

04/30/2003

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

RIGHT NUMBER: 2-7144

NAME AND ADDRESS: CONSTANTINE KITSOS
9000 NE 2ND AVE
MIAMI FL 33138

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.300 CFS
287.00 AFY

PRIORITY DATE: 06/19/1974

POINT OF
DIVERSION: T05S R10E S32 SWSW Lot 6 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/01	1.100 CFS 275.00 AFY
STOCKWATER	01/01 12/31	0.200 CFS 12.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R10E S32 Lot 6 SWSW	4.0	T06S R10E S05 Lot 2 NWNE	8.0
T06S R10E S05 SWNE	8.0	T06S R10E S05 SENE	16.0
T06S R10E S05 Lot 3 NENW	2.0	T06S R10E S05 NESE	17.0

STOCKWATER same as IRRIGATION

55 ACRES TOTAL

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

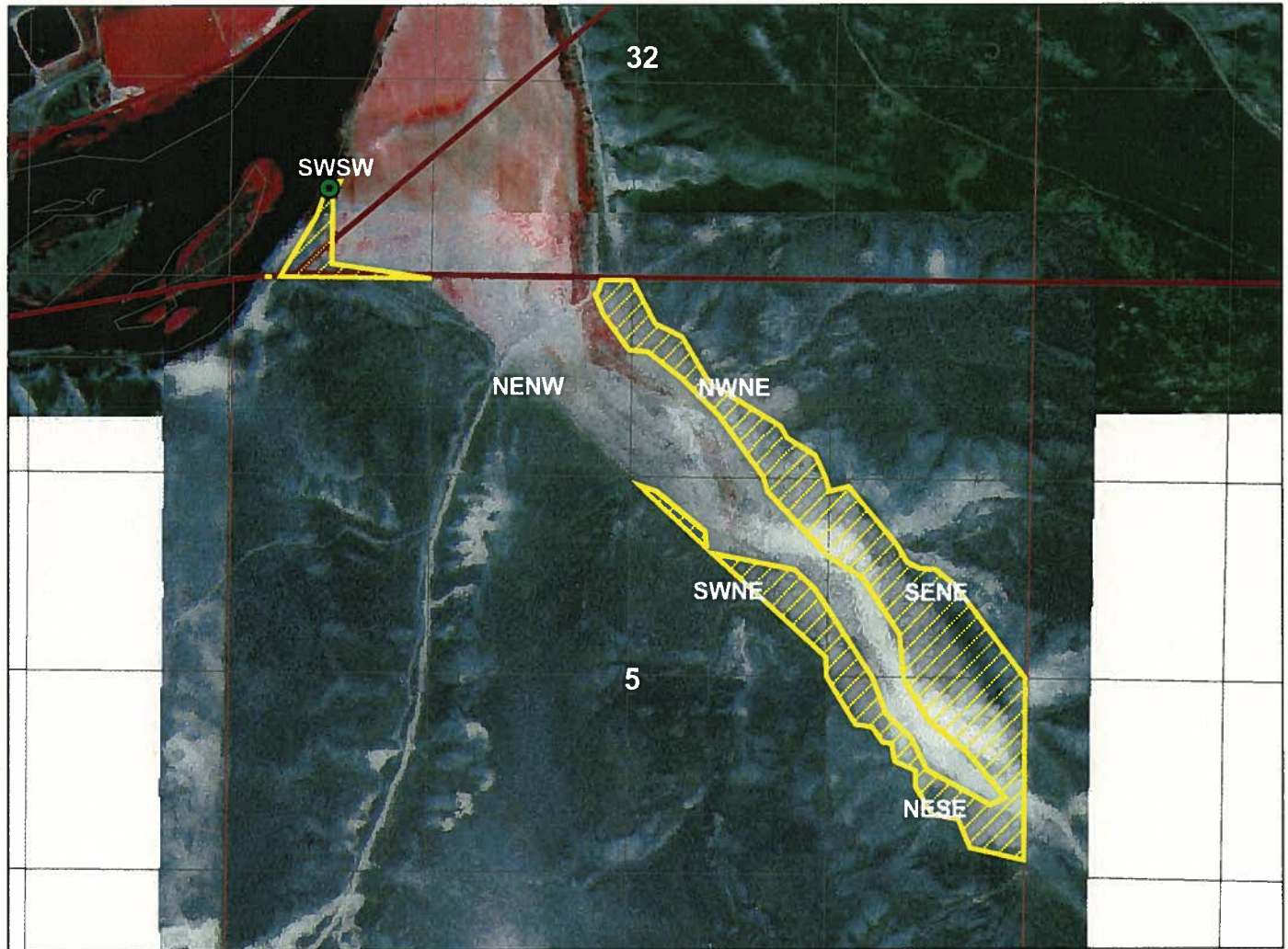
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 02-2068, 02-2145, 02-7144.

Idaho Department of Water Resources

Place of Use Layout 02-7144

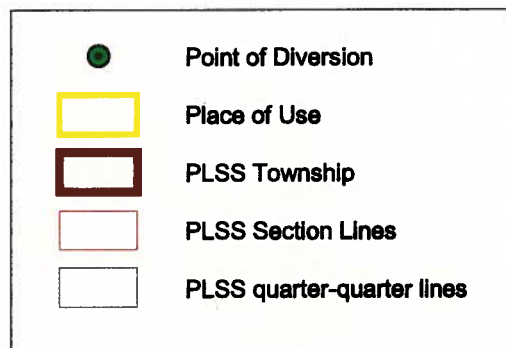


0 0.25 0.5 Miles

Township 5S Range 10E Section 32 and
Township 6S Range 10E Section 5



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: April 10, 2003





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 30, 2003

CONSTANTINE KITSOS
9000 NE 2ND AVE
MIAMI FL 33138

RE: Snake River Basin Adjudication (SRBA)
Notices of Claims to a Water Right #2-2145, 2-2068 and 2-7144

Dear Mr. Kitsos:

We have processed your change in ownership of the Notices of Claim referenced above.

Enclosed are copies of your Notices of Claim as we will recommend them to the Court. Please refer to these record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claims Referenced Above

RECEIVED

APR 25 2003

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

Department of Water Resources

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, 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
27288	A02-02145				
20432	A02-02068				
27144	A02-07144				
51-12739					
51-12740					

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) are 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)

JAMES KEVAN
107 E. SNAKE RIVER AVE P.O. BOX 70
GLENN FERRY, ID. 83623

4. New Owner/Claimant(s)

Constantine N. KITSOS

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

New Mailing Address

9000 NE 2nd Ave

City, State and ZIP Code

MIAMI, FL. 33138

New Telephone Number

(305) 754-0400

5. Date you acquired the property

Dec 3, 1999

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Constantine N. Kitsos
CONSTANTINE N. KITSOS

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 *[Signature]*
Receipted by *[Signature]*
Processed by _____

Date *4-25-03*
Date *4-25-03*
Date _____

Fee *\$50.00*
Receipt No. *0068771*
WR _____ Date _____

Order No. 22881

QUITCLAIM DEED

For Value Received

James E. Kevan, an unmarried man

do hereby convey, release, remise and forever quit claim unto

Constantine Kitsos, an unmarried man

whose address is: 9000 NE 2nd Avenue, Miami, FL 33138

the following described premises situated in Elmore County, Idaho, to-wit:

All water rights appurtenant to the real property described in the attached Exhibit A including but not limited to the following water right numbers:

51-12739, 51-12740, A02-02068, A02-02145, A02-07144, A61-10480, A61-10481

together with their appurtenances.

Dated: December 3, 1999

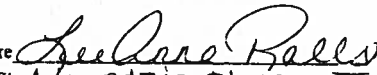

James E. Kevan

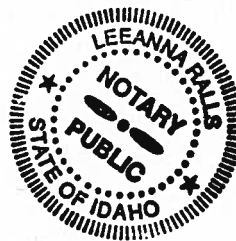
State of Idaho

County of Elmore

On December 6, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared James E. Kevan personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Signature 
Residing: Mountain Home, Idaho
Commission Expires: 04-20-04



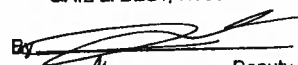
319425

ELMORE COUNTY, IDAHO 83
Request of

FIRST AMERICAN

Time 2:22 P.M.
Date December 15, 1999

GAIL L. BEST, Recorder

By 
Fee \$12.00 Deputy

"EXHIBIT A"**PARCEL 1**

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 32: Part of Government Lot 7 described as follows:

Beginning at the Southeast corner of Section 32 marked with a BLM Brass Cap set in 1959;
thence South 89°57'40" West 2647.46 feet along the Southerly boundary for Section 32 to the South
Quarter corner for Section 32 marked with a BLM Brass Cap;
thence North 29°53'02" West 2204.42 feet to the TRUE POINT OF BEGINNING, said point bears
North 7°05'39" East 1928.54 feet from the southwest corner of SE¼SW¼;
thence South 72°13'43" West 207.62 feet;
thence North 28°27'52" West 379.26 feet;
thence North 72°13'43" East 237.81 feet;
thence South 28°27'52" East 310.00 feet;
thence south 3°28'27" East 70.23 feet to the TRUE POINT OF BEGINNING;

TOGETHER WITH a 25.00 feet in width Non-exclusive Access Easement described as follows:

Beginning at the South Quarter corner of Section 32
thence North 29°53'02" West 2204.42 feet;
thence North 3°28'27" West 12.50 feet to the Point of Beginning for said Access Easement;

thence along the center of said Easement the following courses:

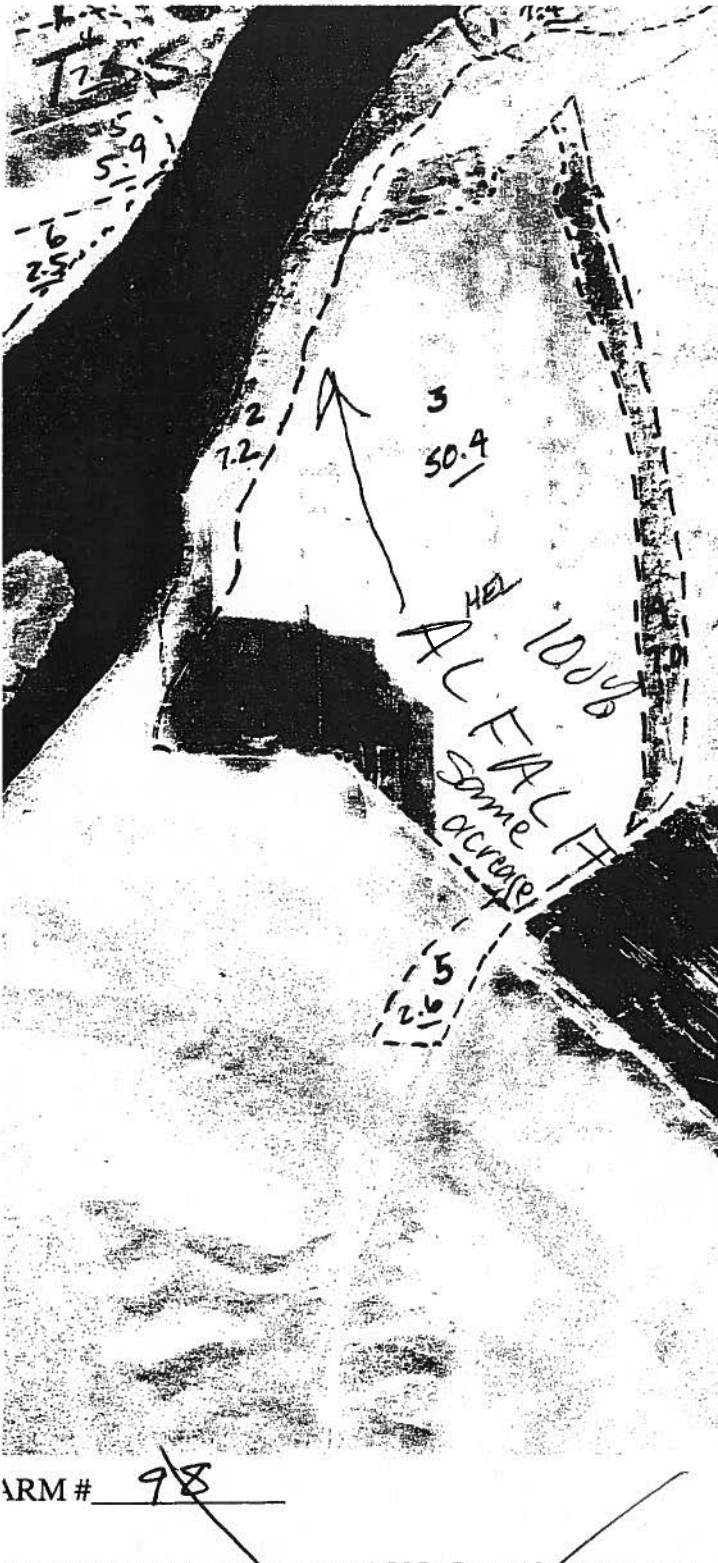
North 83°54'32" East 143.98 feet;
North 10°37'37" West 102.55 feet;
North 49°36'33" East 404.35 feet;
North 35°50'25" East 133.92 feet;
North 75° East 360 feet to an existing county road.

EE 25
2002

Constantine Kitsov
Ranch in Glenn's Ferry, Idaho

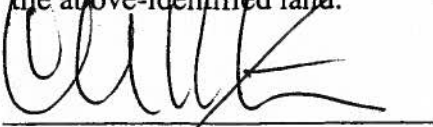
R10E
T5S
32 3
5 4

T125
98



ARM # 98

OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this certification gives a representative's authorization to enter and inspect crops and land uses on the above-identified land.


Signature C. N. Kitsov

April 25, 2013
Date

Idaho Department of Water Resources Receipt

Receipt ID C068771

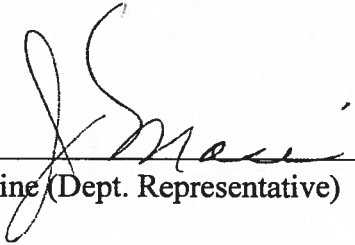
Payment Amount \$50.00 Date Received 4/25/2003 3:37:08 PM Region State Status
Payment Type Check Check Number 1106

Payer KITSOS CONSTANTINE OR BESSIE

Comment WATER RIGHTS 51-12739 12740

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Dept. Representative)

FILE COPY

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: **A02-07144**
Date Received: 12/ 5/1989
Receipt No: C013277
Received By: _____

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

1. Name: JAMES E KEVAN 208-366-2459
Address: PO BOX 70
GLENNS FERRY ID 83623
OR
Name: BEVERLY E KEVAN 208-366-2459
Address: PO BOX 70
GLENNS FERRY ID 83623

2. Date of Priority: JUN 19, 1974

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	10E	32	SW	SW		6	ELMORE

5. Description of diverting works:
150 HP PUMP; SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.100		
STOCKWATER	01/01	12/31	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 900 HEAD

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	10E	32	SW		SW	6	IRR	4.0
							Section Acres	4.0
06S	10E	5	NW		NE		IRR	8.0
			SW		NE		IRR	8.0
			SE		NE		IRR	16.0
			NE		NW		IRR	2.0
			NE		SE		IRR	17.0
							Section Acres	51.0
							Total Acres	55.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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: _____

*Microfilmed
Aug 07
1992*

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 _____

MICROFILMED

AUG 07 1992

**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 A02-07144Date Received 12-5-89 RetReceipt Number CO13277

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

Please type or print clearly

1. Name of Claimant (s) James E and/or Beverly E Kevan Phone () _____Mailing Address P.O. Box 70 Glenns Ferry, ID Zip 836232. Date of Priority (Only one (1) per claim) June 19, 19743. Source of water supply (a) Snake River
which is tributary to (b) Columbia River4. a. Location of existing point of diversion is: Township 5S Range 10 E Section 32,
SW 1/4 of SW 1/4 of 1/4, Govt. Lot, 6 B.M., County of Elmore

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.Cement pen stock pipe 12" 1 1/2 then 10" 1/2 mile then 8"100 H.P. Pump**MICROFILMED****AUG 07 1992**

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct 1 amount 2.30 or _____

For Stock water purposes from Jan 1 to Dec 31 amount 0.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.50 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

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

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	10 E	5		20	25	15	30								25				115

Total number of acres Irrigated 115

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

12. Do you own the property listed above as place of use? Yes x No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
27288/02-2145 or None ()

14. Remarks:

MICROFILMED
AUG 07 1992

Last Name Kevan Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Es 106 Section 5

A 20x20 grid of graph paper. In the center, there are handwritten numbers: '30' and '20' in the 10th row, 10th and 11th columns; '25' and '15' in the 11th row, 11th and 12th columns. The numbers are written in a simple, slightly slanted font. The grid lines are thin and black. The background is white.

MICROFILMED

AUG 07 1992

Last Name Kevan Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License x Permit _____
Decree _____
If applicable provide IDWR Water Right Number 02-7144
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) James E. Kevan Date _____

Beverly E. Kevan 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 _____)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 5th day of Dec 19 89

SEAL

Notary Public Donald Rupp

Residing at Idaho

My Commission Expires May 7 - 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 _____

MICROFILMED
AUG 07 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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
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2. Date of Priority: JUN 19, 1974

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

4. Point of Diversion:

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5. Description of diverting works:
150 HP PUMP; SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.100		
STOCKWATER	01/01	12/31	0.200		

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

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

9. Non-irrigation uses:
STOCKWATER, 900 HEAD

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 _____

MICROFILMED

AUG 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct 1 amount 2.30 or _____

For Stock water purposes from Jan 1 to Dec 31 amount 0.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.50 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	10 E	5		20	25	15	30								25				115

Total number of acres Irrigated 115

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
27288/02-2145 or None ()

14. Remarks:

MICROFILMED
AUG 07 1992

Last Name Kevan Ident No. _____

Copies: White -State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 02-7144

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) James E. Kevan and Date _____

Beverly E. Kevan 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 _____)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 5th day of Dec 19 89

SEAL

Notary Public Donald Rump

Residing at Idaho

My Commission Expires May 7 - 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 _____

MICROFILMED
AUG 07 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

JUL 16 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

Application for Extension of Time to Avoid Forfeiture
of a Water Right

RECEIVED
OCT 27 1987

Department of Water Resources
Western Regional Office

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$30.00 if the application involves 0.2 cfs or 20 acre feet or \$50.00 if in excess of these amounts.

1. Name of water right holder James E. Kevan
Post office address P.O. Box 70, Glenns Ferry, Idaho 83623

2. The right was obtained or is evidenced by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____. Fully describe decree _____

b. License No. 027144 issued by the Department of Water Resources.
c. Claim No. _____ on file with the Department of Water Resources.

3. Source of water Snake River tributary to Columbia ?
(Name of stream or source)

4. Date of priority of right June 19, 1974

5. Amount of water a. 2.3 c.f.s. and/or Stockwater .20
b. (575) 5.0 acre feet/annum 12

6. Water is used for Irrigation from 4-1 to 11-1
Stockwater from 1-1 to 12-31

(Purpose) (Month-Day) (Month-Day)

7. Location of point of diversion is SW 1/4 SW 1/4 of Section 32
Township 5, Range 10, B.M., in Elmore County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	10E	5		20	25	15	30								25				115

Total number of acres irrigated 115

9. Give last date when water was applied to beneficial use 1/1/86
Length of extension of time requested 10 years, or until 10/15/97
(Date)
10. Explain fully your reasons for requesting an extension of time within which to resume the use
of your water right and reasons for non-use This ground has been accepted in the
U.S.D.A. Conservation Program

I hereby assert that no one will be injured by such extension. The information contained in
this application is true to the best of my knowledge.

James E. Kewan
(Signature of Applicant)

Subscribed and sworn to before me this 15th day of July, 19 87.

Lynda J. Jorgensen
(Notary Public)

My commission expires 5/8/93 Residing at Glenns Ferry

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to
resume the use of a water right and I hereby APPROVE said application subject
to the following conditions or reasons.

Beneficial use of water under this right shall resume on or before October 1, 1997.

Witness my hand this 16th day of October, 19 87.

J. Glen Saylor
Chief, Operations Bureau

For Department Use Only
Received by JKF Date 7-20-87 Time 3:00 PM Preliminary check by JP
Fee \$ 50.00 44008 Receipted by CEW Date 7-16-87 Publication prepared by JP
Published in Mountain Home News Dates 8/19, 8/26/1987
Publication approved by JP Date 9/11/87 Protests filed by: None

Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for ☒ Approval // Denial by Dr. Jim

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

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

NOTICE OF CLAIM
TO A
WATER RIGHT

02-7144	
I.D. No.	Map No.
\$ 10.00	
Fee Paid	Receipt No.

Notice is hereby given that James F. Kay and/or Beverly E. Kayan
(Name of Claimant)

P.O. Box 70, Glenns Ferry, ID 83623
(Mailing Address)

Telephone No. 366-2850
(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) 6/19/74

(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 2.5 Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

12⁰ AF Quantity .20 Use Stockwater Period of Use From 1/1 To 11/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity 0.4 Use Stockwater Period of Use From 1/1 To 11/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity 2.5 Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

(4) 2.5 1.14 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source (SW 1/4 SW)
Sec. 32, Twp. 5S, Rge. 10E, B.M., Elmore County

Additional Points: SCI: 2720(1) 537.5

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.
150 hp pump motor and sprinkler lines

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

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5S</u>	<u>10E</u>	<u>5</u>	<u>20</u>	<u>20</u>	<u>25</u>	<u>15</u>	<u>30</u>								<u>25</u>				<u>11</u>
<u>6S</u>	<u>10E</u>	<u>5</u>		<u>8</u>	<u>8</u>	<u>16</u>	<u>2</u>								<u>17</u>				<u>51</u>
<u>5S</u>	<u>10E</u>	<u>32</u>											<u>4</u>						<u>4</u>

Total no. of acres 115 55

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: S / 900 HEAD RANGE

(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. 02-21 7144

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.

March 3, 1981
(Date)

State of Idaho
County of Elmore
Seal

Individual James F. Kayan
(Signature of Claimant)
Organization MICHOLIN
(Signature of Spouse)
(Signature of Authorized Agent)

On this 3 day of March, in the year 1981 before me

a notary public, personally appeared James F. Kayan
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 Life) executed the same.

My commission expires Life Notary Public residing at Boise, ID

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 4/06/83

Right No. 02-7144

Claimant KEVAN

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 3 34 cfs. Amount recommended 1 14 cfs.
COPY IN THIS FILE ALSO

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. GLENN FERRY, 3476-80-02, 1 P 1221
1974 OR 1980 0-2

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

WICHOI MED

MEMORANDUM

TO: File 02-7144

FROM: Don Shaff *DS*

DATE: 4-06-83

SUBJECT: Review Analysis

The license issued for this water right in 1976 did not exclude the land that was double covered by an earlier license, 02-2145. The total irrigated acreage in sections 32 and 5 is 165 acres. Right 02-2068 covers 60 acres in section 32; right 02-2145 covers 50 acres in section 5, and right 02-7144 picks up the balance of the 55 acres. Each of the rights provides one inch per acre for all of the lands.

The diversion rate for this right was reduced from the license for two reasons: (1) the irrigated acres discussed above, (2) the total diversion rate measured in 1976 was 3.34 cfs. The combination of all three rights totals this amount of water. A larger 150 horsepower motor has replaced the 125 horsepower motor in place in 1976, but the diversion required for this ground is still no more than 3.34 cfs when the stock-water requirement is included.

MICROFILMED

AUG 16 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7144 Priority June 19, 1974 Amount 2.50 cfs

THIS IS TO CERTIFY, that JAMES E. KEVAN

of Glenns Ferry, Idaho, has complied with the terms and conditions of Permit No. 02-7144 issued pursuant to Application for Permit dated June 19, 1974 and has submitted proof to the Department of Water Resources on September 20, 1974 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 3.35 cfs of water from the Snake River tributary to the Columbia River, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.20</u> cfs and	<u>12 acre feet</u>
Irrigation	from <u>April 1</u> to <u>Oct. 1</u>	at <u>2.30</u> cfs and	<u>575 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>5.0 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than 2.50 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 587 acre feet per year, said waters to be diverted within the Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Sec. 32, Twp. 5 S, R. 10 E, B. M. in the County of Elmore

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			N	E	S	W	N	E	S	W	N	E	S	W	N	E	S	W	
6S	10E	5																	115

Total number of acres irrigated 115

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 43-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 9 day of October, 19 76.

Director

APR 1 1976

NICHOLSON

POOR ORIGINAL

SEP 24 1974

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder James E. Kavan
Post office address Box 70, Glenns Ferry, ID Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River (name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.8 c.f.s. for irrigation
AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 1
(mo.-day) inclusive (mo.-day)

Amount .2 c.f.s. for domestic
AF/Annum (nature of use)

Period of L : from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount .2 c.f.s. for stockwater(75 w.f. cows, 800 hd yearling)
4F/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.00 cubic feet per second and annual volume AF/Annum.

5. Location of Point(s) of Diversion:

Township 58 N/S, Range 108 E/W, B.M., Section 32, Subdivision Lot 6 $\frac{1}{4}$ $\frac{1}{4}$ Elmore
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township N/5, Range EW, B.M., Section , Subdivision 1/4 1/4

Other Points of Diversions: _____

Description of diverting works: 125 hp turbine pump & motor, approx 4250 - 12" steel pipe.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ADVERTISING

POOR ORIGINAL

POOR ORIGINAL

Page - 10B

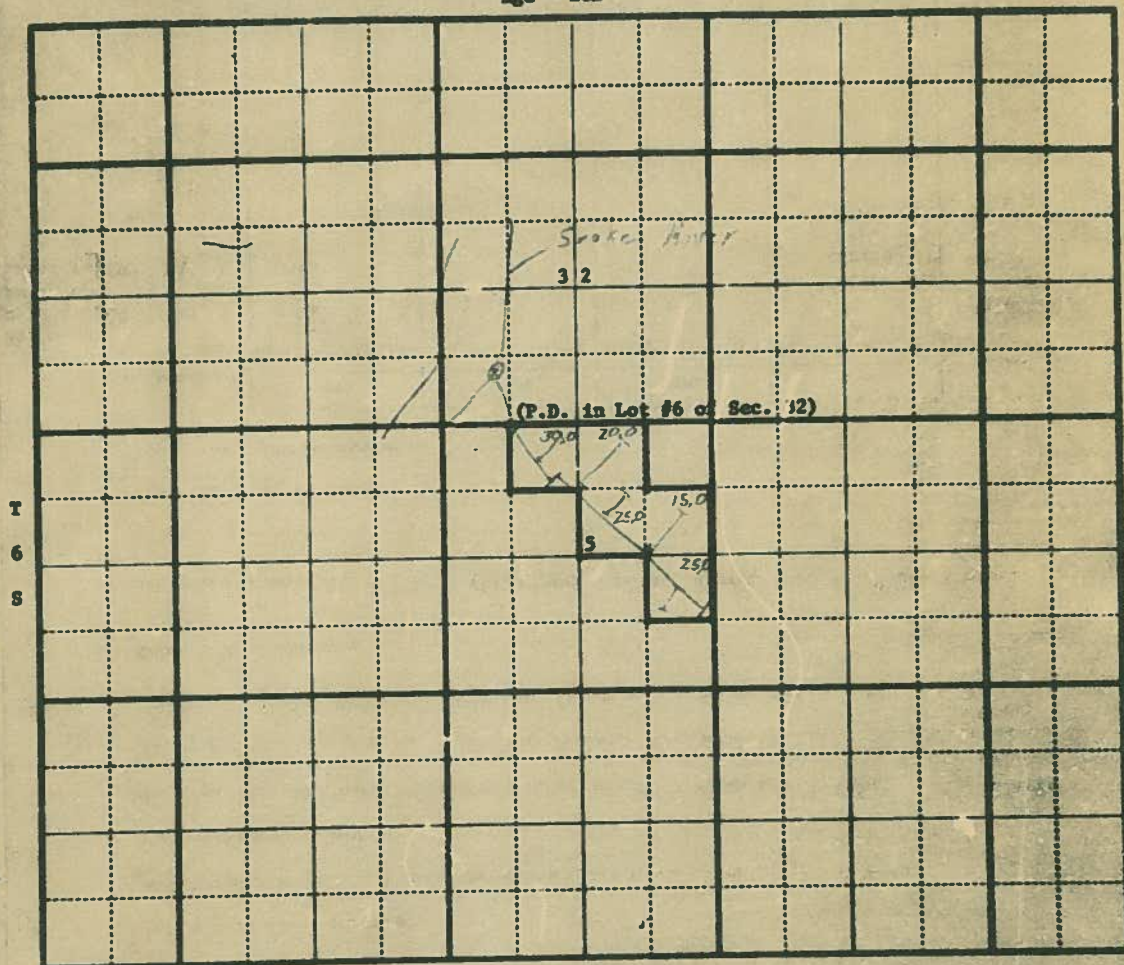


Diagram of System

RECEIVED
JUL 1 1934

AUG 1 1934
MICHOPIAN

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

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

02-7144	
I.D. No.	Map No.
\$ 10.-	310
Fee Paid	Receipt No.

Notice is hereby given that James E. Kevan and/or Beverly E. Kevan
(Name of Claimant)

P.O. Box 70, Glens Ferry, ID 83623 Telephone No. 366-2459
(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)
6/19/74

(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 2.5 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 .20 Use Stockwater Period of Use From 1/1 To 12/31
(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) 2.5 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF) Lot 6

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SW 1/4
Sec. 32, Twp. 5S, Rge. 10E, B.M., Elmore 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.
150 hp pump motor and sprinkler lines

(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%	
5S	10E	5	20	20	25	15	30								25				115

Total no. of acres 115

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: 900

(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.
JKN ☐ 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. 02-03-7144

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.

March 3, 1981
(Date)

State of Idaho Organization
County of Elmore ss.
Seal

Individual
(Signature of Claimant)

Organization
(Signature of Spouse)

(Signature of Authorized Agent)

On this 3 day of March, 1981, before me
a notary public, personally appeared James E. Kevan

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, ID

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07144

Date: 6-24-02

	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	55	10E	32											4						4
GIS														4						4
Claim	65	10E	5		8	8	16	2								17				51
GIS					21	17	18	20								21				99
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 55

Overlapping FOU Claim #'s:
02-02145

Total GIS Acres: 101

COMMENTS:

Per image interpretation. No maps & county no help.
POD per claim legal.

Idaho Department of Water Resources

Claim Number: 02-07144
Legal: T05S, R10E, S32
T06S, R010E, S05
Reviewed By:

● Point of Diversion



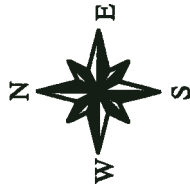
Place of Use



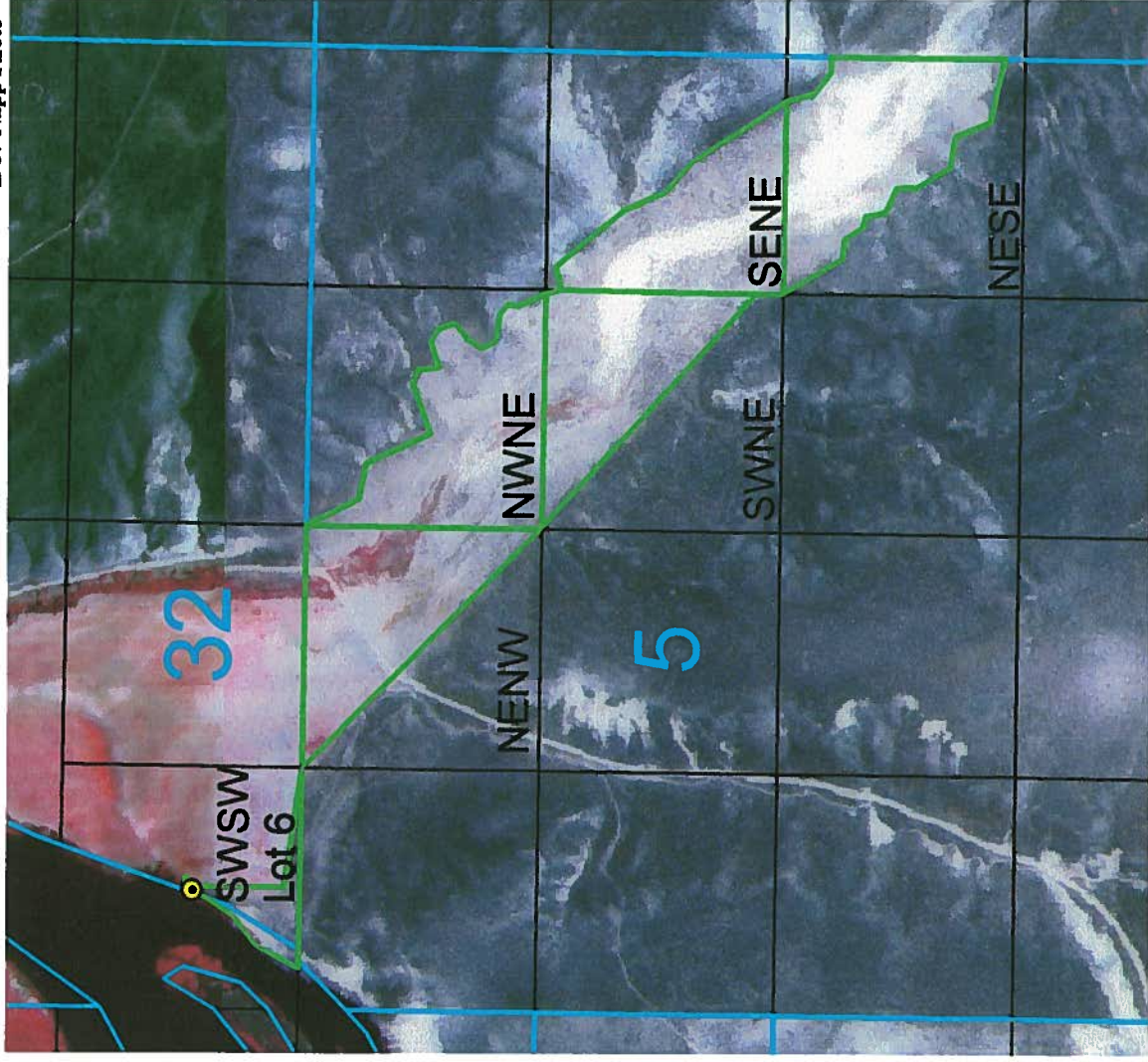
Section Lines



Quarter Quarter Lines

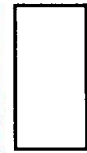


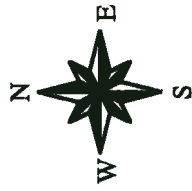
1987 Napp Photo



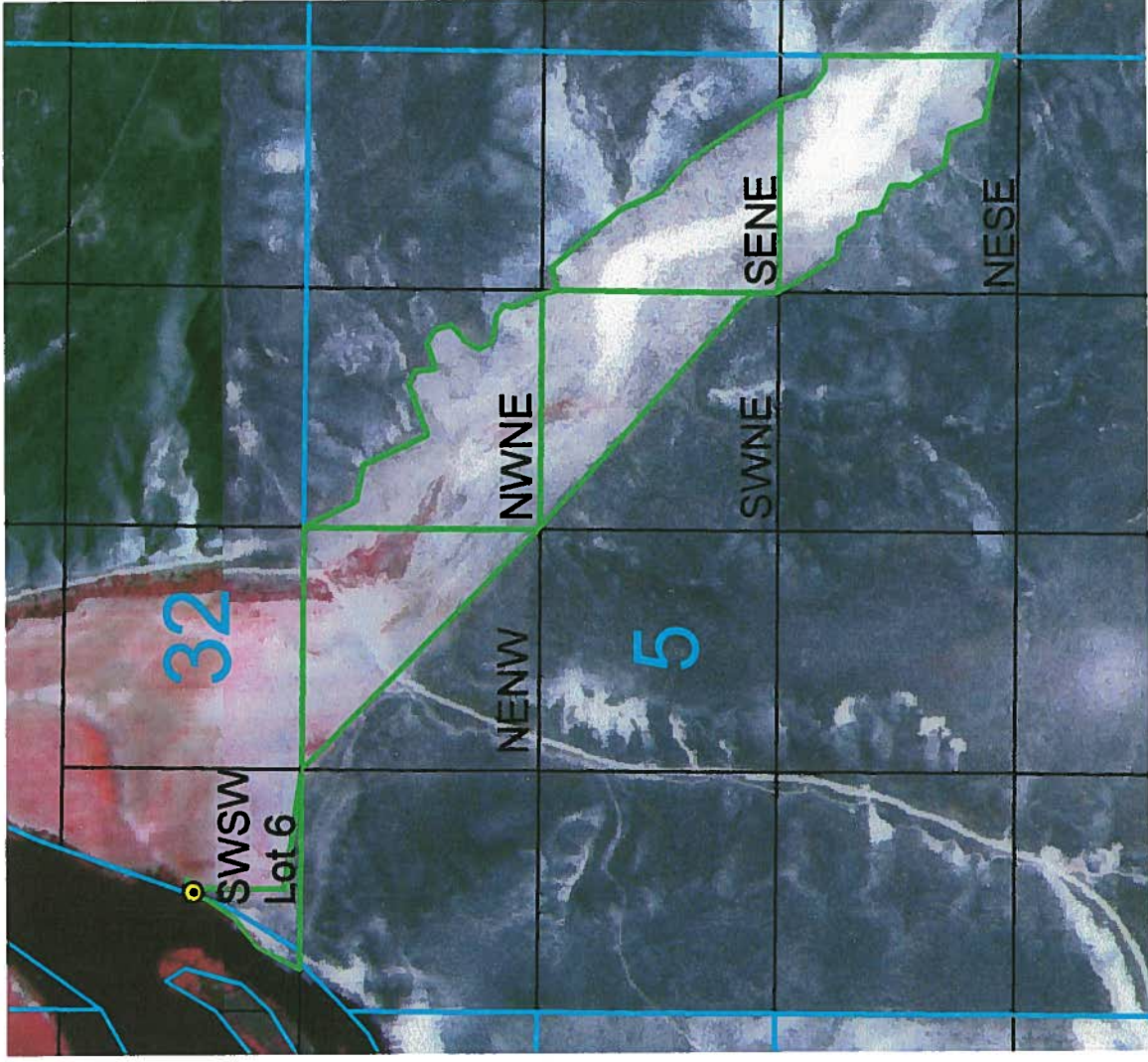
Idaho Department of Water Resources

Claim Number: 02-07144
Legal: T05S, R10E, S32
T06S, R010E, S05
Reviewed By:

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



1987 Nepp Photo



0 0.25 0.5 0.75 1 Miles