

02/28/2006

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

RIGHT NUMBER: 78-12284

NAME AND ADDRESS: MIKE CORNFORTH
HC2 BOX 506
POLLOCK ID 83547

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 11/16/1981

POINT OF DIVERSION:

T23N R01E S29 SENW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.080 CFS
STOCKWATER	01/01 12/31	0.020 CFS

Domestic use is for 2 households..

PLACE OF USE: STOCKWATER Within IDAHO County

T23N R01E S29 NENW

DOMESTIC Within IDAHO County

T23N R01E S29 NENW

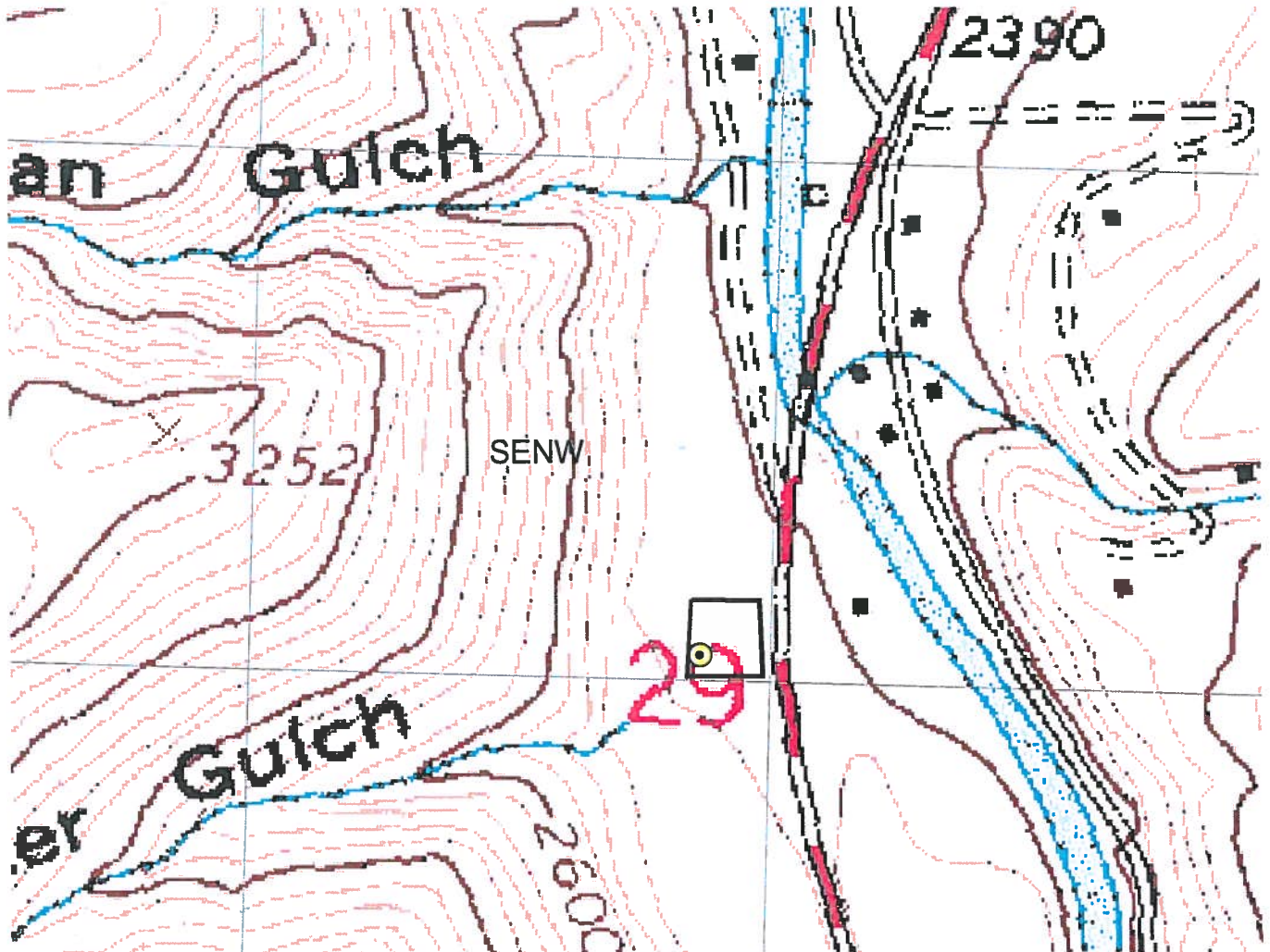
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

78-12284



0 300 600 Feet

Section 29
T23N R1E



● Point of Diversion

□ Place of Use

Map prepared on February 28, 2006
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

February 28, 2006

Mike Corforth
HC2 Box 506
Pollock, ID 83547

RE: 78-12284

Dear Mr. Corforth:

We have processed your change of water right ownership form. Enclosed is a copy of our recommendation. Because of the technical reasons we changed the identification number to 78-12284.

Sincerely,

Kenneth Knoblock
Water Resources Agent

02/28/2006

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

RIGHT NUMBER: 78-7190

NAME AND ADDRESS: MIKE CORNFORTH
HC2 BOX 506
POLLOCK ID 83547

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS

PRIORITY DATE: 11/16/1981

POINT OF DIVERSION:

T23N R01E S29 NWNE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

1/01 12/31

0.080 CFS

STOCKWATER

1/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within IDAHO County

T23N R01E S29

NWNE

T23N R01E S29

NENW

DOMESTIC Within IDAHO County

T23N R01E S29

NWNE

T23N R01E S29

NENW

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

EXPLANATORY MATERIAL: BASIS OF CLAIM -

Recommended as Right Number 78-12284.



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 16, 2006

Mike Cornforth
HC2 Box 506
Pollock, ID 83547

RE: 78-7190

Dear Mr. Cornforth:

We have received your change of ownership form and have some questions about the domestic use. The application for permit and the Snake River Adjudication list two households. Are there two households being supplied with water from the well? If so who owns the two households?

Sincerely,

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

Kenneth Knoblock
Water Resources Agent

MAY 16 2005

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)

Mr. [Signature]
Dea M. [Signature]

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by <u>CF</u> AJ	Date <u>5-18-05</u>	WR _____ Date _____

SCANNED

MAY 19 2005

0432846

COMPUTER []
INDEXED []
SCANNED []

WARRANTY DEED

GRANTOR, COLLEEN M. SCHMIDT, also known as COLLEEN M. PAINTER SCHMIDT, a single woman, of 1234 Warner Avenue, Lewiston, ID 83501, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to MIKE CORNFORTH and DEENA CORNFORTH, husband and wife, of 5550 Hwy. 95, New Meadows, ID 83654, 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.

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

Subject to:

1. General taxes for the year 2003, which are lien, now due and payable.

2. Easement, including the terms and conditions thereof, by and between C. D. and ROSE SULLIVAN and A. C. KROEGER, and THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded September 6, 1932, under Instrument No. 99331, Book 60 page 461, records of Idaho County, Idaho.

3. Terms and conditions in Warranty Deed, by and between HOWARD DRYDEN and MINNIE DRYDEN his wife, and MARSHALL DRYDEN and MARJORY DRYDEN, his wife, and STATE OF IDAHO, recorded February 19, 1960, under Instrument No. 200836, Book 93 page 605, records of Idaho County, Idaho.

4. Power Line Easement, including the terms and conditions thereof, by and between IVAN T. PAINTER and IDAHO POWER COMPANY, a corporation, recorded October 17, 1977, under Instrument No. 270538, records of Idaho County, Idaho.

5. Matters as shown on Survey S-405, recorded April 22, 1986, under Instrument No. 326512; and Survey S-1945, recorded April 26, 2002, under Instrument No. 422118; all records of Idaho County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever, except general taxes for the year 2003, and

1 easements, reservations, restrictions and rights-of-way of record or in
2 use.

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

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

14 IN WITNESS WHEREOF, Grantor has hereunto subscribed her name to this
15 instrument this 25 day of November, 2003

16 Colleen M. Schmidt
17 COLLEEN M. SCHMIDT

18 STATE OF IDAHO

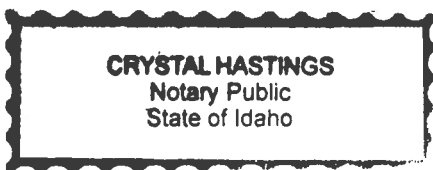
19 County of Nez Perce ss. 0

20 On this 25 day of November, 2003, before me,
21 Crystal Hastings-Dau, a Notary for the said County and State,
22 personally appeared COLLEEN M. SCHMIDT, also known as COLLEEN M. PAINTER
23 SCHMIDT, a single woman, known or identified to me to be the person whose
24 name is subscribed to the within instrument, and she acknowledged to me
25 that she freely executed the same and that the statements therein
26 contained are true.

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

(NOTARY SEAL)



Crystal Hastings-Dall
Notary Public for State of Idaho.
Residing at Leukens, therein.
My commission expires on 2/13, 2008.

COO

EXHIBIT A

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29: A parcel of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
more particularly described as follows:

The real and true point of beginning is a brass cap set
in a concrete post, marking the edge of right of way
for U.S. Highway 95 at Station 736+08, from which the $\frac{1}{4}$
section corner between Sections 28 and 29, bears N
89°23'12" E, 2687.30 feet;
thence N 88°49'47" W, 200.00 feet;
thence N 00°38'13" E, 228.18 feet;
thence S 88°32'47" E, 180.83 feet;
thence S 04°06'47" E, 228.18 feet to the point of
beginning.

207

STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at	3:55 P on 11-26-03
ROSE E. GEHRING	
By	Bete Gilber Recorder
Fees \$	12.00 Deputy

m/p4

SCANNED

MAY 16 2005



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

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

78-7190
PAINTER, IVAN T.
P.O. BOX 215
POLLOCK, ID 83547

138388

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



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: 78-12284

39576

Ident. Number A78 07190Date Received 07/19/88Receipt Number W000537

RECEIVED

JUL 22 1988

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources
Western Regional Office

Department of Water Resources

RECEIVED

JUL 19 1988

Please type or print clearly

1. Name of Claimant (s) IVAN T PAINTER Phone (208) 628-3491Mailing Address PO Box 215, Pollock, Idaho Zip 835472. Date of Priority (Only one (1) per claim) 11/16/19813. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. Location of point of diversion is: Township 23 N Range 1 E BMSection 29, NW 1/4 of 4 E 1/4 of 29 1/4, Govt. Lot _____, B.M.,County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. ONE WELL, 6 INCHES IN DIAMETER
66 FEET DEEP, 1 HP PUMP WITH PIPELINE TO PLACE
OF USE

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive) (cfs)
For domestic purposes from 1/1 to 12/31 amount .08For stockwater purposes from 1/1 to 12/31 amount .027. Total quantity claimed .10 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) 2 households served STOCKWATER 25 COWS 2 SHEEP

MICROFILMED

Copies: White-State, Yellow-Claimant

OCT 05 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
23N	1E	29		D&S			D&S											

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

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.
_____ or None (X)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit 78-7190
Decree _____

If applicable provide IDWR Water Right Number _____
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 X
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) Joan T Painter Date 7/16/88
_____ Date _____

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 Ida)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 21st day of Sept 19 88

SEAL

Notary Public Edna J. Bush

Residing at Boise

My Commission Expires 07/08/1999

Last Name Painter Ident No. A78-07190

MICROFILMED
Copies Within State Yellow-Claimant

OCT 05 1988

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: ~~A78-07190~~ 12284
Date Received: 7/19/1988
Receipt No: W000537
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IVAN T. PAINTER 208-628-3491
Address: P.O. BOX 215
POLLOCK, ID 83547

2. Date of Priority: NOV 16, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	01E	29	NW	NE			IDAHO

5. Description of diverting works:
66'WELL W/6"CASING W/1HP PUMP AND PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES; S/2 COWS, 2 PIGS, 2 SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	29	NW	NE		STOCK	
			NW	NE		DOMEST	

A78-07190

Page 1

Date: 07/26/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	29	NE	NW		STOCK	
			NE	NW		DOMEST	

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:

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____