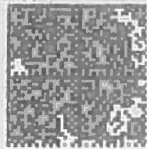


P.O. Box
ise, ID



SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
PRIMEV BOWERS
02 1/A
0004389393
NOV 17 2006
\$00.870
MAILED FROM ZIP CODE 83702

78-12254 ✓

UFA

RECEIVED

NOV 27 2006

DEPARTMENT OF
WATER RESOURCES

☒ Moved, not forwarding
☒ No such number
☒ No such address
SPEC006

980202025 IN 16 11/21/06
UNABLE TO FORWARD
NO FORWARD ORDER ON FILE
RETURN TO POSTMASTER
OF ADDRESSEE FOR REVIEW



Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

78-12254 ✓

✓

FIRST CLASS

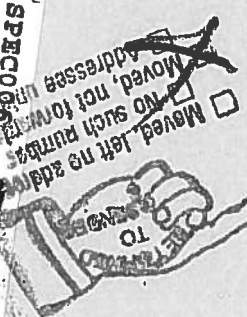


UNITEL
02 1A
0004310839
MAILED FROM ZIP CODE 83702
\$00.87
JAN 05 2007

RECEIVED

JAN 16 2007

DEPARTMENT OF
WATER RESOURCES



SPECIMEN
NO FORWARD ORDER ON FILE
RETURN TO POSTMASTER
OF ADDRESSEE FOR REVIEW
07 01/09/07

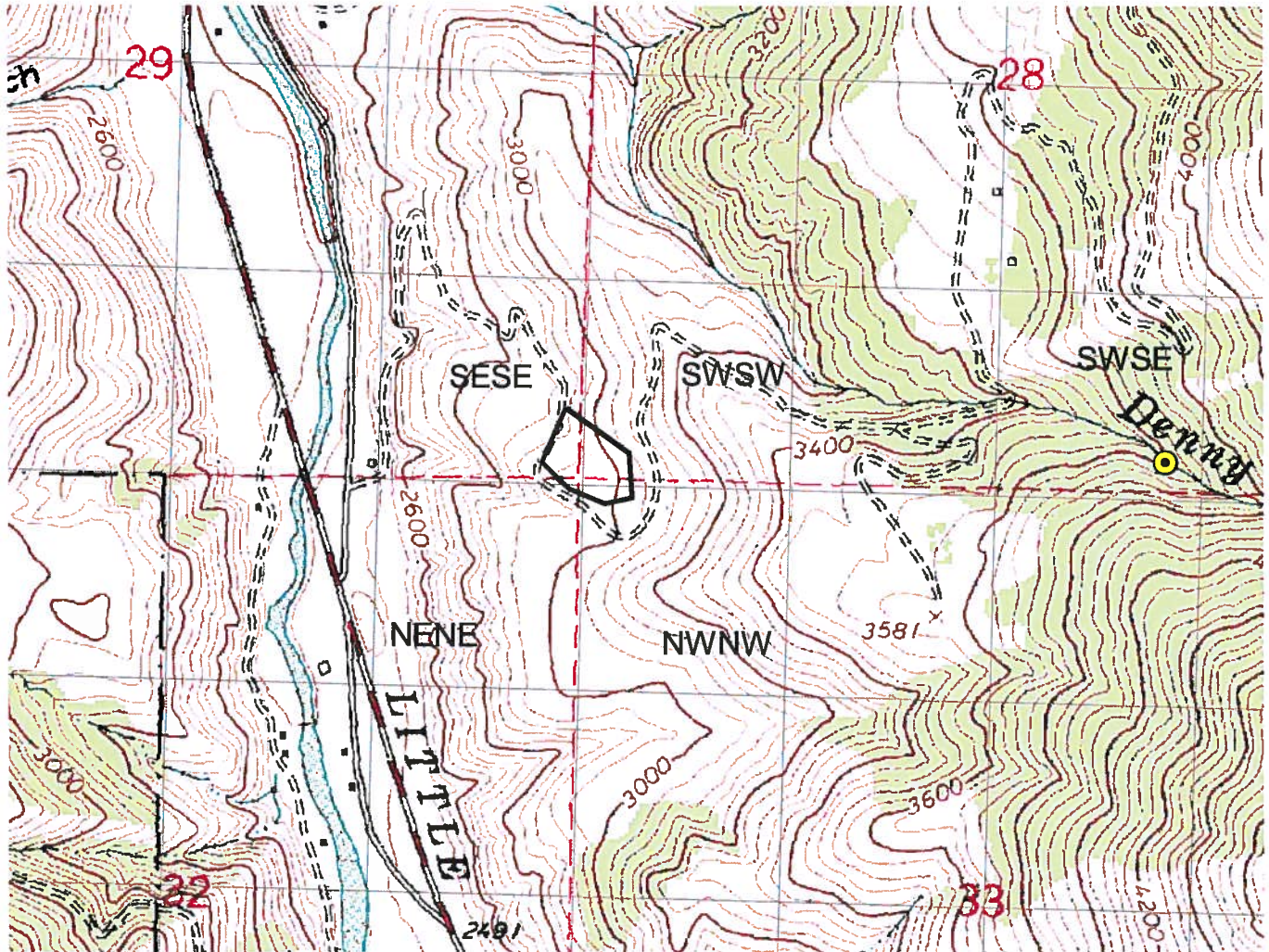
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

5 ACRES TOTAL

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.

This right is a split from former right 78-4013

78-12254



0 700 1400 Feet

Sections 28, 29, 32 & 33
T23N R1E



● Point of Diversion

□ Place of Use

Map prepared on November 1, 2005
By Kenneth Knoblock
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 29, 2005

Spectrum NW LLC
22006 100th Ave. West
Edmonds, WA 98020

RE: 78-12254

We split the ownership of clam 78-4013 into a right (78-12254) for you and Cross O Ranch. Enclosed is a copy of what the examiner found when he did the exam last summer.

If you have any questions please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 29, 2005

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22006 100th Ave. West
Edmonds, WA 98020

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If you have any questions please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent

83814-2676

RECEIVED
DEC 13 2005
IDWR/North

000
DEAN006* 98023094 1A05 10 12/09/05
RETURN TO SENDER
DEAN
MOVED LEFT NO ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER

[illegible]

38020+4542-06 C024

Priority Date Data Entry Form

Claim Number 78-4013

Claimed Priority Date: 12/4/1916

Claimed Basis: Statutory Claim

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 12/4/1916

Water Right Basis: Statutory Claim

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer:

Date:

Point of Diversion and Source Data Entry Form

Claim Number 78-4013

Claimed Point of Diversion and Source

T23N R01E S28 SESE Within IDAHO County Source: DENNY CREEK LITTLE SALMON RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T23N R01E S28 SESE Within IDAHO County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

<u>Denny Creek</u>	<u>Little Salmon River</u>
--------------------	----------------------------

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
23N	1E	28		SE, SW, SE	Idaho	Denny Creek

Other rights from this POD? NONE

Document how the POD and Source were verified:

On Site Exam / Conversation with Aaron Wilson & Jeff Dean.
GPS location ~~45°~~ N 45°, 17', 15.2" by W 116° 20' 1.7"
& USGS 7 1/2 min Topo Map. (Pollock (1995)) 7/8

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number 78-4013

Claimed Place Of Use

T23N R01E S28 SWSW 30.0 T23N R01E S33 NENW 20.0
 T23N R01E S33 NWNW 10.0

Total Acres 60

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T23N R01E S28 SWSW 30.0 T23N R01E S33 NENW 20.0
 T23N R01E S33 NWNW 10.0

Total Acres 60

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Conversation with ~~Arnon~~ Arnon Wilson & Jeff Dean / On site
 Exam / aerial photo *7/6*

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 78-4013

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

STOCKWATER

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Irrigation				
Stock				300

Document how the Purpose of Use was verified:

On site inspection / conversation with Aaron Wilson, &
Jeff Dean. *[Signature]*

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 78-4013

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	5/15	10/15	1.2	

Overall Diversion Rate 1.2 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	5/15	10/15	1.2	
STOCKWATER	1/01	12/31		

Overall Diversion Rate 1.2 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

Date: _____

Contacts Data Entry Form

Claim Number: 78-4013

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	FIRMAN GOTZINGER	HC 2 BOX 600 CROSS O RANCH INC	POLLOCK	ID	83547	(208)628-3413

Date of Field Exam: 6-26-05 Time: 5: pmAccompanied By: Harmon Wilson Phone Number: 628-3324
Jeff Dean 628-2719
Separate times

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

At about mile post 187 (toward 186), Take Fuzzy Rd
East side of Road / Take "Drunny Creek" Rd ~2.3 miles to house
73
2

Reviewer: _____

Date: _____

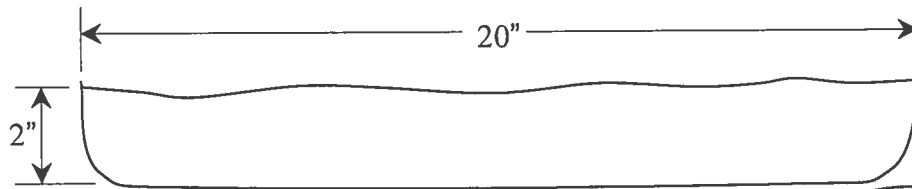
78-4013

Field Exam Notes

Date of Exam: June 26, 2005

The point of diversion (POD) is on Denny Creek, tributary to the Little Salmon River, and has a GPS location of the **N45° 17' 50.2"** by **W116° 20' 17"**. The diversion consists of a small dam with a short screened intake pipe and control valve (*Photo 1*). The pipe empties into a ditch that follows the contour of the land to a concrete box (*Photo 2*). The upper field is flood irrigated from the area around the concrete box through the use of a canvas dam and a shovel to channel water. Water is also diverted down a six inch (6") metal pipe, the beginning of which is inside the concrete box (*Photos 2 & 3*). Excess water is channeled into the draw to the south. The pipe takes water to the lower field where irrigation is done by sprinklers. The line is pressurized by gravity. On the day of the exam only the upper field was being irrigated.

On the day of the exam, flow measurements were taken along the ditch between the POD and the concrete box using the orange peel method. Three (3) timed measurements were taken over a ten foot (10') length of the ditch totaling forty eight (48) seconds. The general profile of the ditch along that length is shown below (not to scale).



The flow is given by:

11/29/5 Aaron Wilson says the ditch usually runs 8 to 9"

$$(20\text{in})(2\text{in})\left(\frac{\text{ft}^3}{144\text{in}^2}\right)\frac{30\text{ft}}{48\text{sec}} \approx 0.1736 \approx \mathbf{0.18\text{ cfs}}$$

$$\frac{(20)(2)}{144} \times \frac{30}{48} = .78$$

There are two (2) land owners involved with this claim: Spectrum NW LLC and the Cross-O Ranch. The representative I dealt with for the Cross-O Ranch was Aaron Wilson (208-

628-3324) and the representative I dealt with for Spectrum NW LLC was Jeff Dean (208-682-2719). At one time, the entire property belonged to the Cross-O Ranch.

The POD is on Spectrum NW LLC property. The ditch leading away from the POD goes onto Cross-O land where the concrete box is located. The place of use (POU) is divided into two (2) main locations: the upper field and the lower field. The lower field is further divided into land owned by Spectrum NW LLC and land owned by the Cross-O Ranch. The entire upper field is on Cross-O property. That part of the lower field that is south of the road belongs to the Cross-O Ranch. That part of the lower field that is north of the road belongs to Spectrum NW LLC. *Photo 4* is taken from GPS location N45° 17' 58.8" by W116° 21' 3.0", referred to as the vantage point. This photo shows the field belonging to Spectrum NW and a portion of the lower field belonging to the Cross-O Ranch.

Mr. Wilson stated that his grandfather, Firman Gotzinger, the owner of record listed on the claim, quit irrigating that part of the POU north of the road (now owned by Spectrum NW) over twenty (20) years ago because the water line going under the road to irrigate it was too light had broke down due to traffic. According to Mr. Wilson, the line was not completely severed, but kept getting clogged and that his grandfather decided that doing repair work would cost more than the value of the gain on such a small parcel of land. Mr. Dean stated that he had never irrigated the land, but planned to in the near future. The mainline for the sprinkler irrigation system on this land is still in place (*Photo 5*).

Mr. Dean stated that there was also a portion of land he called the "Graveyard Pasture" (*Photo 7*) which was also irrigated in the past. Mr. Dean pointed out water coming down the side of a hill (GPS location N45° 17' 52.1" by W116° 20' 46.6") and indicated that that was where the water came from to irrigate the Graveyard Pasture (*Photo 6*). Upon inspection, it was found that this water was the waste water from the upper field. Mr. Wilson and his son Cody both stated on separate occasions that they had no recollection of the Graveyard Pasture as ever being irrigated.

A walk through was done in and around the Graveyard Pasture and although the area looked as though it may have been cultivated sometime in the past, no conclusive evidence was found that the Graveyard Pasture had recently or at any time been irrigated. Aaron Wilson latter stated that he had talked to his grandmother about the Graveyard Pasture. She is over 90 years old and stated that she knew the people who buried their children there and that the Graveyard Pasture had never been irrigated.

Mr. Wilson stated that he pastures about 300 head of cattle on the fields during the winter and that the cattle drink out of the ditch.

The legal location of the POD is given on the claim as **SESE**, Sec. 28, Rge. 01E, Twp. 23N, BM. The actual location is **SWSE** of the same section, township and range. The legal location of the POU was not determined but the physical location is indicated on the aerial photo.

In conversations with Mr. Dean and Mr. Wilson and a through a search of the Idaho Department of Water Resources (IDWR) public web site, no other water rights with the same POD or POU as this claim were found.

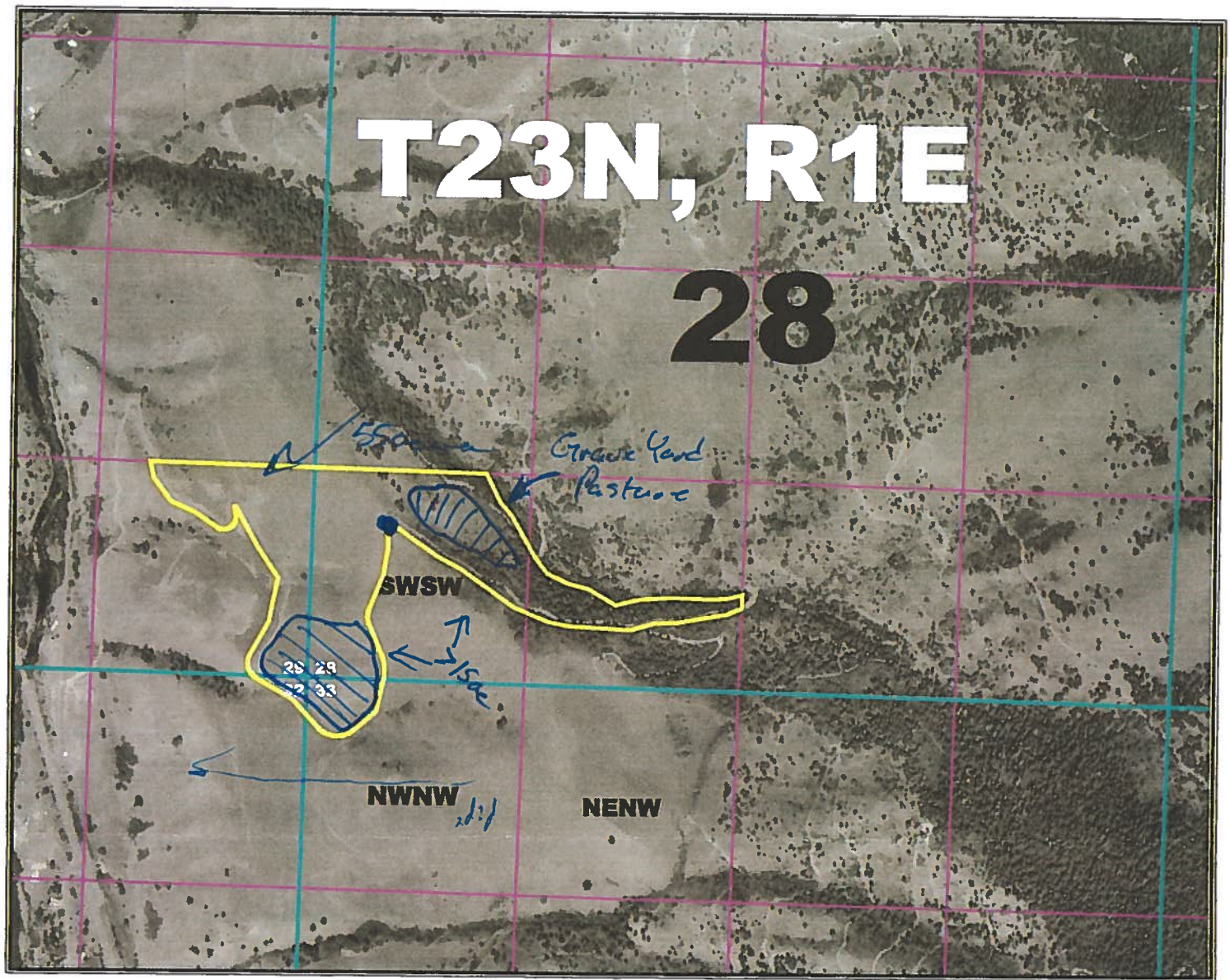
Field Examiner:

A handwritten signature in cursive script, appearing to read "Jim Zimmerman".

Indicated by Jeff Dean

Spectrum NW LLC C/O - 78-04013

email: jwdean@spectrumNW.com



1320 0 1320 2640 Feet



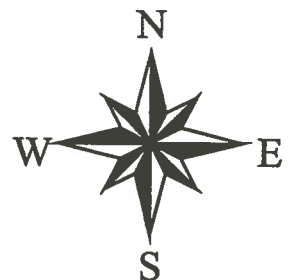
Parcel that fall within a portion of Claimed POU



Quarter Quarter



Section Lines



Prepared By: Craig Saxton
March 2003

Saxton, Craig

78-4013

From: Jeffrey W. Dean [jwdean@spectrumnw.com]
Sent: Sunday, May 04, 2003 10:37 PM
To: Saxton, Craig
Subject: RE: Point of Diversion

I guess I don't know who's on first. Just returned from Idaho. I'll call you tomorrow to supply whatever info you require.

Regards,

Jeff Dean

-----Original Message-----

From: Saxton, Craig [mailto:csaxton@idwr.state.id.us]
Sent: Wednesday, April 30, 2003 10:04 AM
To: Jeffrey W. Dean
Subject: RE: Point of Diversion

Hello Jeff,

Where are we on this issue? Are you still sending me a map of the irrigated ground under the below mentioned water right? The file is still sitting in my inbox and IDWR cannot process the change of ownership on 78-04013 until we know what portion of your property is irrigated.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

-----Original Message-----

From: Saxton, Craig
Sent: Monday, March 31, 2003 1:05 PM
To: 'Jeffrey W. Dean'
Subject: RE: Point of Diversion

Hello Jeff,

Never mind about checking the GPS coordinates. I got it to work and it seems to fit well.

Thanks,

C

-----Original Message-----

From: Saxton, Craig
Sent: Monday, March 31, 2003 12:18 PM
To: 'Jeffrey W. Dean'
Subject: RE: Point of Diversion

Jeff,

I entered the Lat and Long into an ArcView program that we use to create the maps I sent you. Unfortunately it puts it about 10 miles away from where I think it should be. I just wanted to confirm with you that I had the right coordinates (below). If I do, it could be some sort of projection issue or

5/20/2003

something along those lines. Not a big deal. If you can draw it in on the map that will be good enough.

Does this property boundary look better? You are right, I missed the SE 1/4 of Section 28. However, for the change of ownership, it really isn't a big issue. I am mostly concerned that I have the right property boundary within the claimed Place of Use for SRBA claim 78-04013.

Thanks,

Craig S.

-----Original Message-----

From: Jeffrey W. Dean [mailto:jwdean@spectrumnw.com]

Sent: Monday, March 31, 2003 10:43 AM

To: csaxton@idwr.state.id.us

Subject: Point of Diversion

Craig,

It was a pleasure to talk with you this morning. The coordinates for the point of diversion from Denny Creek are

Lat: 45d 17.836m
Long: 116d 20.282m
Elev: 3634ft

Regarding the property boundary, I looked at the fax you sent and the piece missing from your plat is Section 28 SE1/4. You will find that on page 1 of the Schrimsher warranty deed.

If you send me maps with the property boundary corrected, I will promptly return with the irrigation areas marked. Let me know anything else you might need.

Best Regards,

Jeff Dean

Saxton, Craig

From: Saxton, Craig
Sent: Wednesday, April 30, 2003 11:04 AM
To: 'jwdean@spectrumnw.com'
Subject: RE: Point of Diversion

Hello Jeff,

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Adjudication Bureau

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Craig S.

4/30/2003

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Best Regards,

Jeff Dean



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2003

SPECTRUM NW LLC
JEFFERY DEAN
22006 100TH AVE W
EDMONDS WA 98020

RE: Notice of Change of Water Right Ownership for Snake River Basin Adjudication
(SRBA) claim ~~29~~⁷⁸-04013.

Dear Mr. Dean,

I have been reviewing your request to change ownership. However, I have some additional questions.

SRBA claim 29-04013 claims irrigation use of 60 acres within 3 different 40 acre tracts. The deed you provided shows you purchased part of the property in 2 of the three 40 acre parcels. Thus the claim needs to be split putting a portion of the irrigated ground in the Spectrum NW LLC name and leaving a portion in Cross O Ranch Inc.'s name. The problem is I do not know which part of that ground is irrigated under this right.

I am enclosing a map of the area which includes your property boundary. Please look over the map and draw in the irrigated place of use and the point of diversion. In addition I need to understand the irrigation system. Please draw in ditches, sprinkler lines, or anything that would help me understand the current and/or historical irrigation practice. When completed, send it back to this office (I am sending a couple of maps for your convenience, but I only need one back).

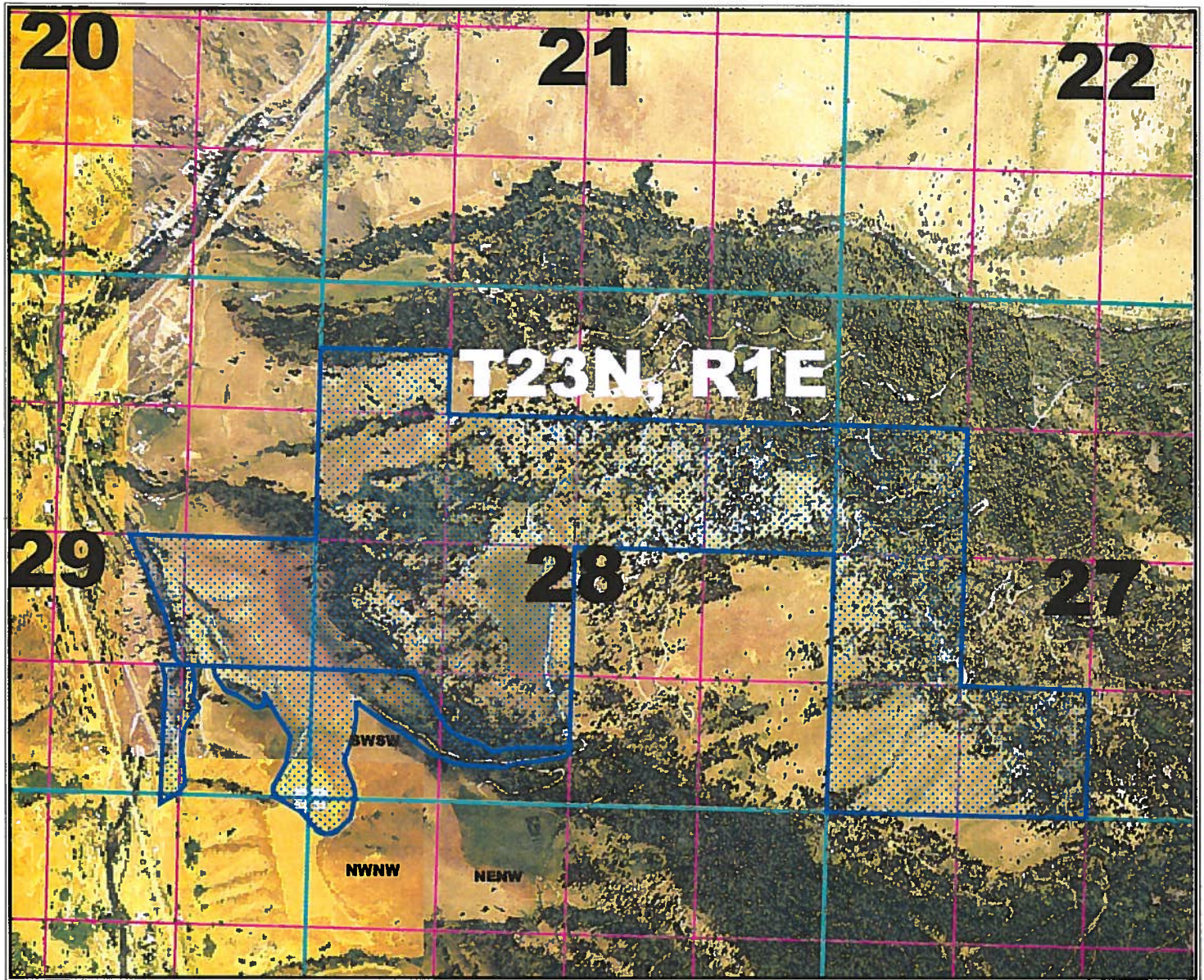
Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton'.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Spectrum NW LLC C/O

78-04013



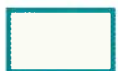
1320 0 1320 2640 3960 5280 6600 Feet



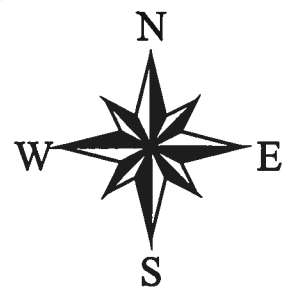
General Property Boundary



Quarter Quarter



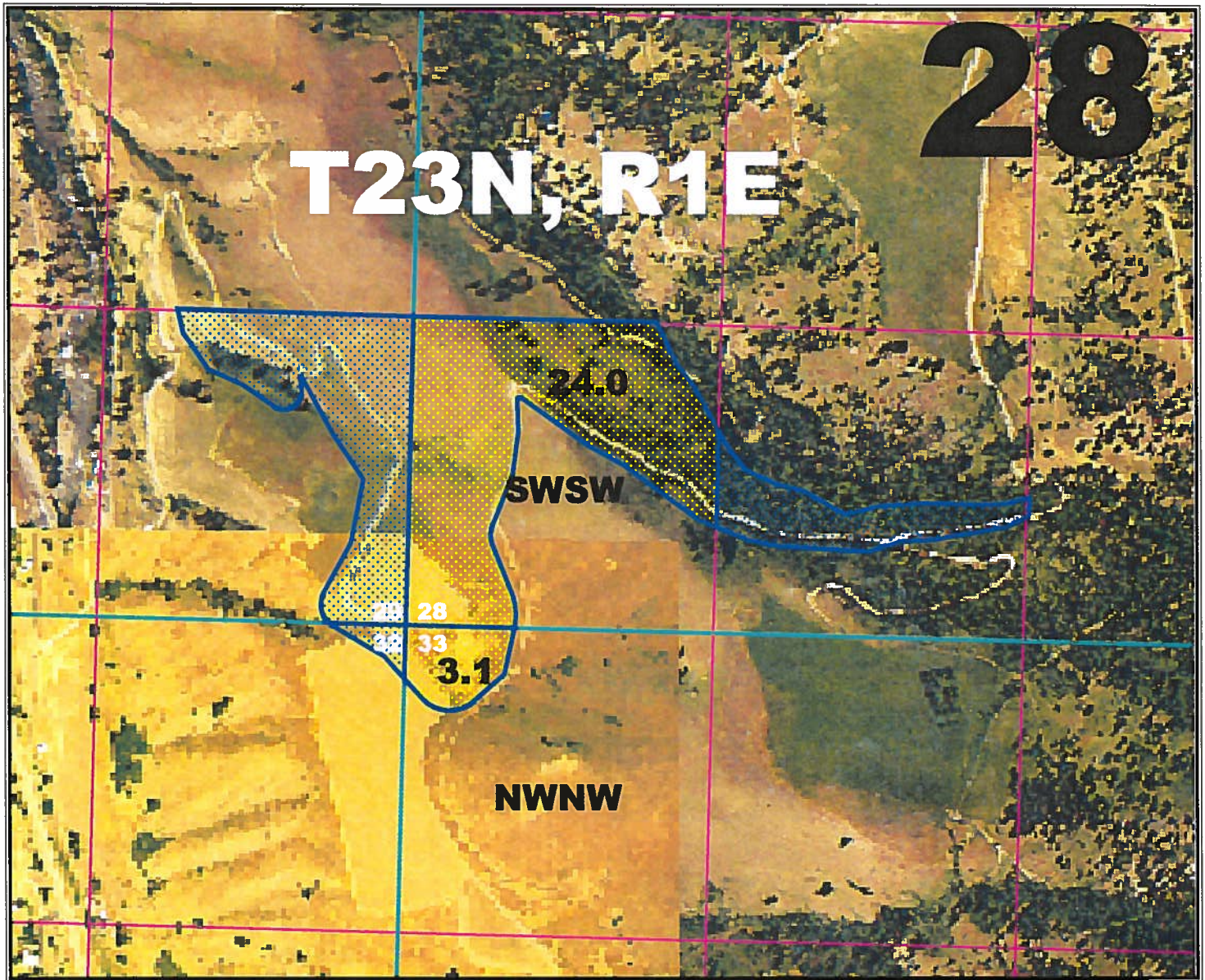
Section Lines



Prepared By: Craig Saxton
March 2003

Spectrum NW LLC C/O

78-04013



Acres = 27.1



Property Boundary



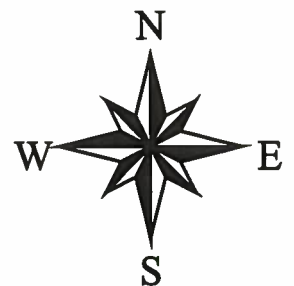
Quarter Quarter



Section Lines



**Acreage to be split and
put in Spectrum's Name**



**Prepared By: Craig Saxton
March 2003**

SpectrumNW LLC
22006 100th Ave. West
Edmonds, Washington 98020

Memorandum

August 28, 2002

To: Ms. Lori Graves
Sr. Water Resource Agent

From: Jeff Dean



Re: Notice of Change in Water Right Ownership

RECEIVED

SEP 03 2002

**WATER RESOURCES
WESTERN REGION**

Lori – attached to this memo are the following documents:

1. The application itself
2. Check for filing fee - \$25
3. Map showing the property boundaries for the two pieces we purchased and also showing the location of Denny Creek.
4. The Warranty Deeds for each piece – Ref A and Ref B.
5. A narrative on the people, businesses and relationships to help you connect the Firman Gotzinger right # 78-4013, we are seeking to change, to us and the present day.

Being new to Idaho, there are many aspects of this process we don't understand. You were so helpful with our water rights application for Canyon Pines RV Resort, perhaps we could impose again. Here are the questions:

1. How can someone obtain a water right on Federal land, e.g. the Gotzinger Denny Creek right showing up in Section 33 in your research? Surely the only right we seek to transfer is for Section 28.
2. Since there are other people with Denny Creek water rights downstream from us, shouldn't there be some kind of seasonal limitation on diversion quantity?
3. Are there any requirements for record keeping and/or reporting?

Thank you for your help and please let us know if anything else is required.

Form 42-348/43-1 (08/02) July, 2000

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

RECEIVED

SEP 03 2002

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, 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
78-4013		NO			

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

- A. The appropriate FILING FEE. See instructions for fee amounts. **N/A**
- 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) are 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)

FIRMAN GOTZINGER (CROSS O RANCH INC.)
11595 POLLOCK, ID

4. New Owner/Claimant(s)

SPECTRUM NW LLC JEFFREY DEAN, MEMBER
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

22006 100TH AVE WEST

City, State and ZIP Code

EDMONDS, WA 98020

New Telephone Number

(206) 310-3503

5. Date you acquired the property

4/5/02 and 4/15/02

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

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

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

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

J. Dean MEMBER
SPECTRUM NW LLC

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 DH

Date 9-3-02

Fee 0

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____

Date _____

History of Water Right #78-4013 in the name of Firman Gotzinger

- Firman Gotzinger, now deceased, and wife, LaVon Gotzinger, are the founders of Cross O Ranch Inc. and the grandparents of David and Aaron Wilson.
- David and Aaron Wilson are the President and Vice-President, respectively, of the Cross O Ranch Inc. and its owners along with LaVon Gotzinger (who still lives on the ranch).
- The date Firman Gotzinger obtained water right 78-4013 is unknown, but thought to be many decades ago and predates the incorporation of Cross O Ranch.
- Without any notification to IDWR, this right has been passed to his wife upon his death and to the Cross O Ranch Inc. upon its incorporation.
- Denny Creek was the property boundary between Gotzinger/CrossO and the Denny Creek Ranch to the north, all lying within Section 28 (see map).
- This water right has been continuously used since its granting through today by Cross O Ranch.
- On April 5, 2002 SpectrumNW LLC (Jeffrey and Deborah Dean, members) purchased the Denny Creek Ranch (map Ref A).
- On April 15, 2002 SpectrumNW LLC purchased map Ref B from Cross O Ranch Inc.
- All portions of Denny Creek within Section 28 are now owned by SpectrumNW LLC.
- All upstream portions of Denny Creek to the SE of Section 28 are on land owned by Dept. of Interior – BLM. No portion of Denny is on Gotzinger or Cross O Ranch land.
- The Warranty Deed for the purchase of the property defined by map Ref B provides for the transfer of water rights et al.

421843

WARRANTY DEED

GRANTOR, STEVE R. SCHRIMSHER, also known as STEVEN R. SCHRIMSHER, also known as STEPHEN R. SCHRIMSHER, a married man, joined by his wife NANCY S. SCHRIMSHER, of P. O. Box 366, New Meadows, ID 83654, for a good and valuable consideration, does hereby grant, bargain, sell and convey to SPECTRUM NW, LLC, a Delaware Limited Liability Company, of 22006 100th Avenue W. Edmonds, WA 98020, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho.

Section 27: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 28: S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ North of Denny Creek,

Section 29: N $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of Little Salmon River, EXCEPT Right of Way to State as recorded in Book 53 of Deeds, at page 176, records of Idaho County, Idaho.

SUBJECT TO that certain Mortgage, dated the 8th, day of April, 1996, and recorded on April 8, 1996, as Instrument No. 386152, wherein STEVE R. SCHRIMSHER a married man, joined by his wife NANCY SCHRIMSHER, were Grantors, and DONALD JACK HUBBARD and ARLENE RAE HUBBARD, also known as ARLENE R. HUBBARD, husband and wife, being Beneficiary, which Mortgage secured the original loan in the amount of \$471,440.00. Said mortgage was amended by Amendment to Mortgage, by and between STEVE R. SCHRIMSHER, a married man, joined by his wife NANCY SCHRIMSHER, Mortgagors and JACK D. HUBBARD a/k/a DONALD JACK HUBBARD and ARLENE RAE HUBBARD, a/k/a ARLENE R. HUBBARD, husband and wife, Mortgagees, recorded September 3, 1996; Said mortgage was assigned to JACK D. HUBBARD and ARLENE R. HUBBARD, Co-Trustees, THE JACK D. HUBBARD FAMILY TRUST, Dated 15th November, 1997 by Assignment of Deed of Trust, recorded March 2, 1998, under Instrument No. 398547; all records of Idaho County, Idaho.

AND WHICH MORTGAGE THE GRANTEES HEREUNDER ARE ASSUMING AND WILL PAY FOR.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2002, which are a lien, not yet due and payable.
2. Lien for any taxes deferred by virtue of the designation of the insured premises or any portion thereof as forest lands as provided in Section 63-1701 et seq, Idaho Code.
3. Any adverse claims based on the assertion that the location of Denny Creek has moved subsequent to its adoption as a title boundary.

David
JH

1 4. Any adverse claims based on the assertion that the location of
2 the Little Salmon River has moved subsequent to its adoption as a
title boundary.

3 5. Any rights, interests or easements in favor of public which
4 exist or are claimed to exist over that part of said land included
within the bed and banks of the Denny Creek and the Little Salmon
River.

5 6. Easement Deed, including the terms and conditions thereof, by
6 and between KIRK J. SPAIN and PATRICIA ANN SPAIN, husband and wife,
Grantors, and COUNTY OF IDAHO, a municipal corporation, Grantee,
7 recorded March 6, 1957, under Instrument no. 190392, Book 90 page
448, records of Idaho County, Idaho.

8 7. Access Road Easement, including the terms and conditions
9 thereof, by and between KIRK JOE SPAIN and PATRICIA ANN SPAIN,
husband and wife, and JACK D. HUBBARD and ARLENE HUBBARD, husband
and wife, and WILLIAM J. HUBBARD and MARGUERITE HUBBARD, husband and
10 wife, Grantors, and the UNITED STATES OF AMERICA, Grantees, recorded
December 17, 1970, under Instrument No. 239793, records of Idaho
11 County, Idaho.

12 8. Grant of Easement and Right of Way, including the terms and
conditions thereof, by and between WILLIAM J. HUBBARD, MAGGIE
13 HUBBARD, JACK D. HUBBARD, ARLENE HUBBARD, KIRK J. SPAIN, PATRICIA A.
SPAIN, Grantors, and THE UNITED STATES OF AMERICA Dept. of Interior,
14 Bureau of Land Management, Grantee, recorded December 19, 1988,
under Instrument no. 345397, records of Idaho County, Idaho.

15 TO HAVE AND TO HOLD the said premises, with their appurtenances,
16 unto the said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees that they are
17 the owners in fee simple of said premises; that they are free from all
encumbrances, and that they will warrant and defend the same from all
18 lawful claims whatsoever, except general taxes for the year 2002, and
easements, reservations, restrictions and rights-of-way of record or in
19 use.

20 Except as otherwise expressly provided in this instrument, GRANTORS,
21 hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in
the event GRANTORS shall have permitted or suffered at any time prior to
22 the making of this instrument, any person or entity to possess, use or
occupy the above-described premises, or any portion thereof, for any
23 purpose, with or without the knowledge of GRANTORS, it was not the intent
of GRANTORS, by permitting or suffering such possession, use or
24 occupation, to thereby define property boundaries or ownership thereof.

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

End
[Signature]

1 IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to
2 this instrument this 5th day of April 2002.

3
4 Stephen R. Schrimsher
STEPHEN R. SCHRIMSHER

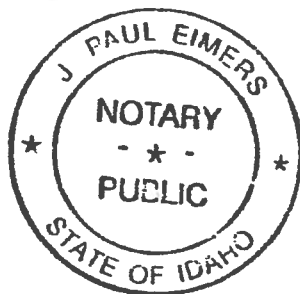
Nancy S. Schrimsher
NANCY S. SCHRIMSHER

5
6 STATE OF IDAHO)
County of Idaho ss.

7 On this 5th day of April 2002, before me,
8 J. Paul Eimers, a Notary for the said County and State,
9 personally appeared STEVE R. SCHRIMSHER, also known as STEVEN R.
10 SCHRIMSHER, also known as STEPHEN R. SCHRIMSHER, and NANCY S. SCHRIMSHER,
11 husband and wife, known or identified to me to be the persons whose names
12 are subscribed to the within instrument, and they acknowledged to me that
13 they freely executed the same and that the statements therein contained
14 are true.

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

17 (NOTARY SEAL)



J. Paul Eimers
Notary Public for State of Idaho.
Residing at Grangerville, therein.
My commission expires on 6-24-, 2005.

WARRANTY DEED

3

Hand
JD

STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
3-5-02	4-5-02
ROSE E. GEHRING	
By <u>Billy J. Brown</u>	Recorder
For <u>9.00</u>	Deputy

W/P4-

421844

WARRANTY DEED

GRANTOR, CROSS O RANCH, INC., an Idaho corporation, of P. O. Box 170, Riggins, ID 83549, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to SPECTRUM NW, LLC, a Delaware Limited Liability Company, of 22006 100th Avenue W. Edmonds, WA 98020, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

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

RESERVING unto grantor, and grantor's assigns an easement for ingress and egress over and across the existing road, commonly referred to as the Denny Creek Road, which is referred to in exhibit "A" and partially described in exhibit "A".

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2002, which are a lien, not yet due and payable.

2. Easement, including the terms and conditions thereof, by and between ELGIE B. BRATLAND and JOHN BRATLAND, and THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded August 25, 1932, under Instrument No. 99202, in Book 60 page 436, records of Idaho County, Idaho.

3. Right of Way Deed, including the terms and conditions thereof, by and between JOHN BRATLAND and ELGIE B. BRATLAND f/k/a ELGIE B. GOTZINGER, Grantors and UNITED STATES OF AMERICA, Grantee, recorded February 1, 1934, under Instrument No. 103440, Book 61 page 304, records of Idaho County, Idaho.

4. Right of Way Deed, including the terms and conditions thereof, by and between JOHN BRATLAND, husband and ELGIE B. BRATLAND, wife; LENA COMBS, daughter of Elgie B. Bratland and DONALD R. COMBS, her husband; A. IRENE MITCHELL, daughter of Elgie B. Bratland and OTIS L. MITCHELL, her husband; FIRMIN O. GOTZINGER, son of Elgie B. Bratland; and RITA I. GOTZINGER, daughter of Elgie B. Bratland, Grantors, and UNITED STATES OF AMERICA, Grantee, recorded February 1, 1934, under Instrument No. 103441, Book 61 page 305, records of Idaho County, Idaho.

5. Easement, including the terms and conditions thereof, by and between ELGIE B. BRATLAND and THE MOUNTAINS STATES TELEPHONE AND TELEGRAPH COMPANY, recorded June 30, 1956, under Instrument No. 187977, Book 89 page 611, records of Idaho County, Idaho.

6. Easement, including the terms and conditions thereof, by and between JOHN BRATLAND, Grantor and IDAHO POWER COMPANY, a

WARRANTY DEED

1 corporation, Grantee, recorded August 7, 1961, under Instrument
2 No. 205955, Book 95, page 418, records of Idaho County, Idaho.

3 7. Easement, including the terms and conditions thereof, by and
4 between FIRMIN GOTZINGER and LA VON GOTZINGER, husband and wife,
5 Grantors and HOWARD WILLIAMS and LOUISE WILLIAMS, husband and
6 wife, Grantees, recorded November 28, 1967, under Instrument No.
7 228842, Book 107, page 468, records of Idaho County, Idaho.

8 8. Any adverse claims based on the assertion that the location
9 of Denny Creek subsequent to its adoption as a title boundary.

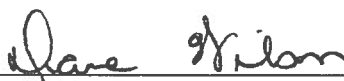
10 9. Any rights, interests or easements in favor of public which
11 exist or are claim to exist over that part of said land included
12 within the bed and banks of the Denny Creek.

13 TO HAVE AND TO HOLD the said premises, with their appurtenances,
14 unto the said Grantees, their heirs and assigns forever. And the said
15 Grantors do hereby covenant to and with the said Grantees that they
16 are the owners in fee simple of said premises; that they are free from
17 all encumbrances, and that they will warrant and defend the same from
18 all lawful claims whatsoever, except general taxes for the year 2002,
19 and easements, reservations, restrictions and rights-of-way of record
20 or in use.

21 Except as otherwise expressly provided in this instrument,
22 GRANTORS, hereby declare pursuant to Title 5, Chapter 2 of the Idaho
23 Code, that in the event GRANTORS shall have permitted or suffered at
24 any time prior to the making of this instrument, any person or entity
25 to possess, use or occupy the above-described premises, or any portion
26 thereof, for any purpose, with or without the knowledge of GRANTORS,
27 it was not the intent of GRANTORS, by permitting or suffering such
28 possession, use or occupation, to thereby define property boundaries
or ownership thereof.

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

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names
to this instrument this 4th day of April 2002.

24 
25 CROSS O RANCH, INC.
26 By: DAVE WILSON, President

24 
25 CROSS O RANCH, INC.
26 By: AARON WILSON, Vice President

28 WARRANTY DEED

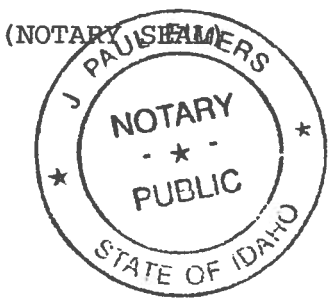


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STATE OF IDAHO)
County of Idaho) ss.

On this 4th day of April, 2002, before me,
J. Paul Eimers, a Notary for the said County and State,
personally appeared DAVID WILSON and AARON WILSON, President and Vice
President of CROSS O RANCH, INC., of the corporation that executed the
instrument on behalf of said corporation, and acknowledged to me that
such corporation executed the same.

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



J. Paul Eimers
Notary Public for State of Idaho.
Residing at Garfield, Id. therein.
My commission expires on 6-24, 2005.

A parcel of land situate in the S½ of the SW¼ of Section 28, the S½ of the SE¼ of Section 29, the N½ of the NE¼ of Section 32, and the NW¼ of the NW¼ of Section 33, T. 23 N., R. 1 E., B.M., Idaho County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the corner common to Sections 28, 29, 32 and 33, T. 23 N., R. 1 E., B.M., Idaho County, Idaho; thence, S. 89° 45' 16" W., 330.60 feet along the line common to said Sections 29 and 32 to the south right-of-way line of Denny Creek Road, the REAL POINT OF BEGINNING:

Thence northerly and westerly along said right-of-way the following courses:

139.68 feet along a non-tangent curve to the right, whose long chord bears N. 10° 24' 56" W., 130.14 feet, whose radius is 108.00 feet, and delta angle is 74° 06' 01",

N. 26° 38' 05" E., 242.78 feet,

N. 08° 59' 41" E., 277.48 feet,

N. 35° 38' 01" W., 230.81 feet,

N. 30° 30' 27" W., 281.79 feet,

11.19 feet along a curve to the left, whose radius is 4.00 feet, and delta angle is 160° 18' 23",

S. 10° 48' 50" E., 50.10 feet,

179.58 feet along a curve to the right, whose radius is 77.00 feet, and delta angle is 133° 37' 21",

N. 57° 11' 29" W., 158.37 feet,

N. 67° 06' 42" W., 163.48 feet,

N. 37° 28' 18" W., 185.12 feet,

N. 13° 47' 28" W., 110.08 feet to the north boundary of said S½ SE¼ of Section 29,

Thence, N. 89° 49' 21" E., 1,014.11 feet to the south 1/16 corner common to said Sections 28 and 29,

Thence, N. 89° 25' 50" E., 1,034.92 feet along the north boundary of said S½ SW¼ of Section 28 to the center line of Denny Creek,

Thence southerly and easterly along the center line of Denny Creek the following courses:

S. 27° 47' 30" E., 210.56 feet,

S. 41° 44' 34" E., 111.98 feet,

S. 30° 53' 09" E., 300.45 feet,

S. 41° 00' 06" E., 117.08 feet,

S. 66° 32' 47" E., 147.73 feet,

S. 76° 38' 14" E., 121.45 feet,

S. 61° 38' 47" E., 196.03 feet,

N. 74° 11' 30" E., 149.29 feet,

N. 84° 28' 50" E., 188.47 feet,

N. 89° 11' 00" E., 265.26 feet,

N. 85° 28' 26" E., 87.16 feet,

N. 72° 42' 18" E., 106.44 feet along said center line to the east boundary of said S½ SW¼ of Section 28,

Thence, S. 00° 38' 19" E., 81.89 feet along said east boundary of the S½ SW¼ to the south right-of-way of Denny Creek road,

Thence westerly and southerly along said south right-of-way the following courses:

S. 63° 09' 54" W., 104.31 feet,

S. 77° 50' 02" W., 312.60 feet,

S. 84° 15' 05" W., 143.31 feet,

S. 71° 04' 48" W., 144.91 feet,

N. 88° 40' 55" W., 380.40 feet,

N. 80° 58' 05" W., 137.94 feet,

N. 68° 52' 33" W., 235.29 feet,

N. 55° 45' 37" W., 390.85 feet,

N. 63° 18' 47" W., 177.69 feet,

N. 56° 18' 05" W., 344.70 feet,

26.73 feet along a curve to the left, whose radius is 12.00 feet, and delta angle is 127° 37' 30",

S. 03° 55' 35" E., 136.36 feet,

S. 06° 02' 43" W., 180.60 feet,

S. 19° 42' 38" W., 236.69 feet,

89.53 feet along a curve to the left, whose radius is 117.00 feet, and delta angle is 43° 50' 39",

S. 24° 08' 01" E., 205.67 feet,

171.42 feet along a curve to the right, whose radius is 283.00 feet, and delta angle is 34° 42' 19",

S. 10° 34' 18" W., 196.09 feet,

S. 46° 17' 35" W., 173.06 feet,

247.03 feet along a curve to the right, whose radius is 158.00 feet, and delta angle is 89° 34' 50",

N. 44° 07' 35" W., 239.34 feet,

N. 61° 06' 24" W., 254.98 feet,

Thence, 25.71 feet along a curve to the right, whose radius is 108.00 feet, and delta angle is 13° 38' 28" along said right-of-way to the Point of Beginning

SCHEDULE C - continued

Also, commencing at a brass cap marking the corner common to Sections 28, 29, 32 and 33, T. 23 N., R. 1 E., B.M., Idaho County, Idaho; thence, S. 89° 45' 16" W., 1,503.43 feet along the line common to said Sections 29 and 32 to the east right-of-way line of Old State Highway 95, the REAL POINT OF BEGINNING:

Thence, N. 00° 28' 45" E., 1,101.55 feet along said east right-of-way,

Thence, 130.13 feet along a curve to the left, whose radius is 533.00 feet, and delta angle is 13° 59' 17" along said east right-of-way,

Thence, N. 13° 30' 32" W., 97.17 feet along said east right-of-way to the north boundary of said S½ SE¼ of Section 29,

Thence, N. 89° 49' 21" E., 303.93 feet along said north boundary to the east right-of-way of Denny Creek Road,

Thence southerly along said east right-of-way the following courses:

S. 09° 15' 27" E., 187.57 feet,

S. 04° 45' 15" W., 143.71 feet,

S. 29° 11' 31" E., 117.06 feet,

S. 33° 07' 14" W., 177.97 feet,

S. 27° 32' 16" W., 92.09 feet,

S. 02° 14' 36" W., 215.60 feet,

S. 06° 37' 59" E., 216.43 feet,

S. 02° 49' 22" E., 127.52 feet,

S. 31° 56' 18" W., 99.26 feet,

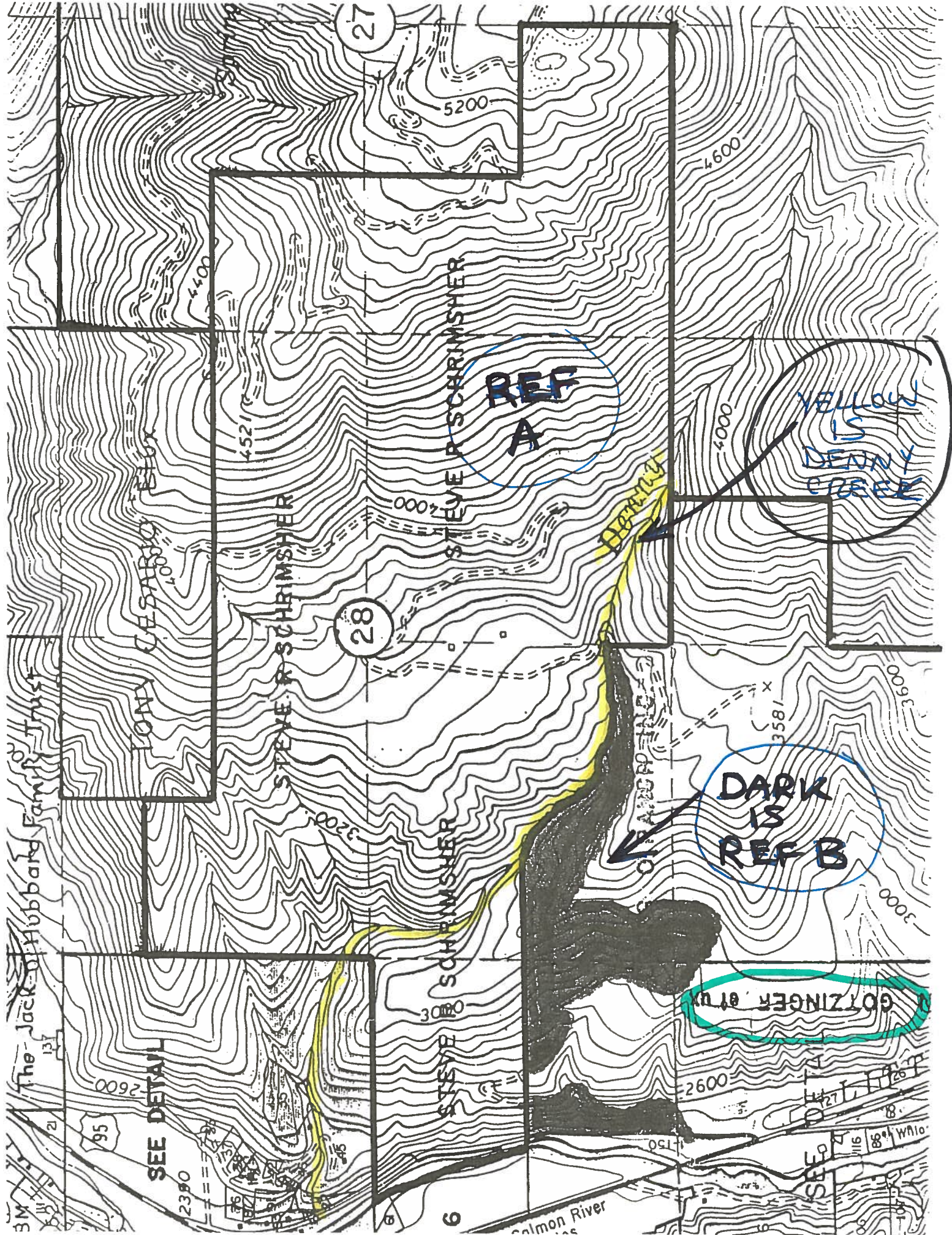
S. 57° 23' 46" W., 216.49 feet along said east right-of-way to the east right-of-way of Old State Highway 95,

Thence, N. 00° 28' 45" E., 94.01 feet along said highway right-of-way to the Point of Beginning.

Bearings are based on Record of Survey inst. No. 326512.

STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
3:50 P.	4-5-02
ROSE E. GEHRING	
By <i>Bette A. Whitely</i>	Recorder
For \$ 15.00	Deputy

m/pm



72301E

Application for Land,
PERMIT NO. 1076
Henry C. Talbot and Jim Strong
of East Texas
County
Approved February 3, 1908
Geo. H. [Signature]
State Engineer.



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SEC.

SEC.

SEC.

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SEC.

SEC.

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SEC.

SEC.

SEC.

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____
_____. The other users and their respective
interests in the ditch are (if known) _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 9, 2002

SpectrumNW LLC
22006 100th Ave W
Edmonds WA 98020

RE: Water Right No. 78-4013

Dear Claimant(s):

This office has received your Notice of Change of Water Right Ownership (copy enclosed), recently submitted. We also received check number 5043 in the amount of \$25; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the SRBA Court. The ownership change is being processed and copies will be mailed out upon completion.

Thank you for your patience and cooperation. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190.

Sincerely,

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

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region

DH: dh

Enclosures

SPECTRUMNW LLC
22006 100TH AVENUE WEST
EDMONDS, WA 98020

COPY

5043

19-10/1250 3325



Pay to the
Order of
IDAHO DEPT OF WATER RESOURCES

TWENTY FIVE & 00/100

Date **8/28/02**

\$ 25.00

Dollars



www.usbank.com



The Star Service Guarantee

For **Ref**

Yuba

MP

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: A78-04013

Date Received: ~~6/24/1988~~ 6/27/88

Receipt No: W000704

Received By: _____

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FIRMAN GOTZINGER ~~FIRMAN~~ Cross & Rand Inc 208-628-3413
Address: HC 2 BOX 600
POLLOCK, ID 83547

2. Date of Priority: DEC 04, 1916

3. Source: DENNY CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	01E	28	SE	SE			IDAHO

5. Description of diverting works:

*Flood Irrigate via ditches
(Est per phone conversation 08/15/88)*

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/15	10/15	1.200		

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

A.F.A.

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	28	SW	SW		IRR	30.0

Section Acres 30.0

33	NE	NW	IRR	20.0
----	----	----	-----	------

A78-04013

Page 1

Date: 06/24/88

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	33	NW	NW		IRR	10.0
Section Acres							30.0
Total Acres							60.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCE KNOWN LOCALLY AS BERT CK.

15. Basis of Claim: STATUTORY CLAIM
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): Firmín G. Grijón Date: July 15-1988
_____ Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of July 19 88 Charles L. Workman
Notary Public
Seal

Residing at Regina
My Commission Expires July 8, 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public water of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1988. Exempted from this filing are single family domestic use as defined in Section 42-230(e), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

Name: FIRMAN GOTZINGER

Address:

POLLOCK, ID 83547

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: DEC 04, 1916

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. Exceptions are that claims may be filed on single family domestic uses from ground water, or on stock drinking from any source.

2. Source: DENNY CREEK Trib. to: LITTLE SALMON RIVER

3. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/15	10/15	1.200		
STOCKWATER	01/01	12/31			

4. Total Quantity Appropriated is:
1.200 C.F.S. (and/or) A.F.A.

5. A) Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	01E	28		SE	SE		IDAHO

78-04013

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Date: 06/24/88

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B) Description of diverting means:

6. A) Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	28	SW	SW		IRR	30.0
						Section Acres	30.0
		33	NE	NW		IRR	20.0
			NW	NW		IRR	10.0
						Section Acres	30.0
						Total Acres	60.0

B) Non-irrigation uses:
S/200 RANGE & 100 SHEEP.

7. If you are claiming water as a member of an organization, list name of organization: _____

8. Remarks:
SOURCE KNOWN LOCALLY AS BERT CK.

State of Idaho)
County of Idaho) SS.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 25 day of July, 1988.
Termin H. Hargis
(Claimant)
Charles L. Workman
Notary Public
Residing at Riggins

My commission expires July 8, 1993

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____	filed by: _____	claimant by: _____	
Fee received by _____	Date _____			
Published in _____				
Dates _____				