

03/21/2006

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

RIGHT NUMBER: 67-458B

NAME AND ADDRESS: ROBIN L THORSEN
2982 CUTLER RD
CAMBRIDGE ID 83610-5166

ETHEL J PEARSON
2982 CUTLER RD
CAMBRIDGE ID 83610-5166

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.120 CFS

PRIORITY DATE: 06/01/1894

POINT OF DIVERSION:

T14N R01W S9 SWNESE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.120 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T14N R01W S04	SESW	24.00	T14N R01W S04	SWSE	7.00
T14N R01W S09	NWNE	12.00	T14N R01W S09	SWNE	22.00
T14N R01W S09	NENW	5.80			

70.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 70.8 acres in a single irrigation season. Combined Right Nos.: 67-457, 67-458B, and 67-4276

This right is limited to the irrigation of 9.6 acres within the place of use described above in a single irrigation season.

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 - Decreed

Use of this right is combined with storage water from C. Ben Ross Reservoir.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

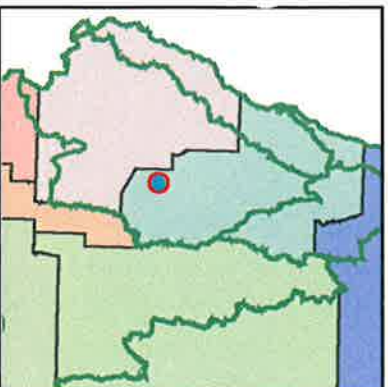
Adjudication Claim Number:

67-457, 67-458B, & 67-4276

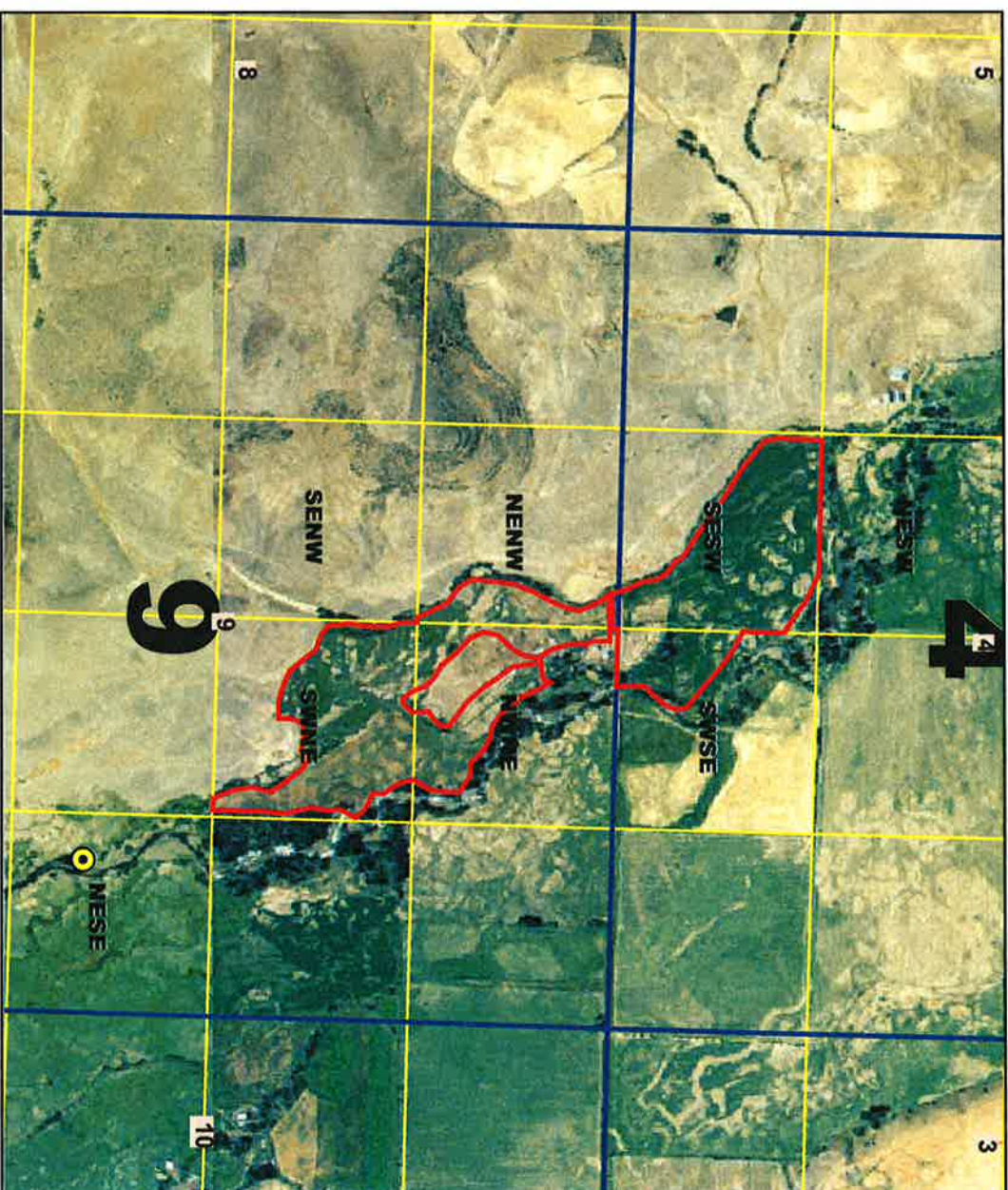
T14N R01W

Legend

- Point of Diversion
- Place of Use
- B67 sections.shp
- T14n01w.shp



Washington County
IDWR Basin 67



1320 0 1320 2640 3960 Feet

Prepared by C. Saxton
On Tuesday, March 21, 2006
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-458B V1

WATER RIGHT NUMBER: 67-458B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CAROLINE BAILEY
	, ID
Original Owner	WALTER BENSON
	, ID
Original Owner	DELBERT T OGLE 1039 W INDIAN VALLEY RD CAMBRIDGE, ID 83610 (208)256-4448
Current Owner	ROBIN L THORSEN 2982 CUTLER RD CAMBRIDGE, ID 83610-5166 (208)257-3541
Current Owner	ETHEL J PEARSON 2982 CUTLER RD CAMBRIDGE, ID 83610-5166 (208)257-3541

Priority Date: 06/01/1894

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	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	0.120 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SW1/4NE1/4SE1/4	Sec. 9, Twp 14N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	4												24.0			7.0		31.0
14N	01W	9	12.0	22.0		5.8													39.8

Total Acres: 70.8

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-458B V1

Conditions of Approval:

1. W30 Use of this right is combined with storage water from C. Ben Ross Reservoir.
2. E56 The rights listed below are limited to the irrigation of a combined total of 70.8 acres in a single irrigation season. Combined Right Nos.: 67-457, 67-458B, and 67-4276
3. 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.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. K06 This right is limited to the irrigation of 9.6 acres within the place of use described above in a single irrigation season.

Remarks:Comments:

1. mcase 7/22/2004 Quantity

Comment: Parent right decreed for .12 cfs. Claimed all .12 cfs. 67-458A claimed .06 cfs. Could not verify flow.

2. csaxton 3/21/2006 PPU

Comment: Despite that this is claimed as a split, this claim/recommendation represents the entire original decreed right 67-458. The competing split claim was disallowed.

3. csaxton 3/21/2006 POU

Comment: SESE of Section 4 is claimed under this right but is recommended under the waste water claim of 67-4273. In order to recommend SESE of Section 4 with live water, then waste water could not be recommended just based on how the system would have to work. If live Little Weiser water made it to SESE S.4, then it is not waste. It is either an enlargement, or a new appropriation of Little Weiser water. Thus, if it is waste water, then we can not say that live Little Weiser water made it to that POU.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/22/2004 3:40:51 PM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-458B V1

POD	7/22/2004 3:44:33 PM	mcase	Active
Source	7/22/2004 3:44:44 PM	mcase	Active
POU	7/22/2004 3:48:40 PM	mcase	Active
Use	7/22/2004 3:50:34 PM	mcase	Active
Season	7/22/2004 3:51:03 PM	mcase	Active
Quantity	7/22/2004 3:51:24 PM	mcase	Active
Contacts	3/21/2006 7:35:57 AM	csaxton	Active
Priority Date	3/21/2006 7:36:24 AM	csaxton	Active
POD	3/21/2006 7:37:40 AM	csaxton	Active
Source	3/21/2006 7:38:42 AM	csaxton	Active
POU	3/21/2006 7:39:28 AM	csaxton	Active
Use	3/21/2006 7:49:01 AM	csaxton	Active
Season	3/21/2006 7:51:50 AM	csaxton	Active
Quantity	3/21/2006 7:52:48 AM	csaxton	Active
Summary		03/21/2006 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Season	7/22/2004 3:51:03 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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?
Priority Date	7/22/2004 3:40:50 PM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	7/22/2004 3:44:33 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-458B V1

Source	7/22/2004 3:44:44 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	7/22/2004 3:48:40 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (No) 7. Is there evidence that there has been a change in the POU?
Quantity	7/22/2004 3:51:23 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POD	8/3/2005 1:04:50 PM	dnarsavage	Correlated PODID 624235 from SpatialDataID 363642 to SpatialDataID 342588
POD	8/3/2005 1:04:51 PM	dnarsavage	Correlated PODID 624235 from SpatialDataID 363642 to SpatialDataID 342588
POD	8/3/2005 1:04:51 PM	dnarsavage	Correlated PODID 624235 from SpatialDataID 363642 to SpatialDataID 342588
POD	8/3/2005 1:04:49 PM	dnarsavage	Correlated PODID 624235 from SpatialDataID 363642 to SpatialDataID 342588
POD	8/3/2005 1:04:50 PM	dnarsavage	Correlated PODID 624235 from SpatialDataID 363642 to SpatialDataID 342588
Contacts	3/21/2006 7:36:17 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review.
General	3/21/2006 7:36:44 AM	csaxton	(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	3/21/2006 7:38:00 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (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? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-458B V1

Source	3/21/2006 7:39:02 AM	csaxton	(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	3/21/2006 7:39:49 AM	csaxton	(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? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - Recommended as PPU. Description for Question 13 - FE by Roger Meyer on 11/12/05.
POU	3/21/2006 7:40:14 AM	csaxton	Updated shape for Active POU
POU	3/21/2006 7:40:25 AM	csaxton	Updated PLS for Active POU
Season	3/21/2006 7:52:12 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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	3/21/2006 7:53:10 AM	csaxton	(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? (No) 8. Does the parent right have an annual diversion volume limit? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-458B V1

Summary	3/21/2006 7:55:02 AM	csaxton	(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? (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?
POD	3/21/2006 7:38:39 AM	csaxton	Updated shape
POD	3/21/2006 7:38:49 AM	csaxton	Updated PLS
Use	3/21/2006 7:49:22 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Use	7/22/2004 3:50:34 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?

Water Supply Bank:

Claim

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	457		Decreed	Active	1885-06-01	0.3		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim
67	458	B	Decreed	Active	1894-06-01	0.12		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim
67	4273		Statutory C	Active	5/1/1968	0.14		WASTE WATE	IRRIGATION	PEARSON, E	Claim
67	4276		Statutory C	Active	5/1/1949	0.6		LITTLE WEISE	IRRIGATION	PEARSON, E	Claim

Recommendation

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	457		Decreed		1885-06-01	0.3	24	LITTLE WEISE	IRRIGATION	PEARSON, E	Recommendation
67	458	B	Decreed		1894-06-01	0.12	9.6	LITTLE WEISE	IRRIGATION	PEARSON, E	Recommendation
67	4276		B-use		5/1/1949	0.6	70.8	LITTLE WEISE	IRRIGATION	PEARSON, E	Recommendation
						1.02	70.8				
67	4273		B-use		5/1/1968	0.14	7	WASTE WATE	IRRIGATION	PEARSON, E	Recommendation
Total =						1.14	77				

Watermaster Records

PARC	Name	67A #	Suffix	Date	CFS	Notes
14N01	PEARSON, E	458		6/1/1894	0.12	10
14N01	PEARSON, E	457		6/1/1885	0.3	24

67 10167 Decreed Active 10/1/1950 0.12 GROUND WA DOMESTIC, STC PEARSON, E wrWaterRight

PD'd

Ready to go

Split history for Decreed Right 67-458 & 496

WR History

Claim History

Recommendation

67-458	Benson/Bailey	67-458	Benson/Bailey	67-458A	Sheldon
0.12	cfs	0.012	0.012	0.06	3
9.6	ac	9.6	9.6	77	77

* calculated at 5/8 inches per acre

Sum CFS =	0.180
Sum Acre=	80
Sum Af =	
Extra CFS =	-0.060
Extra Acre =	-70.4
Extra AFA =	

Sum CFS =	0.120
Sum Acre=	9.6
Sum Af =	
Extra CFS =	0.000
Extra Acre =	0.0
Extra AFA =	

67-458A	Sheldon
0.00	0.00
0.0	0.0

67-458B	Pearson
0.12	0.12
9.6	9.6



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 14, 2005

This attachment is for Water Right Numbers 457, 458B and 4276. These water rights lay over top of each other along with 37 inches of water rights from C. Ben Ross Reservoir that is privately owned over and above their adjudicated rights.

W/R # 457 has 0.30 CFS = 15"

458B has 0.12 CFS = 6"

4276 has 0.60 CFS = 30"

Total of 51" which = 81.6 Acres

C. Ben Ross Reservoir = 37" 37 Acres

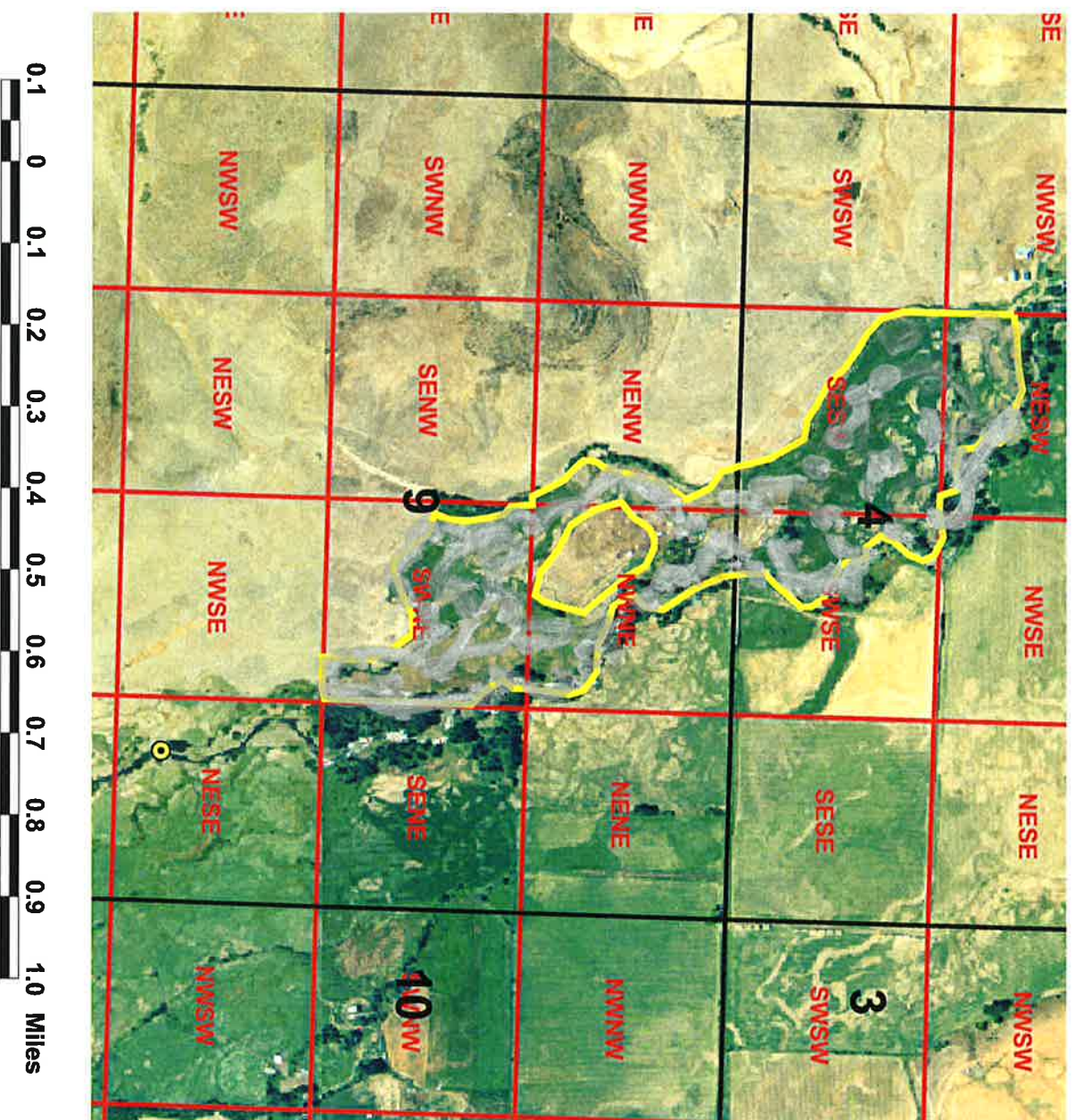
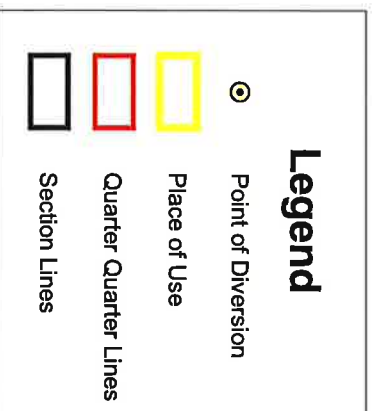
Total of 88" 118.6 Acres

The POD for this water is the South Ogle Ditch #A0016781 which is on map 67-457 section 4 and 9 (14NO1W9NESE). This also gets re-useable water from above Munday Gulch Rd that comes out of the Anderson ditch across Mike Johnson, Ron Dunham and Peggy Shelton's properties. This water dumps into the ditches from the South Ogle Ditch which runs down and crosses the Ogle Road that irrigates the 20 or so acres NW of Ogle Rd. This in turn dumps into the Little Weiser River and the Underwood Ditch that is used to irrigate the 7 acres on water Right # 67-4273

Roger Meyer

Idaho Department of Water Resources

T14N, R01W S9
Water Right No: 67-458B



Contacts Data Entry Form

Claim Number: 67-458B

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	CAROLINE BAILEY			ID		
Original Owner	WALTER BENSON			ID		
Original Owner	DELBERT T OGLE	1039 W INDIAN VALLEY RD	CAMBRIDGE	ID	83610	(208)256-4448
Current Owner	ROBIN L THORSEN	2982 CUTLER RD	CAMBRIDGE	ID	83610-516	(208)257-3541 6
Current Owner	ETHEL J PEARSON	2982 CUTLER RD	CAMBRIDGE	ID	83610-516	(208)257-3541 6

Date of Field Exam: 11-12-05 Time: 12:00Accompanied By: Ethel Pearson Phone Number: 1-208-257-3541Relationship to Claimant: Owner

Directions to Property (if different from above) and/or update owner information:

Reviewer: Date: 11-12-05

Priority Date Data Entry Form

Claim Number 67-458B

Claimed Priority Date: 6/1/1894

Claimed Basis: Decreed

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date ____ Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Decreed

Reviewer: *[Signature]*

Date: *11-12-05*

Point of Diversion and Source Data Entry Form

Claim Number 67-458B

Claimed Point of Diversion and Source

T14N R01W S9 SWNESE Within ADAMS County Source: LITTLE WEISER RIVER 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
<u>Little Weiser River</u>	<u>Weiser River</u>

_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
14N	01W	9	SW	NESE	Adams	South Fork River #A0016781

Other rights from this POD? yes

Document how the POD and Source were verified:

Reviewer: [Signature]Date: 11-12-05

Place Of Use Data Entry Form

Claim Number 67-458B

Claimed Place Of Use

T14N R01W S04	NESW	7.0	T14N R01W S04	SESW	26.0
T14N R01W S04	SWSE	14.0	T14N R01W S09	NWNE	5.0
T14N R01W S09	SWNE	20.0	T14N R01W S09	NENW	5.0

Total Acres 77

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
Water Right #'s 457, 458B, 4276, & 4273								
All overlap each other see write up.								

Total Acres _____

Document how the POU was verified:

Reviewer



Date:

11-72-05

Purpose of Use Data Entry Form

Claim Number 67-458B

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
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Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
IRR	0	200 Head		0

Document how the Purpose of Use was verified:

Reviewer: 

Date: 11-12-05

Period of Use and Quantity Data Entry Form

Claim Number 67-458B

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.12	

Overall Diversion Rate 0.12

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:

Reviewer:



Date: 11-12-05

Denise,

No splits need to be done

67-10167 - Already in Ethel's name

No action needed

67-00457 } Can be changed

67-00458B } No splits necessary

67-04276 } C/O OK

67-04273 }

67-00460 } No change. Deed

67-04274 } Provided does not

67-04275 } Indicate ownership of
these Rights.

Craig

SCANNED
APR 06 2004

RECEIVED
DEC 18 2001
WATER RESOURCES
WESTERN REGION

2982 Cutler Road
Cambridge, Idaho 83610
December 15, 2001

Lori Graves
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Dear Lori:

Thank you so much for your letter, the copies of the water claims within our property boundaries, and for all the work it took to find them. I have completed the form you sent, and am returning it to you with this note.

I am assuming there is nothing more we need to do at this time. If there is, please let me know.

Again my thanks.

Sincerely,

Thel

Thel Pearson

Previously rec'd 12/94.

See deed attached.



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

12/07/2001

Thel Pearson and Robin Thorsen
2982 Cutler Rd
Cambridge ID 83610

Dear Thel and Robin:

Enclosed please find copies of all the claims filed and found within your property boundaries in the name of Delbert and/or Tom Ogle. The claims have yet to be decreed in the Snake River Basin Adjudication, which means we still have to do a name change so that the decrees are issued in your names. Please complete nos. 4, 5, and 7 on the enclosed Change of Ownership form and return to my attention. There is no charge.

Let me know if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lori Graves'.

Lori Graves
Sr. Water Resource Agent

RECEIVED

DEC 03 2001

WATER RESOURCES
WESTERN REGION

2982 Cutler Road
Cambridge, Idaho 83610
November 29, 2001

Lori Graves
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Dear Lori:

In a telephone conversation several months ago, you told me that if I sent in the legal description of our land, you would clarify our water rights in Indian Valley and make sure that they are now in our names. I apologize for taking so long.

I am enclosing several papers. "Exhibit A" gives a brief legal description of the first 825 acres. A longer version is attached, but I think that the details are just trying to define the course of the Little Weiser River. We have no land east of the river. The descriptions of Parcel 1 and Parcel 2 on the Trustee Deed defines the additional 300 acres.

I am also enclosing a copy of the paper given us by the real estate office. I brought it with me to your office when we first purchased the land. It shows Delbert Ogle on this sheet; water rights might also be listed under Tom Ogle's name, as it was originally his ranch.

I appreciate the work that you will be doing, and look forward to hearing from you.

Sincerely,

Thel Pearson

Robin Thorsen

Thel (Ethel) Pearson
Robin Thorsen