

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 67-103
Date Received: 10/11/1989
Receipt No: M004890
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Name: Grays Creek Meadows Ditch Co. Phone: (208) 256-4311
Address: P.O. Box 11
City: Indian Valley ID 10 ZIP 83632

2. Date of Priority: 06/01/1883

3. Source: UNNAMED Trib. to: FALL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	01E	36	NW NW SW	ADAMS	
15N	01E	30	NW SW NW 2	ADAMS R	
15N	01E	35	NW NE SE	ADAMS I	

5. Description of diverting works:

DITCH, SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/31	1.86	

7. Total Quantity Appropriated is:
1.86 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	26	SW	NE	IRRIGATION	20.9
			SW	NW	IRRIGATION	20.5
			SE	NW	IRRIGATION	32
			NE	SE	IRRIGATION	10
			NW	SE	IRRIGATION	8
			SW	SE	IRRIGATION	10
			Section Acres			
15N	01W	27	SW	NE	IRRIGATION	5.6
			SE	NE	IRRIGATION	5.6
			NE	SE	IRRIGATION	2
			NW	SE	IRRIGATION	23.3
Section Acres					36.5	
Total Acres					137.9	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

THE WATER IS DIVERIED FROM LITTLE FALL CREEK AND INJECTED INTO THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM THE NORTH FORK OF GRAYS CREEK. SAMUEL WOODS WATER RIGHT.

Source Decreed as fall creek, but according to USGS is actually an un-named stream tributary to fall creek. The actual source and POD have not actually changed, we are just describing them differently (csaxton 12-7-06)

This right is limited to the irrigation of 137.9 acres within the place of use described above in a single irrigation season.

15. Basis of Claim: Decreed

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 Organizations:

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

Grays Creek Meadows Ditch Co. that I have signed the foregoing Organization

document in the space below as President of _____ Title

Grays Creek Meadows Ditch Co. and that the statements contained in the Organization

foregoing document are true and correct.

Signature of Authorized Agent

President, Grays Creek Ditch Co.
Title and Organization

12.8.06
Date

State of Idaho)

County of Adams) SS.

Subscribed and sworn (or affirmed) before me this

of 12-8 2006

Christy A. Ward

Notary Public

Residing at

Indian Valley, Idaho

Commission Expires

9-17-10



Fax Transmittal

From: Kathy Davis
Timberline Title & Escrow, Inc.
Email: kdavis@timberlinetitle.com
P.O. Box 6, 204 Illinois Avenue
Council, ID 83612

208-253-6886 phone

208-253-6887 fax

To: Craig L. Sexton

Company: IDWK

Fax No.: 208-287-6700

Pages: 6 (not including cover page) **Date:** 12-8-06

☐ For Your Review ☐ Please Respond ☒ As Requested

67-103
67-506 / Gray's Creek Ditch Co.

Craig - I left a phone message this
morning - you must be swamped!
Please call me here at work I have a
few questions.

Thanks
Kathy

SPLIT CLAIM

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-103

WATER RIGHT NUMBER: 67-103

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SAMUEL WOODS
	, ZZ
Original Owner	ILENE CORNETT WHITEMAN 2262 N GRAYS CREEK RD INDIAN VALLEY, ID 83632 (208)256-4433
Original Owner	W EUGENE FISHER FAMILY TRUST PO BOX 39 JORDAN VALLEY, OR 97911

Priority Date: 06/01/1883

Basis: Decreed

Status: Parent

<u>Source</u>	<u>Tributary</u>
LITTLE FALL CREEK	FALL CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	1.860 CFS	
	<u>Total Diversion:</u>		1.860 CFS	

Location of Point(s) of Diversion

LITTLE FALL CREEK NW1/4SE1/4SW1/4 Sec. 26, Twp 15N, Rge 01E, B.M. ADAMS County

LITTLE FALL CREEK NW1/4SW1/4NW1/4 Sec. 30, Twp 15N, Rge 01E, B.M. ADAMS County (Rediversion)

LITTLE FALL CREEK SE1/4NE1/4SW1/4 Sec. 28, Twp 15N, Rge 01E, B.M. ADAMS County (Injection)

Place of UseIRRIGATION Within ADAMS County

T15N R01W S26	SWNE	20.9	T15N R01W S26	SWNW	20.5
T15N R01W S26	SENE	32.0	T15N R01W S26	NESE	10.0
T15N R01W S26	NWSE	8.0	T15N R01W S26	SWSE	10.0
T15N R01W S27	SWNE	5.6	T15N R01W S27	SENE	5.6
T15N R01W S27	NESE	2.0	T15N R01W S27	NWSE	23.3

Total Acres: 137.9

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-103

Remarks:

1. THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM THE NORTH FORK OF GRAYS CREEK.^^^ SAMUEL WOODS WATER RIGHT.^^^ | ADDRESS CHANGE BY CLAIMANT LETTER.^^^ OWNERSHIP CHANGE BY DB 12/31/97.^^^This claim has been split.
See nos. 67-14266 & 67-14267. DB 8/8/2001

Comments:Dates and Other Information:

Claim Received Date: 10/11/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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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: A67-00103
Date Received: 10/11/1989
Receipt No: M004890
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: W EUGENE FISHER FAMILY TRUST
Address: PO BOX 39
JORDAN VALLEY OR 97911

2. Date of Priority: JUN 1, 1883

3. Source: LITTLE FALL CREEK Trib. to: FALL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	01E	26	NW	SE	SW		ADAMS
		28	SE	NE	SW	I	ADAMS
		30	NW	SW	NW	R	ADAMS

5. Description of diverting works:
DITCH, SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.860		

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

8. Total consumptive use is 413.7 Acre Feet Per Annum.

9. Non-irrigation uses:
100 HEAD CATTLE WATER FROM DITCHES DURING THE IRRIGATION SEASON.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	26	SW	NE		IRR	20.9
			SW	NW		IRR	20.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
15N	01W	26	SE		NW		IRR	32.0
			NE		SE		IRR	10.0
			NW		SE		IRR	8.0
			SW		SE		IRR	10.0
							Section Acres	101.4
		27	SW		NE		IRR	5.6
			SE		NE		IRR	5.6
			NE		SE		IRR	2.0
			NW		SE		IRR	23.3
							Section Acres	36.5
							Total Acres	137.9

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:

THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO
THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM
THE NORTH FORK OF GRAYS CREEK.
SAMUEL WOODS WATER RIGHT.
|
ADDRESS CHANGE BY CLAIMANT LETTER.
OWNERSHIP CHANGE BY DB 12/31/97.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant

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

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AUG - 5 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 Number(s) A67-10719 *also includes -*
A67-00103, A67-00506
Adjudication Claim Number(s) A67-10717, A67-10718
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) Robert W. Whiteman &/or Ilene C. Whiteman
2262 N. Grays Creek Road, Indian Valley, ID 83632
4. New Owner/Claimant(s) The W. Eugene Fisher Family Trust
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 39
City, State and ZIP Code Jordan Valley, OR 97911
New Telephone Number () -
5. Date you acquired the property July 1, 1997
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.
n/a
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) *W. Eugene Fisher* Date 8-4-97
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

PARCEL 1

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 26: SE1/4, S1/2NW1/4, all that part of the SW1/4NE1/4 lying West of the County Road

Section 27: N1/2SE1/4, all that part of the S1/2NE1/4 lying South of Thorn Creek, and all that part of the SE1/4NW1/4 lying East of U.S. Highway right of way,

EXCEPTING THEREFROM

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 27: A tract of land located in said section more particularly described as follows:

Beginning at the center of said Section 27, North 533 feet more or less;

Thence West 308 feet more or less;

Thence Southwesterly 560 feet more or less along Highway 95 right-of-way as it was located and established October 31, 1977;

Thence East 480 feet more or less to the TRUE POINT AND PLACE OF BEGINNING.

EXCEPTING THEREFROM Highway 95 and Indian Valley Road.

Section 35: NE1/4NE1/4

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AUG - 5 1997

WATER RESOURCES
WESTERN REGION

PARCEL 2

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 26: SW1/4, NW1/4NW1/4, all that part of the NW1/4NE1/4 and the S1/2SE1/4NE1/4 lying South and West of the County Road.

Section 27: All that part of the N1/2NE1/4 lying East of U.S. Highway 95, and S1/2NE1/4 lying East of U.S. Highway 95 North of Thorn Creek.

Section 34: NE1/4NE1/4

EXCEPTING THEREFROM a parcel more particularly described as follows:

Beginning at the SW corner of NE1/4NE1/4;

Thence Northerly on and along the West boundary of said NE1/4NE1/4 624 feet to a point;

Thence Easterly at right angles 416 feet to a point;

Thence Southerly at right angles 624 feet to a point on the South boundary of said NE1/4NE1/4;

Thence Westerly on and along the said South boundary 416 feet more or less to the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a parcel located in Sections 27 and 34 more particularly described as follows:

Commencing at the South 1/4 corner of Section 22, said Township;
Thence South 13°56'11" East 5487.008 feet to the REAL POINT OF BEGINNING;

Thence North 88°28'26" East 402.157 feet;

Thence South 00°02'31" West 631.070 feet;

Thence North 89°04'06" West 402.050 feet;

Thence North 00°02'31" East 613.822 feet to the REAL POINT OF BEGINNING.

Section 27: SE1/4SE1/4

EXCEPTING THEREFROM A parcel in Sections 27 and 34 more particularly described as follows:

Commencing at the South 1/4 corner of Section 22 of T15NR1WBM;

Thence South 15°40'22" East 4893.609 feet to the REAL POINT OF BEGINNING;

Thence North 86°01'19" East 402.997 feet;

Thence South 00°02'31" West 631.070 feet;

Thence South 88°28'26" West 402.157 feet;

Thence North 00°02'31" East 613.822 feet to the REAL POINT OF BEGINNING.

Section 35: N1/2NW1/4, W1/2NE1/4, SE1/4NE1/4

EXCEPTING THEREFROM the following described parcel:

A parcel of land situated in said section commencing at the quarter corner common to Sections 35 and 36 of said township;

Thence North 00°18'34" West 999.146 feet to the REAL POINT OF BEGINNING;

Thence North 00°18'34" West 331.345 feet;

Thence North 89°59'34" West 1313.828 feet;

Thence South 00°01'13" East 331.340 feet;

Thence South 89°59'34" East 1315.500 feet to the REAL POINT OF BEGINNING.

WARRANTY DEED

INSTRUMENT NO. 92200
1 OF 2

For Value Received, ILENE CORNETT WHITEMAN, aka ILENE C. WHITEMAN, a married woman,
as her sole and separate property

the grantor , does hereby grant, bargain, sell and convey unto
THE W. EUGENE FISHER FAMILY TRUST

the grantee, whose current address is, P.O. Box 39, Jordan Valley, OR 97911

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

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

*Grantee funds pursuant to an IRC 1031

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 they are
free from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

and that she will warrant and defend the same from all lawful claims whatsoever.

Date: July 1, 1997

Ilene Cornett Whiteman
ILENE CORNETT WHITEMAN,
aka ILENE C. WHITEMAN

STATE OF Idaho)
) ss
COUNTY OF Adams)

STATE OF IDAHO. COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 1st day of July, in the year of 1997, before me
a Notary Public, personally appeared ILENE CORNETT
WHITEMAN, aka ILENE C. WHITEMAN
known or identified to me to be the person whose name
is subscribed to the within instrument, and acknowledged
to me that she executed the same

at 40 minutes past 3 o'clock P.M.
this 2 day of July, 1997, in my
office, and duly recorded in Book
of Deeds at page

Christy A. Bury
Notary Public
Residing at Fruitvale, Idaho
Commission expires: 8/4/98

MICHAEL FISK
Ex-Officio Recorder

By: Debbie Pinkal
Deputy

Fees \$ 6.00
Mail to: Timberline Title & Escrow

#97-315



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AUG - 5 1997

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

INSTRUMENT NO. _____

PAGE 1OF 2

92201

For Value Received, ROBERT W. WHITEMAN and ILENE C. WHITEMAN, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto
THE W. EUGENE FISHER FAMILY TRUST

the grantee, whose current address is, P.O. Box 39, Jordan Valley, OR 97791

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

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

*Grantee funds pursuant to an IRC 1031

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee
its heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners in fee simple of said premises; that they
are free from all encumbrances excepting for all easements of record, rights of way,
matters visible, and all matters of record and title.

and that they will warrant and defend the same from all lawful claims whatsoever.

Date: July 1, 1997

Robert W. Whiteman
ROBERT W. WHITEMAN

Ilene C. Whiteman
ILENE C. WHITEMAN

STATE OF Idaho)
COUNTY OF Adams) ss

On this 1st day of July, in the year of 1997, before me
a Notary Public, personally appeared ROBERT W.
WHITEMAN & ILENE C. WHITEMAN
known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 41 minutes past 3 o'clock p.m.
this 2 day of July, 1997, in my
office, and duly recorded in Book
of Deeds at page

Christy A. Murry
Notary Public
Residing at Trout Valley, Idaho
Commission expires: 8/4/98

MICHAEL FISK
Ex-Officio Recorder

By: Logan Pinkal
Deputy

Fees \$ 6.00

Mail to: Timberline Title & Escrow

#97-315



RECEIVED

AUG - 5 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 12 1996

WATER RESOURCES
WESTERN REGION

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: A67-00103

Date Received: 10/11/1989

Receipt No: M004890

Received By: _____

COPY FOR
YOUR FILESNOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAWCOPY FOR
YOUR FILES

1. Name: ILENE CORNETT WHITEMAN 208-256-4433
Address: 2262 N GRAYS CREEK RD
INDIAN VALLEY ID 83632

2. Date of Priority: JUN 1, 1883

3. Source: LITTLE FALL CREEK Trib. to: FALL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01E	26	NW	SE	SW		ADAMS
		28	SE	NE	SW	I	ADAMS
		30	NW	SW	NW	R	ADAMS

5. Description of diverting works:
DITCH, SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.860		

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

8. Total consumptive use is 413.7 Acre Feet Per Annum.

9. Non-irrigation uses:
100 HEAD CATTLE WATER FROM DITCHES DURING THE IRRIGATION SEASON.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	01W	26	SW	NE		IRR	20.9
			SW	NW		IRR	20.5

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	26	SE	NW		IRR	32.0
			NE	SE		IRR	10.0
			NW	SE		IRR	8.0
			SW	SE		IRR	10.0
			Section Acres				101.4
		27	SW	NE		IRR	5.6
			SE	NE		IRR	5.6
			NE	SE		IRR	2.0
			NW	SE		IRR	23.3
			Section Acres				36.5
			Total Acres				137.9

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:
THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO
THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM
THE NORTH FORK OF GRAYS CREEK.
SAMUEL WOODS WATER RIGHT.
|
ADDRESS CHANGE BY CLAIMANT LETTER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant

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
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Ident. Number: A67-00103
Date Received: 10/11/1989
Receipt No: M004890
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ILENE CORNETT WHITEMAN 208-256-4433
Address: HC 68, BOX 2290
CAMBRIDGE, ID 83610

2. Date of Priority: JUN 01, 1883

3. Source: LITTLE FALL CREEK Trib. to: FALL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01E	26	NW	SE	SW		ADAMS
		28	SE	NE	SW	I	ADAMS
		30	NW	SW	NW	R	ADAMS

5. Description of diverting works:
DITCH, SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.860		

7. Total Quantity Appropriated is:
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8. Total consumptive use is 413.7 Acre Feet Per Annum.

9. Non-irrigation uses:
100 HEAD CATTLE WATER FROM DITCHES DURING THE IRRIGATION SEASON.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	01W	26	SW	NE		IRR	20.9

A67-00103

Page 1

Date: 10/11/89

MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
15N	01W	26	SW	NW		IRR	20.5	
			SE	NW		IRR	32.0	
			NE	SE		IRR	10.0	
			NW	SE		IRR	8.0	
			SW	SE		IRR	10.0	
			Section Acres					101.4
		27	SW	NE		IRR	5.6	
			SE	NE		IRR	5.6	
			NE	SE		IRR	2.0	
			NW	SE		IRR	23.3	
			Section Acres					36.5
			Total Acres					137.9

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:

THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM THE NORTH FORK OF GRAYS CREEK. SAMUEL WOODS WATER RIGHT.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree 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: -0-

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): Elene Cornett Whitman Date: 10/11/89

Date: _____

State of Idaho)

County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of October 19 89

Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994

09/26/2007

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

RIGHT NUMBER: 67-103

NAME AND ADDRESS: GRAYS CREEK MEADOWS DITCH CO
PO BOX 11
INDIAN VALLEY ID 83632

SOURCE: UNNAMED STREAM

TRIBUTARY: FALL CREEK

QUANTITY: 1.860 CFS

PRIORITY DATE: 06/01/1883

POINT OF DIVERSION:

T15N R01E S30 NWSWNW Lot 2 Rediversion Within ADAMS County

T15N R01E S35 NWNENE Injection Within ADAMS County

T15N R01E S36 NWNWSW Within ADAMS County

T15N R01W S26 NWNWNW Injection Within ADAMS County

T15N R01W S27 SESWNE Rediversion Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

1.860 CFS

PLACE OF USE:

122.3 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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 - Decreed



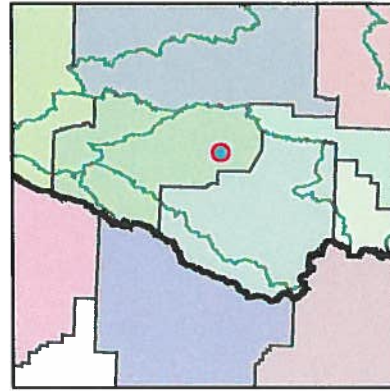
SRBA Recommendations: 67-103, 67-506

Service Area Boundary

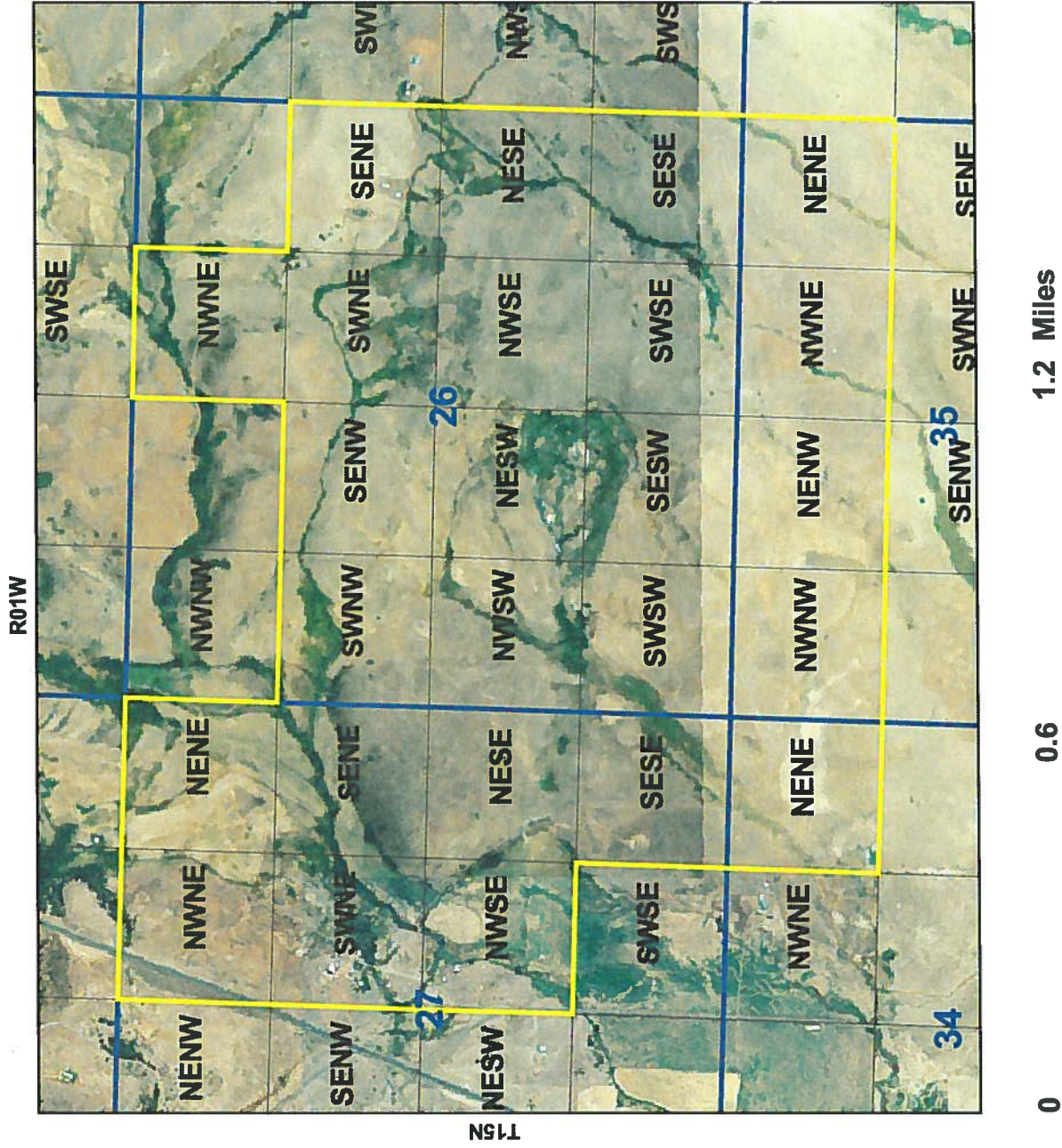
GIS Place of Use Illustration

Legend

-  Service Area
 -  Townships
 -  PLS Sections
 -  Quarter Quarters

Adams County
IDWR Basin 67

Prepared by IDWR State Office
On Wednesday, September 26, 2007
1987/88 Aerial Photography



Saxton, Craig

From: Saxton, Craig
Sent: Monday, September 24, 2007 2:37 PM
To: 'kdavis@timberlinetitle.com'
Subject: Objection to SRBA recommendation 67-103
Attachments: 67-103 pod question.jpg

Dear Kathleen,

I has been a while since we have spoken but I still had your e-mail address so I thought I would drop you a line and get this point of diversion issue straightened out if we can. I hope that is ok.

Monica Van Bussum solicited an objection from you because we found that we very possibly made an error in our listing of the points of diversion on your water right. In order to verify this I am enclosing a map.

What prompted this was actually due to looking at the Harrell Ranch water right for the property just south of you. In speaking with Mr. Harrell, we discovered that he diverted his "Fall Creek/Un-named stream" water right out of Thorn Creek. Or another way of saying this was he used Thorn Creek as a means of conveyance of his water right.

For simplicity, from this point I will refer to the source of 67-103 as "Fall Creek".

Just like with your water right 67-103, Mr. Harrell's water right is diverted from the Fall Creek and injected into the N. Fork of Grays Creek. The N. Fork of Gray's Creek carries that Fall Creek water where it is re-diverted into a ditch/drainage. The Fall Creek water then eventually is re-injected into Thorn Creek. Finally, Mr. Harrell pulls that Fall Creek water out of Thorn Creek to irrigate his fields.

The question that I have is if Fall Creek Water right 67-103 is diverted out of Thorn Creek? If it is, then on your water right, we need to identify that point where the water injects into Thorn Creek (Labeled **Injection point "Thorn"** on the attached map). In addition, we need to identify the point(s) that you divert that water out of Thorn Creek (Unknown).

On the map Thorn Creek is shown in yellow. If Grays Creek Meadows Ditch Co diverts any water that is identified as 67-103 out of Thorn Creek, I need to know where that diversion point(s) is. If there is no diversion point from Thorn Creek, then we don't actually have to change anything on your recommendation.

Would you mind taking a look at the map and getting back to me? You can e-mail me or call me if you have any questions.

Thanks,

Craig L. Saxton
craig.saxton@idwr.idaho.gov
208-287-4916

9/24/2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

August 1, 2007

GRAYS CREEK MEADOWS DITCH CO
PO BOX 11
INDIAN VALLEY ID 83632

RE: Points of diversion for SRBA claim 67-103

Dear Claimant:

As part of our objection review process, we have been examining the points of diversion for those water rights that utilize the unique delivery system in which water is diverted from an unnamed stream (tributary to Fall Creek) and injected into the North Fork of Grays Creek where it is carried to a downstream point of re-diversion. Because of this additional review, we believe we made an error in the recommendation of the points of diversion for your SRBA claim.

Currently, the recommended points of diversion are:

T15N R01E Sec 36	NWNWSW
Sec 35	SWNESE (Injection)
Sec 30	NWSWNW (Rediversion)

We believe your points of diversion should be recommended as:

T15N R01E Sec 36	NWNWSW	- no change
Sec 35	SWNESE ^{NW} SWNESE	(Injection) - no change
Sec 30	NWSWNW	(Rediversion) - no change
Sec 26	NWNWNW	(Injection) - add point

If you agree with this change, please complete the enclosed objection form and follow the instructions for filing. **The deadline for filing an objection is August 22, 2007**, so please file the objection before that date.

For your convenience, I have enclosed a map showing what we believe to be the correct placement of points of diversion for your property. Please contact me at (208) 287-4907 if you have any questions or need any further assistance.

Respectfully submitted,

Monica P. Van Bussum
Sr. Water Resource Agent
Adjudication Bureau

SCANNED
AUG 01 2007

12/10/2006

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

RIGHT NUMBER: 67-103

NAME AND ADDRESS: GRAYS CREEK MEADOWS DITCH CO
PO BOX 11
INDIAN VALLEY ID 83632

SOURCE: UNNAMED STREAM

TRIBUTARY: FALL CREEK

QUANTITY: 1.860 CFS

PRIORITY DATE: 06/01/1983

POINT OF DIVERSION:

T15N R01E S30 NWSWNW Lot 2 Rediversion Within ADAMS County

T15N R01E S35 NWNENE Injection Within ADAMS County

T15N R01E S36 NWNWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	1.860 CFS

PLACE OF USE:

137.9 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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 - Decreed



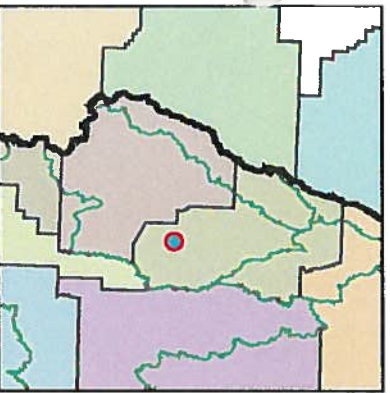
Grays Creek Meadows Ditch Co

SRBA Recommendation: 67-103

Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 67



Prepared by IDWR State Office
On Sunday, December 10, 2006
1987/88 Aerial Photography



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-103 V1

WATER RIGHT NUMBER: 67-103 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SAMUEL WOODS
	, ZZ
Original Owner	ILENE C WHITEMAN 2262 N GRAYS CREEK RD INDIAN VALLEY, ID 83632 (208)256-4433
Original Owner	W EUGENE FISHER FAMILY TRUST PO BOX 39 JORDAN VALLEY, OR 97911
Current Owner	GRAYS CREEK MEADOWS DITCH CO PO BOX 11 INDIAN VALLEY, ID 83632 (208) 256-4311

Priority Date: 06/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	FALL CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	1.860 CFS	
	<u>Total Diversion:</u>	1.860 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NW1/4NW1/4SW1/4	Sec. 36, Twp 15N, Rge 01E, B.M.
ADAMS County		
UNNAMED STREAM	L2 (NW1/4SW1/4NW1/4)	Sec. 30, Twp 15N, Rge 01E, B.M.
ADAMS County	(Rediversion)	
UNNAMED STREAM	NW1/4NE1/4SE1/4	Sec. 35, Twp 15N, Rge 01E, B.M.
ADAMS County	(Injection)	

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	26		X	X	X			X	X	X	X	X	X	X	X	X	X	X
15N	01W	27	X	X	X	X									X	X			X

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-103 V1

15N 01W 34		X								
15N 01W 35		X	X		X	X				

Total Acres: 137.9

Conditions of Approval:

1. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
2. C18 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.

Remarks:Comments:

1. csaxton 12/10/2006 From Claim (1)

Comment: THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM THE NORTH FORK OF GRAYS CREEK. SAMUEL WOODS WATER RIGHT.

| ADDRESS CHANGE BY CLAIMANT LETTER.

OWNERSHIP CHANGE BY DB 12/31/97.

This claim has been split. See nos. 67-14266 & 67-14267. DB 8/8/2001

2. csaxton 12/10/2006 From Claim (2)

Comment: Source Decreed as fall creek, but according to USGS is actually an un-named stream tributary to fall creek. The actual source and POD have not actually changed, we are just describing them differently (csaxton 12-7-06)

3. csaxton 12/10/2006 Re-activation

Comment: This claim was originally split through change of ownerships. However, it was found that this water right should be recommended in the name of Grays Creek Meadows Ditch Company. The claim was amended by the company and reactivated. All children created by splitting this right will be changed to "see remarks" status as they have been recombine back into the parent claim.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-103 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POU	12/10/2006 11:18:52 AM	csaxton			Active
Summary			12/10/2006	csaxton	Active
Contacts	12/10/2006 11:25:46 AM	csaxton			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	12/10/2006 11:16:44 AM	csaxton	Updated shape
POU	12/10/2006 11:21:59 AM	csaxton	Edited Season Of Use
Summary	12/10/2006 11:25:08 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	12/10/2006 11:17:17 AM	csaxton	Updated shape
POD	12/10/2006 11:17:39 AM	csaxton	Updated shape
POD	12/10/2006 11:16:53 AM	csaxton	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-103 V1

POU	12/10/2006 11:19:08 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
POU	12/10/2006 11:19:38 AM	csaxton	Updated shape for Active POU
POU	12/10/2006 11:19:56 AM	csaxton	Updated PLS for Active POU
Contacts	12/10/2006 11:25:51 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review

Water Supply Bank:

Saxton, Craig

From: Saxton, Craig
Sent: Sunday, December 10, 2006 2:06 PM
To: 'kdavis@timberlinetitle.com'
Subject: No Disallow Notification for Individual Claims

Hey Kathleen,

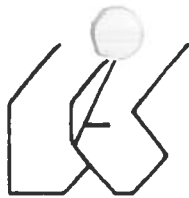
I wanted to let you know that we won't actually be sending out notices to the individual users of Grays Creek Meadows Ditch co. informing them that their private claim to the company water has been disallowed.

The reason for this is that we are treating the individual claims as being Re-combined into the parent rights 67-103 and 67-506. Since the individual claims were all created by splitting up the original in the first place, we will just be putting them back together into the original. This is how we avoided filing fees.

So in a sense, the individual claims don't exist as "active" claims anymore so there isn't anything to disallow.

Just wanted to pass that on.

Craig



GORDON SORENSON ENGINEERING
Specializing in Land Development Services

Gordon E. Sorenson, PE
Registered Land Surveyor

November 23, 1998

David L. Whitney
Alexanderson, Davis, Rainey & Whitney
P. O. Box 26
Caldwell ID 83606-0026

Re: PUD Grays Creek Meadows

Dear Mr. Whitney:

Last Tuesday I met with Bob Whiteman, Gene and Niki Fisher and Creed Noah. We studied the adjudication records for five identified cases and from the maps, topography and general knowledge of the lay of the land we have arrived at the following identification of the claimed water rights towards the various created lots within the Grays Creek Meadows Planned Unit Development. in all cases the adjudicated right remains within the place of use as listed in the original civil case number.

Claim Number A67-10719, a 6" artesian well. This all goes to Tract 14

Claim Number A67-10717, the well at the home place. This all goes to Tract 1, ROS Instr. No. 92799

Claim Number A67--10718, a spring. This all goes to Tract 2-A, ROS Instr. No. 93463

Claim Number A67-00103, Fall Creek water, goes as follows:

Tract 2-A, ROS 93463	25.2 acres	<i>Davis</i>
Tract 5, GCM-PUD	14.7 acres	<i>Davis</i>
Tract 6, GCM-PUD	7.2 acres	<i>Ester</i>
Tract 9, GCM-PUD	22.0 acres	<i>M. Glazco</i>
Tract 10, GCM-PUD	19.0 acres	<i>Williams</i>
Tract 11, GCM-PUD	10.0 acres	<i>Williams</i>
Tract 12, GCM-PUD	9.8 acres	<i>Bogot</i>
Tract 13, GCM-PUD	20.0 acres	<i>Weingardt</i>
Tract 17, GCM-PUD	1.5 acres	<i>Fox/Stahl</i>
Tract 18, GCM-PUD	8.5 acres	
Total	137.9 acres	

Claim Number A67-00506, Grays Creek water, goes as follows:

Tract 4, GCM-PUD	12.5 acres	<i>Golden Trout</i>
Tract 13, GCM-PUD	17.0 acres	<i>Bogot</i>
Tract 14, GCM-PUD	32.8 acres	<i>WATCH INC</i>
Tract 15, GCM-PUD	27.2 acres	<i>Miller</i>
Tract 16, GCM-PUD	1.5 acres	<i>Bearn</i>
Tract 24, GCM-PUD	3.0 acres	<i>Heiber</i>
Tract 25, GCM-PUD	28.3 acres	<i>Langhorne</i>
Total	122.3 acres	

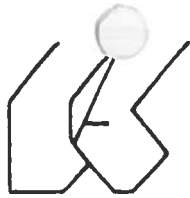
I trust that this is meaningful to you, Please call if we can be of further assistance.

Sincerely,

Gordon E. Sorenson, PE, L.S.

cc: Gene & Niki Fisher
Creed Noah
Bob Whiteman

List of Shareholders
(DBF) 12-6-06



GORDON SORENSON ENGINEERING
Specializing in Land Development Services

Gordon E. Sorenson, PE
Registered Land Surveyor

November 23, 1998

David L. Whitney
Alexanderson, Davis, Rainey & Whitney
P. O. Box 26
Caldwell ID 83606-0026

Re: PUD Grays Creek Meadows

Dear Mr. Whitney:

Last Tuesday I met with Bob Whiteman, Gene and Niki Fisher and Creed Noah. We studied the adjudication records for five identified cases and from the maps, topography and general knowledge of the lay of the land we have arrived at the following identification of the claimed water rights towards the various created lots within the Grays Creek Meadows Planned Unit Development. in all cases the adjudicated right remains within the place of use as listed in the original civil case number.

Claim Number A67-10719, a 6" artesian well. This all goes to Tract 14

Claim Number A67-10717, the well at the home place. This all goes to Tract 1, ROS Instr. No. 92799

Claim Number A67--10718, a spring. This all goes to Tract 2-A , ROS Instr. No. 93463

Claim Number A67-00103, Fall Creek water, goes as follows:

Tract 2-A, ROS 93463	25.2 acres
Tract 5, GCM-PUD	14.7 acres
Tract 6, GCM-PUD	7.2 acres
Tract 9, GCM-PUD	22.0 acres
Tract 10, GCM-PUD	19.0 acres
Tract 11, GCM-PUD	10.0 acres
Tract 12, GCM-PUD	9.8 acres
Tract 13, GCM-PUD	20.0 acres
Tract 17, GCM-PUD	1.5 acres
Tract 18, GCM-PUD	8.5 acres

Total 137.9 acres

Claim Number A67-00506, Grays Creek water, goes as follows:

Tract 4, GCM-PUD	12.5 acres
Tract 13, GCM-PUD	17.0 acres
Tract 14, GCM-PUD	32.8 acres
Tract 15, GCM-PUD	27.2 acres
Tract 16, GCM-PUD	1.5 acres
Tract 24, GCM-PUD	3.0 acres
Tract 25, GCM-PUD	28.3 acres

Total 122.3 acres

I trust that this is meaningful to you, Please call if we can be of further assistance.

Sincerely,

Gordon E. Sorenson, PE,LS

cc: Gene & Niki Fisher
Creed Noah
Bob Whiteman

SECRETARY OF STATE
STATE OF IDAHO

OF

THOMAS SECRETARY OF STATE
12/22/1998 09:00
2207 511 1434 RH: 172289
38.00 = 38.00 THE WORK # 2
C126764

ARTICLE I.

The name of this corporation shall be the Grays Creek Meadows
Ditch Company.

PURPOSES

(1) To construct, contract for the construction, own, hold, maintain and/or operate on a non-profit basis a certain irrigation system and appurtenant facilities to be located in Adams County, Idaho, whereby certain waters are to be diverted, conveyed and delivered from the Weiser River and/or other sources for beneficial use to irrigate lands which lie in Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho;

ARTICLES OF INCORPORATION - PAGE 1

said irrigation system, and to acquire additional or other water rights if deemed desirable;

(3) To deliver said water represented by said water rights for the benefit of the stockholders of this corporation equally and ratably per share, or to convey water owned by others under such rules as may be established in the company's By-Laws;

(4) To fix, charge, levy and collect from the stock holders assessments against said stock in sufficient and appropriate amounts to pay construction charges, tolls, rentals, assessments, operation and maintenance costs, pumping charges or other service charges that are appropriate;

(5) To sell and issue shares of stock, as well as different classes of stock, if necessary, for the purpose of appropriately levying and assessing operation and maintenance charges on an equitable basis among lands served by the system;

(6) To levy assessments against the capital stock in accordance with Idaho law, and as provided in these Articles and in the By-Laws of this corporation and to provide the manner of collecting the same and the penalty to attach for non-payment thereof, including the right to a lien against the land where the water represented by such stock is appurtenant and to foreclose such lien as provided in the corporations' By-Laws;

ARTICLES OF INCORPORATION - PAGE 2

(7) To operate, maintain, rehabilitate, reconstruct and improve canals, pumps, motors, pumping stations, pipelines, lateral ditches, reservoirs and other irrigation structures or related facilities;

(8) To do any and all things necessary or proper to be done in conducting the business of supplying the corporation's stockholders with irrigation water for beneficial use on the lands served by the corporation's system;

(9) To buy, own, hold, lease and dispose of such real and personal property as may be necessary or expedient for the proper conduct of the corporation's business;

(10) To commence, prosecute or defend suits, to protect water rights appurtenant to the lands served by said canal system, or suits for any and all other purposes;

(11) To borrow money, negotiate notes, bonds, mortgages or other obligations for the payment of money for the purposes of raising revenue to defray the expense of construction, improvement and all other capital expenditures, as well as the management, maintenance and operation of its irrigation system;

(12) To enter contracts with the United States Department of Interior, Bureau of Reclamation, State Agencies, or other persons or entities in regard to the acquisition of water rights or for the construction or reconstruction of facilities, and including canals, reservoirs, etc.;

ARTICLES OF INCORPORATION - PAGE 3

(13) To enter agreements for the joint ownership, operation and maintenance of common project facilities as may be appropriate and necessary with proper entities; and

(14) To do and perform all acts necessary to carry out the objects and purposes of this corporation.

ARTICLE III.

REGISTERED OFFICE/REGISTERED AGENT

The initial registered address for Grays Creek Meadows Ditch Company is Post Office Box 1181, Cascade, Idaho 83611, but the corporation may maintain offices and places of business at such other places within the State of Idaho as the Board of Directors may determine.

The initial registered agent for the corporation is Kathleen A. Davis, Post Office Box 1181, Cascade, Idaho 83611.
*905 CADDY LN CASCADE ID 83611

ARTICLE IV.

PERPETUAL EXISTENCE

The period of existence of this corporation shall be perpetual.

ARTICLE V.

PRIVATE PROPERTY NOT SUBJECT TO CORPORATE DEBTS

The private property of the shareholders of this corporation shall not be subject to payment of corporate debts other than as provided in these Articles and the corporate By-Laws.

ARTICLE VI.

CORPORATE STOCK AND ASSESSMENTS

Section 1. The corporation shall have members who shall be

ARTICLES OF INCORPORATION - PAGE 4

referred to as stockholders or shareholders of the corporation and all rights and obligations shall follow ownership of such shares of stock as provided in these Articles and the By-Laws of the corporation. Under the terms and conditions prescribed in the By-Laws, this corporation shall admit as stockholders, and stock shall be issued to only such persons, groups of persons, organizations or corporations who own or operate real property where the corporation can physically make delivery of water under the irrigation system presently constructed for the corporation, or as may be later expanded or extended hereafter by acquiring additional water supplies and improving and enlarging the distribution system of the corporation. The corporation shall be entitled to retain and hold in trust the legal title to all water rights for the benefit of its shareholders when such rights are transferred to the corporation and each shareholder for whom the company holds such water rights shall be entitled to his proportionate share of the water rights so held in trust in accordance with his stock ownership, conditioned upon the payment of all construction, operation and maintenance, and other charges which may be levied against each share of stock as is appropriate and in accordance with the Articles and By Laws of this corporation.

Section 2. The authorized capital stock of this corporation shall be Ten Thousand (10,000) shares of no par value stock.

Section 3. In the event that the system is subsequently enlarged and adequate water is available for the delivery to additional acres of land without reducing the amounts of water to

ARTICLES OF INCORPORATION - PAGE 5

which the then present stockholders are entitled, subject to the pre-emptive rights of the then stockholders, the corporation may issue additional shares of the capital stock to new members who shall be entitled to vote and share in the ownership of the corporation equally with old members on such terms as the Board of Directors shall determine, provided that such new members assume and agree to pay their pro-rata share of construction costs and of the annual operation and maintenance expenses necessary for the operation of the complete system and agree to be bound by the Articles, By-Laws, rules and regulations of this Corporation.

Section 4. The shares of capital stock of this corporation and the water represented thereby shall not be transferable except when said transfer is approved by the Board of Directors under such criteria as are prescribed in the By-Laws and such rules and regulations as might be adopted by the Board of Directors.

Section 5. Each shareholder of this corporation shall be entitled to one vote for every share of stock held by said shareholder, regardless of the class of stock.

Section 6. This corporation is organized on a non-profit basis for the mutual benefit of its shareholders and consequently will not have profits from which to pay dividends on its capital stock. Each year after all expenses of the corporation have been paid and reasonable reserves have been set aside to meet anticipated costs as determined by the Board of Directors, any additional monies of the corporation may be accumulated in a fund for the purpose of replacing, enlarging, extending and repairing

ARTICLES OF INCORPORATION - PAGE 6

the system and property of the corporation, and for such other purposes as the Board of Directors may determine to be for the best interest of the corporation. No distribution of any surplus funds shall be made to the shareholders of this corporation except on final dissolution of the corporation, which final distribution shall be in proportion to stock ownership, provided, however, that any final distribution shall comply with all applicable law.

ARTICLE VII.

BENEFIT OF SHAREHOLDERS

The corporation shall operate and maintain all portions of the delivery system primarily for the benefit of the lands to which said water rights are appurtenant. The water system includes but is not limited to the easements and rights provided in Grays Creek Meadows-Planned Unit Development originally recorded in Adams County, Idaho, on the 25th day of September, 1998, as Instrument No. 94775, supplemented by amendment and affidavit recorded on October 26th, 1998, and recorded respectively as Instrument Nos. 94955 and 94957.

ARTICLE VIII.

RIGHT TO LIEN

The corporation shall be entitled to a first and prior lien upon the lands to which the rights represented by the stock in this corporation are appurtenant, for all amounts owing pursuant to the assessments levied pursuant to these Articles, said lien to be perfected, maintained and foreclosed in the manner as set out in Idaho Code Sections 42-2202 - 42-2209; and the corporation shall be

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permitted all other remedies at law or in equity, including but not limited to those set forth in Idaho Code Title 30.

ARTICLE IX.

AMENDMENT OF ARTICLES

These Articles may be amended in any manner permitted or authorized by law by a favorable vote of a majority of the stockholders present or represented by proxy at a meeting of the shareholders duly called on notice of the specific purpose thereof and containing a statement of the proposed amendment.

ARTICLE X.

INITIAL BOARD OF DIRECTORS

<u>Name</u>	<u>Address</u>
W. Eugene Fisher	Post Office Box 39 Jordon Valley, Oregon 97910
Leslie Davis	Post Office Box 1181 Cascade, Idaho 83611
Kathleen A. Davis	Post Office Box 1181 Cascade, Idaho 83611

ARTICLE XI.

Section 1. Director Liability. To the extent permitted by law, no director of this corporation shall be personally liable to the corporation or its stockholders for money damages for any action taken, or any failure to take any action, as a director, except liability for:

(a) The amount of a financial benefit received by a director to which he is not entitled;

(b) Intentional infliction of harm on the corporation or the shareholders;

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(c) A violation of Section 30-1-833, Idaho Code;

(d) Any intentional violation of criminal law;

(e) for an act or omission occurring prior to the date when the provisions of this Section 1 of Article XI become effective.

It is the intention of the members of this cooperative to eliminate or limit the personal liability of the directors of this corporation to the greatest extent permitted under applicable law. After this Section 1 of Article XI becomes effective, if amendments to applicable statutes are passed which authorize cooperative associations to act to further eliminate or limit the personal liability of directors, then the liability of the directors of this corporation shall be eliminated or limited to the greatest extent permitted by the applicable statutes, as so amended or added.

Any repeal or modification of this Section 1 of Article XI by the members of this association shall not adversely affect any right of or any protection available to a director of this cooperative which is in existence at the time of such repeal or modification.

Section 2. Indemnification of officers, directors, employees and agents. The corporation shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative (other than an action by or in the right of the corporation) by reason of the fact that he is or was a director, officer, employee or agent of the corporation, or is or was serving at the request of the corporation as

ARTICLES OF INCORPORATION - PAGE 9

a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, to the extent permitted by Section 30-1-202(e), Idaho Code, or other applicable law, except that the association reserves the right, at its sole discretion, to determine whether and how much, if any, insurance it may purchase on behalf of directors, officers, employees or agents.

Any repeal or modification of this Section 2 of Article XI by the members of this association shall not adversely affect any right of or any protection available to a director, officer, employee or agent of this cooperative by reason of any threatened, pending or completed action, suit or proceeding in existence at the time of such repeal or modification.

ARTICLE XII.

INCORPORATOR

The incorporator is W. EUGENE FISHER FAMILY TRUST, whose address is Post Office Box 39, Jordon Valley, Oregon 97910, and W. Eugene Fisher is its current Trustee.

IN WITNESS WHEREOF, the undersigned incorporator has set its hand and seal this ^{21st} day of ^{December} ~~November~~, 1998.

W. EUGENE FISHER FAMILY TRUST

By


W. Eugene Fisher, Trustee

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STATE OF IDAHO)
)S:
County of Canyon)

On this ²¹ day of ~~November~~ *December*, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared W. EUGENE FISHER, who represented himself to be the Trustee of THE W. EUGENE FISHER FAMILY TRUST, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

(SEAL)



Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires: 12/6/99

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Fax Transmittal

From: Kathy Davis
Timberline Title & Escrow, Inc.
Email: kdavis@timberlinetitle.com
P.O. Box 6, 204 Illinois Avenue
Council, ID 83612

208-253-6886 phone

208-253-6887 fax

To: Craig L. Sexton

Company: IDNR

Fax No.: 208-287-6700

Pages: 4 (not including cover page) **Date:** 12-8-06

☐ For Your Review ☐ Please Respond ☒ As Requested

67-103
67-506 } Grays Creek Ditch Co.

Craig - I left a phone message this
morning - you must be swamped!
Please call me here at work I have a
few questions.

Thanks
Kathy

Transfer Document by David L. Whitney, Attorney
459-3659

Would you e-mail a copy of the claims when you
have them completed. I think that will satisfy the

Board of DirectorsThanks

COPY

TRANSFER IN TRUST ONLY

In exchange for the issuance of 260.2 shares of stock in the Grays Creek Meadows Ditch Company and subject to the conditions and agreements herein set forth, the W. Eugene Fisher Family Trust transfers to said Grays Creek Meadows Ditch Company, in trust only, the following described water rights, to-wit:

Notice of Claim To A Water Right Acquired Under State Law, Identification Number: A67-10719;

Notice of Claim To A Water Right Acquired Under State Law, Identification Number: A67-00103;

Notice of Claim To A Water Right Acquired Under State Law, Identification Number: A67-10718;

Notice of Claim To A Water Right Acquired Under State Law, Identification Number: A67-10717; and

Notice of Claim To A Water Right Acquired Under State Law, Identification Number: A67-00506.

Said transfer is subject to the following conditions:

- a. Said water rights remaining appurtenant to their historical lands;
- b. Preservation of priority dates;
- c. Protection of the interests of the rights of water users who are not involved with the Grays Creek Meadows -- Planned Unit Development recorded in Adams County as Instrument No. 94775;
- d. Maintenance of the water delivery system in place and as modified or expanded in the future, as illustrated by Exhibit "A" attached hereto; and
- e. Implementation of a delivery and maintenance program that will insure proper and timely delivery of water to lands to which they are appurtenant, in accordance with established priorities.

Grays Creek Meadows Ditch Company agrees that said water rights are transferred in trust only and subject to said conditions and further agrees as follows:

It will preserve and protect said water rights;

It will not encumber said water rights;

It will not purport to transfer said water rights;

It will maintain said delivery system in all respects to insure an orderly and timely delivery of water in accordance with established priority rights;

It will comply with terms and provisions of its Articles and Bylaws.

This Agreement shall inure to and bind the parties hereto and their respective heirs, representatives, successors and assigns.

DATED This 15 day of January, 1999.

W. EUGENE FISHER FAMILY TRUST

By

W. Eugene Fisher
W. Eugene Fisher, Trustee

GRAYS CREEK MEADOWS DITCH COMPANY

By

W. Eugene Fisher
President

Attest:

Kathleen A. D.
Secretary

STATE OF IDAHO)

County of Canyon)

):

On this 15 day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared W. Eugene Fisher and Kathleen Davis, who being by me first duly sworn, declared that they are the President and Secretary, respectively, of **GRAYS CREEK MEADOW DITCH COMPANY**, an Idaho Corporation, and whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

(SEAL)

[Signature]
Notary Public for Idaho

Residing at: Colburn ID.My commission expires: 12/6/99

STATE OF IDAHO)

County of Canyon)

):

On this 15 day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **W. EUGENE FISHER**, who being by me first duly sworn, declared that he is the Trustee of **THE W. EUGENE FISHER FAMILY TRUST**, and that his name is subscribed to the foregoing instrument as Trustee for said Trust, and he acknowledged to me that he executed the same.

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

(SEAL)

[Signature]
Notary Public for Idaho

Residing at: Colburn IDMy commission expires: 12/6/99

CURVE TABLE

GRAYS CREEK MEADOWS-PLANNED UNIT DEVELOPMENT

OF 23 TRACTS OF LAND IN SECTION 28, E 1/2 OF SECTION 27,
NE 1/4 OF SECTION 34 AND N 1/2 OF SECTION 35,
T.15 N., R.1 E., BOISE MERIDIAN, ADAMS COUNTY, IDAHO

EXHIBIT "A"

BLM

- LEGEND**
- 6" 1/4" 3/4" 1" 1 1/2" 2" 3" 4" 6" 8" 12" 18" 24" 36" 48" 60" 72" 84" 96" 108" 120" 132" 144" 156" 168" 180" 192" 204" 216" 228" 240" 252" 264" 276" 288" 300" 312" 324" 336" 348" 360" 372" 384" 396" 408" 420" 432" 444" 456" 468" 480" 492" 504" 516" 528" 540" 552" 564" 576" 588" 600" 612" 624" 636" 648" 660" 672" 684" 696" 708" 720" 732" 744" 756" 768" 780" 792" 804" 816" 828" 840" 852" 864" 876" 888" 900" 912" 924" 936" 948" 960" 972" 984" 996" 1008" 1020" 1032" 1044" 1056" 1068" 1080" 1092" 1104" 1116" 1128" 1140" 1152" 1164" 1176" 1188" 1200" 1212" 1224" 1236" 1248" 1260" 1272" 1284" 1296" 1308" 1320" 1332" 1344" 1356" 1368" 1380" 1392" 1404" 1416" 1428" 1440" 1452" 1464" 1476" 1488" 1500" 1512" 1524" 1536" 1548" 1560" 1572" 1584" 1596" 1608" 1620" 1632" 1644" 1656" 1668" 1680" 1692" 1704" 1716" 1728" 1740" 1752" 1764" 1776" 1788" 1800" 1812" 1824" 1836" 1848" 1860" 1872" 1884" 1896" 1908" 1920" 1932" 1944" 1956" 1968" 1980" 1992" 2004" 2016" 2028" 2040" 2052" 2064" 2076" 2088" 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18648" 18660" 18672" 18684" 18696" 18708" 18720" 18732" 18744" 18756" 18768" 18780" 18792" 18804" 18816" 18828" 18840" 18852" 18864" 18876" 18888" 18900" 18912" 18924" 18936" 18948" 18960" 18972" 18984" 18996" 19008" 19020" 19032" 19044" 19056" 19068" 19080" 19092" 19104" 19116" 19128" 19140" 19152" 19164" 19176" 19188" 19200" 19212" 19224" 19236" 19248" 19260" 19272" 19284" 19296" 19308" 19320" 19332" 19344" 19356" 19368" 19380" 19392" 19404" 19416" 19428" 19440" 19452" 19464" 19476" 19488" 19500" 19512" 19524" 19536" 19548" 19560" 19572" 19584" 19596" 19608" 19620" 19632" 19644" 19656" 19668" 19680" 19692" 19704" 19716" 19728" 19740" 19752" 19764" 19776" 19788" 19800" 19812" 19824" 19836" 19848" 19860" 19872" 19884" 19896" 19908" 19920" 19932" 19944" 19956" 19968" 19980" 19992" 20004" 20016" 20028" 20040" 20052" 20064" 20076" 20088" 20100" 20112" 20124" 20136" 20148" 20160" 20172" 20184" 20196" 20208" 20220" 20232" 20244" 20256" 20268" 20280" 20292" 20304" 20316" 20328" 20340" 20352" 20364" 20376" 20388" 20400" 20412" 20424" 20436" 20448" 20460" 20472" 20484" 20496" 20508" 20520" 20532" 20544" 20556" 20568" 20580" 20592" 20604" 20616" 20628" 20640" 20652" 20664" 20676" 20688" 20700" 20712" 20724" 20736" 20748" 20760" 20772" 20784" 20796" 20808" 20820" 20832" 20844" 20856" 20868" 20880" 20892" 20904" 20916" 20928" 20940" 20952" 20964" 20976" 20988" 21000" 21012" 21024" 21036" 21048" 21060" 21072" 21084" 21096" 21108" 21120" 21132" 21144" 21156" 21168" 21180" 21192" 21204" 21216" 21228" 21240" 21252" 21264" 21276" 21288" 21300" 21312" 21324" 21336" 21348" 21360" 21372" 21384" 21396" 21408" 21420" 21432" 21444" 21456" 21468" 21480" 21492" 21504" 21516" 21528" 21540" 21552" 21564" 21576" 21588" 21600" 21612" 21624" 21636" 21648" 21660" 21672" 21684" 21696" 21708" 21720" 21732" 21744" 21756" 21768" 21780" 21792" 21804" 21816" 21828" 21840" 218

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-103

WATER RIGHT NUMBER: 67-103

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	W EUGENE FISHER FAMILY TRUST PO BOX 39 JORDAN VALLEY, OR 97911

Priority Date: 06/01/1883

Basis: Decreed

Status: Parent

<u>Source</u>	<u>Tributary</u>
LITTLE FALL CREEK	FALL CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.860 CFS	
	<u>Total Diversion:</u>	1.860 CFS	

Location of Point(s) of Diversion

LITTLE FALL CREEK NW1/4SE1/4SW1/4 Sec. 26, Twp 15N, Rge 01E, B.M. ADAMS County

Place of Use

IRRIGATION																			
Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
15N	01W	26			20.9				20.5	32.0					10.0	8.0	10.0		101.4
15N	01W	27			5.6	5.6									2.0	23.3			36.5

Total Acres: 137.9

Remarks:

- THE WATER IS DIVERTED FROM LITTLE FALL CREEK AND INJECTED INTO THE NORTH FORK OF GRAYS CREEK. THE WATER IS THEN REDIVERTED FROM THE NORTH FORK OF GRAYS CREEK.
SAMUEL WOODS WATER RIGHT.
| ADDRESS CHANGE BY CLAIMANT LETTER.
OWNERSHIP CHANGE BY DB 12/31/97.
This claim has been split. See nos. 67-14266 & 67-14267. DB 8/8/2001

Dates and Other Information:

Claim Received Date: 10/11/1989

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-14267

WATER RIGHT NUMBER: 67-14267

Owner Type

Current Owner

Name and Address

KATHLEEN A DAVIS ✓
 PO BOX 1181
 CASCADE, ID 83611
 (208)382-5020

Priority Date: 06/01/1883

Basis: Decreed

Status: Active

Source

LITTLE FALL CREEK

Tributary

FALL CREEK

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.440 CFS

Annual VolumeTotal Diversion: 0.440 CFSLocation of Point(s) of Diversion

LITTLE FALL CREEK

NW1/4SE1/4SW1/4

Sec. 26, Twp 15N, Rge 01E, B.M.

ADAMS County

Place of Use

IRRIGATION

Twp Rge Sec

				NE				NW				SW				SE				
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
15N	01W	27				5.6	2.0									2.0	23.3			32.9

Total Acres: 32.9

Remarks:

- This claim is the result of a split due to change in ownership for a portion of 67-103. DB 8-8-2001

Dates and Other Information:

Claim Received Date: 10/11/1989

03/16/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-14266

WATER RIGHT NUMBER: 67-14266

Owner Type

Current Owner

Name and Address

W EUGENE FISHER FAMILY TRUST
PO BOX 39
JORDAN VALLEY, OR 97911

Priority Date: 06/01/1883

Basis: Decreed

Status: Active

Source

LITTLE FALL CREEK

Tributary

FALL CREEK

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

1.420 CFS

Total Diversion:

1.420 CFS

Annual VolumeLocation of Point(s) of Diversion

LITTLE FALL CREEK

NW1/4SE1/4SW1/4

Sec. 26, Twp 15N, Rge 01E, B.M.

ADAMS County

Place of Use

IRRIGATION

Twp Rge Sec

	NE	NW	SE	NE	NW	SE	NE	NW	SE	Totals
15N 01W 26	1.8	19.1	20.9	20.5	32.0	12	10.0	8.0	1.5	101.4
15N 01W 27		3.6								3.6

Total Acres: 105

Remarks:

1.

This claim is the result of a split due to change in ownership for a portion of 67-103. DB
8-8-2001

Dates and Other Information:

Claim Received Date: 10/11/1989

Split into
5 parts

① Williams
② Bagot
③ Migliazzo
④ Fox/Stahl

MEMORANDUM

To: Ownership Change Files Associated with 67-103 and 67-506

From: Sharla Curtis

Date: March 28, 2005

Re: Numerous Ownership Changes

✓
Done
6/5
7-28-05
In 2001, an ownership change was processed on right 67-506, splitting it into 67-14252 and 67-14253. The change was for **Tract 13**, purchased by Alan Banta. Tract 13 is approximately 39.5 acres; the split was processed for 26 acres of right 67-506. There is no documentation as to why the figure of 26 acres was used, but the document from Creed Noah Real Estates listing the breakdown of water rights 67-103 and 67-506 for each tract shows that Tract 13 should have received 17 acres of right 67-506 and 20 acres under 67-103. The first thing to be done at this point data entry wise is to reduce 67-14253 to only 17 acres; this will increase 67-14252 by the difference of 9 acres.

✓
Done
In 2003, another ownership change came in from Banta to Bagot for **Tract 13**. The ownership change form indicated Bagot was to get approx. 33% of 67-14253. At the same time, another ownership change came in from Banta to Boren for **Tract 14**. The ownership form indicated Boren was to get approx. 66% of 67-14253. We never received an ownership change for Tract 14 when it was bought by Banta, but nonetheless, the bottom line is that 67-14253 represents only Tract 13, so the entire right (after being changed to 17 acres as explained above) goes to Bagot and Boren's right for Tract 14 comes out of 67-14252.

I have prepared proof reports showing how 67-14252 and 67-14266 should be split to finish the ownership changes for Boren, Williams, Migliazzo, Fox/Stahl and Bagot.



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

December 31, 1997

Re: Notice of Claim to a Water Right No. A67-10717, A67-10718,
A67-10719, A67-00103, A67-00506

W EUGENE FISHER FAMILY TRUST
PO BOX 39
JORDAN VALLEY OR 97911

Dear Claimant:

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

September 5, 1996

KARL J. DREHER
DIRECTOR

RECEIVED

SEP 09 1996

Department of Water Resources

ILENE CORNETT WHITEMAN
2262 N GRAYS CREEK RD
INDIAN VALLEY ID 83632

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A67-00103
Change of Address

Dear Claimant,

*A'leard Modified.
@ R'leard. -ss*

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Ilene Cornett Whiteman
Claimant Signature

MICROFILMED

OCT 22 1996

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

In Re Snake River Basin Adjudication Case)
No. 39576)

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-Consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

42616
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

 RETURNED TO SENDER
☐ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☒ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

RECEIVED
APR 19 1995

Department of Water Resources

ILENE CORNETT WHITEMAN
HC 68 BOX 2290
CAMBRIDGE ID 83610

MICROFILMED
OCT 22 1996

Correction
2262 W. GRAYS Creek Rd
Indian Valley, ID 83632

A67-00103

Jesse Buzzard (Steward Ditch)
 Hattie Gilbert Sub., for
 Oscar Gilbert, sub for A E Beirch
 John Roberts
 S L Goodwin
 William H Woods (Wood-Cornett Ditch)
 Samuel Woods (Steward Ditch)

East Fork Weiser River.

Tomlinson Yantis Ditch.

Mary E Tomlinson
 E W Tomlinson
 Sarah Yantis
 L A Spira
 Ralph Yantis

East Fork Ditch.

Frank E Brown
 George H Bliss
 J A Carr
 C A Findies and F P Hagan
 W H Camp
 L L Burtenshaw and Harvey Huston
 Nettie C Burtenshaw
 J G Kauffman
 Will Kauffman
 J H McGinley sub., for M R Krigbaum
 Anna L Morrow
 S D Piper
 Lillian G Spofford
 Fred Cool
 C L Weed
 F B Weymouth
 John Ingram
 C F Lappin
 A E Flemley, sub for A C Petters
 H W Anderson
 E Medley
 W H Upchurch
 C T Ward
 Minnie Rambo
 E C Smith
 Carrie H Lowe
 J D Neale
 Riley Atkinson
 Fay McBirney

26

June 1, 1895 67 0098

125

Dec 30, 1907 67 0099

Dec 30, 1907 67 0100

Dec 30, 1907 67 0101

July 1, 1883 67 0102

June 1, 1883 67 0103

50

June 13, 1905 67 0104

55

June 13, 1905 67 0105

40

June 13, 1905 67 0106

10

June 13, 1905 67 0107

8

Dec 31, 1908 67 0108

70

July 1, 1905 67 0109

35

July 1, 1905 67 0110

15

July 1, 1905 67 0111

30

July 1, 1905 67 0112

40

July 1, 1905 67 0113

4

July 1, 1905 67 0114

3

July 1, 1905 67 0115

10

July 1, 1905 67 0116

9

July 1, 1905 67 0117

20

July 1, 1905 67 0118

5

July 1, 1905 67 0119

25

July 1, 1905 67 0120

106

July 1, 1905 67 0121

37

July 1, 1905 67 0122

10

July 1, 1905 67 0123

30

July 1, 1905 67 0124

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July 1, 1905 67 0125

30

July 1, 1905 67 0126

20

July 1, 1905 67 0127

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July 1, 1905 67 0128

5

July 1, 1905 67 0129

10

July 1, 1905 67 0130

2

July 1, 1905 67 0131

5

July 1, 1905 67 0132

3

July 1, 1905 67 0133

3

July 1, 1905 67 0134

3

July 1, 1905 67 0135

14

July 1, 1905 67 0136

20

July 1, 1905 67 0137

JUL 24 1996

half of the Northeast Quarter of Section 26, Township 15 North, Range 1 West Boise Meridian.

HATTIE GILBERT: Lot 2, and the Southeast Quarter of the Northwest Quarter Section 30, Township 15 North, Range 1 East and the Northwest Quarter of the Southeast Quarter, Section 25, Township 15 North, Range 1 West Boise Meridian. 7
See Gilber
Gilbert

JOHN ROBERTS: The Northwest Quarter, and the Northwest Quarter of the Northeast Quarter of Section 25, Township 15 North, Range 1 West Boise Meridian.

S L GOODWIN: The South half of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter, Section 35, Township 15 North, Range 1 West Boise Meridian.

SAMUEL WOODS: The North half of the Southeast Quarter, and the Southeast Quarter of the Northeast Quarter, Section 27, and the Southwest Quarter of the Northwest Quarter, Section 26, Township 15 North, Range 1 West Boise Meridian.

WILLIAM M WOODS: Southwest Quarter and Southwest Quarter, Southeast Quarter, Section 25, Township 15 North, Range 1 West Boise Meridian.

MARY E TOMLINSON: The South half of the Southwest Quarter and the West half of the Southeast Quarter of Section 13, Township 17 North, Range 1 West Boise Meridian.

E W TOMLINSON: The east half of the Southeast Quarter of Section 13, the Northeast Quarter of the Northeast Quarter of Section 13 and the North half of the Northeast Quarter of Section 24, all in Township 17 North, Range 1 West Boise Meridian.

SARAH YANTIS: The Southeast Quarter of the Northwest Quarter, the South half of the Northeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 13, Township 17 North, Range 1 West Boise Meridian.

L A SPIVA: The Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 13, Township 17 North, Range 1 West Boise Meridian.

RALPH YANTIS: The Northwest Quarter of the Northeast Quarter of Section 13, Township 17 North, Range 1 West Boise Meridian.

FRANK E BROWN: The Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Southwest Quarter, the Northeast Quarter of the Southwest Quarter and the Southeast Quarter of the Southeast Quarter of Section one, and the Northeast Quarter of the Southeast Quarter, and the Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the Southwest Quarter of Section 2, Township 16 North, Range 1 West Boise Meridian.

GEORGE H ELISS: The Northeast Quarter of the Northeast Quarter of Section 36, Township 17 North, Range 1 West Boise Meridian, and the Northwest Quarter of the Northwest Quarter of Section 11, Township 16 North, Range 1 West Boise Meridian.

J A CARR: The South ten (10) acres of the Southwest Quarter of the Southeast Quarter of Section 14, the North fifteen (15) acres of the Northeast Quarter of the Northwest Quarter of Section 14, the North thirty (30) acres of the Southeast Quarter of the Southeast Quarter of Section 11 and the North twenty-five (25) acres of the Northwest Quarter of the Northeast Quarter of Section 14, all in Township 16 North, Range 1 West Boise Meridian.

C A FINDLES and F P HAGAN: The Southeast Quarter of the Southwest Quarter, ^{what is} Township 16 North, Range 1 West Boise Meridian.

W H CAMP: The Northwest Quarter of the Southwest Quarter and the Southwest

JUL 24 1996

LITTLE WHISKEY (CON.)

Chris Behnen	8	June 1, 1895
J. A. Lemons	30	" " 1900
J. W. Meeneely sub for Leitchliter	13	" " 1902
Fred Anderson	38	" " 1875
G. E. Steward	25 57	" " 1888 Mar 1, 1880
W. C. Schearer	1	June 1, 1886
R. F. Coutts	34	" " 1884
C. E. Kennedy	14	" " 1886
Mattie E. Gray	23	" " 1891
A. S. Byers	15	" " 1882
Samuel Woods	93	" " 1883
J. D. Bailey	15	" " 1885
Walter Benson, sub for Caroline Bailey	6	" " 1894
Albert McDowell	19	" " 1889
Andrew Hutchinson	50	" " 1873
<i>D. W. Hutchinson</i>	19	" " 1890
Mrs. H. L. Ware	32	" " 1887
H. L. Joslin	17	" " "
James Russell	26	1895
John Woods	7	" " 1909
Elizabeth Woods	10	" " "
John Hutchinson	30	May 1, 1897
Anna Hutchinson	8	June 1, 1885
J. E. Denart	76	July 1, 1883
Heirs of R. H. Martin	90	May 1, 1887
Samuel A. Mentzer, sub for Riley Cox	94	" " "
Marion Smith	92	" " "
W. D. Morey	162	" " "
Mrs. Margaret A. Crouter	65	" " "
Henry Nossman	85	" " 1891

Microfilm
JUL 24 1996

Water Right Report 67-103

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SAMUEL WOODS
	, ZZ

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.860 CFS	
	<u>Total Diversion:</u>	1.860 CFS	

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
15N	01W	26																	
15N	01W	27				X											X	X	

1. THIS WATER CARRIED IN THE STEWARD DITCH.

Comments:

Decreed Date: 6/20/1921
Water District Number: 67
Decree Defendant: William Allison, et al
Decree Plaintiff: John T Muir, et al
Judicial District: Seventh District
Mitigation Plan: False