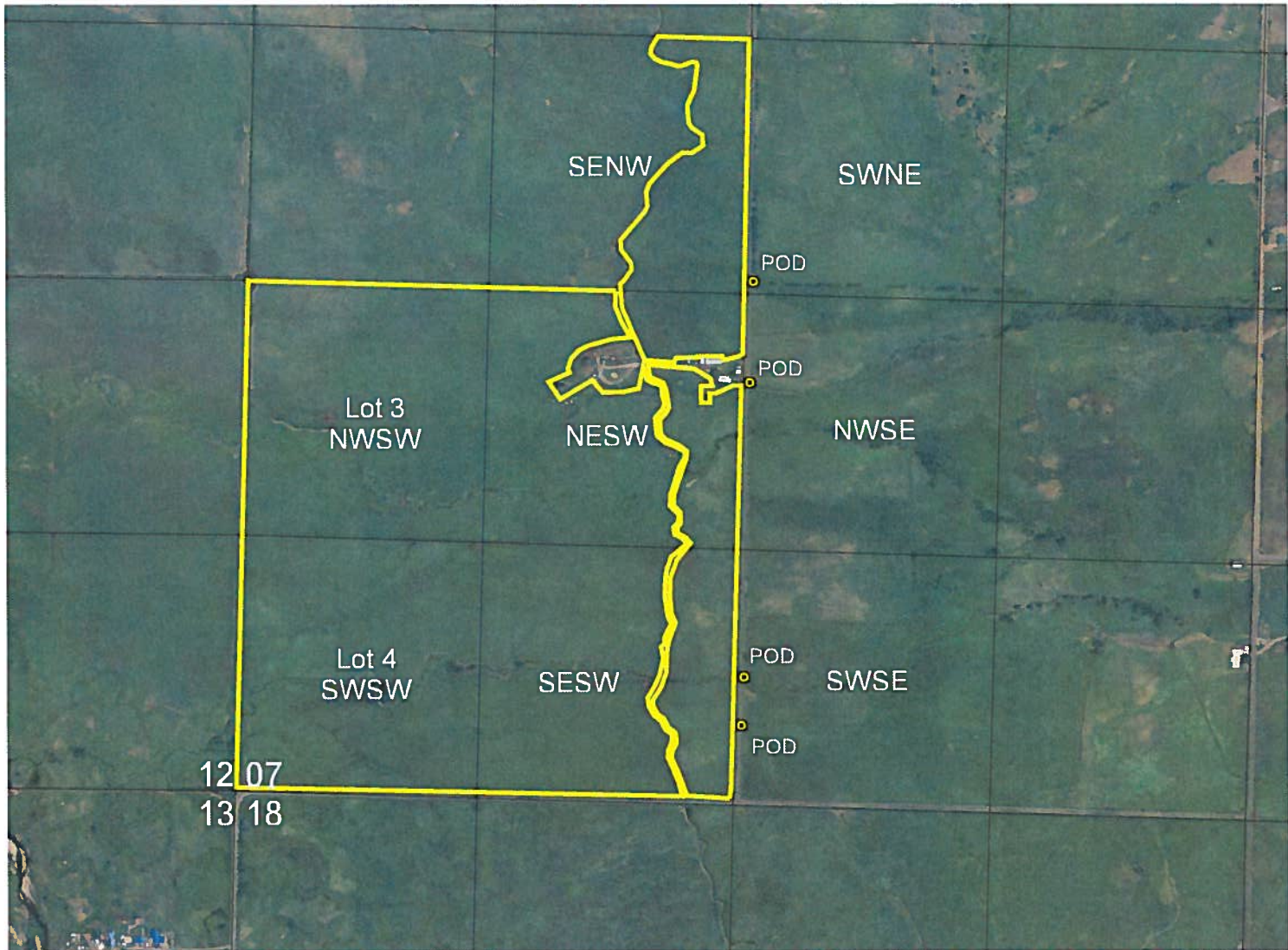


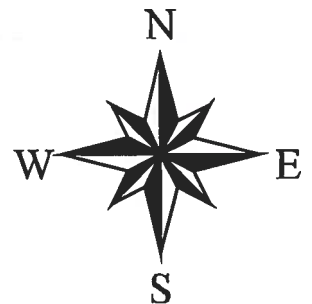
78-10105



1000 0 1000 2000 Feet

T19N R02E S07

Map prepared by: Carter Fritschle
Date prepared: 12/04/06
2004 NAIP Photography
Idaho Department of Water Resources



12/05/2006

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

RIGHT NUMBER: 78-10105

NAME AND ADDRESS: DONNA MARIE CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654-5030

DARRELL L CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654

SOURCE: WASTE WATER

TRIBUTARY: GOOSE CREEK

QUANTITY: 2.300 CFS

PRIORITY DATE: 04/01/1941

POINT OF DIVERSION:

T19N R02E S7 SWNE Within ADAMS County

T19N R02E S7 NWSE Within ADAMS County

T19N R02E S7 SWSE Within ADAMS County

T19N R02E S7 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	2.300 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S07	SENW	13.00	T19N R02E S07	NESW	36.00
T19N R02E S07 Lot 3	NWSW	37.00	T19N R02E S07 Lot 4	SWSW	36.00
T19N R02E S07	SESW	38.00			

160 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 357 acres in a single irrigation season.
Combined Right Nos.: 78-166, 78-167, 78-264, 78-2039, 78-4081 and 78-10105.

Right Nos. 78-166 and 78-10105 are limited to the irrigation of a combined total of 160 acres in a single irrigation season.

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

Use of this right is combined with water from Brundage Water Users Association.

Use of this right is combined with water from Goose Lake Reservoir Company.

78-10105

Darrell L. Campbell
3843 Campbell Rd
New Meadows, Id 83654

November 27, 2006

SW $\frac{1}{4}$ sec 7 SE of NW of Sec 7

I can remember using the water
that came off the Warren Osborn Ranch
as far back as 1941. My birthdate is 3-29-33.

Darrell L. Campbell

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 78-10105

Date Received 11-27-06

Receipt Number No Fee

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

Please type or print clearly

1. Name of Claimant (s) Darrell or Donna Campbell Phone (208) 347-2244

Mailing Address 3843 Campbell Rd New Meadows ID Zip 83654

2. Date of Priority (Only one (1) per claim) May 1, 1891

3. Source of water supply (a) Waste water
which is tributary to (b) Goose Creek

4. a. Location of existing point of diversion is: Township 19N Range 2E Section 18,
1/4 of NW 1/4 of SW 1/4, Govt. Lot, B.M., County of Adams

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

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

SCANNED

DEC - 6 2006

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 10-31 amount 2.30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
19N	2E	7								20	40	40	40	40					180

Total number of acres irrigated 180

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
78-146 or None ()

14. Remarks:

Last Name _____ Ident No. _____

SCANNED Copies: White -State, Yellow-Claimant
DEC - 6 2006

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 78-10105
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

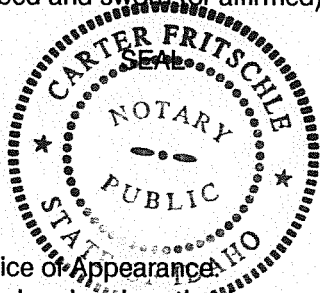
Signature of Claimant (s) Danell L. Campbell Date 11-27-06
Danell L. Campbell Date 11-27-06

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 27th day of November 19 2006



Notary Public Carter Fritschle
Residing at Kuna ID
My Commission Expires 4-3-2012

Please Print Name

17. Notice of Appearance
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

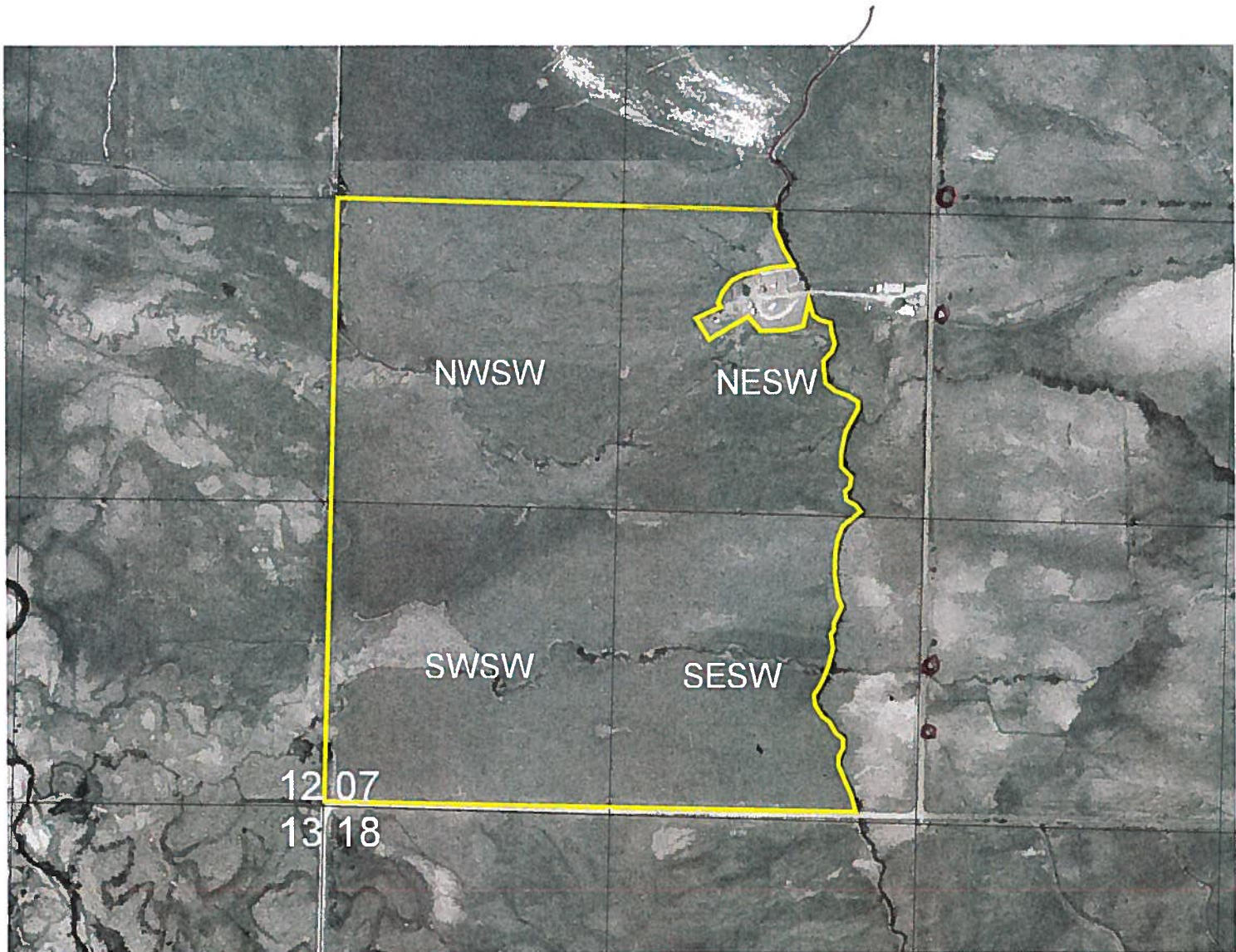
Signature _____
Address _____
Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

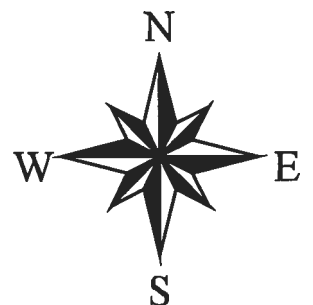
78-166

78-10105 PODs



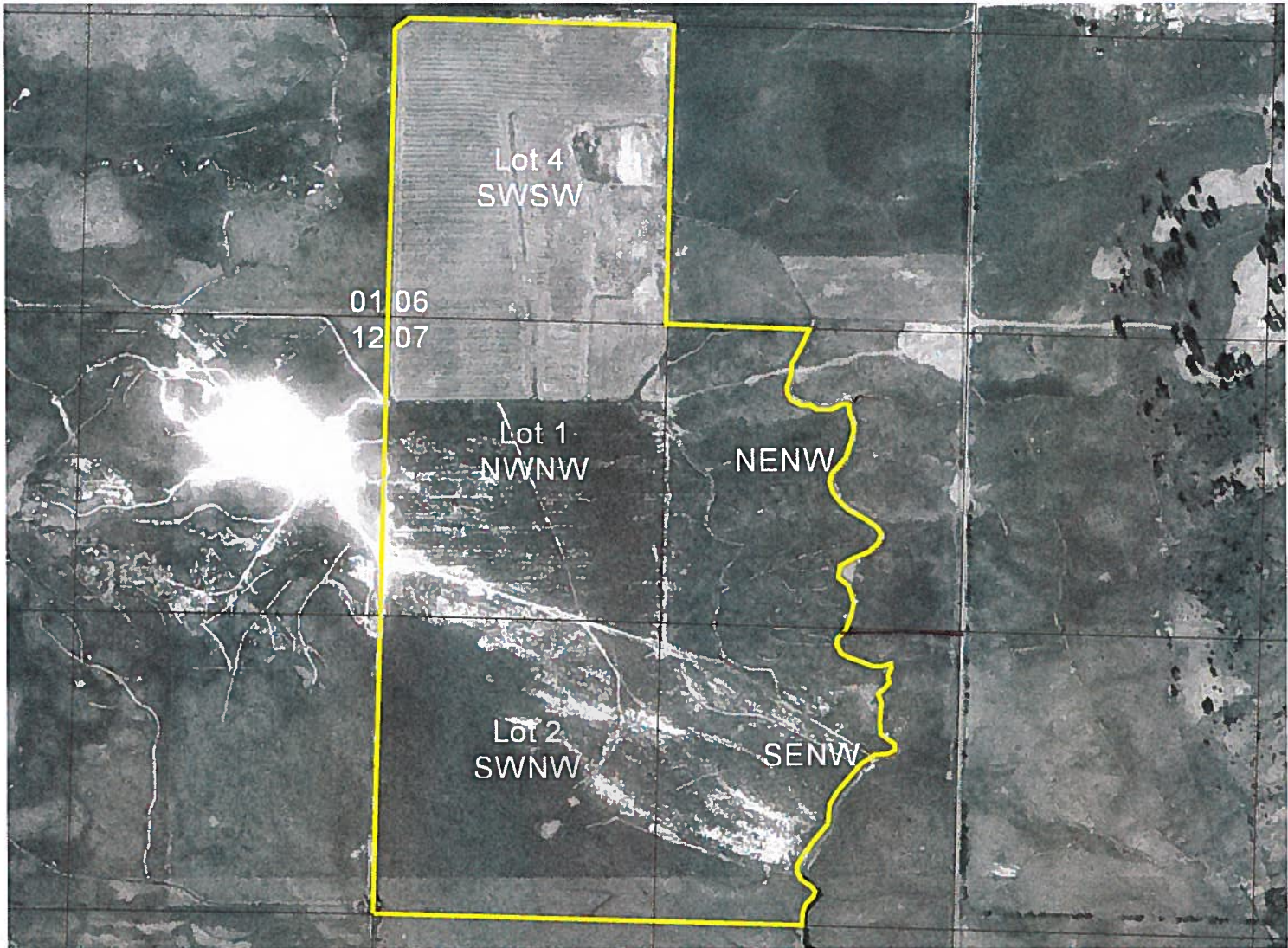
T19N R02E S07

Map prepared by: Carter Fritschle
Date prepared: 06/08/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources



78-167

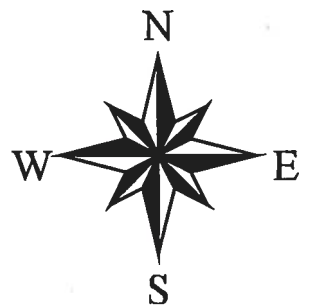
78-10105 PDU S



800 0 800 1600 2400 3200 Feet

T19N R02E S07

Map prepared by: Carter Fritschle
Date prepared: 06/08/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources



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

RECEIVED
RECEIVED
MAY 26 2005

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

WATER RESOURCES
 WESTERN REGION

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
78-196A		☒ yes			
78-197A		☐ no			
78-198A		☐ no			
78-199A		☐ no			

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) Darrell L. Campbell & Donna Marie Campbell
3843 Campbell Rd, New Meadows, ID 83654
4. New Owner/Claimant(s) Albert Trail
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1800 North Ironwood Drive
- City, State and ZIP Code Apache Junction, AZ 85220
- New Telephone Number (480) 671-7743
5. Date you acquired the property March 28, 2005

SCANNED

JUN 8 2 2005

INSTRUMENT NO. **108496**

WARRANTY DEED

COPY

For Value Received, DARRELL L. CAMPBELL and DONNA M. CAMPBELL, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
ALBERT TRAIL, an unmarried man

the grantee, whose current address is 1800 N. Ironwood Dr., Apache Junction, AZ 85220

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

DEED RESTRICTION: No outdoor storage of junk vehicles or equipment, debris
or refuse or any other noxious uses that would devalue the property or
neighboring properties.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

Date: MARCH 23, 2005

Darrell L. Campbell
DARRELL L. CAMPBELL
Donna M. Campbell
DONNA M. CAMPBELL

Instrument # **108496**

COUNCIL, ADAMS, IDAHO

2005-03-29

04:39:27 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

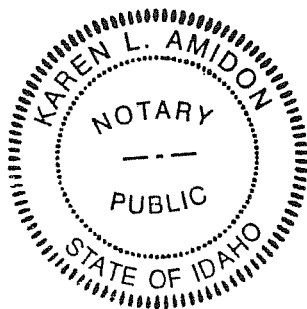
Fee 6.00

Ex-Officio Recorder Deputy Peggy Tubal

Index to: DEED

STATE OF IDAHO)
COUNTY OF Adams : ss

On this 23rd day of MARCH, in the year of 2004, before me, a Notary Public in and for said State, personally appeared
DARRELL L. CAMPBELL and DONNA M. CAMPBELL
known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me
they executed the same.



Karen L. Amidon
Notary Public
Residing at: Cambridge, ID
Commission expires: 6/26/2009

#05-193

SCANNED

JUN 02 2005

EXHIBIT 'A'

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 13: a parcel of land situate in the NE1/4 of said section more particularly described as follows:

Commencing at the Northeast corner of the NE1/4 of Section 13, T19NR1EBM;

Thence S 88° 52'25" West, 2681.62 feet, more or less, along the Northerly boundary of said NE1/4 to the Easterly right-of-way line of U.S. Highway 95, the REAL POINT OF BEGINNING;

Thence S 0° 36'32" West, 2,623.91 feet along said Easterly right-of-way to the Southerly boundary of said NE1/4;

Thence N 88° 40'52" East, 1,662.83 feet along said Southerly boundary;

Thence N 0° 36'32" East, 2,618.33 feet to the Northerly boundary of said NE1/4;

Thence S 88° 52'25" West, 1,662.65 feet to the POINT OF BEGINNING EXCEPTING THEREFROM the right-of-way for U.S. Highway 95 as now established.

ALSO EXCEPTING THEREFROM the following parcel of land:

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 13: A parcel located in the NE1/4 more particularly described as follows:

Commencing at a 5/8 inch diameter iron pin marking the Northwestern corner of said NE1/4 from which a 5/8 inch diameter iron pin marking the Southwestern corner of said NE1/4 (center one-quarter corner) bears South 00° 00'32" West a distance of 2624.05 feet;

Thence North 88° 52'25" East along the Northerly boundary of said NE1/4 a distance of 40.02 feet to a 5/8 inch diameter iron pin and the REAL POINT OF BEGINNING;

Thence continuing North 88° 52'25" East a distance of 660.00 feet to a 5/8 inch diameter iron pin;

Thence leaving said Northerly boundary South 00° 36'32" West a distance of 660.00 feet to a 5/8 inch diameter iron pin;

Thence South 88° 52'25" West a distance of 660.00 feet to a 5/8 inch diameter iron pin on the Easterly right-of-way of Highway 95;

Thence North 00° 36'32" East along said Easterly right-of-way a distance of 660.00 feet to the REAL POINT OF BEGINNING.

SCANNED

JUN 7 2 2005

11/15/2006

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

RIGHT NUMBER: 78-12277

NAME AND ADDRESS: DONNA MARIE CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654-5030

DARRELL L CAMPBELL
3843 CAMPBELL RD
NEW MEADOWS ID 83654

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

This right is a split from former right 78-10105.

11/15/2006

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

RIGHT NUMBER: 78-12278
NAME AND ADDRESS: ALBERT TRAIL
1800 N IRONWOOD DR
APACHE JUNCTION AZ 85220

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

This right is a split from former right 78-10105.



State of Idaho
DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 3, 2006

ALBERT TRAIL
1800 N IRONWOOD DR
APACHE JUNCTION AZ 85220

RE: Snake River Basin Adjudication (SRBA) Claim Nos. 78-173A, 78-196A, 78-197A, 78-198A, 78-199A, 78-4068A and 78-10105

Dear Claimant:

We are processing the change of ownership you submitted for the land you purchased from Darrel L. and Donna Marie Campbell near New Meadows, Idaho. You state that you are to receive 0.46 cfs of water right 78-196A. However, the Campbells filed their SRBA claims to cover all of the land they owned in the NE ¼ of Section 13, thereby making each water right claimed appurtenant to all of their land. The copy of the warranty deed we received with your change of ownership does not describe any distribution of the water rights; therefore, we must split each right claimed by the Campbells. This will result in you receiving 90% of the water from each of the rights they claimed, since you purchased 90% of the claimed place of use.

Also, SRBA Claim No. 78-10105 was claimed for the use of wastewater on Campbell's land. This claim is based on beneficial use rather than a license or decree, and therefore we are in need of some evidence of the priority date and historical use of the wastewater before we can make a recommendation to the SRBA Court for that claim. I have enclosed a pamphlet that explains what is required to support a priority date for a beneficial use water right. Please submit the evidence of the wastewater use to this office and to my attention by February 3, 2006.

If you have any questions, you may contact me by phone at (208) 287-4917, or you may send an email to Carter.Fritschle@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink that reads "Carter Fritschle". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures:

Evidence of Priority Date pamphlet
Copy of Claim No. 78-10105

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: A78-10105

Date Received: 5/05/1988

Receipt No: C000553

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARRELL CAMPBELL 208-347-2244
Address: HC 75 BOX 3400
NEW MEADOWS, ID 83654
OR
Name: DONNA CAMPBELL 208-347-2244
Address: HC 75 BOX 3400
NEW MEADOWS, ID 83654
2. Date of Priority: MAY 01, 1891
3. Source: WASTEWATER Trib. to: GOOSE CREEK
4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
19N	02E	18	NW		NW		SW		ADAMS
5. Description of diverting works:
OPEN DITCH, KLF DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.300		
7. Total Quantity Appropriated is:
2.300 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 200.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
19N	02E	13	NE		NE		IRR	10.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	10.0
							Section Acres	100.0
							Total Acres	100.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A78-00173A -00196A -00197A -00198A -00199A -04068A

14. Remarks:

WASTEWATER ORIGINATES FROM T19N R2E SECTION 18 SW 1/4 AND
SECTION 19 NW 1/4

15. Basis of Claim: BENEFICIAL USE

Water Right Number:

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): Darrell Campbell Date: 5/5/88

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of May 19 88 Alma Bellin
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/91

MICROFILMED
OCT 05 1992

55

17 20

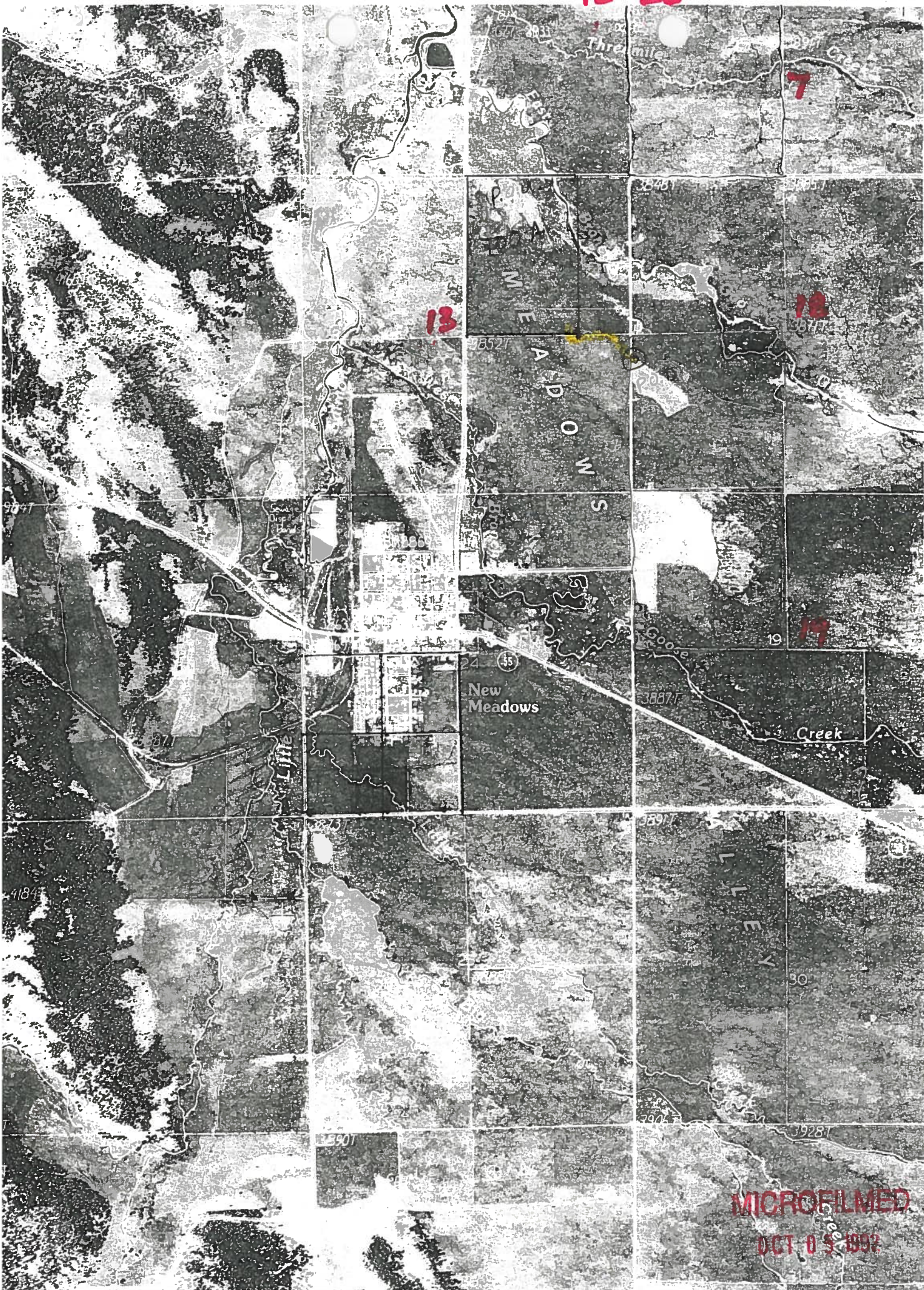
57

1E 2E

58

106° 15'

45° C



MICROFILMED

OCT 05 1992