

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 63-31253
Date Received: 3/1/1990
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DANA L TILMANT Phone: (208)455-8933
19385 HUSKY LN
CALDWELL ID USA 83607

JOSEPH SCOTT TILMANT Phone:
19385 HUSKY LN
CALDWELL ID USA 83607

2. Date of Priority: 01/15/1963

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04W	35	NW SE	CANYON	

5. Description of diverting works:

1.5 hp pump, 2 inch line

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/15	0.06	13.5

7. Total Quantity Appropriated is:
0.06 C.F.S. and/or 13.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	35	NW	SE	IRRIGATION	3
Section Acres						3
Total Acres						3

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Rights 63-31251 and 63-31253 when combined shall not exceed a total annual maximum diversion volume of 13.5 af at the field headgate for the irrigation of 3.0 acres.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: License

WATER RIGHT NO. 63-31253
As Modified by Transfer No. 69220

In accordance with the approval of Transfer No. 69220, Water Right No. 63-31253 is now described as follows.

Right Holder: DANA L TILMANT AND
 JOSEPH SCOTT TILMANT
 19385 HUSKY LN
 CALDWELL ID 83607

Priority Date: 01/15/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/15	0.06 CFS	13.5 AF
			0.06 CFS	13.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 35 Twp 04N Rge 04W CANYON County

PLACE OF USE: IRRIGATION

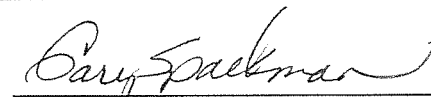
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 04W 35															3.0		3.0
Total Acres:																	3

CONDITIONS OF APPROVAL

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 12th day of February, 2004


 Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 69220

This is to certify that: DANA L ANDERSON
19385 HUSKY LN
CALDWELL ID 83607
(208)455-8933

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
63-3326	AJC/License	01/15/1963	0.90 cfs	206.0 af	N/A	45.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-3326	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-3326	63-31253	0.06 cfs	13.5 af	N/A	3.0	63-31252	0.84 cfs	192.5 af	N/A	42.0
TOTALS		0.06 cfs	13.5 af	N/A	3.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of February, 2004



Chief, Water Allocation Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF TRANSFER)
NO. 69220 IN THE NAME OF)
DANA L. ANDERSON)
_____)

**PRELIMINARY ORDER CORRECTING
TRANSFER APPROVAL**

This matter having come before the Department of Water Resources ("Department") as a result of the filing of a petition to correct a transfer approval, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On June 20, 2002, the Department issued an order approving Transfer No. 69220 ("transfer") in the name of Dana L. Anderson ("applicant"). The transfer changed the point of diversion for a portion of water right license nos. 63-2846 and 63-3326.
2. Prior to the transfer, water right license no. 63-2846 authorized irrigation for property in the N1/2 of the NW1/4 of the SE1/4 of Section 35, Township 4N, Range 4W. Department records indicate the property is now owned by Scott A. Syme.
3. Prior to the transfer, water right license no. 63-3326 authorized irrigation for property including 7 acres in the S1/2 of the NW1/4 of the SE1/4 of Section 35, Township 4N, Range 4W. Ownership documentation submitted with the transfer application indicated that the applicant owned 3 acres of the irrigated property in the South 1/2 of the NW1/4 of the SE1/4 of Section 35, Township 4N, Range 4W.
4. On January 30, 2004, the Department received a petition from Scott A. Syme, asking the Department to correct the transfer by removing water right license no. 63-2846 from the transfer approval.
5. On February 2, 2004, the Department received a statement from the applicant acknowledging that water right license no. 63-2846 should not have been included in the transfer approval. The applicant also submitted notice to the Department that ownership of the property in the S1/2 of the NW1/4 of the SE1/4 of Section 35, Township 4N, Range 4W has changed due to her marriage to Joseph Scott Tilmant. The property is now owned by Joseph Scott Tilmant and Dana L. Tilmant.

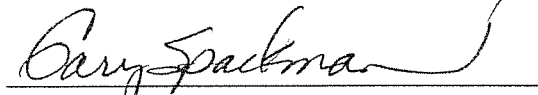
CONCLUSIONS OF LAW

1. The transfer approval should accurately describe each established water right as changed by the transfer pursuant to Section 42-222, Idaho Code.
2. The Department erred by including water right license no. 63-2846 as part of the transfer approval.
3. The Department should correct the transfer approval by removing water right license no. 63-2846, including any associated splits, from the transfer approval.

ORDER

IT IS HEREBY ORDERED that the order approving Transfer No. 69220 issued by the Department on June 20, 2002 is **CORRECTED** as set forth in the amended transfer approval issued in conjunction with this order.

Dated this 12th day of February, 2004.



Gary Spackman
Chief, Water Allocation Bureau

MEMORANDUM

DATE: 2/2/2004

FROM: Lori Graves

TO: ~~Jeff Peppersack~~

File 63-2846

RE: Preliminary Order Correcting Transfer No. 69220

We received a transfer application from Dana Anderson 5/25/2001. The application was processed and approved 6/20/2002. Dana had purchased 3 acres in the NWSE S35 T4N R4W from Clarence Cook and wished to use a private well for irrigation of her property. Prior to the transfer, Mr. Cook had 27 total acres licensed in the NWSE S35 on water rights 63-2846 (20 acres at .01 cfs/acre) and 63-3326 (7 acres at .02 cfs/acre). Mr. Cook filed SRBA claims on the rights as licensed. The transfer was approved with Dana's 3 acre portion of right 63-2846 described as 63-31251 and 3 acre portion of 63-3326 described as 63-31253.

As it turns out, 63-2846 was originally licensed for 20 acres north of Dana's property. Right 63-3326 was later licensed on 7 separate acres below the 20 acres licensed on right 63-2846. All 27 acres are located in the NWSE S35. Please see the attached copies of the original licensing field exams, which indicate Dana's 3 acres are a portion of license 63-3326 only.

Scott Syme purchased the 20 acres above Dana. As a result of Dana's approved transfer, Scott ended up with right 63-31250 for the remaining 17 acres of license 63-2846 and right 63-31768 for the remaining 4 acres in the NWSE S35 of license 63-3326. Scott's 20 acres should not have a portion of right 63-3326 and should have all of right 63-2846.

The problem was brought to my attention by Scott 1/29/04. He wishes to split and add points of diversion to his 20 acres. Before we can process a transfer from Scott, the water right mix-up described above needs to be resolved.

I met with you on 1/30/04 for direction in this matter and learned that transfer no. 69220 can be corrected with a preliminary order. The necessary ingredients for executing the order are a petition requesting the correction from Scott Syme, acknowledgement of the needed correction from Dana Anderson, and this memo explaining the situation from me. I have attached those items. The parties involved have been very cooperative.

Please note that Dana Anderson has since married and is now Dana Tilmant. She and her husband have requested that the adjusted transfer no. 69220 and water right 63-31253 be listed in both their names. They have submitted the necessary documentation for this name change with their signed acknowledgement.

After researching the pedigree tree for right 63-3326, claims 63-31767 and 63-31768 can be removed from the system once the preliminary order is issued. The other splits associated with this right are fine. Right 63-2846 was split only once into claims 63-31250 and 63-31251 as a result of approved transfer no. 69220. Both these claims can also be removed from the system once the preliminary order is issued. Jan Shurte stated 2/2/04 that she would prefer the unnecessary claims be removed from the system (blown away) by Dave Grindle to prevent confusion later in claims processing.

I have attached copies of the pedigrees for rights 63-2846 and 63-3326 with split tree diagrams for visual clarification.

Please let me know if any additional information is needed.

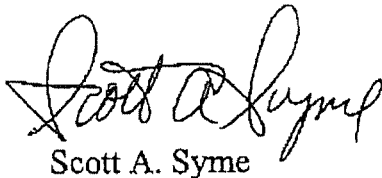
Thanks Jeff.

30 January 2004

TO: Western Water Resources
Attn: Lori Graves

SUBJECT: Petition for Correction of Water Rights

1. Reference Water Right # 63-2846 and Transfer # 69220.
2. I am petitioning you to correct the transfer of 3 acres of water right from Water Right # 63-2846 to Dana Anderson. These 3 acres of water right should not have been transferred from Water Right 63-2846. This transfer needs to be accomplished so that I can pursue my application for transfer of point of diversion for Water Right #63-2846.
3. If you have any questions please don't hesitate to call me at 208-573-9301 (Cell).



Scott A. Syme

ACKNOWLEDGEMENT

We, Joseph Scott and/or Dana Lynn Tilmant (formally Dana Anderson), own three acres at 19385 Husky Ln, Caldwell ID 83607, where transfer no. 69220 was recently approved. The property is legally described as the SWNWSE S35 T4N R4W. We acknowledge that water right 63-2846 is not appurtenant to our 3 acres and should not have been included as part of the original transfer application. Please exclude water right 63-31251 from the transfer approval and maintain water right 63-31253. The transfer was approved in Dana's maiden name. We have since married and jointly own the property. Please change the name on transfer no. 69220 and water right 63-31253 to Joseph Scott and/or Dana Lynn Tilmant based on the attached documentation. Thank you.

Sincerely,

 2-4-04
Joseph Scott Tilmant Date

 2-4-04
Dana Lynn Tilmant Date
(Formally Dana Anderson)

Scott Tilmant
455-8933 hmn
250-1009 cell
498-2020 fx

Form 42 341/42-140(s) July, 2000

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

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
	63-31253				

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)

DANA L ANDERSON
19385 HUSKY LN CALDWELL ID 83607

4. New Owner/Claimant(s)

DANA LYNN +/or JOSEPH SCOTT TILMANT

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

N/C

City, State and ZIP Code

New Telephone Number

(208) 455-8933

5.

Date you acquired the property

8-03

Form 42-248/42-1409(a) July, 2000

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)

[Signature] 2-4-04
[Signature] 2-4-04

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 _____



MORTGAGE LOAN STATEMENT

RETAIN THIS PORTION FOR YOUR RECORDS

STATEMENT DATE	10/09/03
LOAN NUMBER	0051284271
PROPERTY ADDRESS	19385 HUSKY LN CALDWELL ID 83607

JOSEPH SCOTT TILMANT
DANA L TILMANT
19385 HUSKY LN
CALDWELL ID 83607-8937

5847



 **Thinking About Refinancing?**
For information, please call toll-free
(800) 325-1493

Past Due Monthly Payments: \$.00

(For Payment Due: 11/01/03)

Suspense Balance: \$.00

Total Amount Past Due: \$.00

Payment Due on 11/01/03 \$1,330.68

Expenses Paid by AMC: \$.00

Unpaid Late Charges: \$.00

Other Fees & Charges: \$.00

Total Expenses/Fees Due: \$.00

Total Amount Due: \$1,330.68

Interest Rate: 7.65000%

Principal & Interest: \$1,044.76

Escrow: \$285.92

Optional Products/Misc: \$.00

Monthly Total: \$1,330.68

Next Principal & Interest

Change Date: 10/01/06

Principal Balance: \$147,067.61

Escrow Balance: \$837.27

Amounts Paid Year-To-Date

Principal: \$182.19

Interest: \$1,555.92

Late Charges: \$.00

Hazard Insurance: \$.00

Taxes/Liens: \$.00

To avoid late charges of \$62.69 we must receive your payment by 11/16/03 during business hours.

DATE	DESCRIPTION	AMOUNT	PRINCIPAL	INTEREST	ESCROW	OPTIONAL PRODUCTS/MISC	LATE CHARGES/ CORP ADV/FEES	SUSPENSE
10-08	PMT 10/01/03	\$1,400.00	\$106.04	\$938.72	\$279.09			\$76.15
10-09	PRINCIPAL PMT		\$76.15					\$76.15

It's easy! It's convenient! It saves you valuable time! Register at www.myameriquestloan.com and make your payment online. It is available anytime day or night. We hope that this will provide you with the service you have come to expect from Ameriquest.

Expenses/fees paid will be applied in the following order: expenses paid by Ameriquest, outstanding fees, late charges, and escrow advances, then additional principal. Outstanding expenses/fees will be paid before any funds are applied towards additional principal.

Return To:

Argent Mortgage Company, LLC
P.O. Box 14130,
Orange, CA 92863-1530

Prepared By: Argent Mortgage Company, LLC
Steven Bicksler
One City Boulevard West,
16th Floor
Orange, CA 92868

[Space Above This Line For Recording Data]

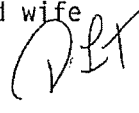
DEED OF TRUST

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated August 7, 2003 together with all Riders to this document.

(B) "Borrower" is JOSEPH SCOTT TILMANT and DANA L. TILMANT, JOINT TENANTS husband and wife

Borrower is the trustor under this Security Instrument.

(C) "Lender" is Argent Mortgage Company, LLC

Lender is a Corporation
organized and existing under the laws of Delaware

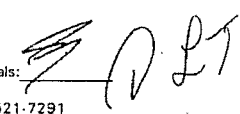
0051284271 - 9503

IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT

Form 3013 1/01

 -6(ID) (0005)

Page 1 of 15

Initials: 

VMP MORTGAGE FORMS - (800)521-7291

08/07/2003 12:51:42

Lender's address is One City Boulevard West Orange, CA 92868

Lender is the beneficiary under this Security Instrument.

(D) "Trustee" is PIONEER TITLE COMPANY OF CALDWELL

(E) "Note" means the promissory note signed by Borrower and dated August 7, 2003

The Note states that Borrower owes Lender one hundred forty-seven thousand two hundred fifty and 00/100 Dollars

(U.S. \$147,250.00) plus interest. Borrower has promised to pay this debt in regular Periodic Payments and to pay the debt in full not later than September 1, 2033

(F) "Property" means the property that is described below under the heading "Transfer of Rights in the Property."

(G) "Loan" means the debt evidenced by the Note, plus interest, any prepayment charges and late charges due under the Note, and all sums due under this Security Instrument, plus interest.

(H) "Riders" means all Riders to this Security Instrument that are executed by Borrower. The following Riders are to be executed by Borrower [check box as applicable]:

- | | | |
|---|---|---|
| ☒ Adjustable Rate Rider | ☐ Condominium Rider | ☐ Second Home Rider |
| ☐ Balloon Rider | ☐ Planned Unit Development Rider | ☐ 1-4 Family Rider |
| ☐ VA Rider | ☐ Biweekly Payment Rider | ☐ Other(s) [specify] |

(I) "Applicable Law" means all controlling applicable federal, state and local statutes, regulations, ordinances and administrative rules and orders (that have the effect of law) as well as all applicable final, non-appealable judicial opinions.

(J) "Community Association Dues, Fees, and Assessments" means all dues, fees, assessments and other charges that are imposed on Borrower or the Property by a condominium association, homeowners association or similar organization.

(K) "Electronic Funds Transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument, computer, or magnetic tape so as to order, instruct, or authorize a financial institution to debit or credit an account. Such term includes, but is not limited to, point-of-sale transfers, automated teller machine transactions, transfers initiated by telephone, wire transfers, and automated clearinghouse transfers.

(L) "Escrow Items" means those items that are described in Section 3.

(M) "Miscellaneous Proceeds" means any compensation, settlement, award of damages, or proceeds paid by any third party (other than insurance proceeds paid under the coverages described in Section 5) for: (i) damage to, or destruction of, the Property; (ii) condemnation or other taking of all or any part of the Property; (iii) conveyance in lieu of condemnation; or (iv) misrepresentations of, or omissions as to, the value and/or condition of the Property.

(N) "Mortgage Insurance" means insurance protecting Lender against the nonpayment of, or default on, the Loan.

(O) "Periodic Payment" means the regularly scheduled amount due for (i) principal and interest under the Note, plus (ii) any amounts under Section 3 of this Security Instrument.

(P) "RESPA" means the Real Estate Settlement Procedures Act (12 U.S.C. Section 2601 et seq.) and its implementing regulation, Regulation X (24 C.F.R. Part 3500), as they might be amended from time to time, or any additional or successor legislation or regulation that governs the same subject matter. As used in this Security Instrument, "RESPA" refers to all requirements and restrictions that are imposed in regard

to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(Q) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the
County of CANYON :

[Type of Recording Jurisdiction]

[Name of Recording Jurisdiction]

LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF:

Parcel ID Number: R36596010
19385 HUSKY LN
CALDWELL
("Property Address"):

which currently has the address of
[Street]
[City], Idaho 83607 [Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. **Payment of Principal, Interest, Escrow Items, Prepayment Charges, and Late Charges.** Borrower shall pay when due the principal of, and interest on, the debt evidenced by the Note and any prepayment charges and late charges due under the Note. Borrower shall also pay funds for Escrow Items pursuant to Section 3. Payments due under the Note and this Security Instrument shall be made in U.S.

0051284271-9503

Initials

VMP-6(ID) (0005)

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08/07/2003 12:51:42

Form 3013 1/01

PC 53007

Exhibit "A"

A part of the Northwest Quarter of the Southeast Quarter, Section 35, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

COMMENCING at the Northwest corner of said Northwest Quarter of the Southeast quarter (C 1/4 corner), said corner monumented with a 1/2-inch diameter iron pin; thence

South 0° 39' 37" West, a distance of 662.86 feet along the Westerly boundary of said Northwest Quarter of the Southeast Quarter to the POINT OF BEGINNING, said point monumented with a 1/2 inch diameter iron pin; thence continuing

South 0° 39' 37" West, a distance of 107.37 feet along the Westerly boundary of said Northwest Quarter of the Southeast Quarter to a point on the centerline of the Quinn Lateral, said point monumented with a 5/8 inch diameter iron pin; thence along the centerline of the Quinn Lateral the following courses and distances; thence

South 89° 19' 46" East, a distance of 103.77 feet to a 5/8 inch diameter iron pin; thence

South 66° 09' 26" East, a distance of 459.93 feet to a 5/8 inch diameter iron pin; thence

North 86° 14' 14" East, a distance of 163.59 feet to a 1/2 inch diameter iron pin; thence leaving the centerline of the Quinn Lateral

North 0° 43' 47" East, a distance of 274.99 feet to a point on the Southerly boundary of the Northeast Quarter of the Northwest Quarter of the Southeast Quarter, said point monumented with a 1/2 inch diameter iron pin; thence

North 89° 16' 12" West, a distance of 690.00 feet along the Southerly boundaries of the Northeast Quarter of the Northwest Quarter of the Southeast Quarter and the Northwest Quarter of the Northwest Quarter of the Southeast Quarter to the POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO the following described easement:

An easement, for reasonable vehicular and pedestrian access created by Declaration of Easement recorded May 11, 1998 as Instrument No. 9817102.

A part of the Northwest Quarter of the Southeast Quarter, Section 35, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

(continued)

A 28.00 foot wide easement lying 14.00 feet on each side of the following described centerline:

COMMENCING at the Northwest corner of said Northwest Quarter of Southeast Quarter (Central Quarter corner) said corner monumented with a 1/2 inch diameter iron pin; thence

South $0^{\circ} 39' 37''$ West a distance of 676.86 feet along the Westerly boundary of said Northwest Quarter of the Southeast Quarter to the BEGINNING POINT of said easement; thence parallel with the Northerly boundary of said Northwest Quarter of the Southeast Quarter

South $89^{\circ} 16' 12''$ East 689.98 feet along the centerline of said easement; thence

South $0^{\circ} 43' 47''$ West 46.00 feet to the radius point of a 60.00 foot radius temporary cul-de-sac also being TERMINUS POINT of said easement.

SENT BY: IDWRWESTERN REGION;
TO: SO MAIN

334 2348;
AT: 93277866

FEB-11-04 1:33PM;

PAGE 1/2



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

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 2/11/04

TO: Teff Peppersack

FROM

G

DOCUMENT DESCRIPTION:

Quitclaim Deed -

signed + notarized

TOTAL PAGES SENT: 1 + COVER SHEET

CONTACT: _____

FROM :

FAX NO. :4197915517

Feb. 11 2004 11:39AM P1

INSTRUMENT NO. 200346097 FAX NO. :4197915517

Jul 24 2003 11:04AM P1

QUITCLAIM DEED

FOR VALUE RECEIVED

Catherine Anderson / ~~DANA LYNN ANDERSON~~

do hereby convey, release, remise and forever quit claim

unto

Dana Lynn Tibbitt (formerly know as Dana Lynn Anderson) and
Joseph Scott Tibbitt, Wife/Husband

whose address is

19385 Husky Lane, Caldwell, Idaho 83607

the following described premises, to-wit:

A part of the Northwest Quarter of the Southwest Quarter, Section 35, Township 4 North, Range 4 West,
Boise Meridian, Canyon County, Idaho.Commencing at the Northwest corner of said Northwest Quarter of the Southwest Quarter (C & M corner),
said corner monumented with a 1/2" diameter iron pin; thenceSouth 0°39'37" West, a distance of 662.86 feet along the westerly boundary of said Northwest Quarter of
the Southwest Quarter to the point of beginning, said point monumented with a 1/2" diameter iron pin; thenceSouth 0°39'37" West, a distance of 107.37 feet along the westerly boundary of said Northwest Quarter of
the Southwest Quarter to a point on the centerline of the Quinn Lateral, said point monumented with a 5/8"
diameter iron pin; thence along the centerline of the Quinn Lateral the following curves and distances;

South 89°19'46" East, a distance of 101.77 feet to a 5/8" diameter iron pin; thence

South 66°09'28" East, a distance of 499.93 feet to a 5/8" diameter iron pin; thence

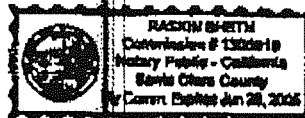
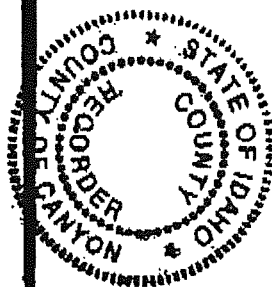
North 86°14'14" East, a distance of 163.59 feet to a 1/2" diameter iron pin; thence following the centerline of
the Quinn LateralNorth 0°43'47" East, a distance of 274.99 feet to a point on the Southerly Boundary of the Northeast
Quarter of the Northwest Quarter of the Southwest Quarter, said point monumented with a 1/2" diameter iron
pin; thenceNorth 89°16'17" West, a distance of 690.00 feet to a point on the Southerly Boundary of the Northeast
Quarter of the Southwest Quarter of the Southwest Quarter, said point monumented with a 1/2" diameter iron
pin; thence

together with their appurtenances.

Dated:

July 24, 2003 Catherine Anderson CATHERINE ANDERSON
7-25-03 Dana Lynn Anderson Dana Lynn AndersonSTATE OF IDAHO, COUNTY OF Santa Clara
On this 24th day of July, 2003,
before me, a notary public in and for said State, personally
appeared CATHERINE ANDERSON

Known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at Santa Clara, California
Given Under my hand and seal of office this 24th day of July, 2003.PIONEER TITLE COMPANY
OF CANYONSTATE OF IDAHO
COUNTY OF Canyon
On this 24th day of July, 2003,
before me, a notary public in and for said State, personally appeared
Dana Lynn AndersonDana Lynn Anderson
Notary Public for Idaho
Residing at Caldwell, Idaho
8-9-2002State of Idaho
County of Canyon
I hereby certify that the foregoing instrument
is a true and correct copy of the original as the
same appears in this office.
DATED 2-11-04
By: Dana Lynn Anderson
Dana Lynn Anderson
Notary Public

Water Right Pedigree Display - Microsoft Internet Explorer

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Address http://wrenet/apps/AppsA/Screens/Pedigree.asp Go

Links Wrenet Home Page IDWR Management System Free Hotmail Windows Media Windows

Enter Water Right Number

Basin # Sequence # Split Suffix Find Pedigree

W AJ C WR

Total Acreage, Volume, & Rate for

Calculate Total

Parent Acreage Parent POU Acreage Parent Rate Parent Volume

Children Acreage Children POU Acreage Children Rate Children Volume

Difference Difference Difference Difference

WATER RIGHT PEDIGREE

Water Right #	Status	Owner List	Source	Priority D.	Rate	Acre	Volume	Pedigree Type	P
63-2846 WRA	Parent	COOK, GARLAND D.	GROUND	01/23/19	0.12	20			1
63-31250 WRA	Active	SYME, PATRICIA N. SYME, S.	GROUND	01/30/19	0.17	17		Transfer	2
63-31251 WRA	Active	ANDERSON, DANA L. ANDE	GROUND	01/30/19	0.03	3	13.9	Transfer	3

View Combined Water Right

Generate Proof Report

To view the combined rights, make sure to click on the combined right in the tree view before clicking the button

Done

Start Inbox - Microsoft Outlook Water Right Pedigree ... Local intranet 9:36 AM

COOK
63-2846
.20 cfs
535 NWSE 20 ac

↓

~~SYME
63-31250
17 cfs
535 NWSE 17 ac~~

~~ANDERSON
63-31251
3 cfs
535 NWSE 3 ac~~

Water Right Pedigree Display - Microsoft Internet Explorer

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Address http://wwwet/japps/AppsAJScreen/Pedigree.asp Go

Links Wfnet Home Page DWIR Management System Free Hotmail Windows Media Windows

Enter Water Right Number

Basin: Sequence # Split Suffix Find Pedigree

63 31768 AJ WR

Calculate Total

Total Acreage, Volume, & Rate for

Parent Acreage Parent POU Acreage Parent Rate Parent Volume

Children Acreage Children POU Acreage Children Rates Children Volumes

Difference Difference Difference Difference

WATER RIGHT PEDIGREE

Water Right #	Status	Owner List	Source	Rate	Ac	Vol	Pedigree Type	Right ID
63-3326/WRADJUDICATIONCLAIM	Parent	COOK, CLARENCE D.	GRO	0.3	45	215	Transfer	553139
63-31252/WRADJUDICATIONCLAIM	Parent	COOK, CLARENCE D.	GRO	0.64	42	192.5	Ownership Ch.	571137
63-31765/WRADJUDICATIONCLAIM	Active	COOK, CLARENCE D.	GRO	0.14	7	32.1	Ownership Ch.	571137
63-31767/WRADJUDICATIONCLAIM	Active	COOK, CLARENCE D.	GRO	0.06	3	13.76	Ownership Ch.	571137
63-31768/WRADJUDICATIONCLAIM	Active	COOK, CLARENCE D.	GRO	0.08	4	18.3	Ownership Ch.	571137
63-31766/WRADJUDICATIONCLAIM	Active	COOK, CLARENCE D.	GRO	0.7	35	160.4	Ownership Ch.	571137
63-31253/WRADJUDICATIONCLAIM	Active	SILVERTIA, DANIEL J. SILVER	GRO	0.06	3	13.5	Transfer	553139

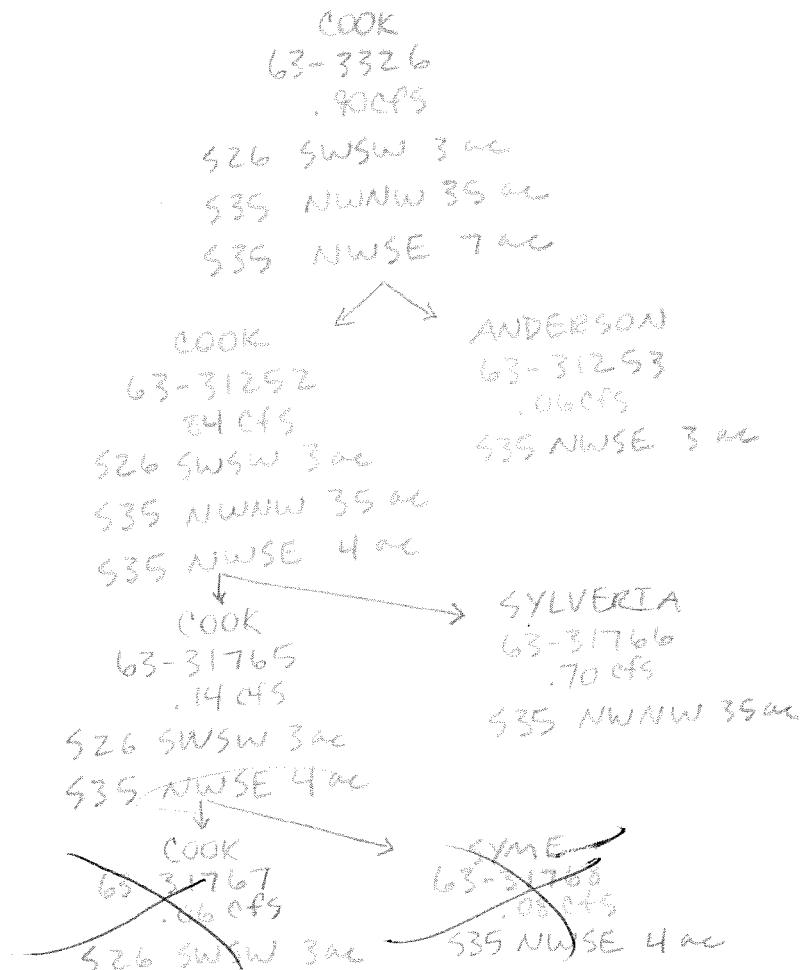
View Combined Water Right

Generate Proof Report

To view the combined rights, make sure to click on the combined right in the tree view before clicking the button

Done Local intranet

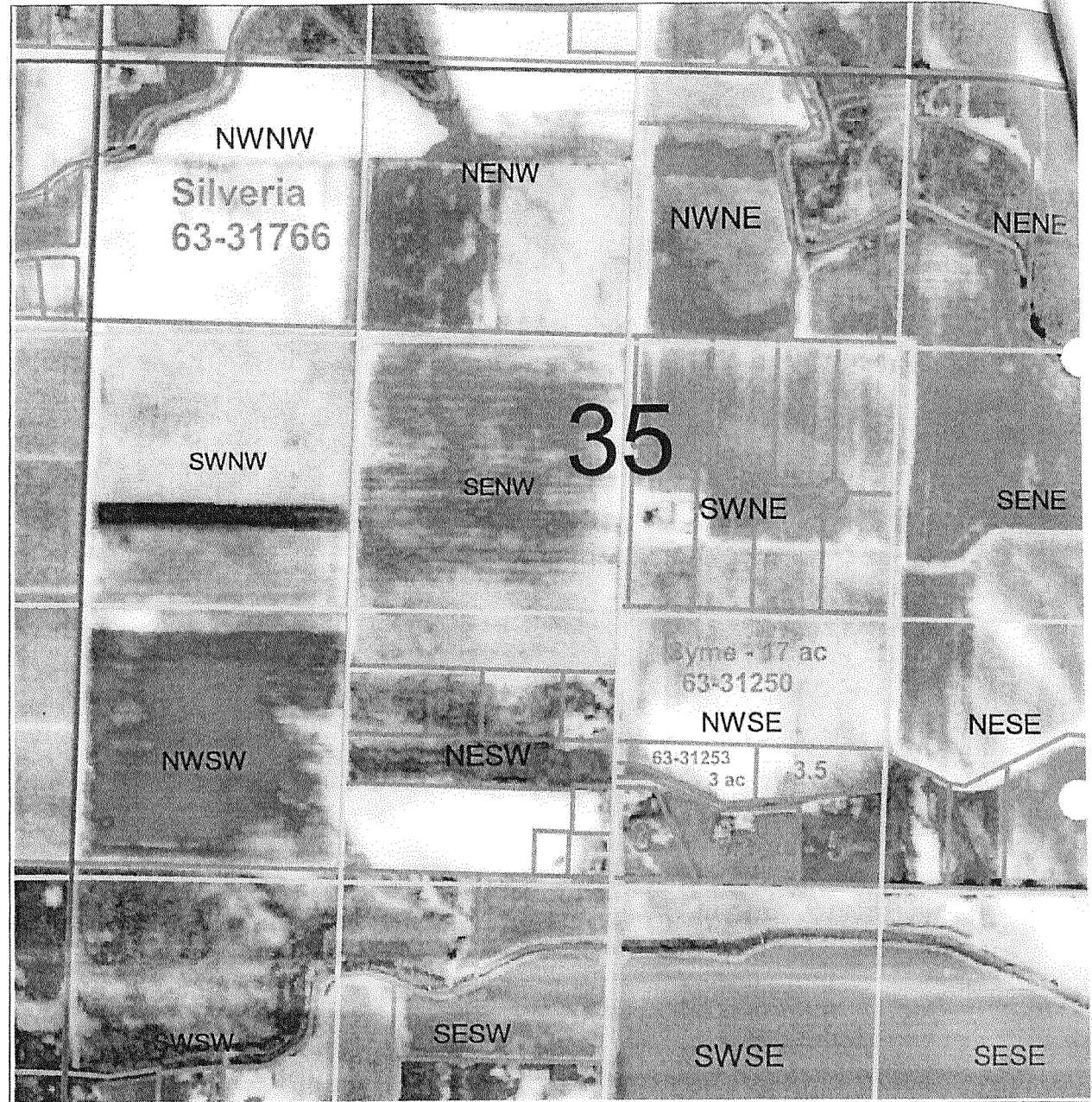
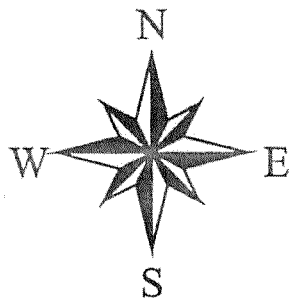
Start Inbox - Microsoft Outlook http://wwwet/japps/AppsAJScreen/Pedigree.asp Water Right Pedigree... 11:51 AM



Syme

4N 4W

-  Owner name & acres
-  Section Line
-  QQ Line
-  Tax Lot data



103-31250 + 102-31768

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31253

WATER RIGHT NUMBER: 63-31253

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DANA L ANDERSON 19385 HUSKY LN CALDWELL, ID 83607 (208)455-8933
Current Owner	CATHERINE ANDERSON 19385 HUSKY LN CALDWELL, ID 83607 (208)455-8933
Original Owner	CLARENCE D COOK 14614 BOLIVAR DR N SUN CITY, AZ 85351 (602)933-2264

Priority Date: 01/15/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/15	0.060 CFS	13.50 AF
	<u>Total Diversion:</u>	0.060 CFS	13.50 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 35, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	35																	3.0
																			3.0

Total Acres: 3

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to

rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31253

5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:

1. General Rights 63-31251 and 63-31253 when combined shall not exceed a total annual maximum diversion volume of 13.5 af at the field headgate for the irrigation of 3.0 acres.
2. General The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Comments:

1. pskaggs 6/20/2002 9:30:48 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 69220

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.03
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WATER RIGHT NO. 63-31253
As Modified by Transfer No. 69220

In accordance with the approval of Transfer No. 69220, Water Right No. 63-31253 is now described as follows.

Right Holder: DANA L ANDERSON AND
 CATHERINE ANDERSON
 19385 HUSKY LN
 CALDWELL ID 83607

Priority Date: 01/15/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/15	0.06 CFS	13.5 AF
			0.06 CFS	13.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSE Sec. 35 Twp 04N Rge 04W CANYON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 04W 35																	3.0
																	3.0

Total Acres: 3

CONDITIONS OF APPROVAL

1. Rights 63-31251 and 63-31253 when combined shall not exceed a total annual maximum diversion volume of 13.5 af at the field headgate for the irrigation of 3.0 acres.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

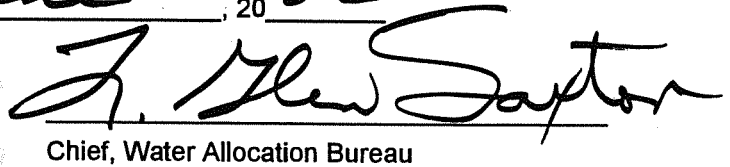
WATER RIGHT NO. 63-31253
As Modified by Transfer No. 69220

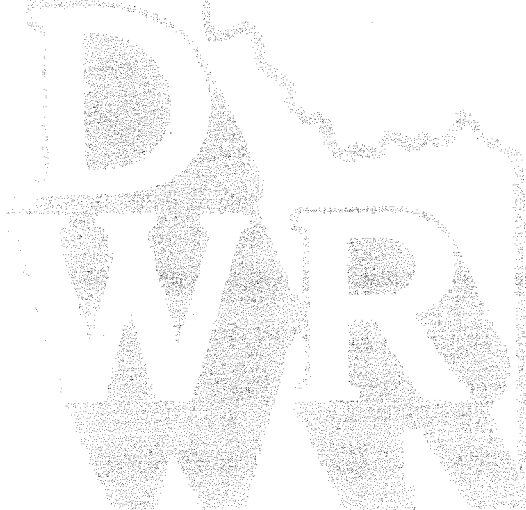
CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of June, 2002


Chief, Water Allocation Bureau



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69220

RECEIVED

JUN 21 2002

WATER RESOURCES
WESTERN REGION

This is to certify that: DANA L ANDERSON
19385 HUSKY LN
CALDWELL ID 83607
(208)455-8933

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-2846	AJC/License	01/30/1951	0.20 cfs			20.0	GROUND WATER
63-3326	AJC/License	01/15/1963	0.90 cfs	206.0 af		45.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-2846	YES	YES	NO	NO	NO	NO
63-3326	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-2846	63-31251	0.03 cfs	13.9 af	N/A	3.0	63-31250	0.17 cfs	N/A	N/A	17.0
63-3326	63-31253	0.06 cfs	13.5 af	N/A	3.0	63-31252	0.84 cfs	192.5 af	N/A	42.0
TOTALS		0.09 cfs	13.9 af	N/A	3.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

20th

day of

June

20

02

[Signature]
Chief, Water Allocation Bureau

(Internet)

Page 1 of 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 69220

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVE

MAY 25 2011

WATER RESOURCES
WESTERN REGION

Name of applicant DANA L ANDERSON Phone (208) 455-8933
Post Office address 19385 HUSKY LANE CALDWELL ID 83607

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other SPLIT RIGHT
2. Describe the reason for the proposed changes CHANGE OF OWNERSHIP AND USE
OF OWN WELL FOR IRRIGATION.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|------------|----------------------------|--|---------------|
| 63-2846 | 01/30/1951 | .03 | IRR | 4/1 to 10/15 |
| 63-2846 | 01/30/1951 | .01/.3 | STOCK WTR | 1/1 to 12/31 |
| 63-3326 | 01/15/1963 | .06/13.7 | IRR | 4/1 to 10/15 |
| | | | | to |
| 2. Total amount of water being transferred | | .07 | cubic feet per second and/or 14 acre-feet per annum. | |
| 3. Source of water | | EXISTING WELL tributary to | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1**6. General Information:**a. Description of diversion system 1 1/2 HP pump, 2" line in 8" case wellb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NO CHANGE.

d. Remarks:

DUE TO DIVISION OF PROPERTY, LAND WILL BE DRY
IF RIGHTS ARE NOT TRANSFERRED.**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

Pg 3 of 8

05/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 63-2846

Owner Type Name and Address
 Current Owner CLARENCE D COOK
 14614 BOLIVAR DR N
 SUN CITY, AZ 85351
 (602)933-2264

Original Owner R C FISHER

Priority Date: 01/30/1951
Basis: License
Status: Active

Source Tributary to
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/15	0.2 CFS		
STOCKWATER	1/01	12/31	0.05 CFS		
Total Diversion			0.2 CFS		

Location of Point(s) of Diversion:

GROUND WATER	8WNE	Sec. 35	Township 04N	Range 04W	CANYON County
GROUND WATER	NESW	Sec. 35	Township 04N	Range 04W	CANYON County

IRRIGATION Use:
 Acre Limit: 20

Place(s) of use:

Place of Use Legal Description: IRRIGATION CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	04W	35		NWSE	20									

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 20

Remarks:

1. General TRANS. 1639.
 ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 88.

Dates:

Licensed Date: 08/28/1979
 Claim Received Date:
 Deeded Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:

Water Right 63-2846

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
N If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED 63-2846

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .03 for IRRIGATION purposes from 4/1 to 10/15
 (cfs/ac-ft)
 amount .01/.3 for STOCK WATER purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>44</u>	<u>4W</u>	<u>35</u>														<u>3</u>			<u>3</u>
																<u>5</u>			

Total acres 3

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .17 for IRRIGATION purposes from 4/1 to 10/15
 (cfs/ac-ft)
 amount .04 for STOCK WATER purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>44</u>	<u>4W</u>	<u>35</u>														<u>17</u>			

Total acres 17

Pg 5 of 8

05/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 63-3326

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLARENCE D COOK 14614 BOLIVAR DR N SUN CITY, AZ 85351 (602)933-2264

Priority Date: 01/15/1963
Basis: License
Status: Active

Source
GROUND WATER

Tributary to

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/15	0.9 CFS	206 AFA	
Total Diversion			0.9 CFS	206 AFA	

Location of Point(s) of Diversion:

GROUND WATER	SWNE	Sec. 35	Township 04N	Range 04W	CANYON County
GROUND WATER	NWSW	Sec. 35	Township 04N	Range 04W	CANYON County

IRRIGATION Use:
Acre Limit: 45

Place(s) of use:

Place of Use Legal Description: IRRIGATION

CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	04W	26		SWSW	3									
		35		NWNW	35									
				NWSE	7									

Total Acres: 45

Remarks:

1. General TRANS. 1638.
ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 SS.

Dates:

Licensed Date: 08/28/1979
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): S011360

Water Right 63-3326

1

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
N If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED 63-3326

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .06/13.7 for IRRIGATION purposes from 4/1 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>4N</u>	<u>4W</u>	<u>35</u>														<u>3</u>			<u>3</u>

Total acres 3

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .84/192.3 for IRRIGATION purposes from 4/1 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>4N</u>	<u>4W</u>	<u>26</u>										<u>3</u>							<u>3</u>
		<u>35</u>						<u>35</u>								<u>4</u>			<u>39</u>

Total acres 42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

The grid map shows a 10x10 section grid. Handwritten annotations include:

- R-4W**: Range 4 West, located in the upper-middle section of the grid.
- T-4N**: Township 4 North, located in the middle-left section of the grid.
- 35**: Section 35, located in the middle-right section of the grid.
- PD**: Point of Diversion, located in the middle-right section of the grid, with a small arrow pointing to it from the section number 35.

PART 3

B. CHANGES IN NATURE OF USE N/C.

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

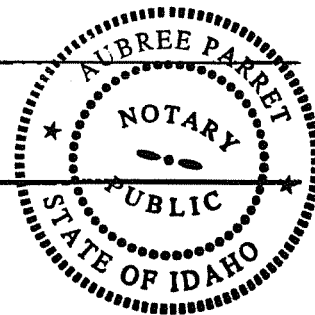
3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 24th day of May, 19 2001

My commission expires 02/07/06



FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and _____ attachmentsReceived by LM Date 5-25-01Prelim. check by LM Fee \$100.00Received by LM Date 5-25-01Published in PRESS TRIBUNEPub. dates 7-5 & 12-01

Watermaster recommendation requested on _____

Protest filed by _____

W027815

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

by _____

Copy of transfer sent to lien holder _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03326
Date Received: 3/ 1/1990
Receipt No: S011360
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CLARENCE D COOK 602-933-2264
Address: 14614 BOLIVAR DR N
SUN CITY AZ 85351

2. Date of Priority: JAN 15, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	35	SW	NE			CANYON
			NW	SW			CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.900		206.00

7. Total Quantity Appropriated is:
0.900 C.F.S. (and/or) 206.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	26	SW	SW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
		35	NW	NW	IRR	35.0
			NW	SE	IRR	7.0
					Section Acres	42.0
					Total Acres	45.0

11. Place of use in counties: CANYON

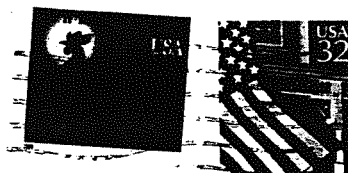
12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A63-03074

14. Remarks:
TRANS. 1638.
ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 SS.

15. Basis of Claim: LICENSE
Water Right Number: 30908

Mr. Clarence Cook
14614 Bolivar Drive
Sun City, AZ 85351



State of Idaho
Dept of Water Resources
1301 A Orchard St PO 83720
Boise, Id 83720-0098



Please change my
mailing address from:
Clarence Cook
9318 Bearwood Circle
Sun City, Az. 85351

To: Clarence Cook
14614 Bolivar Dr N.
Sun. City, Az 85351

A6302790 cc: W.A.

A63-02846

A63-02873

A63-03074

A63-03326

A63-02751

RECEIVED

FEB 08 1999

Department of Water Resources

63-21312
modified records
NAP prepared.
2-9-99

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03326
Date Received: 3/01/1990
Receipt No: S011360
Received By: _____

RECEIVED

MAR 8 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLARENCE D. COOK
Address: 9318 BRIARWOOD CIRCLE
SUN CITY, AZ

85351

2. Date of Priority: JAN 15, 1963

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot
04N	04W	35	SW	NE	SW	

County
CANYON
CANYON

Department of Water Resources
Western Regional Office

602-933-2264
RECEIVED

MAR 12 1990

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.900		206.00

7. Total Quantity Appropriated is:
0.900 C.F.S. (and/or) 206.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	04W	26	SW	SW		IRR	3.0
Section Acres							3.0

A63-03326

Page 1

Date: 03/01/90

MICROFILMED
AUG 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	35	NW	NW		IRR	35.0
			NW	SE		IRR	7.0
						Section Acres	42.0
						Total Acres	45.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
A63-03074

14. Remarks:
TRANS. 1638.

15. Basis of Claim: LICENSE
Water Right Number: 30908

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): Carney D. Cook Date: 3/5/90

Date: _____

State of ~~Idaho~~ ARIZONA)
County of MARICOPA) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of MARCH 1990

Charles J. Becica
Notary Public

Seal



Residing at _____

My Commission Expires _____

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

02/28/90 14:30:23

Page 1

Water Right Number - 63-03326 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 30908

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
COOK

CLARENCE D.

1 - RT. 3

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/15/1963 14 L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County04N 04W 35 SW NE (27) CANYON
04N 04W 35 NW SW (27) CANYON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/15 0.900 206.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.900 206.00+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
04N 04W 26 SW SW 3.0 01 IRRIGATION (27) CANYON
04N 04W 35 NW NW 35.0 01 IRRIGATION (27) CANYON
04N 04W 35 NW SE 7.0 01 IRRIGATION (27) CANYON

Total Acres: 45.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
TRANS. 1638.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.MICROFILMED
AUG 19 1992

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Start Work Date	-	00/00/0000	Verified Date	-	06/03/1985	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	08/28/1979	Appl Received	-	00/00/0000	Transfer/Amended	-	T
Decree Date	-	00/00/0000						

AUG 19 1992

06/15/2006

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

RIGHT NUMBER: 63-31253

NAME AND ADDRESS: JOSEPH SCOTT TILMANT
19385 HUSKY LN
CALDWELL ID 83607

DANA LYNN TILMANT
19385 HUSKY LN
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
13.500 AFY

PRIORITY DATE: 01/15/1963

POINT OF DIVERSION:

T04N R04W S35 NWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.060 CFS
13.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S35 NWSE 3.00

3 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 69220 within one (1) year of the date of this approval.

Right No. 63-31984 is also diverted through point of diversion described above.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.



Idaho Department of Water Resources

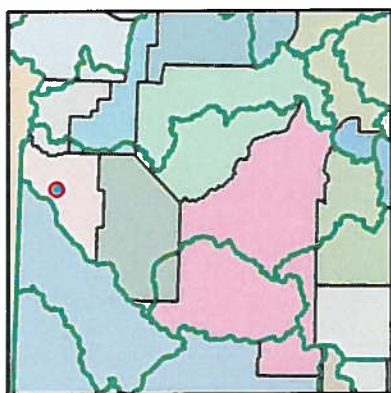
SRBA Recommendation:

63-31253

Acres = 3

Legend

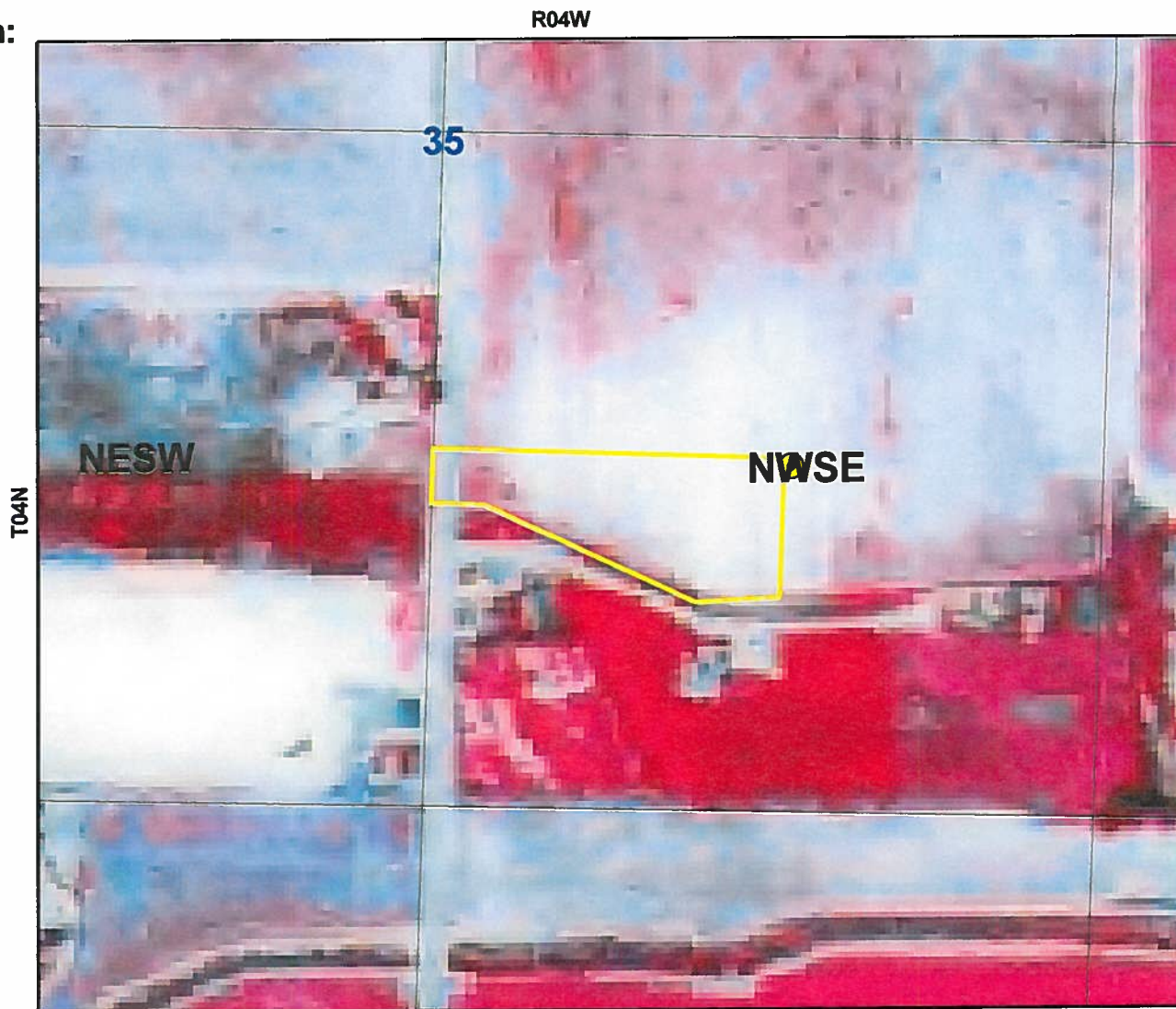
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by K. Walker
On Friday, June 16, 2006
1987/88 Aerial Photography



0 0.1 0.2 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31253

WATER RIGHT NUMBER: 63-31253

Owner TypeName and Address

Original Owner

CATHERINE ANDERSON
19385 HUSKY LN
CALDWELL, ID 83607
(208)455-8933

Current Owner

DANA L TILMANT
19385 HUSKY LN
CALDWELL, ID 83607
(208)455-8933

Original Owner

CLARENCE D COOK
9610 OAKRIDGE DR
SUN CITY, AZ 85351
(602)933-2264

Current Owner

JOSEPH SCOTT TILMANT
19385 HUSKY LN
CALDWELL, ID 83607

Priority Date: 01/15/1963

Basis: License

Status: Active

Source

GROUND WATER

Beneficial Use

IRRIGATION

From To

04/01 to 10/15

Diversion Rate

0.060 CFS

Annual Volume

13.50 AF

Total Diversion:

0.060 CFS

13.50 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4

Sec. 35, Twp 04N, Rge 04W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	04W	35																	3.0

Total Acres: 3

Conditions of Approval:

1. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Keep
exp

S39

lic says 4/1-10/31
trans says 4/1-10/15

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31253

- N/A 2. ~~X35~~ Rights ~~63-31251~~ and 63-31253 when combined shall not exceed a total annual maximum diversion volume of 13.5 af at the field headgate for the irrigation of 3.0 acres.
- exp T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. ~~X61~~ S39 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
- exp 5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- exp 6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
- exp 7. ~~046~~ Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- Remarks:

Comments:

1. psdaggs 6/20/2002 9:30:48 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 69220

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3326

WATER RIGHT NUMBER: 63-3326

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLARENCE D COOK RT 3 CALDWELL, ID 83605

Priority Date: 01/15/1963

Basis: License

Status: Active Transferred

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/15	0.900 CFS	206.00 AF
	<u>Total Diversion:</u>	0.900 CFS	206.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 35, Twp 04N, Rge 04W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 35, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	26											3.0						3.0
04N	04W	35							35.0								7.0		42.0

Total Acres: 45

Conditions of Approval:

1. TRANS. 1638.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3326

Comments:

1. pskaggs 6/20/2002 9:30:39 AM Approved Transfer 69220

Comment: Approved transfer 69220 is associated with all or part of this Right and the following records.

~~Claim 63-31250 0.17 cfs afa 17 total acres~~

~~Claim 63-31251 0.03 cfs 13.0 afa 3 total acres~~

Claim 63-31252 0.84 cfs 192.5 afa 42 total acres

Claim 63-31253 0.06 cfs 13.5 afa 3 total acres

2. jpeppers 2/13/2004 transfer amendment

Comment: transfer approval 69220 was amended 2/12/2004 to remove water right 63-2846 and associated splits (63-31250 and 31251). See order for explanation.

Water Supply Bank:

corrected
to
remove

NO
NO

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31253

02/03/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
31253	Claim	04N	04W	35	NW	SE		IRRIGATION	3/3	DANA L TILMANT
31918	Claim	04N	04W	35	NW	SE		IRRIGATION	1.5/1.5	MARK L ENGLAND
31919	Claim	04N	04W	35	NW	SE		IRRIGATION	5/5	HEIDI WINKELMAN
31920	Claim	04N	04W	35	NW	SE		IRRIGATION	11/11	REGHINA APAHIDEAN
31921	Claim	04N	04W	35	NW	SE		IRRIGATION	1.5/1.5	JAMES D CROWE
31984	Claim	04N	04W	35	NW	SE		IRRIGATION	3.5/3.5	FRED CHADWICK
28647	Water Right	04N	04W	35	NW	SE		~~DOMESTIC~~		DELORAS RUSCO
28882	Water Right	04N	04W	35	NW	SE		~~DOMESTIC~~		JAMES DEAN MORRISON

OK for
this property

Receipt Details for ID S011360

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/1/1990 8:49:28 AM	3/1/1990	Southern	\$600.00	Check
Payer	DUNCAN, ARTHUR T.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2730			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$600.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3074		\$50.00	Claim
63	2790		\$90.00	Claim
63	2873		\$130.00	Claim
63	2751		\$140.00	Claim
63	2846		\$70.00	Claim
63	3326		\$95.00	Claim
63	21312		\$25.00	Claim

State of Idaho

WATER LICENSE

Water License No. G-30908/63-3326 Priority January 15, 1963 Amount 0.9 c.f.s.

THIS IS TO CERTIFY, that CLARENCE D. COOK
of Caldwell, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated January 15, 1963; that Permit G-30908/63-3326 was issued pursuant
to said application; that the proposed works were completed on or about April 1963
with a storage/or carrying capacity of 1.22 c.f.s., said works consisting of
well, pump, motor, and earth ditches; and that on December 20, 1967
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 206
acre feet per season, with a maximum rate of diversion of 0.9 cubic feet per second of the waters
of ground-water, tributary of _____,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 4 N, R. 4 W, B.M., and
other additional points _____, in the County of
Canyon; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 206 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>4 N</u>	<u>4 W</u>	<u>26</u>											<u>3</u>						<u>3</u>
		<u>35</u>						<u>35</u>								<u>7</u>			<u>42</u>

Total number of acres irrigated 45

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of December, 19 69.

[Signature]
State Reclamation Engineer

30908
63-3326

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30908

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Clarence D. Cook

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the NW 1/4 of Section 35

T. 4 N R. 4 W County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:

40 HP vs. ELEC MOTOR # 678516
LAUNE & BOWLER VERT TURBINE PUMP
8" DISCHARGE - THROUGH EARTH DITCHES -
GRAVITY IRRIGATION

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4, sec. 26; NW 1/4, NW 1/4, sec. 35, T. 4 N, R. 4 W, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

SPADING METER USED

$$Q = \frac{100 \text{ c.f.}}{82 \text{ sec}} = 1.22 \text{ c.f.s.}$$

Q measured by perme water lifier Co. 1.25 c.f.s.
IRRIGATION REQUIREMENT = 1.5 AC-FT / ACRE / PERSON

This examination was made on the _____ day of JULY, 1968 DDR

(Signed) _____

Examiner.

30908 plat
63-3326 mfl

SECTIONS 26 + 35, Twp. 4N, R. 4W, E. 1M.

SEC. 26

DEER FLAT NORTH CANAL

SOUTH LINE OF NW 1/4 NW 1/4 SE 1/4

SEC. 35

WELL →

QUINN LATERAL

WELL 10' DEEP
210' SOUTH + 10'
EAST OF NW CORNER
OF NW 1/4 SW 1/4

Permit Map No. 30908

As Approved

JAN 17 1963

GEO. N. CARTER

State Registration Engineer