09/29/2006

NOTICE OF ERROR

REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-31140

DALE NIXON
1255 GRANDVIEW RD
PARMA ID 83660
Telephone Number: (208)722-9057

PAMELA G NIXON
1255 GRANDVIEW RD
PARMA ID 83660
Telephone Number: (208)722-9057

RECEIVED
OCT 19 2006
WATER RESOURCES
WESTERN REGION

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

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

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

____ **I AGREE with this proposed recommendation: no changes need to be made.**

DATE: 10-13-06 **SIGNATURE:** Dale A. Nixon

Please print your name: DALE A. NIXON

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

09/15/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31140

NAME AND ADDRESS: DALE NIXON
1255 GRANDVIEW RD
PARMA ID 83660

PAMELA G NIXON
1255 GRANDVIEW RD
PARMA ID 83660

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.140 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/24/1989

POINT OF DIVERSION:

T06N R05W S21 NWNE Within PAYETTE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.100 CFS

Domestic use is for 1 home.

PLACE OF USE: STOCKWATER Within PAYETTE County

T06N R05W S21 NWNE

DOMESTIC Within PAYETTE County

T06N R05W S21 NWNE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

JAMES E. RISCH
Governor
KARL J. DREHER
Director

August 25, 2006

DALE NIXON
PAMELA NIXON
1255 GRANDVIEW AVE
PARMA ID 83660

RE: NOTICE OF CLAIM NO(S): A63-31140

Dear Mr. & Mrs. Nixon:

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 the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

RUSSELL PHILLIPS
DEANN PHILLIPS
1255 GRANDVIEW RD
PARMA ID 83660

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

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 (208) 334-2190.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:l
Enclosures

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 63-31140
Date Received: 3/12/1990
Receipt No: W010856
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DALE NIXON Phone: (208)722-9057
1255 GRANDVIEW RD
PARMA ID USA 83660

PAMELA G NIXON Phone: (208)722-9057
1255 GRANDVIEW RD
PARMA ID USA 83660

2. Date of Priority: 03/24/1989

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	05W	21	NW NE	PAYETTE	

5. Description of diverting works:

1 Well and 1 Pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.1	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06N	05W	21	NW	NE		DOMESTIC	
			NW	NE		STOCKWATER	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

Number changed from 65-21491. DB 1/30/2001.

15. Basis of Claim: Beneficial Use

Form 42.248/42-1409(6) July, 2000

RECEIVED
SEP 11 2006
WATER RESOURCES
WESTERN REGION

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A63-31140				63-31140	

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

   A. The appropriate **FILING FEE**. See instructions for fee amounts. -0-

   B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION.**

   C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
   PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

   OR

   If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Phillips Farms, Inc.
   Russell L. and Deane Phillips, 27824 Fountain Rd., Parma, Id 83660

4. New Owner/Claimant(s): Dale A. and Pamela B. Nixon
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: 1255 Grandview Rd.

   City, State and ZIP Code: Parma, Id 83660

   New Telephone Number: 208 722-9057

5. Date you acquired the property: 7-22-98

275755 P-24816

Case # 50390

CORPORATION

Warranty Deed

For Value Received PHILLIPS FARMS, INC., A CORPORATION

the grantor does hereby grant, bargain, sell and convey unto DALE A. NIXON AND PAMELA G. NIXON, HUSBAND AND WIFE

whose current address is c/o 255 SOUTH EAGLE ROAD MERIDIAN, IDAHO 83642

the grantee the following described premises, in PAYETTE County Idaho, to wit:

(CONTINUED) SEE "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that they the owners in fee simple of said premises; that they are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, includes irrigation and utility assessments, (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 22, 1998

PHILLIPS FARMS, INC.

(X) Russell L. Phillips

RUSSELLL. PHILLIPS, President

(X) Deann W. Phillips

DEANN W. PHILLIPS, SECRETARY

STATE OF IDAHO }
County of Payette } SS

STATE OF IDAHO }
COUNTY OF Ada } ss

On this 22nd day of July, 1998 before me, a Notary Public, personally appeared Russell L. Phillips, Deann W. Phillips, President and Secretary known or identified to me to be the ... of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, said acknowledged to me that such corporation executed the same.

Notary Public Kimberlie B. Overton
Residing at Boise, Idaho
Commission Expires: 6/22/2001

I hereby certify that this instrument was filed for record at the request of ALLIANCE TITLE & ESCROW CORP.

Time 4:40 P.M.
Date July 31, 1998
Instrument # 275755

LAURA L. STIGILE – Ex-Officio Recorder
By Judy B. Lammle Deputy
Fee $6.00

CERTIFIED COPY

TITLE "A":
Land in Sec. 21, Twp. 6 N., R. 5 W., B.M., Payette County, Idaho:
That portion of the NE1/4, more particularly described as follows:
Commencing at the Southeast corner of the NE1/4 of said Sec. 21; thence N. 0 degrees 01' W. along the Section line 535.0 feet to the TRUE POINT OF BEGINNING; thence West 315.0 feet; thence North 180.0 feet; thence N. 47 degrees 30' W. 530.0 feet; thence West 260.0 feet; thence N. 43 degrees 0' W. 370.0 feet; thence N. 80 degrees 0' W. 119.5 feet to a point 31.0 feet North of the Southwest corner of the NE1/4NE1/4 of Sec. 21; thence West 220.5 feet; thence S. 46 degrees 0' W. 285.0 feet; thence S. 63 degrees 30' W. 250.0 feet; thence S. 80 degrees 0' W. 250.0 feet; thence N. 71 degrees 0' W. 462 feet to the West side line of the SW1/4NE1/4 of said Sec. 21 at a point 168.6 feet South of the Northwest corner thereof; thence N. 0 degrees 03' W. following the West side line of said NE1/4 of said Sec. 21 to the Northwest corner thereof; thence East to the Northeast corner of said Sec. 21; thence S. 0 degrees 01' E. following the East side line of said NE1/4 2135.4 feet to the TRUE POINT OF BEGINNING;
EXCEPTING THEREFROM a parcel of land in the NE1/4NE1/4, more particularly described as follows:
Beginning at the Northeast corner of said NE1/4NE1/4; thence S. 0 degrees 01'00" E. along the Easterly boundary of said NE1/4NE1/4 786.31 feet to the centerline of the D-Line Canal; thence N. 48 degrees 53'17" W. along said centerline and the extension of said centerline 281.98 feet; thence N. 0 degrees 01'00" W. parallel with said Easterly boundary 602.50 feet to the Northerly boundary of said NE1/4NE1/4; thence S. 89 degrees 34'01" E. along said Northerly boundary 212.40 feet to the point of beginning;
FURTHER EXCEPTING THEREFROM the North 650 feet of the West 440 feet of the NW1/4NE1/4.

CERTIFIED COPY

SCHEDULE A

Office File Number: **P-24816A, 4200/12.**
Policy Number: **13 0052 106 00000378**
Date of Policy: **July 31, 1998**, at **04:42 pm**
Amount of Insurance: **$110,000.00**
Premium: **$583.00**

1. Name of Insured:
   DALE A. NIXON and PAMELA G. NIXON

2. The estate or interest in the land which is covered by this policy is:
   FEE SIMPLE

3. Title to the estate or interest in the land is vested in:
   DALE A. NIXON and PAMELA G. NIXON, husband and wife

4. The land referred to in this policy is described as follows:

TITLE "A":
Land in Sec. 21, Twp. 6 N., R. 5 W., B.M., Payette County, Idaho:
That portion of the NE1/4, more particularly described as follows:
Commencing at the Southeast corner of the NE1/4 of said Sec. 21; thence N. 0 degrees 01' W. along the Section line 535.0 feet to the TRUE POINT OF BEGINNING; thence West 315.0 feet; thence North 180.0 feet; thence N. 47 degrees 30' W. 530.0 feet; thence West 260.0 feet; thence N. 43 degrees 0' W. 370.0 feet; thence N. 80 degrees 0' W. 119.5 feet to a point 31.0 feet North of the Southwest corner of the NE1/4NE1/4 of Sec. 21; thence West 220.5 feet; thence S. 46 degrees 0' W. 285.0 feet; thence S. 63 degrees 30' W. 250.0 feet; thence S. 80 degrees 0' W. 250.0 feet; thence N. 71 degrees 0' W. 462 feet to the West side line of the SW1/4NE1/4 of said Sec. 21 at a point 168.6 feet South of the Northwest corner thereof; thence N. 0 degrees 03' W. following the West side line of said NE1/4 of said Sec. 21 to the Northwest corner thereof; thence East to the Northeast corner of said Sec. 21; thence S. 0 degrees 01' E. following the East side line of said NE1/4 2135.4 feet to the TRUE POINT OF BEGINNING;
EXCEPTING THEREFROM a parcel of land in the NE1/4NE1/4, more particularly described as follows: Beginning at the Northeast corner of said NE1/4NE1/4; thence S. 0 degrees 01'00" E. along the Easterly boundary of said NE1/4NE1/4 786.31 feet to the centerline of the D-Line Canal; thence N. 48 degrees 53'17" W. along said centerline and the extension of said centerline 281.98 feet; thence N. 0 degrees 01'00" W. parallel with said Easterly boundary 602.50 feet to the Northerly boundary of said NE1/4NE1/4; thence S. 89 degrees 34'01" E. along said Northerly boundary 212.40 feet to the point of beginning;
FURTHER EXCEPTING THEREFROM the North 650 feet of the West 440 feet of the NW1/4NE1/4.

SCHEDULE B

Policy Number: **13 0052 106 00000378**

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

(1) Rights or claims of parties in possession not shown by the public records.

(2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.

(3) Easements, or claims of easements, not shown by the public records.

(4) Any lien, or right to lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.

(5) (a)Unpatented mining claims; (b)reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c)water rights claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.

(6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions:

1. **Taxes**, including any assessments collected therewith, for the year **1998**, which **are a lien not yet payable.**

2. Levies and assessments of the **Black Canyon Irrigation District**, and the rights, powers and easements of said district as by law provided. (Which are current at this time./Which are delinquent at this time./No assessments at this time/No delinquencies appear of record.)

3. An **Easement** for the purpose shown below and rights incidental thereto as set forth in a document
Granted to: **Idaho Power Company, a corporation**
Purpose: **Utilities**
Recorded: **November 25, 1941**
Instrument/File No. **50851**
Book 3, Page 85 of Official Records

(continued)

4. An **Easement** for the purpose shown below and rights incidental thereto as set forth in a document
Granted to: **County of Payette**
Purpose: **Construction of a bus turn-a-round**
Recorded: **March 6, 1972**
Instrument/File No. **145191** of Official Records

5. An **Easement** for the purpose shown below and rights incidental thereto as set forth in a document
Granted to: **Idaho Power Company, a corporation**
Purpose: **Utilities**
Recorded: **July 3, 1972**
Instrument/File No. **146936** of Official Records

6. RIGHT OF WAY for a County Road along the North boundary of the subject lands.

7. RIGHT OF WAY for a D-Line Canal along the Southerly boundary.

8. A Mortgage to secure an indebtedness in the amount shown below, and any other obligations secured thereby
Amount: **$90,000.00**
Dated: **July 17, 1998**
Mortgagor: **DALE A. NIXON and PAMELA G. NIXON, husband and wife**
Mortgagee: **U.S. BANK NATIONAL ASSOCIATION**
Recorded: **July 31, 1998**
Instrument No.: **275756** of Official Records

END OF SCHEDULE B

Authorized Signatory

SCHEDULE B (STANDARD COVERAGE)
Owner Form.
OWNER.FOL
9/19/96

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 63-31140
Date Received: 3/12/90
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): RUSSELL PHILLIPS
1255 GRANDVIEW RD
PARMA ID USA 83660
Phone: (208)722-6337

DEANN PHILLIPS
1255 GRANDVIEW RD
PARMA ID USA 83660
Phone: (208)722-6337

2. Date of Priority: 03/24/1989

3. Source: GROUND WATER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
06N	05W	21	NW	NE	PAYETTE	

5. Description of diverting works:

1 Well and 1 Pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.1	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
   Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06N	05W	21	NW	NE		DOMESTIC	
			NW	NE		STOCKWATER	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

    Number changed from 65-21491. DB 1/30/2001.

15. Basis of Claim: Beneficial Use

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

Renumbered: A63-31140
Ident. Number: ~~A65-21491~~
Date Received: 3/12/1990
Receipt No: W010856
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL PHILLIPS 208-722-6337
   Address: 1255 GRANDVIEW RD
   PARMA ID 83660
   OR
   Name: DEANN PHILLIPS 208-722-6337
   Address: 1255 GRANDVIEW RD
   PARMA ID 83660

2. Date of Priority: MAR 24, 1989

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	05W	21	NW NE		PAYETTE

5. Description of diverting works:
   1 WELL AND 1 PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.100		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   1 HOUSEHOLD AND STOCK

MICROFILMED
OCT 2 0 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	05W	21	NW NE		DOMEST	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
BLACK CANYON

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 2 0 1995

Form No. 42-1409 (2) b 6/89

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
Identification No. A65-21491
Date Received 3-12-90
Receipt Number CW10856

RECEIVED
MAR 12 1990
Department of Water Resources
Western Regional Office

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.

Filing Fee $25

Please type or print clearly

1. Name of Claimant (s) Russell or Deann Phillips Phone (208) 722-6337
   Mailing Address 1255 Grandview Road Parma Zip 83660
2. Date of Priority (Only one per claim) March 2nd, 1989 Month/Day/Year
3. Source of water supply (Check one) (✓) Groundwater or Other ( ) (a) _____ Name or kind of source
   which is tributary to (b) _____
4. Location of point of diversion is: Township 6N Range 5
   Section 21, _____ 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____, BM.,
   County of Payette
   Additional points of diversion if any: _____
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. 1 well and 1 pump
6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

		Month/Day		Month/Day	(cfs)
For domestic	purposes from	Jan 1	to	Dec 1	amount .04
For stock	purposes from	Jan 1 (Both dates are inclusive)	to	Dec 1	amount .10

7. Total quantity claimed 0.14 (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) 1 household and stock

MICROFILMED

10. Place of use is: Township: 6N Range 5W

Section 24, NW 1/4 of NE 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? Payette

12. Do you own the property listed above as place of use? Yes ✓ 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.
( ) None or Black canyon

14. Remarks: _____

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 ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

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

Signature of Claimant (s) Russell L. Phillips Date 2-16-90

_____ Date _____

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

of _____ (Organization), that I have signed the foregoing document in the space below as _____ (Title) of _____ (Organization) 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 _____)
) ss.
County of Ada)

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 16 day of February 19 90

SEAL

Notary Public _____

Residing at Boise, Idaho

My Commission Expires 4/11/95

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED
OCT 22 1996