RECEIVED

APR 19 2000

Department of Water Resources

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

2000 APR 18 AM 9:01

TWIN FALLS CO., IDAHO
FILED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 02-10038

NAME AND ADDRESS: TRANS CONTINENTAL TRANSPORT IN
PO BOX 7583
BOISE, ID 83707

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/31/1946

POINT OF DIVERSION: T01S R02W S20 LOT 02 (SENENE) (Instream Beginning Point) Within Owyhee County
LOT 02 (NWNE) (Instream Ending Point)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Stockwater Within Owyhee County
T01S R02W S20 LOT 02 (NENE) LOT 02 (NWNE)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

B Wood

Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

RIGHTS FROM: SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

RIGHT NUMBER: 02-10038

NAME & ADDRESS: EDWARD D FRISBIE
BARBARA J FRISBIE
HC 79 BOX 22
MELBA ID 83641

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/31/1946

POINT OF DIVERSION: T01S R02W S20 LOT 2 (SENENE) (INSTREAM BEGINNING POINT) Within OWYHEE County
LOT 2 (NWNE) (INSTREAM ENDING POINT)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within OWYHEE County
T01S R02W S20 Lot 2 (NENE) Lot 2 (NWNE)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 0083003

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

In Re SRBA	)	**NOTICE OF COMPLETED**
	)	**ADMINISTRATIVE PROCEEDINGS**
Case No. 39576	)	
	)	**Water Right 02-10038**
	)	

IDWR has completed the following Administrative Proceeding:

|_| Change of Address

|X| Substitution of Party

|_| I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water right claimed? |_| Yes |X| No

If yes, does the split involve an I.C. 42-222 transfer? |_| Yes |_| No

Water Right(s): **02-10038**

From (Claimant/Seller):

Name of Claimant:	TRANS CONTINENTAL TRANSPORT INC
Address:	PO BOX 7583
	BOISE ID 83707
Phone:	(208) 343-6400

To (Claimant/Purchaser):

Name of Claimant:	EDWARD D FRISBIE
	BARBARA J FRISBIE
Address:	HC 79 BOX 22
	MELBA ID 83641
Phone:	(208) 495-2191

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: January 25, 2000

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 25, 2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

TRANS CONTINENTAL TRANSPORT INC
PO BOX 7583
BOISE ID 83707

3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

EDWARD D FRISBIE
BARBARA J FRISBIE
HC 79 BOX 22
MELBA ID 83641

4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington
Signature of person or attorney mailing the form

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
JAN 07 2000
WATER RESOURCES
WESTERN REGION

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

1. Water Right Number(s) 02-10038 AND 02-07189B

   Adjudication Claim Number(s) A02-10038 AND A02071898

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

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

   AND

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

   OR

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

3. Name and Address of Former Owner/Claimant(s) Trans Continental Transport Inc

   PO Box 7583 Boise Idaho 83707

4. New Owner/Claimant(s) Edward D and/or Barbara J Frisbie

   Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR

   New Mailing Address HC 79 Box 22

   City, State and ZIP Code Malta, Idaho 83641

   New Telephone Number (208) 495-2191

5. Date you acquired the property 1996

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.

   Acquired Total.

   Number of acres actually irrigated 83 Number and type of stock 200 HD

   Diversion rate in CFS _____ (cubic feet per second) 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/Claimant(s) Edward D Frisbie Date 1-6-2000

   _____ Date _____

   (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

ERNIE BAHEM, OWYHEE COUNTY ASSESSOR
OWYHEE COUNTY COURTHOUSE
PO BOX 128
MURPHY ID 83650

ASSESSMENT NOTICE

1999

ADDRESS SERVICE REQUESTED

Tax Code 35-00

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	61.500 AC	38,376
2 IRRGTD PASTUR	34.845 AC	9,408
5 DRY GRAZING	13.000 AC	195
10 RURAL HOMESIT	2.000 AC	19,500
19 WASTE	1.000 AC	
32 RURAL IMP ON		27,320
48 MANUF HS W/SI		56,358
TOTAL:	112.345	151,157

Taxes are based on the valuation listed on this statement

FOR ANY QUESTIONS PLEASE NOTIFY THE ASSESSOR'S OFFICE BEFORE JUNE 25, 1999

PARCEL # RP 01S02W201960

RECEIVED
JAN 07 2000
WATER RESOURCES
WESTERN REGION

N2SE&SWNE LS TX 2&4,LOT 1,
LOT 2 LS TX 3 20 1S 2W

PROPERTY ADDRESS

	PRIOR YEAR	CURRENT YEAR
VALUE:	151,157	151,157
TAX:	1,539.74	1,539.74 ESTIMATED

Mail To: FRISBIE EDWARD D & BARBARA
HC 79 BOX 22
MELBA ID 83641

See back for details.

DO NOT PAY ESTIMATE

ERNIE BAHEM, OWYHEE COUNTY ASSESSOR
OWYHEE COUNTY COURTHOUSE
PO BOX 128
MURPHY ID 83650

ASSESSMENT NOTICE

1999

ADDRESS SERVICE REQUESTED

Tax Code 35-00

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	24.326 AC	12,844
19 WASTE	1.398 AC	
TOTAL:	25.724	12,844

Taxes are based on the valuation listed on this statement

FOR ANY QUESTIONS PLEASE NOTIFY THE ASSESSOR'S OFFICE BEFORE JUNE 25, 1999

PARCEL # RP 01S02W201980

TAX 4 LESS TAX 4A 20 1S 2W

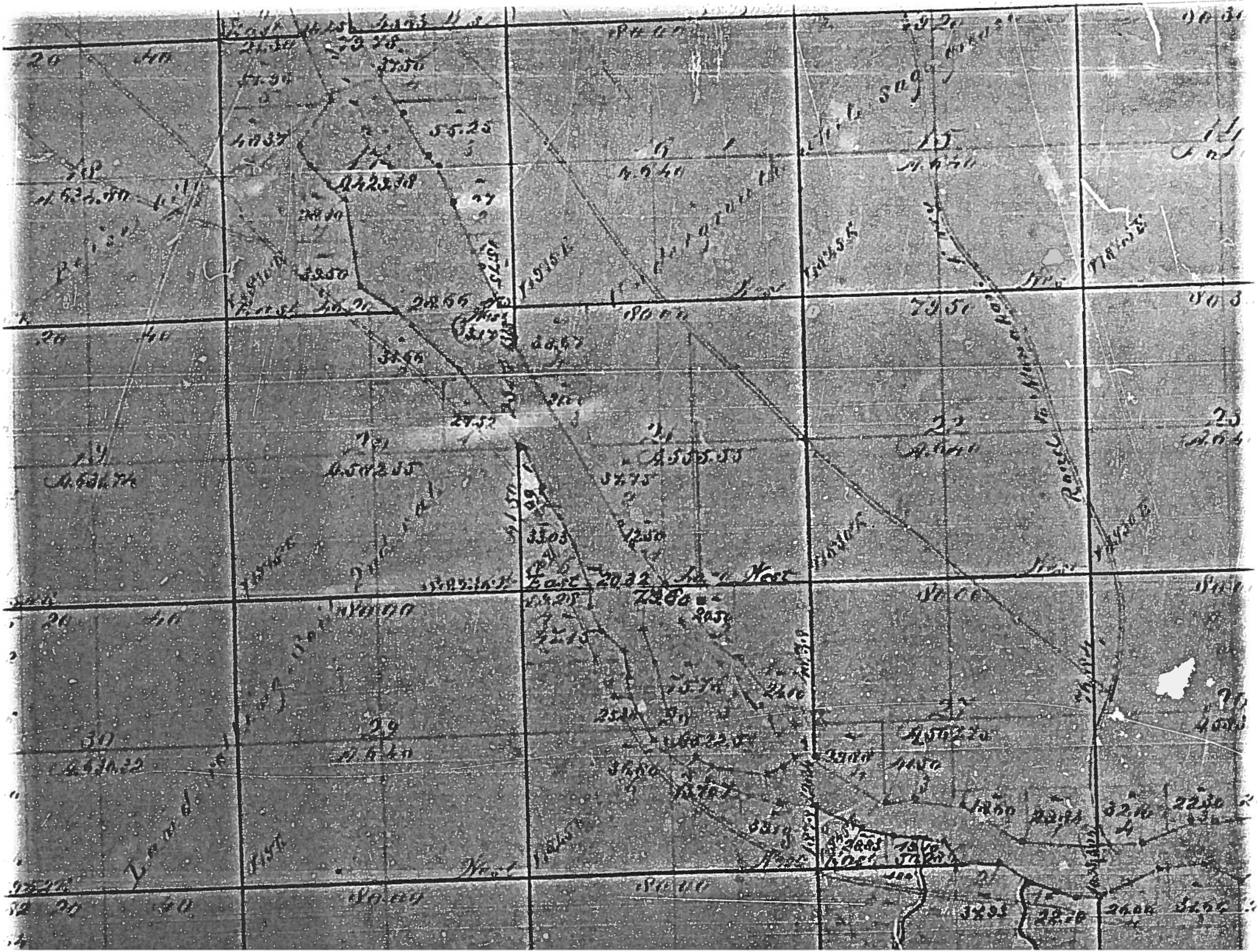
PROPERTY ADDRESS

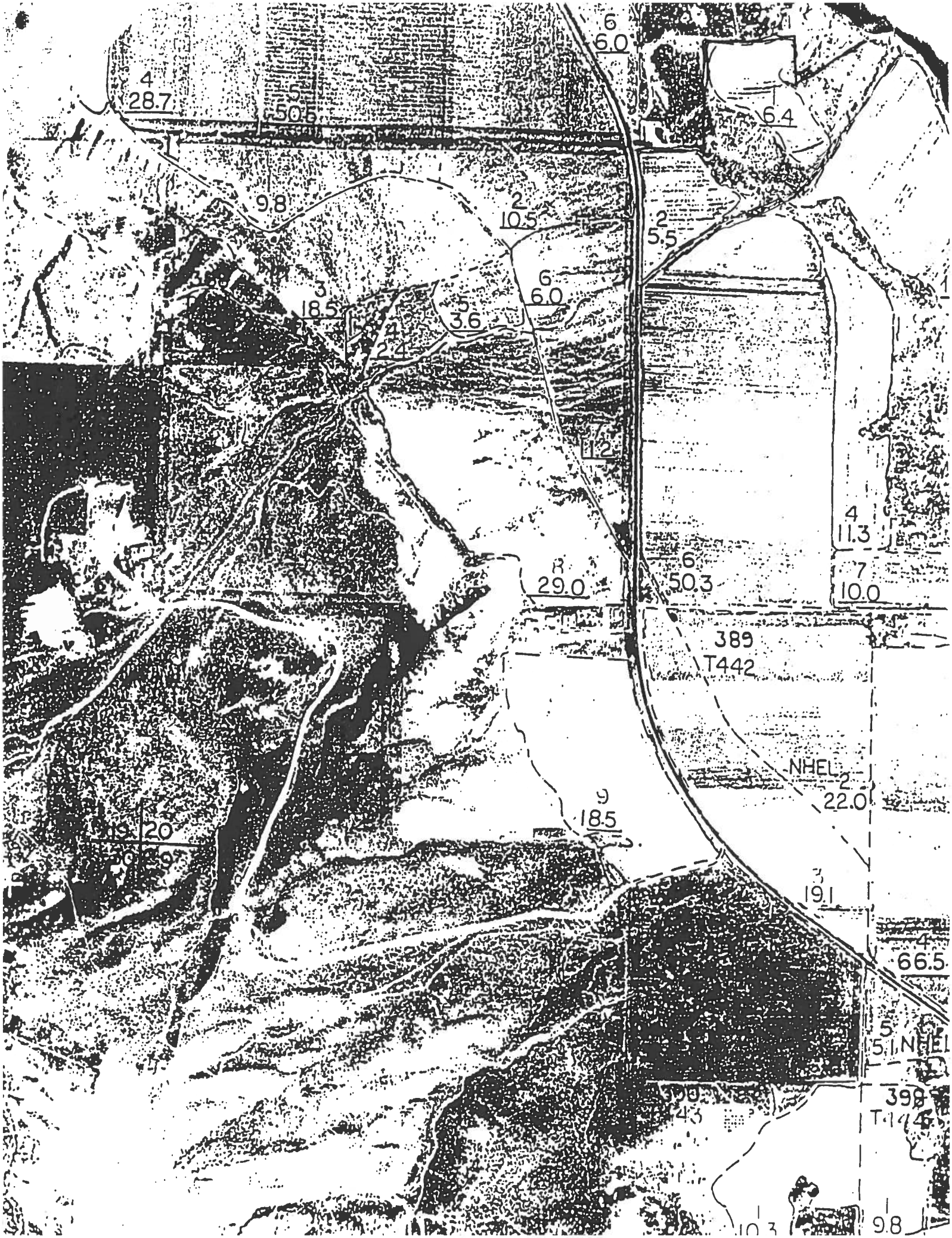
	PRIOR YEAR	CURRENT YEAR
VALUE:	12,844	12,844
TAX:	129.08	129.08 ESTIMATED

Mail To: FRISBIE EDWARD D & BARBARA
HC 79 BOX 22
MELBA ID 83641

See back for details.

DO NOT PAY ESTIMATE

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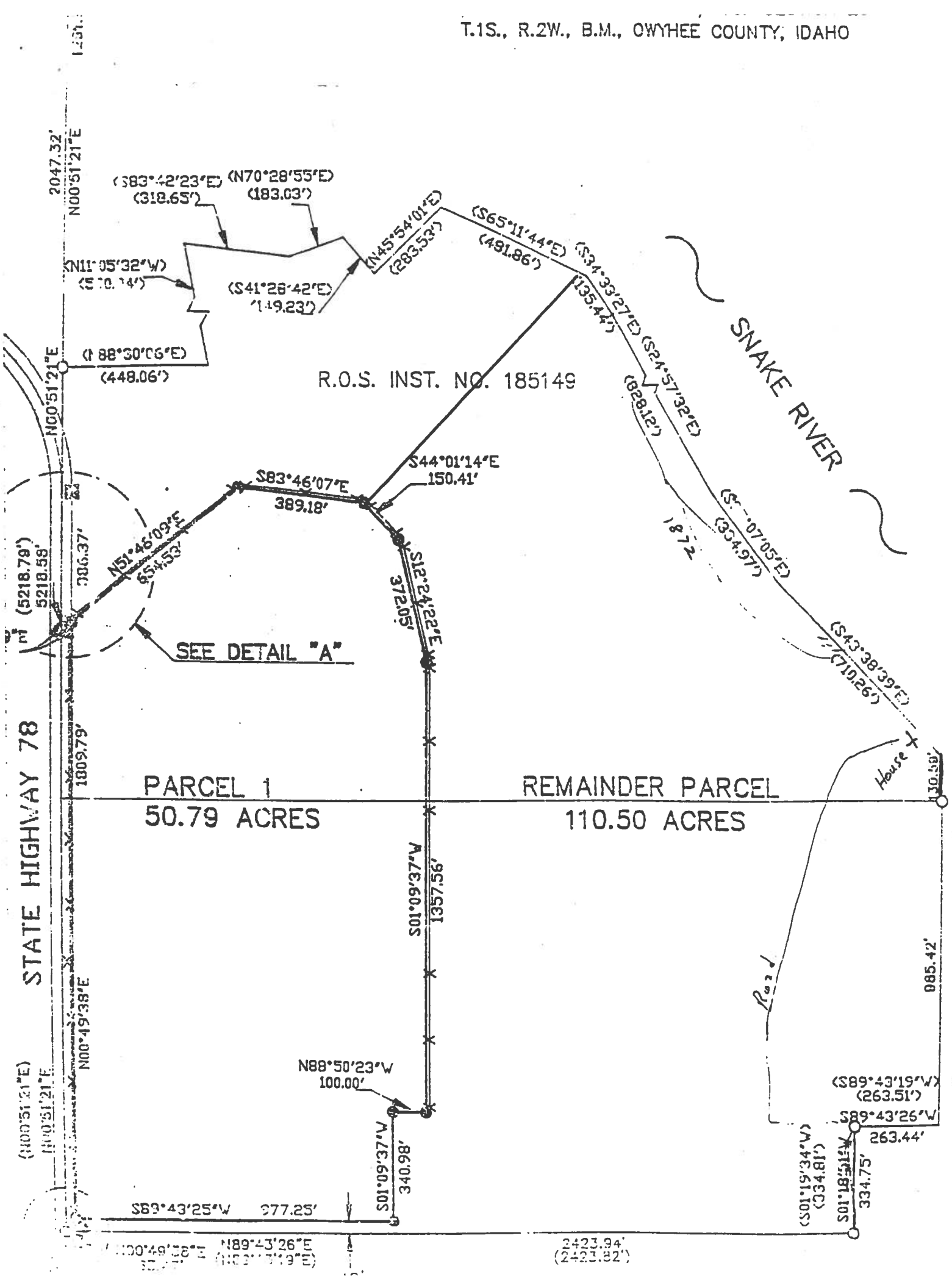
T.1S., R.2W., B.M., OWYHEE COUNTY, IDAHO



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: **A02-10038**
Date Received: 4/ 8/1991
Receipt No: W013184
Received By: DRW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRANS CONTINENTAL TRANSPORT, INC. 208-343-6400
   Address: P.O. BOX 7583
   BOISE, ID 83707

2. Date of Priority: JUL 31, 1946

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
Beginning Point of Minimum Instream Flow					
01S	02W	20	SE NE	NE	OWYHEE
Ending Point of Minimum Instream Flow					
01S	02W	20	NW	NE	OWYHEE

5. Description of diverting works:
   INSTREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   INSTREAM STOCKWATERING

MICROFILMED
AUG 10 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01S	02W	20	NE	NE		STOCK	
			NW	NE		STOCK	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____ _____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 1 0 1992

Form No. 42-1409 (2) a 1/88

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

CIVIL CASE NUMBER: 39576 A02-10038

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER FROM THE SNAKE RIVER BASIN WATER SYSTEM

Ident. Number ~~A57-10846~~

Date Received 4-8-91

Receipt Number W013184

RECEIVED
MAY 17 1991
Department of Water Resources
Western Regional Office

RECEIVED
APR 8 1991
Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Trans Continental Transport, Inc. Phone (208) 343-6400

   Mailing Address P.O. Box 7583, Boise, ID Zip 83707

2. Date of Priority (Only one (1) per claim) 7/31/46

3. Source of water supply (a) Snake River

   which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 1S Range 2W Section 20,

   _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

   Additional points of diversion if any: NW 1/4 NE 1/4 Sec. 20, T1S R2W

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

   Township 1S Range 2W Section 20, SE 1/4 of NE 1/4 of NE 1/4,

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

   ending point is: Township 1S Range 2W Section 20, _____ 1/4 of NW 1/4 of

   NE 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. Instream stockwatering.

MICROFILMED
AUG 10 1992

6. Water is claimed for the following purposes:

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

For Stockwatering purposes from 1/1 to 12/31 amount .03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .03 (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.) Stockwater.

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	
1S	2W	20	S	S															

Total number of acres irrigated -0-

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

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

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

14. Remarks:

MICROFILMED
AUG 1 0 1992

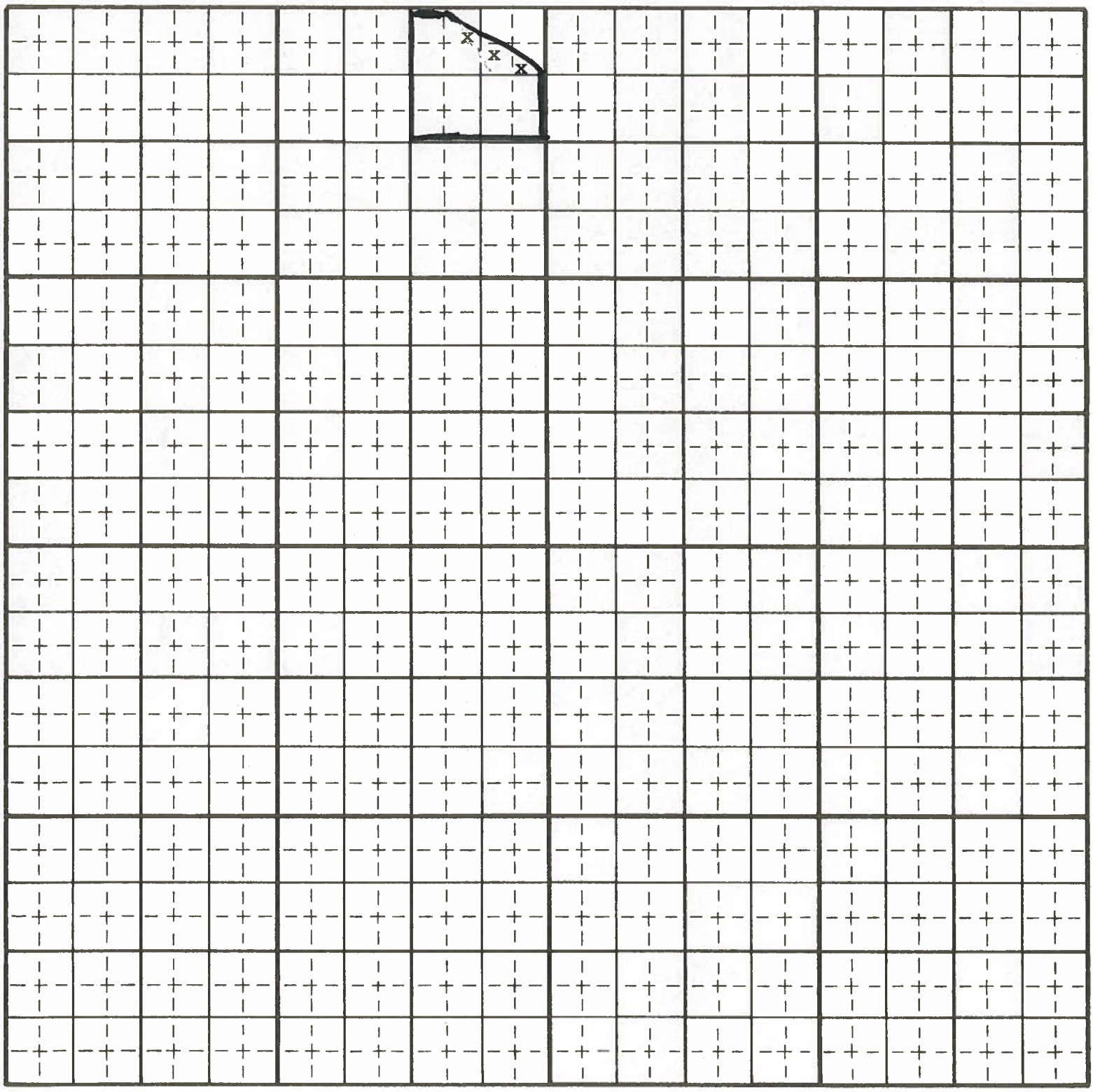
Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

T1S Sec 20
R2W



MICROFILMED
AUG 1 0 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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

_____ Date _____

For **Organizations**: I do solemnly swear or affirm that I am President (Title) of Trans Continental Transport, Inc. (Organization), that I have signed the foregoing document in the space below as President (Title) of Trans Continental Transport, Inc. (Organization) and that the statements contained in the foregoing document are true and correct.

X Signature of Authorized Agent Paul R Blomberg

Title and Organization President, Trans Continental Transport, Inc. Date 4/3/91

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

Subscribed and sworn (or affirmed) before me this 3rd day of April 19 91

SEAL

Notary Public Diane Counter

Residing at Boise, ID

My Commission Expires 10-10-93

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 10 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

WARRANTY DEED

For Value Received

ARLENE M. TRIPLETT, a widow

the grantor , do es hereby grant, bargain, sell and convey unto

TRANS CONTINENTAL TRANSPORT, INC., an Idaho corporation

the grantee , whose current address is, P. O. Box 7583, Boise, ID 83707
the following described premises, to-wit:

As more particularly described on Exhibit "A" attached hereto and made a part thereof:

Together with minerals, mineral rights, water rights, claims or title to minerals or water and 90 shares of Reynolds Irrigation District Water.
at SUBJECT TO exceptions and reservations contained in patents from the United States.

SUBJECT TO all easements, restrictions and reservations of record and of use.

Reserving unto the Grantor an existing access road easement 20 feet in width, the centerline of which is described in Exhibit "A" as "the centerline of an existing access road" and reserving unto the Grantor an existing right of way 10 feet in width Easterly of and adjacent to the North/South mid-section line as extended North of the right of way of State Highway 78.

Also reserving unto the Grantor an easement and right of way approximately 10 feet in width for an existing underground domestic water pipeline, together with the right to repair and maintain said pipeline. Said pipeline as constructed runs from the domestic well house of the Grantor, located northerly of the existing access road easement set forth above, in a southwesterly direction to a one acre parcel of land located adjacent to the northwest corner of the real property conveyed herewith.
Water rights hereby conveyed include, but are not limited to, those described in Exhibit "B" attached hereto and made a part hereof:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee , that she is the owner in fee simple of said premises; that said premises are free from all incumbrances except taxes and assessments for the year 199(and subsequent years

and that she will warrant and defend the same from all lawful claims whatsoever.
Dated: 3/20/90

Arlene M Triplett
Arlene M. Triplett

STATE OF IDAHO, COUNTY OF Twin Falls
On this 20th day of March, 1990, before me, a notary public in and for said State, personally appeared Arlene M. Triplett

known to me to be the person who se name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Stanley O Smith
Notary Public
Residing at Wilder, Idaho
Comm. Expires 7-10-93

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock m.,
this day of ,
19 , in my office, and duly recorded in Book of Deeds at page

Ex-Officio Recorder

By Deputy.
Fees $
Mail to:

MICROFILMED
AUG 10 1992

COPY

Printed and For Sale By Syms-York Company, Boise

Exhibit "A"

A parcel of land situate in the East ½, Section 20, T1S, R2W, B.M., Owyhee County, Idaho, more particularly described as follows:

Commencing at the North Quarter Section Corner of said Section 20, marked by a found Brass Cap Monument; thence S. 00° 51' 21" W., 1292.31 feet, along the North/South mid-section line, to a point marked by a set 5/8" I.P. and cap, L.S. 874; THE POINT OF TRUE BEGINNING: thence N. 88° 30' 06" E., 448.06 feet to a point marked by a set 5/8" I.P. and Cap, L.S. 874; thence N. 11° 05' 32" W., 590.94 feet to a point on the centerline of an existing access road, marked by a set 5/8" I.P. and Cap L.S.874; thence along said centerline, the following courses and distances; S. 83° 42' 23" E., 318.65 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874; N. 70° 28'55" E., 183.03 feet, to point marked by a set 5/8" I.P. and Cap, L.S. 874; thence leaving said centerline S. 41° 28' 42" E., 149.23 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874: thence N. 45° 54' 01" E., 283.53 feet, to a point on the left bank of the Snake River, marked by a set 5/8" I.P. and Cap, L.S. 874; thence along said left bank of the Snake River on a meander line established on March 13, 1985, the following courses and distances; S. 65° 11' 44" E., 481.86 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874; S. 34° 33' 27" E., 135.44 feet, to point marked by a set 5/8" I.P. and Cap, L.S.874; S. 24° 57' 32" E., 828.12 feet, to a point marked by a set 5/8" I.P. and Cap, L.S.874; S. 37° 07' 05" E., 334.97 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874; S. 43° 38' 39" E., 710.26 feet, to a point on the East line of said Section 20, marked by a set 5/8" I.P. and Cap, L.S. 874; thence, leaving said meander line, S. 01° 19' 34" W., 130.68 feet (formerly South, 1.5 chains), along said East line of Section 20, to the East Quarter Section Corner of Section 20, marked by a set 5/8" I.P. and 1½" Al. Cap, L. S. 874; thence continuing along said East line of Section 20, S. 01° 19' 34" W., (formerly South) 985.19 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874; thence, S. 89° 43' 19" W., 263.51 feet, to a point marked by a set 5/8" I.P. and Cap, L.S. 874; thence S. 01° 19' 34" W., 334.81 feet, to a point on the South 1/16 Section line of said Section 20, marked by a set 5/8" I.P. and Cap, L.S. 874; thence along said South 1/16 Section line, S. 89° 43' 19" W., 2423.82 feet, to the Center-South 1/16 Corner, marked by a set 5/8" I.P. and Cap, L.S. 874; thence along the North/South mid-section line, N. 00° 51' 21" E., 1320.65 feet, to the Center Quarter Corner, marked by a set P.K. Nail and Washer, L.S.874; thence continuing along the North/South mid-section line, N. 00° 51'21" E., 1285.18 feet to the POINT OF TRUE BEGINNING.

Subject to a right of way for State Highway 78.

at

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Exhibit "B"

The water rights hereby conveyed include, without limitation:
(1) a 83/101 proportion of the water licensed under Idaho Water License No 02-7189 that is associated with the real property described in Exhibit " A".
and
(2) 90 shares of the Capital Stock of the Reynolds Irrigation District. The 90 shares of Reynolds Irrigation District Water was permissibly used anywhere on the grantor's property located in NW¼SE¼, NE¼SE¼, SW¼NE¼, and Lots 1 and 2 of Section 20, T1S, T2W, B.M. in Owyhee County, Idaho. By this grant, Grantor does grant the entire 90 shares of Reynolds Irrigation District Water to Grantee. Thus, upon this grant, these 90 shares of Reynolds Irrigation District Water will belong to the Grantee, its heirs and assigns, and will no longer belong to Grantor, or be available for use on Grantor's retained real property. at

202003

FILED-RECORDED

MAR 21 4 52 PM '90

BARBARA [illegible]
OWYHEE COUNTY [illegible]
BY C. Anderson
DEPUTY

REQUEST OF
OCT
FEE 9.00

[illegible]

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AUG 1 0 1992

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD D FRISBIE	07/31/1946	STOCKWATER	01-01	12-31	0.020 CFS	
C	BARBARA J FRISBIE						
	HC 79 BOX 22			TOTAL DIVERSION:		0.020 CFS	
	MELBA ID 83641						
	(208) 495-2191						
D	TRANS CONTINENTAL TRANSPORT INC						
	PO BOX 7583						
	BOISE ID 83707						
	(208) 343-6400						

Water Source: SNAKE RIVER Tributary to: COLUMBIA RIVER Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T01S R02W S20 Lot02(SENENE) OWYHEE County
Point(s) of Ending Stream Reach: T01S R02W S20 Lot02(NWNE) OWYHEE County

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE			
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
01S	02W	20	02-S	02-S														

POU County: OWYHEE

Other Rights: 57-01006

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
57-10685 A02-10038 A57-10685

Other Water Rights Listing Overlapping Place(s) of Use:
A02-07189 A02-07189A A02-07189B

Conditions of Approval:
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PARCEL NO. 0083003

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/20/2000 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 01/20/00 DBUFFING

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 25, 2000

EDWARD D FRISBIE
BARBARA J FRISBIE
HC 79 BOX 22
MELBA ID 83641

RE: Water Right No. 02-10038

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Please note, the ownership has also been changed on claim number A02-07189B, and a copy is enclosed.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Denise Buffington

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

cc: Trans Continental Transport Inc

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	TRANS CONTINENTAL TRANSPORT INC PO BOX 7583 BOISE ID 83707 (208) 343-6400	07/31/1946	STOCKWATER	01-01	12-31	0.02 CFS	
				TOTAL DIVERSION:		0.02 CFS	

Water Source: SNAKE RIVER Tributary to: COLUMBIA RIVER Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T01S R02W S20 Lot02(SENENE) OWYHEE County
Point(s) of Ending Stream Reach: T01S R02W S20 Lot02(NWNE) OWYHEE County

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE			
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
01S	02W	20	02-S		02-S													

POU County: OWYHEE

Other Rights: 57-01006

Conditions of Approval:
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PARCEL NO. 0083003

Dates: Exam Made Date: Verified Date: 02/11/1999 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 02/11/99 KWALKER

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

02/08/99 11:30:17
Page 1

Water Right Number - R02-10038 Prefix Translation: RESEARCH Old (D) Number -

*** C - CURRENT OWNER ***
TRANS CONTINENTAL TRANSPORT INC

1 - PO BOX 7583
2 -
3 -
City- BOISE State- ID Zip- 83707
Phone - 208-343-6400

Priority Date: 07/31/1946
Region: ERROR IN REGION
Stage: J - BENEFICIAL USE
Status:

Source: SNAKE RIVER
Tributary: COLUMBIA RIVER

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name
01S	02W	20	SE NE NE	2	B	(73) OWYHEE	
			NW NE	2	E	(73) OWYHEE	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
04	STOCKWATER	01/01	12/31	~~0.050~~ 0.02 ← instream stock	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
~~0.050~~ 0.02			0.0	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
01S	02W	20	NE NE	2		04	STOCKWATER	(73) OWYHEE
01S	02W	20	NW NE	2		04	STOCKWATER	(73) OWYHEE

Diversion Means - INSTREAM STOCKWATERING

Non-Irrigation Use -

Other Rights for Same Use - 57-01006

Remarks

EXP STOCKWATER
0083003
Parcel #'s

Old Water Right Numbers

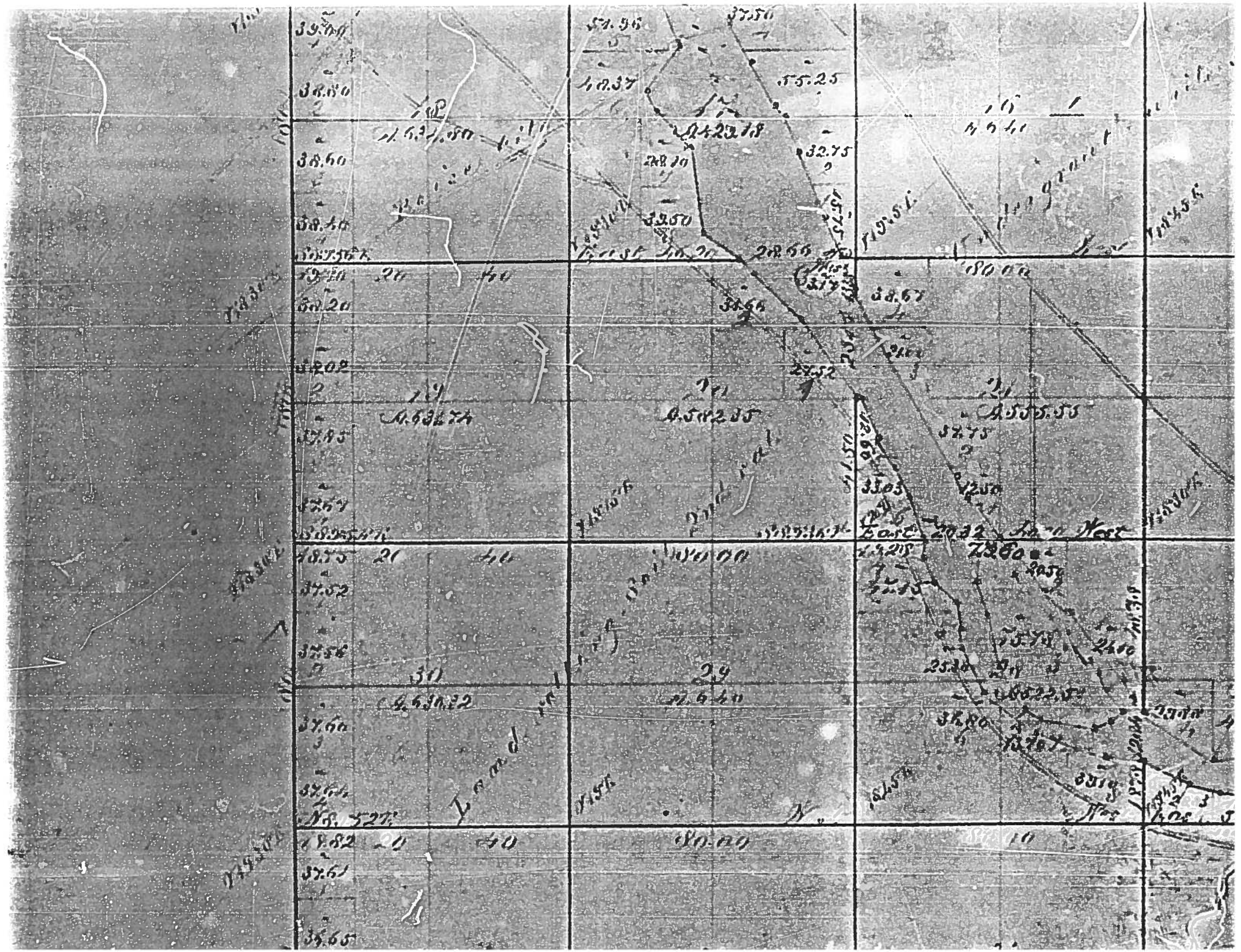
No Old Water Right Numbers found.

Conditions of Approval

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A - DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 - GALLONS PER DAY.

paid $25.00 filing fee



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A02-10038 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

LAST NAME | FIRST NAME | ADDRESS

*** C - CURRENT OWNER ***
TRANS CONTINENTAL TRANSPORT, INC.

1 - P.O. BOX 7583
2 -
3 -
CITY- BOISE STATE- ID ZIP- 83707
PHONE - 208-343-6400

PRIORITY DATE: 07/31/1946 | REGION: ERROR IN REGION | STAGE: J - BENEFICIAL USE | STATUS:

SOURCE: SNAKE RIVER | TRIBUTARY: COLUMBIA RIVER

POINT OF DIVERSION

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	STREAM INDEX (BLANK IF NO INDEX CODE)
01S	02W	20	SE NE NE		B	(73) OWYHEE	
			NW NE		E	(73) OWYHEE	

WATER USE

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04	STOCKWATER	01/01	12/31	0.030	

TOTAL DIV. RATE: 0.030 | TOTAL DIV. VOLUME: | TOTAL DIV. CAPACITY: | TOTAL CONSUMPTIVE USE: 0.0 | KW USAGE:

PLACE OF USE

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
01S	02W	20	NE NE			04	STOCKWATER	(73) OWYHEE
01S	02W	20	NW NE			04	STOCKWATER	(73) OWYHEE

DIVERSION MEANS - INSTREAM STOCKWATERING

NON-IRRIGATION USE - INSTREAM STOCKWATERING

OTHER RIGHTS FOR SAME USE - NONE 57-01006

REMARKS
NO REMARKS FOUND.

OLD WATER RIGHT NUMBERS
NO OLD WATER RIGHT NUMBERS FOUND.

CONDITIONS OF APPROVAL
NO CONDITIONS OF APPROVAL FOUND.

DECREE PLAINTIFF | DECREE DEFENDANT | DECREE DATE: 00/00/0000

WATER RIGHT NUMBER - A02-10038 PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 05/17/91 WERNER

+ -COMMENTS- +

NO COMMENTS FOUND

+ - ADJUDICATION RIGHTS DATES AND FLAGS AREA - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/08/1991	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W013184	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

0083003

DATA ENTRY
ENTERED _____
CHECKED 4/24/91

"Verified By"
Topo Map/Ortho-PQ
A[illegible] Map
W[illegible]master Records
N[illegible] Photos
F[illegible] Exam
O[illegible] Remarks)
[illegible]
W[illegible]tement
F[illegible]st Records
IDWR Records

VERIFIED
FEB 0 9 1994

CERTIFIED
FEB 1 8 1994
WATER EXAMINER

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date May 17, 1991

[Murray D. Feldman
Holland & Hart
P.O. Box 2527
Boise, ID 83701]

a new claim

Notice of Claim No.(s) A57-01007, A57-10845, A02-10038

Dear Claimant:

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

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

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

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure(s)

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AUG 10 1992

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
TELECOPIER (208) 343-8869

Murray D. Feldman

RECEIVED
MAY 17 1991
Department of Water Resources
Western Region

May 16, 1991

Ms. Linda A. Werner
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

Re: Snake River Basin Adjudication Claims
Trans Continental Transport, Inc.

Dear Ms. Werner:

Enclosed are three Snake River Basin Adjudication Notice of Claim forms for filing on behalf of our client, Trans Continental Transport, Inc.

Two of these claim forms, the short form for Water Right No. 57-1007 and the long form for an instream flow right for stockwater in the Snake River, are being resubmitted with corrections made based on our telephone conversations last month. Specifically, the total quantity of water claimed on the short form has been changed to 0.04 cfs to comply with the amount decreed for that right in the Reynolds Creek Adjudication. On the instream flow long form, the ending point of the instream flow diversion and a priority date for the instream flow use has been added.

The remaining short form is a claim for an additional right for 0.03 cfs for stockwater use from the same well as Water Right No. 57-1007. As we discussed last month, a separate claim for the stockwater use was necessary since the Reynolds Creek decree did not include a stockwater use amount for Water Right No. 57-1007.

A check for $25.00 for the filing fee for the new Notice of Claim form is enclosed. Filing fees for the other two forms were paid with the original submittal of those forms. Also, as we previously discussed, these claim forms should not require any late filing fees since the property was acquired in 1990 after the general notice for adjudication claims in Basin 57. Copies of the warranty deeds transferring the property are enclosed as

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evidence that the change of ownership occurred after the general notice date.

If you have any questions or comments regarding these claims, please contact me. Thank you for your assistance.

Sincerely,

HOLLAND & HART

Murray D. Feldman

MDF:cd
Enclosures
cc: Mr. Paul Blomberg (w/o encls.)
13205/17353.0100

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AUG 1 0 1992