

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

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MAY 05 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
63-26718 PD					
02-02185	License				
A02-02185					

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DEPARTMENT OF WATER RESOURCES

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) JOHN F. ALSIP III / THE ALSIP
FAMILY LIMITED PARTNERSHIP, LLC
4. New Owner/Claimant(s) MELBA LAND INVESTMENT CO., LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 800 WILSHIRE BLVD #1500
- City, State and ZIP Code LOS ANGELES, CA 90017
- New Telephone Number (213) 680-9212
5. Date you acquired the property DEC 6, 2005

Proposed, changed

PIONEER - NAMPA

REQUEST

TYPE

Deed

FEE

12-

PN 88389

WARRANTY DEEDCANYON COUNTY RECORDER
by DM

G NOEL HALLS

NOV DEC 6 PM 4 05

RECORDED

200581417

FOR VALUE RECEIVED, THE ALSIP FAMILY LIMITED LIABILITY PARTNERSHIP, an Idaho limited liability company, the Grantor, does hereby grant, bargain, sell and convey unto MELBA LAND INVESTMENT CO., LLC, a California limited liability company, the Grantee, whose address is c/o George Phillips, 800

Wilshire Blvd

e 1500, Los Angeles, CA 90017-2619

, the following described premises, situated in Canyon County, State of Idaho, to-wit:

All of Section 18, Township 1 North, Range 2 West of the Boise Meridian, Canyon County, Idaho;

EXCEPTING THEREFROM the East 25 feet thereof;

TOGETHER with all water, water rights, ditches and rights-of-way for ditches appurtenant thereto or in anywise appertaining;

TOGETHER WITH AND SUBJECT TO that certain Appurtenant Easement Agreement dated February 28, 1963 by and between Carl E. Nicholson and Blanche Nicholson, husband and wife, the Parties of the First Part, and John Alsip III, a single man, et al, the Parties of the Second Part, recorded August 20, 1963 in Book 24 of Bonds & Agreements, page 223, Instrument No. 537879, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Appurtenant Easement Agreement dated February 13, 1963, by and between Basin Land Company, Inc., an Idaho corporation, Party of the First Part, and John Alsip III, a single man, et al, the Parties of the Second Part, recorded August 20, 1963, in Book 24 of Bonds & Agreements, page 237, as Instrument No. 537880, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Appurtenant Easement dated February 28, 1963 by John Alsip III, a single man, et al, Parties of the First Part, and John Alsip III, a single man, et al, the Parties of the Second Part, recorded August 20, 1963 in Book 24 of Bonds & Agreements, page 254, as Instrument No. 537881, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Appurtenant Easement dated February 28, 1963 by Dry Lake Farms, Inc., an Idaho corporation, et al, the Parties of the First Part, to John Alsip III,

a single man, et al, the Parties of the Second Part, recorded August 20, 1963 in Book 24 of Bonds & Agreements, page 266, as Instrument No. 537882, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Appurtenant Tenancy In Common Agreement by John Alsip III, a single man, et al, dated July 20, 1963, recorded August 20, 1963 in Book 45 of Miscellaneous Records, page 582, as Instrument No. 537883, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Assignment of Tenancy in Common Agreement recorded as Instrument No. 537883 from Desert Sun Farms, Inc., an Idaho corporation, formerly Feed Service Co., Inc., an Idaho corporation, to Glenn Allen and Charlotte Allen, husband and wife, and David Allen and Sara Allen, husband and wife, recorded May 6, 1965 as Instrument No. 565520, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Amendment to Tenancy in Common Agreement by John Alsip III, et al, dated July 29, 1966, recorded August 4, 1966 in Book 26 of Bonds & Agreements, page 535 as Instrument No. 584692, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Amendment to Tenancy in Common Agreement dated February 4, 1969, by and between John Alsip III, et al, recorded May 13, 1969 as Instrument No. 628078, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Assignment of Tenancy Common Agreement, recorded July 17, 1989 as Instrument No. 8913106, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Amendment to Tenancy in Common Agreement, recorded September 15, 1988 as Instrument No. 8818432, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Amendment to Tenancy in Common Agreement, recorded September 15, 1988 as Instrument No. 8818433, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Assignment of Tenancy in Common Agreement, recorded February 5, 1993 as

Instrument No. 9302541, records of Canyon County, Idaho;

TOGETHER WITH AND SUBJECT TO that certain Assignment of Tenancy in Common Agreement, recorded February 5, 1993 as Instrument No. 9302542, records of Canyon County, Idaho;

SUBJECT TO taxes and assessments for the year 2005 and all subsequent years;

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

Dated this 30 day of Nov., 2005.

THE ALSIP FAMILY LIMITED LIABILITY PARTNERSHIP

By John F. Alsip III
John F. Alsip III, Partner

By Catherine N. Alsip
Catherine N. Alsip, Partner

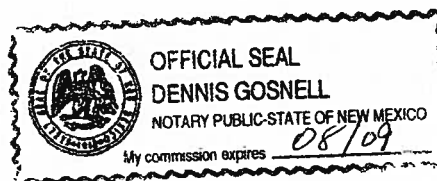
STATE OF New Mexico
County of Santa Fe ss.

On this 30th day of November, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN F. ALSIP III and CATHERINE N. ALSIP, known to me to be the Partners of THE ALSIP FAMILY LIMITED LIABILITY PARTNERSHIP, an Idaho limited liability partnership, and the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for and on behalf of such Partnership.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my

official seal the day and year in this certificate first above written.

Dennis Gosnell
Notary Public for ~~Idaho~~ New Mexico
Residing at Wells Fargo Bank
My commission expires: 08/09



RECEIVED

MAY 05 2006

WATER RESOURCES
WESTERN REGION

LAW OFFICES

ASTOR & PHILLIPS

A PROFESSIONAL LAW CORPORATION

ORANGE COUNTY OFFICE
333 CITY BOULEVARD WEST
SUITE 705

ORANGE, CALIFORNIA 92668-2924
TELEPHONE (714) 634-8050
FACSIMILE (714) 634-8469

Z. HARRY ASTOR
OF COUNSEL

May 1, 2006

LOS ANGELES OFFICE
800 WILSHIRE BOULEVARD
FIFTEENTH FLOOR

LOS ANGELES, CALIFORNIA 90017-2619
TELEPHONE (213) 680-9212
FACSIMILE (213) 891-2910

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PLEASE REPLY TO LA

MAY 09 2006

DEPARTMENT OF
WATER RESOURCES

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: **Alsip / Melba Land Investment Co., LLC**

Dear Gentilepersons:

Enclosed with this correspondence, please find a fully executed Notice of Change in Water Right Ownership, copy of Warranty Deed, and a check in an amount not to exceed \$100.00 payable to the State of Idaho, Department of Water Resources, in connection with the transfer of ownership of the following water rights: 63-26718, 02-02185, and A02-02185.

Please feel free to contact me if you have any questions or comments regarding this matter.

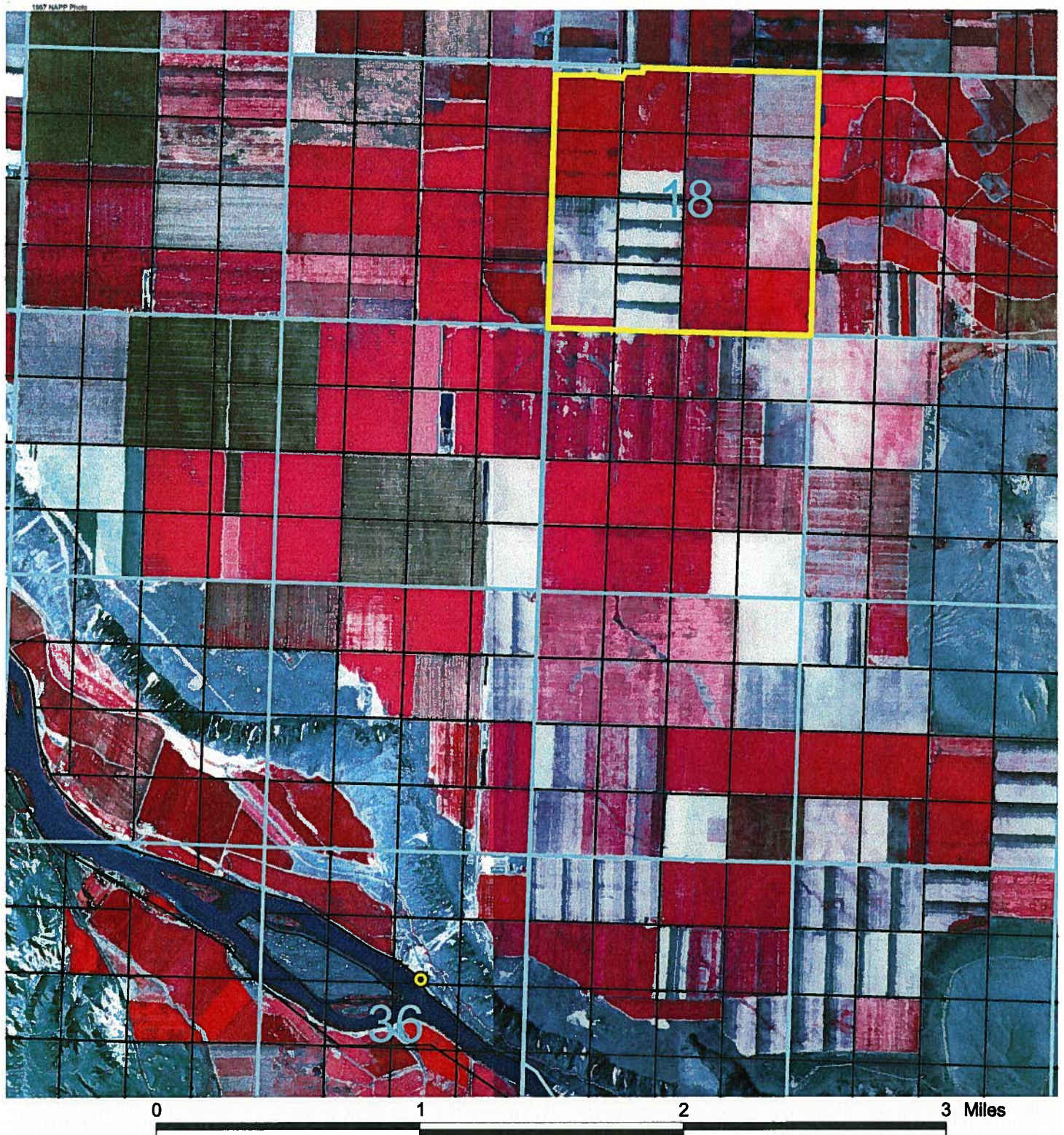
Very truly yours,



JAMES R. COELHO

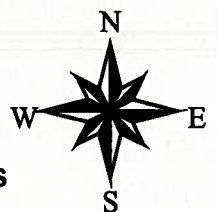
JRC:es
Enclosures

Idaho Department of Water Resources



Claim Number: 02-2185
Legal: T01N, R03W S36
T01N, R03W, S18
Reviewed By: SJR 4/4/05

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



04/04/2005

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

RIGHT NUMBER: 2-2185

NAME AND ADDRESS: JOHN F ALSIP III
7244 HUMPHREY RD
CLINTON WA 98236

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.400 CFS
2,790.000 AFY

Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined shall not exceed a total diversion rate of 74.30 cfs.

PRIORITY DATE: 01/07/1963

POINT OF DIVERSION:

T01N R03W S36 SWSWNE Lot 7 Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	6.400 CFS 2,790.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early 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

T01N R02W S18	NENE	38.0	T01N R02W S18	NWNE	39.0
T01N R02W S18	SWNE	40.0	T01N R02W S18	SENE	39.0
T01N R02W S18	NENW	38.0	T01N R02W S18	NWNW	36.0
T01N R02W S18	SWNW	39.0	T01N R02W S18	SENW	40.0
T01N R02W S18	NESW	40.0	T01N R02W S18	NWSW	38.0
T01N R02W S18	SWSW	38.0	T01N R02W S18	SESW	39.0
T01N R02W S18	NESE	39.0	T01N R02W S18	NWSE	40.0
T01N R02W S18	SWSE	39.0	T01N R02W S18	SESE	38.0

620 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: License

Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 are diverted from the point of diversion described above.

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30882/02-2185 Priority Jan. 7, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that JOHN F. ALSIP, III
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 30882/02-2185 issued pursuant to Application for Permit dated January 7, 1963,
and has submitted proof to the Department of Water Administration on September 21, 1966,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 88.0, and that the water has in fact been applied to a
beneficial use: a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Twp. 1 N, Rge. 3 W, B.M.

in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 2,790 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

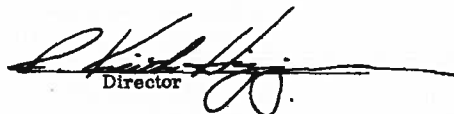
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 N	2 W	18	38	39	40	39	38	36	39	40	40	38	38	39	39	40	39	38	620

Total number of acres irrigated 620

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17 day of

May, 19 72.


Director

Rights

- ✕ 2-2172 - 2.5
- ✕ 2-2177 - 5.18
- ✕ 2-2184 - 5.33
- ✕ 2-2185 - 6.4
- ✓ 2-2191A - 0.17
- ✓ 2-2191B - 8.47
- ✕ 2-2192 - 2.64
- ✓ 2-2193 - 4.46
- ✓ 2-2194A - 6.0
- ✓ 2-2194B > 2-10056 < 2-10220 - 7.12
- ✓ 2-2194C < 2-10221 - 0.88
- ✓ 2-2195 < 2-10184 - 0.01
- ✓ 2-2195 < 2-10185 - 2.49
- ✕ 2-2196 - 2.5
- ✕ 2-2199 - 1.56
- ✕ 2-2208 - 5.0
- ✓ 2-2280 - 0.8
- ✓ 2-2363 - 2.6
- ✕ 2-2368 - 9.86
- ✓ 2-2422 - 1.74
- ✕ 2-7010 - 0.8
- ✓ 2-7011 - 12.8
- ✓ 2-7078 - 2.4
- ✓ 2-7081 - 1.39
- ✕ 2-10218 and - 1.3
- ✓ 2-10219 - 0.16

are diverted from the point of diversion described above.

DATE 1/3/84

FILE _____

NAME OF PARTY Kat ButteEMPLOYEE John K Noyescopy
from
7-2280
claim
file

RE: Reviewing Kat Butte ownership with
Don Brandt attached claims have a total
of 94.82 CSS less permits 02-2363 & 02-7363 of
4.66 CSS equal 90.16 CSS claimed in 1983. On lic
02-2194 shows a total diversion rate of
88.02 CSS, no indication in S.O file on how
measurement was arrived at or method of
calculations appears to be excessive.

General Chapman did a measurement of sparkling
meters on the system & arrived at 67.28 CSS.
Brandt agency sent a letter to this office showing
measurement taken by John Power - 68.36 CSS
measurement made in 1983. This is the figure
I'll use until a better figure is arrived at.
90% of the measurement made on this system
are from sparkling meter out of the canal or
by counting the sprinkler heads.

Method of limiters

90.16 CSS total - 68.36 = 21.80 CSS needing
limiters - Starting with latest rights

02-2081	Priority 4/29/71	CSS 7.39
02-7078	5/24/68	2.4
02-7011	3/11/68	12.8
02-7010	3/11/68	1.80
02-2368	4/8/65	9.96

Total 27.25 CSS
21.80 needed.

MICROFILMED

AUG 16 1994

CONVERSATION MEMORANDUM

DATE 10/11/84

FILE _____

NAME OF PARTY Hot Butte

EMPLOYEE John K Noyes

RE: Reviewed Hot Butte ownership with
Don Brandt. Measured water 7/20/84 under
pressure of Canal running over - Brintant 74.07 cfs
computed cfs 94.3. Idaho Tower 68.36 cfs
Eng report on 02-2194 reads 88.02 cfs
can not find supporting data on this st.
Use 74 cfs for total capacity of system.
Rights total 94.82 cfs - 74 cfs = 20.8 diff.
limited sta. 02-7363, 02-2363, 02-7078,
02-7081, 02-7010, 02-7011.

copy from
 7-2194A
 Jan file

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02185Date: 4-26-02

	TNS	RNG	SEC	NE				NW				SW ✓				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	1N	2W	18	38	39	40	39	38	36	39	40	40	38	38	39	39	40	39	38	620
GIS				39	39	40	40	38	33	40	40	40	40	40	40	40	40	40	40	629
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1Total Claimed Acres: 620

Overlapping FOU Claim #'s:

Total GIS Acres: 629

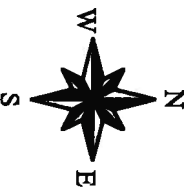
COMMENTS:

POD per claim map & image interpretation.POD per legal & one claim map. One maps indicates two PODs, but I believe there is only one.

Idaho Department of Water Resources

Claim Number: 02-02185
Legal: T01N, R02W, S18
Reviewed By:

- Point of Diversion
(Located Outside of View)
- Place of Use
- Section Lines
- Quarter Quarter Lines

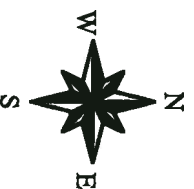


Idaho Department of Water Resources

Claim Number: 02-02185
Legal: T01N, R02W, S18
Reviewed By:

- Point of Diversion
(Located Outside of View)
- Place of Use
- Section Lines
- Quarter Quarter Lines

1987 Napp Photo



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: A02-02185
Date Received: 3/20/1990
Receipt No: W011494
Received By: _____

FEB 1 1993

Department of Water Resources
Western Regional Office

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOHN F ALSIP III 208-474-1908
Address: 27940 SMITHTOWN RD
EXCELSIOR MI 55331

2. Date of Priority: JAN 7, 1963

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	03W	36	SW	SW	NE	7	CANYON

5. Description of diverting works:
HAT BUTTE DIVERSION; 9-600 HP PUMPS, 1-300 HP PUMP; CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.400		

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

8. Total consumptive use is 2170.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	02W	18	NE	NE		IRR	38.0
			NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	39.0
			NE	NW		IRR	38.0

A02-02185

Page 1

Date: 01/28/93

MICROFILMED
AUG 16 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02W	18	NW	NW		IRR	36.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	38.0
			SW	SW		IRR	38.0
			SE	SW		IRR	39.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	38.0
						Section Acres	620.0
						Total Acres	620.0

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:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 30882

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

22-2185

Date Received

Receipt Number

W011494

RECEIVED

MAR 20 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John Alsip II Phone (612) 474 1908Mailing Address 27940 Smithtown Rd Excelsior Zip 55331Minnesota2. Date of Priority (Only one (1) per claim) 11/7/19633. Source of water supply (a) Snake Riverwhich is tributary to (b) Columbia River4. a. Location of existing point of diversion is: Township 1N Range 3W Section 36,SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot, 7 B.M., County of Canyon

Additional points of diversion if any: _____

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

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

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

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

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

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

Hat Butte Snake Riverdiversion - 9-600 HP motors - 1-300 HP motorpenstock to Hat Butte canal.Sprinkler irrigation.

MICROFILMED

AUG 16 1994

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For irrigation purposes from 3/15 to 11/15 amount 6.4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 6.4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 0.2170 acre feet per annum.

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1N	24	18	38	39	40	39	38	36	39	40	40	38	38	39	39	40	39	38	620

Total number of acres irrigated 620

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

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

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

14. Remarks:

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AUG 16 1994

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

[illegible]**MICROFILMED**

AUG 16 1994

Last Name Misip Ident No. 02-2185

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____
If applicable provide IDWR Water Right Number 02-2185
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

X Signature of Claimant (s) John F. Alsip IV Date 3/13/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Canyon) SS.

X Subscribed and sworn (or affirmed) before me this 13 day of March 19 90

SEAL

Notary Public John R. Meyer

Residing at 15170 Homedale Rd
Caldwell, Idaho 83405

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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AUG 16 1994

Last Name Alsip Ident. Number 02-2185

Copies White-State, Yellow-Claimant

State of Idaho

License and Certificate of Water Right

Water License No. 30906

Amount 2.5 c.f.s.

Water District No. _____

Priority January 14, 1963

THIS IS TO CERTIFY that

KENNETH TIEGS & SONS, INC.

of Melba, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated January 14, 1963; that Permit No. 30906 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

2.5 second feet, was issued thereunder on June 23, 1964, showing that said works were completed on the 8th day of June, 1964, and that on the 8th day of June, 1964,

KENNETH TIEGS & SONS, INC.

of Melba

State of Idaho

made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of Snake River

, a tributary of Columbia River, for the purpose of irrigation

under Use Permit No. 30906 of the Department of Reclamation

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

2 of Licenses at page 7850, on the 23rd day of June, 1964;

The right hereby confirmed dates from January 14, 1963;

The Point of Diversion is located

in the NW 1/4, Sec. 36, Tp. 1 N., R. 3 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	2 W.	17	N 1/2	320	320
			SW 1/4	160	160
			N 1/2 SE 1/4	80	80
			SE 1/4 SE 1/4	40	36
			SW 1/4 SE 1/4	40	37
Total amount of acres to be irrigated:					633

The right to the use of the water aforesaid 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

23rd day of June, 1964.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICTOF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

SEP 24 1981

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon BRANNADE BASIN
Border.

NOTICE OF CLAIM TO A WATER RIGHT

02-2185		Department of Water Resources	
I.D. No.		Western Regional Office	
\$ 10.00		#20237	
Fee Paid		Receipt No.	

Notice is hereby given that

John F. Alsip III

(Name of Claimant)

27940 Smithtown Road 55331Telephone No. 612 474 1908Excelsior Minnesota

(Mailing Address)

(Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)

Permit Dated January 7, 1963 ✓

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Snake ✓ tributary to Columbia ✓

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 6.40 CFS Use Irrigation Period of Use From Mar 15 To Nov 15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)(4) 6.40 CFS TOTAL QUANTITY CLAIMED. 67 SW SW NE
(CFS, GPD, AF)(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 1/4 SE 1/4
Sec. 36 ✓, Twp. 1 N ✓, Rge. 3 W ✓, B.M., CANYON CountyAdditional Points: SE 1/4 272.0 (17439.2

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

Pump and pipeline

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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>1N</u>	<u>2W</u>	<u>18</u>	<u>38</u>	<u>39</u>	<u>40</u>	<u>39</u>	<u>38</u>	<u>36</u>	<u>39</u>	<u>40</u>	<u>40</u>	<u>38</u>	<u>38</u>	<u>39</u>	<u>39</u>	<u>40</u>	<u>39</u>	<u>38</u>	<u>620</u> ✓

Total no. of acres 620 ✓

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization: HAT BUTTE MUTUAL CANAL CO

(8) Remarks _____

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 30882/02-2185

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

John J. Glass 9/21/81State of MINN JOHN J. GLASS
NOTARY PUBLIC - MINNESOTA
County of RAMSEY Commission Expires Apr. 17, 1983

Organization

Seal

Individual John F. Alsip III
(Signature of Claimant)
Kay N. Alsip
(Signature of Spouse)

Organization

(Signature of Authorized Agent)

On this 21st day of September, in the year 1981 before me
a notary public, personally appeared John F. Alsip III & Kay N. Alsipknown to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or HUSBAND & WIFE) executed the same.My commission expires April 17, 1983Notary Public residing at Ramsey County2421 11/17/83

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by GKN

Date 10/12/84

Right No. 02-2185

Claimant John F. Alsip III

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

P.D

Claim Details Verified Against:

Check (X or $\checkmark$) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1977 attached

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☒ No Date 7/20/84

☐ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement 74 cfs. Amount recommended 6.4 cfs.

Type of measuring device: BB flow meter Meter No. _____

Condition _____ Date 7/20/84 Time _____

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks See 02-2194A for measurements

& etc.

NOTED
MICROFILMED

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-2185

1. Name of Applicant John F. Alsip III

2. Priority 11/7/63

3. Source of Water Snake R.

4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
_____ cfs Use _____ From _____ to _____

_____ cfs Use _____ From _____ to _____

_____ cfs Use _____ From _____ to _____

5. Location of Point of Diversion: 47 SW NE of Section 36

Twp. 1N, Rge. 3W, County of Canyon

6. Describe Diversion Works: bumping plant & spring system

7. Describe Location of Use:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$ SW				SW $\frac{1}{4}$ SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>1N</u>	<u>3W</u>	<u>18</u>	<u>38</u>	<u>39</u>	<u>40</u>	<u>39</u>	<u>38</u>	<u>36</u>	<u>39</u>	<u>40</u>	<u>40</u>	<u>38</u>	<u>38</u>	<u>39</u>	<u>39</u>	<u>40</u>	<u>39</u>	<u>38</u>	<u>620</u>

TWP.	RGE.	COUNTY	SCALE: 1" = 1 MILE															
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+

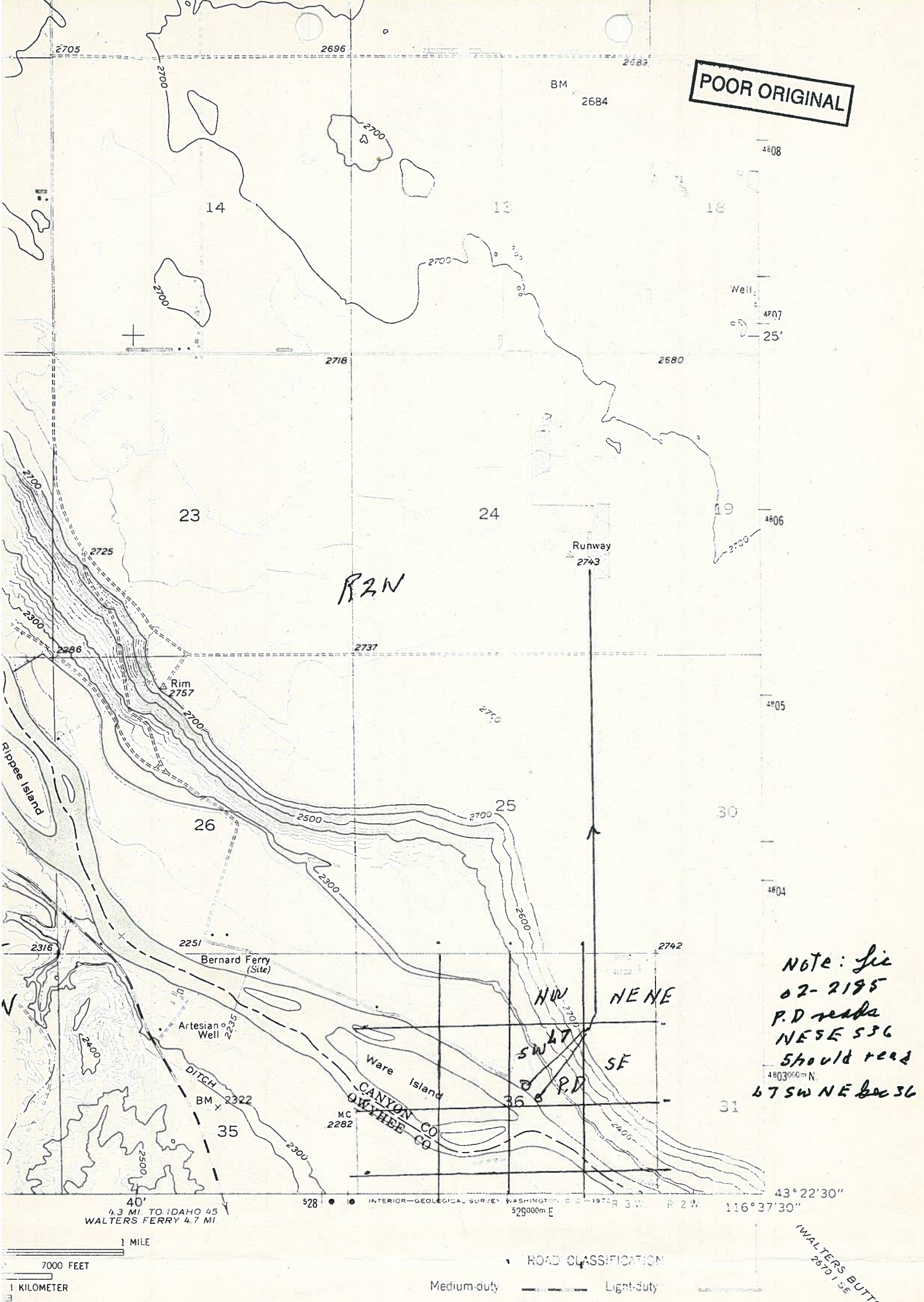
8. Purpose other than irrigation: none

9. Remarks: P.D. Reads NESE Sec 36 TIN R3W
Should read 47 SW NE Sec 36 TIN R3W
See attachments

This examination was made on the 17 day of Nov, 1983.

(Signed) John K. Hayes
Examiner

POOR ORIGINAL



NOTE: Lic
02-2185
P.D reads
NENE 536
Should read
4803000 N.
67SW NE 60 36

WALTERS BUTTE
25701 SE

GIVENS HOT SPRINGS, IDAHO
N4322.5—W11637.5/7.5

1958
AMS 2670 : NW-SERIES V893

DS
WASHINGTON, D. C. 20242
ON REQUEST

QUADRANGLE LOCATION

02 - 2185

POOR ORIGINAL

P
34.7

433

141

203

copy of original

R2W

R2

36

38

39

38

18
Sec

D
36
156.1

38
115.4

S

B

A
67.1

JOHN ALSIP

39

75.3

38

39

40

40

39

39

A

S

B

39

3

B

30.9

38

40

40

39

75.8

G

B

38

40

39

20.4

38

39

39

38

26.9

G
38

G

39

G
39

B

38

H

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AUG 16 1994

State of Idaho
Department of Water Administration

POOR ORIGINAL

LICENSE OF WATER RIGHT

License of Water Right No. 30882/02-2185 Priority Jan. 7, 1963 Amount 6.40 cfs

THIS IS TO CERTIFY, that JOHN F. ALSIP, III
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 30882/02-2185 issued pursuant to Application for Permit dated January 7, 1963,
and has submitted proof to the Department of Water Administration on September 21, 1966,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 88.0, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 6.40 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Twp. 1 N, Rge. 3 W, B.M.
in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 2,790 acre feet per year or _____
4.5 acre feet per acre.

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 $\frac{1}{4}$	
1 N	2 W	18	38	39	40	39	38	36	39	40	40	38	38	39	39	40	39	38	620

Total number of acres irrigated 620

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17 day of

May, 19 72.

Director

NOTARIZED