

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 67-727
Date Received: 9/5/1989
Receipt No: W005483
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HAVLINA PA PROFIT SHARING PLAN
3417 CRESCENT RIM DR
BOISE ID USA 83706

Phone: (208) 389-1088

2. Date of Priority: 04/01/1886

3. Source: MONROE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	05W	22	SE SW	WASHINGTON	

5. Description of diverting works:

25 HP PUMP, PIPELINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.2	45

7. Total Quantity Appropriated is:
0.2 C.F.S. and/or 45 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
APR 08 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	05W	27	NW	SE	IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP UPDATED 08/30/1990
Ownership changed by DB 9/5/2001

Ownership changed by DH 4/9/2003

15. Basis of Claim: Decreed

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

RECEIVED

APR 02 2003

WATER RESOURCES
WESTERN REGION

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
<u>67-10507</u>					
	<u>67-00706 (SPLIT)</u>				
	<u>67-00727</u>				
	<u>67-14274</u>				
	<u>67-14276</u>				
	<u>67-10505</u>				

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

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

GEORGE R &/or JERI L. JOULIER
1267 LONG RD., WEWER, ID

4. New Owner/Claimant(s)

HAWKINA PA PROFIT SHARING PLAN

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

3417 CRESCENT RIM DRIVE

City, State and ZIP Code

BOISE, ID 83706

New Telephone Number

208) 389-1088

5. Date you acquired the property

1-3-2002

6.

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Soulard

Water Right and/or Adjudication Claim Number 67-706 Renumbered to
67-14410

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.068 CFS</u>	<u>3.4 (NESE)</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Havlina

Water Right and/or Adjudication Claim Number 67-706 Renumbered to
67-14411

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.59 CFS</u>	<u>29.6 (10.6 - NESE 19 - SESE)</u>
Stock		<u>29.6 TOTAL</u>
Domestic		
Other		
Total		

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Havlina PA Profit Sharing Plan
by John M. Havlina President

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

For Office Use Only

Received by [Signature] Date 4-3-03 Fee \$25 - for 67-10507
Received by DA Date 4-9-03 Receipt No. W030315
Processed by _____ AJ Date _____ WR _____ Date _____

WATER RESOURCES
WESTERN REGION

Jack,

389-1209

Clarence found a typo on the EM agreement -
Nettie Long property description should read:

" Beginning at the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section
27' (not SE corner)

Please make that change + initial the change on your

Copy -

Thanks -

Jeri

Legal Description
Warranty Deed
Soulier / Havlina

IN WASHINGTON COUNTY, IDAHO:

In Township 12 North, Range 5 West of the Boise Meridian:

Section 27: $W\frac{1}{2}NE\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$; That portion of the $SW\frac{1}{4}$ lying East of Monroe Creek Road.

ALSO:

Beginning at the southwest corner of the $SE\frac{1}{4}SE\frac{1}{4}$ of Section 27, thence north to Long Road extended (a private road) to the centerline; thence along said road centerline in a northeasterly direction to the intersection with the bank of a certain ditch commonly known as Verbeck-Parks Ditch; thence down and along said Verbeck-Parks Ditch in an easterly and southerly direction to its point of intersection with the south line of the $SE\frac{1}{4}SE\frac{1}{4}$ of Section 27; thence west 950 feet, more or less, to the point of beginning.

IN WASHINGTON COUNTY, IDAHO:

In Township 12 North, Range 5 West of the Boise Meridian:

Section 27: W $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; That portion of the SW $\frac{1}{4}$ lying East of Monroe Creek Road.

ALSO:

Handwritten: SE 1/4 SE 1/4

Beginning at the southwest corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, thence north to Long Road extended (a private road) to the centerline; thence along said road centerline in a northeasterly direction to the intersection with the bank of a certain ditch commonly known as Verbeck-Parks Ditch; thence down and along said Verbeck-Parks Ditch in an easterly and southerly direction to its point of intersection with the south line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27; thence west 950 feet, more or less, to the point of beginning.

12/18/01

Jack Havlena 389-1209 fax.

Here is the cover letter we received when the completed water rights transfer was entered into IDWR computers.

- 67-727 ✓ 10 acres - to upper bench area (east side) (irrig)
- 67-14274 ✓ 30 acres - to west side of creek (irrig)
- 67-14276 ✓ 19 acres - creekside (east side) (irrig)
- * 67-00706 ✓ 33 acres - Ruth Long's property (irrig)
- 67-10507 ✓ groundwater (stockwater)

* Note in letter dated March 3, 1999 that the counts are addressing domestic for stockwater rights, with irrigation rights recommended in a later process.

I just spoke to Denise Buffington at IDWR, & she confirmed that we show as owners of these claims -
Call me if you have questions -

Jen

349-2880 (fax)

2 plus
10505

100-98-6584

WARRANTY DEED

INSTRUMENT NO. 174030
PAGE 1 OF 1

For Value Received

GEORGE R. SOULIER AND JERI LYNN SOULIER, husband and wife

do hereby GRANT, BARGAIN, SELL AND CONVEY unto

ROGER L. WATKINS AND TINA E. WATKINS, husband and wife

whose current address is 1327 LONG ROAD,
WEISER, ID. 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

All that portion of the E1/2SE1/4 of Section 27, Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho, lying Westerly of the Centerline of Long Road Extended (a private road) and South of a line which is 60 feet parallel and southerly from the Northeast Bank of the Verbeck-Parks Ditch. Together with an easement for the construction, operation and maintenance of a septic leach line on, over and across grantor's property to the West.

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 8, 1998

[Signature]
GEORGE R. SOULIER

[Signature]
JERI LYNN SOULIER

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 8th day of September, 1998, before me, a notary public in and for the said State, personally appeared

GEORGE R. SOULIER AND JERI LYNN SOULIER

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature]
CHRISTY L. VICKERS
Notary Public
Residing at WEISER, Idaho
Comm. Expires 11/04/2003



INSTRUMENT NO. 174030
STATE OF IDAHO, COUNTY OF WASHINGTON
Filed for record at the request of
WEISER VALLEY TITLE
On 09 Min. past 12:00 PM
This 10TH day of SEPTEMBER 19 98
Index to: DEEDS
SHARON WICKHAM, Recorder Fee \$3.00
By *[Signature]* Deputy
WEISER VALLEY TITLE

Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee
Comp. Fee

WATKINS

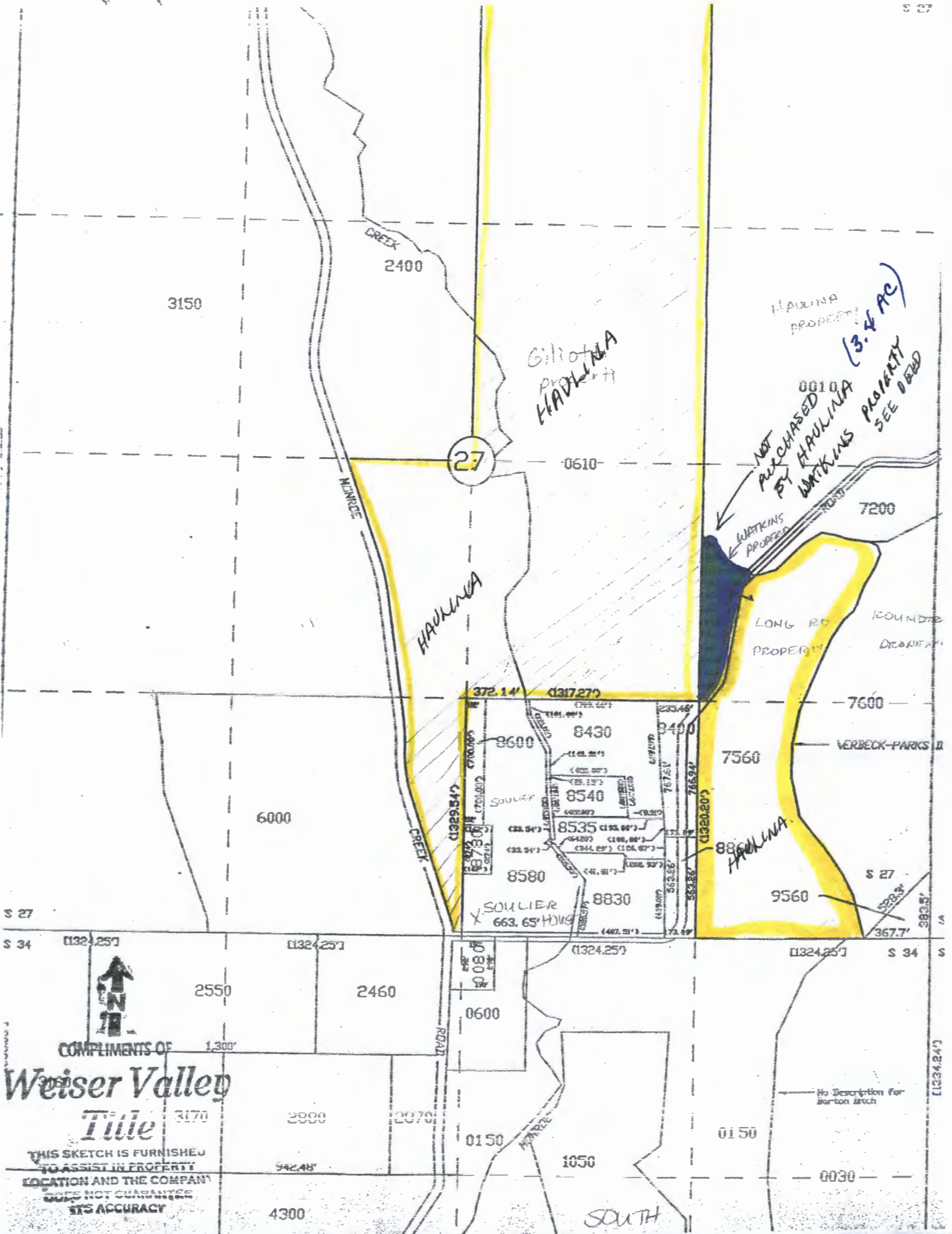
WARRANTY
DEED

SOLD

RPR 1002 X170450A

APPROX.
3.4 ACRES

NOTE: WATKINS DEED FOR BLUE HIGHLIGHTED
PORTION (NOT HAULINA'S) IN THE NE SE.
NEED TO RUN METES + BOUNDS FOR #
OF ACRES TO SPLIT FROM 67-10505.



COMPLIMENTS OF
Weiser Valley
Title
THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY

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 67-727
Date Received: 9/5/1989
Receipt No: W005483
Received By:

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

1. Name of Claimant(s): GEORGE R SOULIER
1267 LONG RD
WEISER ID USA 83672-5521

Phone: (208)549-0009

JERI SOULIER
1267 LONG RD
WEISER ID USA 83672-5521

Phone: (208)549-0009

2. Date of Priority: 04/01/1886

3. Source: MONROE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	05W	22	SE SW	WASHINGTON	

5. Description of diverting works:

25 HP PUMP, PIPELINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.2	45

7. Total Quantity Appropriated is:
0.2 C.F.S. and/or 45 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	05W	27	NW SE		IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP UPDATED 08/30/1990
Ownership changed by DB 9/5/2001

15. Basis of Claim: Decreed

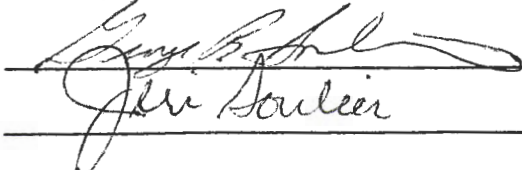
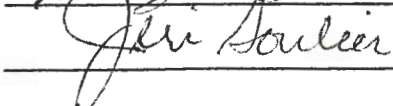
STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

AUG 11 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) _____
Adjudication Claim Number(s) A67-00725 A67-00726 A67-00727
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) NAIDEM GILLOTTI
MONROE CREEK RD. WEISER
4. New Owner/Claimant(s) JERI + GEORGE R. SOULIER
Name connector (Check one): [] AND, [] OR, [X] AND/OR
New Mailing Address 1267 LONG RD
City, State and ZIP Code WEISER, ID
New Telephone Number (208) 549-0009
5. Date you acquired the property 8/4/97
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.
*See attached page
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)  Date 8/4/97
 Date 8/4/97
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.

RECEIVED
AUG 11 1997
WATER RESOURCES
WESTERN REGION

A67-00725
(57 acres total)

of acres irrigated: 27

& type of stock: 25 - Cattle

diversion rate: 1.14 CFS

phones other uses:
hay crop

A67-00726

(20 acres total)

of acres irrigated: 18

& type of stock: 15 - Cattle

diversion rate: .40 CFS

"

"

A67-00727

(10 acres total)

of acres irrigated 10

& type of stock: 10 - Cattle

diversion rate: .20 CFS

"

"

725

SW NE - 2

NE SW - 16

SE SW - 3

NW SE - 9

30

Split?

726

SW NE - 6

NW SE - 13

19

727. all - OK

RECEIVED

AUG 11 1997

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

FOR VALUE RECEIVED, NAYDEAN GILIOTTI, a single person dealing with her sole and separate property, the Grantor, whose address is 1357 Monroe Creek, Weiser, Idaho, does hereby grant, bargain, sell and convey unto GEORGE SOULIER and JERI SOULIER, whose address is 1267 Long Road, Weiser, Idaho 83672, the Grantees, the following described premises located in Washington County, Idaho, to-wit:

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE
MERIDIAN:

Section 27: W $\frac{1}{2}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; That portion of the SW $\frac{1}{4}$ lying
East of Monroe Creek Road;

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, together with all water rights as now existing or decreed.

Along with the right to utilize the existing power poles located on the Grantor's property which service Grantee's irrigation pump.

SUBJECT TO rights of way for existing public roads and exceptions and reservations contained in patents from the United States and reservations, restrictions, easements, and encumbrances of record or apparent

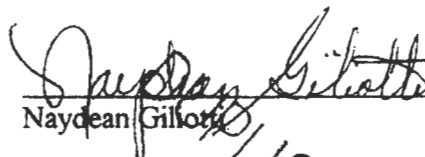
As approved by the Washington County Planning and Zoning Commission in its regular meeting of June 17, 1997, this transfer shall not constitute a split under existing Washington County Zoning Ordinances. It is the intent of the parties that this property shall be reconstituted with the original parcel owned by Grantee, more particularly described as Exhibit A, which is attached hereto and incorporated herein by reference, such that this parcel shall be considered part of the original

parcel of land as defined by existing Washington County Ordinances.

This property does not have a building permit available to it, but as reconstituted with the property of Grantee described on Exhibit A, will be governed by the splits and permits available to the Grantee's existing property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantees, their heirs, successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

DATED This ____ day of _____, 1997.


Naydean Giliotti

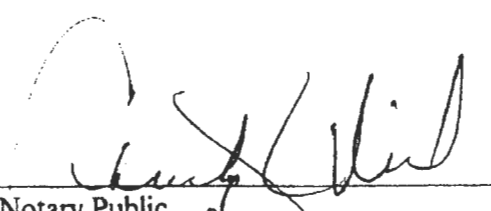
STATE OF IDAHO)

: ss.

COUNTY OF WASHINGTON)

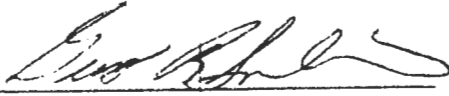
On this 1st day of August, 1997, before me, the undersigned, a Notary Public, personally appeared NAYDEAN GILIOTTI, known to me to be the person executing the within instrument, and acknowledged to me that she executed the same.

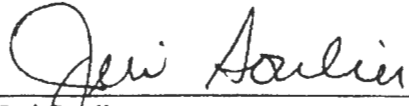
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.


Notary Public
Residing at Idaho
Comm exp: 11/4/97

My Commission expires: 11/4/97

ACCEPTED:


George Soulier
R.


Jeri Soulier

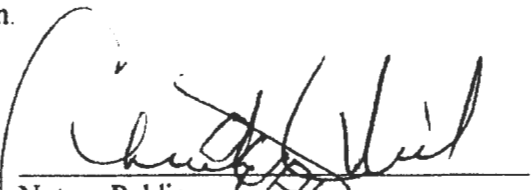
STATE OF IDAHO)

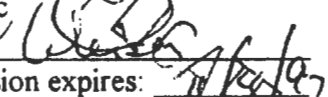
: ss.

COUNTY OF WASHINGTON)

On this 4th day of August, 1997, before me, the undersigned, a Notary Public, personally appeared GEORGE SOULIER and JERI SOULIER, husband and wife, known to me to be the persons executing the within 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 above written.


Notary Public

Residing at 

My Commission expires: 11/4/97

Exhibit "A"

GRANTEE'S EXISTING PROPERTY

In Washington County, Idaho:

A tract of land situated in the SW1/4SE1/4 of Section 27, Township 12 North, Range 5 West of the Boise Meridian, more particularly described as follows:

BEGINNING at the Southwest corner of said SW1/4SE1/4;
Thence N 0° 38' 34" W a distance of 829.54 feet along the center line of said Section 27, to a point 700 feet South of the South 1/16 corner;

Thence N 89° 52' 30" E a distance of 112 feet; thence N 0° 38' 34" W 700 feet to a point on the North line of said SW1/4SE1/4;

Thence N 89° 52' 30" E a distance of 280.14 feet, more or less, along the North side line of said SW1/4SE1/4 to the center line of Monroe Creek; thence following the center line of Monroe Creek:

S 8° 23' 54" E a distance of 101.00 feet;

S 31° 50' 09" E a distance of 221.02 feet;

S 1° 20' 38" E a distance of 180.46 feet;

S 5° 42' 03" E a distance of 335.18 feet;

S 63° 26' 06" W a distance of 33.54 feet;

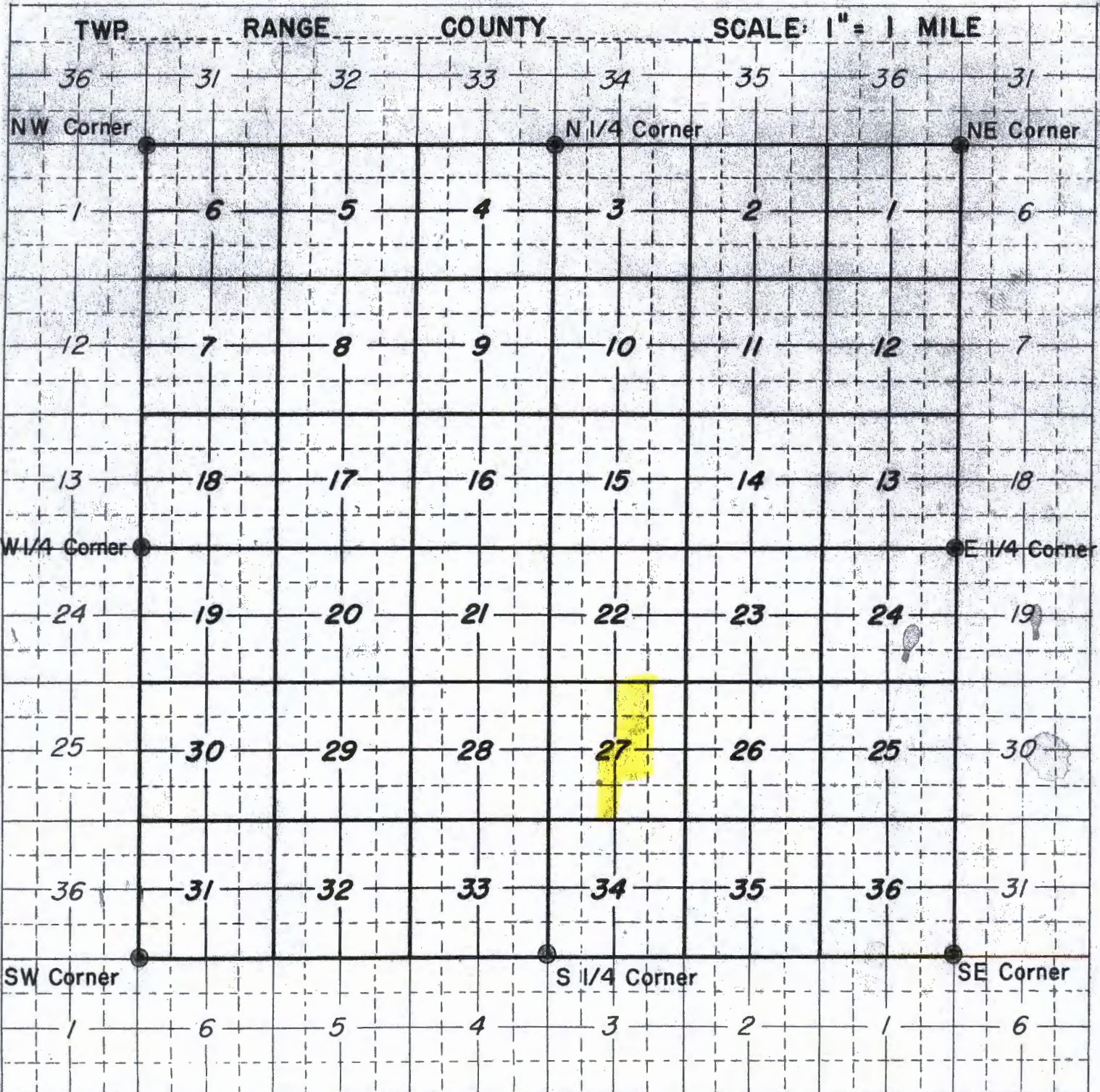
S 63° 26' 06" E a distance of 33.54 feet;

S 42° 09' 08" E a distance of 289.53 feet;

S 7° 40' 57" W a distance of 320.57 feet to the South side line of said SW1/4SE1/4;

Thence S 89° 54' W a distance of 883.65 feet along the South side line of said SW1/4SE1/4 to the POINT OF BEGINNING.

There is a perpetual easement for ingress and egress over the West



This info does
not apply to the
POU's for these
clawis. Therefore,
nothing put into
Eaton's name.



WEISER VALLEY TITLE, INC.

P.O. Box 591

128 East Main

Weiser, Idaho 83672

(208) 549-1792

Fax 208-549-1794

9/4/97

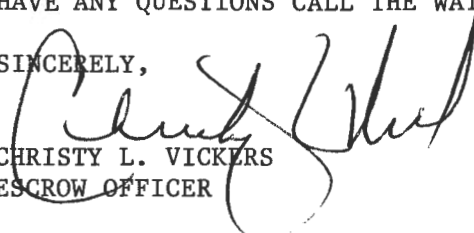
DAN BELFORD & MARTHA EATON
P.O. BOX 3264
RIVERSIDE, CA 92519

RE: WATER RIGHTS TRANSFER

DEAR DAN & MARTHA:

PLEASE FIND ENCLOSED THE ORIGINAL NOTICE OF CHANGE AND A COPY OF THE RECORDED WARRANTY DEED. THE IDAHO DEPT. OF WATER RESOURCES LIKES TO DEAL DIRECTLY WITH THE OWNERS ON THESE CHANGES. HI-LITED ON THE BACK OF THE FORM IS THE ADDRESS AND PHONE NUMBER OF THE NEAREST OFFICE. IF THERE IS A WELL ON THE PROPERTY THE RIGHTS WILL NEED TO BE TRANSFERRED. IF THERE IS ANY MORE WATER RIGHTS THEY MAY REQUIRE A SURVEY. IF YOU HAVE ANY QUESTIONS CALL THE WATER DEPT. DIRECT.

SINCERELY,


CHRISTY L. VICKERS
ESCROW OFFICER

encl.

*Mel - Fax -
1-208-334-2348
Deed - convey
Legal -*

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
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1. Water Right Number(s) _____
 Adjudication Claim Number(s) _____

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

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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) NAYDEAN S. GILIOTTI

1357 MONROE CREEK ROAD, WEISER, ID 83672

4. New Owner/Claimant(s) DAN BELFORD AND MARTHA EATON

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

New Mailing Address P.O. BOX 3264

City, State and ZIP Code RIVERSIDE, CA 92519

New Telephone Number (909) 422 - 1503

5. Date you acquired the property AUGUST 12, 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.

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) Dan Belford Date 8-8-97

Martha Eaton Date 8-8-97

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

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

WARRANTY DEED

FOR VALUE RECEIVED, NAYDEAN GILIOTTI, a single person dealing with her sole and separate property, the Grantor, whose address is 1357 Monroe Creek, Weiser, Idaho, does hereby grant, bargain, sell and convey unto DAN BELFORD and MARTHA EATON, whose address is P.O. Box 3264, Riverside CA 92514, the Grantees, the following described premises located in Washington County, Idaho, to-wit:

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 21: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying northerly and/or easterly of the wagon road as now located through said lands;

Section 22: All of the following lying West of Monroe Creek Road:

W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$; EXCEPTING that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 22 lying northerly and easterly of Chicken Creek Road and westerly of Monroe Creek Road;

Section 27: All of the following lying West of Monroe Creek Road:
W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$;

Section 28: E $\frac{1}{2}$ E $\frac{1}{2}$, and all that part of the W $\frac{1}{2}$ E $\frac{1}{2}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ lying northerly and/or easterly of the wagon road as now located through said lands.

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, together with all

water rights as now existing or decreed.

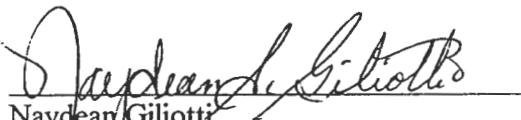
SUBJECT TO rights of way for existing public roads and exceptions and reservations contained in patents from the United States and reservations, restrictions, easements, and encumbrances of record or apparent.

EXCEPTING THEREFROM the following approximately forty (40) acre parcel, located in the W½ of Section 27, Township 12 North Range 5 West of Boise Meridian, described as follows:

Beginning at the point where the west side of Monroe Creek road intersects the south line of Section 27, then following the west boundary of Monroe Creek Road in a northerly direction for approximately 1320 feet, then west approximately 1320 feet, then south approximately 1320 feet to the South line of Section 27, then east to the point of beginning. This shall consist of 40 acres, plus or minus .5 acres, and upon completion of a survey, the actual description shall be substituted for this description.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantees, their heirs, successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

DATED This 4th day of August, 1997.


Naydean Giliotti

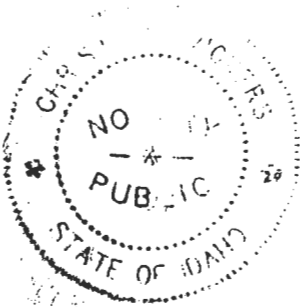
STATE OF IDAHO)

COUNTY OF WASHINGTON)

: ss.

On this 4th day of August, 1997, before me, the undersigned, a Notary Public, personally appeared NAYDEAN GILIOTTI, known to me to be the person executing the within instrument, and acknowledged to me that she 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.



[Signature]
Notary Public
Residing at Weiser, Idaho
My Commission expires: 11/4/97

INSTRUMENT NO. 170242
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WEISER VALLEY TITLE
11 Min. past TEN o'clock A. M.
This 12TH day of AUGUST 19 97
Index to: DEEDS
SHARON WIDNER, Recorder Fee: \$9.00
By [Signature] Deputy

Cmp. Index
Cmp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return
Copy

WEISER VALLEY TITLE

TO: MEL

From: Don Belford

Subject: Water Right Transfer

HERE ARE THOSE PAGES
we discussed.

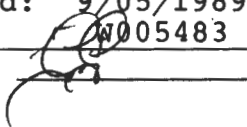
I can be reached
@ 1800 930 5589 —

Thanks
Don Belford

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: A67-00727
Date Received: 9/05/1989
Receipt No: W005483
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NAYDEAN GILIOTTI 208-549-2032
Address: 1357 MONROE CREEK ROAD
WEISER, ID 83672
2. Date of Priority: APR 01, 1886
3. Source: MONROE CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	22	SE	SW			WASHINGTON
5. Description of diverting works:
25 HP PUMP, PIPELINE, SPRINKLERS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		45.00
7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 45.00 A.F.A.
8. Total consumptive use is 35.0 Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	27	NW	SE		IRR	10.0
Section Acres							10.0

A67-00727

Page 1

Date: 08/30/90

MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Total Acres 10.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP UPDATED 08/30/1990

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

MONROE CREEK IRRIGATION DISTRI
Decree Plaintiff

DON DICKERSON, ET AL.
Decree Defendant

vs

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

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

CIVIL CASE NUMBER: 39576

RECEIVED

SEP 05 1989

Ident. Number: A67-00727
Date Received: 9/58/08/1989
Receipt No: _____
Received By: _____

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROSS ROUNDTREE
Address: RT. 2
WEISER, ID

83672

2. Date of Priority: APR 01, 1886

3. Source: MONROE CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	22	SE	SW			WASHINGTON

5. Description of diverting works: 25 Horsepower Pump, Cornwell make, Sprinkler system consisting of 4" pipe, into 6", into 5", then 3". 6 lines, 1350' feet each line.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		45.00

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

45.00 A.F.A.

8. Total consumptive use is 45

Acre Feet Per Annum.

9. Non-irrigation uses: Stockwater

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	27	NW	SE		IRR	10.0

Section Acres 10.0

Total Acres 10.0

A67-00727

Page 1

Date: 08/08/89

MICROFILMED

OCT 01 1992

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

MONROE CREEK IRRIGATION DISTRI
Decree Plaintiff

vs

DON DICKERSON, ET AL.
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: _____

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):

Jayden Liliotto

Date: 9-1-89

Date: _____

State of Idaho)

) SS.

County of Washington)

Subscribed and sworn (or affirmed) before me this 1 day

of September 19 89

Virginia Bond
Notary Public

Seal

Residing at Weiser, Id

My Commission Expires 10-13-92

T12N, R5W, Sec. 22 - 27

* 1 Pump location for 3 water rights

MANN CRE

7.5 MINUTE ST

508

507

55'

200,000 FEET

504

57'30"

503

sheep

MICROFILMED

2018-1992

AUG 16 1990

Department of Water Resources
Western Regional Office

DOLORES L. ROUNDTREE, a widow, ~~XXXXX~~ of Washington County, Idaho, hereinafter called the Grantor, for and in consideration of THREE HUNDRED FIFTY THOUSAND and NO/100, DOLLARS (\$350,000.00), GRANTS, CONVEYS, and WARRANTS to NAYDEAN S. GILIOTTI, a single woman ~~XXXXX~~ of Washington County, Idaho currently residing at Route 2, Weiser, Idaho 83672, hereinafter called the said Grantee, as a community property estate, the following-described premises situated in Washington County, Idaho:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 21: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and all that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying northerly and/or easterly of the wagon road as now located through said lands;
NONE

Section 22: W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$; EXCEPTING that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 22 lying northerly and easterly of Chicken Creek Road and westerly of Monroe Creek Road;
NONE

Section 27: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$; A67-00725
00726
00727

Section 28: E $\frac{1}{2}$ E $\frac{1}{4}$, and all that part of the W $\frac{1}{2}$ E $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ lying northerly and/or easterly of the wagon road as now located through said lands.
NONE

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, together with all water rights as now existing or decreed.
SUBJECT TO rights of way for existing public roads.

SUBJECT TO:

Exceptions and reservations contained in patents from the United States.

(CONTINUED ON ATTACHED PAGE, MARKED EXHIBIT "A").

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee, that the Grantor is lawfully seized in fee simple of said premises; that they are free from all encumbrances, except as above described; and that Grantor will warranty and forever defend the title thereto against all lawful claims and demands whatsoever.

Dated this 29th day of July, 1981.

Dolores L. Roundtree
Dolores L. Roundtree

STATE OF IDAHO
COUNTY OF WASHINGTON } ss:

ACKNOWLEDGMENT

On this 29th day of July, 1981, before me, a Notary Public in and for said State, the undersigned officer, personally appeared DOLORES L. ROUNDTREE, a widow, known to me or satisfactorily proven to be the person(s) whose name(s) subscribed to the within instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

(S.E.A.L.)

My commission expires: May 17, 1982

Harold L. Ryan Notary Public

INSTRUMENT NO. 124115 Residing at Weiser, Idaho
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

Washington Co. Title

23 Min. 12:00 P.M.

This 29th day of July 1981

BK 101 OF 121 PG 209

MARY KAUTZ, Recorder, Fee: \$4.00

By Shirley Jones Deputy

mills:
Naydean Gilotti
Rt 2 Weiser, Id.

Indexed COMPARED

MICROFILMED

OCT 01 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Roundtree, Ross

CLAIM IDENT. NO.

AG7-00727

DATE RECEIVED

9-5-89

CK #

2315

AMOUNT \$

237⁰⁰(E.O.)

Required

- | | YES | NO | Info? |
|--|-------------------------------------|--------------------------|--------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | N/A |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | N/A |
| Is the consumptive use correct? | ☒ | ☐ | N/A |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | N/A |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) | ☒ | ☐ | N/A |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right | ☒ | ☐ | N/A |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | N/A |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | See comments |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? | ☒ | ☐ | Exempt |

35
AF/A

MICROFILMED

OCT 01 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by: LW Date: 8-30-90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: LN Date: 9-5-89

Claim data entered by: _____ Date: _____ Checked by: _____ Date: _____

Sent to claimant by: _____ Date: _____

Comments: Sw change of ownership form attached.

Added stock to item 9- Did not indicate how
many

MICROFILMED

OCT 01 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 10, 2003

HAVLINA PA PROFIT SHARING PLAN
3417 CRESCENT RIM DR
BOISE ID 83706

Re: Notice of Claim to a Water Right No. 67-727, 67-10505, 67-14274 & 67-14276

Dear Claimant(s):

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

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you again for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

SCANNED
APR 08 2004

Gerry Wilson, CPA
Jan Blasick, CPA

BLASICK, WILSON & ASSOCIATES, PA
CERTIFIED PUBLIC ACCOUNTANTS

April 3, 2003

Western Region Water Rights
2735 Airport Way
Boise, ID 83705-5082

Attn: Jan Shurte

Re: Havlina, P.A. Profit Sharing Plan

Dear Ms. Shurte:

At the request of John Havlina, enclosed is a check for \$25.00 for fees on property in Weiser held by the Havlina, P.A. Profit Sharing Plan. Please call me if you need any further information.

Sincerely,

BLASICK, WILSON & ASSOCIATES, P.A.



Gerry L. Wilson
Certified Public Accountant

GLW:bh
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 5, 2001

GEORGE R SOULIER
JERI SOULIER
1267 LONG RD
WEISER ID 83672-5521

Re: Original Notice of Claim to a Water Right No. 67-00726

Renumbered Notice of Claim to a Water Right No. 67-14274

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Also indicated with this ownership change was claim number 67-00726, in which your portion has been renumbered to 67-14276. And, note that claim number 67-00727 has also been changed into your names. Copies are enclosed for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosure

11/14/2006

RECEIVED

NOV 30 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-727

HAVLINA PA PROFIT SHARING PLAN
3417 CRESCENT RIM DR
BOISE ID 83706

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:

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

DATE: 11-29-06

SIGNATURE: John M Havlina Jr

Please print your name: John M Havlina Jr

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

NOV 30 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-727 V1

WATER RIGHT NUMBER: 67-727 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ROSS ROUNDTREE RT 2 WEISER, ID 83672
Original Owner	NAYDEAN S GILIOTTI 1354 MONROE CREEK RD WEISER, ID 83672 (208)549-2032
Original Owner	GEORGE R SOULIER 1840 E FORK RD WEISER, ID 83672-5572 (208)549-0009
Original Owner	JERI L SOULIER 1840 E FORK RD WEISER, ID 83672-5572 (208)549-0009
Current Owner	HAVLINA PA PROFIT SHARING PLAN 3417 CRESCENT RIM DR BOISE, ID 83706

Priority Date: 04/01/1886

Basis: Decreed

Status: Active

Source

MONROE CREEK

Tributary

WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.200 CFS	45.00 AF
	<u>Total Diversion:</u>	0.200 CFS	45.00 AF

Location of Point(s) of Diversion

MONROE CREEK

SE1/4SW1/4

Sec. 22, Twp 12N, Rge 05W, B.M.

WASHINGTON County

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	
12N	05W	27																	10.0
																			10.0

Total Acres: 10

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-727 V1

1. 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. mcase 6/17/2004 POD
Comment: Updated shape
2. mcase 6/17/2004 POU
Comment: Updated Shape
3. mcase 6/17/2004 Period of Use
Comment: Decreed Period of Use is shorter than the current standard Season of Use.

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>
Priority Date	6/17/2004 2:32:17 PM	mcase			Active
POD	6/17/2004 2:45:01 PM	mcase			Active
Source	6/17/2004 2:45:14 PM	mcase			Active
POU	6/17/2004 2:56:15 PM	mcase			Active
Use	6/17/2004 2:56:27 PM	mcase			Active
Season	6/17/2004 2:56:58 PM	mcase			Active
Quantity	6/17/2004 2:57:58 PM	mcase			Active
Priority Date	4/28/2006 1:46:36 PM	dnarsavage			Active
POD	4/28/2006 1:47:24 PM	dnarsavage			Active
Source	4/28/2006 1:51:10 PM	dnarsavage			Active
POU	4/28/2006 1:51:33 PM	dnarsavage			Active

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Use	4/28/2006 1:53:12 PM	dnarsavage	Active
Season	4/28/2006 1:54:12 PM	dnarsavage	Active
Quantity	4/28/2006 1:55:36 PM	dnarsavage	Active
Summary	04/28/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	6/17/2004 2:45:03 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Source	6/17/2004 2:45:16 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/17/2004 2:46:25 PM	mcase	Created polygon from PLS
Use	6/17/2004 2:56:29 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	6/17/2004 2:57:00 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?
Quantity	6/17/2004 2:58:00 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Diversion decreed for 45 AF.

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Priority Date	6/17/2004 2:32:19 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	6/17/2004 2:56:16 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Source	4/28/2006 1:51:10 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	4/28/2006 1:51:33 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	4/28/2006 1:52:09 PM	dnarsavage	Updated shape for Active POU
Season	4/28/2006 1:54:13 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (No) 18. Is a Period of Use remark and/or condition required?

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Quantity	4/28/2006 1:55:36 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Decreed volume is equal to current requirements
General	4/28/2006 1:46:36 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	4/28/2006 1:47:24 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Use	4/28/2006 1:53:13 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Summary	4/28/2006 1:56:17 PM	dnarsavage	(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? (No) 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?



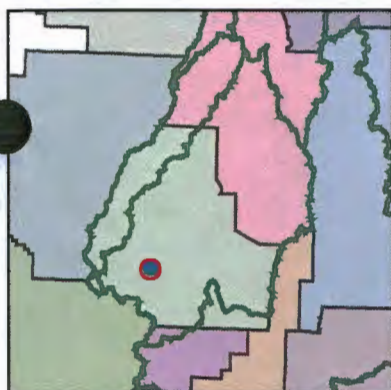
Idaho Department of Water Resources

SRBA Recommendation:

67-727

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles



Prepared by D. Narsavage
On Friday, April 28, 2006
1987/88 Aerial Photography

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