

06/26/2008

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

RIGHT NUMBER: 2-2199

NAME AND ADDRESS: AIX SPONSA INC
453 S FITNESS PL
EAGLE ID 83616

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.560 CFS
351.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-2192 AND 63-3141 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1030.5 AF.

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, 2-10029, 2-10059, 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: 01/24/1963

POINT OF DIVERSION:

T01N R03W S36 SWSWNE Lot 7 Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.560 CFS
351.00 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 in CANYON County

T01N R03W S01 SENE 38.00 T01N R03W S01 NESE 40.00

78 ACRES TOTAL

Right Nos. 63-3141, 2-2192 and 2-2199 are limited to the irrigation of a
combined total of 229 acres in a single irrigation season.

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

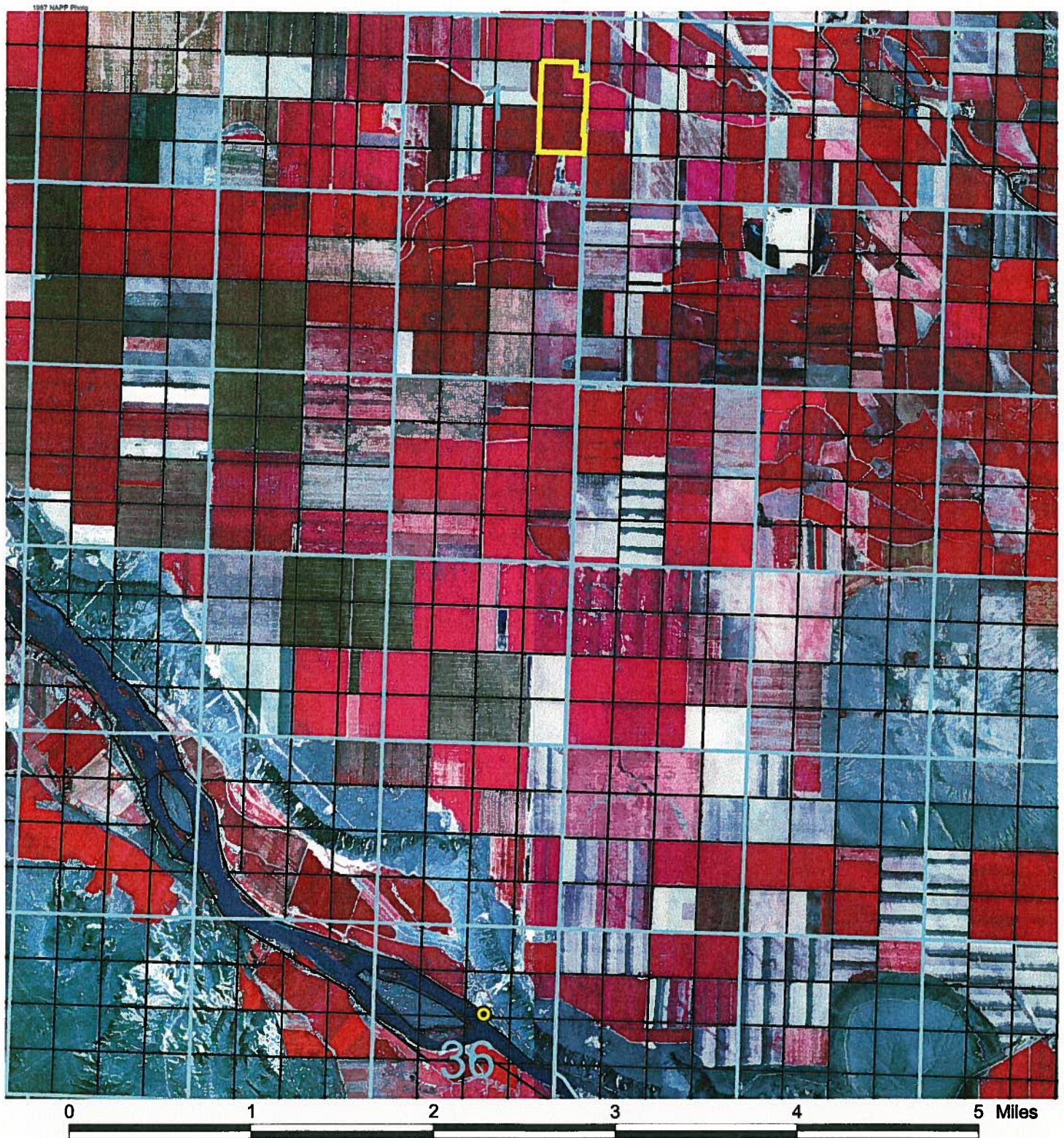
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193,

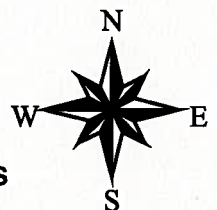
2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010,
2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218,
2-10219, 2-10220 and 2-10221 are diverted from the point of diversion
described above.

Idaho Department of Water Resources



Claim Number: 02-2199
Legal: T01N, R03W S36
T01N, R03W, S1
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: 2-2199

NAME AND ADDRESS: ESTATE OF HERKE STAM
MARGRIETA M STAM
C/O DIRK DE BOER
5701 RIM RD
NAMPA ID 83686

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.560 CFS
351.000 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.

USE OF THIS RIGHT WITH RIGHT NO. 63-3141 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 351 AF.

PRIORITY DATE: 01/24/1963

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	1.560 CFS 351.00 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 R03W S01	SENE	38.0	T01N R03W S01	NESE	40.0
---------------	------	------	---------------	------	------

78 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. 30926/02-2199 Priority Jan. 24, 1963 Amount 1.56 cfs

THIS IS TO CERTIFY, that C. Elwood White
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 30926/02-2199 issued pursuant to Application for Permit dated January 24, 1963
and has submitted proof to the Department of Water Administration on February 16, 1968
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.10 cfs, 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 1.56 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 1.56 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ 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 351 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

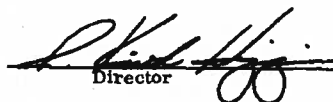
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	SW¼	SE¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 N	3 W	1				39										39			78

Total number of acres irrigated 78

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 1 day of

February, 19 72.


Director

2 2199

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
- ✗ 2-2196 - 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 CFS less permits 02-2363 & 02-7363 of
4.66 CFS equal 90.16 CFS claimed in 1983. On lic
02-2194 shows a total diversion rate of
88.07 CFS, no indication in S.O file on how
measurement was arrived at or method of
calculations appears to be excessive.

Skeral Chapman did a measurement of sparkling
meters on the system & arrived at 67.28 CFS.
Brandt agency sent a letter to this office showing
measurement taken by John Hower - 68.36 CFS
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 CFS total - 68.36 = 21.80 CFS needing
limiters - Starting with latest rights

	Priority	CFS
02-2081	4/29/71	1.39
02-7078	5/24/68	2.4
02-7011	3/11/68	12.8
02-7010	3/11/68	.80
02-2368	4/8/65	9.96

Total 27.25 CFS
21.80 needed.

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AUG 16 1984

CONVERSATION MEMORANDUM

DATE 10/11/84

FILE _____

NAME OF PARTY Hal Butte

EMPLOYEE John K Moyer

RE: Reviewed Hal Butte ownership with
Don Brandt. Measured water 7/20/84 under
pressure of canal running over - Brintant 74.07 cfs
computed cfs 74.3. Idaho Tower 68.36 cfs
Eng report on 02-2194 reads 88.02 cfs
Can not find supporting data on this rt.
Use 74 cfs for total capacity of system.
Rights total 94.82 cfs - 74 cfs = 20.82 cfs.
Limited rts. 02-7363, 02-2363, 02-7078,
02-7081, 02-7010, 02-7011.

copy from
 02-2194A claim file

DOWN - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02199

Date: 4-30-02

	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	IN	3W	01				39									39				78
-GIS							40									38				78
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				

Number of POD's 1

Total Claimed Acres: 78

Overlapping FOU Claim #'s:

Total GIS Acres: 78

COMMENTS:

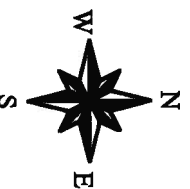
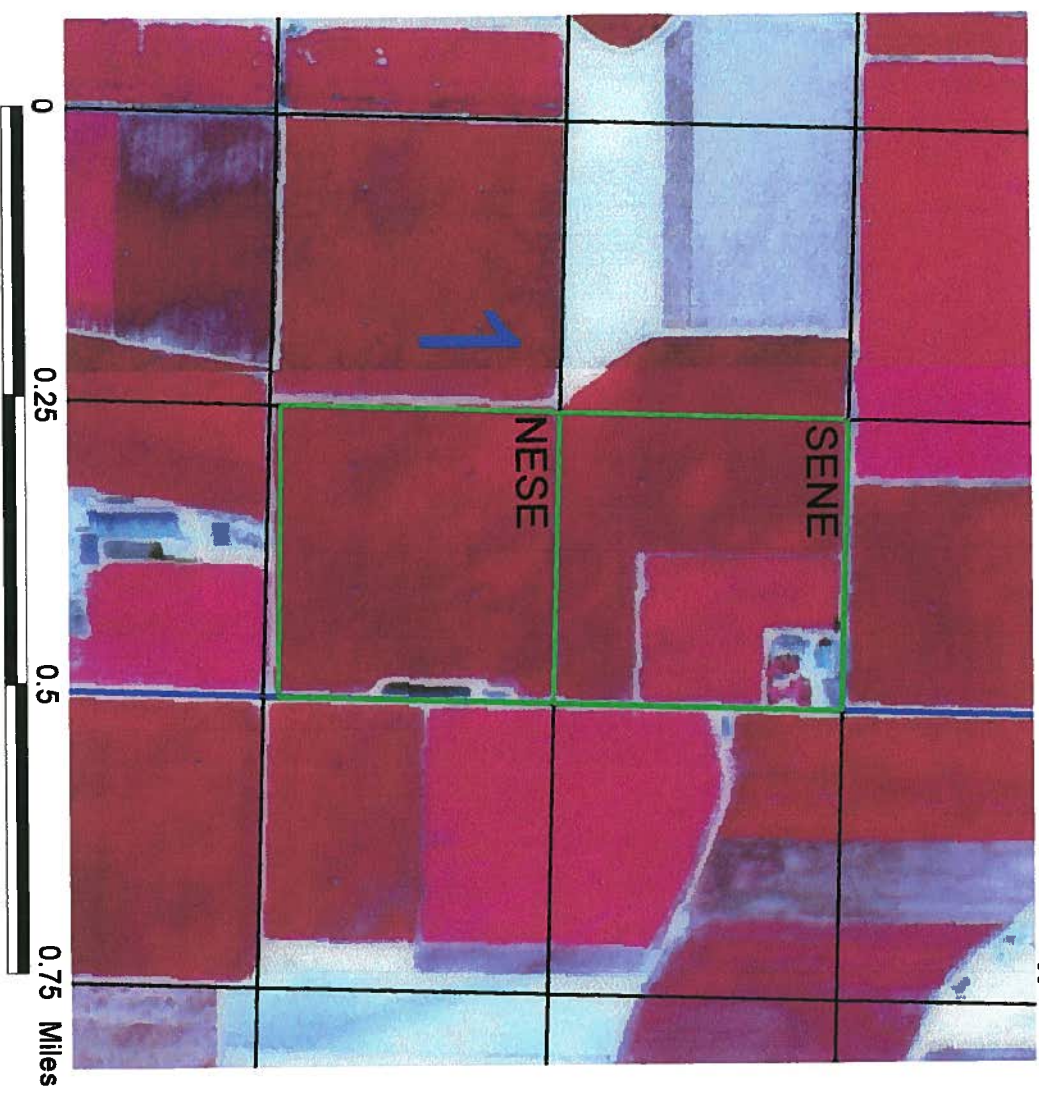
pod & pod per legal + image interpretation.

Idaho Department of Water Resources

Claim Number: 02-02192
Legal: T01N, R03W, S01
Reviewed By:

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

1987 Napp Photo



Idaho Department of Water Resources

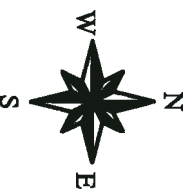
Claim Number: 02-02192

Legal: T01N, R03W, S01

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: **A02-02199**
Date Received: 2/ 8/1990
Receipt No: W008582
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ESTATE OF HERKE STAM 208-466-1014
Address: MARGRIETA M STAM
C/O DIRK DE BOER
5701 RIM RD
NAMPA ID 83651

2. Date of Priority: JAN 24, 1963

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	36	NW	NW	SE		CANYON

5. Description of diverting works:
9 600 HP PUMPS, 1 300 HP PUMP, GRAVITY & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.560		

7. Total Quantity Appropriated is:
1.560 C.F.S. (and/or) 4.50 A.F.A.

8. Total consumptive use is 273.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	03W	1	SE	NE		IRR	39.0
			NE	SE		IRR	39.0

10. Place of Use: Continued

Section Acres 78.0

Total Acres 78.0

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:
02-2192, 63-3141

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 30926

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

Date: _____

State of Idaho)
) SS.
County of)

Subscribed and sworn (or affirmed) before me this day

of 19

Notary Public

Seal

Residing at

My Commission Expires

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

02-2199

Date Received

2-8-90

Receipt Number

W008582

RECEIVED
FEB 08 1990

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Estate of Herke Stamm Phone (208) 466-1014Mailing Address 20 DIRK De BEOR Zip 836512. Date of Priority (Only one (1) per claim) 1/24/19633. Source of water supply (a) Snake River
which is tributary to (b) Columbia River4. a. Location of existing point of diversion is: Township 1N Range 3W Section 36,
NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot, 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. 9-600 HP motor 1-300 HP

motor - 900 HP measured 70.97 cfs 5/2/84
gate tower measured 68.36 cfs - Reservoir top
of hill - 12 ft top 4 ft bottom concrete canal to
appliance from redacted 1.56 cfs at 02-2199,
2.04 cfs at 02-2192
gravity & sprinkler irrigation (at Butte)
Reduction at SESE NW Sec 1 T4N 3W.

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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 1.56 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.56 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 273 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	34	1				39									39				78

Total number of acres irrigated 78

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 ☒ 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.
02-2192, 63-3141 or None ()

14. Remarks:

Scale: 2 inches equals 1 mile

[illegible]

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Copies: White-State, Yellow-Claimant **AUG 27 1992**

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

Decree _____

If applicable provide IDWR Water Right Number 02-2199

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.

Signature of Claimant (s) DIRK A BOB

Date Feb. 5 '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.

Subscribed and sworn (or affirmed) before me this 5 day of February 19 90

SEAL

Notary Public John K. Noyes

Residing at 15470 Homedale Rd.

Caldwell, Ida 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 _____

Last Name STAM Ident. Number 02-2199

MICROFILMED

Copies White-State, Yellow-Claimant
AUG 6 7 1992

+ - - - - Decree Plaintiff	- - - +	+ - - - - Decree Defendant	- - - +	+ - Decree Date - +
				00/00/0000

MICROFILMED
AUG 07 1992

WATER RIGHT

+-----+
Water Rights Dates and Flags Area

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
Exam to S.O. Date	00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 02/13/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

MICROFILMED
AUG 07 1992

RECEIVED

AUG 13 1993

Department of Water Resources

102-02199
FILED
A.M. 10/6 P.M.

SEP 27 1988

NED J. KERR, CLERK

N. Marshall
CLERK

LAST WILL AND TESTAMENT

OF

HERKE STAM

I, HERKE STAM, a resident of the State of Idaho, being of sound and disposing mind and memory and not acting under duress, menace, fraud or undue influence of any person whomsoever, declare this as my Last Will and Testament:

FIRST: I revoke all Wills and Codicils that I have previously made.

SECOND: I am married to MARGRIETA M. STAM, and all references in this Will to "my spouse" are to Margrieta M. Stam.

I have two (2) children now living, whose names and dates of birth are:

<u>NAME</u>	<u>DATE OF BIRTH</u>
Jolien M. Stam	March 13, 1965
Paul R. Stam	September 1, 1967

In the event that any of the aforementioned heirs predeceases me and leaves issue surviving me, said issue are to participate in the same manner and in the same proportion as their parents would have participated under the circumstances had they lived.

MICROFILMED
AUG 16 1994

THIRD: I hereby nominate and appoint my spouse to be Personal Representative of this, my Last Will and Testament, to serve without bond. In the event my spouse predeceases me, or for any other reason fails to qualify or ceases to act as Personal Representative, I nominate and appoint Dirk DeBoer to be Personal Representative of this, my Last Will and Testament, also to serve without bond.

FOURTH: I hereby give my Personal Representative full power to manage and settle my estate without intervention of any Court or Courts, including the power to sell, lease, mortgage, pledge, invest, reinvest and exchange, without public or private notice, and without prior application to the Magistrate Court or any other Court, and manage, control and in any way use and deal with any and all property of my estate without the intervention of any Court or Courts.

I further authorize my Personal Representative either to continue the operation of any business belonging to my estate for such time and in such manner as my Personal Representative may deem advisable and for the best interests of my estate, or to sell or liquidate the business at such time and on such terms as my Personal Representative may deem advisable and for the best interests of my estate. Any

shall not bear any part of the expenses of administration or any estate, inheritance or other death taxes.

SEVENTH: In the event my spouse does not survive me for at least thirty (30) days and my youngest child who survives me for that period has attained thirty-five (35) years of age, I give, devise and bequeath my entire estate, wheresoever situated and however held, to my children in equal shares.

EIGHTH: In the event my spouse survives me for at least thirty (30) days and also in the event my spouse does not survive me for at least thirty (30) days and my youngest child who survives me for at least thirty (30) days has not attained thirty-five (35) years of age, I give and devise all the rest and residue of my estate to my spouse and Dirk DeBoer, or the successor Trustee as named in paragraph 4 of Article III, as Co-Trustees, in trust, upon the terms and conditions and for the uses and purposes hereinafter set forth:

ARTICLE I

1. MANAGEMENT: The Trustee shall hold, manage and control the property comprising each trust estate, collect the income therefrom and out of same, shall pay all taxes and other incidental expenses of the trust, including its own commissions, and shall hold or distribute each trust estate and the income therefrom for the benefit of the beneficiaries as hereinafter provided.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 17, 1993

Dirk De Boer
5701 Rim Rd.
Nampa, ID 83686

Re: Snake River Basin Adjudication (SRBA)
Canyon County - Claim Nos.: A02-02192, A02-02199,
A02-07078, A63-03141 and three domestic claims

Dear Mr. De Boer,

Our Department received seven adjudication claims in February, 1988 in the name of the Herke Stam Estate. In order to continue processing the claims, we need a copy of the papers designating you as a representative of the estate. Please send a copy of the legal documents as soon as possible to complete the filings.

If you have any questions, please contact me at 327-7925 in Boise.

Sincerely,

Roxanne McCarthy
Senior Water Resource Agent
Adjudication Bureau

RM:rm:state:tf

MICROFILMED
AUG 16 1994

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON DRAINAGE BASIN.
BORDER.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-2199	I.D. No.	Map No.
\$ 10	Fee Paid	20285
		Receipt No.

Notice is hereby given that Herke &/or Margrieta M. Stam
(Name of Claimant)
Rt. 4 Box 4234-C Nampa, Id. 83651 Telephone No. 466-1014
(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) 1/24/1963

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(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 1.56 cfs Use Irrigation Period of Use From 3/15 To 11/15
(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) 1.56 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW SW (Lot 7) SE NE 1/4
Sec. 36, Twp. 1N, Rge. 3W, B.M., Canyon County
Additional Points: SEC 1 27 20 (1) 439.5

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.

Pumps, Pipeline, Hat Butte Canal & Ditches

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
1N	3W	1				39									39				78
						38									40				78

Total no. of acres 78 78

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:

(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. 30926/02-2199

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.

OCT 14 1981
(Date)

State of IDAHO Organization
County of ADA ss. Seal

On this 14 day of OCTOBER, in the year 1981 before me
a notary public, personally appeared HERKE STAM

known 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) executed the same.

My commission expires LIFE Notary Public residing at BOISE

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKN

Date 10/11/84

Right No. 02-2199

Claimant Wenke & Mary. Sten

Recommendation differs from claim:
(Document any differences)

☒ Yes

☒ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) 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 1.56 cfs.

Type of measuring device: 17 A. 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 02-2194 for measurements & etc.

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-2199

1. Name of Applicant Neske & or Margriela W. Stam
2. Priority 1/24/63
3. Source of Water Snake R
4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
1.56 cfs Use gr From 3/15 to 11/15
 cfs Use From to
5. Location of Point of Diversion: lot 7 SW NE of Section 36
Twp. 1N, Rge. 3W, County of canyon
6. Describe Diversion Works: pumping plant & sprinkler system
7. Describe Location of Use:

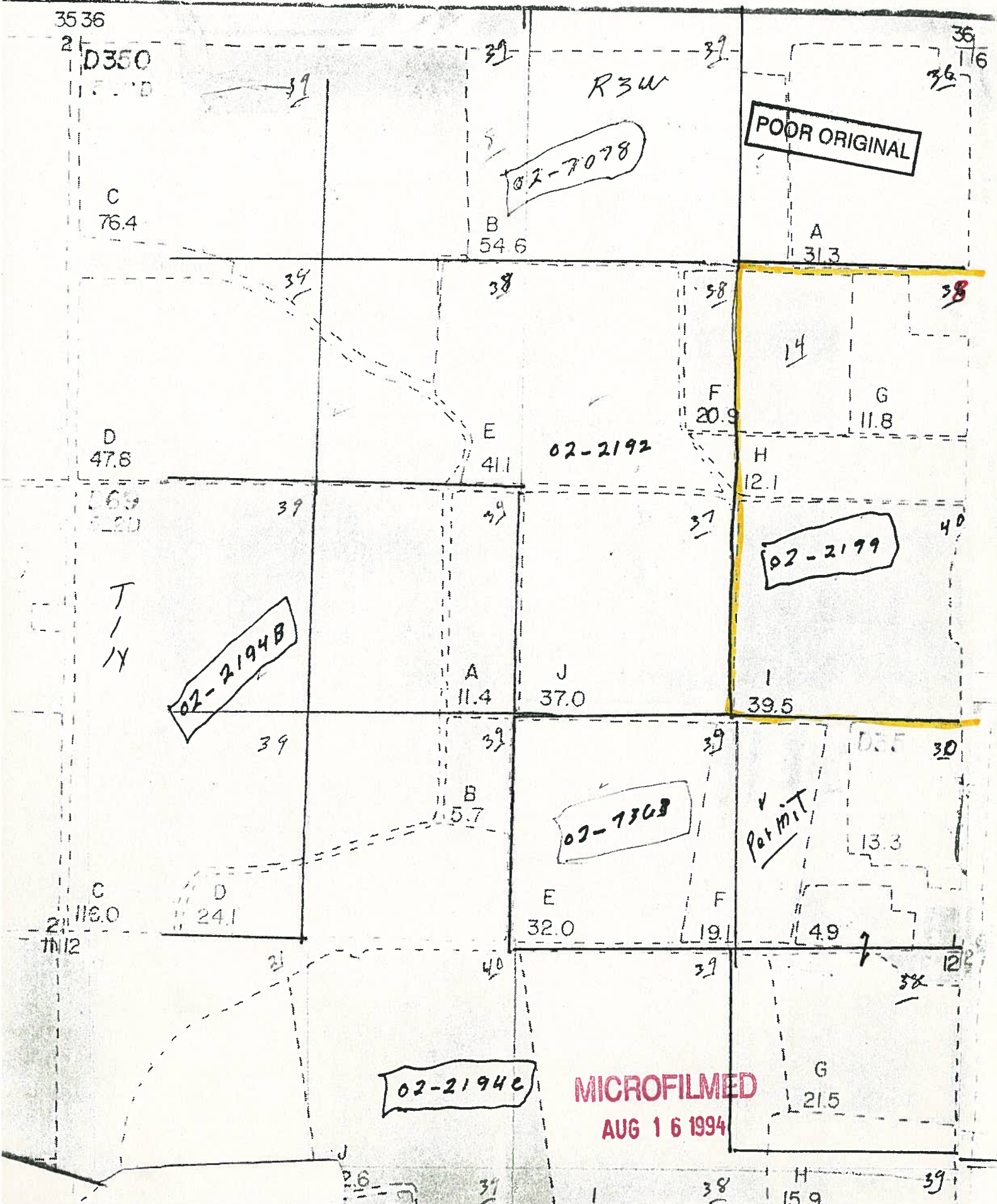
TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$ SW				SW $\frac{1}{4}$ SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>1N</u>	<u>3W</u>	<u>1</u>				<u>38</u>									<u>40</u>				<u>78</u>

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

8. Purpose other than irrigation: none
9. Remarks:

This examination was made on the 5 day of Dec, 1983.

(Signed) John K. Boyer
Examiner



State of Idaho
Department of Water Administration

POOR ORIGINAL

LICENSE OF WATER RIGHT

License of Water Right No. 30926/02-2199 Priority Jan. 24, 1963 Amount 1.56 cfs

THIS IS TO CERTIFY, that C. Elwood White
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 30926/02-2199 issued pursuant to Application for Permit dated January 24, 1963,
and has submitted proof to the Department of Water Administration on February 16, 1968,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.10 cfs, 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 1.56 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 1.56 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ 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 351 acre feet per year or
4.5 acre feet per acre.

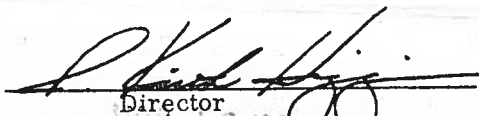
Description and location of place of use:

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	3 W	1				39									39				78

Total number of acres irrigated 78

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 1 day of
February, 19 72.


Director

RECORDED
2 2199

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1/24/1963
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Snake River tributary to Columbia River

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Additional Points: _____

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T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>1N</u>	<u>3W</u>	<u>1</u>				<u>39</u>									<u>39</u>				<u>78</u>

Total no. of acres 78

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: _____
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(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. _____
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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.

OCT 14 1981 (Date)
(Signature of Claimant)
(Signature of Spouse)
State of IDAHO Organization _____
County of ADA ss. Seal (Signature of Authorized Agent)
On this 14 day of OCTOBER, in the year 1981 before me
a notary public, personally appeared HERKE STAM
known 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 _____) executed the same.
My commission expires LIFE Notary Public residing at BOISE