

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 67-4052E
Date Received: 11/9/2000
Receipt No:
Received By:

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

1. Name of Claimant(s)

ETHEL J PEARSON Phone: (208)257-3541

2982 CUTLER RD
CAMBRIDGE ID USA 83610-5166

ROBIN L THORSEN Phone: (208)257-3541

2982 CUTLER RD
CAMBRIDGE ID USA 83610-5166

2. Date of Priority: 06/01/1924

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SE SW	WASHINGTON	

5. Description of diverting works:

Ditch from Rush Creek with gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	3	NE	NE	1	IRRIGATION
						14
						Section Acres
						14
						Total Acres
						14

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

This claim is for a portion of 67-4052.

Ownership changed 3/22/04. LH

15. Basis of Claim: Decreed

16. Signature(s)

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

RECEIVED
AUG 26 2005
Department of Water Resources

August 24, 2005

Monica Van Bussum
Water Resource Agent
Adjudication Bureau
Idaho Department of Water Resources
322 East Front Street/P.O. Box 83720
Boise, Idaho 83720

Dear Monica:

Re: 67-4052E

Our communications must have passed in the mail, so while some of this information is included in my previous letter, it is probably clearer to repeat here that which concerns the noted water right.

I am enclosing a copy of the warranty deed and the legal description. (Two copies of these had already been sent to your office much closer to the date of purchase.) I am also returning the copy of the water right under Nina's name as it clearly gives the point of diversion, etc. in your terminology.

I have indicated the property on the map you sent. However, the official point of diversion from Rush Creek is not included on this map. I indicated the head gate for the Hulet ditch, and also the gates on that ditch through which water can be taken for these 14 acres on another map which I included in my previous correspondence. If you want me to mark it on another map again, please let me know.

I hope this clarifies this portion of the water right and the property to which it is attached. If there is more information needed, please let me know. Good luck in your work – Rush Creek is a mess to sort out!

Sincerely,

Thel Pearson

Thel Pearson

SCANNED
AUG 30 2005

193388

WARRANTY DEED

For Value Received

NINA L. HAWKINS, a single person

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

ETHEL J. PEARSON AND ROBIN THORSEN, both single persons

whose current address is 2982 CUTLER ROAD, CAMBRIDGE, ID 83610

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

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 their heirs 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, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

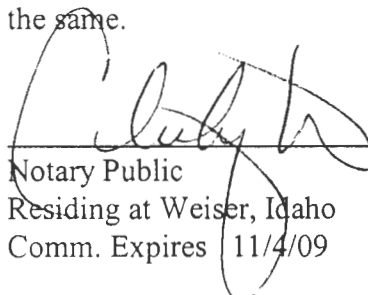
Dated: APRIL 9, 2004



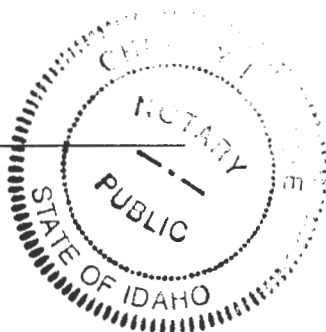
NINA L. HAWKINS

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 9th day of APRIL, 2004, before me, a notary public in and for the said State, Personally appeared NINA L. HAWKINS known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/09



Instrument # 193388

WEISER, WASHINGTON, IDAHO

2004-04-13 10:37:00 No. of Pages: 2

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

SCANNED

AUG 3 0 2005

EXHIBIT "A"

A tract of land situated within Government Lots 1 and 2 of Section 3, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, and more particularly described as follows:

The $W\frac{1}{2}N\frac{1}{2}$ of Lot 1; the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of Lot 1;

AND a portion of land between the above described property and Lots 1 and 5 of Mountain View Estate Subdivision as shown on the official plat on file in the office of the County Recorder of Washington County, Idaho, more particularly described as follows:

Beginning at the NW corner of Government Lot 1 of said Section 3;

thence S $0^{\circ}30'24''$ W, 999.30 feet along the West line of said Government Lot 1 to the SW corner of the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $89^{\circ}27'12''$ E along the South line of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1, 660.84 feet to the SE corner of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $0^{\circ}35'36''$ W parallel to the East line of said Government Lot 1 a distance of 17.32 feet to the North line of said Lot 1 of Mountain View Estate Subdivision;

thence N $89^{\circ}47'00''$ W along the North line of said Lots 1 and 5 of Mountain View Estates Subdivision, a distance of 673.22 feet to a $\frac{5}{8}$ inch rebar, with a PLS 4203 cap;

thence N $0^{\circ}12'18''$ E along the East line of said Lot 5 of Mountain View Estate Subdivision, 1020.62 feet to a point on the north line of said Government Lot 2, which point is the NE corner of said Lot 5 of Mountain View Estates Subdivision;

thence along said North line of said Section 3, S $89^{\circ}07'08''$ E, 17.77 feet to the Point of Beginning.

TOGETHER WITH an ingress-egress easement across the North 60 feet of the East one-half of said Lot 1.

SCANNED

AUG 30 2005



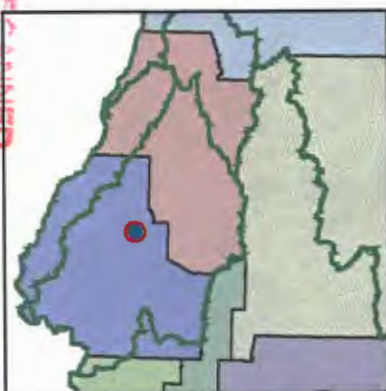
Idaho Department of Water Resources

Adjudication Claim Number: **67-04052 E**

T14N R03W
T15N R03W

Legend

- PLSS Section Lines Gcdb_sections.shp
- Washington taxlots
- GCDB15N03W GCDB
- GCDB14N03W GCDB
- B-67 streams.shp



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Friday, August 19, 2005
1987 Aerial Photography

Scanned
Aug 30 2005

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

RECEIVED
AUG 26 2005
Department of Water Resources

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
	67-04052 E				

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) Nina Hawkins
PO Box 205 Cambridge ID 83610
4. New Owner/Claimant(s) Ethel J Pearson Robin Thorsen
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 2982 Cutler Rd.
- City, State and ZIP Code Cambridge ID 83610
- New Telephone Number 808) 357-3541
5. Date you acquired the property 9 April 2004

SCANNED

AUG 30 2005

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)		
Water Right and/or Adjudication Claim Number _____		
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	_____	_____
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)		
Water Right and/or Adjudication Claim Number _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Attil J. Pearson
(include title if applicable) Robin Thomson

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED

AUG 30 2005

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 67-4052E
Date Received: 11/9/2000
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NINA L HAWKINS Phone: (208)257-3268

PO BOX 205
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1924

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SE SW	WASHINGTON	

5. Description of diverting works:

Ditch from Rush Creek with gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	3	NE NE	1	IRRIGATION	14
Section Acres						14
Total Acres						14

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:

This claim is for a portion of 67-4052.

Ownership changed 3/22/04. LH

15. Basis of Claim: Decreed

16. Signature(s)

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

Number of attachments: _____

For 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
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

September 28, 2005

Craig L. Saxton
Sr. Water Resource Agent
Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098

Re 67-4052D, 67-4273, 67-4276,
67-12338

Dear Craig:

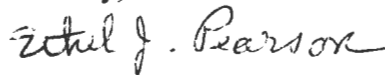
Thank you for the extension regarding the filing of water rights information. I do appreciate it.

I am not knowledgeable in this area, and am not certain of all that is really needed to determine proof. If I have not included all that is necessary, would you please let me know and I shall try to find it.

I have several times filed change of ownership information regarding 67-4052E; if something more is needed for that, would you let me know.

Thank you for all your help in this.

Sincerely,



Ethel J. Pearson
208-257-3541
epearson@ctcweb.net

SCANNED

NOV 14 2005

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-4052E

WATER RIGHT NUMBER: 67-4052E

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARJORIE BEMIS 2995 CEMETERY RD PO BOX 188 CAMBRIDGE, ID 83610 (208)257-3817
Current Owner	NINA L HAWKINS PO BOX 205 CAMBRIDGE, ID 83610 (208)257-3268

—, Ethel J Pearson
Robin L. Thorsen
2982 Cutler Rd.
Cambridge ID 83610
(208) 257-3541

Priority Date: 06/01/1924

Basis: **Decreed**

Status: Active

Source

RUSH CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.280 CFS

Annual VolumeTotal Diversion:

0.280 CFS

Location of Point(s) of Diversion

RUSH CREEK

SE1/4SW1/4

Sec. 34, Twp 15N, Rge 03W, B.M.

WASHINGTON County

Place of UseIRRIGATION Within WASHINGTON County

T14N R03W S03 Lot 1 NENE 14.0

Total Acres: 14

Conditions of Approval:

1. This claim is for a portion of 67-4052.
2. Ownership changed 3/22/04. LH

Remarks:

SCANNED

NOV 14 2005



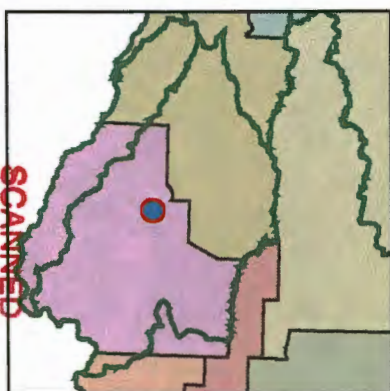
Idaho Department of Water Resources

Adjudication Claim Number: **67-4052E**

T14N R03W

Legend

- PLS Sections
- GCDBQuarter Quarters



Washington County
IDWR Basin 67



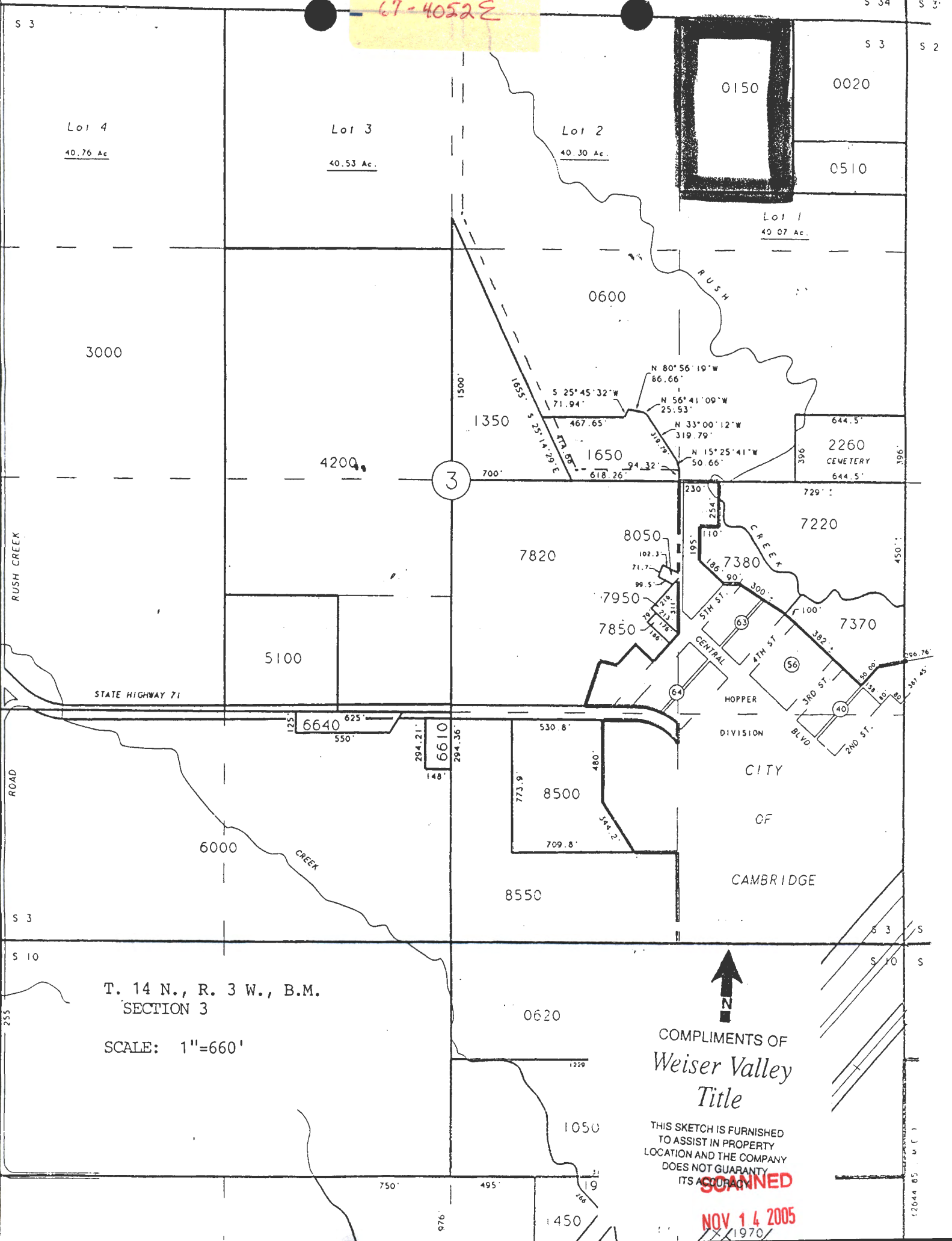
0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Wednesday, August 31, 2005
1987 Aerial Photography

NOV 14 2005

SCANNED

67-4052E



T. 14 N., R. 3 W., B.M.
SECTION 3

SCALE: 1"=660'

COMPLIMENTS OF
Weiser Valley
Title

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY

SCANNED

NOV 14 2005

1970

EXHIBIT "A"

A tract of land situated within Government Lots 1 and 2 of Section 3, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, and more particularly described as follows:

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AND a portion of land between the above described property and Lots 1 and 5 of Mountain View Estate Subdivision as shown on the official plat on file in the office of the County Recorder of Washington County, Idaho, more particularly described as follows:

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thence N $89^{\circ}47'00''$ W along the North line of said Lots 1 and 5 of Mountain View Estates Subdivision, a distance of 673.22 feet to a 5/8 inch rebar, with a PLS 4203 cap;

thence N $0^{\circ}12'18''$ E along the East line of said Lot 5 of Mountain View Estate Subdivision, 1020.62 feet to a point on the north line of said Government Lot 2, which point is the NE corner of said Lot 5 of Mountain View Estates Subdivision;

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TOGETHER WITH an ingress-egress easement across the North 60 feet of the East one-half of said Lot 1.

SCANNED
NOV 14 2005

WARRANTY DEED

67-4052 E

For Value Received

NINA L. HAWKINS, a single person

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

ETHEL J. PEARSON AND ROBIN THORSEN, both single persons

whose current address is 2982 CUTLER ROAD, CAMBRIDGE, ID 83610

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

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 their heirs 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, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL 9, 2004

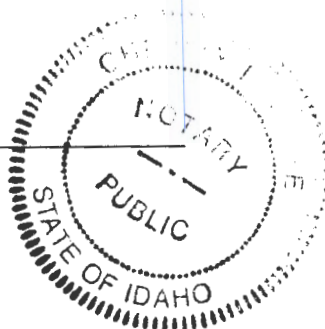
Nina L. Hawkins

NINA L. HAWKINS

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 9th day of APRIL, 2004, before me, a notary public in and for the said State, Personally appeared NINA L. HAWKINS known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

[Signature]
Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/09



Instrument # 193388

WEISER, WASHINGTON, IDAHO

2004-04-13 10:37:00 No. of Pages: 2

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

[Signature] Fee: 6.00

SCANNED

NOV 14 2005

67-4052 E

THIS INDENTURE, Made this 15th day of August in the year of our Lord one thousand nine hundred and twenty-eight between J A Boone, of Cambridge, County of Washington, State of Idaho, the party of the first part, and John B Kellar of Cambridge, County of Washington, State of Idaho, the party of the second part:

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten dollars and other valuable considerations lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in County of Washington, State of Idaho, to-wit:

The north three quarters of lot number one, of section three, in township fourteen north of range three west of Boise Meridian, the same being all of said lot one, except ten acres off of the south side thereof; containing thirty acres more or less, together with all ditches and water rights used, connected with or appurtenant to said premises.

The said first party covenants that said premises is his separate estate and in which his wife Nannie Boone has no interest.

This deed is made subject to a mortgage on said premises due to J P Welker for \$1250.00, and also a second mortgage to Nannie Boone for \$200.00 which the second party assumes and agrees to pay as an additional consideration herein.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered
in the Presence of: —

J A Boone

(Seal)

STATE OF IDAHO }
County of Washington } ss

On this 15th day of August, in the year 1928, before me, R E Wilson, a Notary Public in and for said State, personally appeared J A Boone, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Seal
(R E Wilson, Notary Public)
(State of Idaho)

R E Wilson
Notary Public, Residing at Cambridge,
Idaho.

Filed for record at the request of R E Wilson & Son at 9:00 o'clock A M, August 16, 1928.

Frank E Smith, Recorder

Fee, \$1.20

SCANNED
NOV 14 2005

ASSESSMENT NOTICE

RETURN POSTAGE GUARANTEED
OFFICE PHONE: 208-414-2000

67-4052 E

PARCEL DESCRIPTION:

TN-2 OF LOT 1; TN-3 OF
LOT 1; SBT1493; 14.10 AC
M6009171

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (203) 414-2000

PARCEL ADDRESS:

PEARSON ETHEL J
THURSEN ROBIN
2932 CUTLER RD
CAMBRIDGE ID 83610

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 7-0000

Parcel Number: RP 14N03W030150 A

PROPERTY TAX REDUCTION IS NOT INCLUDED.

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRREGULAR AC	13.100 AC	10,270	11,320
10 RURAL HOMESITE	1.000 AC	9,600	9,600
SUBTOTAL:		19,870	20,920
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		19,870	20,920

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY			208-414-2092	08/22/2005
CAMP SCH 436			208-257-3321	06/20/2005
CAMP SCH BOND			208-257-3318	06/20/2005
ROAD BRIDGE			208-414-2092	08/22/2005
SPEC BRIDGE			208-414-2092	08/22/2005
SALUBRIA CEM			208-257-3224	07/25/2005
CAMP FIRE			208-257-3810	08/09/2005
CAMP LILY			208-257-3434	08/10/2005
FLOOD			208-257-3558	07/25/2005
SUBTOTAL:				
FEES:				
TOTAL PROPERTY TAXES & FEES:				

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

PAGE 1 OF 1

SCANNED

NOV 14 2005

67-4052E

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 67-4052E
Date Received: 11/9/2000
Receipt No: W027141
Received By:

COPY FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NINA L HAWKINS Phone: (208)257-3268
PO BOX 205
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1924

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SE SW	WASHINGTON	

5. Description of diverting works:

Ditch from Rush Creek with gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
14N	03W	3	NE NE 1	IRRIGATION	14
Section Acres					14

67-4052E

Total Acres 14

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:
This claim is for a portion of 67-4052.
Ownership changed 3/22/04. LH
15. Basis of Claim: Decreed

RECEIVED

AUG 18 2005

Department of Water Resources

Nina Hawkins
P.O. Box 205
Cambridge, Idaho 83610
August 15, 2005

Monica P. Van Bussum
State of Idaho,
Department of Water Resources
322 East Front Street

Dear Monica:

This is to notify you that I have sold the property described in Adjudication Claim Number 67-4052E, described as T14N R03W and T15N R03W to Ethel J. Pearson and Robin Thorsen of 2982 Cutler Lane, Cambridge, Idaho 83610.

Yours truly,

A handwritten signature in cursive script that reads "Nina Hawkins". The ink is dark and the signature is fluid.

Nina Hawkins,

SCANNED

AUG 18 2005

67-4052B

RECEIVED

JAN 28 2005

WATER RESOURCES
WESTERN REGION

2982 Cutler Road
Cambridge, Idaho 83610
January 26, 2005

Liberty Gagnon
Adjudication Section
Western Region
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Liberty:

Thank you for your recent letter and request for additional documents.
I am enclosing some; I hope that they will satisfy the requirement for proof of
ownership and allow you to complete the change of water right ownership.

If there is anything more needed, please let me know. I appreciate your attention
to this matter.

Sincerely,

Thel Pearson

Thel Pearson

EXHIBIT "A"

A tract of land situated within Government Lots 1 and 2 of Section 3, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, and more particularly described as follows:

The $W\frac{1}{2}N\frac{1}{2}$ of Lot 1; the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of Lot 1;

AND a portion of land between the above described property and Lots 1 and 5 of Mountain View Estate Subdivision as shown on the official plat on file in the office of the County Recorder of Washington County, Idaho, more particularly described as follows:

Beginning at the NW corner of Government Lot 1 of said Section 3;

thence S $0^{\circ}30'24''$ W, 999.30 feet along the West line of said Government Lot 1 to the SW corner of the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $89^{\circ}27'12''$ E along the South line of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1, 660.84 feet to the SE corner of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $0^{\circ}35'36''$ W parallel to the East line of said Government Lot 1 a distance of 17.32 feet to the North line of said Lot 1 of Mountain View Estate Subdivision;

thence N $89^{\circ}47'00''$ W along the North line of said Lots 1 and 5 of Mountain View Estates Subdivision, a distance of 673.22 feet to a 5/8 inch rebar, with a PLS 4203 cap;

thence N $0^{\circ}12'18''$ E along the East line of said Lot 5 of Mountain View Estate Subdivision, 1020.62 feet to a point on the north line of said Government Lot 2, which point is the NE corner of said Lot 5 of Mountain View Estates Subdivision;

thence along said North line of said Section 3, S $89^{\circ}07'08''$ E, 17.77 feet to the Point of Beginning.

TOGETHER WITH an ingress-egress easement across the North 60 feet of the East one-half of said Lot 1.

ACKNOWLEDGMENT OF RECEIPT OF SETTLEMENT STATEMENT

Borrower: ETHEL J. PEARSON and ROBIN THORSEN
Seller: NINA L. HAWKINS
Settlement Agent: AMERITITLE
(208)414-1792
Place of Settlement: 128 EAST MAIN ST
WEISER, ID 83672
Settlement Date: April 13, 2004
Property Location: BARE LAND S3;T14N;R3W
CAMBRIDGE, ID 83610
WASHINGTON County, Idaho

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Ethel J. Pearson
ETHEL J. PEARSON

Robin Thorsen
ROBIN THORSEN

Nina L. Hawkins
NINA L. HAWKINS

WARNING: It is a crime to knowingly make false statements to the United States on this or any similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

WARRANTY DEED

For Value Received

NINA L. HAWKINS, a single person

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

ETHEL J. PEARSON AND ROBIN THORSEN, both single persons

whose current address is 2982 CUTLER ROAD, CAMBRIDGE, ID 83610

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

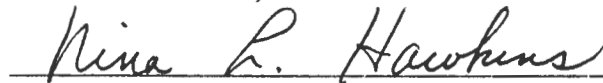
SEE ATTACHED EXHIBIT "A"

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 their heirs 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, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL , 2004



NINA L. HAWKINS

STATE OF IDAHO, COUNTY OF WASHINGTON

On this ____ day of APRIL, 2004, before me, a notary public in and for the said State,
Personally appeared NINA L. HAWKINS known to me to be the person whose
name is subscribed to the within instrument, and acknowledged to me that she executed
the same.

Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/09

**COMMITMENT FOR TITLE INSURANCE
SCHEDULE A**

1. Effective Date: APRIL 5, 2004 AT 7:30 AM

2. Policy or Policies to be issued:

A.	(X) ALTA Owner's Policy, (10-17-92)	Amount	Premium
	(X) Standard Coverage	\$47,000.00	\$413.50
	() Extended Coverage	\$	\$

Proposed Insured: ETHEL J. PEARSON AND ROBIN THORSEN

B.	() ALTA Loan Policy, (10-17-92)	Amount	Premium
	() Standard Coverage	\$	\$
	() Extended Coverage	\$	\$
	() Endorsements 100, 116, 8.1		\$

Proposed Insured:

C.	()	Amount	Premium
	()		

IN THE EVENT THAT SALE OF PROPERTY IS NOT COMPLETED OR LOAN IS NOT MADE, ORDER FOR POLICY MAY BE CANCELLED BY PAYING 50% OF SCHEDULE RATE; MINIMUM \$100 WITH COMPANY'S CONSENT.

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:

FEE SIMPLE

4. Title to the estate and interest in said land is at the effective date hereof vested in:

NINA L. HAWKINS, a single person

5. The land referred to in this Commitment is described as follows:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 21, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Thel Pearson
Robin Thorsen
2982 Cutler Road
Cambridge ID 83610

RE: Notice of Change of Water Right Ownership

Dear Claimants:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof can be a copy of a Warranty Deed(s), Contract of Sale, Title Policy or other legal documentation indicating your ownership of the property.

Please submit a copy of the proof of ownership, and we will be able to complete the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist I
Adjudication Section
Western Region
(208) 334-2190

LG: lg

Enclosures



2982 Cutler Road
Cambridge, Idaho 83610
January 14, 2005

Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Dear Sir/Madam:

We have purchased the fourteen (14) acres described in the attached papers, and request that the water rights involved be transferred into our names. I am enclosing the information that we have. If there is a fee involved, please let us know.

We appreciate your assistance in this matter, and look forward to hearing from you.

Sincerely,

Thel Pearson

Robin Thorsen

Thel Pearson
Robin Thorsen

Lot 4
40.76 Ac.

Lot 3
40.53 Ac.

Lot 2
40.30 Ac.

Lot 1
40.07 Ac.

0150

0020

0510

3000

0600

4200

1350

1650

2260

Cemetery

7220

7820

8050

7330

7950

7850

7370

5100

STATE HIGHWAY 71

6640

6610

530.8

8500

8550

5000

CREEK

CITY

OF

CAMBRIDGE

T. 14 N., R. 3 W., B.M.
SECTION 3

SCALE: 1"=660'



COMPLIMENTS OF
Weiser Valley
Title

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY

1050

1450

1970

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 67-4052E
Date Received: 11/9/2000
Receipt No: W027141
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

NINA L HAWKINS Phone: (208)257-3268
PO BOX 205
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1924

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SE SW	WASHINGTON	

5. Description of diverting works:

Ditch from Rush Creek with gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

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

8. Total consumptive use:

APR 08 2004
SCANNED

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
14N	03W	3	NE NE 1	IRRIGATION	14
Section Acres					14

Total Acres 14

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:

This claim is for a portion of 67-4052.

Ownership changed 3/22/04. LH

15. Basis of Claim: Decreed

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
SEP 03 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, 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>67-289C</u>					
<u>67-4052E</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) are 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)

Marjorie Bemis

4. New Owner/Claimant(s)

Nina L. Hawkins

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

New Mailing Address

P.O. Box 205

City, State and ZIP Code

Cambridge, ID 83610

New Telephone Number

208) 257-3268

5. Date you acquired the property

May 28, 2003

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)

Water Right and/or Adjudication Claim Number _____

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	_____	_____
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)

Water Right and/or Adjudication Claim Number _____

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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Nina P. Hawkins
(include title if applicable) _____

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 <u>JS</u>	Date <u>3-3-03</u>	Fee <u>0</u>
Receipted by _____	Date _____	Receipt No. _____
Processed by <u>JS</u> AJ	Date <u>3-22-04</u>	WR _____ Date _____

For Value Received

MARJORIE BEMIS aka MARJORIE B. PUGH, a single person

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

NINA L. HAWKINS, a single person

whose current address is P.O. BOX 203
CAMBRIDGE, ID 83610

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

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 grantee her heirs and assigns forever. And the said grantor does hereby covenant to and with the said grantee that she is the owner in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY 28, 2003

Marjorie Bemis
MARJORIE BEMIS

Instrument # 189845

WEISER, WASHINGTON, IDAHO

2003-05-28

03:30:00 No. of Pages: 2

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 6.00

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 28th day of MAY, 2003, before me, a notary public in and for the said State, Personally appeared

MARJORIE BEMIS

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

Christy L. Waite
Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/2003

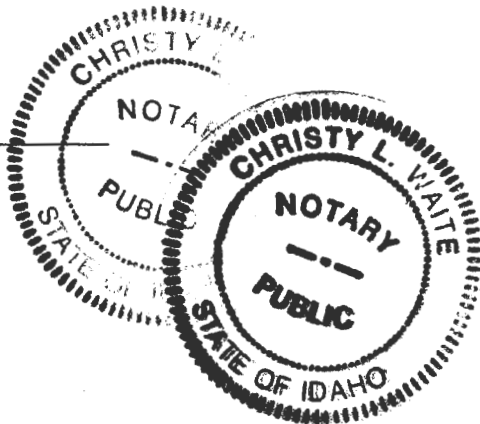


EXHIBIT "A"

A tract of land situated within Government Lots 1 and 2 of Section 3, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, and more particularly described as follows:

The $W\frac{1}{2}N\frac{1}{2}$ of Lot 1; the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of Lot 1;

AND a portion of land between the above described property and Lots 1 and 5 of Mountain View Estate Subdivision as shown on the official plat on file in the office of the County Recorder of Washington County, Idaho, more particularly described as follows:

Beginning at the NW corner of Government Lot 1 of said Section 3;

thence S $0^{\circ}30'24''$ W, 999.30 feet along the West line of said Government Lot 1 to the SW corner of the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $89^{\circ}27'12''$ E along the South line of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1, 660.84 feet to the SE corner of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence S $0^{\circ}35'36''$ W parallel to the East line of said Government Lot 1 a distance of 17.32 feet to the North line of said Lot 1 of Mountain View Estate Subdivision;

thence N $89^{\circ}47'00''$ W along the North line of said Lots 1 and 5 of Mountain View Estates Subdivision, a distance of 673.22 feet to a 5/8 inch rebar, with a PLS 4203 cap;

thence N $0^{\circ}12'18''$ E along the East line of said Lot 5 of Mountain View Estate Subdivision, 1020.62 feet to a point on the north line of said Government Lot 2, which point is the NE corner of said Lot 5 of Mountain View Estates Subdivision;

thence along said North line of said Section 3, S $89^{\circ}07'08''$ E, 17.77 feet to the Point of Beginning.

TOGETHER WITH an ingress-egress easement across the North 60 feet of the East one-half of said Lot 1.



PO BOX 591
128 EAST MAIN ST.
WEISER, ID 83672
PH (208) 414-1792
FX (208) 414-1794

June 19, 2003

NINA L. HAWKINS
P.O. BOX 203
CAMBRIDGE, ID 83610

OUR NO. : 100-03-9114
YOUR NO. :
REGARDING : HAWKINS

WE ENCLOSE HERewith THE FOLLOWING:

- 1) POLICY OF TITLE INSURANCE
- 2) RECORDED DOCUMENT:
 - a) WARRANTY DEED RECORDED MAY 28, 2003 AS INSTRUMENT NO. 189845

THANK YOU FOR DOING BUSINESS WITH US!

SINCERELY,

AMERITITLE

A handwritten signature in cursive script that reads 'Nancy Lazaro'.

NANCY LAZARO
TITLE CLERK

ENC.

ASSIGNMENT AGREEMENT
FOR REPLACEMENT PROPERTY
1031-1608

THIS ASSIGNMENT is made and entered into on August 27, 1997 by and between, ROBIN THORSEN (hereinafter referred to as "Assignor") PIONEER 1031 COMPANY, an Idaho corporation (hereinafter "Assignee") and ELWOOD E. CARLILE AND LOIS I. CARLILE, HUSBAND AND WIFE (hereinafter "Consenting Party").

• RECITALS:

WHEREAS, Assignor and Consenting Party have entered into that certain Escrow-Closing Instructions dated _____ (hereinafter "Escrow-Closing Instructions"), a copy of which is attached as Exhibit "A," wherein Consenting Party agreed to transfer that certain real property described as:

Lots Ten, Eleven, Twelve, and Thirteen of Block 63 of Hopper's Division of the City of Cambridge, Idaho, as shown on the official plat thereof now on file in the office of the County Recorder in Washington County, Idaho

and commonly known as 470 W. Central Blvd., Cambridge, ID (hereinafter "Replacement Property") to Assignor; and

WHEREAS, Assignor desires to effect a tax-deferred exchange in accordance with Section 1031 of the Internal Revenue Code, and the Treasury regulations promulgated thereunder; and



TRANS TYPE	SI IND	INF END		CODE	CODE	CODE	CODE		REISSUE AMOUNT		ST	PROP TYPE

OWNERS

SCHEDULE A

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
100-03-9114	72106-626955	MAY 28, 2003 AT 3:30 PM	\$40,000.00	\$375.00

1. Name of Insured:
NINA L. HAWKINS
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:
NINA L. HAWKINS, a single person
4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:
NONE
and the mortgages or trust deeds, if any, shown in Schedule B hereof.
5. The land referred to in this Policy is described as follows:
WASHINGTON COUNTY, IDAHO:
SEE ATTACHED EXHIBIT "A"

EXHIBIT "A"

A tract of land situated within Government Lots 1 and 2 of Section 3, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho, and more particularly described as follows:

The $W\frac{1}{2}N\frac{1}{2}$ of Lot 1; the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of Lot 1;

AND a portion of land between the above described property and Lots 1 and 5 of Mountain View Estate Subdivision as shown on the official plat on file in the office of the County Recorder of Washington County, Idaho, more particularly described as follows:

Beginning at the NW corner of Government Lot 1 of said Section 3;

thence $S\ 0^{\circ}30'24''\ W$, 999.30 feet along the West line of said Government Lot 1 to the SW corner of the $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence $S\ 89^{\circ}27'12''\ E$ along the South line of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1, 660.84 feet to the SE corner of said $W\frac{1}{2}N\frac{1}{2}S\frac{1}{2}$ of said Government Lot 1;

thence $S\ 0^{\circ}35'36''\ W$ parallel to the East line of said Government Lot 1 a distance of 17.32 feet to the North line of said Lot 1 of Mountain View Estate Subdivision;

thence $N\ 89^{\circ}47'00''\ W$ along the North line of said Lots 1 and 5 of Mountain View Estates Subdivision, a distance of 673.22 feet to a $\frac{5}{8}$ inch rebar, with a PLS 4203 cap;

thence $N\ 0^{\circ}12'18''\ E$ along the East line of said Lot 5 of Mountain View Estate Subdivision, 1020.62 feet to a point on the north line of said Government Lot 2, which point is the NE corner of said Lot 5 of Mountain View Estates Subdivision;

thence along said North line of said Section 3, $S\ 89^{\circ}07'08''\ E$, 17.77 feet to the Point of Beginning.

TOGETHER WITH an ingress-egress easement across the North 60 feet of the East one-half of said Lot 1.

SCHEDULE B**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:

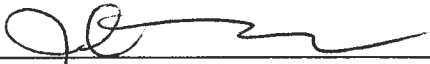
1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims or easements, not shown by the public records.
4. Any lien, or right to a 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 matter 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: The mortgage, if any, referred to in Item 4 of Schedule A.

7. Taxes for 2003 are an accruing lien and not yet due or payable.
8. Liens, levies and assessments of the Rush Creek Irrigation District, Cambridge Irrigation District, Water District No. 67, or any and all irrigation districts or laterals, and the rights, powers and easements of said district as by law provided.
9. This land lies within the boundaries of Flood Control District No. 3 of the State of Idaho, Assessments levied by said District are included on the County Tax Roll.
10. An Easement for power lines and incidental purposes in favor of Idaho Power Company, as set forth in an instrument recorded September 9, 1977, as Instrument No. 111472, Book 98, page 870, records of said County.

CONTINUED

Countersigned

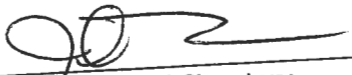

Authorized Signatory

SCHEDULE B CONTINUED

11. An Easement for power lines and incidental purposes in favor of Idaho Power Company, as set forth in an instrument recorded October 27, 1982, as Instrument No. 128493, Book 101, page 798, records of said County.
12. Joint Use and Maintenance Agreement recorded September 21, 1989 as Instrument No. 147932, official records.

End Schedule B

Countersigned



Authorized Signatory

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 67-4052E
Date Received: 11/9/2000
Receipt No: W027141
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARJORIE BEMIS Phone: (208)257-3817
2995 CEMETERY RD
PO BOX 188
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1924

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SE SW	WASHINGTON	

5. Description of diverting works:

Ditch from Rush Creek with gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
14N	03W	3	NE	NE	1	IRRIGATION	14
Section Acres							14
Total Acres							14

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: 67-289

14. Remarks:

This claim is for a portion of 67-4052.

15. Basis of Claim: Decreed

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 AL67-04052 E
Date Received 11-9-00
Receipt Number W027141

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) MARJORIE BEMIS Phone 208 257-3817
Mailing Address PO BOX 188, CAMBRIDGE ID Zip 83610

2. Date of Priority (Only one (1) per claim) 6-1-1924

3. Source of water supply (a) RUSH CREEK
which is tributary to (b) WEISER RIVER

4. a. Location of existing point of diversion is: Township 15N Range 3W Section 34,
— 1/4 of SE 1/4 of SW 1/4, Govt. Lot, — B.M., County of WASHINGTON

Additional points of diversion if any: —

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

Township — Range — Section —, — 1/4 of — 1/4 of — 1/4,

Govt. Lot — B.M., County of —

ending point is: Township — Range — Section —, — 1/4 of — 1/4 of

— 1/4, Govt. Lot — B.M., County of —

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DITCH FROM RUSH CREEK
WITH GRAVITY IRRIGATION.

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3-15 to 11-15 amount .28 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .28 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>NW</u>	<u>36</u>	<u>3</u>	<u>1/4</u>																<u>14</u>

Total number of acres irrigated 14

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

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.
A62-00289 or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

See other ownership info + maps in A62-00289

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 167-04052

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Margorie Benis Date Nov. 9, 2000

Date _____

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

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 9th day of November 19 2000

Notary Public Jan Shurte

Residing at Meridian ID

My Commission Expires 9-14-2004

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

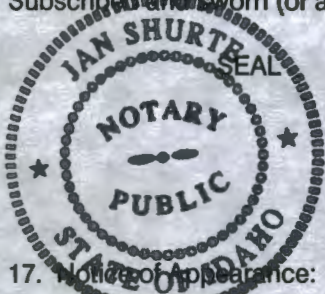
Signature _____

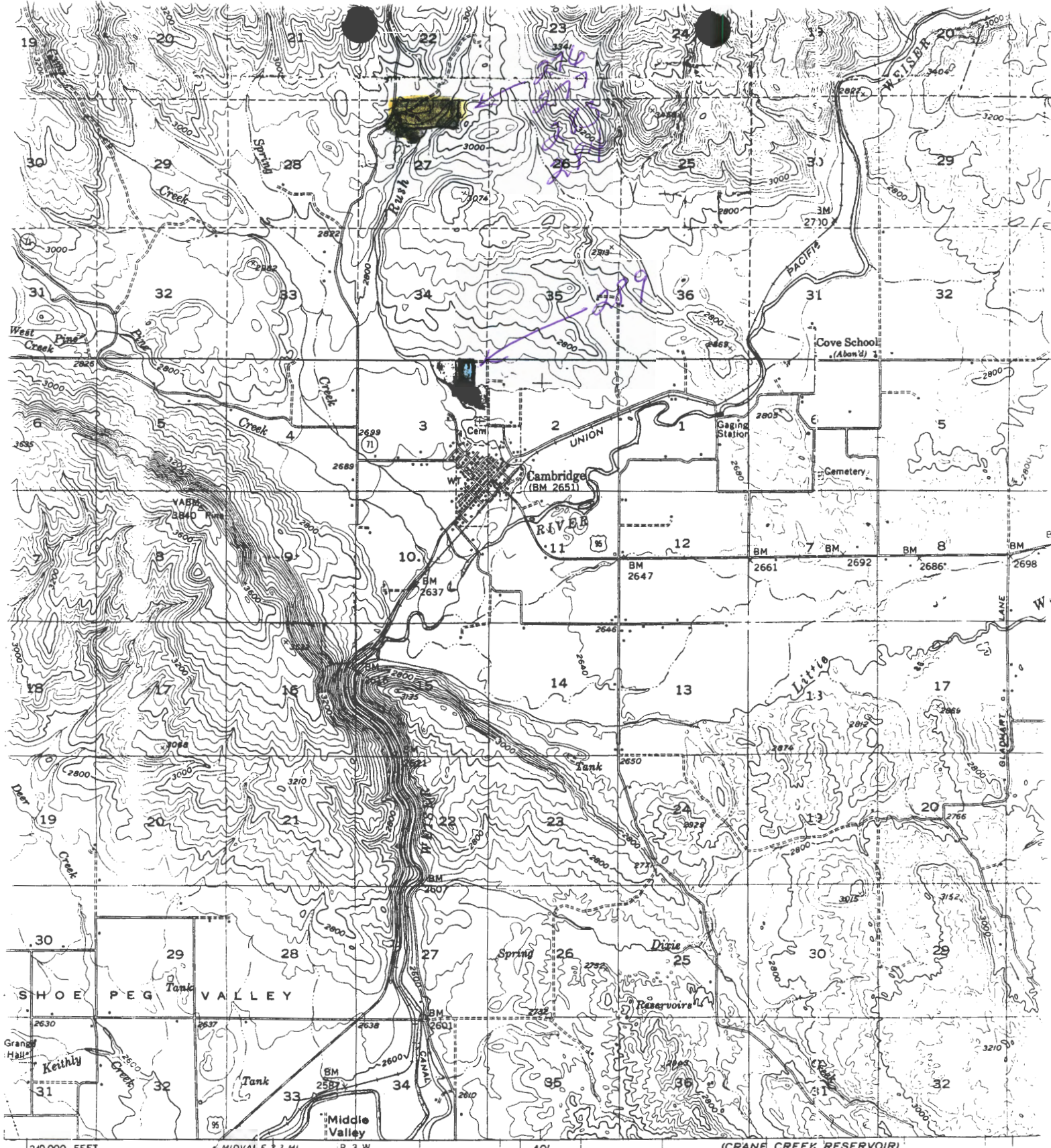
Address _____

Date _____

Last Name _____ Ident. Number _____

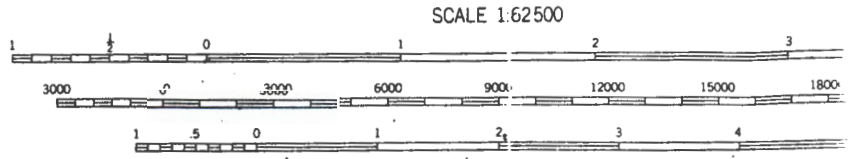
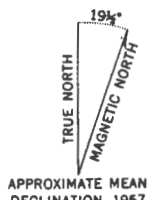
Copies White-State, Yellow-Claimant





45° 24' 00" FEET MIDVALE 3.3 MI. R. 3 W. 40' (CRANE CREEK RESERVOIR)

Mapped, edited, and published by the Geological Survey
 Control by USGS and USC&GS
 Topography from aerial photographs by multiplex methods
 Aerial photographs taken 1951. Field check 1957
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 west zone
 1000-meter Universal Transverse Mercator grid ticks,
 zone 11, shown in blue
 Dashed land lines indicate approximate locations
 Unchecked elevations are shown in brown



CONTOUR INTERVAL 40 FEET
 DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 2, COLORADO OR WASHINGTON 25
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

MARJORIE

STREAM OR DITCH
DIST.67

RUSH
CREEK

COUNTY-
WASHINGTON

PAGE 28

FILE NO. & ORIG. OWNER	FILE DATE	PRESENT OWNER	LAND DESCRIPTION	AMT.OF WATER	ACTUAL CHRG.1999	PROPOSED CHRG.2000	NOTES
NO.241 CHRIST- IAN LARSON EST.	MY-1-78	JIM BUMGARNER	NO.14N03W040000	INCHES 22.00	12.10	12.10	
NO.242 JAMES L. & KARL LEWIS	MY-1-78	JIM BUMGARNER	NO.14N03W041800	25.00	13.74	13.74	
NO. 243 JAMES L. LEWIS	MY-1-78	JIM BUMGARNER	NO.14N03W033000	9.00	4.40	4.40	
NO. 246 R.E.WILSON	MY-1-78	MORRIS MCCOY	NO.14N03W034200	8.00	4.40	4.40	
NO. 251 ETTA WILSON	MY-1-83	KERMIT WIGGINS	NO.14N03W038550	22.00	12.10	12.10	
NO. 259 MOSES HOPPER	MY-1-83	CITY OF CAMBRIDGE	NO.C76000037450	8.00	4.40	4.40	
NO.257 MAR- GARET HALLER	MY-1-83	KERMIT WIGGINS	NO.14N03W038550	39.00	21.46	21.46	
NO. 261 GEORGE W.HALL	MY-1-83	JIM BUMGARNER	NO.14N03W033000	7.50	4.12	4.12	
NO. 247 R.E.WILSON	AG-23-83	ETHEL PEARSON	NO.14N03W023620	4.00	2.20	2.20	
NO. 270 LOUIS ROBSON	AG-23-83	ETHEL PEARSON	NO.14N03W023620	2.50	1.36	1.36	
NO. 253 JAMES PARK	AG-23-83	ETHEL PEARSON	NO.14N03W023620	4.00	2.20	2.20	
NO. 254 VILLAGE OF CAMBRIDGE	AG-23-83	CITY OF CAMBRIDGE	NO.C76000037450	3.00	1.66	1.66	
NO. 258 LEROY T. BRADEN	AG-23-83	ROBERT PETERSON	NO.14N03W023780	2.50	7.50	7.50	
NO.265 FRED & GRACE SUITER	AG-23-83	CUTLER FAMILY TRUST	NO.14N03W023030	12.50	7.50	7.50	
TOTAL				168.00	99.14	99.14	

STREAM OR DITCH
DIST.67

RUSH CREEK

COUNTY-
WASHINGTON

PAGE 29

FILE NO. & ORIG. OWNER	FILE DATE	PRESENT OWNER	LAND DESCRIPTION	AMT.OF WATER	ACTUAL CHRG.1999	PROPOSED CHRG.2000	NOTES
NO. 266 C.E. SCHMITZ	AG-23-83	LAMAR HILL	NO.14N03W027220	INCHES 4.50	2.48	2.48	
NO.267 JOHN TINSLEY	AG-23-83	JAMES SHAW	NO.14N03W023620	13.50	7.42	7.42	
NO. 268 ELIZA- BETH NORTON	AG-23-83	JAMES SHAW	NO.14N03W023260	2.00	1.10	1.10	
NO. 269 JOHN NORTON	AG-23-83	JAMES SHAW	NO.14N03W023260	5.00	2.76	2.76	
NO. 270-271 C.W.TUTTLE	AG-23-83	JAMES SHAW	NO.14N03W023260	5.00	2.76	2.76	
NO. 272 GEORGE JEFFERSON	MY-1-84	JIM BUMGARNER	NO.14N03W033000	3.00	1.64	1.64	
NO. 274 HATTIE MACEY	MY-1-87	ROBERT BUMGARNER	NO.14N03W030600	19.00	10.44	10.44	
NO. 275 J.M.ATWELL	MY-1-88	REX JONES	NO.15N03W340600	9.50	7.50	7.50	
NO. 276 EDWARD BYERS	MY-1-89	MARJORIE BEMIS	NO.15N03W270610	12.50	7.50	7.50	
NO.255 VILLAGE OF CAMBRIDGE	A-30-90	CITY OF CAMBRIDGE	NO.C76000037450	20.00	11.00	11.00	
NO. 260 MOSES HOPPER	A-30-90	JAMES SHAW	NO.14N03W023260	1.00	0.55	0.55	
NO. 280 NELS. C.NELSON	A-30-90	DON SCHULTZ	NO.14N03W037370	2.50	7.50	7.50	
NO. 262 GEORGE W. HALL	MY-1-90	JIM BUMGARNER	NO.14N03W033000	12.50	7.50	7.50	
NO. 273 GEORGE JEFFERSON	MY-1-90	JIM BUMGARNER	NO.14N03W033000	12.50	7.50	7.50	
TOTAL				122.50	77.65	77.65	

STREAM OR DITCH
DIST.67

RUSH CREEK

COUNTY-
WASHINGTON

PAGE 30

FILE NO. & ORIG. OWNER	FILE DATE	PRESENT OWNER	LAND DESCRIPTION	AMT.OF WATER	ACTUAL CHRG.1999	PROPOSED CHRG.2000	NOTES
NO. 278 EVA BARBER	MY-1-90	JAMES SHAW	NO.14N03W023260	INCHES 16.00	8.80	8.80	
NO. 279 JEROME COX	MY-1-90	CARROLL KEMP	NO.15N03W221800	19.00	10.46	10.46	
NO. 281 WILSON & HILL	MY-1-91	TOM HUBBARD	NO.15N03W360000	16.00	8.80	8.80	
NO. 277 EDWARD BYERS	MY-1-92	W. ATTEBERRY	NO.15N03W274200	7.50	4.12	4.12	
NO. 283 H.B.POYNER	MY-1-92	W. ATTEBERRY	NO.15N03W274200	16.00	8.80	8.80	
NO. 284 H.B.POYNER	MY-1-94	W. ATTEBERRY	NO.15N03W274200	6.00	3.30	3.30	
NO. 285 W.H.GIBSON	MY-1-94	MELVIN NEWBOLD	NO.15N03W101200	2.50	7.50	7.50	
NO. 286 MINTA DUGGER	MY-1-94	MELVIN NEWBOLD	NO.15N03W101200	1.50	0.82	0.82	
NO.256 VILLAGE OF CAMBRIDGE	MY-1-95	CITY OF CAMBRIDGE	NO.C67000037450	2.00	1.10	1.10	
NO. 287 EDWARD BYERS	MY-1-95	KERMIT WIGGINS	NO.15N03W150200	19.00	10.46	10.46	
NO. 289 A.H. NUNNALEE	MY-1-95	ROBERT PETERSON	NO.14N03W030020	9.69	7.50	7.50	
NO. 289 A.H. NUNNALEE	MY-1-95	MARJORIE BEMIS	NO.14N03W030150	4.31	2.38	2.38	
NO. 290 A.L. KINSBURY	MY-1-95	ROBERT BUMGARNER	NO.14N03W030600	7.50	4.12	4.12	
NO. 288 CHAS.F.HULET	MY-1-95	ROBERT BUMGARNER	NO.14N03W030600	31.50	17.32	17.32	
TOTAL				158.50	95.48	95.48	

STREAM OR DITCH
DIST.67

RUSH CREEK

COUNTY-
WASHINGTON

PAGE 31

FILE NO. & ORIG. OWNER	FILE DATE	PRESENT OWNER	LAND DESCRIPTION	AMT.OF WATER INCHES	ACTUAL CHRG.1999	PROPOSED CHRG.2000	NOTES
NO. 263 GEORGE HALL	MY-1-96	JIM BUMGARNER	NO.14N03W033000	11.50	6.32	6.32	
NO. 291 A.M.HINSHAW	MY-1-96	HUBERT WARD	NO.16N03W343000	19.00	10.46	10.46	
NO. 292 JAMES L. WARREN	MY-1-97	FORD RANCH INC.	NO.15N03W090000	75.00	41.24	41.24	
NO. 293 JOHN CARRICK	MY-1-99	GARY FARRENS	NO.15N03W150200	32.00	17.60	17.60	
NO. 294 E.W.HINSHAW	MY-1-99	HUBERT WARD	NO.16N03W343000	18.50	10.18	10.18	
NO. 248 R.E.WILSON	JN-1-99	MORRIS MCCOY	NO.14N03W034200	22.00	12.10	12.10	
NO. 244 JAMES L.LEWIS	JN-1-99	JIM BUMGARNER	NO.14N03W033000	23.50	12.92	12.92	
NO. 249 R.E.WILSON	JN-1-00	CAMBRIDGE TELEPHONE CO.	NO.14N03W038550	19.00	10.46	10.46	
NO. 245 JAMES L. LEWIS	JN-1-00	JIM BUMGARNER	NO.14N03W033000	19.00	10.46	10.46	
NO.295PHILBRICK & GREENWOOD	JN-1-00	HUBERT WARD	NO.16N03W343000	3.00	1.66	1.66	
NO.264 GEORGE W. HALL	MY-1-01	JIM BUMGARNER	NO.14N03W033000	6.50	3.58	3.58	
NO.264 WALTER E. FORD	MY-1-02	HUBERT WARD	NO.16N03W343000	4.00	2.20	2.20	
NO. 297 WM.THELAN	MY-23-03	BERT PATEE	NO.14N03W023040	4.00	7.50	7.50	
NO. 297 WM. THELAN	MY-23-03	JAMES R. WARREN	NO.14N03W023220	4.25	7.50	7.50	
TOTAL				261.25	154.18	154.18	

STREAM OR DITCH
DIST.67

RUSH CREEK

COUNTY-
WASHINGTON

PAGE 32

FILE NO. & ORIG. OWNER	FILE DATE	PRESENT OWNER	LAND DESCRIPTION	AMT.OF WATER	ACTUAL CHRG.1999	PROPOSED CHRG.2000	NOTES
NO. 297 NM. THELAN	MY-3-03	CUTLER FAMILY TRUST	NO.14N03W023030	INCHES 4.25	5.34	5.34	
NO. 298 E.E. LORTON	MY-1-04	TOM HUBBARD	NO.15N03W360000	25.00	13.74	13.74	
NO. 299 M.C. POTTER	MY-1-04	CARROLL KEMP	NO.15N03W158400	9.50	5.22	5.22	
NO. 252 L. ETTA WILSON	MY-1-07	CAMBRIDGE TELEPHONE CO.	NO.14N03W038550	8.00	4.40	4.40	
NO. 250 R.E. WILSON	O-29-08	ROBERT BUMGARNER	NO.14N03W030600	20.00	11.00	11.00	
NO. 282 WILSON & HILL	O-29-08	TOM HUBBARD	NO.15N03W360000	136.00	74.80	74.80	
NO.300 DANIEL W.BRADSHAW	O-29-08	TOM HUBBARD	NO.15N03W360000	19.00	10.46	10.46	
NO. 301 L. CRADDOCK	O-29-08	HENRY DIBBLE	NO.15N03E366600	23.00	12.64	12.64	
NO. 302 E.E. LORTON	O-29-08	TOM HUBBARD	NO.15N03W360000	63.00	34.66	34.66	
NO. 303 CHAS.EDWARDS	M-20-11	MELVIN DOTSON	NO.15N03W280000	27.00	14.84	14.84	
NO.304 E.E. EDWARDS EST.	M-20-11	MELVIN DOTSON	NO.15N03W280000	20.00	11.00	11.00	
NO.305JOE HUTCH INS BEAVER CRK	JN-1-83	FORD RANCH INC	NO.15N03W090000	45.00	24.76	24.76	
NO. 7390	MY-10-1978	S. BERARDINELLI	NO.14N03W112770	3.00	7.50	7.50	
TOTAL				402.75	227.36	227.36	

Idaho Department of Water Resources Receipt

Receipt ID W027141

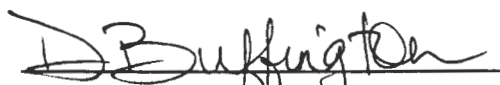
Payment Amount	\$114.00	Date Received	11/9/00 12:54:45 PM	Region	Western	Status
Payment Type	Check	Check Number	2139			

Payer BEMIS, MARJORIE (JERI)

Comment	NOTICE OF CLAIM TO A WATER RIGHT: A67-00289 (\$50)
	NOTICE OF CLAIM TO A WATER RIGHT: A67-04052 (\$64)

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$114.00	ADJUDICATION FILING FEE	0337			1155



Signature Line (Dept. Representative)

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 14 2006

DEPARTMENT OF
WATER RESOURCES

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: 67-4052E

ETHEL J PEARSON
2982 CUTLER RD
CAMBRIDGE ID 83610-5166
Telephone Number: (208)257-3541

ROBIN L THORSEN
2982 CUTLER RD
CAMBRIDGE ID 83610-5166
Telephone Number: (208)257-3541

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: 12-6-06 SIGNATURE: Ethel J. Pearson

Please print your name: Ethel J. Pearson

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

SCANNED

DEC 11 2006

06/13/2006

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

RIGHT NUMBER: 67-4052E

NAME AND ADDRESS: ETHEL J PEARSON
2982 CUTLER RD
CAMBRIDGE ID 83610-5166

ROBIN L THORSEN
2982 CUTLER RD
CAMBRIDGE ID 83610-5166

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.150 CFS

This right when combined with other rights from the same point(s) of diversion is limited to a total combined diversion rate of 2.38 cfs.

PRIORITY DATE: 06/01/1924

POINT OF DIVERSION:

T15N R03W S34 SWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.150 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S03 Lot 1 NENE 12.00

12 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 12.0 acres in a single irrigation season. Combined Right Nos.: 67-289C & 67-4052E

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



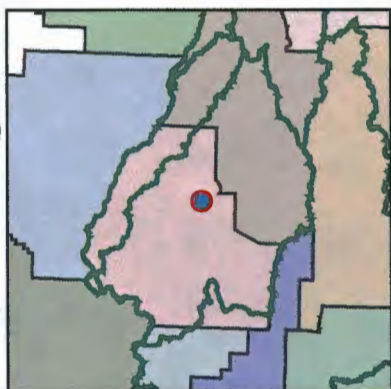
Idaho Department of Water Resources

SRBA Recommendation:

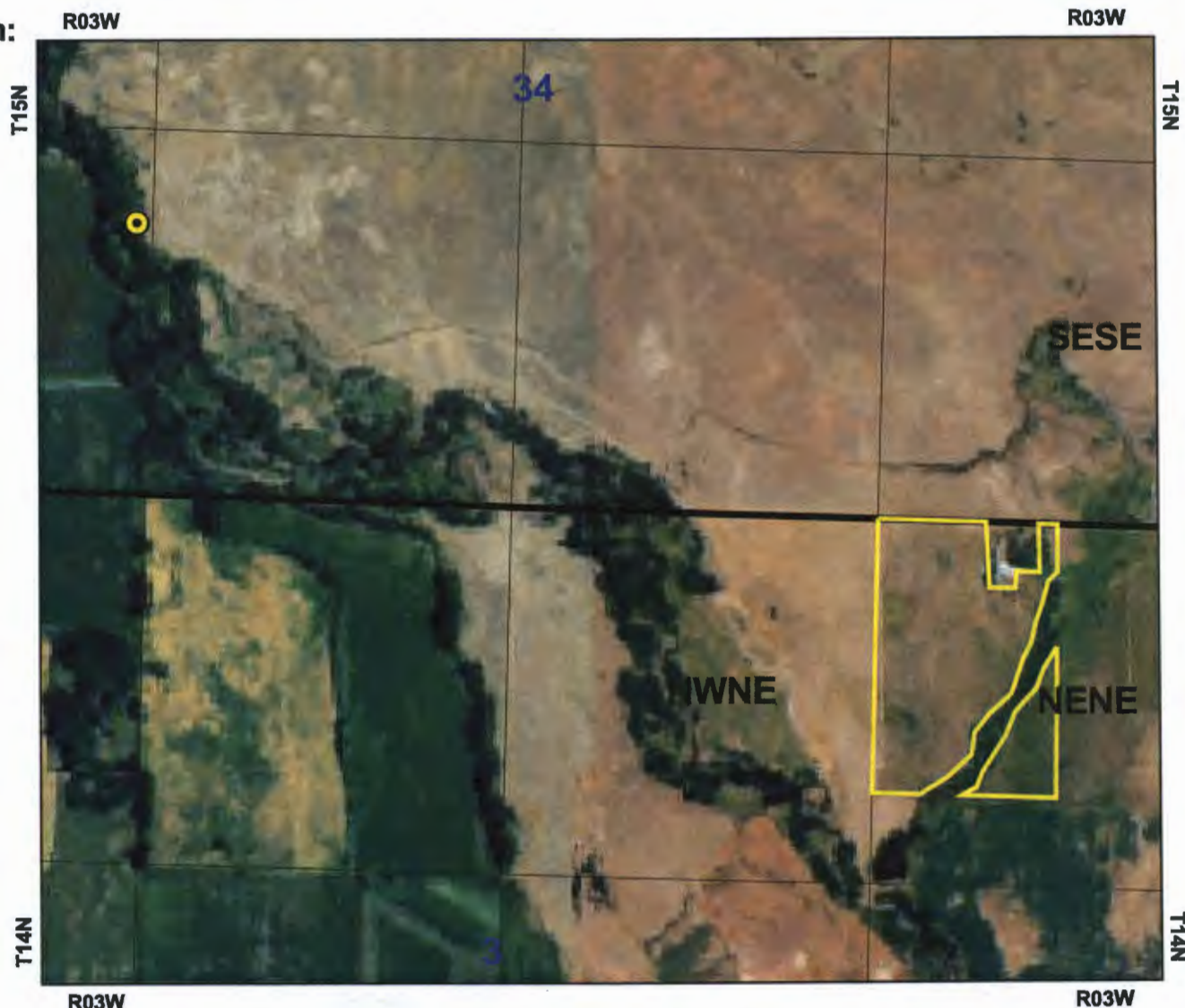
67-4052E

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 C. Saxton
On Tuesday, June 13, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4052E V1

WATER RIGHT NUMBER: 67-4052E V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARJORIE BEMIS 2995 CEMETERY RD PO BOX 188 CAMBRIDGE, ID 83610 (208)257-3817
Original Owner	NINA L HAWKINS PO BOX 205 CAMBRIDGE, ID 83610 (208)257-3268
Current Owner	ETHEL J PEARSON 2982 CUTLER RD CAMBRIDGE, ID 83610-5166 (208)257-3541
Current Owner	ROBIN L THORSEN 2982 CUTLER RD CAMBRIDGE, ID 83610-5166 (208)257-3541

Priority Date: 06/01/1924

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
RUSH CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.150 CFS	
<u>Total Diversion:</u>		0.150 CFS	

Location of Point(s) of Diversion

RUSH CREEK	SW1/4SW1/4	Sec. 34, Twp 15N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
14N	03W	3	12.0				12.0
			L 1				

Total Acres: 12

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4052E 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.
2. 178 This right when combined with other rights from the same point(s) of diversion is limited to a total combined diversion rate of 2.38 cfs.
3. E56 The rights listed below are limited to the irrigation of a combined total of 12.0 acres in a single irrigation season. Combined Right Nos.: 67-289C & 67-4052E

Remarks:Comments:

1. csaxton 6/13/2006 Diversion Rate
Comment: Diversion Rate recommended to bring use of this right with 67-289C up to one inch per acre.
2. csaxton 6/13/2006 Copied From Claim (1)
Comment: Ownership changed 3/22/04. LH
3. csaxton 6/13/2006 Copied From Claim (2)
Comment: This claim is for a portion of 67-4052.

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:
 Owner Name Connector: AND/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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		12
Combined Water Rights: 67-289C , 67-4052E		

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>
Contacts	6/13/2006 9:34:01 AM	csaxton			Active
Contacts	6/13/2006 9:39:38 AM	csaxton			Active
Priority Date	6/13/2006 9:40:25 AM	csaxton			Active
POD	6/13/2006 9:40:50 AM	csaxton			Active
Source	6/13/2006 9:42:03 AM	csaxton			Active
POU	6/13/2006 9:42:30 AM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4052E V1

Use	6/13/2006 9:43:46 AM	csaxton	Active
Season	6/13/2006 9:44:00 AM	csaxton	Active
Quantity	6/13/2006 9:45:31 AM	csaxton	Active
Summary	06/13/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	6/13/2006 9:42:52 AM	csaxton	Updated shape for Active POU
Summary	6/13/2006 9:48:01 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 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?
Contacts	6/13/2006 9:39:39 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	6/13/2006 9:40:50 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required?
POD	6/13/2006 9:41:08 AM	csaxton	Updated shape
Contacts	6/13/2006 9:34:02 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4052E V1

General	6/13/2006 9:40:25 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit in original statutory claim file.
POD	6/13/2006 9:41:21 AM	csaxton	Updated PLS
Source	6/13/2006 9:42:03 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - This is flood water on top of a decreed right where source has been previously determined.
POU	6/13/2006 9:42:30 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Aerial Photography
POU	6/13/2006 9:42:59 AM	csaxton	Updated PLS for Active POU
Use	6/13/2006 9:43:46 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - This is flood water that overlaps for the most part, decreed water in which the purpose of use has been previously determined.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4052E V1

Season	6/13/2006 9:44:00 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	6/13/2006 9:45:31 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Guidance is claims for 0.20 cfs or less do not require measurement.

Water Supply Bank:

Point of Diversion and Source Data Entry Form

Claim Number 67-4052E

Claimed Point of Diversion and Source

T15N R03W S34 SESW Within WASHINGTON County Source: RUSH CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? _____

Document how the POD and Source were verified:

A0014016 - FE conducted by Roger Meyer 11-11-05
Ridenour Ditch off of Rush Creek

Reviewer: MVBDate: 5-24-06

Period of Use and Quantity Data Entry Form

Claim Number 67-4052E

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.28	

Overall Diversion Rate 0.28 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
-----------	-------	-----	------	--------

Overall Diversion Rate Overall Diversion Volume

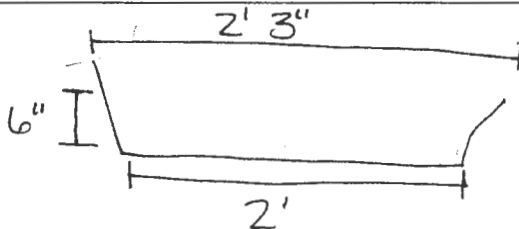
Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Recommend IDWR standard season of use

Ridenours
Weir

6" to high water mark

Reviewer: MVBDate: 5-24-06

Table 10.—Discharge of standard Cipolletti weirs in second-feet. Values below and to the left of heavy lines determined experimentally; others computed from the formula $Q=3.367LH^{3/2}$. (See sec. 19.)—Continued

Head H , feet	Length of weir, L , feet					
	1.0	1.5	2.0	3.0	4.0	5.0
0.36	0.727	1.09	1.45	2.18	2.91	3.64
.37	.758	1.14	1.52	2.27	3.03	3.79
.38	.789	1.18	1.58	2.37	3.16	3.94
.39	.820	1.23	1.64	2.46	3.28	4.10
.40	.852	1.28	1.70	2.56	3.41	4.26
.41	.884	1.33	1.77	2.65	3.54	4.42
.42	.916	1.38	1.83	2.75	3.66	4.58
.43	.949	1.42	1.90	2.85	3.80	4.75
.44	.983	1.47	1.96	2.95	3.93	4.91
.45	1.02	1.52	2.03	3.05	4.06	5.08
.46	1.05	1.58	2.10	3.15	4.20	5.25
.47	1.08	1.63	2.17	3.25	4.34	5.42
.48	1.12	1.68	2.24	3.36	4.48	5.60
.49	1.16	1.73	2.31	3.46	4.62	5.77
.50	1.20	1.78	2.38	3.57	4.76	5.95
.51	-----	1.84	2.45	-----	-----	-----
.52	-----	1.89	2.52	-----	-----	-----
.53	-----	1.95	2.60	-----	-----	-----
.54	-----	2.00	2.67	-----	-----	-----
.55	-----	2.06	2.75	-----	-----	-----
.56	-----	2.12	2.82	-----	-----	-----
.57	-----	2.17	2.90	-----	-----	-----
.58	-----	2.23	2.97	-----	-----	-----
.59	-----	2.29	3.05	-----	-----	-----
.60	-----	2.35	3.13	-----	-----	-----
.61	-----	2.41	3.21	-----	-----	-----
.62	-----	2.46	3.29	-----	-----	-----
.63	-----	2.52	3.37	-----	-----	-----
.64	-----	2.59	3.45	-----	-----	-----
.65	-----	2.65	3.53	-----	-----	-----
.66	-----	2.71	3.61	-----	-----	-----
.67	-----	2.77	3.69	-----	-----	-----
.68	-----	2.83	3.81	-----	-----	-----
.69	-----	2.89	3.90	-----	-----	-----
.70	-----	2.96	3.98	-----	-----	-----

Head H , feet	Length of weir, L , feet		Head H , feet	Length of weir, L , feet	
	1.5	2.0		1.5	2.0
0.71	3.02	4.06	0.86	-----	5.44
.72	3.08	4.15	.87	-----	5.54
.73	3.15	4.24	.88	-----	5.64
.74	3.22	4.33	.89	-----	5.74
.75	3.28	4.42	.90	-----	5.84
.76	-----	4.51	.91	-----	5.94
.77	-----	4.60	.92	-----	6.04
.78	-----	4.69	.93	-----	6.14
.79	-----	4.78	.94	-----	6.25
.80	-----	4.87	.95	-----	6.36
.81	-----	4.96	.96	-----	6.47
.82	-----	5.05	.97	-----	6.58
.83	-----	5.14	.98	-----	6.69
.84	-----	5.24	.99	-----	6.80
.85	-----	5.34	1.00	-----	6.91

Table 10.—Discharge of standard Cipolletti weirs in second-feet. Values below and to the left of heavy lines determined experimentally; others computed from the formula $Q=3.367LH^{3/2}$. (See sec. 19.)—Continued

Head H , feet	Length of weir, L , feet			Head H , feet	Length of weir, L , feet		
	3.0	4.0	5.0		3.0	4.0	5.0
0.51	3.68	4.90	6.13	0.91	8.77	11.7	14.6
.52	3.79	5.05	6.31	.92	8.91	11.9	14.9
.53	3.90	5.20	6.50	.93	9.06	12.1	15.1
.54	4.01	5.34	6.68	.94	9.20	12.3	15.3
.55	4.12	5.49	6.87	.95	9.35	12.5	15.6
.56	4.23	5.64	7.05	.96	9.50	12.7	15.8
.57	4.35	5.80	7.24	.97	9.65	12.9	16.1
.58	4.46	5.95	7.44	.98	9.80	13.1	16.3
.59	4.58	6.10	7.63	.99	9.95	13.3	16.6
.60	4.69	6.26	7.82	1.00	10.1	13.5	16.8
.61	4.81	6.42	8.02	1.01	10.5	13.7	17.1
.62	4.93	6.57	8.22	1.02	10.6	13.9	17.3
.63	5.05	6.73	8.42	1.03	10.8	14.1	17.6
.64	5.17	6.90	8.62	1.04	10.9	14.3	17.9
.65	5.29	7.06	8.82	1.05	11.1	14.5	18.1
.66	5.42	7.22	9.03	1.06	11.3	14.7	18.4
.67	5.54	7.38	9.23	1.07	11.4	14.9	18.6
.68	5.66	7.55	9.44	1.08	11.6	15.1	18.9
.69	5.79	7.72	9.65	1.09	11.7	15.3	19.2
.70	5.92	7.89	9.86	1.10	11.9	15.5	19.4
.71	6.04	8.06	10.1	1.11	12.1	15.8	19.7
.72	6.17	8.23	10.3	1.12	12.2	16.0	20.0
.73	6.30	8.40	10.5	1.13	12.4	16.2	20.2
.74	6.43	8.57	10.7	1.14	12.5	16.4	20.5
.75	6.56	8.75	10.9	1.15	12.7	16.6	20.8
.76	6.69	8.92	11.2	1.16	12.9	16.8	21.0
.77	6.82	9.10	11.4	1.17	13.0	17.0	21.3
.78	6.96	9.28	11.6	1.18	13.2	17.3	21.6
.79	7.09	9.46	11.8	1.19	13.4	17.5	21.9
.80	7.23	9.64	12.0	1.20	13.6	17.7	22.1
.81	7.36	9.82	12.3	1.21	13.7	17.9	22.4
.82	7.50	10.0	12.5	1.22	13.9	18.1	22.7
.83	7.64	10.2	12.7	1.23	14.1	18.4	23.0
.84	7.78	10.4	13.0	1.24	14.3	18.6	23.2
.85	7.92	10.6	13.2	1.25	14.4	18.8	23.5
.86	8.06	10.7	13.4	1.26	14.6	19.0	23.8
.87	8.20	10.9	13.7	1.27	14.8	19.3	24.1
.88	8.34	11.1	13.9	1.28	15.0	19.5	24.4
.89	8.48	11.3	14.1	1.29	15.2	19.7	24.7
.90	8.62	11.5	14.4	1.30	15.4	20.0	25.0

no lateral contraction of water passing through the weir is possible.

Conditions for accuracy of measurement for this type of weir are identical with those of the contracted rectangular weir, except those relating to side contraction. In the suppressed weir the sides of the approach channel should be coincident with the sides of the weir, and should extend downstream beyond the crest to prevent lateral expansion of the nappe. A suppressed weir in a flume drop is illustrated in figure 5.

Special care must be taken with suppressed weirs to secure proper aeration beneath the overflowing sheet at the crest. This is usually accomplished by placing vents on both sides of the weir box under the nappe (fig. 3).

(c) *Standard Cipolletti (Trapezoidal) Weir*.—A standard Cipolletti weir is trapezoidal in shape (fig. 6). Its crest and sides, which are of thin plate, are placed far enough from the bottom and sides of the approach channel so that full contraction of the nappe occurs. The sides incline outwardly at a slope of 1 horizontal to 4 vertical.

The Cipolletti weir is a contracted weir, and should be installed accordingly. However, its discharge occurs essentially as though its end contractions were suppressed because the contractions are compensated by making the sides of the weir slope outward.

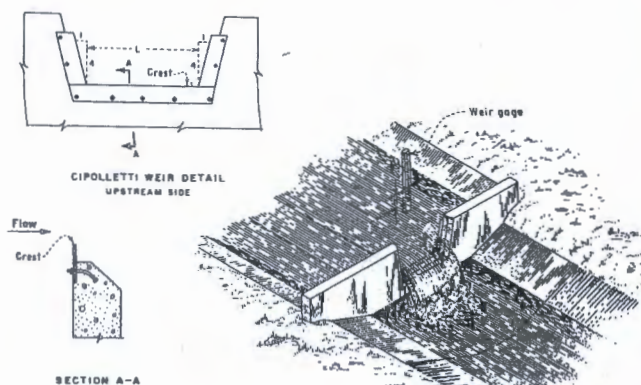


Figure 6.—Cipolletti weir in a permanent bulkhead discharging under free-flow conditions. 103-D-859.

All conditions for accuracy stated for the standard contracted rectangular weir apply to the Cipolletti weir. The height of the weir crest above the bottom of the approach channel should be at least twice the head over the crest, and the distances from the sides of the notch to the sides of the channel should also be at least twice the head. The weir should not be used for heads less than about 0.2 foot, nor for heads greater than one-third the crest length. A Cipolletti weir is illustrated in figure 7.

(d) *Standard 90° V-Notch Weir*.—The triangular or V-notch thin-plate weir is an accurate flow measuring device particularly suited for small flows. The V-notch usually used by the Bureau is the 90° V-notch shown in figure 2.

The crest of the standard 90° V-notch weir consists of a thin plate, the sides of the notch being inclined 45° from the vertical. This weir operates as a contracted weir and all conditions for accuracy stated for the standard contracted rectangular weir apply. The minimum distances of the sides of the weir from the channel banks should be at least twice the head on the weir, and should be measured from the intersection points of the maximum water surface with the edges of the



Figure 7.—Cipolletti weir with a well-type head-measuring station. PX-D-53011.



Photo of Ridenour weir from just downstream. POD off Rush Creek is about 100 yards upstream of this point.



Above photos are taken of Ridenour Weir from just upstream. Rod instream is for scale. Actual measurements are in file 67-4052D.

~~67 4052~~

RECEIVED
Department of Water Administration

From observation and use I Archie Wilson do state that
the following described lands have been irrigated since
1924 using Rush Creek waters from March 15
to November 15 of each year.

Archie D. Wilson

200—ACKNOWLEDGMENT—SINGLE

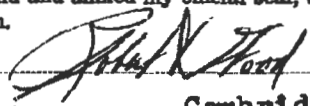
Printed and for sale by Sime-York Company, Boise, Idaho

STATE OF IDAHO
COUNTY OF Washington } ss.

On this 14th day of March, in the year 1974, before me
Robert D. Wood, a Notary Public
in and for said State, personally appeared Archie D. Wilson

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me
that he executed the same.

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


Notary Public for Idaho, residing at Cambridge, Idaho.

5-23-74

67 4052

S2 - T14 - R3

NW 32(A) of SE $\frac{1}{4}$ NE;
NW 8(A) of TN-45;
120 acres SW $\frac{1}{4}$ NE;
SE $\frac{1}{4}$ NW;

S34 - T15 - R3

E $\frac{1}{2}$ SE; 80 acres

S3 - T14 - R3

TN -1; 30 acres

S2 - T14 - R3

City TNS 33 -,34 - 38 - 41

S2 - T14 - R3

TN - 56

23.48 acres

S3 - T14 - R3

(E $\frac{1}{2}$ NW SW NW); (NE $\frac{1}{2}$ SWNW); (S $\frac{1}{2}$ SWNW)

35 acres

1 2 0 0 0

8 0 0 0

3 0 0 0

1 1 5 0

2 3 4 8

3 5 0 0

2 9 9 9 8 1

67 4052 9 9 8 1

67 4052



Water Master



INDIAN VALLEY WATER DISTRICT 67A

Roger Meyer
3035 Cemetery Rd.
Cambridge, Idaho 83610
Phone (208) 257-3418
Cell (208) 741-0859
E-mail rjmeyer@ctcweb.net

November 15, 2005

This Attachment Covers the following Water Right numbers 260A, 265B, 278, 2242, 4052D, 12338 and these are all a part of 12338, 247, 253, 267, 268, 269, 270, and 271. All of these water rights come from the same source, Rush Creek. The Diversion Point is # A0014016 which is the Ridenour Ditch and the other is an Artesian Well #A0016800 that dump into a pond about 200 feet due east of the Artesian well. It has a pump house with a 3 HP pump that runs 14 sprinklers that irrigates part of the 5 acres and the 20 acre section that is above the pond which is a total of 25 acres that can't be flood irrigated.

Now for the rest of the story.

Why are all of these water rights grouped together? One person created this mess Robert Bumgardner. The Ridenour at one time split before it reached the Zundels and came in below the Zundels and around the side of the hill above the Zundels. The Ditch below the Zundels irrigated everything on the west side of Cemetery Rd and crossed the road to the lower section of the Thorsen-Pearson property. This ditch irrigated the Zundels, the Wilsons, _____ (Who's last name I don't know), then comes the Filers, and the Chandlers. Only the Zundels and the Chandlers have water rights today. That ditch was done away with. When Ethel Pearson turned Bumgardner in for doing away with her ditch. At that time Robert owned all of the above property. She was asked if she could get water through the upper ditch. When she said yes but she wouldn't be able to get water to the lower section she was told to just extend her ditches and do the best she could. Robert got away with it again, he didn't have to replace her ditches.

The Water for all the Thorsen-Pearson water rights come around the Ridenour ditch and crosses the road at the old Warren place and irrigates his field. It then passed his place and splits and runs over the hill to the Pattee place you can see the split on map 67-2242. It comes down and picks up part of the old ditch that crosses the Thorsen-Pearson property and crosses the Cutler Road into part of the lower section of the 144 acres. The part that is next to Cemetery Road on map 67-278 SW NW does not get much water. The largest part of the water goes through the McLaughlin property down a ditch between the McLaughlin and Thorsen-Pearson property , then the Dopf property crossing the road and running into the same pond the Artesian well feeds. From that pond they irrigate all the land below the pond and as far as it will reach with flood irrigation. The pump in the pump house irrigates the 25 acres above the pond. Because of the ditch system and other people stealing water only in the spring can they get enough water to irrigate the whole 144 acres and the 25 above the pond. My understanding is that Robert was burning brush and cleaning his ditch and the fire got away from him and burned up the Ridenour head gate which was wood in a concrete diversion and the trees that held the concrete diversion in place. With our winter storms the corner where the trees were is already wash out. For the Ridenour ditch to get water in the spring the whole section of the creek will have to be replaced to create a diversion.

Roger Meyer

CONVERSATIONAL MEMORANDUM

Date: September 14, 2005

To: File 67-4052D, 67-4052E, 67-4273, 67-4276, 67-12338

From: Craig L. Saxton

Subject: Evidence of priority

Received a call from Ethel Pearson and she said she needs an extension on the deadline. I told her to take the time she needs and get back to us as soon as she can. She was really nice and said she was worried to call as she heard that we were all really angry over here.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

August 19, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

*Sent to
Ethel Pearson
Robin Thorsen per
Nina Hawkins
Correspondence
08/19
MVB*

To: Claimants of Snake River Basin Adjudication (SRBA) Beneficial Use Claim 67-04052 (split portions: 67-04052A, 67-04052B, 67-04052C, 67-04052D and 67-04052E)

Re: Request for proof of water right ownership

Dear Claimant(s):

We are currently beginning to review SRBA claims in your area. You have claimed on a previous statutory claim 67-04052, which has been split into A, B, C, D and E. You are being contacted because you are the claimant(s) for one of those split portions. At this point we are having difficulty determining how and where the acreage claimed is being irrigated and we are seeking a true picture of how the land is irrigated and from where the water is diverted.

For your convenience, I have enclosed a Notice of Claim for your split portion and a layout of the area you are claiming as your place of use. Please outline your irrigated acreage on the enclosed layout and show your point(s) of diversion and return the documentation to this office by **September 1, 2005**. Also, if you have any further information about historic beneficial use of water on the land, please include any you think we may find helpful. **Without further information, IDWR will have no choice but recommend the claim as disallowed to the SRBA court.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. You may be contacted to schedule a field exam to verify other items of the Notice of Claim.

Thank you for your attention to this important matter. I look forward to your timely response. Please feel free to contact me at the above address or at (208) 287-4907.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

August 19, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RE: Snake River Basin Adjudication (SRBA) claims 67-04052E

*Sent to Pearson &
Ethel Thorsen per
Robin Hawkins
Nina Hawkins
Correspondence
08/19
MVB*

Dear Claimants,

The Idaho Department of Water Resources is currently in the process of reviewing SRBA claims filed in basin 67. In my review, it appears that you now own property in Washington County that was previously owned by Nina Hawkins. The legal description is as follows:

T14N R03W S03 NE1/4 NE1/4

Five claims to a water right have been filed on that property (enclosed correspondence). I had previously sent this to all claimants of 67-04052, which is how I found you may be the new owners of the land claimed in 67-04052E. Please read the letter and send return correspondence as soon as possible.

If you use the water claimed for beneficial use, you need to file a change of ownership form in order to allow IDWR to change the name on the claims and ensure that you receive future correspondence (form enclosed).

Because 67-04052E is claimed based on beneficial use, all elements of the water right need to be verified. If water is being put to beneficial use, IDWR personnel may need to conduct a field exam to verify the elements of the water right. If this is the case, you can expect to hear from one of our contract field examiners soon.

Without the requested information, the recommendation to the SRBA court for the above mentioned claims could result in disallowal.

Please feel free to contact me at (208) 287-4907 with any questions.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

August 4, 2005

*Sent
08/04
MVB*

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

To: Claimants of Snake River Basin Adjudication (SRBA) Beneficial Use Claim 67-04052 (split portions: 67-04052A, 67-04052B, 67-04052C, 67-04052D and 67-04052E)

Re: Request for proof of water right ownership

Dear Claimant(s):

We are currently beginning to review SRBA claims in your area. You have claimed on a previous statutory claim 67-04052, which has been split into A, B, C, D and E. You are being contacted because you are the claimant(s) for one of those split portions. At this point we are having difficulty determining how and where the acreage claimed is being irrigated and we are seeking a true picture of how the land is irrigated and from where the water is diverted.

For your convenience, I have enclosed a Notice of Claim for your split portion and a layout of the area you are claiming as your place of use. Please outline your irrigated acreage on the enclosed layout and show your point(s) of diversion and return the documentation to this office by **August 19, 2005**. Also, if you have any further information about historic beneficial use of water on the land, please include any you think we may find helpful. **Lack of additional information could result in all or part of your claim being recommended as disallowed to the SRBA court.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. You may be contacted to schedule a field exam to verify other items of the Notice of Claim.

Thank you for your attention to this important matter. I look forward to your timely response. Please feel free to contact me at the above address or at (208) 287-4907.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Cc: ROBERT W PETERSON
JEAN L PETERSON
PO BOX 66
CAMBRIDGE ID 83610

ERNESTINE HILL
755 SW BRENT
JOHN DAY OR 97845

JAMES A SHAW
621 FOOTHILL DR
ONTARIO OR 97914

ETHEL J PEARSON
ROBIN THORSEN
PO BOX 205
CAMBRIDGE ID 83610

NINA L HAWKINS
PO BOX 205
CAMBRIDGE ID 83610



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

March 22, 2004

NINA L HAWKINS
PO BOX 205
CAMBRIDGE ID 83610

Re: Water Right Nos. 67-289C & 67-4052E

Dear Nina:

Enclosed is a copy of the above referenced water rights, which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

If you have any questions concerning these water rights, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

LH:l
Enclosure