

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07291Date: 5-30-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	43	7E	21									40				39	40	40	39	198
GIS												40				39	40	40	40	199
Claim			22										39	38	38					115
GIS												36	40	41						117
Claim			28	40			40													80
GIS				40			40													80
Claim																				
GIS																				

Number of POD's 1Total Claimed Acres: 393

Overlapping FOU Claim #'s:

Total GIS Acres: 396

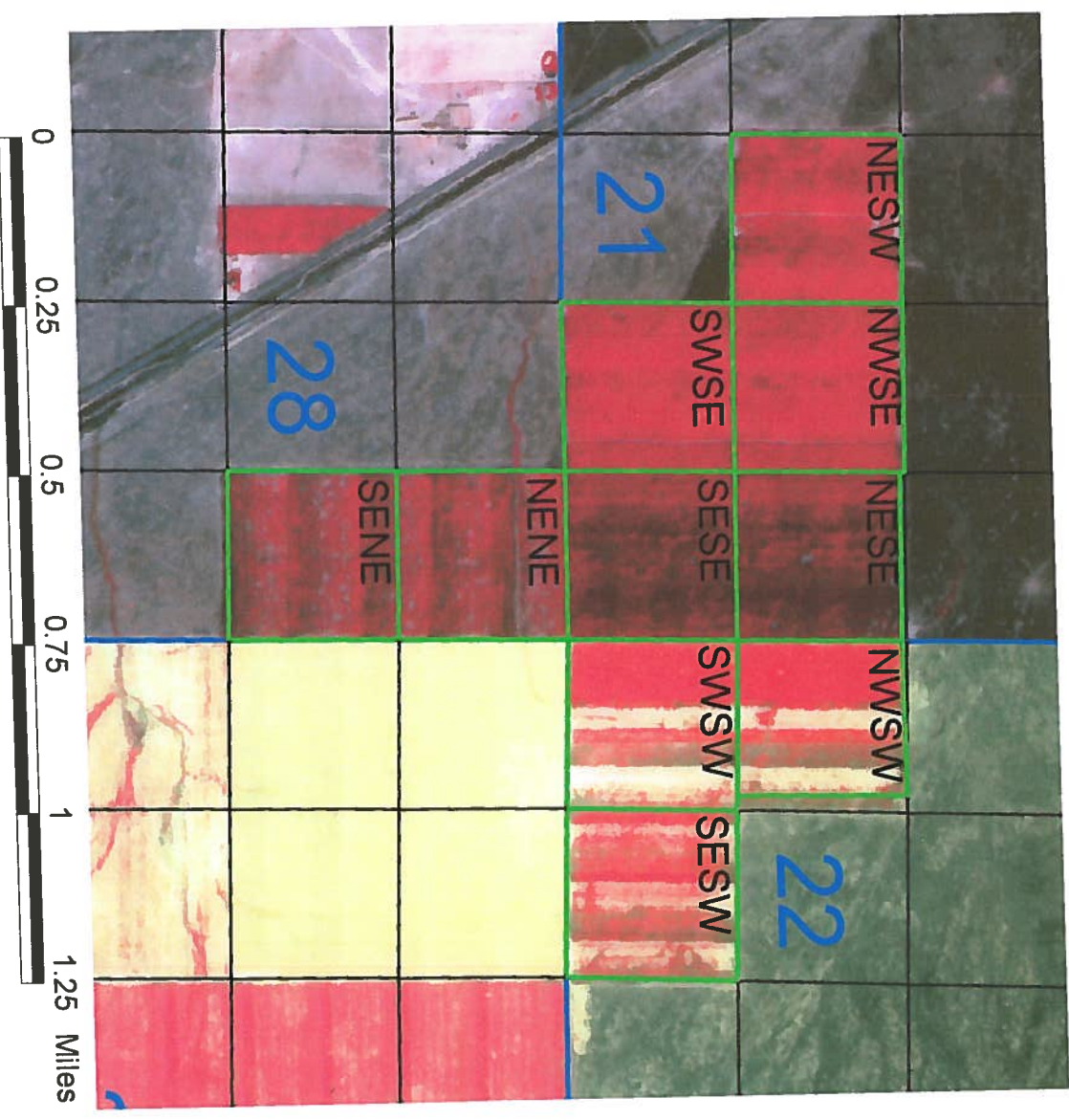
COMMENTS:

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 02-07291
Legal: T04S, R07E, S21, 22, 28
Reviewed By:

- Point of Diversion
(located outside view)
- Place of Use
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources

Claim Number: 02-07291

Legal: T04S, R07E, S21, 22, 28

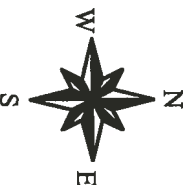
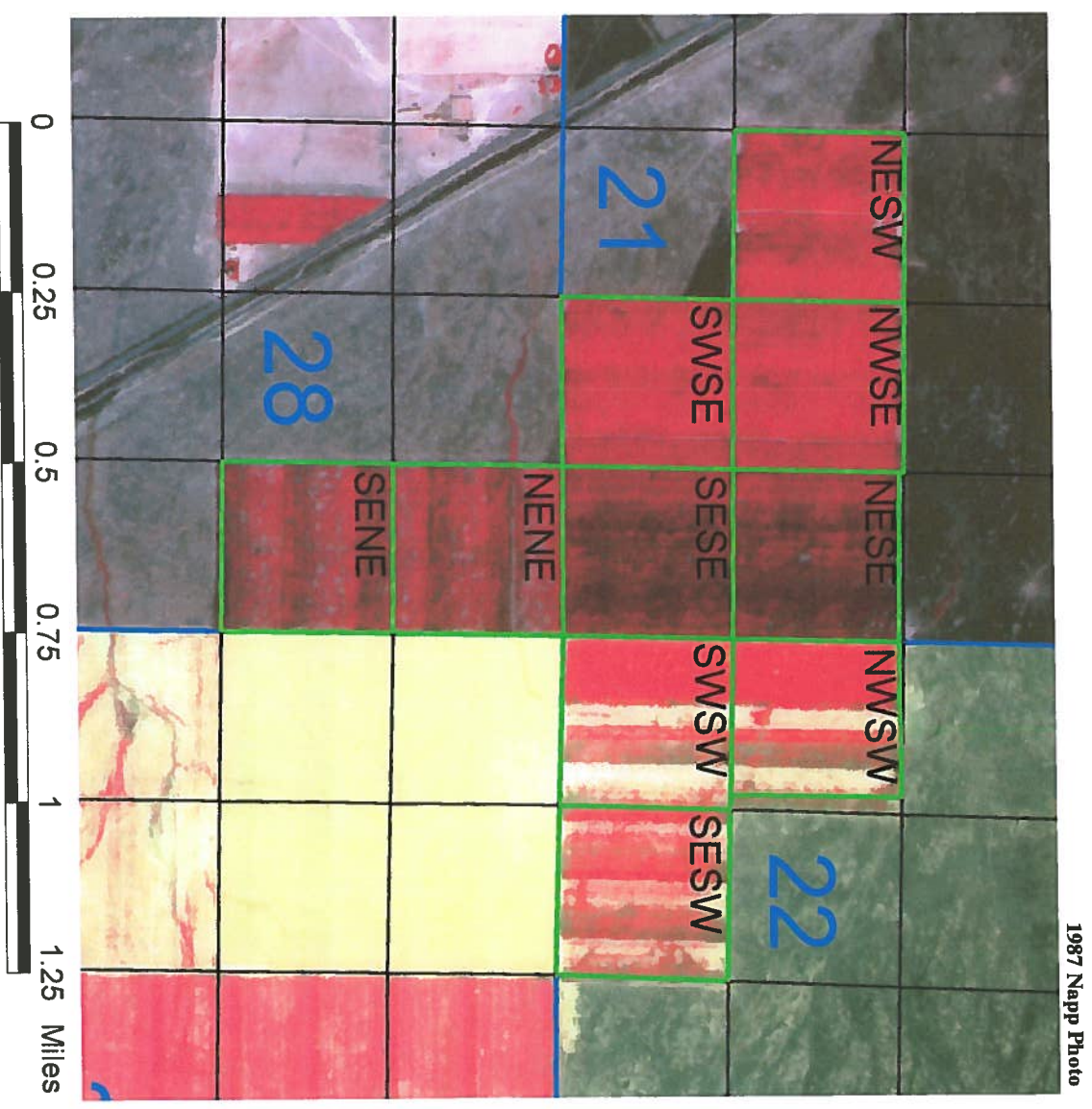
Reviewed By:

 Point of Diversion
(located outside view)

 Place of Use

 Section Lines

 Quarter Quarter Lines



November 20, 1998

RECEIVED

DEC 28 1998

NOTICE OF ERROR
REPLY

Department of Water Resources

RECEIVED

DEC 18 1998

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-02176

CLOVER HOLLOW ~~COMPANY~~ LLC
PO BOX 606
MOUNTAIN HOME ID 83647

(DELETE per LEGAL NAME OF THIS COMPANY
i.e. LLC = LIMITED LIABILITY COMPANY)

changed 2/7/99 RB

Daytime Telephone Number:

Evening Telephone Number:

also A02-02386, 02387, 02388,
07148, 07291

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/16/98

SIGNATURE:

Please print your name:

P. A. BERGH

For CLOVER HOLLOW LLC

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: **A02-07291**
Date Received: 9/13/1989
Receipt No: S009154
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CLOVER HOLLOW COMPANY LLC 208-587-7060
Address: PO BOX 606
MOUNTAIN HOME ID 83647

2. Date of Priority: NOV 14, 1979

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	07E	28		NE	SW	2	ELMORE

5. Description of diverting works:
PUMP, CONCRETE DITCH, POND AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	7.860		1768.50

7. Total Quantity Appropriated is:
7.860 C.F.S. (and/or) 1768.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	21	NE	SW		IRR	40.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	198.0
		22	NW	SW	IRR	39.0
			SW	SW	IRR	38.0
			SE	SW	IRR	38.0
					Section Acres	115.0
		28	NE	NE	IRR	40.0
			SE	NE	IRR	40.0
					Section Acres	80.0
					Total Acres	393.0

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:

A02-07148, 02386, 02387, 02388, A61-02176

14. Remarks:

THIS RT. WHEN COMBINED WITH RTS. 02-2386/2387/7148 SHALL NOT EXCEED 60.0 CFS.

OWNERSHIP CHANGED BY LH 6/5/97.

15. Basis of Claim: LICENSE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAY 15 1997

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 No(s).: A02-07148, A02-07291, A61-02176, A02-02386, A02-02388
 Adjudication Claim No(s).: A02-02387

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 attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant: John Hancock Mutual Life Insurance Co.
South 176 Stevens Street, Second Floor
Spokane, WA 99204-1392

4. New Owner/Claimant(s): Clover Hollow Company, L.L.C.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address: P. O. Box 606
 City, State and ZIP Code: Mountain Home, Idaho 83647
 New Telephone Number: (208) 587-7060

5. Date you acquired the property: April 12, 1994

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 you irrigate N/A Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____

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 or Claimant(s): Clover Hollow Company, L.L.C.
 By Terry L. Anderson, Member
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

Claimant Acknowledgement of Change in Attorney in Snake River Basin Adjudication (SRBA)

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MAY 15 1997

WATER RESOURCES
WESTERN REGION

Name(s) of Claimant (please print):

Clover Hollow Company, L.L.C.

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

Jay R. FriedlyHall, Friedly & Ward340 East 2nd NorthMountain Home, Idaho 83647Attorney's Phone 208-587-4412

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A02-07148, A02-07291, A61-02176, A02-02386, A02-02388,

A02-02387

For Individuals:

Authorized signature(s) Date _____

For Organizations:

I am a member of Clover Hollow Company, L.L.C., and I

Title

Organization

have signed the foregoing document in the space below as

a member of Clover Hollow Company, L.L.C.

Title

Organization

Signature of Authorized Agent Jerry J. FriedlyTitle memberDate 5-14-97Organization Clover Hollow Company, L.L.C.

IDWR Use:

Date Received _____

Data Entry _____

SPECIAL WARRANTY DEED

R.E. No. 16287/16288

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MAY 15 1997

WATER RESOURCES
WESTERN REGION

THIS INDENTURE, made this 12th day of April, A.D., 1994, between JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, a corporation duly organized under the laws of the Commonwealth of Massachusetts and having its principal place of business in Boston, in the County of Suffolk, and Commonwealth of Massachusetts, (Grantor), and CLOVER HOLLOW COMPANY, L.L.C., an Idaho limited liability company, whose mailing address is 8365 South 66th West, Mountain Home, Idaho 83647 (Grantee),

WITNESSETH, That the Grantor, for the sum of Ten and 00/100 (\$10.00) Dollars, and other good and valuable consideration, to it paid by the Grantee, the receipt of which is hereby acknowledged, has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto the said Grantee the following land and improvements thereon, (Premises), situated in the County of Elmore, and State of Idaho, and more particularly described as follows:

(SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF)

The Premises described hereunder are hereby conveyed "as is," by the tract and not by the acre, the acreage not being guaranteed by the Grantor, and are also conveyed subject to the rights of any tenants or lessees, any persons in possession; all outstanding mineral rights or reservations, oil, gas or mineral leases; water districts, water rights; restrictions or reservations; roadways, rights of way, easements; any contracts purporting to limit or regulate the use, occupancy or enjoyment of said Premises; and any matters which could be disclosed by an accurate, current survey or inspection of said Premises.

TO HAVE AND TO HOLD the above-described Premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said Grantee, its successors and assigns, forever.

And Grantor does hereby warrant and forever defend all and singular the said Premises unto the Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof by, through or under it, except as aforesaid, but against none other.

IN WITNESS WHEREOF, the Grantor has caused its corporate seal to be hereto affixed and these presents to be signed in its name and behalf by Ronald E. Poch, one of its Assistant Treasurers, on the day and year first-above written.

Signed, sealed and delivered
in the presence of:

JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY

Laura V. Cullen
Laura V. Cullen

By Ronald E. Poch
Ronald E. Poch, Assistant Treasurer

Martha Lecaroz
Martha Lecaroz

COMMONWEALTH OF MASSACHUSETTS)

)ss.

COUNTY OF SUFFOLK)

On this 12th day of April, 1994, before me, the undersigned, a Notary Public in and for said Commonwealth, residing therein, duly commissioned and sworn, personally appeared Ronald E. Poch, to me personally known, who by me duly sworn, did say he is an Assistant Treasurer of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said County the day and year in this certificate first above written.

Marie C. O'Brien

Notary Public in and for said Commonwealth,

MARIE C. O'BRIEN, Notary Public

My commission expires: MY COMMISSION EXPIRES AUGUST 9, 1998

MAY 15 1994

WATER RESOURCES
WESTERN REGION

At a meeting of the Board of Directors of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY held March 8, 1993, a quorum being present it was

VOTED: The following officers of the Company (a) the Chairman of the Board, the President, the Vice Chairman of the Board, the Chief Financial Officer, the General Counsel, any Senior Executive Vice President, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, any Executive Managing Director, the Treasurer, any Assistant Treasurer, or any Treasury Officer, (b) any Senior Investment Officer, any Investment Officer, any Assistant Investment Officer or any other officer of the Agricultural Investment Department or the Bond and Corporate Finance Department holding a title of equivalent rank or (c) any Senior Mortgage Investment Officer, any Mortgage Investment Officer or any other officer of the Mortgage Investment Department holding a title of equivalent rank or any one of them are hereby authorized to execute and seal with the corporate seal, acknowledge and deliver any and all instruments required in connection with any investment, sale or loan authorized by the Committee of Finance.

I hereby certify that the above is a true copy of a vote passed March 8, 1993, by the Board of Directors of JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY; that the same still remains in force, and that Ronald E. Poch is an Assistant Treasurer of the Company, this 12th day of April, 1994.



Barry P. Sanborn
Barry P. Sanborn
Assistant Secretary

279962

ELMORE COUNTY, IDAHO, ss

Request of

GUARANTY TITLE, INC.

Time 10:17 A.M.

Date April 14, 1994

Book _____ of _____

Page _____

DOLORES ROBISON

By Mark L. Becker

Deputy

Fee \$ 12.00

This document was prepared by
[Signature]
John Hancock Mutual Life Insurance Company
John Hancock Pl., P.O. Box 111, Boston, MA 02117

EXHIBIT "A"

Township 4 South, Range 7 East, Boise Meridian, Elmore County, Idaho

The Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Southeast Quarter (SE $\frac{1}{4}$) of Section 21;
The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) and the South Half of the Southwest Quarter (SHSW $\frac{1}{4}$) of Section 22;
The East Half of the Northeast Quarter (EHNE $\frac{1}{4}$) of Section 26,

Together with all water, water rights, ditches, aqueducts, appropriations and franchises upon, leading to, connected with or had and enjoyed in connection with said real estate and each and every part thereof, whether represented by shares of capital stock in any ditch or irrigation company or by actual individual ownership or otherwise which may hereafter be acquired by the Mortgagors during the existence of this mortgage and used in connection with said real estate or any part thereof.

ALSO: Easement described as follows, to-wit: The Northerly thirty (30) feet of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21; the Northerly thirty (30) feet and the Easterly fifteen (15) feet of the SE $\frac{1}{4}$ of Section 21; and the Westerly fifteen (15) feet of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22, Township 4 South, Range 7, East of the Boise Meridian, Elmore County, Idaho, containing 4.53 acres.

SECTION 27: All of said section
SECTION 31: All of said section
SECTION 32: All of said section
SECTION 33: All of said section

TOWNSHIP 5 SOUTH, RANGE 7 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 5: E $\frac{1}{2}$

SECTION 21: A plot of land lying in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 5 South, Range 7 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Commencing at the NW $\frac{1}{4}$ corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 5 South, Range 7 East Boise Meridian; thence
South 89°54' East along the North line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said section a distance of 80.4 feet to the TRUE POINT OF BEGINNING; thence continuing
South 89°54' East 200.8 feet; thence
South 31°49' West 267.5 feet; thence
South 3°00' East 409.8 feet; thence
South 22°36' East 328.3 feet; thence
South 36°19' East 473.2 feet to a point on the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; thence
North 89°54' West along the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 21, a distance of 112.2 feet; thence
North 44°50' West 221.5 feet; thence
North 27°17' West 444.2 feet; thence
North 13°22' West 121.25 feet; thence
North 4°08' West 210.2 feet; thence
North 0°39' East 287.1 feet; thence
North 9°08' East 156.0 feet back to the TRUE POINT OF BEGINNING.

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MAY 15 1997

WATER RESOURCES
WESTERN REGION

EXCEPT:

A 0.016 acre tract of land in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21, Twp. 5 S., Rge. 7 E., B. ., Elmore County, Idaho, more particularly described as follows:

beginning at the West quarter corner of said Sec. 21;

thence S 0° 10' West along the West Section line of said Sec. 21, a distance of 885.61 ft.;

thence N 70° 23' 15" E. a distance of 152.59 ft. to the true point of beginning;

thence continuing N 70° 23' 15" E. a distance of 22.14 ft.;

thence S 23° 24' 00" E. a distance of 30.28 ft.;

thence S 64° 43' 30" W. a distance of 22.06 ft.;

thence N 23° 27' 45" W. a distance of 32.49 ft. to the true point of beginning.

SECTION 5: NW $\frac{1}{4}$

SECTION 5: SW $\frac{1}{4}$

SECTION 6: NE $\frac{1}{4}$

SECTION 6: SE $\frac{1}{4}$

SECTION 7: NE $\frac{1}{4}$

SECTION 8: NW $\frac{1}{4}$

BEING the same premises conveyed to Grantor by Deeds dated November 15, 1991, March 26, 1991 and April 2, 1991, recorded with the Office of the Recorder for the County of Elmore, State of Idaho, as Instrument Numbers, 268172, 263123 and 263231, respectively.

6443

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: A02-07291
Date Received: 3/16/1989
Receipt No: 5009154
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN HANCOCK
Address: MUTUAL LIFE INSURANCE CO.
P.O. BOX 1087
TWIN FALLS, ID 83303
208-733-4327

2. Date of Priority: NOV 14, 1979

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	07E	28	NE	SW		2	ELMORE

5. Description of diverting works:
PUMP, CONCRETE DITCH, POND AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	7.860		1768.50

7. Total Quantity Appropriated is:
7.860 C.F.S. (and/or) 1768.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	21	NE	SW		IRR	40.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0

A02-07291

Page 1

Date: 03/16/89

RECEIVED

JUN 10 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED

MAR 20 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	07E	21	SW	SE		IRR	40.0
			SE	SE		IRR	39.0
			Section Acres				198.0
		22	NW	SW		IRR	39.0
			SW	SW		IRR	38.0
			SE	SW		IRR	38.0
			Section Acres				115.0
		28	NE	NE		IRR	40.0
			SE	NE		IRR	40.0
			Section Acres				80.0
			Total Acres				393.0

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:

A02-07148, 02386, 02387, 02388, A61-02176

14. Remarks:

THIS RT. WHEN COMBINED WITH RTS. 02-2386/2387/7148 SHALL NOT EXCEED 60.0 CFS.

15. Basis of Claim: LICENSE

16. Signature(s)

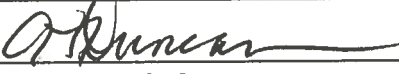
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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): John Hancock Mutual Life Ins. Co. Date: _____

By  Date: March 28, 1989

Agr. Inv. Officer

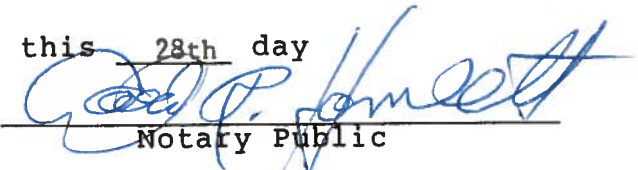
State of Idaho)

) SS.

County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 28th day

of March 19 89


Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires 6-1-93

GLAMPITT FARMS
FARM UNIT # 4

TENANT: J. Corder

CROP-YEAR: _____

CROPS GROWN: _____

LEGAL DESCRIPTION:

T 4S R 7E
Section 22: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 27: Entire Section

MICROFILMED
MAR 20 1993

Field 5
113.9 Acres

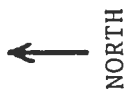
W $\frac{1}{2}$
SW $\frac{1}{4}$
SE $\frac{1}{4}$
SW $\frac{1}{4}$

Field 1 149.8 Acres

Field 2 160.5 Acres

Field 3 144.0 Acres

Field 4 157 Acres



BOOSTER PUMPS

CLAMPITT FARMS
FARM UNIT # 2N

TENANT: P.A. Bergh

CROP-YEAR: _____

CROPS GROWN: _____

20 21
29 28



Field 1 198.9 Acres

NE 1/4 SW 1/4

Sec 21

SE 1/4

Field 2

77.6 Acres

LEGAL DESCRIPTION: T 4S R 7E
Section 21: SE 1/4, NE 1/4 SW 1/4
Section 28: E 1/2 NE 1/4

Sec. 28

E 1/2 NE 1/4

MICROFILMED
MAR 20 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 10, 1997

Re: Notices of Claim to a Water Right Nos. A02-02386, A02-02387,
A02-02388, A02-07148, A02-07291, A61-02176

JAY R FRIEDLY
HALL FRIEDLY & WARD
340 EAST 2ND NORTH
MOUNTAIN HOME ID 83647

Dear Mr. Friedly:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

cc: Clover Hollow Company, L.L.C.

HALL, FRIEDLY & WARD

A PROFESSIONAL ASSOCIATION
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

RECEIVED

MAY 15 1997

WATER RESOURCES
WESTERN REGION

TELEPHONE
(208) 587-4412
FAX
(208) 587-3144

PERCE HALL
JAY R. FRIEDLY
ROBERT W. WARD
CLAY M. SHOCKLEY

May 14, 1997

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

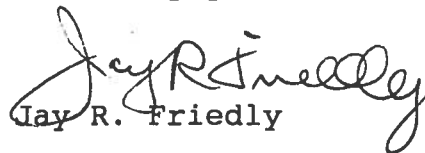
Re: Clover Hollow Company, L.L.C.
Adjudication Claim Numbers A02-07148, A02-07291, A61-
02176, A02-02386, A02-02388, A02-02387.

Dear Ladies and Gentlemen:

On behalf of our client Clover Hollow Company, L.L.C. I have enclosed the following: Notice of Change of Water Right Ownership, Special Warranty Deed from John Hancock Mutual Life Insurance Company dated April 12, 1994, maps from U.S.D.A. Farm Service Agency outlining the location of the farm and Notice of Appearance.

If you need any further information, please let us know.

Sincerely yours,


Jay R. Friedly

JRF:tam
Enclosures
cc: Clover Hollow Company, L.L.C.

MEMORANDUM

RECEIVED

To: Adjudication Bureau
From: L. Glen Saxton *MS*
RE: UPDATED ADDRESS - A02-07291
Date: June 12, 1992

JUN 12 1992

Department of Water Resources

The new address for the above referenced adjudication claim is as follows:

John Hancock Mutual Life Ins. Co.
So. 176 Stevens St.
Second Floor
Spokane, Wa. 99204

6-15-92

Karen will FU on
how they rec'd
change notice.

6-16-92 per Glen Saxton - IDWR send them a
shutoff notice & they called & said
their ofc was closed & all must go
to Spokane ofc.

& in writing.

D-33Last Name: JOHN HANCOCKSTATE

S	O	W	Water	Priority		Total	Use	
E		N	Right No.	Date	Source	Diversion	Code	Desc
L								
X	JOHN HANCOCK	MUTUAL INS. CO.						
		C A29-02472		03/29/1963	GROUNDWATER	2.230	01	IRR T.F.
X	JOHN HANCOCK	MUTUAL LIFE INS. CO.						
		C A29-02520A		02/23/1966	GROUNDWATER	2.170	01	IRR TF
	JOHN HANCOCK	MUTUAL LIFE INSURANCE CO.						
		O A34-07291B		01/20/1981	GROUNDWATER	3.200	01	IRR
		O A34-07291		01/20/1981	GROUNDWATER	6.440	01	IRR
					SPLIT CLAIM		43	DOMEST
		O A34-07291A		01/20/1981	GROUNDWATER	3.200	01	IRR
		O R31-07559A		05/01/1982	GROUNDWATER	2.590	01	IRR
		O R31-07559B		05/01/1982	GROUNDWATER	2.520	01	IRR
		O A35-02863		02/03/1967	GROUNDWATER	8.000	01	IRR
		O A35-07521		07/31/1975	GROUNDWATER	5.790	01	IRR
		O R34-07291A		05/01/1982	GROUNDWATER	2.590	01	IRR
					RENUMBERED			
		O R34-07291B		05/01/1982	GROUNDWATER	2.520	01	IRR

(Enter=Continue)(GOLD7=This Query)(Menu)

A02-07291 = T.F.

change all 3 claims / DVS 6-16-72

John Hancock Mutual Life Insurance Company

Agricultural Investment Department
Western Regional Office

Second Floor
South 176 Stevens Street
Spokane, WA 99204-1392
(509) 747-5126
FAX (509) 624-4019

RECEIVED
JUN 4 1992

John Hancock
Financial Services

T. L. McKeirnan
Senior Agricultural Investment Officer

RECEIVED
JUL -6 1992

Department of Water Resources

June 2, 1992

JUL -6 1992

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources
1301 North Orchard St. Statehouse Mail
Boise, Idaho 83720-9000

Gentlemen:

We ask that you address any future correspondence regarding the Water Right No A02-07291 to:

John Hancock Mutual Life Insurance Company
176 South Stevens 2nd Floor
Spokane, WA 99204

Thanking you in advance.

Yours truly,

E. W. Kintner

EWK/ng

*Changed
on 6/19/92
Kintner Smith*

RECEIVED
Date Received

MAY 10 1989

State of Idaho
Department of Water Resources

Department of Water Resources
Southern Region Office

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

YALE DICK OR RICHARD DICK
Name of Claimant

3480 CHINDEN BLVD
Post Office Address

BOISE, ID 83714
City, State, Zip Code

Department of Water Resources

MURPHY ID - OWYHEE COUNTY
County(s) where Place of Use is located

JANUARY 19, 1989
Date Claim Originally Due

02 02256
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

LAND WAS SOLD TO JAY HULET. MR. HULET WAS RESPONSIBLE FOR THE WATER
PAYMENTS. MR. HULET HAS FILED FOR CHAPTER 11; CONSEQUENTLY THE PAYMENTS
WERE NOT MADE. WE WERE NOT AWARE OF THE SITUATION UNTIL NOW.

Claimant requests an extension to MAY 10, 1989.

Please contact

733-4327 Art Duncan

He is holding claim until he knows
how much fee will be,

ADA 5/10/89

Signature

PARTNER

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
☒ granted ☐ denied,
and the filing deadline extended to 5/10, 1989.

Signed this 23 day of May, 1989.

Director or his designated agent
DAVID B. SHAW

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 ~~ON A RIVER~~
Border.

NOTICE OF CLAIM TO A WATER RIGHT

1974 ORTHO PHOTOS
REVERSE 4 MTN. HOME SO.

02-7291
I.D. No. Map No.
\$ 10.00 # 20323
Fee Paid Receipt No.

Notice is hereby given that COLE REED ASSOCIATES

(Name of Claimant)

409 Alberto Way, Suite 2, Los Gatos, CA 95030

(Mailing Address)

(Zip Code)

Telephone No. (408) 356-3164

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) 11/14/1979

(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 8.0 cfs 7.86 cfs Use irrigation Period of Use From 3/1 To 10/15
(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) 8.0 cfs 7.86 cfs TOTAL QUANTITY CLAIMED.

(5) A) Point of Diversion: Give location of point where water is diverted from its source (NE SE 1/2 SW) 1/4
Sec. 28, Twp. 5S, Rge. 7E, B.M., Elmore County

Additional Points: S.C. 1. 222.0 (1) 518.1

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 and pipeline

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

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	7E	21									40	39	38	38	39	40	40	40	200
		22									40	40	40	40					120
		28	40			40													80

Total no. of acres 400

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 (THE MAXIMUM DIVERSION RATE SHALL NOT EXCEED 60.0 CFS WHEN THIS RT IS COMBINED WITH RTS. 02-2386, 02-2387, 02-2388, 02-27148.) Snake River

(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

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 _____

NOTICE OF CLAIM TO A WATER RIGHT

02-7291	
I.D. No.	Map No.
\$ 10.00	#20323
Fee Paid	Receipt No.

Snake River from base of Milner
Dam to Oregon DRAINAGE BASIN.
Border.

Notice is hereby given that COLE REED ASSOCIATES
(Name of Claimant)

409 Alberto Way, Suite 2, Los Gatos, CA 95030

(Mailing Address)

(Zip Code)

Telephone No. (408) 356-3164

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(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 8.0 cfs Use irrigation Period of Use From 3/1 To 10/15
(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) 8.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 28, Twp. 5S, Rge. 7E, 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.
pump and pipeline

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

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<u>4S</u>	<u>7E</u>	<u>21</u>									<u>40</u>				<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>200</u>
		<u>22</u>									<u>40</u>	<u>40</u>	<u>40</u>						<u>120</u>
		<u>28</u>	<u>40</u>			<u>40</u>													<u>80</u>

Total no. of acres 400

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

RECEIVED

NOV 9 1981

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by F.E. LUTHY

Date 2/11/83

Right No. 02-7291

Claimant COLE REED ASSOCIATES

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

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

☒ License

☐ Previous Statutory Claim.

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

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

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

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

☐ Affidavits. ☐ In file.

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

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

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

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1977 & 1982 A.S.C. INDIVID. FARM PHOTOS

☐ 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 LICENSING 6/29/1977 & 7/11/1978
ADJUDICATION RE-CHECK 2/9/1983

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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7291 Priority November 14, 1979 Amount 7.86 cfs

THIS IS TO CERTIFY, that Cole Reed Associates
of Los Gatos, California, has complied with the terms and conditions of Permit
No. 02-7291 issued pursuant to Application for Permit dated November 14, 1979,
and has submitted proof to the Department of Water Resources on November 3, 1981,
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 60.0 cfs of water from Snake River,
tributary to 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>7.86</u> cfs and	<u>1768.5</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 7.86 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
1768.5 acre feet per year, said waters to be diverted within the Gov. Lot 2 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 28, Twp 5S, Rge 7E in the County of Elmore

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	7E	21									40				39	40	40	39	198
		22										39	38	38					115
		28	40			40													80

Total number of acres irrigated 393

Water shall not be diverted under this license unless the flow of the Snake River
at the U.S. Geological Survey stream gaging station at Murphy exceeds 3,300 cubic
feet per second and at Weiser exceed 4,750 cubic feet per second.

This right when combined with Right Nos. 02-2386, 02-2387, 02-2388 and 02-7148
shall not exceed 60.0 cfs

LICENSES	NONE	() RECOMMEND Δ
1974 ORTHOPHOTOGRAPHS		
1980 U-2 PHOTOS		
1977-82 A.S.C. INGRAM PHOTOS		

COLE REED ASSOCIATES
SPREAD SHEET FOR 02-2386-88, 02-7148, 02-7291

[illegible]

R7E

-2

3

(38)

(38)

(37)

(37) 34

40 (39)

39 (38)

(37) 38

(38) 38

197.9 Acres

21.28

114.7 Acres

Boilings

(28)

28.27

80 Acres

38
3 | 115
925
24
10

see aerial photo

TAKEN FROM ASC PHOTOS
BY JKN 2/9/03

1
4
5

198
115
80

293

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

02-7291

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	12-1-81	jp	no appointment made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

219183 system & acreage review
Date 7/16/78 measurement Accompanied by _____ Total Q measured 60.0 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Bridge Meets Permit requirements? _____

Measurement calculations:

See attached discharge measurement notes - 60 cfs
 $393 \text{ acres} \times .02 = 7.86 \text{ cfs}$
 $5 \text{ AFA/Acre} \times 393 = 1965 \text{ AFA}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
<i>See attached documents for motor & pump size & system design (Bridge)</i>								

System Description

See attached system description

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<i>irrigation</i>	<i>7.86</i>	<i>1965</i>	<i>3/1</i>	<i>10/15</i>

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: L2 NESW Sec 28 T5S R7E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. Kenneth Dunn
Director

(208) 334-2190

December 1, 1981

Cole Reed Associates
409 Alberto Way, Suite 2
Los Gatos, CA 95030

RE: 02-7291

Dear Sirs:

We acknowledge receipt of your statement submitted as proof as beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

_____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

Judy Pense
Secretary

jp

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 02-7291

Name(s) of Permit Holder: COLE REED ASSOCIATES

Post Office Address: 409 Alberto Way, Suite 2

Los Gatos, CA 95030

Source of Water: Snake River

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 400 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

10.5.81

Date

Cole Reed Associates
Thomas C. Reed
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 02-7291
RECEIVED
NOV 14 1979
APPROVED
Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Cole Reed Associates Phone (408) 356-3164
Post office address 409 Alberto Way, Suite 2, Los Gatos, California, 95030
2. Source of water supply Snake River which is a tributary of Columbia River
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 5 South
Range 7 E B.M. Elmore County, additional points of diversion if any: None

4. Water will be used for the following purposes:

Amount 8.0 cfs for irrigation purposes from March 1 to Oct. 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)

5. Total quantity to be appropriated:

a. 8.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump from Snake River into
concrete ditch which empties into a pond where it is pumped into a
pressurized pipeline.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
S	7E	21									40				40	40	40	40	200
S	7E	22										40	40	40					120
S	7E	28	40			40													80
Total number of acres to be irrigated																			400

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing applicant is acquiring the property at the point of diversion under an agreement for sale of farm property dated December 28, 1977, between Delbert A. Clampitt and Delsie L. Clampitt, husband and wife, as sellers and Cole Reed Associates as buyer. Applicant is acquiring the land to be irrigated under an Idaho Land Sale Certificate No. 25039.

10. Remarks This is part of a large project covering 3,280 acres or more in Elmore County, Idaho. Applicant is acquiring 400 acres from the State of Idaho under Idaho Land Sale Certificate No. 25039 dated May 16, 1978 and the balance under an agreement of sale of farm property dated December 21, 1977, between Delbert A. Clampitt and Delsie L. Clampitt, husband and wife, as sellers and Cole Reed Associates, a limited partnership, acting by Cole M. Reed, its sole general partner, of 409 Alberto Way, Suite 2, Los Gatos, California, 95030, as buyer.

Priority 11/14/79 Received by LLC Date 11/14/79 Time 5:50 am
Preliminary check by CLS Fee \$ 105.00
Received by LLC Date 11/14/79 # 15236
Publication prepared by kw Date 11/15/79
Published in Mountain Home News
Publication dates 11/22 & 11/29/79
Publication approved KK Date 12/10/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by DBS qjm

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7291, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) Water shall not be diverted under this permit unless the flow of the Snake River at the U.S. Geological Survey stream gaging station at Murphy exceeds 3,300 c.f.s. and at Weiser exceeds 4,750 c.f.s. (3) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the

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

Please see irrigation system map attached hereto.

[illegible]

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Cole Reed Associates, a limited partnership

By: Carol S. Seal

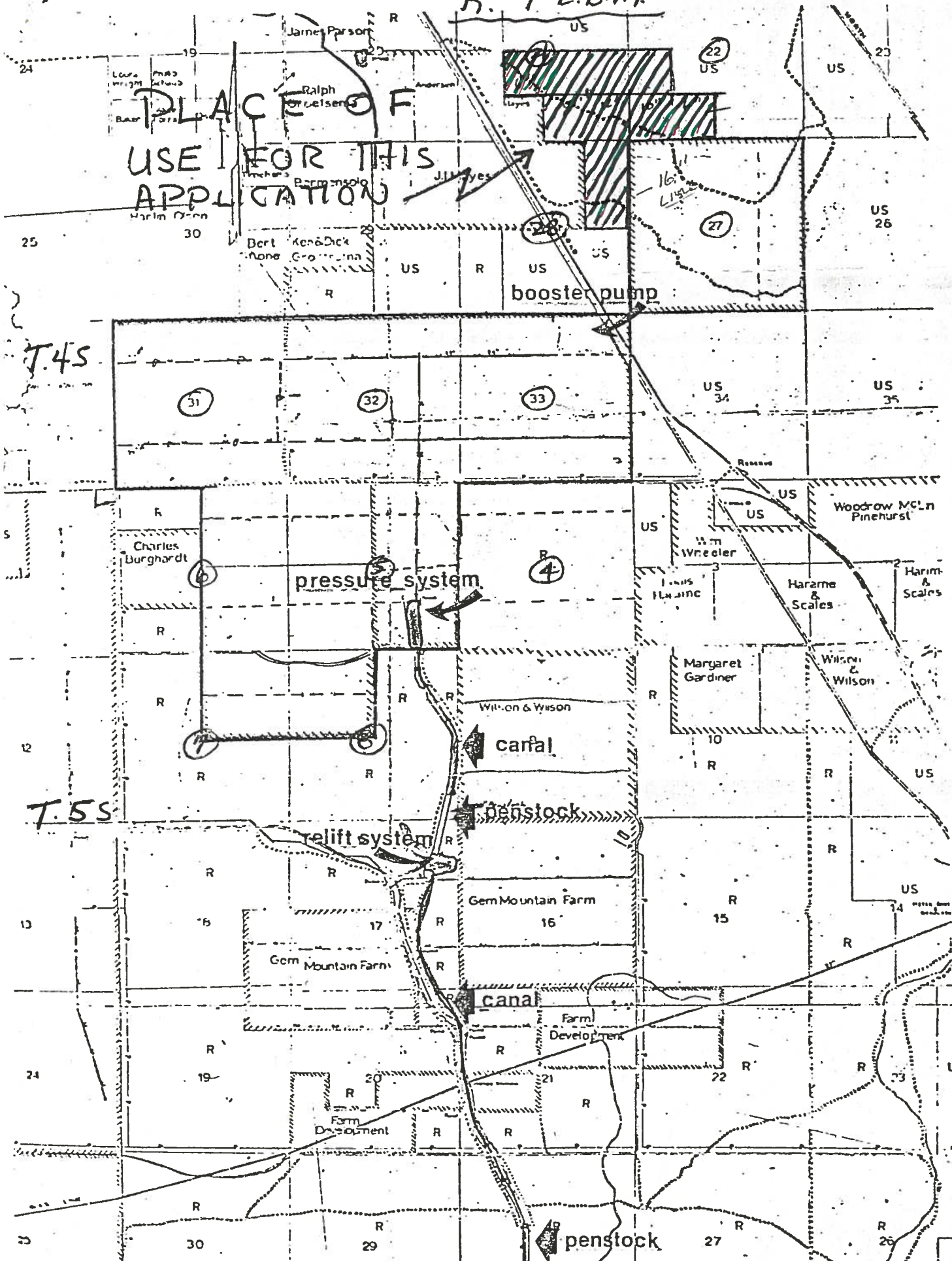
(Applicant)

Cole M. Reed, its sole general partner

IRRIGATION SYSTEM

R. 7 E.B.M.

PLACE OF
USE FOR THIS
APPLICATION



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 ~~DAM TO OREGON~~
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7291

I.D. No.

Map No.

\$ 10.00

#20323

Fee Paid

Receipt No.

Notice is hereby given that COLE REED ASSOCIATES

(Name of Claimant)

409 Alberto Way, Suite 2, Los Gatos, CA 95030

(Mailing Address)

(Zip Code)

Telephone No. (408) 356-3164

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) 11/14/1979
- (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 <u>8.0 cfs</u>
(CFS, GPD, AF) | Use <u>irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/1</u>
(Mo., Day) | To <u>10/15</u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
- (4) 8.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 28, Twp. 5S, Rge. 7E, 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.
pump and pipeline
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	7E	21									40				40	40	40	40	200
		22										40	40	40					120
		28	40			40													80

Total no. of acres 400

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.

DVS

☐ 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
Western Regional Office

RECEIVED
NOV 5 1991

OWNER LAST NAME - COLE REED ASSOC.
ADDRESS LINE 1 - 409 ALBERTO WAY
ADDRESS LINE 2 -
SOURCE - SNAKE RIVER
STATUS -
TOTAL DIV. VOLUME - .00 AFA
DIVERSION POINT - NESW 28 05S 07E LOT 02 REDIY -
FROM - 03-01 TO - 10-15 USE - IRRIGATION
USE - IRRIGATION

FIRST NAME -
ADDRESS LINE 2 - SUITE 2
CITY - LOS GATOS
TRIBUTARY OF - COLUMBIA RIVER
PRIORITY - 11-14-1979 COUNTY - ELMORE
WATER DIST. - 02 DLE/CHREY ACT -
STATE - CA ZIP CODE - 95030
TOTAL DIV. RATE - 7.8600 -CFS
RIGHT BASIS - E

PLACE OF USE - TWN 04S RANG 07E SEC 21
USE DIV. RATE - 7.8600 CFS
USE DIV. VOLUME - .00 AFA
TRACT NESW LOT AC 40 TRACT NESE LOT AC 39
TRACT NUSE LOT AC 40 TRACT SWSE LOT AC 40
TRACT SESE LOT AC 39
TRACT NUSW LOT AC 39 TRACT SWSW LOT AC 38
TRACT SESW LOT AC 38
TRACT NENE LOT AC 40 TRACT SENE LOT AC 40
DATE -
PLACE OF USE - TWN 04S RANG 07E SEC 21
PLACE OF USE - TWN 04S RANG 07E SEC 22
PLACE OF USE - TWN 04S RANG 07E SEC 28
DATE -
02-7148 SHALL NOT EXCEED 60.0 CFS.
WATER SHALL NOT BE DIVERTED UNDER THIS RT. UNLESS THE FLOW OF
THE SNAKE RIVER AT THE U.S.G.S. STREAM GAGING STATION AT MURPHY

PAGE 9 PRINT002/TXT CONT. PROOF REPORT FOR SRCOR, SCS18, COR29, SRDSC, CHADJ, DS07, SRC07

EXCEEDS 3.300 CFS & AT WEISER EXCEEDS 4.750 CFS.

NDN IRRIG USE -
OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS - PUMP & PIPELINE.

FLD EXAM -

COND. OF APPROVAL -

PROTESTED -

HEARING -

OLD NO. -