

AJ5856NP

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

DATE: JAN-24-1997
PAGE: A-9

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10441

NAME & ADDRESS:
J-P RANCH INC
PO BOX 51336
IDAHO FALLS ID 83405

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 10/01/1981

POINT OF DIVERSION: T11N R18E S35 NWNW Within CUSTER County

PURPOSE AND
PERIOD OF USE:
STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31
01-01 12-31
QUANTITY
0.02 CFS
0.04 CFS

PLACE OF USE: STOCKWATER T11N R18E S35 NWNW Within CUSTER County

DOMESTIC T11N R18E S35 NWNW Within CUSTER County

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. 11N18E353012
STOCKWATER, 3 HORSES

Handwritten signature/initials

OWNER CODE C J-P RANCH INC PO BOX 51336 IDAHO FALLS ID 83405 (208) 838-2291 PRIORITY DATE 10/01/1981 WATER USE STOCKWATER DOMESTIC USE PERIOD FROM 01-01 12-31 TO 01-01 12-31 DIVERSION RATE 0.02 CFS 0.04 CFS DIVERSION VOLUME DIVERGENCE TOTAL DIVERGENCE: 0.06 CFS

Water Source: GROUNDWATER Tributary to: T11N R18E S35 NW NW CUSTER County Stage: BENEFICIAL USE

Point(s) of Diversion: T11N R18E S35 NW NW

Place of use Legal Description for: STOCKWATER NE

NE NE NE SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE
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
11N 18E 35	:	:	:	:	:

Place of use Legal Description for: DOMESTIC NE

NE NE NE SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE	NE NW NW NW SENE
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
11N 18E 35	:	:	:	:	:

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOME, STOCKWATER, 3 HORSES

Other Rights: NONE

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: GMA PARCEL NO. 11N18E353012

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

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

Comments: Date: 10/27/1993 User-ID: ROBERTSO Subject: OWNERSHIP CHANGE

1/23/97

AJ5809NP
No. R72-10441

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 3

Comments:

Date: 10/27/1993 User-ID: ROBERTSO Subject: OWNERSHIP CHANGE
Change of ownership form received 10/22/93, original owners Scott
& Della Brower - new owner J P Ranch Inc. Copy of Warranty Deed
submitted with form. A72-10441 also changed this date.

Date: 04/17/1996 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY REGISTERED AGENT LETTER.

Audit:

07/28/93 SMITH 10/27/93 ROBERTSO 03/30/95 POST-STD 04/17/96 SSHERMAN
01/14/97 D&S-DSHA

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: **A72-10441**
Date Received: 1/17/1990
Receipt No: S010986
Received By: *O/C HGB*

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CAROL ABATTI 208-838-2684
Address: HC 68 BOX 290
CLAYTON ID 83227
AND
Name: JOHN ABATTI 208-838-2684
Address: HC 68 BOX 290
CLAYTON ID 83227

2. Date of Priority: OCT 1, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	18E	35	NW	NW			CUSTER

5. Description of diverting works:
6"X 220' WELL, 1/2 HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/3 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	35	NW	NW		STOCK	
			NW	NW		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

NONE

14. Remarks:

ADDRESS CHANGE BY REGISTERED AGENT LETTER.

OWNERSHIP CHANGE MADE 2/28/97 BY TLB.

15. Basis of Claim: BENEFICIAL USE

Water Right Number - R72-10441

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
ABATTI JOHN
1 - HC 68 BOX 290
2 -
3 -
City- CLAYTON
Phone - 208-838-2684
1 - HC 68 BOX 290
2 -
3 -
City- CLAYTON
Phone - 208-838-2684
State- ID Zip- 83227

ABATTI

CAROL

State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
J-P RANCH INC

BROWER

DELLA

State- ID Zip- 83405

BROWER

SCOTT

State- ID Zip- 83227

Priority Date - 10/01/1981
Region - SOUTHERN
Stage - BENEFICIAL USE
Status -

Source - GROUNDWATER
Tributary -

Point of Diversion -
Twn Rng Sec Tract Lot Rflg County
11N 18E 35 NW NW (37) CUSTER

Code Description Period from Period to Water Use Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.020

Total Div. Rate - 0.060
Total Div. Volume -
Total Consumptive Use - 0.0
KM Usage -

Field Inspection Made	- 00/00/0000	Civil Case Number	-
Field Inspection Flag	-	Old Case Number	-
Verified Date	- 00/00/0000	Old Judicial District	-
Last Amended Date	- 00/00/0000	Temporary Right	- P
Receipt Number	- S010986	Water District	-
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	- AND	Presumption Flag	-
		Notice of Error Flag	-



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

APR 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN & CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

RE: SRBA CLAIM(S): SEE ENCLOSED
J-P RANCH

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

A handwritten signature in cursive script that reads "Tara L. Backlund".

TARA L. BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

SEP 25 1996

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

Department of Water Resources
Southern 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) _____
Adjudication Claim Number(s) A72-10210; A72-10212; A72-10213; A72-10214;
A72-10215; A72-10220; A72-10221; A72-10222; A72-10237;
A72-10441
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): J-P Ranch, Inc. an Idaho corporation
5230 West Canyon Creek Road
Idaho Falls, Idaho 83402
4. New Owner/Claimant(s) John Abatti and Carol Abatti, husband and wife
Name connector (check one): ☒ AND [] OR, [] AND/OR

New Mailing Address: HC 68 Box 290
City, State and ZIP Code: Clayton, Idaho 83227
New Telephone Number: (208) 838-2681
5. Date you acquired the property September 13, 1996

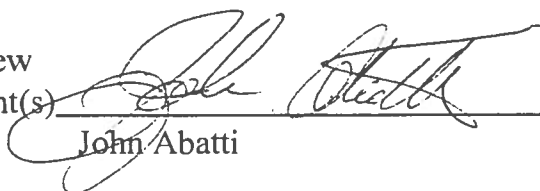
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____

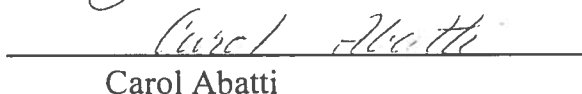
Cubic Feet per second

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)


John Abatti

Date 9-13-96


Carol Abatti

Date 9-13-96

(Corporations or other organizations must submit 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 attached a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides the new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than ½ acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you.

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Ste. 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402-1718 (208) 525-7161

CORPORATION WARRANTY DEED

THIS INDENTURE is made this 13th day of September, 1996, by J-P RANCH, INC., an Idaho corporation, the "Grantor", and JOHN ABATTI and CAROL ABATTI, husband and wife, whose mailing address is HC 68 Box 290, Clayton, Idaho 83227, the "Grantee".

WITNESSETH, that the Grantor having been duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee and to Grantee's heirs and assigns forever, all the following described property in the County of Custer, State of Idaho, to-wit:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO:

SECTION 26: The SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$. EXCEPTING THEREFROM, that portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying South and West of the East Fork County Road.

SECTION 27: The SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$.

SECTION 35: The SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

TOGETHER WITH AN EASEMENT, FOR INGRESS AND EGRESS, SAID EASEMENT BEING TEN (10) FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTER LINE OF AN IRRIGATION DITCH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest corner of Section 35, Township 11 North, Range 18 East, of the Boise Meridian, Custer County, Idaho; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section 35 to the Northwest 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the center NW 1/16th corner; thence South 89°57'59" West, 294.05 feet to the center of said irrigation ditch and the Point of Beginning of this description; thence South 13°00' East, approximately 30.0 feet to a bend in said ditch;

thence South 67°00' East, approximately 210.0 feet to the center of an existing road and the terminus of this description.

Together with all irrigation equipment, pumping plants and sprinkler systems situate on the above described real property.

EXCEPTING THEREFROM the following three (3) described tracts:

TRACT NO. 1:

A fractional parcel of land in the NW¼ of Section 35, Township 11 North, Range 18, East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the NW center 1/16th corner; thence South 89°57'59" West, 141.87 feet to the Point of Beginning of this description and the center of a County Road; thence continuing South 89°57'59" West, 188.18 feet to a ½" rebar marked L.S. 4107; thence South 0°00'20" West, 330.66 feet to another ½" rebar; thence North 89°57'59" East, 330.05 feet to another ½" rebar marked L.S. 4107; thence South 0°00'20" West, 249.93 feet to another ½" rebar and the Northwest corner of Tract No. 2; thence North 84°57'26" East, 239.04 feet to the Northeast corner of Tract 2 and the center of said County Road; thence the following 5 courses on and along said County Road North 45°56'56" West, 127.68 feet; thence North 43°51'20" West, 107.48 feet; thence North 35°29'15" West, 59.49 feet; thence North 28°40'37" West, 77.75 feet; thence North 27°09'10" West, 310.81 feet to the Point of Beginning.

TRACT NO. 2:

A fractional part of the NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1903.21 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 316.07 feet to the Southwest corner of this Tract and a ½" rebar marked L.S. 4107; thence North 68°30'12" East, 445.85 feet to the center of a County Road; thence North 45°29'27" West, 247.77 feet on and along the center of said Road; thence South 84°57'26" West, 239.04 feet to the Point of Beginning.

TRACT NO. 3:

A fractional parcel of land in the NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 2219.28 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 425.96 feet to the center W 1/16th corner; thence North 89°59'28" East, 715.30 feet on and along the East-West center of said Section to the center of a County Road; thence the following 8 courses on and along the center of said road, North 3°29'31" East, 37.63 feet; thence North 1°02'19" East, 89.98 feet; thence North 9°24'42" West, 79.76 feet; thence North 22°40'39" West, 72.07 feet; thence North 32°31'30" West, 89.27 feet; thence North 37°00'50" West, 65.63 feet; thence North 40°30'04" West, 99.61 feet; thence North 44°32'31" West, 158.70 feet to the Northeast corner of this Tract; thence South 68°30'12" West, 445.85 feet to the Point of Beginning.

ALSO EXCEPTING COUNTY ROAD RIGHT-OF-WAY.

SUBJECT TO THE FOLLOWING:

1. All existing easements or claims of easements, patent reservations, rights-of-way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.
2. Right-of-Way Deed from Louie Giampedraglia and Viola Giampedraglia, to County of Custer, dated April 6, 1952, conveying a 50' right-of-way across the NW¼NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, as described in Deed recorded April 6, 1953, in Book 30 of Deeds at page 204 under Recorder's Reception Number 105604, records of Custer County, Idaho.
3. Fish and Game Easement as shown in Deed from C. A. Polson and Alice Polson, husband and wife, and Louie Giampedraglia and Viola Giampedraglia, to State of Idaho, Department of Fish and Game, dated December 17, 1959, and recorded June 22, 1960, in Book 33 of Deeds at page 362, under Recorder's Reception Number 114146, records of Custer County, Idaho.

4. Fish and Game Easement as shown in Deed from C. A. Polson and Alice Polson, husband and wife, and Louie Giampedraglia and Viola Giampedraglia, to State of Idaho, Department of Fish and Game, dated October 15, 1959, and recorded June 22, 1960, in Book 33 of Deeds at page 367, under Recorder's Reception Number 114149, records of Custer County, Idaho.
5. Memorandum of Agreement dated June 23, 1987, by and between Salmon River Electric Cooperative, Inc., and Judd and Pauline Cramer, recorded June 24, 1987, as Instrument Number 185320, records of Custer County, Idaho.
6. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads or highways, dedicated and/or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways.

TOGETHER with all water rights and mineral rights appurtenant to such property and all other the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, any reversions, any remainders, rents, issues and profits therefrom, and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the above described premises and appurtenances unto the Grantee and to the Grantee's heirs and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has set its corporate name by its duly authorized officer.

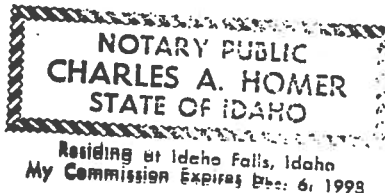
J-P RANCH, INC.

By: J-P Ranch Inc. by Judd G. Cramer
Judd G. Cramer
Its: President

STATE OF IDAHO)
)
County of Bonneville)

On this 13th day of September, 1996, before me, a Notary Public, in and for the State of Idaho, personally appeared **Judd G. Cramer**, known or identified to me to be the President for **J-P Ranch, Inc.**, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



Charles A. Homer
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 12/6/98

G:\WPDATA\CAH9927\ABAT0911.CWD:jht

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS, P.A.
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS
ROBERT M. FOLLETT
FREDERICK J. HAHN, III

U.S. BANK OF IDAHO BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518
E-MAIL HOLDNLAW@SRV.NET

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

September 24, 1996

RECEIVED

SEP 25 1996

Department of Water Resources
Sawtooth Region

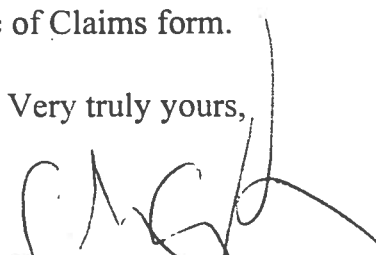
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301-6105

Re: J-P Ranch, Inc. — Abatti Real Estate Sale

Gentlemen:

Our office was recently involved in a real estate closing on the sale of certain property located in Custer County, Idaho, from J-P Ranch, Inc. to Mr. and Mrs. John Abatti. In connection with such sale we are enclosing for your information an executed Notice of Change of Water Right Ownership form with attached thereto a copy of the Warranty Deed together with an executed Assignment of Notice of Claims form.

Very truly yours,


Charles A. Homer

Enclosures

cc: Keith Tyler
Judd Cramer

G:\WPDATA\CAH\9911\JDWR0918 LTR.jht

RECEIVED

SEP 25 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF NOTICE OF CLAIMS

Department of Water Resources
Boise, Idaho

The undersigned, **J-P RANCH, INC.**, an Idaho corporation, hereby assign to **JOHN ABATTI and CAROL ABATTI**, husband and wife, or their successors, whose mailing address is HC 68 Box 290, Clayton, Idaho 83227, the following:

All our right, title, and interest in and to Notice of Claim Nos.
A72-10210; A72-10212; A72-10213; A72-10214; A72-10215;
A72-10220; A72-10221; A72-10222; A72-10237; A72-10441
to a Water Right Acquired Under State Law.

Made this 13th day of September, 1996.

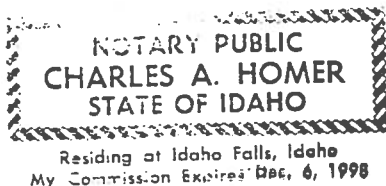
J-P RANCH, INC.

By: J-P Ranch Inc. by Judd G. Cramer
Judd G. Cramer
Its: President

STATE OF IDAHO)
)
County of Bonneville)

On this 13th day of Sept, 1996, before me, a Notary Public, in and for the State of Idaho, personally appeared **Judd G. Cramer**, known or identified to me to be the President for **J-P Ranch, Inc.**, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



[Signature]
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 12/6/98



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

March 20, 1996

KARL J. DREHER
DIRECTOR

M B HILLER REGISTERED AGENT
JP RANCH INC
525 PARK AVE STE 2A
IDAHO FALLS ID 83402

RECEIVED

MAR 22 1996

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim #A72-10210 & A72-10441
Change of Address

Department of Water Resources
Southern Region

Dear Registered Agent:

IDWR has been notified the address presently in our claim records for J-P Ranch, Inc., is incorrect. As their Registered Agent, we need you to provide us with their correct mailing address or forward this letter to them. Future notices related to their SRBA claims can be sent only to the address on their claims or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about a claimant's mailing address.

Please sign your name at the bottom of this letter, print the correct mailing address for J-P Ranch, Inc., and return it to this office. Also, is their name hyphenated (J-P) or not? We show it both ways in our data base.

Please contact this office (800/451-4129) if you have any questions.

Thank you for your help. We hope to assure the claimant receives future notices about SRBA matters.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The claimant's address has changed as follows:

Registered Agent

MICROFILMED

DEC 04 1996

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

Snake River Basin Adjudication Case)
39576)

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

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

DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
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 PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

THIS NOTICE 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

A72-10441, A72-10223, 10224,
C' owner
72-10210
"O"K
owner

Department of Water Resources
Boise, ID 83720

BOI CTY

RECEIVED
APR 21 1995

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

Department of Water Resources

RECEIVED

MAR 22 1996

Department of Water Resources
Southern Region

J P RANCH INC
HC 67 BOX 2095
CHALLIS ID 83226

to R.A:
Hiller Ave. Ste. 2A
Part 83402
F.I. ID

correct
JP or
JP ??
V. Fisher = JP
no paper,
no space.

JPRA067* 832263005 1394 04/18/95
FORWARDING TIME EXPIRED
JP RANCHES
2088 STACE ST #4
IDAHO FALLS ID 83401-5234
RETURN TO SENDER

MICROFILMED
DEC 04 1996





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

RECEIVED

APR 17 1996

Department of Water Resources

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 20, 1996

M B HILLER REGISTERED AGENT
JP RANCH INC
525 PARK AVE STE 2A
IDAHO FALLS ID 83402

*Air records modified 04-17-96.
Address below and - s
hyphen below.*

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim #A72-10210 & A72-10441
Change of Address

Dear Registered Agent:

IDWR has been notified the address presently in our claim records for J-P Ranch, Inc., is incorrect. As their Registered Agent, we need you to provide us with their correct mailing address or forward this letter to them. Future notices related to their SRBA claims can be sent only to the address on their claims or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about a claimant's mailing address.

Please sign your name at the bottom of this letter, print the correct mailing address for J-P Ranch, Inc., and return it to this office. Also, is their name hyphenated (J-P) or not? We show it both ways in our data base.

Please contact this office (800/451-4129) if you have any questions.

Thank you for your help. We hope to assure the claimant receives future notices about SRBA matters.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The claimant's address has changed as follows:

M B Hiller
Registered Agent

J-P Ranch, Inc.
P.O. Box 51336
Idaho Falls, ID 83405

MICROFILMED
DEC 04 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A72-10441**

Date Received: 1/17/1990

Receipt No: S010986

Received By: ownership change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J P RANCH INC 208-838-2291
Address: HC 67 BOX 2095
CHALLIS ID 83226

2. Date of Priority: OCT 1, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	18E	35	NW	NW			CUSTER

5. Description of diverting works:
6"X 220' WELL, § HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/3 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	35	NW	NW		STOCK	
			NW	NW		DOMEST	

11. Place of use in counties: CUSTER

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

NOV 01 1994



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

J.P. Ranch Inc.
HC67 Box 2095
Challis ID 83226

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: Feb. 18, 1993

RESPONSE DATE: March 5, 1993

RE: NOTICE OF CLAIM NO[S]: A72-10441

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

Nella + Scott Brower
P.O. Box 202
Clayton ID 83227

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region
Enclosures:

Change of Ownership Form
Change of Address Form

"Hewem"
1 800 451-4129

Completed
Form
Like
this
marked

MICROFILMED

NOV 11 1993
10-19



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 22 1993

Department of Water Resources
Southern Region Office

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____

Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: _____

A72-10441

☐ Name and Address of Former
Owner/Claimant(s)(Seller): _____

Della & Scott Brewer

Box 202

☐ New Owner/Claimant
(Purchaser): _____

Clayton, ID 83227

JP Ranch, Inc.

☐ New Mailing Address: _____

HC 67 Box 2025

Challis ID 83226

☐ New Telephone Number: _____

(208) 838-2291

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s): _____

Shirley L. Hannon
President, JP Ranch, Inc.

Date 10-19-93

Date _____

☐ Signature of Former
Owner/Claimant(s): _____

Date _____

Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/27/93 By: JR

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

NOV 01 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

For Value Received SCOTT BROWER and DELLA BROWER, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto JP RANCH, INC., An Idaho Corporation, the grantee, whose current address is HC 67 Box 2095, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 35: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ described as commencing at the Northwest corner of said Section 35, and based on the North Section line fence as bearing North 90°00' East; thence South 75°25'15" East for 504.21 feet to the True Point of Beginning on the Southwesterly right-of-way line of the East Fork Road; thence South 63°21'40" West for 145.20 feet to a 5/8 inch diameter iron pin; thence South 26°38'20" East for 300.00 feet to a 5/8 inch diameter iron pin; thence North 63°21'40" East for 145.20 feet to the Southwesterly right of way line of the East Fork Road; thence North 26°38'20" West along said Right-of-Way for 300.00 feet to the True Point of Beginning.

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 incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 10 day of October, 1990.

SCOTT BROWER
DELLA BROWER

STATE OF IDAHO)
County of CUSTER) ss
On this 10 day of October, 1990, before me, a Notary Public, personally appeared Scott Brower and Della Brower known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Dorothy Kindt
Notary Public
Residing at Challis
Commission Expires 3/12/92

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for record at the request of Custer County title at 0 minutes past 9:00 o'clock A.M., this 15th day of October, 1990, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck
Ex-Officio Recorder
BY Jauna Taylor Deputy

Fee: \$ 3.00
Mail to: cct

MICROFILMED

NOV 01 1994

Proof of Ownership

POOR ORIGINAL

Legal Description

AUTHORIZATION TO RECONVEY

CUSTER COUNTY TITLE, INC.

POOR ORIGINAL

Gentlemen:

Please execute and deliver a Reconveyance of the Deed of Trust, made by JP RANCH, INC. an Idaho Corporation, recorded _____ in Volume _____, at Page _____, Instrument No. _____ of the record of Mortgages for Custer County, Idaho

Herewith said deed of trust and the promissory note
from JP Ranch, Inc., an Idaho Corporation
to Scott Brower and Della Brower, husband and wife

dated _____ in the amount of THIRTEEN THOUSAND AND NO/100ths (\$13,000.00) Dollars, said promissory note being secured by the above described deed of trust and which promissory note you are hereby authorized to cancel immediately that you have executed said reconveyance.

The undersigned hereby certifies that it is the owner and holder of the debt mentioned in said deed of trust and that the same has never been assigned or transferred.

Very truly yours,

SCOTT BROWER

DELLA BROWER

Address:

HC 67 Box 554
Clayton, Idaho 83227

Telephone No.:

Note and Deed of Trust must accompany this authorization.

MICROFILMED

NOV 01 1994

SD-0601-2 Last Name: BROWER

STATE

S	First	O	Water	Priority		Total	Use	
E	Name	W	Right No.	Date	Source	Diversion	Code	Desc
L		N						
-	-----	-	-----	-----	-----	-----	-	-----
-	BROWER							
-	DELLA	C	A72-10441	10/01/1981	GROUNDWATER	0.060	43	DOMEST
-							04	STOCK
-	DELLA	C	R72-10197	09/18/1983	GROUNDWATER	0.040	43	DOMEST
-	SCOTT	C	A72-10441	10/01/1981	GROUNDWATER	0.060	43	DOMEST
-							04	STOCK
-	SCOTT	C	A72-10197	09/18/1983	GROUNDWATER	0.040	43	DOMEST
-	DELLA	C	A72-10197	09/18/1983	GROUNDWATER	0.040	43	DOMEST
-	SCOTT	C	R72-10197	09/18/1983	GROUNDWATER	0.040	43	DOMEST
-	DELLA	C	R72-10441	10/01/1981	GROUNDWATER	0.060	43	DOMEST
-							04	STOCK
-	SCOTT	C	R72-10441	10/01/1981	GROUNDWATER	0.060	43	DOMEST
-							04	STOCK
-								
-								
-								
-								

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

NOV 01 1994

SD-0604-2 Township: 11N Range: 18E Section: 35				Tract:		Lot:		
S	L	Water	Name	O	S	Max # Records	103	
E	O			W	T	Priority	Use	
L	Tract	T	Right No.	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---	---
---	NWNW		A72-10221	J-P RANCH INC.	C	14	D	05/01/1936
---	NWNW		A72-10222	GIAMPEDRAGLIA	O	14	D	05/01/1885 01 IRR
---				GIAMPEDRAGLIA	O			
---				J-P RANCH INC.	C			
---	NWNW		A72-10237	WOOLLEY, GERALDINE M.	O	14	P	06/28/1983 01 IRR
---				J-P RANCH INC.	C			
---	NWNW		A72-10441	BROWER, DELLA	C		J	10/01/1981 43 DOMEST
---				BROWER, SCOTT	C			04 STOCK
---	NWNW		A72-10441	BROWER, DELLA	C		J	10/01/1981 43 DOMEST
---				BROWER, SCOTT	C			04 STOCK
---	NWNW		R72-10441	BROWER, DELLA	C		J	10/01/1981 43 DOMEST
---				BROWER, SCOTT	C			04 STOCK
---	NWNW		R72-10441	BROWER, DELLA	C		J	10/01/1981 43 DOMEST
---				BROWER, SCOTT	C			04 STOCK
---	SWNW		R72-10220	GIAMPEDRAGLIA	O	1	D	05/10/1880 01 IRR
---				J-P RANCH INC.	C			

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

27-Oct-1993

J P RANCH INC
HC 67 BOX 2095
CHALLIS ID 83226

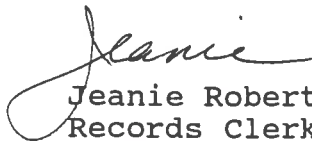
Re: Ownership Change for Adjudication Claim #A72-10441
BROWER/J P RANCH

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

MICROFILMED

NOV 01 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water Right Number - R72-10441 Prefix Translation: RESEARCH Old (0) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
J P RANCH INC

1 - HC 67 BOX 2095
2 -
3 -
City- CHALLIS
Phone - 208-838-2291

State- ID Zip- 83226

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2273

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2273

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2273

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2273

1 - PO BOX 202
2 -
3 -

State- ID Zip- 83227

RESEARCH

+ - First Name - - - +

DELLA

SCOTT

17 SOUTHERN

Region - - - +

Point of Diversion - - - +

County

County

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County

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Water Right Number - R72-10441

17 SOUTHERN

Region - - - +

Point of Diversion - - - +

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Water Right Number - R72-10441

17 SOUTHERN

Region - - - +

Point of Diversion - - - +

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Water Right Number - R72-10441

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Point of Diversion - - - +

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Water Right Number - R72-10441

17 SOUTHERN

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Water Right Number - R72-10441

17 SOUTHERN

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Point of Diversion - - - +

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17 SOUTHERN

Region - - - +

Point of Diversion - - - +

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Water Right Number - R72-10441

17 SOUTHERN

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Point of Diversion - - - +

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Water Right Number - R72-10441

17 SOUTHERN

Region - - - +

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MICROFILMED
NOV 01 1994

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39570
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	- 01/17/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010986	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
NOV 01 1994

WATER RIGHT NUMBER - A72-10441

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - - - + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

BROWER

DELLA

1 - P.O. BOX 202

2 -

3 -

STATE- ID ZIP- 83227

CITY- CLAYTON

PHONE - 208-838-2273

1 - P.O. BOX 202

2 -

3 -

STATE- ID ZIP- 83227

CITY- CLAYTON

PHONE - 208-838-2273

+ - - PRIORITY DATE - - + + - - REGION - - - +

10/01/1981

17 SOUTHERN

+ - - - - STAGE - - - +

J - BENEFICIAL USE

+ - - - - SOURCE - - - - +

GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +

TWN RNG SEC TRACT LOT RFLG COUNTY

STREAM INDEX (BLANK IF NO INDEX CODE)

11N 18E 35 NW NW (37) CUSTER

+ - - - - WATER USE - - - - - +

CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

04 - STOCKWATER

01/01 12/31 0.040

01/01 12/31 0.020

+ - - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +

0.060

0.0

+ - - - - PLACE OF USE - - - - - +

TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

11N 18E 35 NW NW 04 STOCKWATER (37) CUSTER

11N 18E 35 NW NW 43 DOMESTIC (37) CUSTER

+ - - DIVERSION MEANS - 6"X 220' WELL, = HP SUBM. PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSE S/3 HORSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - REMARKS - - - - - +

NO REMARKS FOUND.

+ - - OLD WATER RIGHT NUMBERS - - - - - +

NO OLD WATER RIGHT NUMBERS FOUND.

MICROFILMED

NOV 01 1994

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: A72-10441
Date Received: 1/16/1990
Receipt No: S010986
Received By: _____

DATA ENTERED BY SCC
DATE 1-17-90

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SCOTT BROWER 208-838-2273
Address: P.O. BOX 202
CLAYTON, ID 83227

AND/OR

Name: DELLA BROWER 208-838-2273
Address: P.O. BOX 202
CLAYTON, ID 83227

2. Date of Priority: OCT 01, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	18E	35	NW	NW			CUSTER

5. Description of diverting works:
6"X 220' WELL, 1/2 HP SUBM. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/3 HORSES

A72-10441

Page 1

Date: 01/17/90

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	35	NW	NW		DOMEST	
			NW	NW		STOCK	

11. Place of use in counties: CUSTER

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

Identification No. A72-10441
Date Received _____
Receipt Number 5010986 *see*

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

JAN 16 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Scott and/or Della Brower Phone (208) 838-2273

Mailing Address Box 202 Clayton Id. Zip 83227

2. Date of Priority (Only one per claim) 10/1/81 Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 11 North Range 18 East
Section 35, _____ 1/4 of N/W 1/4 of N/W 1/4, Govt. Lot _____, BM.,
County of Custer

Additional points of diversion if any: Ø

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well, 6" casing, 220' deep, 1/2 hp. submersible pump, pipe to house

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from Jan. 1 ^{Month/Day} to Dec. 31 ^{Month/Day} amount 0.04 (cfs)

For Stockwater purposes from Jan. 1 ^(Both dates are inclusive) to Dec. 31 amount 0.02

7. Total quantity claimed 0.06 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic, 1 home; stockwater, 3 horses, hogs

MAR 19 1993

10. Place of use is: Township: 11 North Range 18 EAST

Section 35, NW 1/4 of NW 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.
(X) None or _____

14. Remarks: Enclosed is a description of our property from which the water is diverted (well) & used (domestic/stal)

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 1-10-89

Della DB Brower Date 1/10/90

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Custer) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 10th day of January 19 90

SEAL

Notary Public [Signature]

Residing at Clayton, Idaho

My Commission Expires Dec 20, 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDAN, CUSTER COUNTY, IDAHO, described as:

part of the NW1/4 NW1/4 described as commencing at the Northwest Corner of said Section 35, and based on the North Section Line Fence as bearing North 90° 00' East; thence South 75° 25' 15" East for 504.21 feet to the True Point of Beginning on the Southwesterly Right-of-Way line of the East Fork Road; thence South 63° 21' 40" West for 145.20 feet to a 5/8 inch diameter iron; thence South 26° 38' 20" East for 300.00 feet to a 5/8 inch diameter iron pin; thence North 63° 21' 40" East for 145.20 feet to the Southwesterly Right-of-Way line of the East Fork Road; thence North 26° 38' 20" West along said Right-of-Way for 300.00 feet to the True Point of Beginning.

RECEIVED

JAN 16 1990

Department of Water Resources
Southern Region Office

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

. Jan. 26, 1990

Re: A72-10441

. SCOTT BROWER
. P O BOX 202
. CLAYTON ID 83227

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 19 1993

J P Ranch
HC 67, Box 2095
Challis, ID 83226

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NOV 01 1993

POSTAGE DUE 23



TO Mr Southern Region
222 Shoshone St. East
Twin Falls, ID. 83226

Scott Brewer

Box 202

Clayton Id 83227



Idaho Dept. Of Water Resources
2148 4th Ave. East
Twin Falls, ID 83226

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MAR 19 1993