

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

RIGHT NUMBER: 63-7921

NAME AND ADDRESS: TREE TOP RANCHES LP
914 HOUSTON RD
BOISE ID 83706

~~LESLIE-W HAMILTON~~
~~26415 SAND RD~~
~~PARMA ID 83660~~

SOURCE: SAND HOLLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.320 CFS
72.000 AFY

PRIORITY DATE: 01/28/1974

POINT OF DIVERSION:

T05N R05W S15 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.320 CFS 72.00 AFY
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S15 SWSE 16.00

16 ACRES TOTAL

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 - License

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

In Re SRBA

Case No. 39576

Water Rights: 63-7921

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: May 11, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 11, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Tree Top Ranches LP
914 Houston Rd
Boise ID 83706
Caldwell ID 83607

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

May 11, 2007

TREE TOP RANCHES LP
914 HOUSTON RD
BOISE ID 83706

Re: Water Right No. 63-7921

Dear Sir or Madam:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris". The signature is written in black ink and is positioned above the typed name and title.

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: Moffatt Thomas

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-7921	A63-07921	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

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**.

SEE ATTACHMENT A

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

SEE ATTACHMENT B

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) Leslie W. Hamilton
26415 Sand Road, Parma, Idaho 83660
4. New Owner/Claimant(s) Tree Top Ranches, LP
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 914 Houston Road
 City, State and ZIP Code Boise, Idaho 83706
 New Telephone Number (208) 377-0998
5. Date you acquired the property April 22, 1997

RECEIVED

APR 23 2007

**WATER RESOURCES
 WESTERN REGION**

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) _____
(include title if applicable)

Larry D. Williams, Partner, Tree Top Ranches, LP

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>[Signature]</u>	Date <u>4-23-07</u>	Fee _____	
Received by _____	Date _____	Receipt No. _____	
Processed by <u>[Signature]</u> AJ	Date <u>5-9-07</u>	WR _____	Date _____

99/3375

LT 2740 POW

(Mw)

WARRANTY DEED

For value received, GERALD L. KRAMER, aka JERRY KRAMER, a single man, dealing with his sole and separate property, of P.O. Box 370, Parma, Idaho 83660, Grantor, does hereby convey, grant, bargain, and sell unto LARRY D. WILLIAMS and MARIANNE WILLIAMS, husband wife, of 914 Houston, Boise, Idaho 83706, Grantees, the following described premises in Canyon County, Idaho, to wit:

See EXHIBIT A, attached hereto and made a part hereof by reference.

TOGETHER With all water, water rights, ditches and rights of way for ditches appurtenant thereto, and together with all tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

To have and to hold said premises, with their appurtenances unto the said Grantees, Grantees' heirs and assigns forever. Grantor does hereby covenant to and with Grantees that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all lawful claims whatsoever, subject only to the following encumbrances:

1. Restrictions imposed by law, ordinance or regulation by any governmental entity, department or agency;
2. Restrictions contained in any covenants of record affecting the premises;
3. All rights of way or easements affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not;
4. Taxes and assessments of all taxes units not yet due and payable, pro rated as of the date of closing;
5. Reservations in patents or state grants or in acts authorizing the issuance thereof;
6. All repayment contracts between irrigation districts within which said premises are situated and any government or agency; and
7. The bonded debt of all taxing units within which said premises are located.

DATE: 4-22-97

GRANTOR

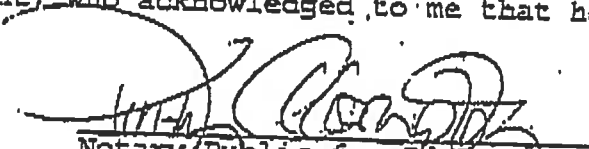
Gerald L. Kramer

STATE OF IDAHO)

County of Canyon)

= ss.

On the 20th day of April, 1997, before me,
Kimberly A. Caldwell, a notary public for said state, person-
ally appeared before me, GERALD L. KRAMER, aka JERRY KRAMER,
known or identified to me to be the person whose name is sub-
scribed to the within instrument, who acknowledged to me that he
executed the same.



Notary Public for Idaho

Residing at: CaldwellMy commission expires: 1-27-99

PC 20385

Exhibit "A"

PARCEL I

The South Half of the Southeast Quarter, Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A parcel of land being on the Westerly side of the centerline of U.S. Highway 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the Southeast Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

BEGINNING at the Southeast corner of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South $89^{\circ} 45' 19''$ West along the South line of the Southeast Quarter of the Southeast Quarter of said Section 15 a distance of 132 feet, more or less, to a point in a line parallel with and 25 feet distant Westerly from the centerline of a proposed County Road Connection Survey as shown on the plans of said U.S. Highway 95 Project No. F-3311(5) Highway Survey and which point bears

South $89^{\circ} 45' 19''$ West a distance of 140 feet from Station 349+1248 of said Highway Survey; thence along said parallel line as follows:

North $0^{\circ} 14' 41''$ West a distance of 1,013.11 feet to a point opposite Station 13+14.83 of said proposed County Road Connection Survey, which point bears

South $89^{\circ} 45' 19''$ West a distance of 140 feet from Station 359+25.59 of said Highway Survey, Northerly, Northwesterly and Westerly along a 293.31-foot-radius curve left 457.96 feet to a point in the Southerly right of way line of an existing County East and West Road, which point bears South $0^{\circ} 17' 49''$ West a distance of 25 feet from Station 18+11.82 of said proposed County Road Connection Survey; thence

North $0^{\circ} 17' 49''$ East a distance of 25 feet, more or less, to a point in the North line of said Southeast Quarter of the Southeast Quarter; thence

Easterly along said North line a distance of 153 feet, more or less, to point in the Southwesterly right of way line of the Oregon Short Line Railroad; thence

South $54^{\circ} 28'$ East along said railroad right of way line a distance of 330 feet, more or less, to a point in the East line of said Southeast Quarter of the Southeast Quarter; thence

Southerly along said East line a distance of 1,133 feet, more or less, to the PLACE OF BEGINNING.

U.S. Highway 95 Station reference: 349+1248 to 360+43.09.

ALSO EXCEPTING THEREFROM the right of way of the Oregon Shortline Railroad.

(continued)

ALSO EXCEPTING THEREFROM

A portion of the Southwest Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, being more particularly described as follows:

COMMENCING at the Northwest corner of said Southwest Quarter of the Southeast Quarter; thence

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 140 feet to the TRUE POINT OF BEGINNING; thence continuing

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 610 feet; thence

South 00° 10' 43" West perpendicular to said North boundary a distance of 253 feet; thence

North 89° 49' 17" West parallel with said North boundary a distance of 423.84 feet; thence

North 36° 10' 00" West a distance of 314.11 feet to the TRUE POINT OF BEGINNING.

PARCEL II

The East Half of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter; the Northeast Quarter; the North Half of the Southeast Quarter; the Southeast Quarter of the Southeast Quarter and Lots 1 and 2, all in Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho;

AND

The Southwest Quarter of the Northwest Quarter; the West Half of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A tract of land being on both sides of the centerline of U.S. Highway No. 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying over and across the East Half of the East Half, Section 22, the West Half of the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

COMMENCING at the Southeast corner of Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South 89° 59' 43" West along the South line of said Section 22 a distance of 42.22 feet to a point in a line parallel with and 50.0 feet Easterly from the centerline of said U.S. Highway 95, Project No. F-3311(5) Highway Survey and being the REAL POINT OF BEGINNING; thence

Northerly along said parallel line being an 8,235.11-foot radius curve left 345 feet, more or less, to a point in the East line of said Section 22; thence

(continued)

Northerly along said East line a distance of 964 feet, more or less, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

Easterly along the South line of said Northwest Quarter of the Southwest Quarter a distance of 66 feet, more or less, to a point in a line parallel with and 50 feet Easterly from the centerline of said Highway Survey; thence along said parallel line as follows:

Northerly along an 8,235.11-foot radius curve left 55 feet, more or less, to a point opposite Station 307+64.68, back equals 310+05.16 ahead and

North 0° 16' 16" West, back equals North 0° 14' 41" West ahead of said Highway Survey; thence continuing along said last parallel line

North 0° 14' 41" West a distance of 1,273 feet, more or less, to a point in the North line of said Northwest Quarter of the Southwest Quarter; thence leaving said last parallel line

Easterly along said North line a distance of 10 feet, more or less, to a point in a line parallel with and 60 feet Easterly from the centerline of said Highway Survey; thence

North 0° 14' 41" West along said last parallel line a distance of 1,316 feet, more or less, to a point in the North line of the Southwest Quarter of the Northwest Quarter of said Section 23; thence

Westerly along said last North line a distance of 71 feet, more or less, to the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 22; thence

Northerly along the East line of said Section 22 a distance of 1,320 feet, more or less, to the Northeast corner thereof; thence

South 89° 45' 19" West along the North line of said Section 22 a distance of 132 feet, more or less, to a point in a line parallel with and 140 feet Westerly from the centerline of said Highway Survey; thence

South 0° 14' 41" East along said last parallel line a distance of 187.48 feet to a point opposite Station 347+25 of said Highway Survey; thence

South 32° 51' 50" East a distance of 148.41 feet to a point in a line parallel with and 60 feet Westerly from the centerline and opposite Station 346+00 of said Highway Survey; thence

South 0° 14' 41" East along said last parallel line a distance of 2,322 feet, more or less, to a point in the South line of the Southeast Quarter of the Northeast Quarter of said Section 22; thence

Easterly along said last South line a distance of 10 feet, more or less, to a point in a line parallel with and 50 feet Westerly from the centerline of said Highway Survey; thence along said last parallel line as follows:

South 0° 14' 41" East a distance of 1,273 feet, more or less, to a point opposite said Station 307+64.68, back equals 310+05.16 ahead, Southerly along an 8,135.11-foot radius curve right 1,371.13 feet to a point in the South line of said Section 22; thence leaving said last parallel line

North 89° 59' 43" East along said last South line a distance of 101.42 feet, more or less, to the REAL POINT OF BEGINNING.

Highway Station Reference: 293+93.3 to 349+12.48.

WARRANT PIONEER - CALDWELL
m. Deel m. 15" jll

302L HALE
JANON CITY RECORDER
BY John Deel

39 APR 7 AM 11 41

RECORDED

9913379

五

For value received, **Larry D. Williams and Marianne Williams**, husband and wife ("Grantors") do hereby convey, release, remise and forever quitclaim unto **Tree Top Ranches L.P.**, an Idaho limited partnership ("Grantee"), whose current address is 914 Houston Road, Boise, Idaho, 83706, the following described premises, located in Canyon County, Idaho, to-wit:

together with all water, water rights, ditches and rights of way for ditches, canal company rights or shares therein, and irrigation company rights or shares therein, appurtenant thereto;

Dated: June 1, 1999

RECORDED

39 JUN 17 PM 1 46

STITCH TOIT

CANYON CITY RECORD

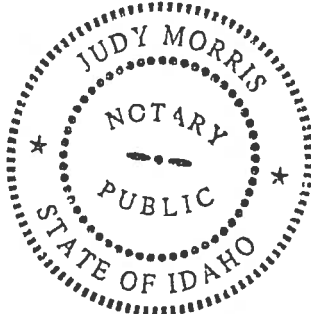
RYC 11024444

REQUEST Small Boat Fisher ^{sp-}

TYPE Deck FEE 15.00


Marianne Williams

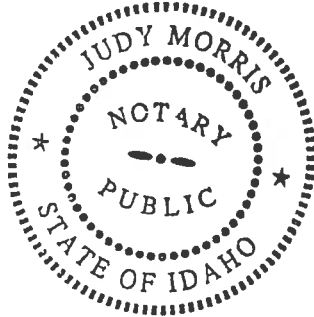
On this 1st day of June, 1999, before me, Judy Morris, a notary public, personally appeared **Larry D. Williams**, personally known or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



DEED - 1

STATE OF IDAHO)
) ss.
County of Ada)

On this 1st day of June, 1999, before me, Judy Morris, a
notary public, personally appeared **Marianne Williams**, personally known or proved to me on
the basis of satisfactory evidence to be the person whose name is subscribed to the within
instrument, and acknowledged to me that she executed the same.



Judy Morris
NOTARY PUBIC
Commission expires: 3/12/03

Exhibit "A"

PARCEL I

The South Half of the Southeast Quarter, Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A parcel of land being on the Westerly side of the centerline of U.S. Highway 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the Southeast Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

BEGINNING at the Southeast corner of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South 89° 45' 19" West along the South line of the Southeast Quarter of the Southeast Quarter of said Section 15 a distance of 132 feet, more or less, to a point in a line parallel with and 25 feet distant Westerly from the centerline of a proposed County Road Connection Survey as shown on the plans of said U.S. Highway 95 Project No. F-3311(5) Highway Survey and which point bears

South 89° 45' 19" West a distance of 140 feet from Station 349+1248 of said Highway Survey; thence along said parallel line as follows:

North 0° 14' 41" West a distance of 1,013.11 feet to a point opposite Station 13+14.83 of said proposed County Road Connection Survey, which point bears

South 89° 45' 19" West a distance of 140 feet from Station 359+25.59 of said Highway Survey, Northerly, Northwesterly and Westerly along a 293.31-foot-radius curve left 457.96 feet to a point in the Southerly right of way line of an existing County East and West Road, which point bears South 0° 17' 49" West a distance of 25 feet from Station 18+11.82 of said proposed County Road Connection Survey; thence

North 0° 17' 49" East a distance of 25 feet, more or less, to a point in the North line of said Southeast Quarter of the Southeast Quarter; thence

Easterly along said North line a distance of 153 feet, more or less, to point in the Southwesterly right of way line of the Oregon Short Line Railroad; thence

South 54° 28' East along said railroad right of way line a distance of 330 feet, more or less, to a point in the East line of said Southeast Quarter of the Southeast Quarter; thence

Southerly along said East line a distance of 1,133 feet, more or less, to the PLACE OF BEGINNING.

U.S. Highway 95 Station reference: 349+1248 to 360+43.09.

ALSO EXCEPTING THEREFROM the right of way of the Oregon Shortline Railroad.

ALSO EXCEPTING THEREFROM

ORIGINAL PERSON
A portion of the Southwest Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, being more particularly described as follows:

COMMENCING at the Northwest corner of said Southwest Quarter of the Southeast Quarter; thence

South $89^{\circ} 49' 17''$ East (formerly South $89^{\circ} 49' 15''$ East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 140 feet to the TRUE POINT OF BEGINNING; thence continuing

South $89^{\circ} 49' 17''$ East (formerly South $89^{\circ} 49' 15''$ East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 610 feet; thence

South $00^{\circ} 10' 43''$ West perpendicular to said North boundary a distance of 253 feet; thence

North $89^{\circ} 49' 17''$ West parallel with said North boundary a distance of 423.84 feet; thence

North $36^{\circ} 10' 00''$ West a distance of 314.11 feet to the TRUE POINT OF BEGINNING.

PARCEL II

The East Half of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter; the Northeast Quarter; the North Half of the Southeast Quarter; the Southeast Quarter of the Southeast Quarter and Lots 1 and 2, all in Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho;

AND

The Southwest Quarter of the Northwest Quarter; the West Half of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A tract of land being on both sides of the centerline of U.S. Highway No. 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying over and across the East Half of the East Half, Section 22, the West Half of the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

COMMENCING at the Southeast corner of Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South $89^{\circ} 59' 43''$ West along the South line of said Section 22 a distance of 42.22 feet to a point in a line parallel with and 50.0 feet Easterly from the centerline of said U.S. Highway 95, Project No. F-3311(5) Highway Survey and being the REAL POINT OF BEGINNING; thence

Northerly along said parallel line being an 8,235.11-foot radius curve left 345 feet, more or less, to a point in the East line of said Section 22; thence

(continued)

Northerly along said East line a distance of 964 feet, more or less, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

Easterly along the South line of said Northwest Quarter of the Southwest Quarter a distance of 66 feet, more or less, to a point in a line parallel with and 50 feet Easterly from the centerline of said Highway Survey; thence along said parallel line as follows:

Northerly along an 8,235.11-foot radius curve left 55 feet, more or less, to a point opposite Station 307+64.68, back equals 310+05.16 ahead and

North $0^{\circ} 16' 16''$ West, back equals North $0^{\circ} 14' 41''$ West ahead of said Highway Survey; thence continuing along said last parallel line

North $0^{\circ} 14' 41''$ West a distance of 1,273 feet, more or less, to a point in the North line of said Northwest Quarter of the Southwest Quarter; thence leaving said last parallel line

Easterly along said North line a distance of 10 feet, more or less, to a point in a line parallel with and 60 feet Easterly from the centerline of said Highway Survey; thence

North $0^{\circ} 14' 41''$ West along said last parallel line a distance of 1,316 feet, more or less, to a point in the North line of the Southwest Quarter of the Northwest Quarter of said Section 23; thence

Westerly along said last North line a distance of 71 feet, more or less, to the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 22; thence

Northerly along the East line of said Section 22 a distance of 1,320 feet, more or less, to the Northeast corner thereof; thence

South $89^{\circ} 45' 19''$ West along the North line of said Section 22 a distance of 132 feet, more or less, to a point in a line parallel with and 140 feet Westerly from the centerline of said Highway Survey; thence

South $0^{\circ} 14' 41''$ East along said last parallel line a distance of 187.48 feet to a point opposite Station 347+25 of said Highway Survey; thence

South $32^{\circ} 51' 50''$ East a distance of 148.41 feet to a point in a line parallel with and 60 feet Westerly from the centerline and opposite Station 346+00 of said Highway Survey; thence

South $0^{\circ} 14' 41''$ East along said last parallel line a distance of 2,322 feet, more or less, to a point in the South line of the Southeast Quarter of the Northeast Quarter of said Section 22; thence

Easterly along said last South line a distance of 10 feet, more or less, to a point in a line parallel with and 50 feet Westerly from the centerline of said Highway Survey; thence along said last parallel line as follows:

South $0^{\circ} 14' 41''$ East a distance of 1,273 feet, more or less, to a point opposite said Station 307+64.68, back equals 310+05.16 ahead, Southerly along an 8,135.11-foot radius curve right 1,371.13 feet to a point in the South line of said Section 22; thence leaving said last parallel line

North $89^{\circ} 59' 43''$ East along said last South line a distance of 101.42 feet, more or less, to the REAL POINT OF BEGINNING.

Highway Station Reference: 293+93.3 to 349+12.48.

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Boise
Idaho Falls
Pocatello
Twin Falls

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Angela Schaefer Kaufmann
Kimberly D. Evans Ross
Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson

C. Edward Cather III
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Metcalf
Benjamin C. Ritchie
Rebecca A. Rainey

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

April 20, 2007

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Lori Harris
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

Re: Water Right 63-07921
MTBR&F File No. 22567.0

Dear Lori:

We are in receipt of your letter to Tree Top Ranches dated March 15, 2007, concerning the ownership of water right 63-07921. Enclosed please find an original and one copy of the change of water right ownership form and supporting documentation for the above-referenced water right. Please file the original, receive-stamp the copy, and return the copy in the enclosed self-addressed, stamped envelope. Please note that a filing fee is not enclosed because the water right is currently pending in the Snake River Basin Adjudication.

Thank you for your assistance to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Tiffany M. Hudak
Paralegal

/tmh

Enclosure

cc: Larry Williams (w/encl.)

RECEIVED

APR 23 2007

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

March 15, 2007

TREE TOP RANCHES
PO BOX 8126
BOISE ID 83707

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-7921

Dear Sir or Madam:

We have been advised you may be the new owner of the property with the water right referenced above (see enclosed report).

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:1
Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.87⁰
0004389393 FEB 02 2007
MAILED FROM ZIP CODE 83702

- Return to:
City:
State:
Zip:
- ☐ Not Properly Addressed
 - ☐ Unable to Forward
 - ☐ Invalid Postage
 - ☐ Mover: Not No Address
 - ☐ Undelivered
 - ☐ Attempted: Not Known
 - ☐ No Such Street/Number
 - ☐ Vacant ☐ Inhabitable
 - ☐ No Mail Required
 - ☐ Excess Charge-No Order
 - ☐ Returned For Better Address
 - ☐ Postage Due

RECEIVED
FEB 15 2007
WATER RESOURCES
WESTERN REGION

? Return to this address

LESIE W HAMILTON
26415 SAND RD
PARMA ID 83660

63-7921

Tree Top Ranches
PO Box 8126
Boise ID 83707



REAL PROPERTY INQUIRY

```

+++++
01 6R38915-010- -0 138-00 G SCH137+ 12 32,900 3.00
+++++
TREE TOP RANCHES LP + 34 46,300
+
+
+
+
+
+
PO BOX 8126
BOISE ID 83707
+++++
15-5N-5W SE + TOTAL 81,200
TX 13 IN SWSE ++++++
+ SURVEY INST 9936740
+ DRAIN DR VALUE APPR BWL
+ CLASS R2 REAP 99 MAN 98 UNIT 1
26415 SAND RD, PA + PARCEL 6R05N05W158560 H/O N C/B N
+ PRIOR ACCOUNT 5R38915-010- -0
+ 02 MH on Property NO
+ 03 Traits 04 Companion Sheet

```

MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

```

01 ACCOUNT: 6R38915-010- -0 AREA 138-00 DRAIN VALUE CLASS R2 H/O N
SEC 15 TWN 5N RNG 5W QTR SE CITY/SUB 0 BLK LOT 8560
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
TREE TOP RANCHES L P WILLIAMS, LARRY D
& WILLIAMS, MARIANNE H/W

```

MAILING ADDRESS

PO BOX 8126
BOISE ID 83707

SITE ADDRESS

26415 SAND RD PA

COMMENTS

PRIOR ACCOUNT 5R38915010 0
PARCEL 05N05W158560 SRVY
INSTR 9936740 ACRES 3.00
SPLIT YR DOCUMENT DD
DATE DONE 04/15/2005 INITIALS GJ

LEGALS

15-5N-5W SE
TX 13 IN SWSE

REMARKS

9311039, 9713456, 9722862
9936740
CODE CHANGE PER STATE TAX
COMMISSION 4-15-05 GJ
02 Ownership Tract Record

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
02 1A
0004310839
MAILED FROM ZIP CODE
\$ 00.
OCT 06

RECEIVED

OCT 12 2006

WATER RESOURCES
WESTERN REGION

WSN

LESLIE W HAMILTON
26415 SAND RD
PARMA ID 83660

63-7921



08/17/2006

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

RIGHT NUMBER: 63-7921

NAME AND ADDRESS: LESLIE W HAMILTON
26415 SAND RD
PARMA ID 83660

SOURCE: SAND HOLLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.320 CFS
72.000 AFY

PRIORITY DATE: 01/28/1974

POINT OF DIVERSION:

T05N R05W S15 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.320 CFS
72.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R05W S15 SWSE 16.00

16 ACRES TOTAL

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 - License

Idaho Department of Water Resources

Claim Number: 63-07921

Legal: T05N, R05W, S15

Reviewed By:

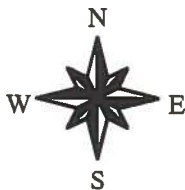
Rocky Music

1987 Napp Photo

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



0 0.25 0.5 0.75 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7921 V1

WATER RIGHT NUMBER: 63-7921 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LESLIE W HAMILTON 26415 SAND RD PARMA, ID 83660

Priority Date: 01/28/1974

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SAND HOLLOW CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.320 CFS	72.00 AF
	<u>Total Diversion:</u>	0.320 CFS	72.00 AF

<u>Location of Point(s) of Diversion</u>		
SAND HOLLOW CREEK	SW1/4SE1/4	Sec. 15, Twp 05N, Rge 05W, B.M.
CANYON County		

Place of Use

IRRIGATION Within CANYON County

T05N R05W S15 SWSE 16.0

Total Acres: 16

Conditions of Approval:

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. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7921 V1

Comments:

1. vmusic 8/17/2006 OVERLAPS

Comment: NONE

2. vmusic 8/17/2006 SURFACE RTS

Comment: NONE. NOT IN AN IRRIGATION DISTRICT OR CANAL CO SERVICE AREA PER ARCVIEW

3. vmusic 8/17/2006 RECOMMENDATION

Comment: RECOMMENDED AS LICENSED

4. vmusic 8/17/2006 OWNERSHIP

Comment: LESLE HAMILTON IS DECEASED. NO CHANGE OF OWNERSHIP FILED

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>
Summary			05/15/2006	scurtis	Active
Contacts	8/17/2006 9:53:19 AM	vmusic			Active
Priority Date	8/17/2006 9:53:34 AM	vmusic			Active
POD	8/17/2006 9:54:00 AM	vmusic			Active
Source	8/17/2006 9:55:29 AM	vmusic			Active
POU	8/17/2006 9:56:00 AM	vmusic			Active
Use	8/17/2006 9:57:52 AM	vmusic			Active
Season	8/17/2006 9:58:14 AM	vmusic			Active
Quantity	8/17/2006 9:58:45 AM	vmusic			Active
Summary			08/17/2006	vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/17/2006 9:54:20 AM	vmusic	Updated shape
POU	8/17/2006 9:56:19 AM	vmusic	Updated shape for Active POU
Season	8/17/2006 9:58:15 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7921 V1

Quantity	8/17/2006 9:58:46 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - SEE LICENSING EXAM
Summary	8/17/2006 10:00:11 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	5/15/2006 2:41:18 PM	scurtis	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
Source	8/17/2006 9:55:30 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	8/17/2006 9:56:01 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Contacts	8/17/2006 9:53:20 AM	vmusic	(No) 1. Do you want to schedule an appointment?

Comment for 1: DESKTOP REVIEW

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7921 V1

Use	8/17/2006 9:57:53 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
General	8/17/2006 9:53:35 AM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	8/17/2006 9:54:01 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

Water Supply Bank:

MEMO TO FILE

CLAIM/WR NO: A63-04641/A63-07921

AGENT: RON HOWERTON

DATE: November 8, 1996

REF: OWNERSHIP CHANGE

1. Received the chain of title from Pioneer Title of Canyon County. It shows that the Hamilton property was sold to Donald R. Asher of Parma. Then with a portion sold to Jolene Christofferson as shown on copy attached to ownership change.
2. The parcel sold to Jolene Christofferson was plotted from their warranty deed on meets and bounds and an exception was plotted from Donald R. Asher's warranty deed. By comparing the 63-04641 & 63-07921 water right file maps versus our ortho quads the land is only appurtenant to the A63-04641 claim.
3. I attempted to call Donald R. Asher at last known phone # listed as 722-7135 and the tenant said that Mr. Asher didn't live there and may just have his old phone number. I also called the directory assistance and they didn't have any Donald R. Asher listed in Idaho anymore. Thus, with this information we don't have a phone number or address.
4. The ownership change for a portion of A63-04641 can be completed and since we have no ownership change to Asher from Hamilton nor an address for Asher the "A" portion will have to be left in Hamilton's name. The file shows returned mail and undeliverable to Hamilton, so no need to try and mail the split portion to that name or address.
5. The license isn't appurtenant to the Christofferson's deed thus shall stay in Hamilton's name until further information is available.

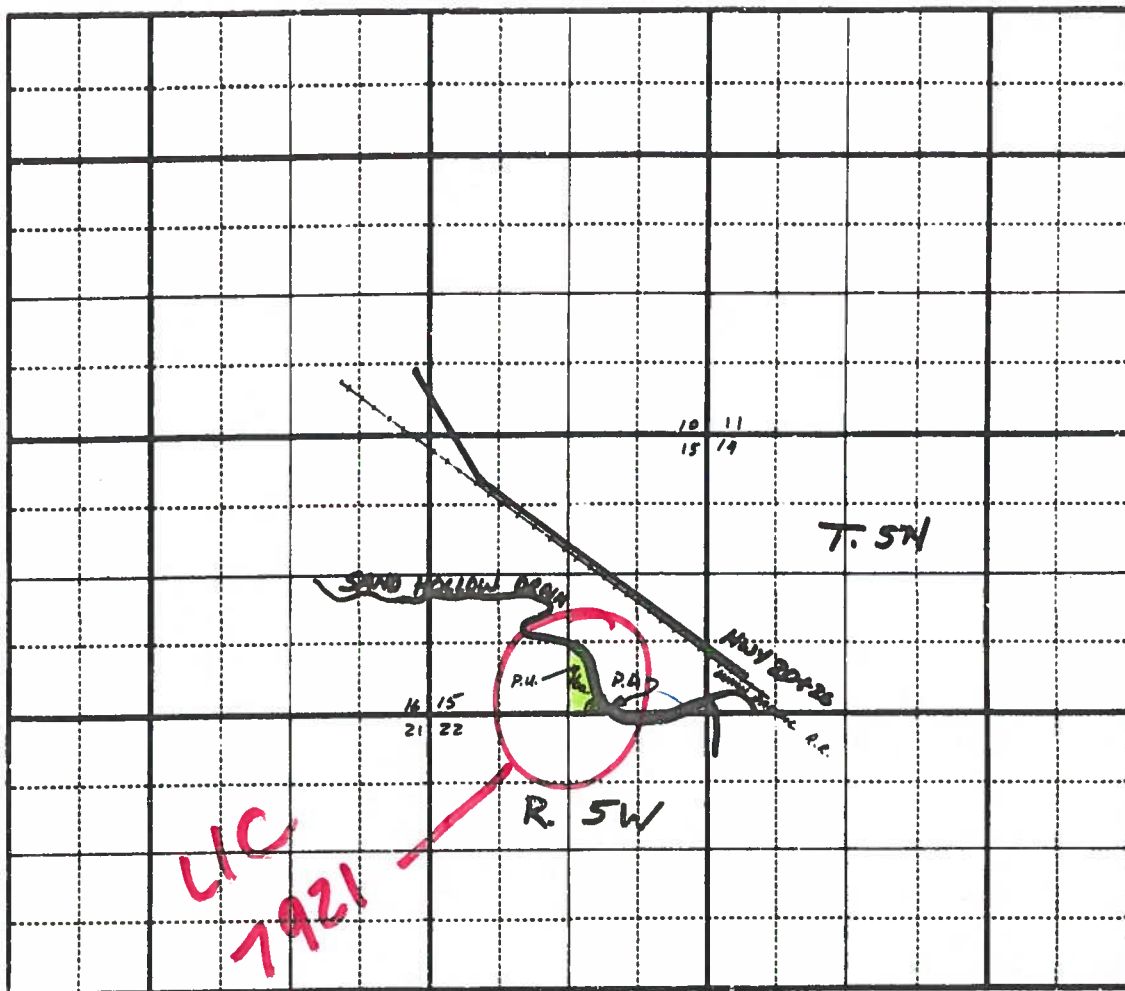
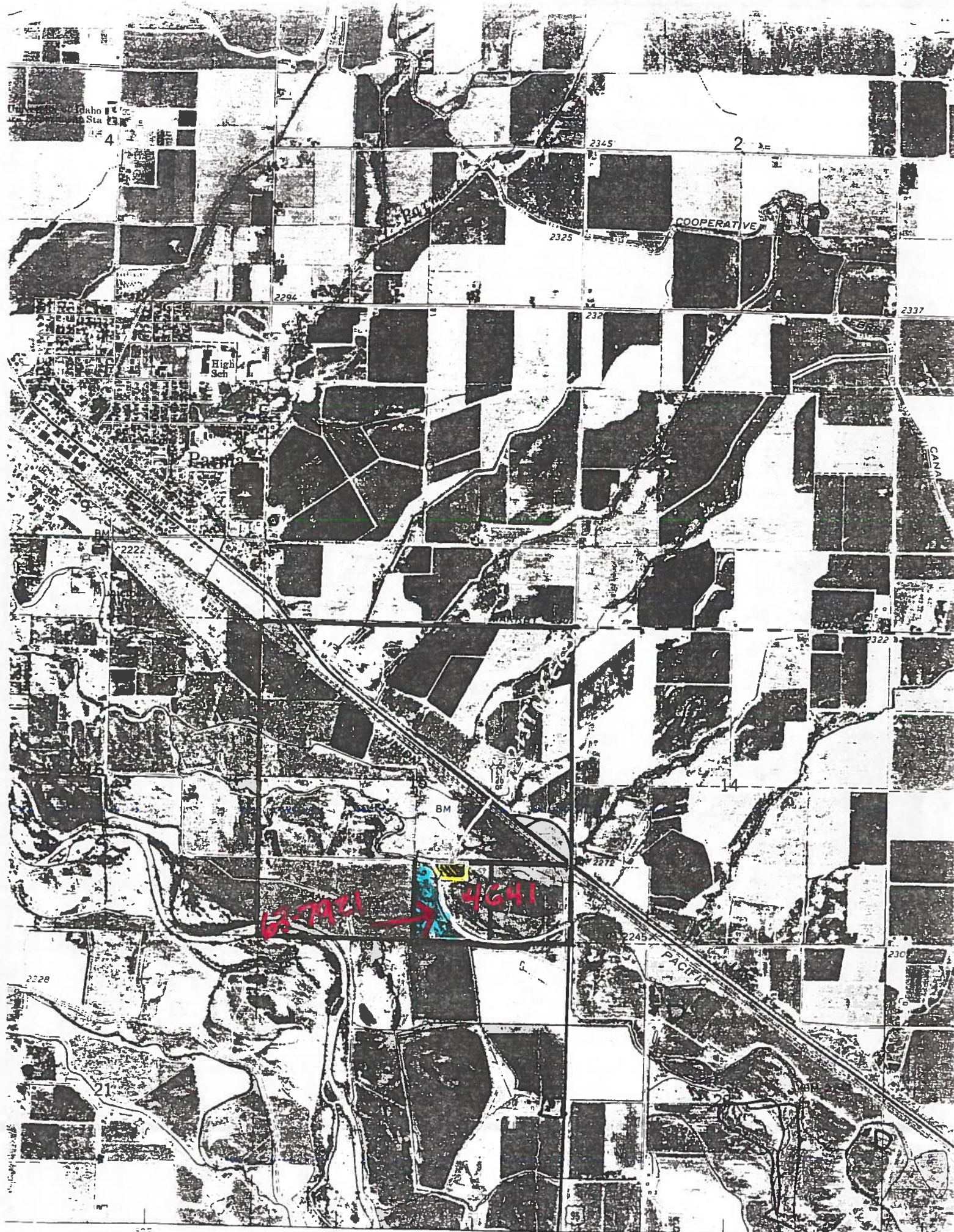


Diagram of System



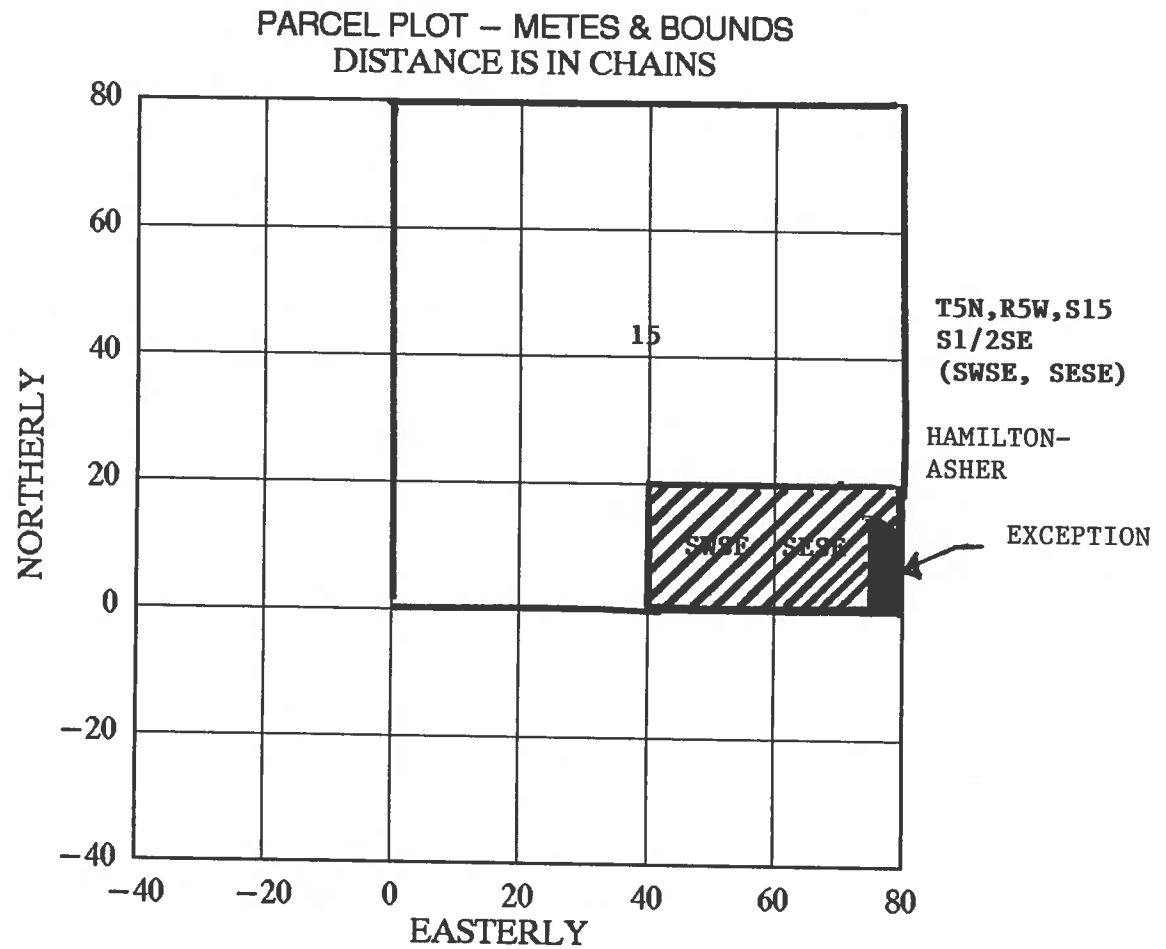
501 F 1000

TSN 5W C15 51/4 SE 1/4

2850 000 FEET (1000)

509

SPLIT PLOT FOR A63-04641 & A63-07921



Reh
11-7-96

HAMILTON ASHER EXCEPTION

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING DIST (FT)
			DEGREES	MINUTES	SECONDS	
=====						
BEGIN POINT COR.	80.00	0.00				
(SEE SHEET)	78.00	-0.01	89.00	45.00	19.00 SW	132.00
	75.88	-0.02	89.00	45.00	19.00 SW	140.00
	75.81	15.33	0.00	14.00	41.00 NW	1013.11
	73.69	15.32	89.00	45.00	19.00 SW	140.00
-QUAD COEF-	73.69	14.94	0.00	17.00	49.00 SW	25.00
IF NE, X=1,Y=1	73.69	15.32	0.00	17.00	49.00 NE	25.00
IF SE, X=1,Y=-1	76.01	15.32	90.00	0.00	0.00 NE	153.00
IF SW, X=-1,Y=-1	80.08	12.42	54.00	28.00	0.00 SE	330.00
IF NW, X=-1,Y=1	80.08	-4.75	0.00	0.00	0.00 SE	1133.00
	80.08	-4.75				

Rdk
11-7-96

**PIONEER TITLE COMPANY
OF CANYON COUNTY**

423 SOUTH KIMBALL AVENUE - CALDWELL, IDAHO 83605

PHONE 208-459-1651

TITLE FAX 208-459-6635

ESCROW FAX 208-455-1138

FACSIMILE TRANSFER

TO: Ron Howerton
FROM: Brenda
RE: Christoperson (Hamilton- Asher)
DATE: 11/7/96

Following this cover letter we are transmitting 3 pages.

If there has been a problem with this transmission, please contact me at 208-459-1651 (local) or 208-345-7482 (Boise).

THANK YOU!!! HAVE A NICE DAY!!!

INSTRUMENT NO. 9201547

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, Made and entered into this 20th day of April, 1992, by and between Clara L. Hockenberry, the duly appointed and acting personal representative of the estate of Leslie W. Hamilton, deceased, hereinafter referred to as 'Party of the First Part', and Donald R. Asher a married man as his sole and separate property, of Palma, Idaho, hereinafter referred to as 'Party of the Second Part'; WITNESSETH:

WHEREAS, On Clara L. Hockenberry, the Party of the First Part was appointed by the Courts of Canyon County, Idaho, as the personal representative of the estate of Leslie W. Hamilton, deceased;

NOW, THEREFORE, For and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS, and other good and valuable considerations, the said Clara L. Hockenberry as personal representative of the estate of Leslie W. Hamilton, deceased, and pursuant to the authority granted to said personal representative under the laws of the State of Idaho, does hereby grant, demise and convey unto the said Party of the Second Part, Donald R. Asher, his heirs and representatives, all of the right, title and interest of Leslie W. Hamilton, deceased, in and to that certain lot, piece or parcel of land, situate, lying and being in the said County of Canyon, Idaho, more particularly described as follows, to-wit:

See Exhibit A attached hereto and by this reference incorporated herein as though set forth in full.

TO HAVE AND TO HOLD ALL and singular the above mentioned and described premises, together with the appurtenances thereunto appertaining, unto the said Party of the Second Part, its heirs and assigns forever.

IN WITNESS WHEREOF, The said Party of the First Part as personal representative of the estate of Leslie W. Hamilton, deceased, has hereunto set its hand and seal the day and year first above written.

Clara L. Hockenberry
Personal Representative

STATE OF IDAHO)
County of Canyon) ss.

On this 20 day of April, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared Clara

L. Hockenberry, proved to me upon the oath of Clara L. Hockenberry and by presentation of a certified "Letters Testamentary", to be the person whose name is subscribed as the Personal Representative of the estate of Leslie W. Hamilton and acknowledged to me that she executed the same as such Personal Representative of the estate of Leslie W. Hamilton.

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

(SEAL)

Clara L. Hockenberry
Notary Public for Idaho
Residing at *Calhoun*
My Commission Expires: *6-1-94*

PC 04791

EXHIBIT "A"

The South Half of the Southeast Quarter, Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A parcel of land being on the Westerly side of the centerline of U.S. Highway 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the Southeast Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

BEGINNING at the Southeast corner of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South $89^{\circ} 45' 19''$ West along the South line of the Southeast Quarter of the Southeast Quarter of said Section 15 a distance of 132.0 feet, more or less, to a point in a line parallel with and 25.0 feet distant Westerly from the centerline of a proposed County Road Connection Survey as shown on the plans of said U.S. Highway 95 Project No. F-3311(5) Highway Survey and which point bears

South $89^{\circ} 45' 19''$ West 140.0 feet from Station 349+1248 of said Highway Survey; thence along said parallel line as follows:

North $0^{\circ} 14' 41''$ West 1,013.11 feet to a point opposite Station 13+14.83 of said proposed County Road Connection Survey, which point bears

South $89^{\circ} 45' 19''$ West 140.0 feet from Station 359+25.59 of said Highway Survey, Northerly, Northwesterly and Westerly along a 293.31-foot-radius curve left 457.96 feet to a point in the Southerly right of way line of an existing County East and West Road, which point bears

South $0^{\circ} 17' 49''$ West 25.0 feet from Station 18+11.82 of said proposed County Road Connection Survey; thence

North $0^{\circ} 17' 49''$ East 25.0 feet, more or less, to a point in the North line of said Southeast Quarter of the Southeast Quarter; thence Easterly along said North line 153.0 feet, more or less, to point in the Southwesterly right of way line of the Oregon Short Line Railroad; thence

South $54^{\circ} 28'$ East along said railroad right of way line 330.0 feet, more or less, to a point in the East line of said Southeast Quarter of the Southeast Quarter; thence

Southerly along said East line 1,133.0 feet, more or less, to the PLACE OF BEGINNING.

U.S. Highway 95 Station reference: 349+1248 to 360+43.09.

ALSO EXCEPTING THEREFROM the right of way of the Oregon Shortline Railroad.

REQUEST PIONEER - CALDWELL
TYPE *Real Estate* FILE *2*

HELPS WITH
CANYON CNT RECORDS
BY *Caldwell*

92 APR 20 PM 4 34

RECORDED

920854

COMMUNICATION DOCUMENTATION

Claim No. A63-04641 & A63-07921

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Ron Howerton

DATE

November 7, 1996

CUSTOMER

JOLENE CHRISTOFFERSON

WK # 454-7391

SUBJECT: A63-04641 & A63-07921

1. Called and requested that she send me a copy of the deed that showed the property being transferred from Hamilton to Asher.
2. I suggested that she call the title company and they could fax the warranty deed to me. She said she would try.
3. She also said that they were going to sell the property next year. She said the amount of land was 3 acres they bought.
4. This matches the Warranty deed legal for 3 acres in the SWSE, T5N, R5W, S15. This would split both claims.
5. The original claimant, Hamilton was sent notice about the directors report and we received returned mail for both claims, so it probably means that either Asher or someone else owns the other part of the split.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 26, 1996

CURT CHRISTOFFERSON
JOLENE CHRISTOFFERSON
26415 SAND RD
PARMA ID 83660

Re: Notices of Claim to Water Right Nos. A63-04641, A63-07921

Dear Mr. & Mrs. Christofferson:

This office has reviewed the Notice of Change of Water Right Ownership you recently submitted (copy enclosed). When we spoke in July, I informed you that we could not continue to process this ownership change due to the fact there is no record of the property being transferred from the original owner, Leslie Hamilton, to Donald Asher and that you may want to contact your title company and have them obtain a copy of the deed between these parties or if you could send us a copy of your property tax notice, which includes a description of this property by 1/41/4, Section, Township and Range, then we could go ahead and complete the ownership change.

If we do not hear from you within 30 days, the claim will remain in the original owner's name. Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure

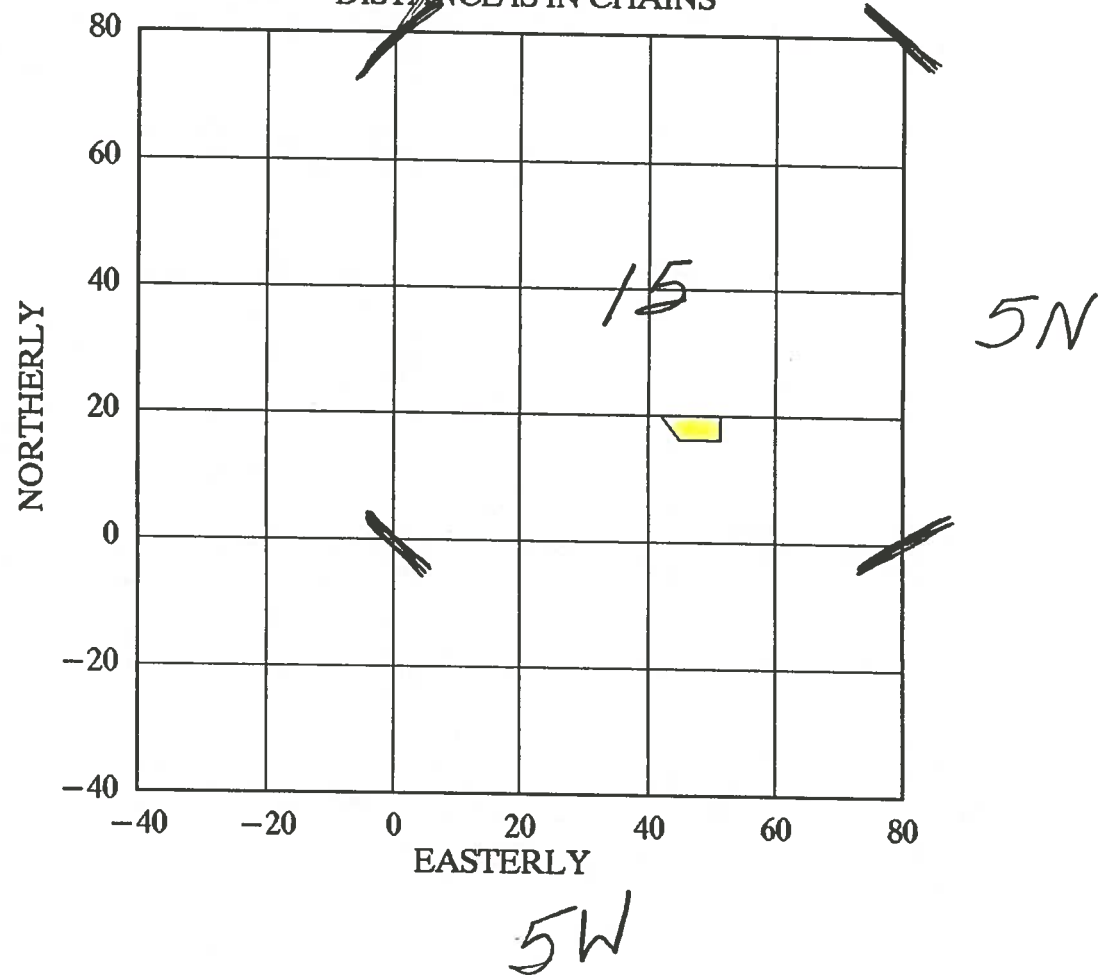
7-1-96
**Lori - Jolene*
Christofferson called
to find out what
is needed - I finally
found it & called
her back but she wasn't
available. Call her at
work = 454-7391.

Kay

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
40.00	20.00					
42.12	19.99	89.00	49.00	17.00	SE	140.00
51.36	19.96	89.00	49.00	17.00	SE	610.00
51.35	16.13	0.00	10.00	43.00	SW	253.00
44.93	16.15	89.00	49.00	17.00	NW	423.84
42.12	19.99	36.00	10.00	0.00	NW	314.11

3 acres
 KW
 7/2/94

PARCEL PLOT -- METES & BOUNDS
DISTANCE IS IN CHAINS





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 24 1996

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 5 N Range 5 W
 Section 15, 1/4 of 1/4 of 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.
 If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: _____
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Donald Asher
- ☐ New Owner/Claimant (Purchaser): Curt & Jden Christopher
- ☐ New Mailing Address: 26415 Sand Rd
Perma ID 83660
- ☐ New Telephone Number: () 722 - 7450
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____

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

- ☐ Signature of New Owner/Claimant(s) Curt Christopher Date 6/18/96
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

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

FOR IDWR USE ONLY:
 Initial Review and Data-Entry
 Date: _____ By: _____
 Further Action Needed:
 Further Action Taken
 Date: _____ By: _____
 Final Review and Data-Entry
 Date: _____ By: _____
 Claim Numbers of Split, if any:

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

WARRANTY DEED

FOR VALUE RECEIVED Donald R. Asher, an unmarried man

the Grantor, does hereby grant, bargain, sell and convey unto Curt D. Christofferson and Jolene I. Christofferson, husband and wife

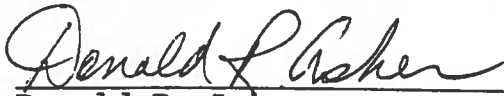
the Grantees, whose address is 6415 Sand Road, Parma, ID, 83660

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

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 he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1993 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

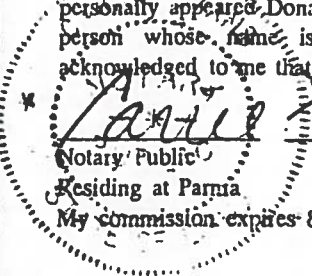
DATED: May 14 , 1993


Donald R. Asher

STATE OF IDAHO

COUNTY OF CANYON

On this 18th day of May in the year 1993, before me, a Notary Public, personally appeared Donald R. Asher known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public
Residing at Parma
My commission expires 8/17/96

RECEIVED

JUN 24 1996

WATER RESOURCES
WESTERN REGION

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

Exhibit "A"

A portion of the Southwest Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, and being more particularly described as follows:

COMMENCING at the Northwest corner of said Southwest Quarter of the Southeast Quarter; thence

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 140 feet to the TRUE POINT OF BEGINNING; thence continuing

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 610 feet; thence

South 00° 10' 43" West perpendicular to said North boundary a distance of 253 feet; thence

North 89° 49' 17" West parallel with said North boundary a distance of 423.84 feet; thence

North 36° 10' 00" West a distance of 314.11 feet to the TRUE POINT OF BEGINNING.

RECEIVED

JUN 24 1996

WATER RESOURCES
WESTERN REGION

9311039

RECORDED

JUN 21 PM 4 21

RECORDED
CANYON CNI RECORDER
BY C. SmithRECEIVED
PIONEER - CALDWELL
TYPE *Book* FEB 6 1996

RECEIVED

SEP 04 1996

WATER RESOURCES
WESTERN REGION

CANYON COUNTY ASSESSOR
1115 ALBANY ST. RM. 323
CALDWELL, ID 83605

THIS IS NOT A BILL

IMPORTANT NOTICE-PLEASE READ

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
CALDWELL, ID 83605-3542
PERMIT NO. 4

PARCEL NO. **6R38915-010- -0**
UNIFORM **05N05W158560**
TAX CODE **138-00** **05-18-96**
Phone **454-7431**

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
RUR RESIDENT TRACT	1.00	13,000
RES TRACT OVER 1 ACR	2.00	10,625
RES IMP-RUR RES TR		33,500
IMP ON RUR TRACT		2,825

1996

TAXPAYER'S
VALUATION

ASSESSMENT NOTICE

**TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENT**

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

TOTAL FULL CASH VALUE
TX 13 IN SWSE

59,950 JUNE 17, 1996
Homeowner Exemption-Yes

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

REGULAR ROLL

SEC 15-SN-SW SE

Mail To:

CHRISTOFFERSON, CURT D
& CHRISTOFFERSON, JOLENE I-H/W

PROPERTY ADDRESS
26415 SAND RD, PA

26415 SAND RD
PARMA

ID 83660

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

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

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

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

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

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

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

55088
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

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

RETURNED
TO
SENDER
UNDELIVERABLE AS ADDRESSED
FORWARDING ORDER EXPIRED
DISCONTINUED

RECEIVED
APR 20 1995

Department of Water Resources

WESLIE W HAMILTON
RURAL RT #1: 26415 SAND RD
PARMA ID 83660

A63-04641✓
OR

Call P.O.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-7921

WATER RIGHT NUMBER: 63-7921

Owner Type Name and Address
 Current Owner LESLIE W HAMILTON
 26415 SAND RD
 PARMA, ID 83660

Priority Date: 01/28/1974

Basis: License

Status: Active

Source

SAND HOLLOW CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To
 4/01 to 11/01

Diversion Rate

0.320 CFS

Annual Volume

72.00 AF

Total Diversion:

0.320 CFS

72.00 AF

Location of Point(s) of Diversion

SAND HOLLOW CREEK
 CANYON County

SW1/4SE1/4

Sec. 15, Twp 05N, Rge 05W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	15															16.0		16.0

Total Acres: 16

Conditions of Approval:Remarks:Comments:Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
---------	--------------------	----------	--------------------	----------	--------

surface rts - none. not in a service area
 overlaps none

recommended as
 licensed

need shoulder remark

Boise R.

- really only ~ 13 acres currently irrigated
 sou shoulder for 3/11 & 11/15

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7921

08/17/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7921	Claim	05N	05W	15	SW	SE		IRRIGATION	16/16	LESLIE W HAMILTON
4641	Water Right	05N	05W	15	SW	SE		IRRIGATION	23/57	LESLIE W HAMILTON
7921	Water Right	05N	05W	15	SW	SE		IRRIGATION	16/16	LESLIE W HAMILTON

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7921

08/17/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-7921	Claim	05N	05W	15	SW	SE		SAND HOLLOW CREEK SNAKE RIVER	LESLIE W HAMILTON
63-7921	Water Right	05N	05W	15	SW	SE		SAND HOLLOW CREEK SNAKE RIVER	LESLIE W HAMILTON

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7921 Priority January 28, 1974 Amount 0.32 cfs

THIS IS TO CERTIFY, that LESLIE W. HAMILTON
of Parma, Idaho, has complied with the terms and conditions of Permit
No. 63-7921 issued pursuant to Application for Permit dated January 28, 1974,
and has submitted proof to the Department of Water Resources on March 15, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.53 cfs of water from Sand Hollow Creek,
tributary to Boise River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.32</u> cfs and	<u>72 acre feet</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.32 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
72 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15,
Twp. 5N, Rge. 5W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	5W	15															16		16

Total number of acres irrigated 16

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
December, 19 79.

Director

RECEIVED
DEC 31 1979
WATER RESOURCES

Identification No. _____

Application No. 63-7921

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Leslie W. Hamilton
post office address Rural Route No. 1. Parma, Idaho.
2. Source of water supply Sand Hollow Creek which is a tributary of Boise River
3. a. Location of point of diversion is South $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ $\frac{1}{4}$ of Section 15 Township 5 North
Range 5 West B.M. Canyon County; additional points of diversion if any: _____
30 feet North of the South Line of Section 15, Township 5 North,
Range 5 West of the Boise Meridian, and about 600 feet East from the
Southwest Corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the of the said Section 15, aforesaid
b. If water is not consumed, it will be discharged into Sand Hollow Creek at a point in said $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes: each year
two second feet
Amount 2 for irrigation purpose from April 1st to November 1, (both dates inclusive)
(cfs or acre-feet per annum)
Amount all for irrigation purpose from See above dates (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. Two Second feet cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. One four inch/10 H. P. Motor
operating the same with gasoline, but expect later on to install
an electric motor, with the necessary pump.
No storage dam no reservoir
b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ Present Total for all purposes about \$1200.00
8. Description of proposed uses: Pump \$485.00, Engine (Motor) \$325.00; Pipe, etc
\$400.00
a. If water is not for irrigation: It is for irrigation
(1) Give the place of use of water: About 18 acres West of Sand Hollow Creek in the SW $\frac{1}{4}$ of the
Range SE $\frac{1}{4}$ of Section 15, Township 5 North Range 5 West of the Boise Meridian.
(2) Amount of power to be generated: None hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
Not for watering livestock
(4) Name of municipality to be served No municipal purpose, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

See attached map

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

TWP.	RANGE	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	
5 N.	5 W.	15															40	40	80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above.

none on that side of Sand Hollow Creek

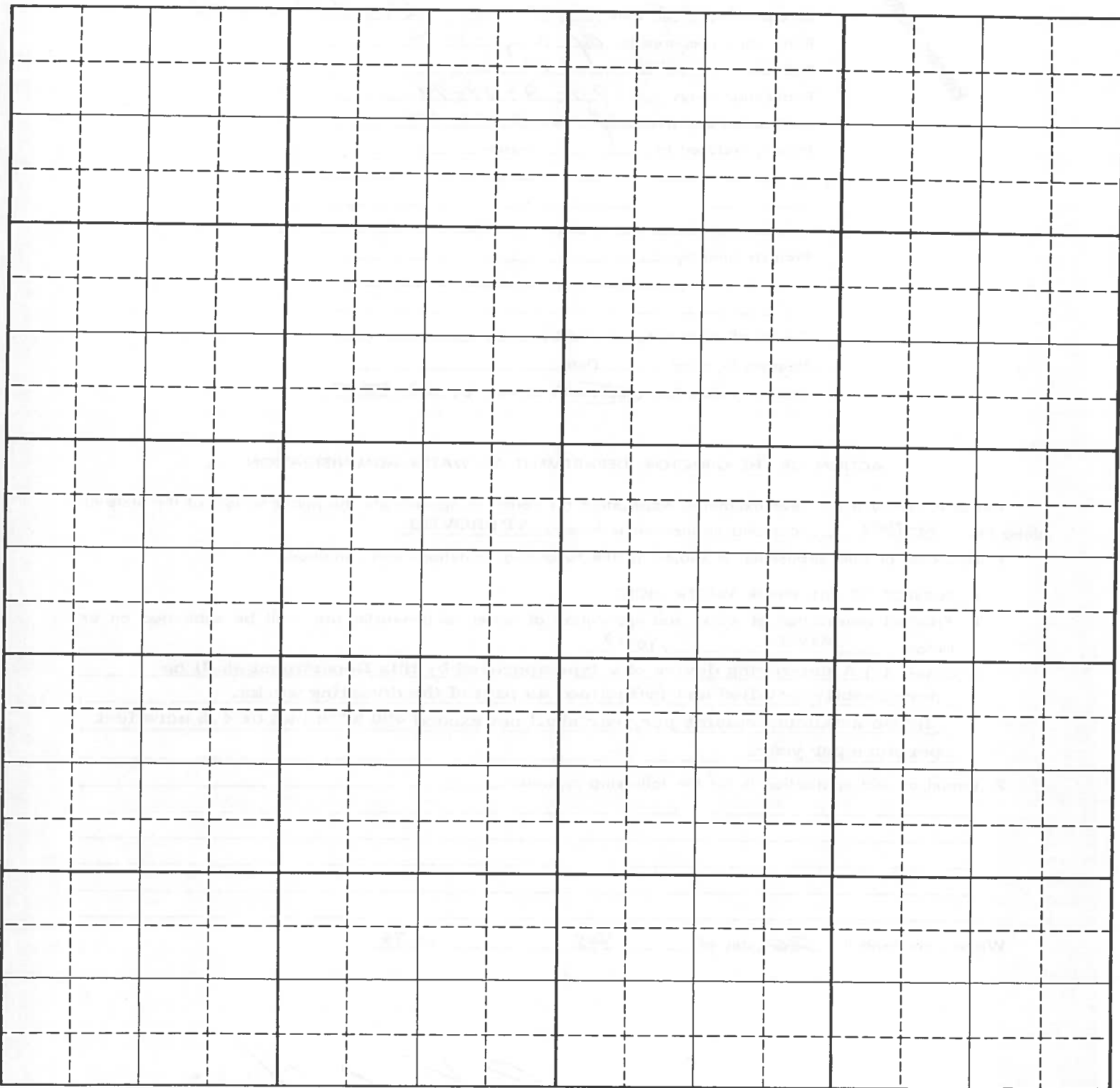
9. a. Who owns the property at the point of diversion *Lester W. Hamilton*

b. Who owns the land to be irrigated or place of use *Lester W. Hamilton*

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing *None*

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Leslie H. Hamilton
(Applicant)

Proposed Priority 1-28-1974

Received by Y Date 1-28-74 Time 2:00 P
Preliminary check by AMH Fee \$ 35.00
Receipted by Y Date 1-28-74 Ruit # 13621
Publication prepared by Y Date 1-31-74
Published in Barren Review
Publication dates 2-7 & 2-14-74
Publication approved Y Date 2-19-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by h JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7921, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 79.
- c. Other: (1) A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
(2) The maximum volume per year shall not exceed 360 acre feet or 4.5 acre feet per acre per year.

2. Denial of said application is for the following reasons: _____

Witness my hand this 20 day of May, 19 74.

R. Keith Hiji
Director

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

APR 4 1979

Post office address

Phone

Department of Water Resources
Western Regional Office

Phone

2. Source of water supply: Groundwater ☒ Surface water ☐

☒ Hand Hollow Drain
(name spring, stream, etc.)

Tributary to

3. Water will be used for the following purposes:

Amount 2.0 c.f.s. for AF/Annum

(nature of use)

Period of Use: from 24-1 to 11-1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses:

4. Total amount to be appropriated:

Max Rate of Diversion 2.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 5W E/W, B.M., Section 15, Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, Canyon County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Other Points of Diversions:

Description of diverting works: 10 Hp pump & motor, gravity flow ditch

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

8/2

MICROFILMED

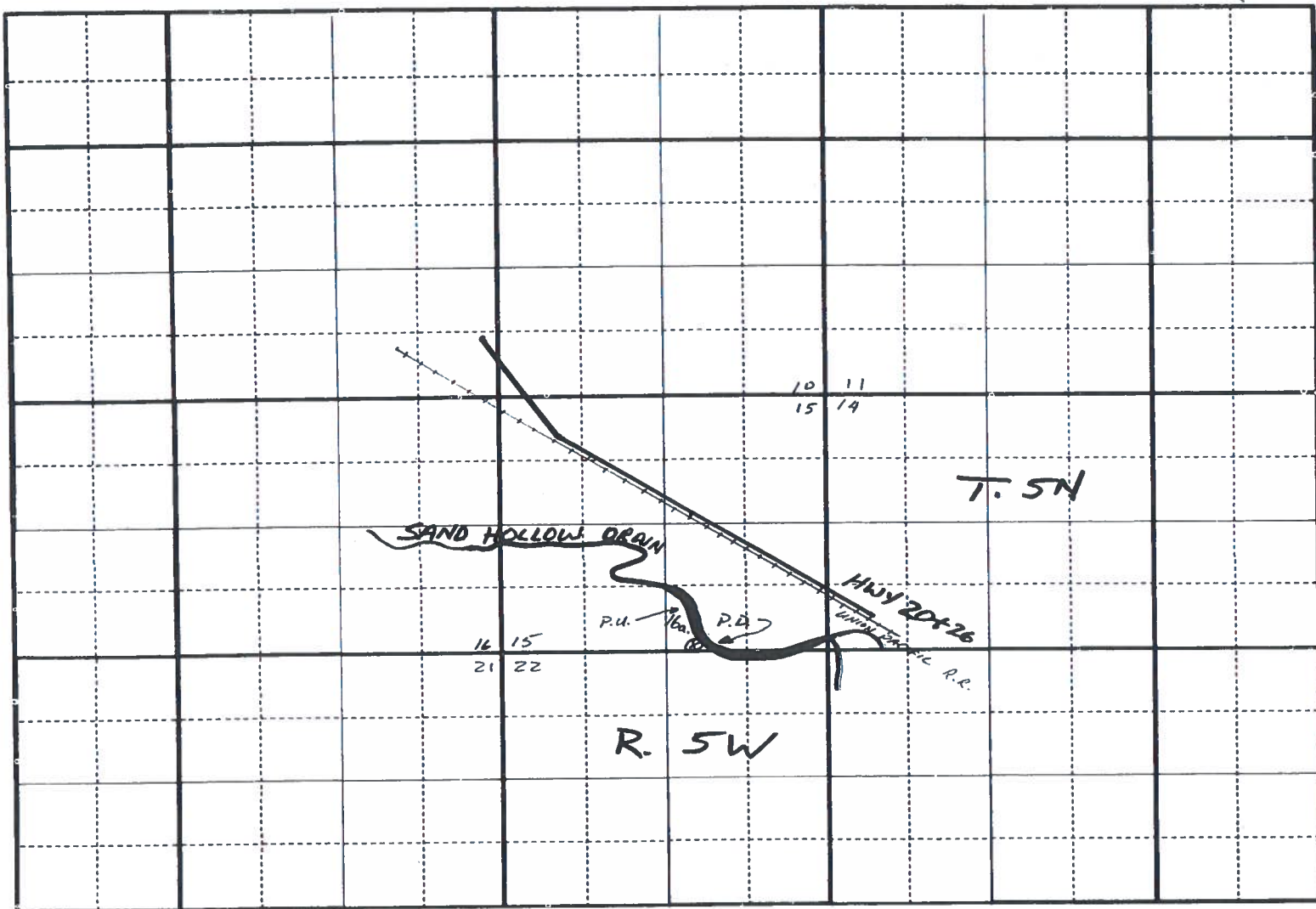


Diagram of System

DATE OF EXAM 6/7/79

ACREAGE

Found 16

Recommended 16

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .32 c.f.s. V = 720 AF/Ann. from 7/1 to 11/1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: SAND HOLLOW CREEK
twp. 5N N/S, Rge 5W E/W, B.M., Sec. 15, Sub. SW 1/4 SE 1/4 CANYON County

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 1.53 cfs Method of measurement CIPOLETTI WEIR

Total Q recommended .32 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 720 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

DIRECTLY MEASURED 4.5 INCHES ON CIPOLETTI WEIR WITH CREST LENGTH = 1.5'
FLOW TAKEN FROM TABLE 4, P. 25, WATER MEASUREMENT BULLETIN NO. 552,
U. of I. = 1.53 cfs

SYSTEM DESCRIPTION:

10hp MOTOR WITH PUMP, 8" PIPE DISCHARGE INTO WEIR BOX. DITCHES
TO CONVEY WATER TO FLOOD IRRIGATE.

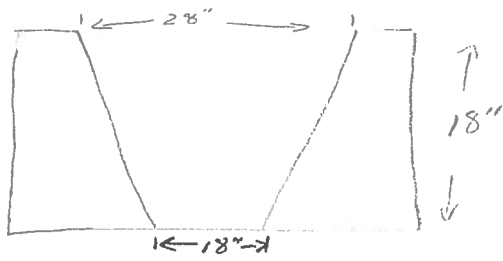
REMARKS:

63-9641 CLAIM COVERS THE REST OF L.W. HAMILTON'S PROPERTY.
THIS POINT OF DIVERSION WAS MADE APP. 63-7921 ONLY IRRIGATES THE
16 ACRES IN SWSE, SEC. 15, T5N, R5W.

Examiner's Signature Charles W. Byrnes Jr. Date 6/8/79

Checked by W. H. Smith Date 11 June 79

Approved by _____ Date _____



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: A63-07921
Date Received: 3/08/1990
Receipt No: W010765
Received By: JFW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LESLIE W. HAMILTON
Address: RT. 1; 26415 SAND RD.
PARMA, ID

83660

2. Date of Priority: JAN 28, 1974

3. Source: SAND HOLLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	05W	15	SW	SE			CANYON

5. Description of diverting works:
PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.320		72.00

7. Total Quantity Appropriated is:
0.320 C.F.S. (and/or) 72.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05W	15	SW	SE		IRR	16.0
Section Acres							16.0
Total Acres							16.0

A63-07921

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Date: 03/08/90

MICROFILMED
AUG 24 1992

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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): Leslie W. Hamilton Date: 1 3-8-90

Date: _____

State of Idaho)
County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 8 day

of 8 March 19 90

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12-8-94

Receipt Details for ID W010765

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/8/1990 1:11:40 PM	3/8/1990	Western	\$173.00	Check
Payer		HAMILTON, LESLIE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2760			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEES**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$173.00	ADJUDICATION FEES	410162	9337	0 0		6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	4641		\$107.00	Claim
63	7921		\$66.00	Claim

[Print Report](#)