



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 24, 2006

Whitewater Allaince L.L.C.
Box 636
Twin Falls, ID 83303

RE: 77-4037, 77-4038 & 77-10021

We have received your change of water right ownership form. We have changed the ownership on 77-4037 and 77-10021. Water right 77-4038 has been decreed so the ownership change needs to be done in Boise.

Sincerely,

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

Kenneth Knoblock
Water Resources Agent

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

RECEIVED

FEB 16 2006

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>77-4037</u>	_____	___	_____	_____	___
<u>77-10021</u>	_____	___	_____	_____	___
<u>77-4038</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Bowen Family Limited Partnership
120 N. Adams St., Moscow, ID 83843
4. New Owner/Claimant(s) Whitewater Alliance, L.L.C.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 636
- City, State and ZIP Code Twin Falls, ID 83303
- New Telephone Number (208)-734-6277 4461
5. Date you acquired the property _____

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) _____

David M. Proctor
Manager

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

For Office Use Only

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



CERTIFIED TO BE
[Signature]
AMERITITLE
COPY

WARRANTY DEED

For Value Received, **Bowen Family Limited Partnership, LLP**, the Grantors,
do hereby grant, bargain, sell and convey unto
Whitewater Alliance, L.L.C., Limited Liability Company
whose address is **PO Box 636, Twin Falls, ID 83303**,
the Grantee, the following described premises, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the 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 said premises are free from all encumbrances except the 2006 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 2-10-2006

Bowen Family Limited Partnership

BY: *[Signature]*

Patricia A. Bowen, General Partner

BY: *[Signature]*

Patricia A. Bowen, Limited Partner

STATE OF IDAHO)
)ss
COUNTY OF Idaho)

On this 10th day of February, 2006, before me, *Barbara J Cochran* the undersigned, a Notary Public in and for said State, personally appeared Patricia A. Bowen as Manager of Bowen Family Limited Partnership a Limited Liability Company, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same in such capacity.

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

Barbara J Cochran
Notary Public for

Residing at: Moscow ID

Commission Expires: 12-16-11

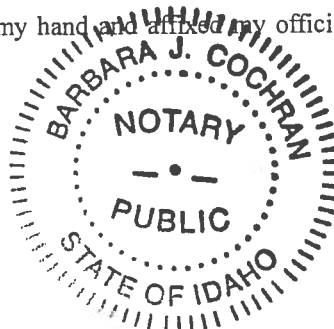


Exhibit 'A'

H.E.S. No. 726 embracing a portion of approximately Township 25 and 26 North, Range 9 East, Boise Meridian, Idaho County, Idaho, and more particularly described as follows:

Beginning at Corner No. 1, from which U.S.L.M. No. 726 bears S 87°20'45" E, 88.74 chains distant;
thence S 28°45' W, 22.37 chains to Corner No. 2;
thence S 48°47' W, 15.43 chains to Corner No. 3;
thence S 53°33' W, 30.35 chains to Corner No. 4;
thence N 31°34' W, 15.01 chains to Corner No. 5;
thence N 89°35' W, 2.04 chains to Corner No. 6;
thence N 36°06' W, 8.10 chains to Corner No. 7;
thence N 60°08' E, 65.07 chains to Corner No. 8;
thence S 51°37' E, 6.29 chains to Corner No. 1, the Place of Beginning, also described in Book 50 of Deeds at page 159, of the records in the office of the recorder.
Sometimes known as Assessor's Tax No. 3.

LESS:

A part of H.E.S. No. 726 embracing a portion of approximately Township 25 and 26 North, Range 9 East, Boise Meridian, Idaho County, Idaho, and more particularly described as follows:

Commencing at Corner No. 1 from which U.S.L.M. No. 726 bears S 87°20'45" E, 88.74 chains distant;
thence S 28°45' W, 22.37 chains to Corner No. 2;
thence S 48°47' W, 15.43 chains to Corner No. 3;
thence S 53°33' W, 30.35 chains to Corner No. 4;
thence N 31°34' W, 15.01 chains to Corner No. 5;
thence N 89°35' W, 2.04 chains to Corner No. 6;
thence N 36°06' W, 8.10 chains to Corner No. 7;
thence N 60°08' E, 65.07 chains to Corner No. 8, which Corner No. 8 is the Point and Place of Beginning;
thence S 51°37' E, 335 feet to Point A;
thence S 87° W, 342 feet to Point B;
thence N 02°56'29" E, 186.30 feet to Point C;
thence N 60°08' E, 80 feet to the Point of Beginning at Corner No. 8.
Sometimes known as Assessor's Tax No. 7.

ALSO LESS:

A tract of land located in Government Homestead Entry Survey No. 726 (H.E.S. #726), Township 25 North, Range 9 East, Boise Meridian, Section 1 (unsurveyed), Idaho County, Idaho, and more particularly described as:

Beginning at Corner No. 8 for said H.E.S. No. 726 (a brass cap and pipe);
thence S 51°37'00" E, (the basis of bearing), 414.24 feet to Corner No. 1 of H.E.S. No. 726 (a brass cap and pipe) and the True Point of Beginning;
thence S 28°43'42" W, 691.00 feet along line 1-2 of said H.E.S.;
thence leaving line 1-2, N 57°30'00" W, 183.87 feet to an existing road;
thence along said road N 08°00'00" E, 116.00 feet;
thence N 50°12'51" E, 613.00 feet to Corner No. 1 and the Place of Beginning.
Sometimes known as Assessor's Tax No. 8.

12/13/2005

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

RIGHT NUMBER: 77-10021

NAME AND ADDRESS: BOWEN FAMILY LIMITED PARTNERSHIP
120 N ADAMS ST
MOSCOW ID 83843

SOURCE: LITTLE MALLARD CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 07/01/1965

POINT OF DIVERSION:

T25N R09E S2 NWSE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

POWER

1/01 12/31

4.000 CFS

PLACE OF USE: POWER Within IDAHO County

T25N R09E S01 SWSW

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

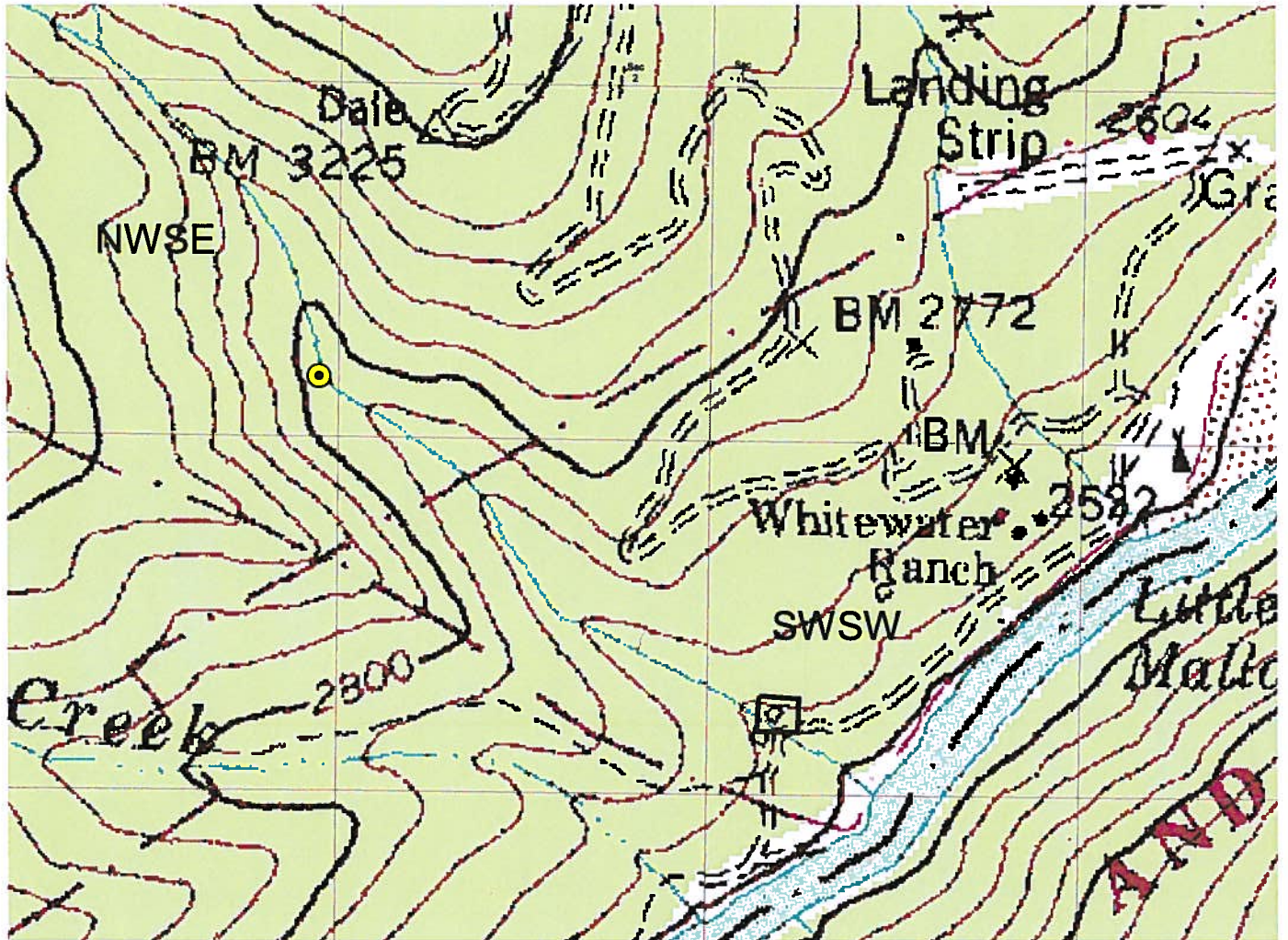
Property is ~~also~~ known as Homestead Entry Survey No. 726.

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.

Power production under this right is 30 kw.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

77-10021



0 300 600 Feet

Sections 1 & 2
T25N R9E



-  Point of Diversion
-  Place of Use

Map prepared on May 24, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

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 77-10021
Date Received: 5/3/1988
Receipt No: C000502
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BOWEN FAMILY LIMITED PARTNERSHIP Phone:
120 N ADAMS ST
MOSCOW ID USA 83843

2. Date of Priority: 07/01/1965

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

4. Point of Diversion: .

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
25N	09E	1	SW SW	IDAHO	

5. Description of diverting works:

ROCK CRIB DAM - GRAVITY DITCH TO 30 KW POWER PLANT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
POWER	01/01	12/31	4	

7. Total Quantity Appropriated is:
4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
25N	09E	1	SW SW	POWER	

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:

RECEIVED
DEC 12 2005
IDWR/North

RECEIVED
DEC 12 2005
IDWR/North

14. Remarks:

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: NONE

For Organizations:

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

WHITEWATER RANCH, that I have signed the foregoing
Organization

document in the space below as OWNER of
Title

WHITEWATER RANCH and that the statements contained in the
Organization

foregoing document are true and correct. [Signature]
Signature of Authorized Agent

OWNER - WHITEWATER RANCH
Title and Organization

12-9-05

Date

State of Idaho)

County of Latah) SS.

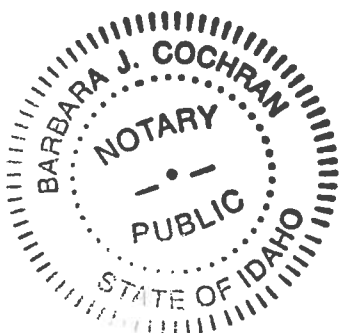
Subscribed and sworn (or affirmed) before me this

of DEC 2005

[Signature]
Notary Public

Residing at Moscow Idaho

My commission Expires 12-9-10





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

December 13, 2005

Richard Shotwell
2296 E., 4400N
Filer, ID 83328

RE: 77-10021

Dear Mr. Shotwell:

Enclosed is your receipt for the difference in the rating of the generator and a copy of the proposed preliminary recommendation. We are hoping that we can get this to the court shortly.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock'.

Kenneth Knoblock
Water Resources Agent

Richard M. Shotwell

2296 E., 4400 N.
Filer, Idaho 83328
dicks@filertel.com
(208) 326-5284
Cell: (208)-308-1047

RECEIVED
DEC 12 2005
IDWR/North

December 2, 2005

Mr. Kenneth Knoblock
Idaho Department Of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d' Alene, ID 83814-2615

Dear Mr. Knoblock,

I received your letter of November 4, 2005 (copy attached). I have enclosed the Amended Notices of Claim for Claim No. 77-4037 and Claim No. 77-10021. Both forms have been signed by the current owner. I have also enclosed a personal check in the amount of \$49.00 for the filing fee for the amendment to claim No. 77-10021 and a copy of the property map as you requested..

As we had previously discussed, I will file for a change of ownership after February 1 when we close on the property sale.

Thank you very much for your help.

If there are any questions, please give me a call.

Sincerely,



Dick Shotwell

No. 2916 P. 1



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 4, 2005

Dick Shoutwell
2296 4400 North
Filer, ID 83328

RE: 77-4037 & 77-1002

Enclosed are two amended claims, our proposed preliminary recommendation and an aerial photo of the Whitewater Ranch. The additional filing fee for the power is \$3.50 x (30kw - 16kw) = \$49. No charge for adding the stock & domestic. Please circle the cabin where the water is used and return the map and the two notarized claim along with the filing fee to this office.

I have sent a copy of the recommendation showing that we found only found 38 acres of irrigation. The areas we found have a red line around them on the photo.

If you have any questions please contact me.

Sincerely,

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

Kenneth Knoblock
Water Resource Agent

IDWR Northern Region

Nov. 9. 2005 9:39AM

RECEIVED
DEC 12 2005
IDWR/North



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

May 20, 2005

Christian R. Petrich
SPF Water Engineering, LLC
600 East River Lane, Suite 105
Boise, ID 83706

RE: Whitewater Ranch

Dear Mr. Petrich:

Thank you for the information regarding the location of the pipeline for the power system.

Ownership changes have been made. The right, 77-4038, has now been changed and should have shown up as a decreed right. The statutory claim, 77-4039 was filed as an adjudication claim and assigned the number of 77-10021.

The ownership of Records 20 & 22, shown in your list, will change when the rights have been decreed. This should occur early next year.

Sincerely,

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

Kenneth Knoblock
Water Resources Agent

May 16, 2005

RECEIVED
MAY 19 2005
IDWR/North

Kenneth Knoblauch
Idaho Department of Water Resources
Northern Region
Suite 210, 1910 Northwest Blvd
Coeur d'Alene, ID 83814-2615

Subject: Adjudication Claim 77-10021

Dear Mr. Knoblauch,

The Bowen Family Limited Partnership has asked me to locate the point of diversion and place of use for the Adjudication Claim 77-10021. The approximate locations are indicated on the attached map. The approximate location of the point of diversion is in the NWSE of Section 2, T25N R9E. The place of use (powerhouse) is in the SWSW of Section 1, T25N R9E.

A query of water rights listed on the IDWR online database associated with the Whitewater Ranch shows listings under the names of Robertson (Edward and Inez) and the Bowen Family Limited Partnership (see attached listing). Robertsons sold the ranch to the Bowen Family Limited Partnership in 1992. Ownership change forms were submitted to IDWR several years ago. Could you please check that the current ownership names for 77-4037, 77-4038, and 77-4039 are, in fact, listed as the Bowen Family Limited Partnership?

In advance, thank you for your efforts. Please call me if you have any questions regarding these water rights.

Sincerely,



Christian R. Petrich, Ph.D., P.E.
Principal Engineer/Hydrologist

Whitewater Ranch Water Rights

Information for type: Claim

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
2	77	4037			Statutory Claim	Active	2/1/1922	1	LITTLE MALLARD CREEK	IRRIGATION	BOWEN FAMILY LIMITED PARTNERSHIP (Current)
3	77	4038			Statutory Claim	Active	2/1/1922	0.2	ROBERTSON CREEK	DOMESTIC	ROBERTSON, EDWARD I (Current); ROBERTSON, INEZ S (Current)
6	77	10021			Beneficial Use	Active	7/1/1965	1	LITTLE MALLARD CREEK	POWER	BOWEN FAMILY LIMITED PARTNERSHIP (Current)

Information for type: Recommendation

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
10	77	4038		1	Beneficial Use	Active	2/1/1922	0.2	ROBERTSON CREEK	DOMESTIC	ROBERTSON, EDWARD I (Current); ROBERTSON, INEZ S (Current)
13	77	10021		1		Active	7/1/1965	1	LITTLE MALLARD CREEK	POWER	BOWEN FAMILY LIMITED PARTNERSHIP (Current)

Information for type: Statutory Claim, Decree and License

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
20	77	4037			Statutory Claim	Active	2/1/1922	1.04	LITTLE MALLARD CREEK	DOMESTIC, IRRIGATION	ROBERTSON, EDWARD I (Current); ROBERTSON, INEZ S (Current)
21	77	4038			Statutory Claim	Active	2/1/1922	0.2	ROBERTSON CREEK	DOMESTIC	ROBERTSON, EDWARD I (Current); ROBERTSON, INEZ S (Current)
22	77	4039			Statutory Claim	Active	7/1/1963	4	LITTLE MALLARD CREEK	POWER	ROBERTSON, EDWARD I (Current); ROBERTSON, INEZ S (Current)

Number of records = 26

Query parameters:
Township = 25n
Range = 9e
Search for: active Records

RECEIVED
MAY 19 2005
IDWR/North

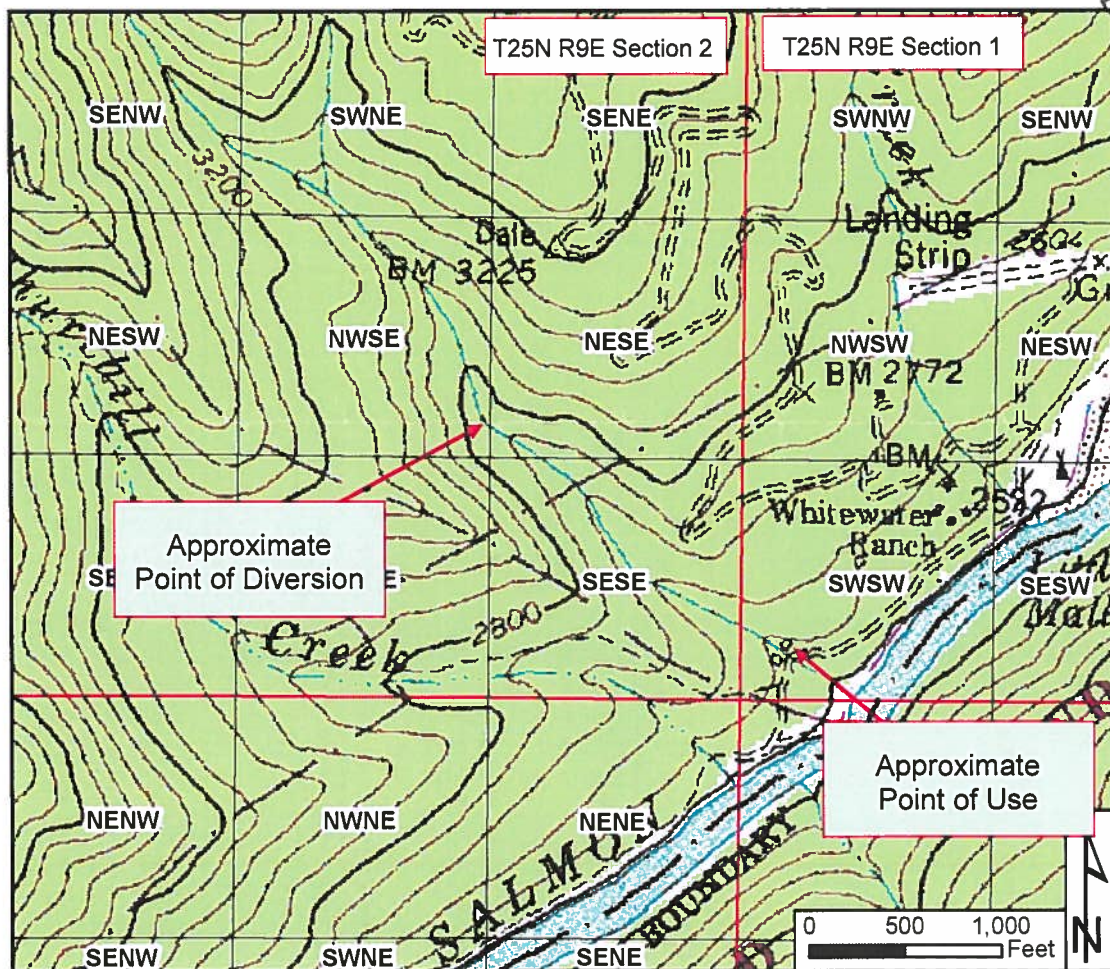


Figure 1: POD and POU for 77-10021.



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

April 21, 2005

Bowan Family Limited Partnership
120 N. Adams St.
Moscow, ID 83843

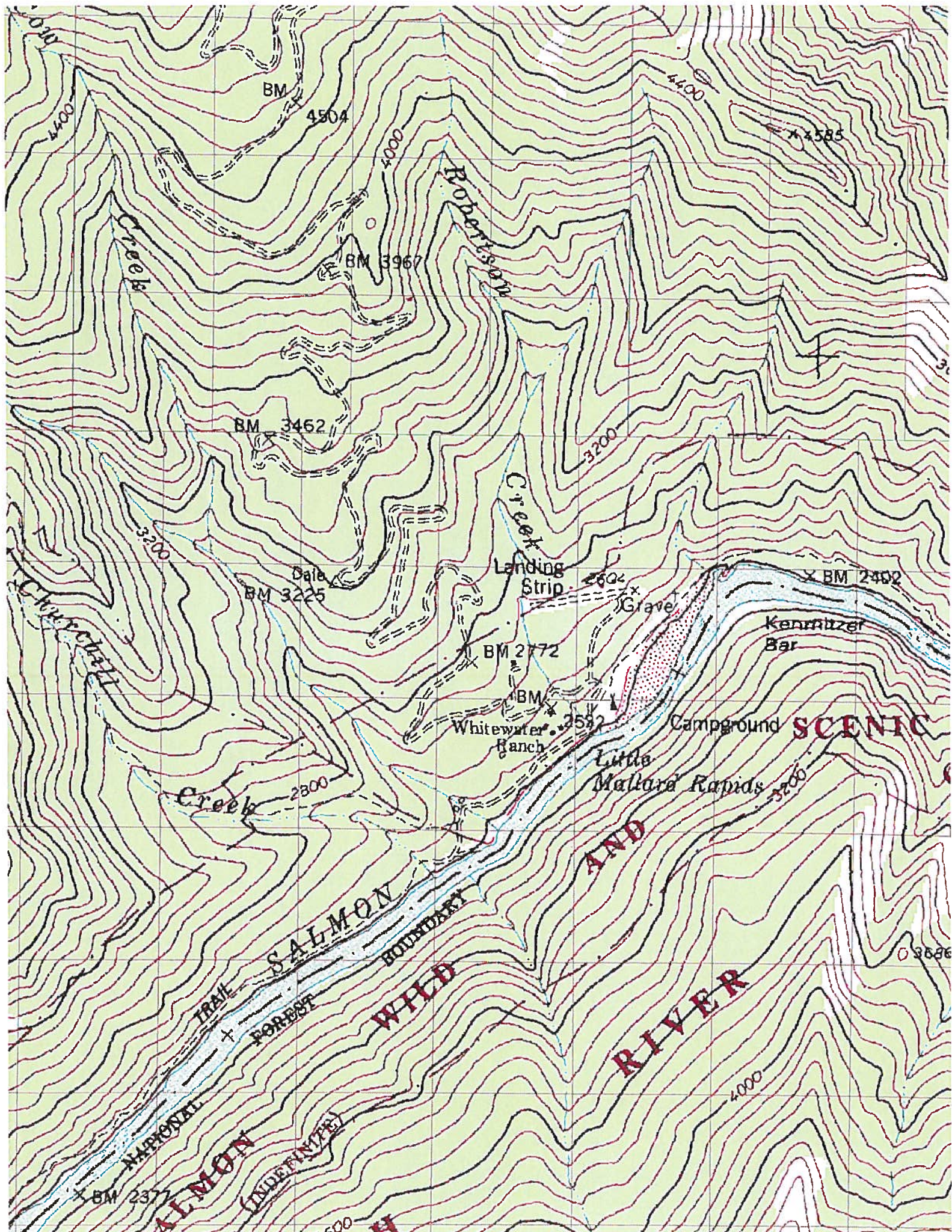
RE: 77-10021

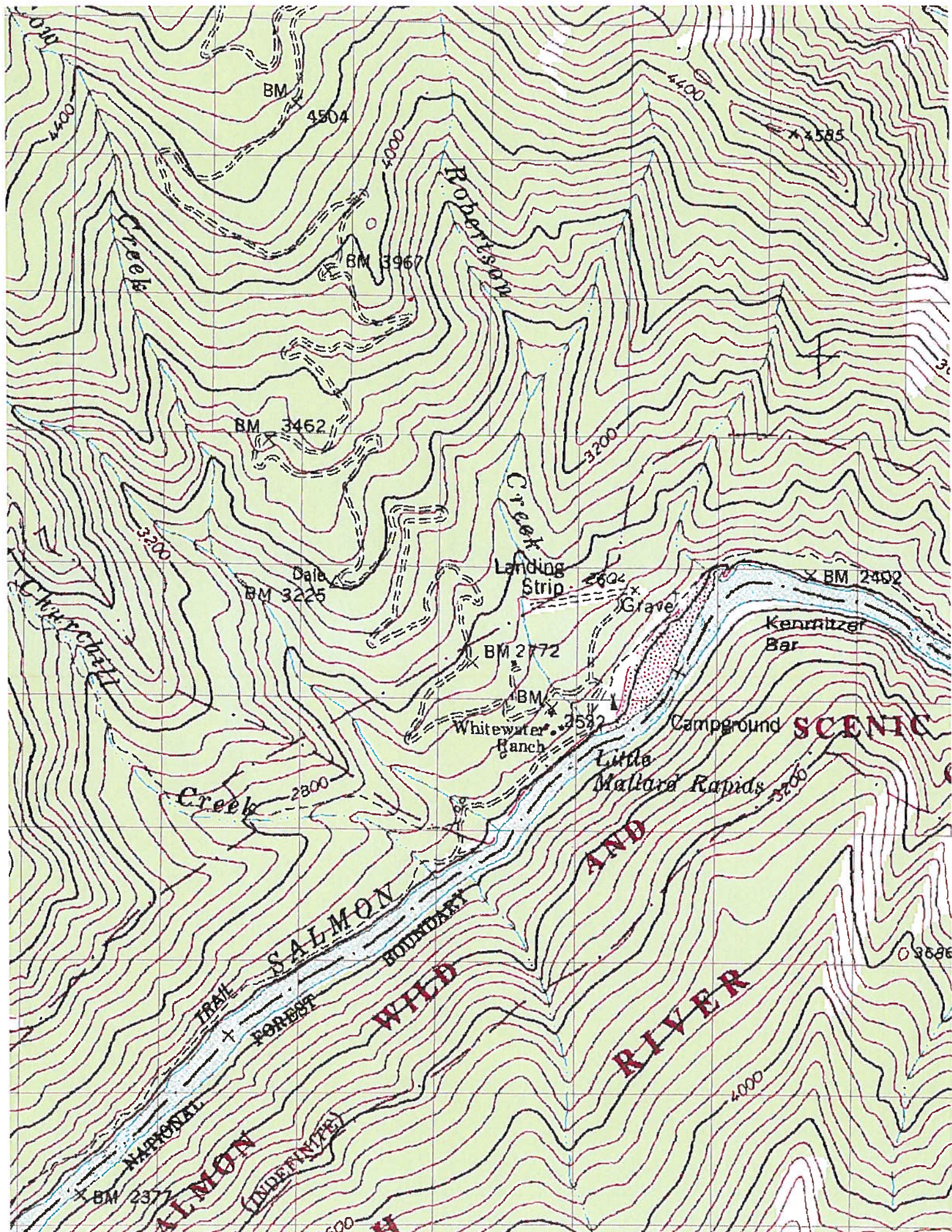
I am reviewing your Claim to a Water Right filed with the Snake River Adjudication. It is for power use in the Whitewater Ranch area. Would you please locate the point of diversion and where the power plant is on the enclosed map and return it to our office?

Thank you,

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

Kenneth Knoblock
Water Resources Agent





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 77-10021
Date Received: 5/3/1988
Receipt No: C000502
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BOWEN FAMILY LIMITED PARTNERSHIP
120 N ADAMS ST
MOSCOW ID USA 83843

Phone: (208) 882-0113

2. Date of Priority: 07/01/1965

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
25N	09E	1	SW SW	IDAHO	

5. Description of diverting works:

ROCK CRIB DAM - GRAVITY DITCH TO POWER PLANT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
POWER	1/01	12/31	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
25N	09E	1	SW	SW	POWER	

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:

14. Remarks:

Ownership changed by DB 5/3/2002

UNSURVEYED AREA

15. Basis of Claim: Beneficial 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: 39576

Ident. Number: A77-10021
Date Received: 5/03/1988
Receipt No: 0000502

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD I. ROBERTSON 208-466-7529
Address: P.O. BOX 27
Nampa, ID 83651

AND/OR
Name: INEZ S. ROBERTSON 208-466-7529
Address: P.O. BOX 27
Nampa, ID 83651

2. Date of Priority: JUL 01, 1965

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	09E	1	SW	SW			IDAHO

5. Description of diverting works:
ROCK CRIB DAM - GRAVITY DITCH TO POWER PLANT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
POWER	01/01	12/31	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
HYDRO-PLANT FOR LODGE AND 3 DOMESTIC 16 K.W. plant.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	09E	1	SW	SW		POWER	

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:
UNSURVEYED AREA

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): Edward J. Robertson Date: 5/3/88

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day

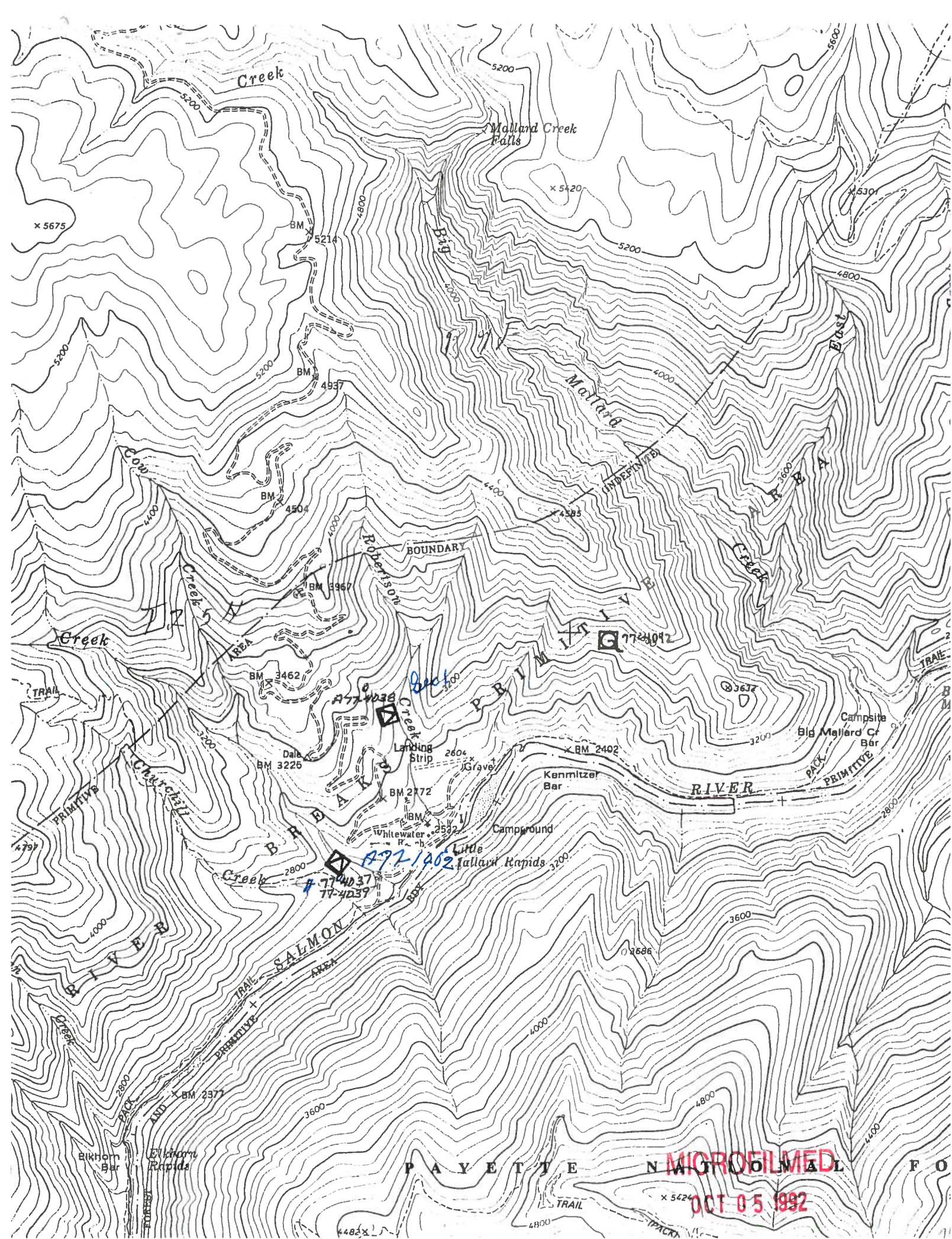
of May 19 88

Don Dillman
Notary Public

Seal.

Residing at Caldwell, Id

My Commission Expires 3/21/94





EASEMENT

THIS INDENTURE, made and entered into this 14th day of December, 1982, by and between EDWARD I. ROBERTSON and INEZ ROBERTSON, husband and wife, the parties of the first part, and LESTER WEST and MARLENE WEST, husband and wife, the parties of the second part;

WITNESSETH:

WHEREAS, the parties of the first part are seized of an estate in fee simple of a parcel of land described as follows, to-wit:

Beginning at Corner No. 1, from which U.S.L.M. No. 726 bears South 87°20'45" East 88.74 chains distant; thence South 28°45' West 22.37 chains to Corner No. 2; thence South 48°47' West 15.43 chains to Corner No. 3; thence South 53°33' West 30.35 chains to Corner No. 4; thence North 31°34' West 15.01 chains to Corner No. 5; thence North 89°35' West 2.04 chains to Corner No. 6; thence North 36°6' West 8.10 chains to Corner No. 7; thence North 60°8' East 65.07 chains to Corner No. 8; thence South 51°37' East 6.29 chains to Corner No. 1, the place of beginning, containing 120.22 acres according to the official plat and survey of the said land and said tract of land above described being otherwise known and described as H.E. Survey No. 726, embracing a portion of, approximately, Township 25 and 26 North, Range 9 East, Boise Meridian, in Idaho County, Idaho, and described in the patent recorded in Book 50 of Deeds at page 159, of the records in the office of the recorder of Idaho County, Idaho.

AND WHEREAS, the parties of the second part are seized in fee simple of another parcel of land adjacent to the first mentioned land, described as follows, to-wit:

Approximately 1.013 acres, more or less, situate within the H.E. Survey No. 726 embracing a portion of, approximately, Township 25 and 26 North, Range 9 East, Boise Meridian, in Idaho County, Idaho, and being a 1.013 acre description out of that certain Patent recorded in Book 50 of Deeds, page 159 of records, in the office of the Recorder of Idaho County, Idaho, more particularly described as follows, to-wit:

Commencing at Corner No. 1, from which U.S.L.M. No. 726 bears South 87°20'45" East 88.74 chains distant; thence South 28°45' West 22.37 chains to Corner No. 2; thence South 48°47' West 15.43 chains to Corner No. 3; thence South 53°33' West 30.35 chains to Corner No. 4; thence North 31°34' West 15.01 chains to Corner No. 5; thence North 89°35' West 2.04 chains to Corner No. 6; thence North 36°6' West 8.10 chains to Corner No. 7; thence North 60°8' East 65.07 chains to Corner No. 8; which said Corner No. 8 is the point and place of beginning. Thence South 51°37' East

2.

335 feet to Point A; thence South 87° West 342 feet to Point B; thence North 2°56'29" East 186.30 feet to Point C; thence North 60° 08' East 80 feet to the Point of Beginning at Corner No. 8.

AND WHEREAS, there is an existing landing strip on the real property owned by the parties of the first part, and whereas, the parties of the first part have agreed to grant to the parties of the second part, their heirs and assigns, an easement granting them the right to take off, land, fly, taxi, tow, park, load and unload aircraft on said landing strip.

NOW THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00), paid by the parties of the second part to the parties of the first part, receipt of which is hereby acknowledged, and other good and valuable consideration, the parties of the first part hereby grant unto the parties of the second part, their heirs, assigns, tenants, servants, visitors and licensees, in common with all others having a like right, the right to take off, land, fly, taxi, tow, park, load and unload aircraft on said landing strip.

To have and to hold this easement hereby granted unto the parties of the second part, their heirs and assigns, as a perpetual easement, and appurtenant to the above described real property now owned by the parties of the second part.

This will be a non-exclusive easement, and the parties of the first part, their successors and assigns, will continue to have the right to use said easement.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands, the day and year in this agreement first above written.

Edward I. Robertson
EDWARD I. ROBERTSON

Inez Robertson
INEZ ROBERTSON

Lester West
LESTER WEST

Marlene West
MARLENE WEST



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

May 3, 2002

BOWEN FAMILY LIMITED PARTNERSHIP
120 N ADAMS ST
MOSCOW ID 83843

Re: Notice of Claim to a Water Right No. 77-04037 & 77-10021

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

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

RECEIVED
AUG 01 2001
WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
77-04037	77-04037	___			___
	77-10021	___			___
		___			___
		___			___
		___			___

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) 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) EDWARD & INEZ ROBERTSON
4. New Owner/Claimant(s) P.O. BOX 23, NAMPA, ID 83651
Mike A. Bowen BOWEN FAMILY
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or LIMITED PARTNERSHIP
- New Mailing Address 120 N. ADAMS STREET
- City, State and ZIP Code MOSCOW, ID 83843
- New Telephone Number (208) 882-0113
5. Date you acquired the property 5-25-93

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) *Pat A. Lewis*
(include title if applicable) _____

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

For Office Use Only

Received by *RECEIVED* Date *7/25/01* Fee *11/2*
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

368889

STATE of IDAHO	
County of Idaho ss	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at 40 minutes past 3 o'clock P. M.	
this 1 day of June 19 93	
ROSE E. GEHRING	
By <i>Edith L. Anderson</i>	Recorder
	Deputy
Fees \$12.00	

COMPUTER	1/1
INDEXED	1/1
TRACTED	1/1
FILMED	1/1
ABSTRACT	1/1

WARRANTY DEED

FOR VALUE RECEIVED, EDWARD I. ROBERTSON and INEZ S. ROBERTSON FAMILY TRUST, the Grantor, do hereby grant, bargain, sell and convey unto THOMAS M. BOWEN and PATRICIA A. BOWEN, Husband and Wife, the Grantees, whose address is 623 S. Main Ste 6 Moscow, ID 83843 the following described premises, including any homestead claim pursuant to the Idaho Homestead Law, Idaho Code, Section 55-1001, et seq., to-wit:

The real property described in Exhibit "A" which exhibit is attached hereto and made a part hereof.

SUBJECT TO United States patent restrictions and/or State of Idaho deed restrictions;

SUBJECT TO all taxes and assessments for the year 1993 and all subsequent years;

SUBJECT TO any easements or rights-of-way of record and/or usage.

SUBJECT TO a scenic easement in favor of the United States of America, recorded in the 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 Grantor does hereby covenant to and with the said Grantees that said Trust is the owner in fee simple of said premises; that said premises are free from all encumbrances save

WARRANTY DEED

ORIGINAL

and except as above set forth; and that said Trust will warrant and defend the same from all lawful claims whatsoever.

DATED this 25 day of May, 1993.

EDWARD I. ROBERTSON and INEZ
S. ROBERTSON FAMILY TRUST:

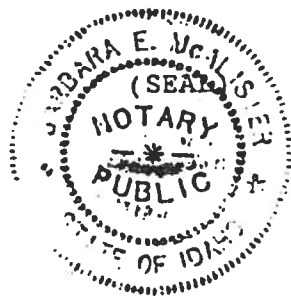
By: Edward I. Robertson
Edward I. Robertson,
Trustee

STATE OF IDAHO)
 : ss
County of Canyon)

On this 25 day of MAY, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared EDWARD I. ROBERTSON, known to me to be the person whose name is subscribed to the within and foregoing instrument as Trustee of the EDWARD I. ROBERTSON and INEZ S. ROBERTSON FAMILY TRUST, and acknowledged to me that said Trustee executed the same.

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

Barbara E. McAlister
Notary Public for Idaho,
Residing at Nampa, Idaho.



Real property in Idaho County, Idaho, more particularly described as follows:

H.E.S. No. 726, embracing a portion of approximately Townships 25 and 26, N. R. 9 E. BM, more particularly bounded and described as follows:

Beginning at corner No. 1, from which U.S. location Monument No. 726 bears S. $87^{\circ}20'45''$ E., 88.74 chains distant; thence S. $28^{\circ}45'$ W. 22.37 chains to corner No. 2; thence S. $48^{\circ}47'$ W. 15.43 chains to corner No. 3; thence S. $53^{\circ}33'$ W. 30.35 chains to corner No. 4; thence N. $31^{\circ}34'$ W. 15.01 chains to corner No. 5; thence N. $89^{\circ}35'$ W. 2.04 chains to corner No. 6; thence N. $36^{\circ}6'$ W. 8.10 chains to corner No. 7; thence N. $60^{\circ}8'E$. 65.07 Chains to corner No. 8; thence S. $51^{\circ}37'$ E. 6.29 chains to corner No. 1, the place of beginning, containing 120.22 acres.

EXCEPTING THEREFROM a parcel of land within H.E. Survey No. 726 embracing a portion of approximately Township 25 and 26 North, Range 9 East, Boise Meridian, that was previously conveyed to Lester West and Marlene West, husband and wife, by warranty deed recorded May 25, 1978, as Instrument No: 273682, records of Idaho County, Idaho, and more particularly described as follows:

Commencing at Corner No. 1 from which U.S.L.M. No. 726 bears S. $87^{\circ}20'45''$ E., 88.74 chains distant; thence S. $28^{\circ}45'W.$, 22.37 chains to Corner No. 2; thence S. $48^{\circ}47'W.$, 15.43 chains to Corner No. 3; thence S. $53^{\circ}33'W.$, 30.35 chains to Corner No. 4; thence N. $31^{\circ}34'W.$, 15.01 chains to Corner No. 5; thence N. $89^{\circ}35'W.$, 2.04 chains to Corner No. 6; thence N. $36^{\circ}06'W.$, 8.10 chains to Corner No. 7; thence N. $60^{\circ}08'E.$, 65.07 chains to Corner No. 8; which corner No. 8 is the point and place of beginning, thence S. $51^{\circ}37'E.$, 335 feet to Point A; thence S. $87^{\circ}00'W.$, 342 feet to Point B; thence N. $02^{\circ}56'29''E$, 186.30 feet to Point C; thence N. $60^{\circ}08'E.$, 80 feet to the point of beginning at Corner No. 8. Said parcel contains approx. 1.013 acres, more or less.

EXHIBIT "A"

ALSO EXCEPTING THEREFROM a tract of 1a located in Government Homestead Entry Survey No. 726 (H.E.S. #726); Township 25 North, Range 9 East of the Boise Meridian, Section 1, (unsurveyed), Idaho County, Idaho, that was previously conveyed to Lester West, a single man dealing with his sale and separate property, by warranty deed recorded January 14, 1991, as Instrument No. 356982, records of Idaho County, Idaho, and more particularly described as:

Beginning at corner 8 for said H.E.S. 726 (a brass cap and pipe); thence South $51^{\circ}37'00''$ East (the basis of bearing, 414.24 feet to corner 1 of H.E.S. 726 (a brass cap and pipe) and the TRUE POINT OF BEGINNING; thence South

$28^{\circ}43'42''$ West, 691.00 feet along line 1-2 of said H.E.S.; thence leaving line 1-2 North $57^{\circ}30'00''$ West, 183.87 feet to an existing road; thence along said road North $08^{\circ}00'00''$ East, 116.00 feet; thence North $50^{\circ}12'51''$ East, 613.00 feet to corner 1 and the place of beginning.

EXHIBIT "A"

0404089

QUITCLAIM DEED

COMPUTER ☒
INDEXED ☒
TRACTED ☐
RELEASE ☐
ASSIGNOR ☐

FOR VALUE RECEIVED, PATRICIA A. BOWEN, a single person, the "Grantor," hereby conveys, remises, releases and forever quitclaims unto the BOWEN FAMILY LIMITED PARTNERSHIP, of 120 North Adams, Moscow, Idaho, 83843, the "Grantee," all present and future rights, title and interest in the following described real property in the County of Idaho, State of Idaho, to-wit:

Real property in Idaho County, Idaho, more particularly described as follows: H.E.S. No. 726, embracing a portion of approximately Townships 25 & 26, North Range 9 E.B.M., more particularly bounded and described as follows:

Beginning at corner No. 1, from which U.S. location Monument No. 726 bears South 87°20'45" East 88.74 chains distant; thence South 28°45' West 22.37 chains to corner No. 2; thence South 48°47' West 15.43 chains to corner No. 3; thence South 53°33' West 30.35 chains to corner No. 4; thence North 31°34' West 15.01 chains to corner No. 5; thence North 89°35' West 2.04 chains to corner No. 6; thence North 36°06' West 8.10 chains to corner No. 7; thence North 60°08' East 65.07 chains to corner No. 8; thence South 51°37' East 6.29 chains to corner No. 1, the place of beginning, containing 120.22 acres.

EXCEPTING THEREFROM a parcel of land within H.E. Survey No. 726 embracing a portion of approximately Township 25 & 26 North, Range 9 E.B.M., that was previously conveyed to Lester West and Marlene West, husband and wife, by warranty deed recorded May 25, 1978, as Instrument NO. 273682, records of Idaho County, Idaho, and more particularly described as follows:

Commencing at Corner No. 1 from which U.S.L.M. No. 726 bears South 87°20'45" East, 88.74 chains distant; thence South 28°45' West, 22.37 chains to Corner No. 2; thence South 48°47' West, 15.43 chains to Corner No. 3; thence South 53°33' West, 30.35 chains to Corner No. 4; thence North 31°34' West 15.01 chains to Corner No. 5; thence North 89°35' West, 2.04 chains to Corner No. 6; thence North 36°06' West, 8.10 chains to Corner No. 7; thence North 60°08' East, 65.07 chains to Corner No. 8; which corner No. 8 is the point and place of beginning,

QUITCLAIM DEED - 1

PS

thence South 51°37' East, 335 feet to Point A, thence South 87°00' West, 342 feet to Point B; thence North 02°56'29" East, 186.30 feet to Point C; thence North 60°08' East, 80 feet to the point of beginning at Corner No. 8. Said parcel contains approximately 1.013 acres, more or less.

ALSO EXCEPTING THEREFROM a tract of land located in Government Homestead Entry Survey No. 726 (H.E.S. #726); Township 25 North, Range 9 E.B.M., Section 1, (Unsurveyed), Idaho County, Idaho, that was previously conveyed to Lester West, a single man dealing with his sole and separate property, by warranty deed recorded January 14, 1991, ~~as~~ Instrument No. 356982, records of ~~Idaho County~~, Idaho, and more particularly described as:

Beginning at corner 8 for said H.E.S. 726 (a brass cap and pipe); thence South 51°37'00" East (the basis of bearing, 414.24 feet to corner 1 of H.E.S. 726) (a brass cap and pipe) and the TRUE POINT OF BEGINNING; thence South 28°43'42" West, 691.00 feet along line 1-2 of said H.E.S.; thence leaving line 1-2 North 57°30'00" West, 183.87 feet to an existing road; thence along said road North 08°00'00" East, 116.00 feet; thence North 50°12'51" East, 613.00 feet to Corner No. 1 and place of beginning.

TOGETHER WITH ALL tenements, hereditaments and appurtenances thereunto belonging.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever.

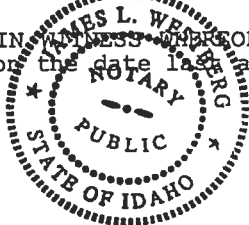
DATED this 6th day of January, 1999.


PATRICIA A. BOWEN

STATE OF IDAHO)
) ss.
County of Latah)

On this 6th day of January, 1999, before me, the undersigned a Notary Public in and for said State, personally appeared PATRICIA A. BOWEN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal on the date last above written.



James L. Westberg
Notary Public in and for the
State of Idaho, residing at
Moscow, ID.

My commission expires: 4/3/2004

QUITCLAIM DEED - 3

STATE OF IDAHO	ss.
County of Idaho	
Recorded at request of	<u>James Westberg</u>
at <u>30</u> minutes past <u>2</u> o'clock <u>P</u> .M.	
this <u>11</u> day of <u>Jan</u> 19 <u>99</u>	
by <u>ROSE E. GERRING</u>	Recorder
by <u>Leslie Wright</u>	Deputy
<u>9.00</u>	

m) James L. Westberg
P.O. Box 9344
Moscow, ID
83843

***** -COMM. JOURNAL- ***** DATE MAY-17-2000 ***** TIME 11:01 *** P.01

MODE = MEMORY TRANSMISSION

START=MAY-17 10:58

END=MAY-17 11:01

FILE NO. = 121

NO.	COM	ABBR/NTWK	STATION NAME/ TELEPHONE NO.	PAGES	PRG.NO.	PROGRAM NAME
001	OK	S	912083275400	008/008		

-IDAHO WATER RESOURCES -

***** -

- ***** 208 885 6431- *****

to:

Zoanne Brown

327-5400

from

Christian Birch

Thank You!

Christian