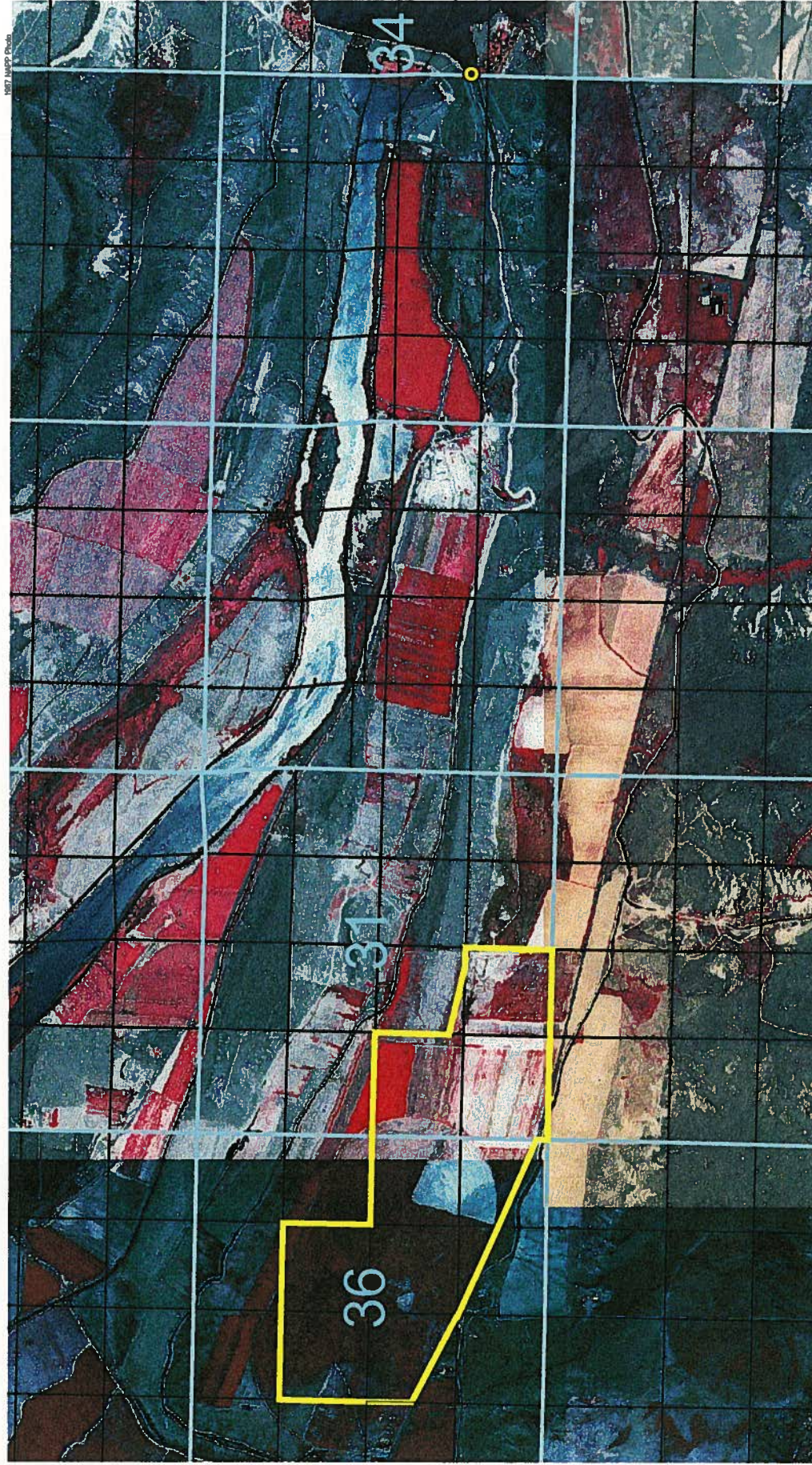


Idaho Department of Water Resources



0 1 2 3 4 5 Miles



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

Claim Number: 02-02405B
Legal: T05S, R04E, S31 & S34 &
T05S, R03E, S36
Reviewed By: JLD 6/10/05

06/10/2005

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

RIGHT NUMBER: 2-2405B
NAME AND ADDRESS: DAVID C UNRUH
32397 MUD FLAT RD
GRAND VIEW ID 83624-5048

CATHERINE W UNRUH
32397 MUD FLAT RD
GRAND VIEW ID 83624-5048

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 1.240 CFS
602.600 AFY

Right Nos. 02-02176B and 02-02405B are limited to a total combined diversion rate of 3.7 cfs and to a total combined annual diversion volume of 787.5 AF.

The rights listed below are limited to a total combined diversion rate of 14.55 cfs.

Combined Right Nos.: 02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271, 02-02272, 02-02405A, 02-02405B, 02-07032B, & 02-00063.

PRIORITY DATE: 05/18/1967

POINT OF DIVERSION:

T05S R04E S34 SWNWSW Lot 10 Within OWYHEE County

Point of diversion is on line dividing T05S, R04E, S33, and S34.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.240 CFS 602.60 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 OWYHEE County

T05S R03E S36	SWNE	6.0	T05S R03E S36	SENE	30.0
T05S R03E S36	NESW	23.0	T05S R03E S36	NESE	18.0
T05S R03E S36	NWSE	19.0	T05S R03E S36	SWSE	6.0
T05S R03E S36	SESE	15.0	T05S R04E S31	NESW	2.0
T05S R04E S31 Lot 3	NWSW	11.0	T05S R04E S31 Lot 4	SWSW	37.0
T05S R04E S31	SESW	8.0			

175 ACRES TOTAL

Right Nos. 02-02176B and 02-02405B are limited to the irrigation of a combined total of 175 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.

06/10/2005

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

EXPLANATORY MATERIAL: License

This right is a split from former right 02-02405.

The following rights are diverted through point of diversion described above:
02-02083, 02-02084, 02-02176A, 02-02176B, 02-04027, 02-02271,
02-02272, 02-02405A, 02-02405B, 02-07032B, & 02-00063.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-02405B

Priority: May 18, 1967

Maximum Diversion Rate:

1.24 CFS

Maximum Diversion Volume:

602.6 AF

This is to certify, that NORMA J YORGASON TRUST

C/O J RAMON YORGASON

7247 POTOMAC DR

BOISE ID 83704

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 18, 1967; and has submitted Proof of Beneficial Use on April 30, 1974. An examination indicates that the works have a diversion capacity of 14.550 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.24 CFS	602.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 10(NWSW), Sec. 34, Township 05S, Range 04E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S 03E 36	SWNE 6	SENE 30	NESW 23	
	NESE 18	NWSE 19	SWSE 6	
	SESE 15			117
04E 31	NESW 2	Lot 3(NWSW) 11	Lot 4(SWSW) 37	
	SESW 8			58

Total number of acres irrigated: 175

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

FEB 22 1994

State of Idaho
Department of Water Resources

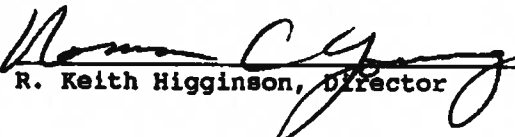
WATER RIGHT LICENSE

WATER RIGHT NO. 02-02405B

CONDITIONS/REMARKS:

6. The maximum combined rate of diversion under this right & Rights
02-02083, 02-02084, 02-2176A & B, 02-04027, 02-02271, 02-02272
02-02405A, 02-07032B & 02-00063 shall not exceed 14.55 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15TH
day of FEBRUARY, 1994.

Acting for  R. Keith Higginson, Director

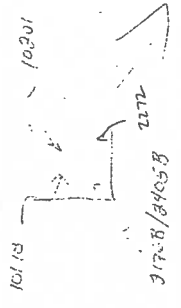
FEB 22 1994

ANIONÉ



22-139 100 sheets

101/13

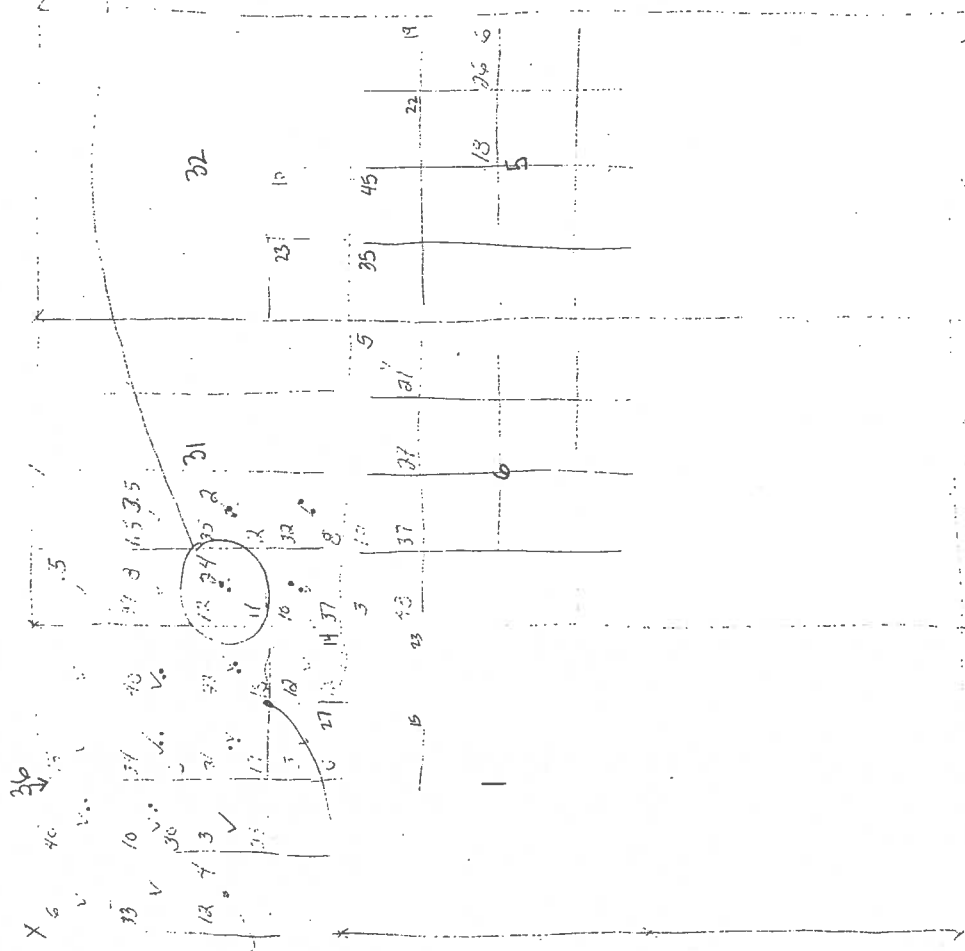


2175B, 2176B, 10173, 10301

2405A and 2176A (pinned)
2405B and 2176B (pinned)

3093

whoops for 2176A, 2405A
might be numbered in
5th SWNE, JENE



10171 < 10172 Sample (65 ft SW NEAR, 511 JENW)

2-7154
2-11000 Highway

storetails
2176A
2405A

3	12	23-27
6	27 15	10
15-19		

originals in 2-2176A

③ 2-2377, 2-2405 licenses

- sent licenses 2-2083, 2-2084 (back, 2000000)
- license completed or not completed - 2000000
- filed to 1 file on 130 and 5000

③ 2-2176
5/11/02
- field, 2000000, LDS

- good 2000000
- field didn't contain 2083, 2084
- ⇒ expensive across 4/00 in
- firm by transfer to other lands
- < 1" / ac

③ 2-2405 (2000000)
5/11/02
to supplement 2176

- on field land OK but maybe overbid on 2-23, 2084
- more (2000000, 2000000) on 2000000
- assigned to 2000000 field 11/4 2000

③ 2-2380 (LDS)

- expensive, 2000000, 2000000, 2000000

③ 2-2154 (2000000)

- firm, 2000000, 2000000, 2000000

5 J176 - 5580c - 8430041

5 J405A - J42 - 855.3

5 J405B - 175 - 608.6

L 2-2055

L 2-2055

C 2-2055

C 2-2055

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Water rights 10198 + 10201

		<u>10198</u>	<u>10201</u>	
5S 3E 36	NW NE	15		
	SW NE	34		
	SE NE	40		
	NE NW	40		
	NW NW	6		
	NW SE	21		
	SW SE	3		
	SW NW	33		
	SE NW	10		
	NE SW	3		
	NW SW	12	4	→ 13
	NE SE	22		
	SE SE	12		

5S 4E 31	SW NW	29	
	NE SW	35	2
	NW SW	12	24
	SW SW	10	
	SE SW	32	
	SE NW	1.5	3.5
	NW NW		.5
	SW NW		8

6S 4E 6	NE NW	10	422.5 acres
	NW NW	3	1902 AFY
			8.35 cfs

From transfer in 7154 → shall not exceed .02 or 4.5

UNITED STATES MAIL

PITNEY BOWES

\$02.44⁰⁰

02 1A
0004310839

NOV 18 2005

MAILED FROM ZIP CODE 83702

ADDRESS SERVICE REQUESTED

RECEIVED

SEPTEMBER 9 2005
DEPARTMENT OF
HUMAN RESOURCES

RECEIVED

NOV 29 2005
DEPARTMENT OF
WATER RESOURCES

BARBARA G HILLIARD
JAMES C HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

Report
Preliminary

02-2154
02-2130
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 217. 2206-2207
 218. 2207-2208
 219. 2208-2209
 220. 2209-2210
 221. 2210-2211

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02405B Date: 7-24-02

	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	5S	3E	36	1		6					30	23				18	19	6	15	117
-GIS						40					41	30				40	40	7.4	25	223.4
Claim	5S	4E	31									2	-3	-4	-					58
GIS												37	47	45	40					169
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 175

Overlapping FOU Claim #'s:

Total GIS Acres: 392.4

02-02170B, 02-10198

COMMENTS:

per County data

Idaho Department of Water Resources

Claim Number: 02-02405B

Legal: T05S, R03E, S36

T05S, R04E, S31

Reviewed By:



Point of Diversion
(Located outside of view)



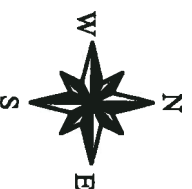
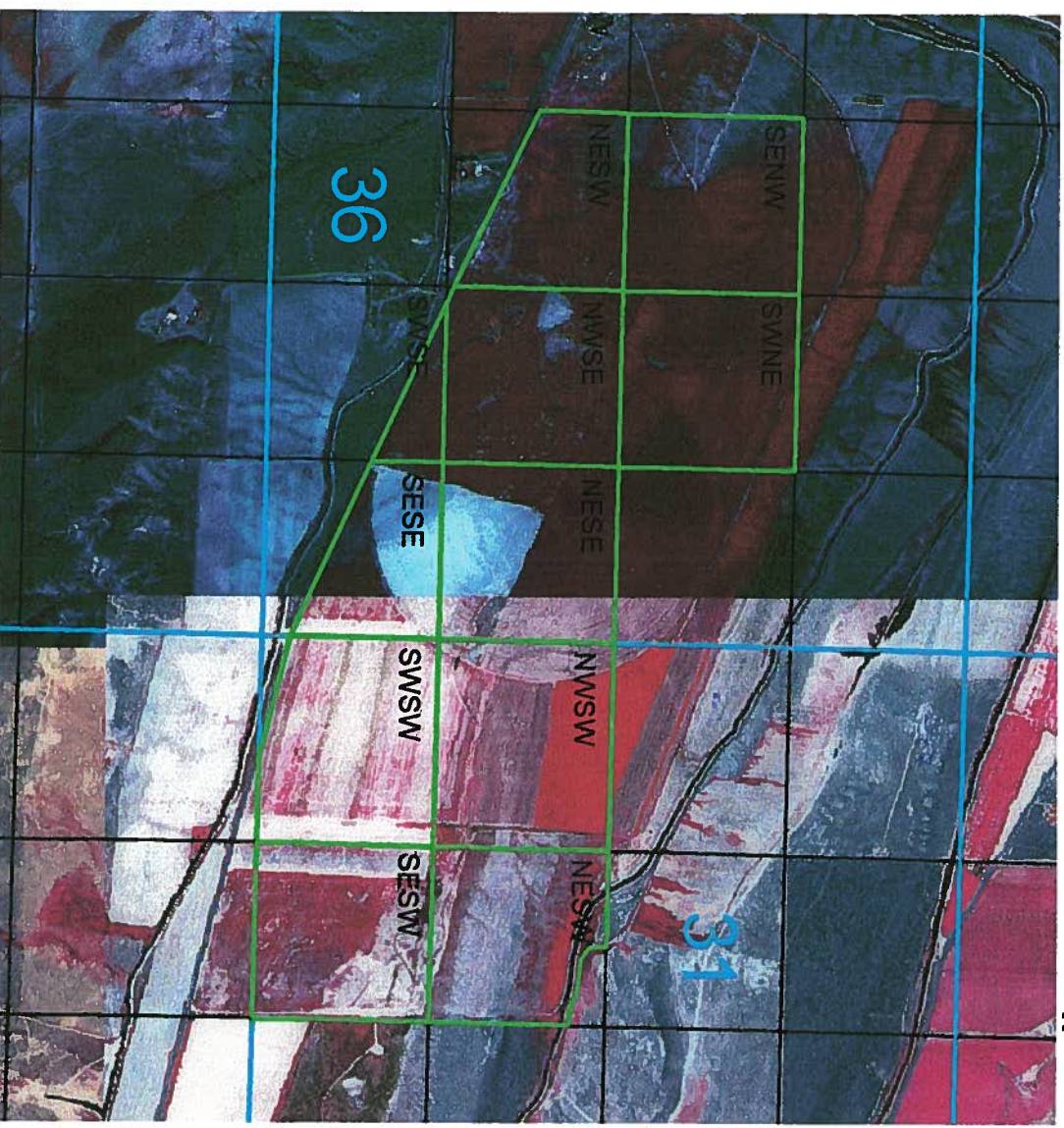
Place of Use



Section Lines



Quarter Quarter Lines



Idaho Department of Water Resources

Claim Number: 02-02405B

Legal: T05S, R03E, S36

T05S, R04E, S31

Reviewed By:



Point of Diversion
(Located outside of view)



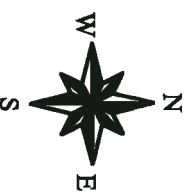
Place of Use



Section Lines



Quarter Quarter Lines



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 02-2405B
Date Received: 1/16/1989
Receipt No: C005147
Received By:

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

1. Name of Claimant(s): DAVID C UNRUH Phone: (208) 834-2879
HC 85 BOX 375
GRANDVIEW ID USA 83624

CATHERINE W UNRUH Phone: (208) 834-2879
HC 85 BOX 375
GRANDVIEW ID USA 83624

2. Date of Priority: 05/18/1967

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	Type
05S	04E	34	SW NW SW 10	OWYHEE	

5. Description of diverting works:

PUMP, BYBEE CANAL & RELIFT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/31	1.24	

7. Total Quantity Appropriated is:

1.24 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	03E	36	SW NE		IRRIGATION	6
			SE NW		IRRIGATION	30
			NE SW		IRRIGATION	23
			NE SE		IRRIGATION	18
			NW SE		IRRIGATION	19
			SW SE		IRRIGATION	6
			SE SE		IRRIGATION	15
Section Acres						117
05S	04E	31	NE SW		IRRIGATION	2
			NW SW	3	IRRIGATION	11
			SW SW	4	IRRIGATION	37
			SE SW		IRRIGATION	8
Section Acres						58
Total Acres						175

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

THIS RT. WHEN COMBINED WITH RTS. 02-2083/2084/2176A&B/4027/2271/ 2272/2405A/7032 & 02-0063 SHALL NOT EXCEED 14.55 CFS

"Ownership changed by RDH on 6/27/91"

Ownership changed by DB 8/13/2001

15. Basis of Claim: License

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

RECEIVED**AUG 01 2001****WATER RESOURCES
WESTERN REGION**

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
2-7154	2-7154				
2-2405B	2-2405B				
2-2176B	2-2176B				

RECEIVED**JUL 24 2001**

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)

Triangle Dairy
P.O. Box 7526 Boise ID. 83707

4. New Owner/Claimant(s)

David C. Unruh or Catherine W. Unruh
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

HC 85 Box 375

City, State and ZIP Code

Grandview ID. 83624

New Telephone Number

(208) 834-2879

5. Date you acquired the property

Nov 30 1998

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) David C. Chh
(include title if applicable)

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

For Office Use Only			
Received by <u>MARK (CBC)</u>	Date <u>7/24/01</u>	Fee <u>N/A</u>	
Receipted by _____	Date _____	Receipt No. _____	
Processed by _____	AJ Date _____	WR _____	Date _____

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED,

Triangle Dairy, Inc.

organized and existing under the laws of the State of Idaho, with its principal office at PO Box 7026
 Boise, ID 83707 of County of Ada, State of Idaho
 GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
 David C. Unruh and Catherine W. Unruh, husband and wife

Grantee(S), whose current address is: 25306 16 Road Montezuma, KS 67867
 the following described real property in Owyhee County, State of Idaho,
 more particularly described as follows, to wit:
 "See Attached Exhibit A"

RECEIVED

JUL 24 2001

Department of Water Resources

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this 30th day of November, in the year of 1998

Triangle Dairy, Inc. Corporate Name

By Kathleen A. Tate PRESIDENTAttest William D. Tate SECRETARY
Vice Pres.

ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Elmore, ss.

On this 30th day of November
 in the year of 1998, before me, the undersigned, a Notary Public in
 and for said State, personally appeared
Kathleen A. Tate/William D. Tate

known or identified to me to be the Pres/Vice Pres of the
 corporation that executed the instrument or the person(s) who executed
 the instrument on behalf of said corporation, and acknowledged to me that
 such corporation executed the same.

Signature: Sheryl A. Reymont
 Name: Sheryl A. Reymont

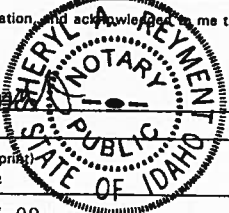
Residing at: Mountain HomeMy commission expires: 12-27-99

Exhibit "A"

Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho

- Section 25: That part of the S1/2SW1/4 lying South of the Grand View Mutual Canal.
Section 36: That part of the NW1/4NW1/4 lying East of the Grand View Mutual Canal.
Section 36: That part of the SW1/4NW1/4 described as follows: BEGINNING at the Quarter Corner common to Sections 35 and 36; thence South 89° 56' East a distance of 660.00 feet to the REAL POINT OF BEGINNING; thence North 00° 17'14" East a distance of 794.72 feet; thence West 50 feet to the center of the Grand View Mutual Canal; thence North along said center line to the North boundary of said SW1/4NW1/4; thence East along the North boundary line to the NE corner of said SW1/4NW1/4; thence South to the Southeast corner of said SW1/4NW1/4; thence West along the South boundary to the REAL POINT OF BEGINNING.
Section 36: E1/2NW1/4, SW1/4NE1/4
E1/2NE1/4 lying South of the Grand View Mutual Canal.
NW1/4NE1/4 EXCEPT that part lying North of the Grand View Mutual Canal.
S1/2 lying North of the Grand View-Bruneau Highway (now known as State Highway #78) the centerline of which begins at a point which is 221 feet South of the West Quarter corner of said Section 36; thence South 66° 36' East a distance of 5751 feet to a point in the East line of said Section 36, 144 feet North of the Southeast section corner.

Township 5 South, Range 4 East, Boise Meridian, Owyhee County, Idaho

- Section 31: Lot 4 and the SE1/4SW1/4
That portion of Lots 2 and 3 and that portion of the SE1/4NW1/4 and that portion of the NE1/4SW1/4 lying South of the Grand View Mutual Canal.
That portion of Lot 5 lying North of the main Highway from Grand View to Bruneau as reserved in U.S. Patent for a Federal Aid Highway under act of November 9, 1921 (42 Stat. 212).

Township 6 South, Range 4 East, Boise Meridian, Owyhee County, Idaho

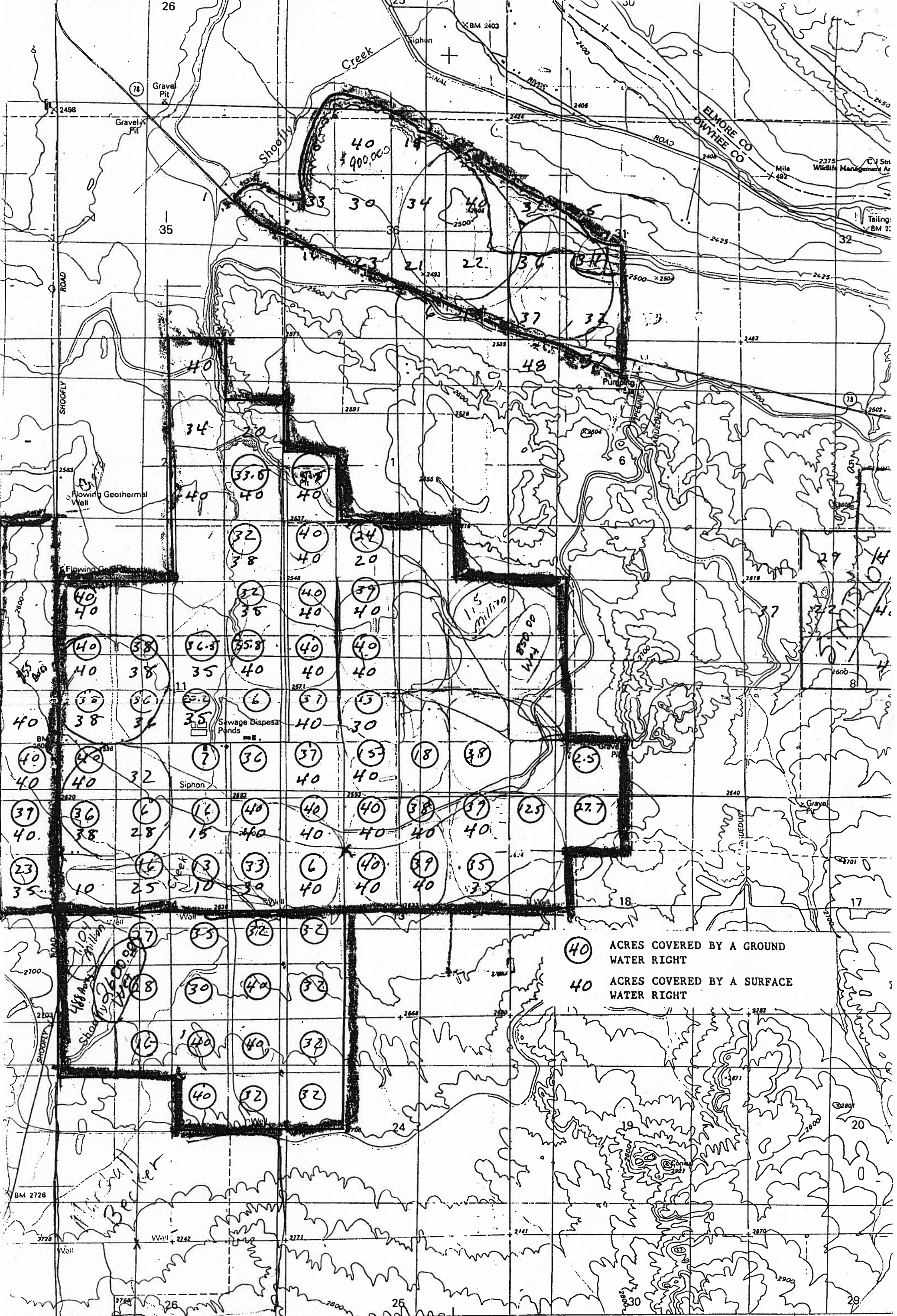
- Section 6: That portion of Lots 3 and 4 lying North of the Grand View-Bruneau Highway as reserved in U.S. Patent for a Federal Aid Highway under act of November 9, 1921 (42 Stat. 212)

REQUEST OF
JIM HUNTLEY JR.
BY
JIM HUNTLEY JR.
DEPUTY

226767

JIM HUNTLEY JR.
OWYHEE COUNTY RECORDER
BY
DEPUTY

FILED - RECORDED
59 DEC -2 PM 4:53



(40) ACRES COVERED BY A GROUND WATER RIGHT
40 ACRES COVERED BY A SURFACE WATER RIGHT

RECEIVED

DEC 29 1998

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

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A02-07154, A02-02405B, A02-02176B
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) TRIANGLE DAIRY

4. New Owner/Claimant(s) DAVID C. UNRUH AND CATHERINE W. UNRUH
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 25306 16 ROAD, MONTEZUMA, KS 67867
City, State and ZIP Code New address in Idaho after 12/15
New Telephone Number () -
5. Date you acquired the property 12/2/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) David C. Unruh Date _____
Catherine W. Unruh Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED,

Triangle Dairy, Inc.

organized and existing under the laws of the State of Idaho, with its principal office at PO Box 7026
Boise, ID 83707 of County of Ada ,a corporation
State of Idaho

GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto
David C. Unruh and Catherine W. Unruh, husband and wife

Grantee(S), whose current address is: 25306 16 Road Montezuma, KS 67867
the following described real property in Owyhee County, State of Idaho,
more particularly described as follows, to wit:
"See Attached Exhibit A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this 30th day of November, in the year of 1998.

Triangle Dairy, Inc. Corporate Name
By Kathleen A. Tate, PRESIDENT
Attest William D. Tate, SECRETARY
Vice Pres.

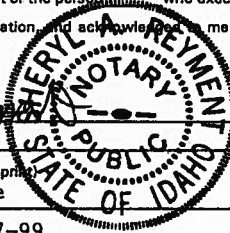
ACKNOWLEDGEMENT-Corporate

STATE OF Idaho, County of Elmore ss.

On this 30th day of November
in the year of 1998, before me, the undersigned, a Notary Public in
and for said State, personally appeared
Kathleen A. Tate/William D. Tate

known or identified to me to be the Pres/Vice Pres of the
corporation that executed the instrument or the person(s) who executed
the instrument on behalf of said corporation, and acknowledged to me that
such corporation executed the same.

Signature: Sheryl A. Reymont
Name: Sheryl A. Reymont
(type or print)
Residing at: Mountain Home
My commission expires: 12-27-99





ADJUDICATION AND OTHER WATER RIGHT MATTERS DISCLOSURE ADDENDUM



EARNEST MONEY# _____

☐ APPLICABLE

DATE June 25, 1998

☐ NON APPLICABLE

THIS IS AN ADDENDUM TO A PURCHASE AND SALE AGREEMENT. READ THE ENTIRE DOCUMENT, INCLUDING ANY ATTACHMENTS, CAREFULLY BEFORE SIGNING. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY BEFORE SIGNING.

This is an ADDENDUM to the Real Estate Purchase and Sale Agreement and Receipt for Earnest Money:

Earnest Money Dated: June 25 23, 1998 ID# _____

ADDRESS: _____

BUYER(S): John R. Unruh, Trust

SELLER(S): TRIANGLE DAIRY, INC.

Seller(s) and Broker or their representative hereby disclose:

1. Buyer(s) is/are aware of the Snake River Basin Adjudication Process and understand(s) that the Seller(s) is/are unable to guarantee that the water right(s) appurtenant to the land will remain unchanged past the date of closing.

2. The Bureau of Reclamation of the Department of Interior is developing a policy on water spreading which is defined as the unauthorized use of federally developed project facilities or water supplies on lands not approved by reclamation for such use. This could impact the amount of land that can be irrigated in Idaho.

3. Buyer(s) is/are aware that the Idaho Department of Water Resources is in the process of developing rules for the conjunctive management of the State's above-ground and under-ground water resources. These rules could have an impact on junior and senior water right holders throughout the State.

4. Buyer(s) and Seller(s) are advised to contact their own attorney, accountant, residential structural and/or environmental specialist if there are questions concerning the Purchase and Sale Agreement, at their own expense. For information on the adjudication process or water law and rules in Idaho, you should contact the Idaho Department of Water Resources, the local office of the Bureau of Reclamation and your attorney.

John B. Unruh (Signature) BUYER

Triangle Dairy, Inc. (Signature) SELLER

(Signature) BUYER

William D. Hall (Signature) SELLER

DATED: June 25, 1998

DATED: _____

TIME: 3:30 PM ☐ A.M. ☐ P.M.

TIME: _____ ☐ A.M. ☐ P.M.

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All rights reserved.

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) See attachment
Adjudication Claim Number(s) _____

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Triangle Dairy Inc

4. New Owner/Claimant(s) John B Wursh Trust
New Mailing Address Box 156
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

City, State and ZIP Code Montezuma, Az 87867
New Telephone Number (316) 896-2465

5. Date you acquired the property 6-23-98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 694 Number and type of stock _____

Diversion rate in CFS _____ Number of homes 1 Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) John B Wursh Trust Date _____
John B Wursh Trustee Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

ID# 151 - JOHN B UNRUH - ADDENDUM# 2

Nemco Water Rights

57-02135
57-02136
57-02138
57-02142
57-02149
57-02180
57-00188
57-00189
57-00190
57-00191
57-11542

and 123 minor's inches of ground water to be transferred by Seller
from the following water rights:

57-00185
57-00187A
57-02225B

JOHN B. UNRUH
P O BOX 156
MONTEZUMA, KS 67867

RECEIVED
AUG 06 1999

WATER RESOURCES
WESTERN REGION

DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO

AUGUST 3, 1999

REF: IN ANSWER TO YOUR LETTER OF JULY 28, 1999.

DEAR SIRs;

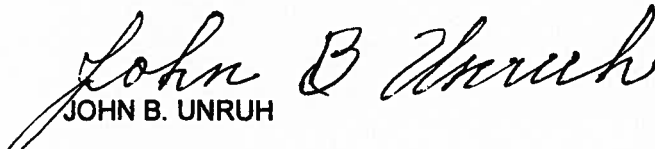
YOUR OFFICE AND MYSELF ARE VICTIMS OF SOME GROSS MISINFORMATION. THERE HAS BEEN NO WATER TRANSFERRED FROM THE FORMER TATE LAND TO MY PROPERTY TO THE SOUTH. FURTHERMORE THAT WAS NOT THE REASON FOR LAYING THE PIPELINE. AT THE TIME WE WERE DEALING FOR THE TATE LAND, BILL TATES FOREMAN TOLD US THAT THE TWO WELLS ON THE TATE LAND WERE TWO SMALL FOR THE PROPOSED LAND SALE. SO- THE PURPOSE OF THE PIPELINE WAS JUST THE OPPOSITE, WE INTEND TO PUMP WATER NORTH TO THE TATE LAND AFTER WE ARE AUTHORIZED TO DO SO.

THE REASON WE LAID THE LINE BEFOR WE HAD AUTHORIZATION IS BECAUSE I WANTED THE EXPENSE IN THE 1998 TAX YEAR. THE ONLY WATER THAT HAS PUMPED THRU THE LINE WAS DONE AT THE TIME OF COMPLETION OF THE LINE, TO TEST FOR LEAKS ETC., ABOUT 30 MINUTES, FROM SOUTH TO NORTH. WE HAVE TWO LARGE WELLS ON OUR SOUTH LAND, CERTAINLY NO NEED TO DIVERT WATER SOUTH UPHILL.

MY TENANT HAS BEEN WORKING WITH SHERL L. CHAPMAN CONSULTING OF BOISE SINCE JANUARY OF THIS YEAR TO OBTAIN AUTHORIZATION TO DIVERT WATER NORTH, IN THE FUTURE, IF NECESSARY. HOWEVER, WE DON'T THINK IT WILL BE NECASARY. BY LOWERING THE WATER PRESSURE TO 35LB FROM 70LB PRESSURE USED BY TATE FARMS, WE ARE EXPERIENCING NO RUNOFF, AND ARE HAVING NO WATER PROBLEMS.

I'M SORRY THAT THE MISINFORMATION SUPPLIED BY BILL TATE CAUSED TROUBLE IN YOUR OFFICE. BUT I CAN ASSURE YOU WE HAVE NOT PUMPED ANY WATER, EITHER NORTH OR SOUTH, SINCE THE TEST OF LAST YEAR. WE ARE WELL AWARE OF THE IMPORTANCE OF WATER RIGHTS IN THE STATE OF IDAHO, AND WE CERTAINLY ARE NOT GOING TO JEOPARDIZE OUR WATER RIGHTS. IN REGARD TO THE WATER RIGHTS TRANFER. I PRESUMED THE TITLE COMPANY TOOK CARE OF THAT. I AM ENCLOSING COPIES OF I HAD SIGNED IN THEIR OFFICE.

THANK YOU,


JOHN B. UNRUH

Sheri L. Chapman Consulting, Inc.

410 S. Orchard / Suite 144 / Boise, Idaho 83705 / Phone (208) 344-6690
Fax (208) 344-2744 / Email chapmaninc@nci.net

TO: Mr. Bill Tate - Triangle Dairy
FROM: Sheri L. Chapman, President 
DATE: October 7, 1998
SUBJECT: WATER RIGHTS - NIMCO DIVISION

This office was contacted by Mr. Bill Tate of Triangle Dairies requesting that I analyze the NIMCO Division of the Triangle Ranch to determine the extent of the water rights appurtenant to this property. This division includes lands in Sections 13, 14, 23 and 24, T8S, R3E. The division is irrigated solely with ground water from two (2) wells located in the NWSW and the NESW of Section 14, T8S, R3E. The list of water rights appurtenant to the NIMCO property is extensive due to restructuring under the Snake River Basin Adjudication. In the adjudication there is a process termed "permissible place of use" which allows irrigation of a given number of acres within prescribed boundaries by a claimant without identifying the specific acreage to be irrigated each year. The NIMCO Division is a portion of a permissible use designation by the Adjudication Court and as such presently has water rights within the division for 488 acres. Water rights appurtenant to these lands include the following: 57-02135, 57-02136, 57-02138, 57-02142, 57-02149, 57-02180, 57-00188, 57-00189, 57-00190, 57-00191 and 57-11542. These water rights provide a total diversion rate for the 488 acres of approximately .018 cfs per acre (.9 miners inch per acre) which is more than adequate for sprinkler irrigation of the property. The distribution of the 488 acres within the division include the following: Section 13 - NWSW, SWSE; Section 14 - NESW, SESW, NESE, NWSE, SWSE, SESE; Section 23 - NENE, NWNW, SWNE, SENE, NENW; Section 24 - NWNW, SWNW. There are unirrigated lands within the division, primarily in the west portion of Sections 14 and 23.

I've attached a copy of each one of the appurtenant water rights to this memo for your information and reference. All of these rights are for ground water and the final decree in the Snake River Basin Adjudication Court.

If there are any questions regarding this report, please contact Sheri L. Chapman.

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: A02-02405B
Date Received: 1/16/1989
Receipt No: C005147
Received By: de Rth

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRIANGLE DAIRY, INC. 208-345-3130
Address: P.O. BOX 7526
BOISE, ID 83707

2. Date of Priority: MAY 18, 1967

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
05S	04E	34	SW	NW	SW	10	OWYHEE

5. Description of diverting works:
PUMP, BYBEE CANAL & RELIFT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/31	1.240		

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

8. Total consumptive use is 612.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	36	SW	NE		IRR	6.0
			SE	NW		IRR	30.0
			NE	SW		IRR	23.0
			NE	SE		IRR	18.0
			NW	SE		IRR	19.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	36	SW	SE		IRR	6.0
			SE	SE		IRR	15.0
Section Acres							117.0
	04E	31	NE	SW		IRR	2.0
			NW	SW	3	IRR	11.0
			SW	SW	4	IRR	37.0
			SE	SW		IRR	8.0
Section Acres							58.0
Total Acres							175.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

THIS RT. WHEN COMBINED WITH RTS. 02-2083/2084/2176A&B/4027/2271/
2272/2405A/7032 & 02-0063 SHALL NOT EXCEED 14.55 CFS.
"Ownership changed by RDH on 6/27/91"

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[X] Water Right Number(s): ^{REN} ~~A02-02176A~~; A02-02176B; ^{REN} ~~A02-02405A~~; A02-02405B
A02-07154

[X] Name and Address of
Former Claimant(s): NORMA J. YORGASON TRUST

2304 N. Cole Road

Boise, Idaho 83704

[X] New Claimant(s): TRIANGLE DAIRY, INC.

[X] New Mailing Address: P.O. Box 7526

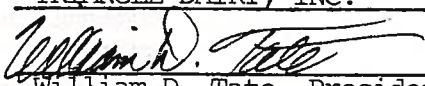
Boise, Idaho 83707

New Telephone Number: (208) 345 - 3130

[X] Does the change in ownership result in a splitting of the
water right claimed? yes X no
If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached:
(Proof of ownership must describe either the property
conveyed or include the claim number. Proof of ownership is
not required if this form is signed by the former claimant.)

[X] Signature of New Claimant(s): TRIANGLE DAIRY, INC.


William D. Tate, President

Date: March 13, 1991

CHANGE IN OWNERSHIP

Page 2

[X] Signature of Former Claimant(s): NORMA J. YORGASON TRUST

J. Ramon Yorgason, Trustee

Date: March 13, 1991

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705
(208) 334-2190

EASTERN REGIONAL OFFICE
150 SHOUP SUITE #15
IDAHO FALLS, IDAHO 83402
(208) 525-7161

STATE OFFICE
1301 N. ORCHARD ST.
STATEHOUSE MAIL
BOISE, IDAHO 83720
(208) 327-7906

RECEIVED
Stewart Title

NOV - 6 '90

SOUTHERN REGIONAL OFFICE
222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301
(208) 734-3578

NORTHERN REGIONAL OFFICE
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814
(208) 765-4639

RECEIVED
NOV 10 1990

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: A02-02405B

Date Received: 1/10/1989 1-16-89

Receipt No: COOS147

Received By: _____

RECEIVED
JAN 16 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: NORMA J. YORGASON TRUST 208-377-3939
Address: C/O J. RAMON YORGASON, TRUSTEE
7247 POTOMAC DR.
BOISE, ID 83704

2. Date of Priority: MAY 18, 1967

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
05S	04E	34	SW	NW	SW	10	OWYHEE

5. Description of diverting works:
PUMP, BYBEE CANAL & RELIFT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/31	1.240		

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

8. Total consumptive use is 612.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	03E	36	SW	NE		IRR	6.0
			SE	NW		IRR	30.0
			NE	SW		IRR	23.0

A02-02405B

Page 1

Date: 01/10/89

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AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	03E	36	NE		SE		IRR	18.0
			NW		SE		IRR	19.0
			SW		SE		IRR	6.0
			SE		SE		IRR	15.0
							Section Acres	117.0
	04E	31	NE		SW		IRR	2.0
			NW		SW	3	IRR	11.0
			SW		SW	4	IRR	37.0
			SE		SW		IRR	8.0
							Section Acres	58.0
							Total Acres	175.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

THIS RT. WHEN COMBINED WITH RTS. 02-2083/2084/2176A&B/4027/2271/
2272/2405A/7032 & 02-0063 SHALL NOT EXCEED 14.55 CFS.

15. Basis of Claim: LICENSE

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: _____

For Organizations:

I do solemnly swear or affirm that I am Trustee _____ of _____ Title

Norma J. Yorgason Trust _____, that I have signed the foregoing
Organization
document in the space below as Trustee _____ of

Norma J. Yorgason Trust _____ and that the statements contained in the
Organization
foregoing document are true and correct.

Norma Jorgason
Signature of Authorized Agent
Trustee, Norma J. Yorgason Trust
Title and Organization

January 13, 1989

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day

of January 19 89

Anita C. McCormick
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 11/14/92

Date: 01/10/89

A02-02405B

Page

3

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AUG 07 1992

17. Notice of Appearance:

Notice is hereby given that I, William F. Ringert will be
Print Name

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 *W F Ringert*

Address P. O. Box 2778, Boise, ID 83701

Date January 13, 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DATE: June 28, 1991

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

TRIANGLE DAIRY, INC.
William D. Tate, Pres.
P.O. Box 7526
Boise, Id. 83707

NOTICE OF CLAIM NO.(S)
A02-02176B

A02-02405B

A02-07154

Dear William D. Tate,

Enclosed is a copy(s) of the above referenced claim(s) which reflects the change in ownership of the lands and appurtenant water rights covered by this claim(s).

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

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Ron Howerton
Senior Water Resource Agent

cc: File
Sherl L. Chapman

MICROFILMED
AUG 07 1992

Sherl L. Chapman

Consultant

410 S. Orchard / Suite 144 / Boise, Idaho 83705 / Phone 344-6690

May 6, 1991

Ms. Jan Shurte
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Dear Jan:

Enclosed you will find a change of ownership form in behalf of the Norman J. Yorgason Trust and Triangle Dairy, Inc. If you have any questions or need additional information, please don't hesitate to call.

Sincerely yours,



Sherl L. Chapman
Consultant

SLC:kje
enclosure

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Yorgasol Trust CLAIM IDENT. NO. A02-02405B

DATE RECEIVED 1-16-89 CK # 0005147 AMOUNT \$ applied 50

	YES	NO	Required info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☐	☒	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: QAT Date: 4-19-89

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: DVS Date: 1/17/89

Claim data entered by: Date: Checked by: Date:

Sent to claimant by: Date:

Comments: fees for acres paid on A02-02176B **MICROFILMED**

Notice of Appearance

AUG 07 1992



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

August 14, 2001

DAVID C UNRUH
CATHERINE W
HC 85 BOX 375
GRANDVIEW ID 83624

Re: Notice of Claim to a Water Right No. 02-02405B & 02-02176B

Dear Claimant(s):

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

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

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

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-02405B

Priority: May 18, 1967

Maximum Diversion Rate: 1.24 CFS
Maximum Diversion Volume: 602.6 AF

This is to certify, that NORMA J YORGASON TRUST
C/O J RAMON YORGASON
7247 POTOMAC DR
BOISE ID 83704

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 18, 1967; and
has submitted Proof of Beneficial Use on April 30, 1974. An examination indicates
that the works have a diversion capacity of 14.550 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.24 CFS	602.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 10(NWSW), Sec. 34, Township 05S, Range 04E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	03E	36	SWNE 6	SENE 30	NESW 23	
			NESE 18	NWSE 19	SWSE 6	
			SESE 15			117
04E	31		NESW 2	Lot 3(NWSW) 11	Lot 4(SWSW) 37	
			SESW 8			58

Total number of acres irrigated: 175

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MICROFILMED

AUG 16 1994

State of Idaho
Department of Water Resources

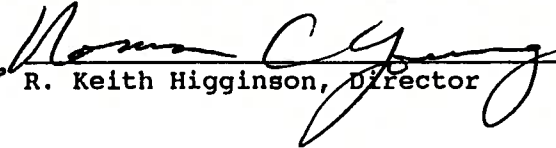
WATER RIGHT LICENSE

WATER RIGHT NO. 02-02405B

CONDITIONS/REMARKS:

6. The maximum combined rate of diversion under this right & Rights
02-02083, 02-02084, 02-2176A & B, 02-04027, 02-02271, 02-02272
02-02405A, 02-07032B & 02-00063 shall not exceed 14.55 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15TH
day of FEBRUARY, 1994.

Acting for  R. Keith Higginson, Director

MICROFILMED

AUG 16 1994

RECEIVED

OCT 15 1986

STATE OF IDAHO

Ident. No. 02-2405B

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

Comes now Norma J. Yorgason Trust Phone _____
of (address) c/o J. Ramon Yorgason 7247 Potomac Dr. Boise 83704, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 02-2405B, and requests that the permit be changed as follows:

1a. Point of diversion: (Gov. Lot 10
NW 1/4 SW 1/4) Section 34, Township 5S, Range 4E,
B.M., County of Owyhee. Other points of diversion: _____

1b. Source: SNAKE RIVER tributary to COLUMBIA RIVER

2a. Period and nature of use:

Amount 1.24 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 1.24 cfs or 602.6 acre feet
per year.

3. Place of use or land to be irrigated:

MICROFILMED

AUG 16 1994

TWP	RGE	SEC	NE				NW				SW				SE				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	
5S	3E	36			6					30	23				18	19	6	15	117
5S	4E	31									2	GL3 11	GL4 37	8					58

Total number of acres to be irrigated = 175

4. Date of priority: May 18, 1967

ons (if any): Maximum diversion under this right when combined with
: Nos. 02-2083/2084/2176A&B/4027/2271/2272/2405A/7032B/000 shall not
ad 14.55 cfs.

er asserts that no one will be injured by such change and that such change will
permit holder's own risk.

at _____, this _____ day of _____, 19____.

(Signature)

FOR DEPARTMENT USE ONLY

by check by kw Fee = \$20.00 ✓ Received by CCW Date 10/5/86 # 393.4

ACTION OF THE DEPARTMENT OF WATER RESOURCES

KEITH HIGGINSON

, of the Department of Water Resources
Approve the above Application for Amendment for Permit No. 02-2405B.

itness my hand this 15TH day of FEBRUARY, 1994

Director

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**

02-2405B	I.D. No.	Map No.
\$10.00	Fee Paid	# 19506
		Receipt No.

Notice is hereby given that Norma J. Yorgason Trust/c/o, J. Ramon Yorgason, Trustee
(Name of Claimant)

7247 Potomac Dr., Boise, ID 83704

(Mailing Address)

(Zip Code)

Telephone No. 377-3939

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) 5/18/1967

(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: 10-31
Quantity 28 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 124 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) 124 28 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW Lot 9-10
Sec. 34, Twp. 5S, Rge. 4E, B.M., Owyhee 73 County
Additional Points: SCI: 2720(1) 492.1

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, Bybee Canal and relift.

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	3E	36			6					30	23				18	19	6	24	30
6S	4E	6					8	1											9
5S	4E	31									2	11	37	8					58

Total no. of acres 39 175

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 MAXIMUM DIVERSION UNDER THIS RIGHT WHEN COMBINED WITH 02-2083, 02-2084, 02-2176A & B, 02-4027, 02-2271, 02-2272, 02-2405A 02-7032 & 02-0063, SHALL NOT EXCEED 1455 CFS.

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

FEL

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2405

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.

June 29, 1981
(Date)

State of Idaho

County of Gem

ss.

Organization

Seal

Individual

Organization

(Signature of Authorized Agent)

On this 29 day of June, in the year 1981 before me
a notary public, personally appeared J. Ramon Yorgason, Trustee
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 lifetime

Notary Public residing at Emmett

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF Date 11/08/83
Right No. 02-2405B Claimant YORGASON

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

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. _____
☐ 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 _____

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

Measurement ~~1435~~ 1435 cfs. Amount recommended 124 cfs.
Type of measuring device: _____ Meter No. _____
Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 197409 GRANT VIEW, 197408 C.J. STRIKE, 197408

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks CHANGES PER LICENSE. SEE MEMO IN 02-2176B

RECEIVED
NOV 10 1983

[illegible]

AUG 16 1994

63

58

19.2

60

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2.374

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31.4

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63

3 1 2



POOR ORIGINAL

MICROFILMED
AUG 16 1994

2.3
3.3
4

MM 144

NW 154

SE 25.2

SS 11.7

TL 14.7

UL 12.2

34.5

POOR ORIGIN

MICROFILMED
AUG 16 1994

MICROFILMED
AUG 16 1994

INTER-DEPARTMENT MEMO — 1

FROM D. SHAFF

DATE 12/01/82

TO 02-2405B

SUBJECT DOCUMENT REQUEST

WITH B. RINGERT'S PHONE CALL, I TOLD HIM
REG MEAKER ~~WAS~~^{IS} DOING SOME DIGGING ON THIS
MATTER. I WILL WAIT ON HIS RESULTS BEFORE
REQUESTING RINGERT TO DIG INTO HIS FILES.

MICROFILMED

AUG 16 1984



SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

August 27, 1982

J. Ramon Yorgason
7247 Potomac Drive
Boise, Idaho

Dear Mr. Yorgason,

Some time has past since I last wrote to you about the water rights on the farm at Grand View. I will need help from you if I am to reach the conclusion I think is correct for your water rights there.

Due to the apparent joint ownership of water rights originally taken out by D.O. Bybee, sorting through the matter is rather complex. To move toward getting the paper work to match up with what I think is the use of the water, I will need a copy of the agreement originally between D.O. Bybee and your predecessor that allows the diversion in the Idaho Power Canal. I can get the photocopy if you will supply me with the Owyhee County records citation.

Without this information I will be obligated to change my thinking on your water rights and refashion my conclusions. To avoid this consequence, you should reply to this request for additional information by September 30, 1982. With due cause this deadline could be delayed.

I do not want to appear heavy-handed on this matter. A field examination for Terry Fields was conducted almost a year ago. Part of his water rights also originate with the Bybee filings the two of you apparently share. Wrapping up Field's water rights should get under way. I do appreciate the cooperation and assistance you have given this staff so far.

Regards,

Donald V. Shaff
Adjudication Unit Leader

MICROFILMED

AUG 16 1994

Nov. 9/02/82
RIPPERT CONTACTED BY HIM

MEAKER MAY HELP - I'M TO CONTACT

ANSWER OK AFTER NOV. 2

November 19, 1981

J. Ramon Yorgason
7247 Potomac Drive
Boise, ID 83704

Re: 02-2405B

Dear Mr. Yorgason:

I have begun to sort through yours and your neighbors Snake River water rights in the Bybee Canal. I have fashioned a course to describe your water rights, but I recognized there may be an obstacle.

Mr. Meaker has also indicated the two of you share equally 500 miners inches from a 100 horsepower motor and pump in the Idaho Power Canal that lifts water to the Bybee Canal. Would you please send me a copy of the agreement originally between D. O. Bybee and your predecessor that allows this diversion of water? You could send me the Owyhee County records citation if that is the only record you have from your contract of the original agreement. A telephone response would be adequate if that is more convenient.

Thank you for your assistance and cooperation.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:aje

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 DETERMINATION 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

<u>02-2405R</u> I.D. No.	Map No.
<u>\$10.00</u> Fee Paid	<u>#10506</u> Receipt No.

Notice is hereby given that Norma J. Yorgason Trust/c/o J. Ramon Yorgason, Trustee
(Name of Claimant)
7247 Potomac Dr., Boise, ID 83704 Telephone No. 377-3939
(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) 5/18/1967

(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 .28 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) .28 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE Lot 9 1/4 SU 1/4
Sec. 34, Twp. 5S, Rge. 4E, B.M., Owyhee County
Additional Points: _____

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, Rybee Canal and relift.

(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%	
<u>5S</u>	<u>3E</u>	<u>36</u>															<u>6</u>	<u>24</u>	<u>30</u>
<u>6S</u>	<u>4E</u>	<u>6</u>						<u>8</u>	<u>1</u>										<u>9</u>

Total no. of acres 39

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. 02-2405

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.

June 29, 1981
(Date)

State of _____ Organization _____
County of _____ ss. _____
Seal

On this 29th day of June, 1981, in the year _____ before me
a notary public, personally appeared J. Ramon Yorgason, Trustee
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.

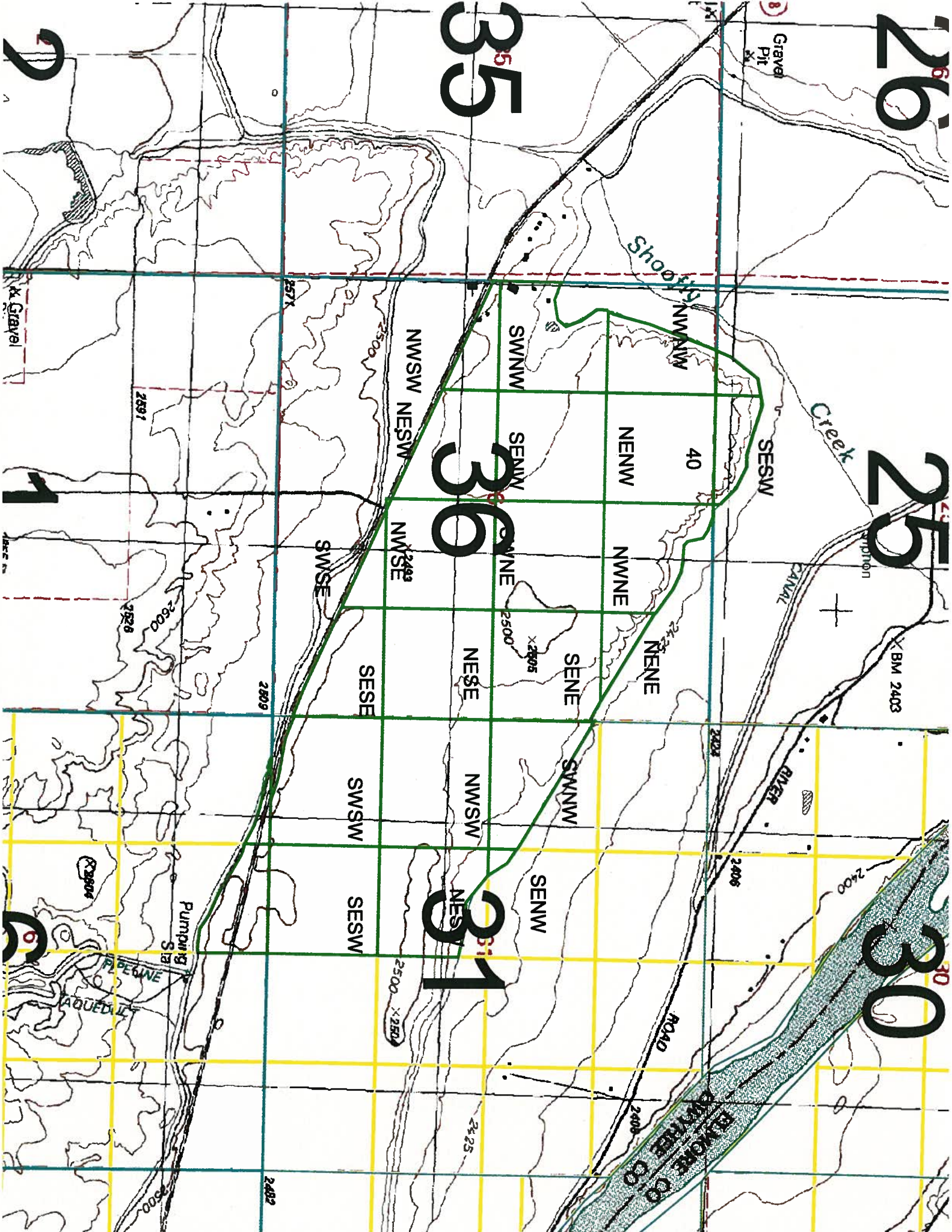
My commission expires 1/1/82 Notary Public residing at _____

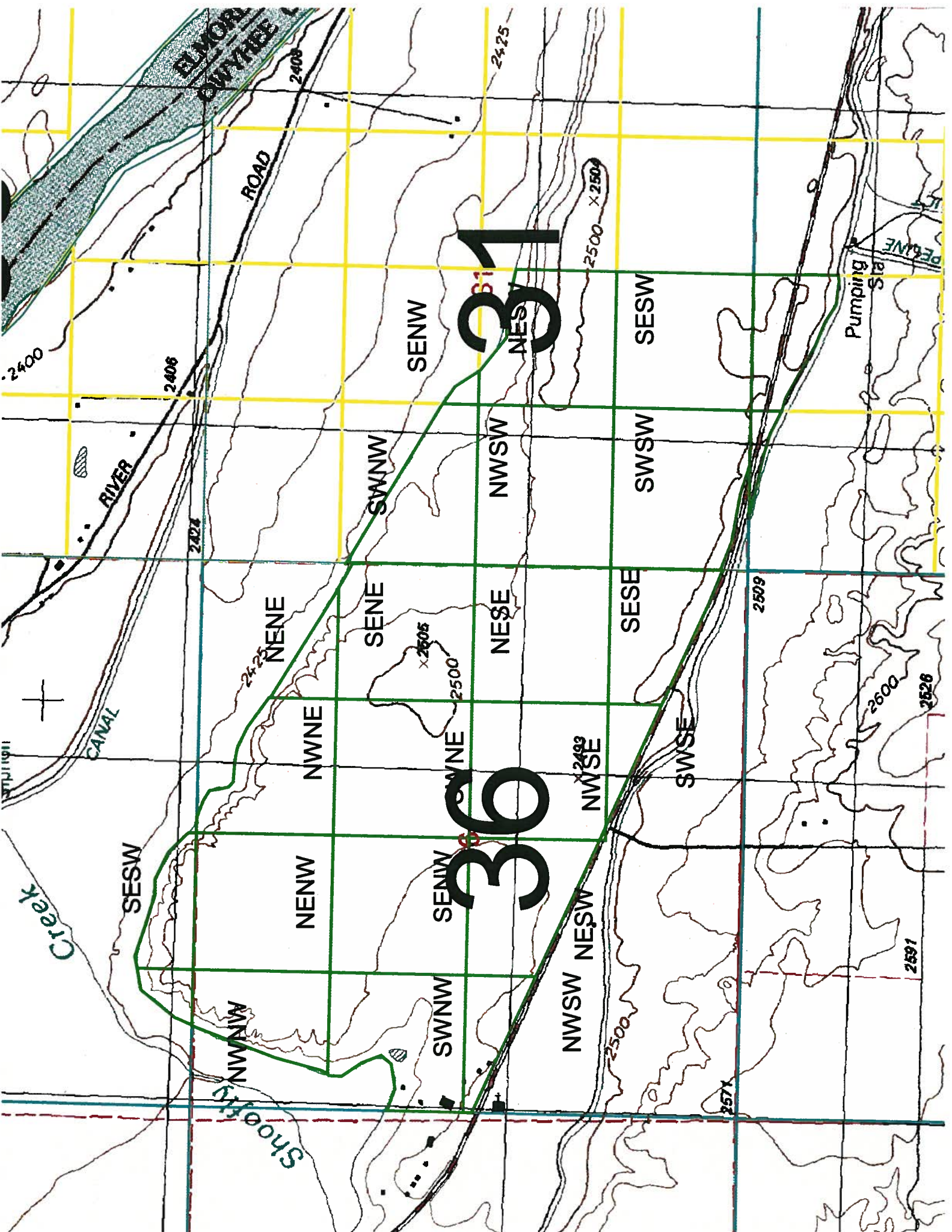
Individual
Norma J. Yorgason Trust/c/o J. Ramon Yorgason, Trustee
(Signature of Claimant)
J. Ramon Yorgason, Trustee
(Signature of Spouse)
Organization

(Signature of Authorized Agent)



446.5





31

36

