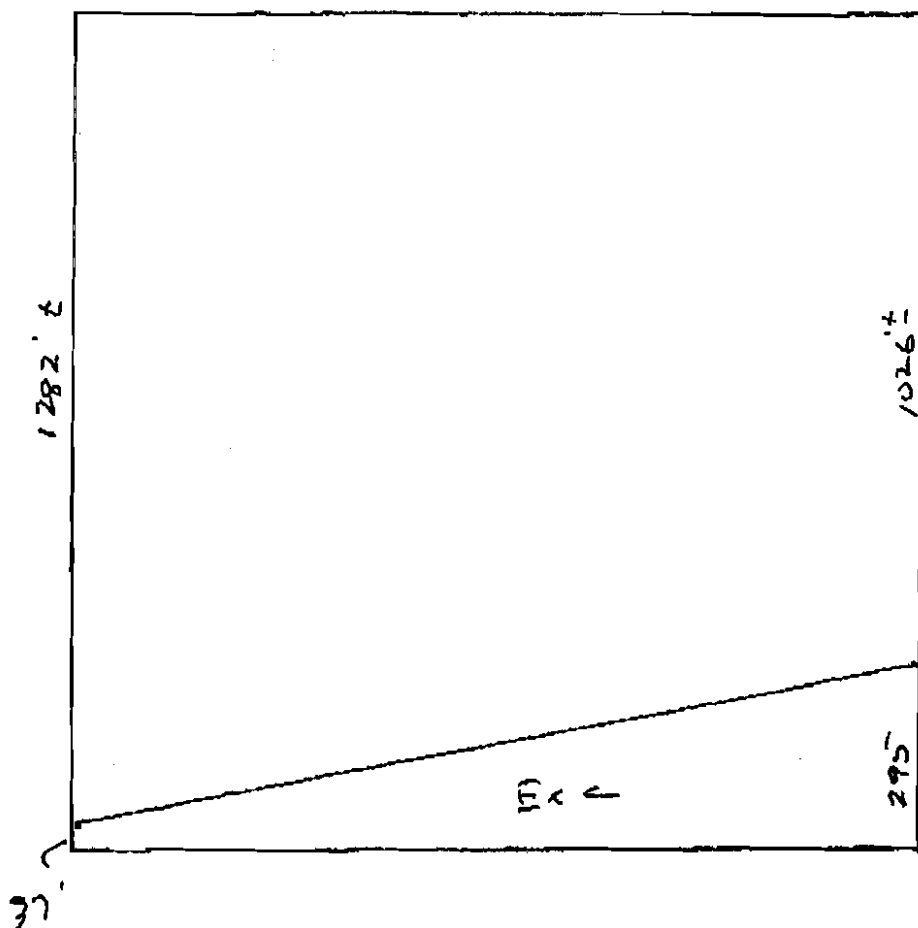
PRESS (01 RETURN) TO VIEW ANOTHER ACCOUNT

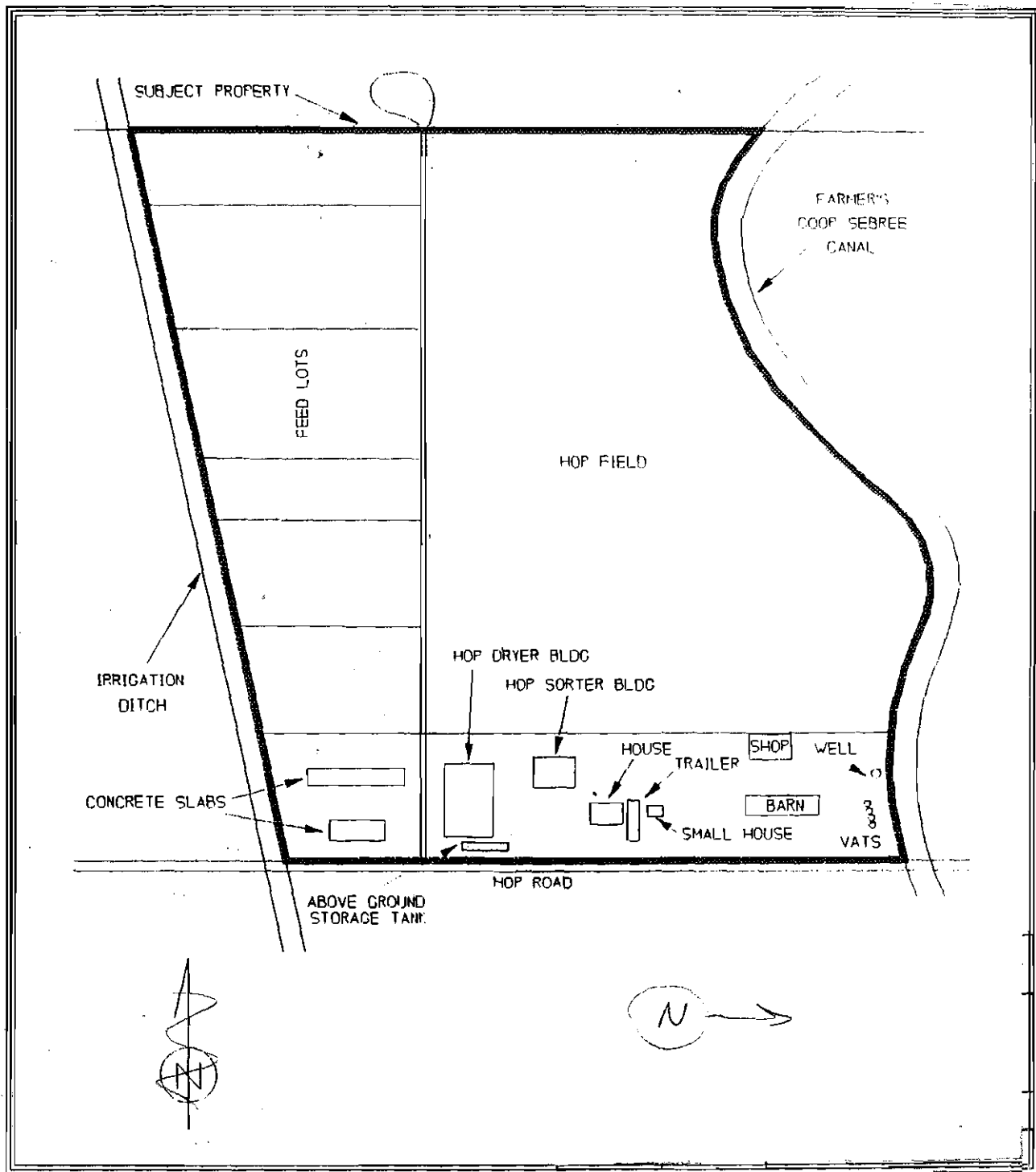
TRQK101

REAL PROPERTY INQUIRY

01 7R38598-000- -0 082-00 SCH135	01	13,000	17.00
HALL 1993 REVOCABLE TRUST	05	50	1.41
% HALL, RONALD S &	10	13,000	1.00
% HALL, NANCY J-TRUSTEES	13	9,175	4.59
	18	11,250	1.00
	19		<u>5.00</u>
2850 E PARK RIVER	31	17,800	
BOISE ID 83706	32	35,100	
	35	13,000	
	TOTAL	112,375	30.00
35-5N-4E SE	SURVEY	INST 9625251	
E 1/2 SE-N OF DR & S OF	DRAIN DR VALUE	APPR KGE	
FARLER'S COOP CANAL	CLASS R3 REAP 93 MAN 93 UNIT 2		
	PARCEL 7R05N04W357200 H/O N C/B N		
24393 HOP RD, CA	PRIOR ACCOUNT 6R38598-000- -0		
	02 MH on Property YES		
	03 Traits Inquiry		

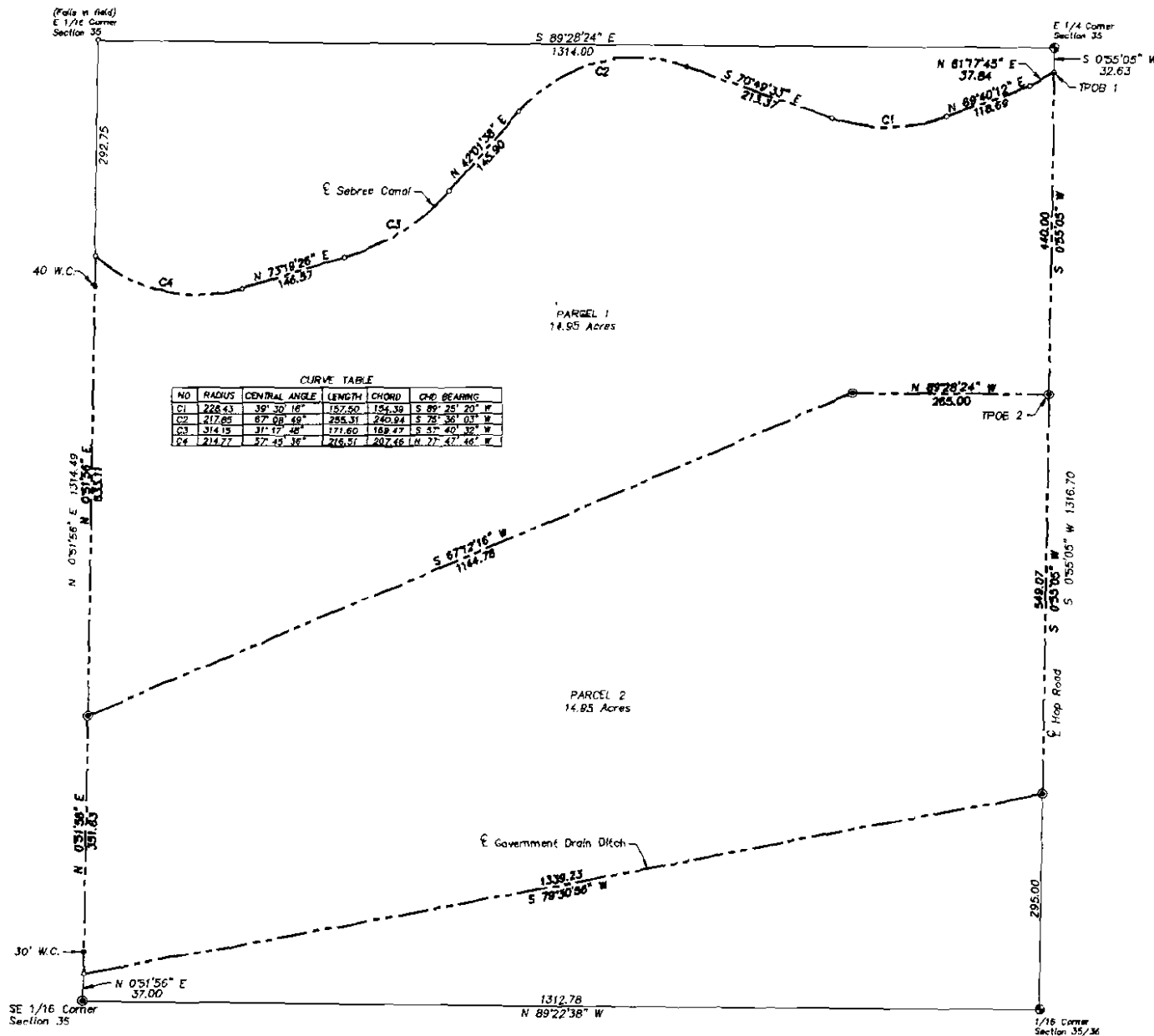
Alt-Z FOR HELP | VT100 | FDX | 9600 N81 | LOG CLOSED | PRT OFF | ANY_PORT





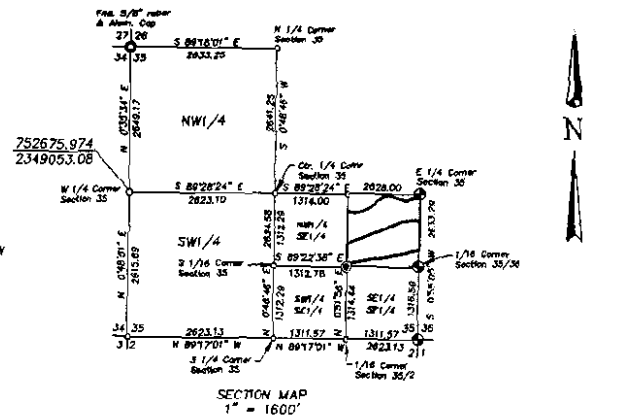
RECORD OF SURVEY

SECTION 35 OF THE NW 1/4 SE 1/4 OF SECTION 35
TOWNSHIP 5 NORTH, RANGE 4 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO



CURVE TABLE

NO	RADIUS	CENTRAL ANGLE	LENGTH	CHORD	CHD BEARING
C1	228.43	39° 30' 16"	157.50	154.38	S 89° 25' 20" W
C2	217.82	87° 08' 49"	285.31	240.84	S 75° 38' 03" W
C3	314.15	31° 17' 48"	171.60	158.47	S 53° 40' 32" W
C4	214.77	27° 45' 36"	215.51	207.46	N 77° 47' 46" W



SCALE: 1" = 100'

BASIS OF BEARING
IDAHO STATE PLANE COORDINATES
WEST ZONE (By G.P.S.)
COORDINATES SHOWN ARE SEA LEVEL
COMBINATION FACTOR 1.00008694

LEGEND

- BRASS CAP MONUMENT - FOUND
- ⊙ 5/8" x 30" REBAR - SET
- ⊙ 5/8" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- 1/2" REBAR - FOUND
- P.K. NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- W.C. WITNESS CORNER
- () DATA OF RECORD

CERTIFICATION

I, Greg L. Skinner, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this has been made from an actual survey made on the ground, my direct supervision, that this map is an accurate representation of said survey, and that it is in conformity with the Corner of Perpetuation Act, Idaho Code 55-1601 through 55-1612.



INDEX NO. 544-2-1-0-00-00

SURVEY FOR:

RON HALL

Drawn by W.F.J.

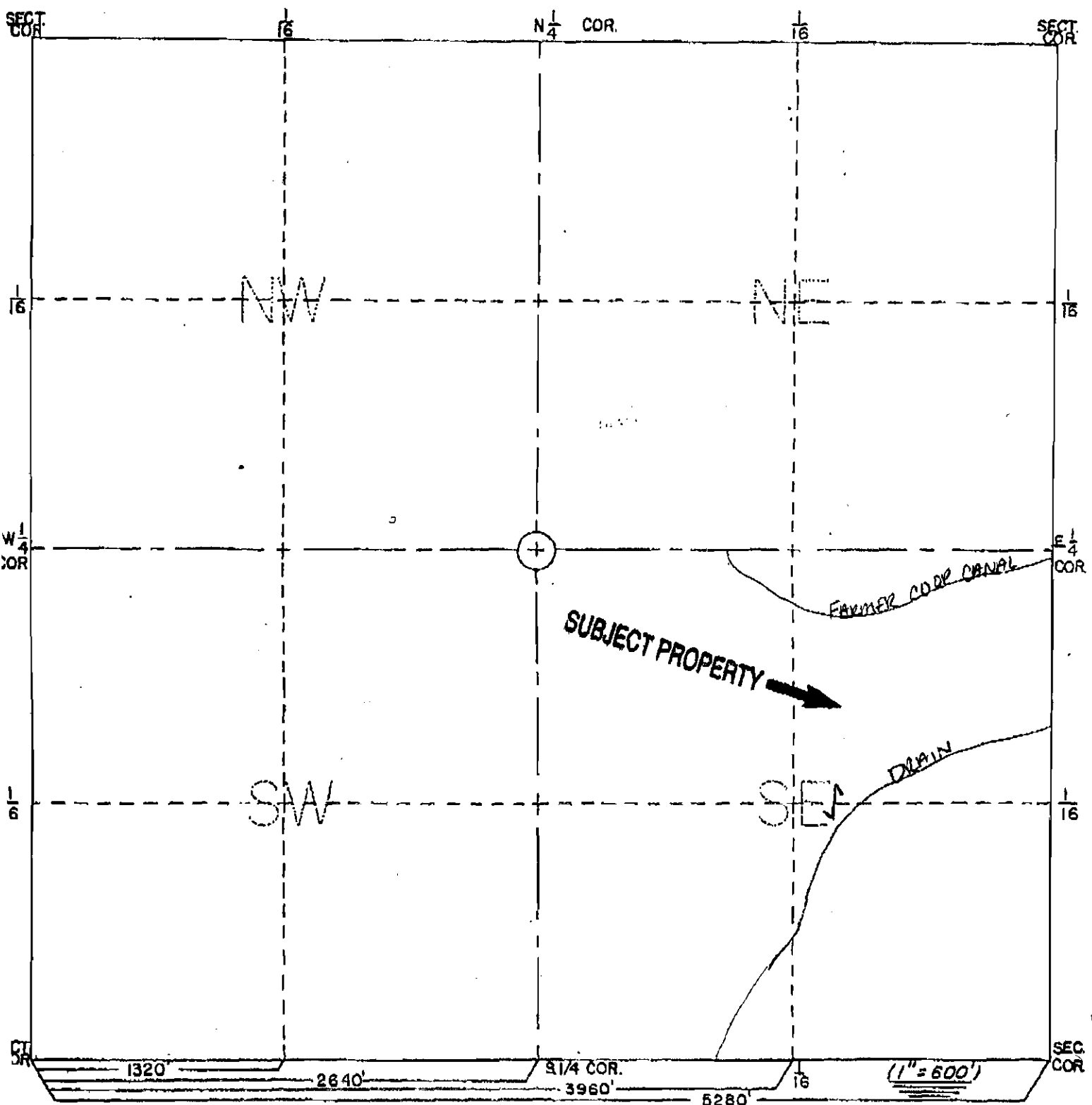
Date: APRIL 29, 1997

Book:

Job No. AP1497

**Skinner Land
Survey Co. Inc.**

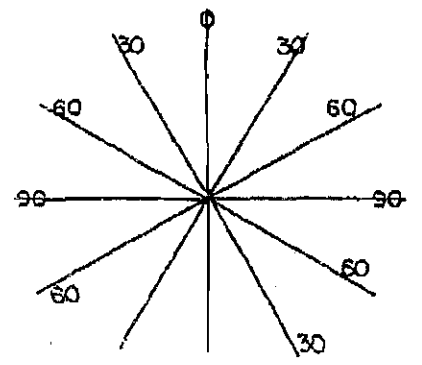
1804 N Chicago Suite C
Gardnerville, NV
(702) 454-0933



6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

1 CHAIN = 66 FT.
1 ROD = 16.5 FT.

6	5	2	1
NW		NE	
7	8	3	4
10	9	14	13
SW		SE	
11	12	15	16



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: A63-21401
Date Received: 3/07/1990
Receipt No: C815627
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NOTUS HOP CO., INC. 208-459-7155
Address: 23955 WAGNER RD.
CALDWELL, ID 83605

2. Date of Priority: JUN 01, 1944

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	35	NE	NE	SE		CANYON

5. Description of diverting works:
WELL, 6" CAS. W/PUMP & PIPE TO ROW & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	35	NE	SE		IRR	10.0
Section Acres							10.0

10. Place of Use: Contained

Total Acres 10.0

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:
BLACK CANYON

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 xx wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ Secretary _____ of _____ Title

Notus Hop Co., Inc. _____, that I have signed the foregoing Organization

document in the space below as _____ Secretary _____ of _____ Title

Notus HOP CO., Inc. _____ and that the statements contained in the Organization

foregoing document are true and correct.

Sandra M. Kobtawille
Signature of Authorized Agent

Secretary, Notus HOP Co., Inc.
Title and Organization

March 12, 1990
Date

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of March 1990

Jane R. Cook
Notary Public

Seal

Residing at Nampa, Idaho

My Commission Expires 6-10-1993
2 Date: 03/07/90

A63-21401

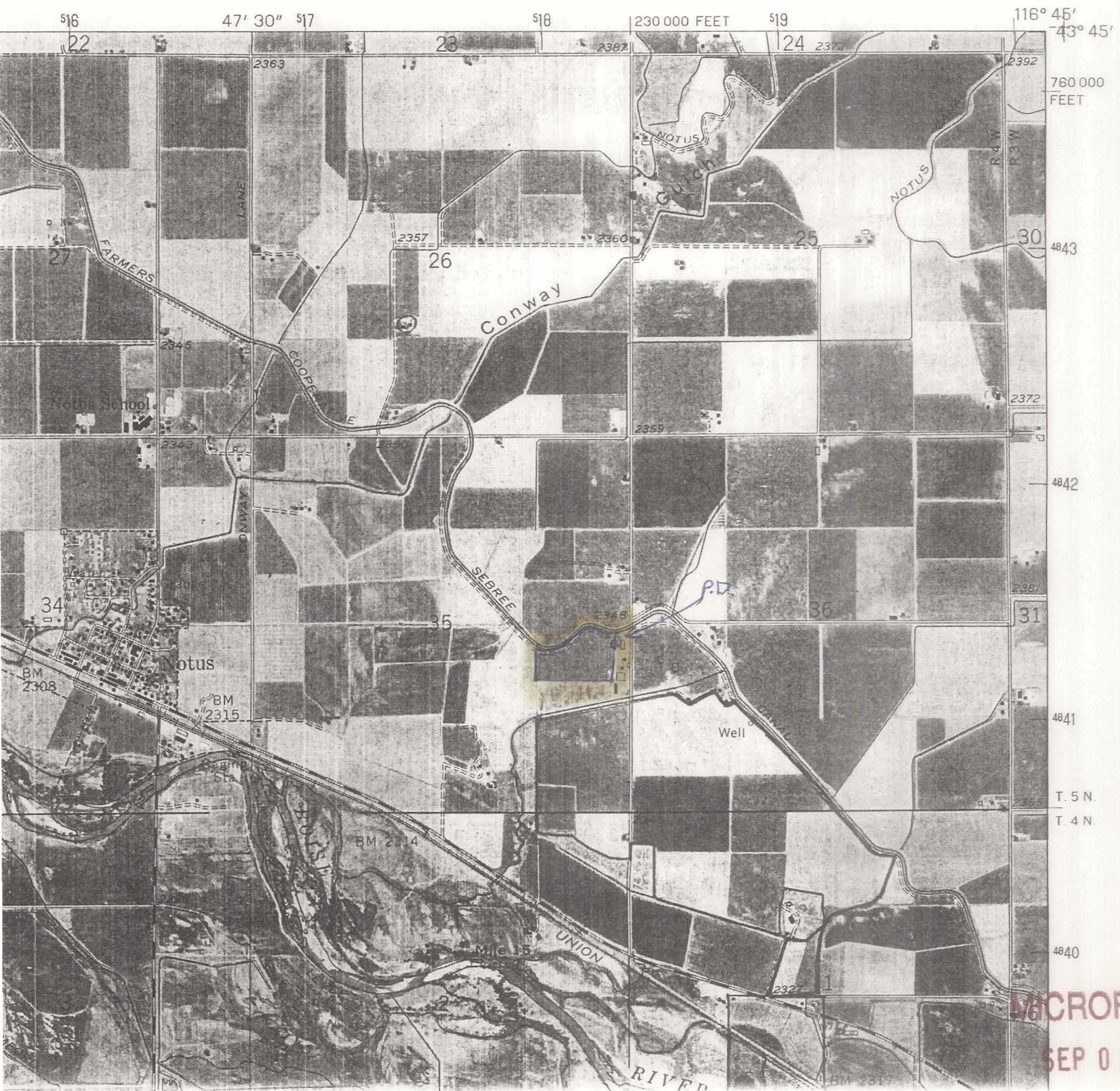
Page

MICROFILMED

SEP 03 1992

R4W R3W

7.5-MINUTE SERIES (ORTHOPHOTOQUAD)



丁

MICROFILMED
SEP 03 1992

09/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-21401

LEON V GUEVARA JR
24393 HOP RD
CALDWELL ID 83605
Telephone Number: (208)454-8967

ROSA E GUEVARA
24393 HOP RD
CALDWELL ID 83605
Telephone Number: (208)454-8967

RECEIVED
OCT 19 2006
WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 ✓ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-15-06

SIGNATURE: Leon V. Guevara Jr

Please print your name: Leon V. Guevara JR.

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/23/2006

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

RIGHT NUMBER: 63-21401

NAME AND ADDRESS: LEON V GUEVARA JR
24393 HOP RD
CALDWELL ID 83605

ROSA E GUEVARA
24393 HOP RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.420 CFS
94.590 AFY

PRIORITY DATE: 06/01/1944

POINT OF DIVERSION:

T05N R04W S35 NENESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.420 CFS 94.59 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S35 NESE 21.00

21 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 - Beneficial Use



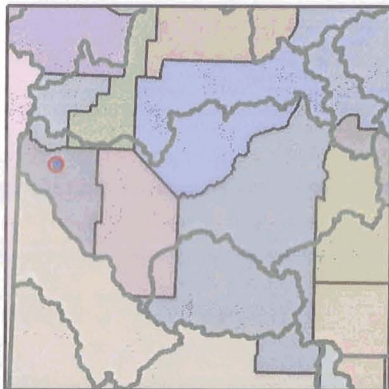
Idaho Department of Water Resources

SRBA Recommendation:

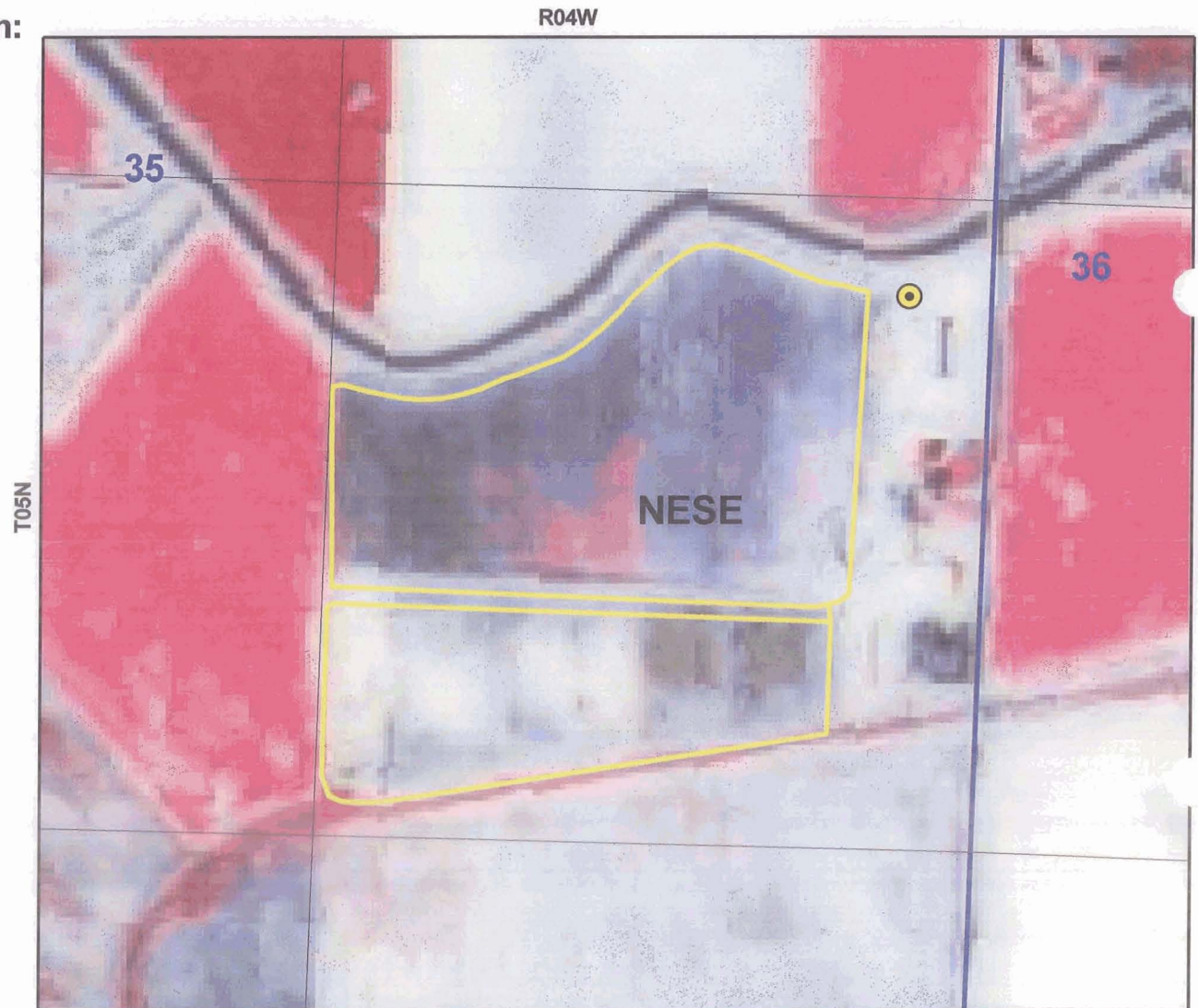
63-21401

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles



Prepared by S. Egbert
On Wednesday, August 23, 2006
1987/88 Aerial Photography

ADDITIONAL INFORMATION NEEDED FOR IRRIGATION FIELD EXAMS

Field Examiners, please complete the following checklist. Mark "unknown" or N/A if information doesn't apply or information is unavailable.

IF CURRENT OWNER DOES NOT MATCH PROOF REPORT PLEASE GIVE NEW OWNER CHANGE OF OWNERSHIP FORM TO COMPLETE.

1.) Pump information:

63-21401

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<u>Well</u>	<u>General Electric</u>	<u>15Hp</u>	<u>SK 6228XR5A</u>	<u>Peerless</u>	<u>226147</u>

2.) Lift (distance from pump to water) 9.85

3.) How was lift determined (well log, measurement, owner)? Measured

4.) Pressure against pump (this is checked using the owner's psi gauge, your gauge, or an estimate by owner) 22 psi ~ Estimate - using max psi standard for PVC gated pipe.

5.) Was a measurement made? NO If no can a measurement be made at a latter time? NO

6.) What type of measurement device was used? Theoretical

7.) Is there a pump curve available for pump? NO

8.) Please fill out the following:

Number of sprinklers _____

Sprinkler nozzle size _____

Number of Pivots (include gpm rating for each pivot) _____

Gated Pipe.

9.) Please outline all acres irrigated on attached aerial photo. _____ **DONE**

10.) Please clearly mark all points of diversion on map and GPS. DONE

11.) Please clearly mark all mainlines, ditches, and other conveyances.

12.) Pictures taken of place of use and point of diversion. DONE

13.) Please show where and how water from other sources are diverted into the irrigation system.

FIELD EXAMINERS NOTES (descriptions, other uses, questions, ect.)

This is a Fairly Basic system of a pump going to gated pipe. I found 21 acres irrigated. The owner stated that is the total number of acres irrigated as long as he has owned the property. The bottom field looked to be a feedlot at one time in earlier aerial photos, but there was no evidence of a feedlot or animals during my visit. There was no barns or fencing. Therefore, I am recommending the full 21 acres. There is an old diversion box by the pump, that I presumed was for canal water at one time, but there is no headgate in canal, and owner said he doesn't have any shares. This should be considered a primary right, no canal overlap.

DATE EXAM CONDUCTED 8-15-06

FIELD EXAMINER _____

Recommend
0.42 CFS
94.59 F9
FOR 21 acres.

This is a map of the place of use.
Their are 21 total acres being irrigated.

21 acres

T5N R4W S35 NESE



This is a map of the diversion system. The blue lines are the gated pipe used to transport the water from one field to another and irrigate. The green dot is the well. The red star is the old diversion box that was used at one time to split water diverted from the canal, however, it looks as though this diversion box hasn't been used since the well was drilled. The owner told me he has never had any canal shares, and there is no sign of a headgate in the canal. The only source of water used for irrigation at this time is the well water.

T5N R4W S35 NESE

GROUNDWATER THEORETICAL ANALYSIS

FILE: 63-21401

DATE: 8-15-06

BY: Don Nelson

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8 \times (HP) \times (EFF.))}{TDH}$

Q = CFS

HP = Total Brake Horsepower of pumping plant (including booster)

Eff. = Pumping plant efficiency (assume 70% or 0.70)

TDH = Total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = Depth to water in FEET from land surface to pumping water level

PSI = Pumping pressure measured in PSI near pump (if open discharge assume [0])

$$Q = \frac{(8.8) \times (15 \text{ Hp.}) \times (0.70)}{[(9.85) + (22 \times 2.31)]} = \frac{92.4}{60.67} = 1.52 \text{ CFS}$$

683.5 gpm

LIFT FROM:

Measurement (X)

Owner ()

Area estimate ()

Well Logs ()

PSI FROM:

Measurement ()

Owner ()

Estimate (X)

Owner Gage ()

Booster (Y) (N)

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS: The LIFT was measured. The pressure was estimated by using max working pressure for gated pipe of 22 psi.

The theoretical shows the well has the ability to produce more than enough water for this right

limit to standard inch gage. 4.5 gfa / acre

$$0.02 \text{ cfs} \times 21 \text{ acres} = 0.42 \text{ CFS TOTAL}$$

$$4.5 \text{ gfa} \times 21 \text{ acres} = 94.5 \text{ gfa TOTAL}$$

PIPE PROPERTIES
ALUMINUM PIPE USE MANNINGS $n = .011$

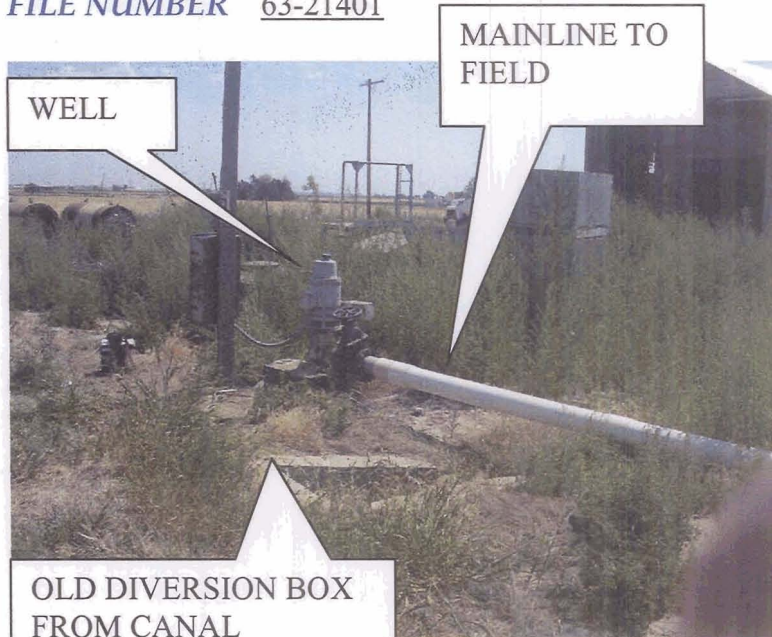
WALL THICKNESS	MAX WORKING PSI	SIZE	INSIDE DIAMETER	AREA	R_D
.050	150	4"	3.90	.083	.1007
.052	150	5"	4.896	.131	.0744
.051 (Gated)	100	6"	5.898	.190	.0581
.058	150		5.884	.189	.0583
.051 (Gated)	80	8"	7.898	.340	.0394
.064	100		7.872	.338	.0396
.072	110		7.856	.337	.0397
.094	150		7.812	.333	.0400
.051 (Gated)	60	10"	9.898	.534	.0292
.064	80		9.872	.532	.0293
.072	90		9.856	.530	.0294
.094	120		9.812	.525	.0295
.064 (Gated)	70	12"	11.872	.769	.0229
.072	80		11.856	.767	.0230
.094	100		11.812	.761	.0231

PVC GATED PIPE
USE HAZEN WILLIAMS $C = 150$

MAX WORKING PSI	SIZE	INSIDE DIAMETER	PIPE AREA
22	6	5.76	.181
22	8	7.76	.328
22	10	9.76	.520
22	12	11.76	.754

PHOTOGRAPHER AND DATE OF PHOTOS DANIEL A NELSON 8/15/2006

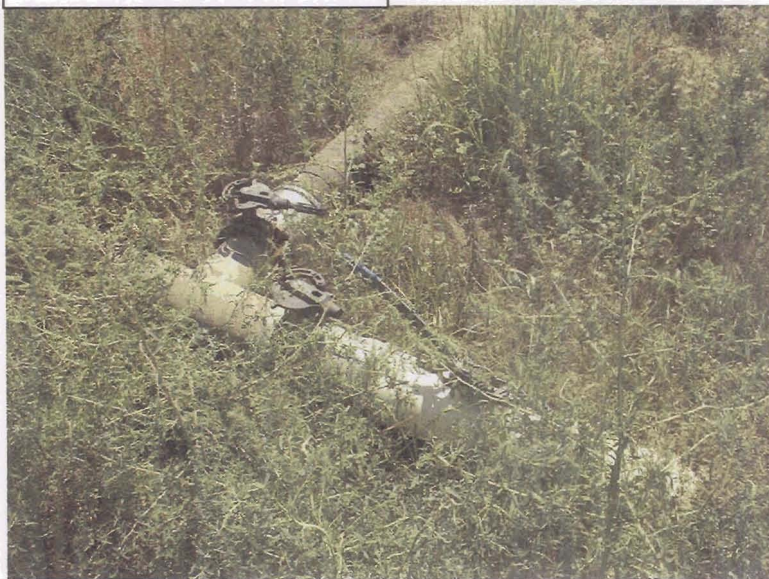
FILE NUMBER 63-21401



The top photo shows the well and the mainline leaving the well. It also shows the old distribution box used to deliver canal water. The box hadn't been used in some time, I am guessing it hasn't been used since the well was installed.

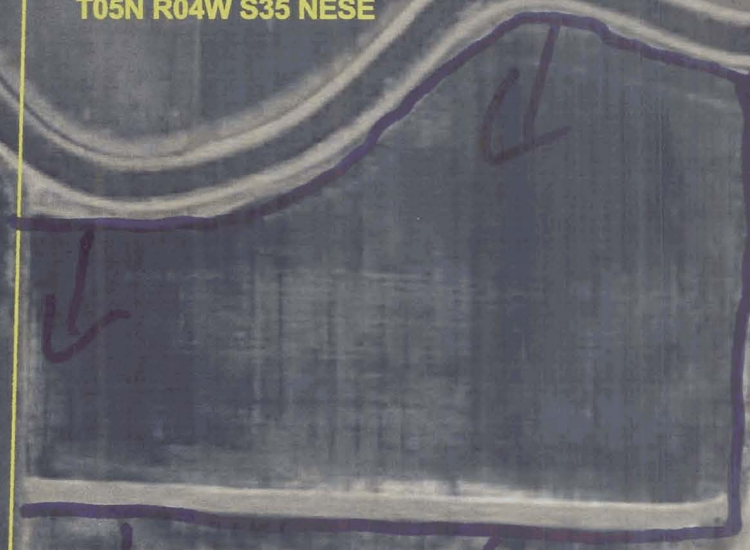
The second photo shows the point where water is split from top field to the bottom field.

The bottom photo shows the fields. The hay in the fields had just been cut, and bales were in the field.



T05N R04W S35 NESE

11m-0



Page1

[illegible]

Idaho Dept. of Water Resources

Place of Use Comparison Report

Claim	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W35										40	40	24	38	38	38	40	40	298
Rec	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W35		X	X		X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W35	40	38	37	40	8	15	9	34	10						25	10	40	306
Rec	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W35	X	X	X	X	X	X	X	X	X					X	X	X	X	0
Right	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W35																		
Claim	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W35	40	30	25	40											5			140
Claim	63 2322A	BLACK CANYON IRRIGATION DIST,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W35	40	30	25	40											5			140
Rec	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W35	X	X	X	X	X	X	X	X	X					X	X	X	X	0
Right	63 2322	US DEPT OF INTERIOR,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W35	40	30	25	40											5			140
Claim	63 21401	LEON V GUEVARA JR, ROSA E GUEVARA,	GROUND WATER	05N04W35														30				
Claim	63 28314	DANIEL G GIBSON JR, CAROLYN A GIBSON,	GROUND WATER	05N04W35																X		0
Permit	63 8683	CAROLYN A GIBSON, DANIEL G GIBSON JR,	GROUND WATER	05N04W35									40						34	40		114
Rec	63 21401	LEON V GUEVARA JR, ROSA E GUEVARA,	GROUND WATER	05N04W35														30				30
Rec	63 28314	DANIEL G GIBSON JR, CAROLYN A GIBSON,	GROUND WATER	05N04W35																X		0
Right	63 11215	KLAHR & KLAHR INC,	GROUND WATER	05N04W35														2.5			40	42.5

Idaho Dept. of Water Resources Place of Use Comparison Report

Right	63 21406	ROSA E GUEVARA, LEON V GUEVARA JR,	GROUND WATER	05N04W35													X				0	
Right	63 21406	ROSA E GUEVARA, LEON V GUEVARA JR,	GROUND WATER	05N04W35													X				0	
Right	63 23800	IONE A SHELP, FLOYD J SHELP JR,	GROUND WATER	05N04W35				X													0	
Right	63 23800	IONE A SHELP, FLOYD J SHELP JR,	GROUND WATER	05N04W35				X													0	
Right	63 24031	DOROTHY I TODD, IVAN L TODD,	GROUND WATER	05N04W35											X						0	
Right	63 24031	DOROTHY I TODD, IVAN L TODD,	GROUND WATER	05N04W35											X						0	
Right	63 2764	HARRY NEWKIRK,	GROUND WATER	05N04W35													4				4	
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N04W35	X	X	X	X	X	X	X	X	X	X			X	X	X	X	0	
Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W35										40	40	24	38	38	38	40	40	298
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W35		X	X		X	X	X	X	X	X	X	X	X	X	X	X	0	
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N04W35	X	X	X	X	X	X	X	X	X				X	X	X	X	0	
Claim	63 30224	WATERFOWL IMPROVEMENT ASSN INC,	UNNAMED DRAIN	05N04W35												X					0	
Rec	63 30224	WATERFOWL IMPROVEMENT ASSN INC,	UNNAMED DRAIN	05N04W35												X					0	
Claim	63 8362	DOROTHY I TODD, IVAN L TODD,	WASTE WATER	05N04W35											2						2	
Rec	63 8362	DOROTHY I TODD, IVAN L TODD,	WASTE WATER	05N04W35											2						2	
Right	63 8362	EDITH M LANG, SAMUEL V LANG SR,	WASTE WATER	05N04W35											2						2	

MR. Shelp is our neighbor his parents moved
to Notus in 1920 and ~~has~~^{he has} lived on his
property since 1924 which is next door
to us

Rosa Guerra
6/26/06

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

State of Idaho)
County of)

deposes and says:

*This well has been
used for irrigation since 1944.
to the best of my knowledge.*

Floyd L. Phelps, Jr.
(Signature)

*24653 Hop Road
Caldwell, Idaho 83607*

(208) 459 4805





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 20, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

LEON & ROSA GUEVARA
24393 HOP RD
CALDWELL ID 83605

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No: A63-21401

Dear Claimants,

In the past, you submitted the above referenced claim during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim for your reference only, it is not necessary to return this print-out. You indicated, when this claim was filed, that the water right was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right if water availability problems arise in the future.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, an accurate location of your well/pump and acres irrigated needs to be identified on the attached aerial photo. Please also provide as much detail about your diversion works as possible including pump make, horsepower, operating pressure, approximate water lift (in feet) to acres irrigated, type and number of sprinklers, etc. If more information is needed, you will be receiving a call from us in order to set-up an appointment for a field exam.

Page 2

The above requested information needs to be submitted by July 11, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in black ink, appearing to read "Lori Graves". The signature is fluid and cursive, with the first name "Lori" and last name "Graves" clearly distinguishable.

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-21401
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

June 25, 1999

DIRK KEMPTHORNE
GOVERNOR

RE: Water Right No. 63-21406

KARL J. DREHER
DIRECTOR

LEON V GUEVARA JR
ROSA E GUEVARA
24393 HOP RD
CALDWELL ID 83605

Dear Property Owners:

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.

Please note, the ownership has also been changed on claim number A63-21401, and a copy is enclosed.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

cc: Hall 1993 Revocable Trust, Ronald S and Nancy J Hall