

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: A63-04645

Date Received: 4/11/90

Receipt No: C016235

Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IVAN RICHARDSON
Address: 4065 HIGHWAY 95
PARMA, ID

83660

2. Date of Priority: MAR 15, 1942

3. Source: WASTEWATER

Trib. to: ASHLOCK GULCH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	05W	28	NE	SE	SW		PAYETTE
			SW	SW	SE		PAYETTE

5. Description of diverting works:
EARTH DAM WITH GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.180		

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

8. Total consumptive use is 31.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	05W	28	SE	SW		IRR	6.0
			SW	SE		IRR	3.0

Section Acres 9.0

A63-04645

Page 1

Date: 04/11/90

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10. Place of Use: Continued

Total Acres 9.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
BLACK CANYON IRRIG. DIST.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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

Number of attachments: 1

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): Joan Richardson Date: _____

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of APRIL 19 90

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

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

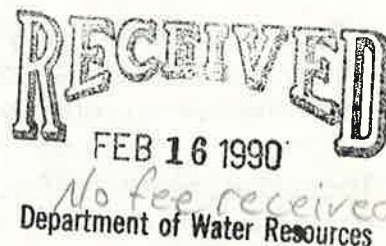
CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant (s) IVAN RICHARDSON Phone () none
Mailing Address Box 2 - 4065 Hwy 95 - PARMA Zip 83660

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) BLACK CANYON
which is tributary to (b) PAYETTE RIVER

4. a. Location of existing point of diversion is: Township 75 Range _____ Section 28
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of PAYETTE

Additional points of diversion if any: see my map please

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

Township 7N Range 5W Section 27 , _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot 5W B.M., County of PAYETTE

ending point is: Township 75 Range 5W Section 28 , _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of PAYETTE

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well 100 ft drilled in 1941

ident no. 65-6082 - March 1973 - also for 50 head of stock cattle
NO 13086 check paid 2.00 - April 3, 1979 - claim no 63-4645 - MAY 9-1979

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

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

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None ()

14. Remarks:

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AUG 20 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

MICROFILMED
AUG 20 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____
of _____, that I have signed the foregoing
document in the space below as _____ of _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

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

Signature _____

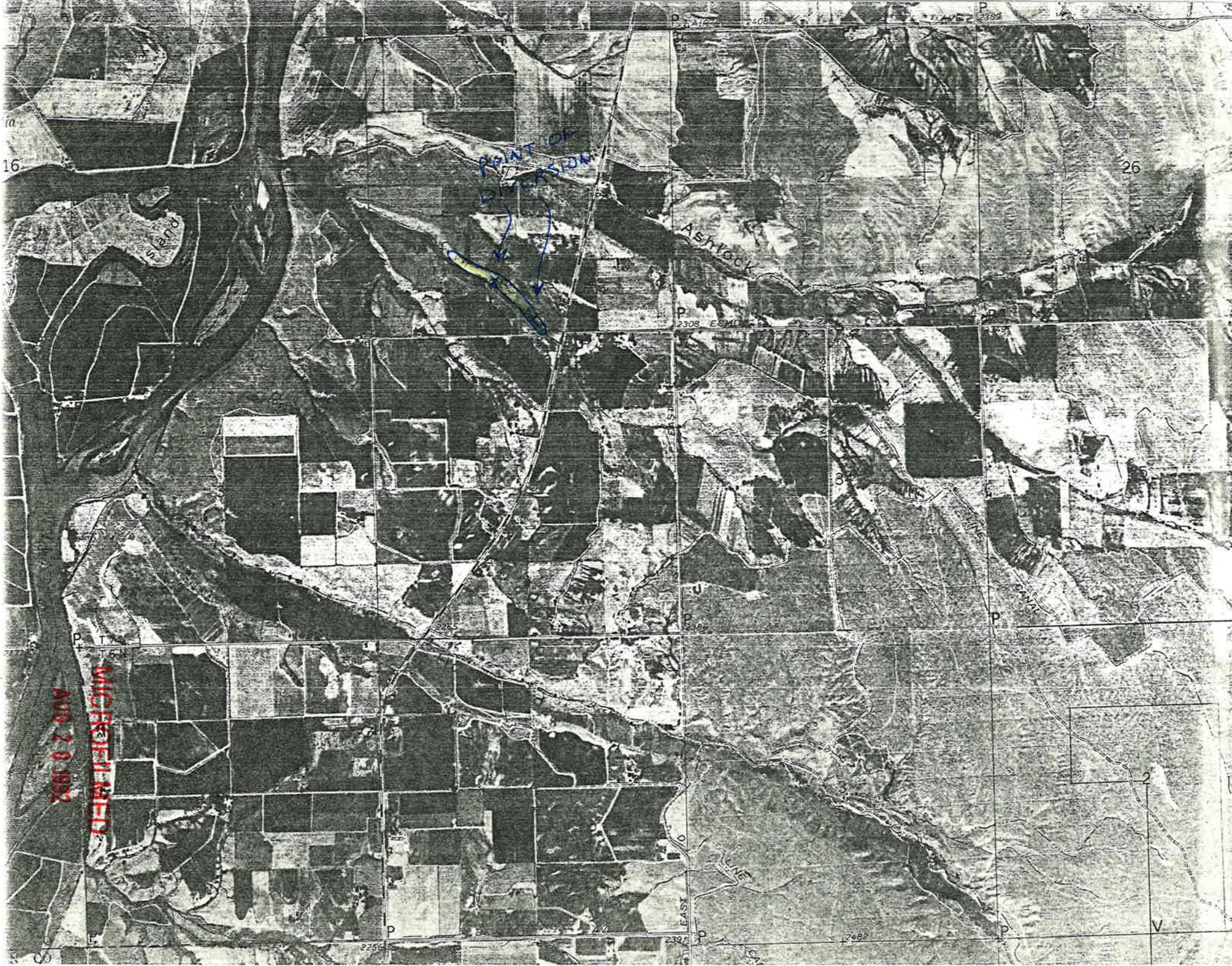
Address _____

Date _____

MICROFILMED
AUG 20 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



POINT OF
DIVERSION

ASHLOCK

MICROFILMED

AUG 20 1992

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-4645
Date Received: 4/11/1990
Receipt No: C016235
Received By:

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

1. Name of Claimant(s)

A. IVAN RICHARDSON TRUST Phone: (303)740-8077
6240 S. IVY STREET
CENTENNIAL CO USA 80111

2. Date of Priority: 03/15/1942

3. Source: WASTE WATER , WASTE WATER Trib. to: ASHLOCK GULCH CREEK , ASHLOCK GULCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
07N	05W	28	SW	SW	SE	PAYETTE	
07N	05W	28	NE	SE	SW	PAYETTE	

5. Description of diverting works:

EARTH DAM WITH GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.18	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot		Use	Acres
07N	05W	28	SE	SW	IRRIGATION	6

SW	SE	IRRIGATION	3
		Section Acres	9
		Total Acres	9

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

CHANGE IN WATER RIGHT OWNERSHIP

15. Basis of Claim: Statutory Claim

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

RECEIVED

NOV 01 2006

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-4645	A63-4645				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) IVAN Richardson
4065 HWY 95, PARMA, ID 83660
4. New Owner/Claimant(s) A. IVAN Richardson TRUST
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address W/A/D 11/14/03
- City, State and ZIP Code 6240 30 Ivy Street, CENTENNIAL CO
- New Telephone Number (303) 740-8077 Cell 220-840-8077 80111
5. Date you acquired the property _____

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) A. Ivan Richardson
(include title if applicable)

A. IVAN Richardson
TRUSTOR

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

For Office Use Only

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

T07N R05W S28

NWSW

NESW

NWSE

NESE

SWSW

SESW

SWSE

SESE

NWNW

NENW

NWNE

NENE

T07N R05W S33

ABBREVIATIONS

AL. = ALUMINUM
 STA. = HIGHWAY CENTERLINE STATIONING
 IF = CORNER PERPETUATION & FILING

G.L.O. = GENERAL LAND OFFICE
 MON. = MONUMENT
 I.T.D. = IDAHO TRANSPORTATION DEPT.

20 21

29 28 NORTHWEST CORNER OF SECTION 28
 CALC. POINT FROM COUNTY GPS DATA, NOT TIED
 CP&F 259834 [T7N,R5W,R-9]

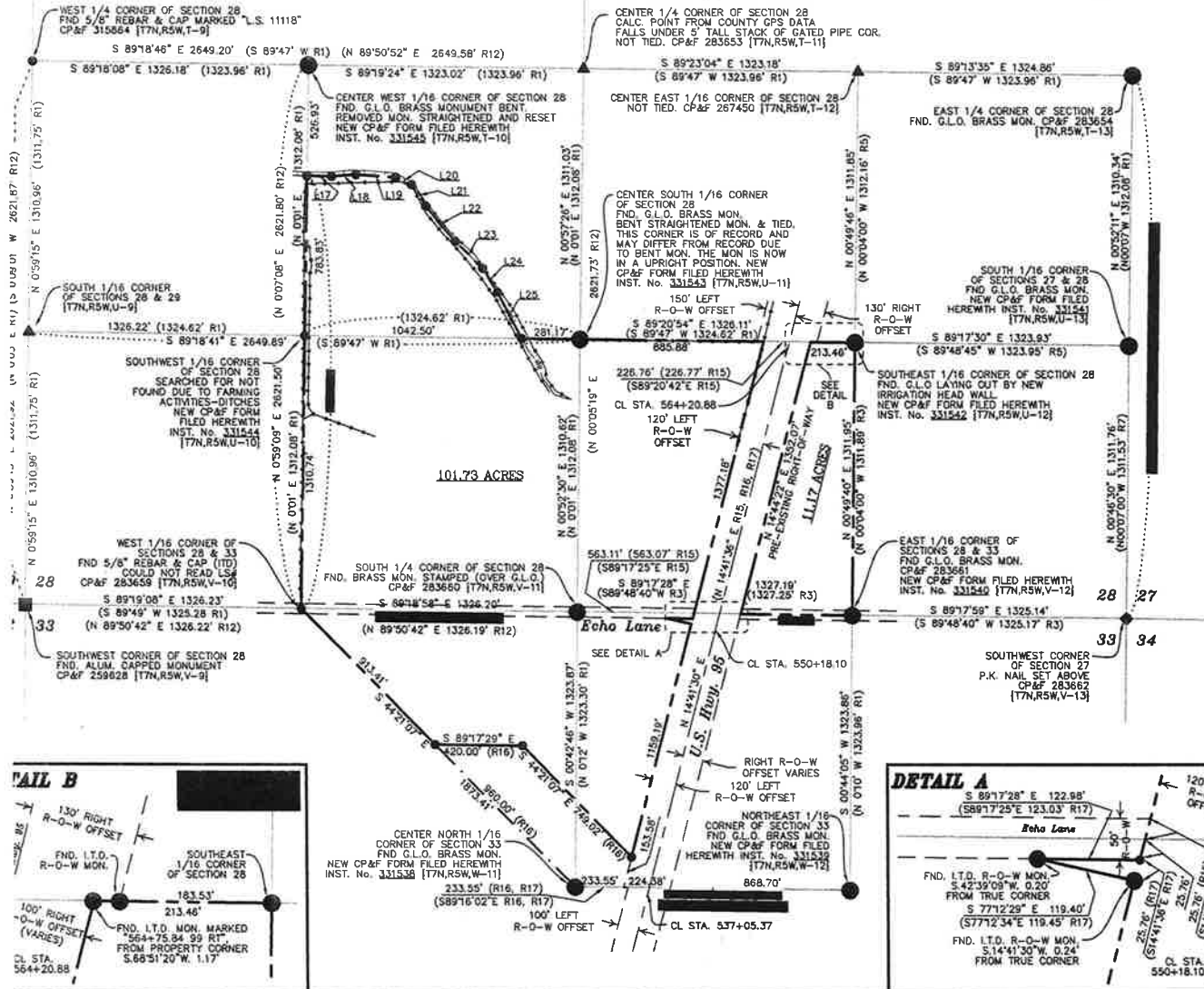


LINE TABLE

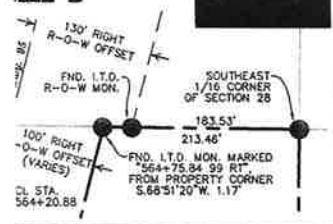
NO.	DIRECTION	LENGTH
L17	S 89°13'42" E	117.86'
L18	N 85°35'55" E	117.81'
L19	S 85°50'47" E	191.75'
L20	S 65°52'50" E	82.55'
L21	S 33°15'03" E	126.98'
L22	S 39°13'38" E	220.27'
L23	S 44°39'44" E	186.41'
L24	S 30°36'28" E	137.63'
L25	S 27°10'55" E	258.36'

LEGEND

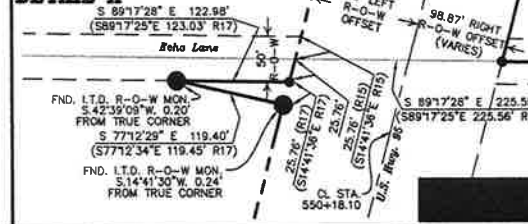
- PROPERTY LINE
 SECTIONAL LINE (SEC.)
 RIGHT-OF-WAY (R-O-W)
 CENTERLINE (CL)
 EASEMENT LINE
 FENCE LINES
 IRRIGATION DITCH
- () DATA OF RECORD
 ● BRASS MONUMENT AS NOTED
 ● SET 5/8"x30" REBAR & ALUM. CAP
 ◆ SET P.K. NAIL & WASHER
 ● FOUND 6/8" REBAR
 ● FOUND 1/2" REBAR
 ▲ CALCULATED POINT, NOT FOUND



TAIL B



DETAIL A



RECORD OF SURVEY

Within the S1/2 of Section 28
 and the N1/2 of Section 33,
 Township 7 North, Range 5 West, B.M.,
 Payette County, Idaho

SURVEYOR'S CERTIFICATE

I, DANNY K. CUMMINGS, A REGISTERED PROFESSIONAL LAND SURVEYOR HEREBY CERTIFY THAT A SURVEY WAS COMPLETED ON 12/20/2006, AT THE REQUEST OF KEVIN SHOEMAKER, AGENT FOR A. IVAN RICHARDSON, TO SURVEY THE PROPERTY SHOWN HEREON, THAT THE SURVEY WAS MADE BY ME OR UNDER MY DIRECTION, THAT THE MONUMENTS ARE AS SHOWN, AND THAT THIS PLAT IS A TRUE AND ACCURATE REPRESENTATION OF SAID SURVEY.



NARRATIVE

THE HIGHWAY 95 RIGHT-OF-WAY BOUNDARIES WERE ESTABLISHED USING RECORDS R15, R18, AND R17 WITH REFERENCES TO THE STATIONING OF RIGHT-OF-WAY MONUMENTS FOUND IN THE IDAHO TRANSPORTATION DEPARTMENT ROAD PROJECT NO. NH-F-3111(039), KEY NO. 2827 IN PAYETTE COUNTY. THE RIGHT-OF-WAY BOUNDARIES DESCRIBED IN THE ABOVE RECORDS WERE ROTATED TO ALIGN WITH THE FOUND WEST SIDE RIGHT-OF-WAY MONUMENTS, AND PLACED WITH THE CLOSEST FITTING OF THE SECTION TIE, FOUND IN R15, TO THE SOUTH 1/4 CORNER OF SECTION 28.

RECORDS OF REFERENCE

- R1 O.L.D. DEPENDENT RESURVEY AND SUBDIVISION OF SECTIONS 20 THROUGH 29 AND 32 THROUGH 36, ACCEPTED AUGUST 29, 1997.
 R2 RECORD OF SURVEY FOR JERRY ROLAND BY BLAKEY ENGINEERS, INC., FILED IN BOOK 1, PAGE 107.
 R3 RECORD OF SURVEY FOR GEORGE DOWNER BY GASCHLER & ASSOC., FILED IN BOOK 1, PAGE 151.
 R4 MAPS FROM BLACK CANYON IRRIGATION DISTRICT.
 R5 RECORD OF SURVEY FOR MAC SCOTT BY SKINNER & ASSOC., INC., FILED IN BOOK 3, PAGE 7.
 R6 RECORD OF SURVEY FOR DON NEWMAN REALTY BY EDWARDS ENGINEERING SERVICES, FILED IN BOOK 3, PAGE 37.
 R7 RECORD OF SURVEY FOR DON MCLEIN BY GASCHLER & CUMMINGS, FILED IN BOOK 3, PAGE 63.
 R8 RECORD OF SURVEY FOR FARMER'S MUTUAL TELEPHONE CO. BY BI-STATE SURVEYS, LTD. FILED IN BOOK 8, PAGE 1.
 R9 RECORD OF SURVEY FOR COLE AMOS BY SKINNER & ASSOC., INC., FILED IN BOOK 2, PAGE 179.
 R10 RECORD OF SURVEY FOR KEN FEASENHISER BY SKINNER LAND SURVEYING, FILED IN BOOK 2, PAGE 62.
 R11 RECORD OF SURVEY FOR ROGER SMITH BY BLAKEY ENGINEERS, INC., FILED IN BOOK 1, PAGE 124.
 R12 RECORD OF SURVEY FOR BILL CLARICH BY CIVIL SURVEY CONSULTANTS, INC., FILED IN BOOK 7, PAGE 130.
 R13 QUITCLAIM DEED, IVAN RICHARDSON TO JOHN H. AND VIOLET J. RICHARDSON, INST. 107485.
 R14 BARGAIN AND SALE DEED, IVAN RICHARDSON TO IVAN RICHARDSON TRUSTEE, INST. NO. 318964.
 R15 BARGAIN AND SALE DEED, IVAN RICHARDSON TO IVAN RICHARDSON TRUSTEE, INST. NO. 318965.
 R16 BARGAIN AND SALE DEED, IVAN RICHARDSON TO IVAN RICHARDSON TRUSTEE, INST. NO. 318966.
 R17 WARRANTY DEED, IVAN RICHARDSON TO IDAHO TRANSPORTATION DEPT., INST. NO. 273838.
 R18 EASEMENT SURVEY FOR DAVE WEAVER BY AERO-GEOMETRICS, INC., FILED IN BOOK 1, PAGE 112.

SURVEY INDEX NUMBERS:
 754-28-0-0-0-00-00 & 754-33-0-0-0-00-00

SURVEY FOR:

A. IVAN RICHARDSON

EDWARDS & CUMMINGS, LLC
 CIVIL / STRUCTURAL / ELECTRICAL ENGINEERING,
 LAND SURVEYING & GPS SERVICES



156 S.E. 1ST AVE., SUITE 1 82077 HWY. 395 N.
 OREGON, OR 97914 P.O. BOX 1485
 E-MAIL: edc@edcinc.com UMATILLA, OR 97882
 PHONE (541) 868-5411 PHONE (541) 922-3085
 FAX (541) 868-2074 FAX (541) 922-3085

CHECKED BY: DKC FIELDBOOK No.: I-54+FILE PAGE(S): 3-28
 DRAWN BY: FJS DWG FILE No.: BI-1678
 APPROVED BY: DKC FILENAME: v04061.dwg JOB No.: SI-04061
 DATE: 12/20/2006 REVISED: SHEET: 1 of 1

THE A. IVAN RICHARDSON TRUST

DATED: November 14, 2003

COPY

Prepared by:

Charles S. Oakes
Attorney at Law
P.O. Box 1047
522 S.W. 4th Street
Ontario, Oregon 97914

THE A. IVAN RICHARDSON TRUST

This Agreement is made this 14th day of November, 2003, between A. Ivan Richardson, as the Trustor, and A. Ivan Richardson, as the Trustee.

ARTICLE I - Transfer to Trust

1.1 The Trustor transfers to the Trustee and its successors, IN TRUST, the assets described in Schedule A attached, to hold the same subject to the following trust purposes and conditions.

ARTICLE II - Additional Transfers to Trust

2.1 Any person may transfer or devise to the Trustee additional assets, real or personal, and such assets, upon delivery thereof to the Trustee, shall become part of the trust estate and be subject to all the terms of this Agreement.

ARTICLE III - Trust Beneficiaries

3.1 The Trustor is A. Ivan Richardson, referred to herein as the "Trustor."

3.2 The Trustor is not married.

3.3 The presently surviving children of the Trustor are Arletta Farnham, Elsie G. (Gayle) Dills, Terry Richardson, Loren S. Richardson, and Linda F. Taber, referred to herein collectively as the "Trustor's children" and individually as the "Trustor's child" or words of similar effect. Trustor's child, John Richardson, is deceased.

ARTICLE IV - Lifetime Distributions to Trustor

4.1 During the lifetime of the Trustor, the Trustee shall distribute to or for the benefit of the Trustor all or such part of the income and principal of the trust estate as the Trustor may from time to time direct. Further, the Trustor may direct the Trustee to purchase property of

any kind for the trust estate and/or to retain, sell, exchange, pledge, mortgage and otherwise deal with or dispose of any part of the trust estate, and the Trustee shall comply with any such direction without liability for the result thereof.

4.2 In the event of the incapacity of the Trustor, then the Trustee shall pay to or for the benefit of the Trustor, such sums from the income and principal of the trust estate as the Trustee, in its sole discretion, determines reasonable and necessary for the medical care, support, maintenance and reasonable comforts of the Trustor.

ARTICLE V - Expenses Upon Death of Trustor

5.1 Upon the death of the Trustor, the Trustee may pay or reimburse, from the assets of the trust estate, the expenses of last illness, the administration expenses of the Trustor's personal estate and all unsecured debts of every kind for which the Trustor or the Trustor's personal estate is obligated.

5.2 All secured debts for which the Trustor or the Trustor's personal estate is obligated may be paid by the Trustee if the Trustee determines in its sole discretion that such payment is in the best interests of the Trustor's personal estate and the trust estate. However, in the event the Trustee elects not to pay any secured debt for which the trust estate is obligated, the property subject to such indebtedness shall be held and distributed by the Trustee subject to such indebtedness.

5.3 Except as otherwise specifically provided herein, the Trustee shall determine in its sole discretion whether to pay or not to pay any expense, debt or claim presented to the Trustee later than four months after the death of the Trustor.

5.4 Nothing contained in this Agreement shall be construed, interpreted or applied to constitute any creditor of the Trustor as a beneficiary under this Agreement.

State of Oregon.

ARTICLE XIII - Common Accident Clause

13.1 In the event the Trustor and any beneficiary die under circumstances where it is difficult to determine the order of death or in the event any beneficiary dies within 30 days after the Trustor's death, then it shall be conclusively presumed that the Trustor survived such beneficiary, and the distribution of the trust estate shall be based upon this presumption.

ARTICLE XIV - Amendment and Revocation

14.1 This Agreement may be amended by an instrument in writing signed by the Trustor and shall be effective when delivered to the Trustee by or at the direction of the Trustor; provided, however, no such amendment shall have the effect of changing the trustee duties contained herein without the prior written approval of the Trustee.

14.2 The Trustor may revoke this trust, in whole or in part, by an instrument in writing signed by the Trustor and shall be effective when delivered to the Trustee by or at the direction of the Trustor.

14.3 The power of revocation and amendment shall be exercised by the Trustor personally, and, other than the delivery of any document of amendment and/or revocation, shall not be exercised by any agent, guardian, personal representative or other person acting for or on behalf of the Trustor.

IN WITNESS WHEREOF, the Trustor and the Trustee have signed this Agreement the date hereinabove first written.


A. Ivan Richardson, "Trustor"


A. Ivan Richardson, "Trustee"

BARGAIN AND SALE DEED
Rerecord to correct land ownership of Instrument No. 318955

A. IVAN RICHARDSON, a single man, Grantor, grants, bargains, sells, and conveys to A. IVAN RICHARDSON, Trustee of the A. Ivan Richardson Trust, U/A/D 11/14/03, Grantee, the following described real property, situated in Payette County, Idaho, to-wit:

SEE EXHIBIT "A"

Except easements, reservations, encumbrances, and restrictions of record and any fact which could be ascertained by a physical inspection or correct survey of the above described real property.

The true consideration for this conveyance is to trust.

Until a change is requested, all tax statements shall be sent to and after recording return to:

A. Ivan Richardson
6240 South Ivy Street
Centennial, CO 80111

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED: August 10, 2004.

A. Ivan Richardson
A. Ivan Richardson

STATE OF Colorado)
County of Wapah) ss.

Personally appeared the above-named A. Ivan Richardson and acknowledged ~~back~~ foregoing instrument to be his voluntary act and deed.



EXHIBIT "A"

Land in Payette County, Idaho, to-wit:

That part of the NE1/4SW1/4, Section 28, Township 7 North, Range 5 West, Boise Meridian, which lies South and West of the natural drainway of the Black Canyon Irrigation District which runs from the South side of the above mentioned land in a northwest direction to the Black Canyon Irrigation District turn-out; then along the South side of said turn-out lateral to the West line of the NE1/4SW1/4 Section 28, Township 7 North, Range 5 West, Boise Meridian. This being the meander line.

The SW1/4 of the SE1/4 and the SE1/4 of the SW1/4, Section 28, Township 7 North, Range 5 West, Boise Meridian.

EXCEPT the following:

A parcel of land being on both sides of the centerline of U.S. Highway No. 95, Project NH-F-311(039) as shown on the plans thereof now on file in the office of the Idaho Transportation Department, and being a portion of the SW1/4SE1/4 of Section 28, Township 7 North, Range 5 West, Boise Meridian, as described as follows, to wit:

Commencing at the South quarter corner of Section 28, Township 7 North, Range 5 West, Boise Meridian; thence South 89 degrees 17' 25" East along the South line of the SW1/4SE1/4 of said Section 28, a distance of 563.07 feet, to a point in a line parallel with and 120.0 feet Northwesterly from the centerline and bears North 75 degrees 18' 24" East from Station 550+69.63 of said U.S. Highway No. 95, Project No. NH-F-311(039) Highway Survey;
thence North 14 degrees 41' 36" East along said parallel line 25.76 feet to a point in the Northerly right of way line of existing Echo Lane County Road and being the Real Point of Beginning;
thence continuing North 14 degrees 41' 36" East along said parallel line 1325.49 feet to a point in the North line of said SW1/4SE1/4 and opposite Station 564+20.88 of said Highway Survey;
thence South 89 degrees 20' 42" East along said North line 226.77 feet to a point in the Southeasterly right of way line of existing U.S. Highway No. 95;
thence South 14 degrees 44' 28" West along said existing right of way line 1326.0 feet to a point in the Northerly right of way line of said existing Echo Lane;
thence North 89 degrees 17' 25" West along said Northerly right of way line 225.56 feet to the Real Point of Beginning;

Highway Station Reference: 550+69.63 to 564+20.88.

BARGAIN AND SALE DEED

Rerecord to Correct Legal Description of Instrument No. 318956

A. IVAN RICHARDSON, a single man, Grantor, grants, bargains, sells, and conveys to A. IVAN RICHARDSON, Trustee of the A. Ivan Richardson Trust, U/A/D 11/14/03, Grantee, the following described real property, situated in Payette County, Idaho, to-wit:

SEE EXHIBIT "A"

Except easements, reservations, encumbrances, and restrictions of record and any fact which could be ascertained by a physical inspection or correct survey of the above described real property.

The true consideration for this conveyance is to trust.

Until a change is requested, all tax statements shall be sent to and after recording return to:

A. Ivan Richardson
6240 South Ivy Street
Centennial, CO 80111

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED: August 10, 2004.

A. Ivan Richardson

A. Ivan Richardson

STATE OF)
Colorado) ss.
County of)
Arapahoe

Personally appeared the above-named A. Ivan Richardson and acknowledged the foregoing instrument to be his voluntary act and deed.

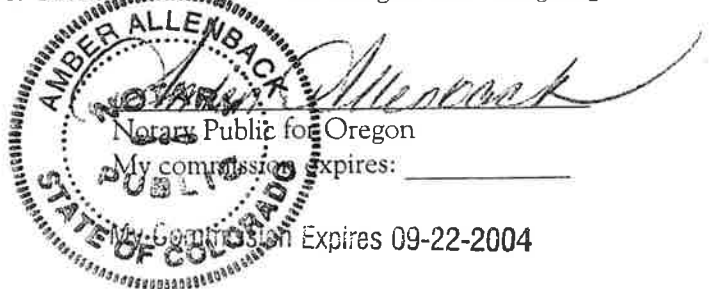


EXHIBIT "A"

Land in Payette County, Idaho, to-wit:

Land in Twp. 7 N., R. 5 W., B.M.:

Sec. 33: NW1/4NE1/4 lying Westerly of that certain Highway right of way, as described in Decree entered April 15, 1932, in District Court in and for the County of Payette, recorded April 15, 1932, Fee No. 30189 in Book 3, Page 204, Judgment Records of Payette County, Idaho;

ALSO,

All that part of the NE1/4NW1/4 lying North and East of a straight line extending from the Northwest corner of said NE1/4NW1/4 to the Southeast corner of said NE1/4NW1/4.

SUBJECT TO all obligations and liabilities accruing to the subject property by virtue of its comprising a portion of the Black Canyon Irrigation District, a quasi-municipal corporation, and all rights of way for ditches and canals. Inquiry as to the status of current and/or possible delinquent assessments should be made at the Secretary of said District at Notus, Idaho.

ALSO SUBJECT TO rights of the public in and to the County road right of way along the North boundary of the subject lands.

EXCEPTING the following:

A parcel of land being on the Westerly side of the centerline of U.S. Highway No. 95, Project No. NH-F-3111(039) as shown on the plans thereof now on file in the office of the Idaho Transportation Department, and being a portion of the NW1/4NE1/4 of Section 33, Township 7 North, Range 5 West, Boise Meridian, described as follows, to-wit:

Commencing at the center quarter corner of Section 33, Township 7 North, Range 5 West, Boise Meridian;

thence North 0 degrees 41' 04" East along the North-South centerline of said Section 33, a distance of 1322.22 feet to the Southwest corner of the NW1/4NE1/4 of said Section 33;

thence South 89 degrees 16' 02" East along the South line of said NW1/4NE1/4, a distance of 233.55 feet, to a point in a line parallel with and 120.0 feet Northwesterly from the centerline and bears South 75 degrees 18' 24" East from Station 537+05.37 of said U.S. Highway No. 95, Project No. NH-F-3111(039) Highway Survey and being the Real Point of Beginning;

thence North 14 degrees 41' 36" East along said parallel line 1338.49 feet to a point in the existing Southerly right of way line of Echo Lane County Road opposite Station 550+43.86 of said Highway Survey;

thence South 89 degrees 17' 25" East along said existing Southerly right of way line 122.50 feet to a point in the Northwesterly right of way of existing U.S. Highway No. 95;

thence South 14 degrees 41' 36" West along said existing Northwesterly right of way line 1338.55 feet to a point in the South line of said NW1/4NE1/4;

thence North 89 degrees 16' 02" West along said South line 122.48 feet to the Real Point of Beginning;

Highway Station Reference: 537+05.37 to 550+43.86.

The area above described contains approximately 3.65 acres.

The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the West Zone of Idaho.

ALSO EXCEPTING:

All that property situate in a portion of the NE1/4NW1/4 and NW1/4NE1/4 Section 33, Township 7 North, Range 5 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Commencing at the point of intersection of the centerline of U.S. Highway 95 and the south line of the NW1/4NE1/4 of Section 33;
thence Westerly along said southerly 1/16 section line, 110.6 feet more or less to a point 100.00 feet perpendicular to the centerline of said U.S. Highway 95, and the POINT OF BEGINNING for this description;
thence continuing westerly along said southerly line of the NW1/4NE1/4 Section 33, 290 feet more or less to the Center North 1/16 corner of Section 33;
thence North 45 degrees West along the diagonal line to the West 1/16 corner common to Sections 33 and Section 28, a distance of 960.00 feet;
thence Easterly, 420.00 feet parallel to the southerly line of the aforereferenced NW1/4NE1/4 Section 33;
thence South 45 degrees East and parallel to the aforereferenced line across the diagonal of the NE1/4NW1/4 of Section 33, a distance of 807.6 feet more or less to a point perpendicular to and 100.00 feet distance from the aforereferenced centerline of Highway 95;
thence southerly, parallel to the said Highway centerline, 100.6 feet more or less to the POINT OF BEGINNING. Containing 6.4 acres more or less.

ALONG WITH AN EASEMENT FOR INGRESS, EGRESS AND PUBLIC UTILITIES over that portion of the NW1/4NE1/4 of aforesaid Section 33 that lies easterly of the aforescribed parcel and westerly of the right of way of aforereferenced U.S. Highway 95, being a strip approximately 100 feet long and 50 feet wide.

ALONG WITH A 20 FOOT WIDE TEMPORARY EASEMENT FOR INGRESS and EGRESS from Echo Avenue to the north, in a southerly direction along existing farm road, to a point on the north boundary of the aforescribed parcel. Actual location to be mutually agreed upon by all parties. This easement shall terminate upon completion of the construction of the new highway and construction of a new access to the highway on the east side of the aforescribed parcel.

ALSO EXCEPTING:

Land in Twp. 7 N., R. 5 W., B.M., Payette County, Idaho:

In Sec. 33: All of that certain parcel of real property situate in the NE1/4NW1/4 and NW1/4NE1/4 being more particularly described as follows:
COMMENCING at the Center-N 1/16 corner of said Section;
thence along a line between the Center-N 1/16 Corner of said Section 33 and the West 1/16 Corner common to Sections 33 and 28, N. 44 degrees 20' 52" W., 960.00 feet;
thence parallel to the North 1/16 Line of said Section 33, S. 89 degrees 16' 07" E., 391.05 feet, to the POINT OF BEGINNING;
thence continuing, S. 89 degrees 16' 07" E., 28.95 feet;

thence parallel to the said line between the Center-N 1/16 Corner and West 1/16 Corner, S. 44 degrees 20' 52" E., 749.00 feet, to a point on the westerly right of way of U.S. Highway 95;
thence along said right of way S. 14 degrees 41' 36" W., 53.69 feet;
thence N. 42 degrees 30' 30" W., 797.53 feet to the POINT OF BEGINNING.

ALSO EXCEPTING:

Land in Payette County, Idaho as follows:

A parcel of land being on the Westerly side of the centerline of U.S. Highway No. 95, Project No. NH-F-3111 (039) as shown on the plans thereof now on file in the office of the Idaho Transportation Department, and being a portion of the NW1/4NE1/4 of Section 33, Township 7 North, Range 5 West, Boise Meridian, described as follows, to-wit:

Commencing at the center quarter corner of Section 33, Township 7 North, Range 5 West, Boise Meridian;

thence North 0 degrees 41' 04" East along the North-South centerline of said Section 33 a distance of 1322.22 feet to the Southwest corner of the NW1/4NE1/4 of said Section 33;
thence South 89 degrees 16' 02" East along the South line of said NW1/4NE1/4, a distance of 233.55 feet, to a point in a line parallel with and 120.0 feet Northwesterly from the centerline and bears South 75 degrees 18' 24" East from Station 537+05.37 of said U.S. Highway No. 95, Project No. NH-F-3111 (039) Highway Survey;
thence North 14 degrees 41' 36" East along said parallel line 1338.49 feet to a point in the existing Southerly right of way line of Echo Lane County Road to the Real Point of Beginning, said point being 120' left of Sta. 550+43.86 of the US-95 Canyon/Payette County Line to I-84 Road Survey;
thence North 89 degrees 17' 25" West along said existing Southerly right of way line 123.03 feet to a point in the Northwesterly right of way of existing U.S. Highway No. 95, to a point 239.39 feet left of said US-95 Project No. NH-F 3111 (39);
thence South 77 degrees 12' 34" East along said existing Northwesterly right of way line 119.45 feet to a point in the South line of said NW1/4NE1/4, said point being 120 feet left of US-95, Canyon/Payette County Line to I-84 Road Survey Station 550+19.10;
thence North 14 degrees 41' 36" East a distance of 25.76 feet to the Real Point of Beginning;
Highway Station Reference: 550+14.14 to 550+43.86.

The area above described contains approximately 0.04 acres

The bearings as show in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse Mercator projection for the West Zone of Idaho.

1.

C. S. Fulton and Gertie Fulton,
husband and wife,

to

Ralph Puckett

WARRANTY DEED

Dated Nov. 23, 1943
Ackl. Nov. 24, 1943
Filed Feb. 26, 1944
Rec.Bk. 20 Dds. page 107
Cons. \$10.00 55¢ IRSC

Grant, bargain, sell, convey and confirm all the following described real estate situate in the County of Payette, State of Idaho, to-wit:

The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, Township 7 North, Range 5 W. B. M.

Acknowledged before Gladys McRae, Notary Public in and for the State of Idaho, residing at Payette, Idaho. (Seal).

2.

Ralph Puckett

to

Ivan Richardson and Phyllis
Richardson,

WARRANTY DEED

Dated Jan. 17, 1947
Ackl. Jan. 17, 1947
Filed Jan. 21, 1947
Rec.Bk. 23 Dds. page 62
Cons. \$480.00 55¢ IRSC

Grant, bargain, sell, convey and confirm all the following described real estate situate in the County of Payette, State of Idaho, to-wit:

That part of the N. E. $\frac{1}{4}$ of S.W. $\frac{1}{4}$ of Sec. 28, Twp. 7N Range 5 W.B.M., which lies South and West of the Natural drainway of the Black Canyon Irrigation District, which runs from South side of the above-mentioned land in a North-West direction to the Black Canyon Irrigation District turnout; thence along the South side of said turnout lattel to the West line of the N.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$, Sec. 28 Twp. 7 N Range W.B.M. This being the meander line. Approximately ten irrigable acres.

Acknowledged before John R. McCarroll, Notary Public for the State of Idaho, Residing at Payette, County of Payette. (Seal).

3.

C. S. Fulton and Gertie Fulton,
husband and wife,

to

Ivan Richardson and Phyllis
Richardson, husband and wife,

WARRANTY DEED

Dated Nov. 23, 1943

Ackl. Nov. 24, 1943

Filed Mar. 27, 1944

Rec.Bk. 20 Dds. page 130

Cons. \$20.00 55¢ TRSC

Grant, bargain, sell, convey and confirm all the following described real estate situate
in the County of Payette, State of Idaho, to-wit:

The SW $\frac{1}{2}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{2}$ of the SW $\frac{1}{2}$, Section 28,
Township 7 North, Range 5 W.B.M.

(Signed) C. S. Fulton Gertie Fulton

Acknowledged by C. S. Fulton and Gertie Fulton, husband and wife, before Gladys McKee,
Notary Public for State of Idaho, residing at Payette, Idaho. (Seal).

Clyde D. Lewis, Richard W. Adams and
H. Stanley Hume, Board of Appraisers,

to

Ivan Richardson

APPRAISAL OF IMPROVEMENTS

Dated Aug. 24, 1949

Ackl. Aug. 31, 1949

filed Sept. 10, 1949

Rec.Bk. 5 Misc. page 45

Recites in Part:

On this 24 day of August, 1949, we, Clyde D. Lewis, duly appointed by the Black Canyon Irrigation District, Richard W. Adams, duly appointed by the Secretary of the Interior, and H. Stanley Hume, appointed by the said Clyde D. Lewis and Richard W. Adams as the duly appointed and acting Board of Appraisers provided for in paragraph "C" and "F" of Article 35 of that certain contract made and entered into by and between the United States of America and Black Canyon Irrigation District on the 3rd day of October, 1927, which said contract was agreed to and accepted by Ivan Richardson as owner of the lands hereinafter described, by executing a contract with the Black Canyon Irrigation District on the ____ day of ____ 19__, agreeing to all the terms and conditions of Article 35 of that said certain contract of October 3, 1927, did personally visit, examine, estimate, and appraise all the buildings, fences and structures, and/or leveling, ditching, clearing, seeding or planting of crops or trees thereon and/or other betterments or improvements upon the following described real property:

as of the value hereinafter set forth:

Description	Appraised Value	Constr.	Payments Credited
Tract	Land	Chgs. Pd.	Twice amnt. pd. dist. Total
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 28 7 5	\$157.20	\$1,830.50	\$42.50
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 28 7 5	198.30	8,627.50	42.50
(Portion south of draw and south of Government Lateral)			
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 28 7 5	60.32	860.00	17.00
			\$2030.20
			8868.30
			937.32

Acknowledged by Clyde D. Lewis, Richard W. Adams and H. Stanley Hume, Board of Appraisers, before H. W. Van Slyke, Notary Public for Idaho. (Seal).

5.

Ralph Puckett

to

Edward Randell and Esther Randell,
husband and wife,

WARRANTY DEED

Dated Jan. 17, 1947

Ackl. Jan. 17, 1947

Filed Jan. 23, 1947

Rec.Bk. 23 Dds. page 64

Cons. \$1120.00 \$1.65 IRSC

Grant, bargain, sell, convey and confirm all the following described real estate situate in the County of Payette, State of Idaho, to-wit:

That part of N.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$, Sec. 28, Twp 7 N. Range 5 W.B.M.
which lies North and East of the natural drainway of the Black
Canyon Irrigation District which runs from the South side of
the above-mentioned land in a North-West direction to the
Black Canyon Irrigation District turnout; then along the North
side of the turnout lattrel to the West Line of the N.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$,
Sec. 28, Twp 7 N Range 5 W.B.M. This being the meander line.
Approximately 21 irrigable acres.

Acknowledged before John R. McGarroll, Notary Public for the State of Idaho, Residing
at Payette, Idaho, County of Payette. (Seal).

Clyde D. Lewis, Richard W. Adams and
H. Stanley Hume, Board of Appraisers,

to

Ralph Puckett

Recites in Part:

APPRAISAL OF IMPROVEMENTS

Dated Jan. 15, 1947

Ackl. Feb. 14, 1947

filed Mar. 7, 1947

Rec.Bk. 4 Misc.page 119

On this 15 day of January, 1947, we, Clyde D. Lewis, duly appointed by the Black Canyon Irrigation District, Richard W. Adams duly appointed by the Secretary of the Interior, and H. Stanley Hume, appointed by the said Clyde D. Lewis and Richard W. Adams as the duly appointed and acting Board of Appraisers provided for in paragraph "C" and "F" of Article 35 of that certain contract made and entered into by and between the United States of America and Black Canyon Irrigation District on the 3rd day of October, 1927, which said contract was agreed to and accepted by Ralph Puckett as owner of the lands hereinafter described, by executing a contract with the Black Canyon Irrigation District on the ____ day of 19 __, agreeing to all the terms and conditions of Article 35 of that said certain contract of October 3, 1927, did personally visit, examine, estimate, and appraise all the buildings, fences and structures, and/or leveling, ditching, clearing, seeding or planting of crops or trees thereon and/or other betterments or improvements upon the following described real property:

as of the value hereinafter set forth:

Description			Appraised Value		Payments Credited
Tract	Sec.	Twp.Rng.	Land	Improvements	Twice amnt.pd.dist.
NE $\frac{1}{4}$ SW $\frac{1}{4}$	28	7 5	\$187.00	\$2,420.00	\$2,607.00
Separate 12 acres in SW corner from above (Not to be added to above)					
12/31 of \$187.00 - - -			\$72.38	\$915.00	\$987.38

Acknowledged by Clyde D. Lewis, Richard W. Adams and H. Stanley Hume, Board of Appraisers, before H. W. Van Slyke, Notary Public for Idaho. (Seal).

7.

Edward Randell and Esther
Randell, his wife,

to

Perry E. Burnham and L.
Earl Burnham,

M O R T G A G E

Dated June 8, 1948
Ackl. June 8, 1948
Filed July 14, 1948
Rec. Bk. 20 Mtgs. page 543
Cons. \$25,000.00

Mortgages:

That part of NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 7 North, Range 5 West, Boise Meridian, which lies North and East of the Natural drainway of the Black Canyon Irrigation District which runs from the South side of the above-mentioned land in a Northwest direction to the Black Canyon Irrigation District turnout; then along the North side of the turnout latterel to the West line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 7 North, Range 5 West, Boise Meridian. This being the meander line. Approximately 21 irrigable acres.

The S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 28 Township 7 North, Range 5 West of the Boise Meridian.

Secures the payment of a promissory note dated May 11, 1948 for \$25,000.00 payable on or before two years from date without interest and providing that if \$70,000.00 is paid by the mortgagors and/or Carl H. Randell and Oriel Randall on account of a contract of sale of real and personal property, the said note shall be cancelled and the mortgage shall be satisfied of record; otherwise, said note and mortgage to remain in full force and effect and subject to judgment and foreclosure.

The mortgagors agree to pay all taxes and assessments on said premises, and a reasonable attorney's fee in case of foreclosure.

(Signed) Edward Randell, Esther Randell.

Acknowledged before Bernard Eastman, Notary Public for State of Oregon, County of Malheur, Residing at Myssa, Oregon. (Seal).

Clyde D. Lewis, Richard W. Adams and
H. Stanley Hume, Board of Appraisers,

to

Edward Randall

APPRAISAL OF IMPROVEMENTS

Dated Oct. 15, 1948

Ackl. Nov. 24, 1948

filed Dec. 16, 1948

Rec.Bk. 4 Misc.page 576

Recites in Part:

On this 15 day of October, 1948, we, Clyde D. Lewis, duly appointed by the Black Canyon Irrigation District, Richard W. Adams duly appointed by the Secretary of the Interior, and H. Stanley Hume, appointed by the said Clyde D. Lewis and Richard W. Adams as the duly appointed and acting Board of Appraisers provided for in paragraph "C" and "F" of Article 35 of that certain contract made and entered into by and between the United States of America and Black Canyon Irrigation District on the 3rd day of October, 1927, which said contract was agreed to and accepted by Edward Randall as owner of the lands hereinafter described, by executing a contract with the Black Canyon Irrigation District on the ____ day of ____ 19__, agreeing to all the terms and conditions of Article 35 of that said certain contract of October 3, 1927, did personally visit, examine, estimate, and appraise all the buildings, fences and structures, and/or leveling, ditching, clearing, seeding or planting of crops or trees thereon and/or other betterments or improvements upon the following described real property:

as of the value hereinafter set forth:

Description Tract	Sec.Twp.Rng.	Appraised Value		Total	Payments Credited
		Land	Improvements		Twice amnt.pd.dist.
NE $\frac{1}{4}$ SW $\frac{1}{4}$	28 7 5	\$187.00	\$2,425.00	\$2,612.00	

(and other lands)

Acknowledged by Clyde D. Lewis, Richard W. Adams and H. Stanley Hume, Board of Appraisers, before H. W. Van Slyke, Notary Public for Idaho. (Seal).

CERTIFICATE

STATE OF IDAHO }
COUNTY OF PAYETTE } ss.

IT IS HEREBY CERTIFIED, That the foregoing Abstract of Title, consisting of sheets numbered -17- to -23-, inclusive, showing Entries numbered -1- to -8-, inclusive, comprises a true and correct abstract of all conveyances or other instruments of writing now of record in the office of the County Recorder in and for Payette County, Idaho subsequent to the 11th day of January, 1944, at 5:00 o'clock P. M., which in any way affect the title to the following real estate, to-wit:

The E¹/₂ of the SW¹/₄, and the SW¹/₄ of the SE¹/₄,
all in Section 28, Township 7 North, Range
5, West of the Boise Meridian, in Payette
County, Idaho.

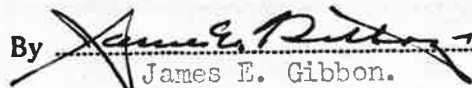
WE FURTHER CERTIFY, That all taxes levied or collected by Payette County, Idaho, upon the lands above described, as shown by the records of the Treasurer and Tax Collector of said County have been paid to and including taxes for the year 1949.

WE FURTHER CERTIFY, That there are no judgments shown by the judgment docket of the District Court in and for Payette County, Idaho, against any of the grantors or grantees named in the entries covered by this certificate which are liens against any of the lands described in this certificate .

THIS CERTIFICATE is attached to and made part of Abstract No. -14081- compiled at the request of Ivan Richardson, Box 52, Dillard, Oregon.

IN WITNESS WHEREOF, PAYETTE COUNTY ABSTRACT & TITLE COMPANY has caused its name to be subscribed hereto and its seal affixed this 22nd day of December 1949
at 8:00 o'clock, A. M.

PAYETTE COUNTY ABSTRACT & TITLE COMPANY

By  Mgr.
James E. Gibbon.

Note: The foregoing certificate is issued with the express understanding that the abstract herein does not purport to cover water rights, rights-of-way for roads, ditches, canals, etc.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4645

WATER RIGHT NUMBER: 63-4645

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	IVAN RICHARDSON 4065 HWY 95 PARMA, ID 83660 (208)452-4091

Priority Date: 03/15/1942
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	ASHLOCK GULCH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.180 CFS	
<u>Total Diversion:</u>		0.180 CFS	

Location of Point(s) of Diversion

WASTE WATER	SW1/4SW1/4SE1/4	Sec. 28, Twp 07N, Rge 05W, B.M.
PAYETTE County		
WASTE WATER	NE1/4SE1/4SW1/4	Sec. 28, Twp 07N, Rge 05W, B.M.
PAYETTE County		

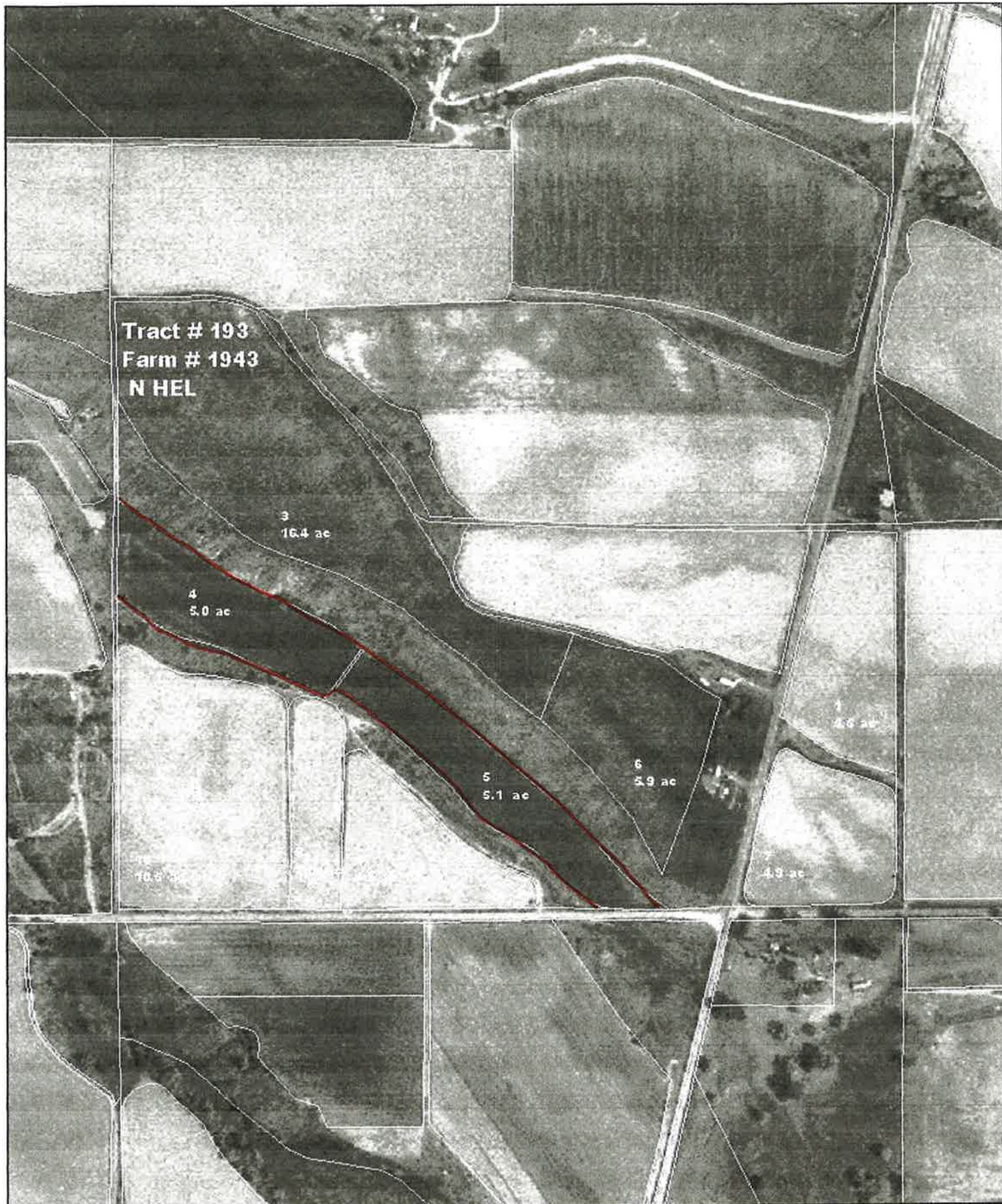
Place of Use

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	
07N	05W	28												6.0				3.0	9.0

Total Acres: 9

Conditions of Approval:Remarks:Comments:Dates and Other Information:



Map of T193

FSA map: Gully is Item 4 & 5

0.04 0 0.04 0.08 0.12 0.16 Miles



Map Printed: Feb 2, 2004

RECEIVED

NOV 01 2006

WATER RESOURCES
WESTERN REGION

BARGAIN AND SALE DEED

Rerecord to Correct Legal Description of Instrument No. 318954

A. IVAN RICHARDSON, a single man, Grantor, grants, bargains, sells, and conveys to A. IVAN RICHARDSON, Trustee of the A. Ivan Richardson Trust, U/A/D 11/14/03, Grantee, the following described real property, situated in Payette County, Idaho, to-wit:

SEE EXHIBIT "A"

Except easements, reservations, encumbrances, and restrictions of record and any fact which could be ascertained by a physical inspection or correct survey of the above described real property.

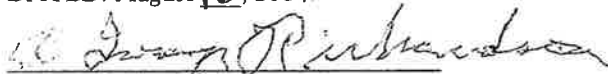
The true consideration for this conveyance is to trust.

Until a change is requested, all tax statements shall be sent to and after recording return to:

A. Ivan Richardson
6240 South Ivy Street
Centennial, CO 80111

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED: August 10, 2004.


A. Ivan Richardson

STATE OF Colorado
County of Arapahoe) ss.

Personally appeared the above-named A. Ivan Richardson and acknowledged that he is executing this instrument to be his voluntary act and deed.



LEGAL DESCRIPTION
The Estate of A. Ivan Richardson

A parcel of land in Section 27, Township 7 North, Range 5 W., Boise Meridian, Payette County, Idaho, as follows:

All that portion of the W1/2 of the NW1/4 lying Northerly and Easterly of the Centerline of the Black Canyon Irrigation District Lateral Ditch A 20.4.

EXCEPTING THEREFROM a parcel in the NW corner of the above described parcel as deeded in Quitclaim Deed under Instrument No. 197485 described as follows:

Beginning at the North end of lateral 20.4 in center of Fairview Avenue;

thence 198 feet east;

thence 330 feet south;

thence 198 feet west;

thence 330 feet north to center of Fairview Avenue to place of beginning.

Being more particularly described as follows:

Commencing at the intersection of the Centerline of the Black Canyon Irrigation District Lateral Ditch A 20.4 and the North line of Section 27, T. 7 N., R. 5 W., Boise Meridian, said point being S89°02'06"E 95.63 feet from the NW corner of said Section 27

Thence S89°02'06"E along said North line 198 feet to the POINT OF BEGINNING;

thence continuing S89°02'06"E along said North section line 1040.47 feet to the Northeast corner of the NW1/4NW1/4;

Thence S00°58'09"W along the East line of said W1/2NW1/4 to the SE corner of said W1/2NW1/4;

Thence N89°01'35"W along the south line of said W1/2NW1/4, 1328.04 feet to a point on the centerline of lateral ditch A20.4;

Thence along said centerline of said lateral ditch the following calls:

N 60°04'12"W, 13.06 feet;

N 16°39'44"W, 105.46 feet;

N 14°17'16"W, 42.92 feet to a point on a 60 foot radius curve to the left;

Thence along said curve to the left, 71.19 feet, whose long chord bears N 48°16'39"W, 67.09 feet;

N 82°16'02"W, 152.65 feet to a point on a 300 foot radius curve to the left;

Thence along said curve to the left, 39.89 feet, whose long chord bears N 86°01'45"W, 39.86 feet;

N 00°50'12" E, 377.82 feet to a point on a 70 foot radius curve to the right;

Thence along said curve to the right, 34.86 feet, whose long chord bears N 64°30'23"E, 34.51 feet;
N 78°46'30"E, 76.10 feet to a point on a 65 foot radius curve to the left;
Thence along said curve to the left, 110.99 feet, whose long chord bears N 29°51'21"E, 97.99 feet;
N19°03'49"W, 109.24 feet to a point on a 70 foot radius curve to the right;
Thence along said curve to the right, 92.30 feet, whose long chord bears N18°42'33"E, 85.75 feet;
N56°28'54"E, 89.47 feet to a point on a 70 foot radius curve to the left;
Thence along said curve to the left, 82.97 feet, whose long chord bears N 22°31'30"E, 78.20 feet;
N11°25'54"W, 120.12 feet to a point on a 100 foot radius curve to the left;
Thence along said curve to the left, 58.60 feet, whose long chord bears N28°13'07"W, 57.76 feet;
N45°00'20"W, 90.36 feet to a point on a 60 foot radius curve to the right;
Thence along said curve to the right, 46.82 feet, whose long chord bears N22°39'00"W, 45.64 feet;
N00°17'40"W, 41.25 feet;
N03°24'24"E, 202.89 feet;
N08°27'06"E, 283.66 feet;
N03°25'01"E, 274.47 feet to a point on a 300 foot radius curve to the left;
Thence along said curve to the left, 91.14 feet, whose long chord bears N05°17'10"W, 90.79 feet;
N13°59'20"W, 122.29 feet;
Thence leaving said lateral ditch, S89°02'06"E, 168.19 feet;
Thence N00°50'12"W, 330.00 feet to the POINT OF BEGINNING.

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: A63-04645
Date Received: 4/11/90
Receipt No: C016235
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IVAN RICHARDSON
Address: 4065 HIGHWAY 95
PARMA, ID

83660

2. Date of Priority: MAR 15, 1942

3. Source: WASTEWATER

Trib. to: ASHLOCK GULCH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	05W	28	NE	SE	SW		PAYETTE
			SW	SW	SE		PAYETTE

5. Description of diverting works:
EARTH DAM WITH GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.180		

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

A.F.A.

8. Total consumptive use is 31.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	05W	28	SE	SW		IRR	6.0
			SW	SE		IRR	3.0

Section Acres 9.0

A63-04645

Page 1

Date: 04/11/90

10. Place of Use: Continued

Total Acres 9.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
 BLACK CANYON IRRIG. DIST.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): Joan Richardson Date: April 11, 1990

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of APRIL 19 90

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

MAY 9, 1979

IVAN RICHARDSON
ROUTE 2
PARMA

ID 83660

RE: Claim No. 63-4645

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



DAVID B. SHAW
Western Region Supervisor

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ivan Richardson (Name of Claimant)
Route 2, Parma, ID 83660 (Mailing Address) Telephone No. _____
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 3/15/1942

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
wastewater tributary to Ashlock Gulch

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.18</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) .18 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 28 Twp. 7N Rge. 5W B.M., County of Payette
Additional points of diversion: SESW, S. 28, T 7N, R 5W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Earth dam with gravity irrigation.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	5W	28											5				4		9

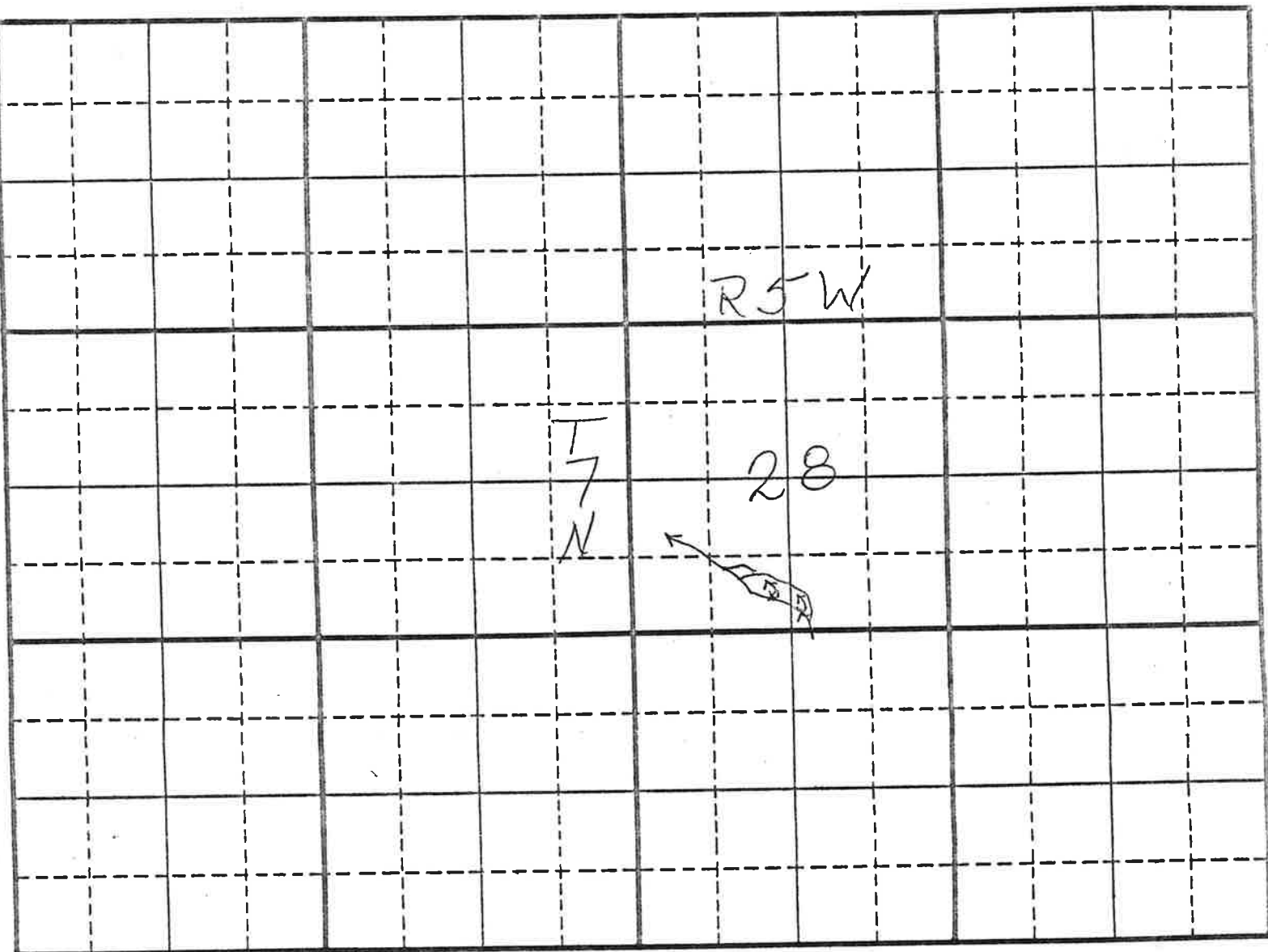
No. of acres 9

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

6) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ OREGON)
County of MALHEUR) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Loan Richardson
(Claimant)

Sworn to before me this 2ND day of APRIL, 1979.

M. L. Hutchinson
Notary Public
Residing at Tyssen, Oregon

My commission expires 6/3/81

FOR DEPARTMENT USE ONLY

Received by <u>KK</u>	Date <u>4/2/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>645</u>	Date <u>4/3/79</u>		claimant by:	
\$20.00 fee received by <u>30.00</u>	Date <u>4/12/79</u>	# <u>13026</u>		
Published in <u>Independent Enterprise</u>				
Dates <u>4/12 & 4/19/79</u>				

12/10/2006

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

RIGHT NUMBER: 63-4645

NAME AND ADDRESS: A. IVAN RICHARDSON TRUST
6240 S. IVY STREET
CENTENNIAL CO 80111

SOURCE: WASTE WATER

TRIBUTARY: ASHLOCK GULCH CREEK

QUANTITY: 0.180 CFS

PRIORITY DATE: 03/15/1942

POINT OF

DIVERSION: T07N R05W S28 NESESW Within PAYETTE County
T07N R05W S28 SWSWSE Within PAYETTE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.180 CFS

PLACE OF USE: IRRIGATION in PAYETTE County

T07N R05W S28

NESW

0.20

T07N R05W S28

SESW

7.20

T07N R05W S28

SWSE

1.60

9 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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11/21/2006

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

RIGHT NUMBER: 63-4645
NAME AND ADDRESS: A. IVAN RICHARDSON TRUST
6240 S. IVY STREET
CENTENNIAL CO 80111
SOURCE: WASTE WATER TRIBUTARY: ASHLOCK GULCH CREEK
QUANTITY: 0.180 CFS
PRIORITY DATE: 03/15/1942
POINT OF DIVERSION:

T07N R05W S28 NESESW Within PAYETTE County
T07N R05W S28 SWSWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.180 CFS

PLACE OF USE: IRRIGATION in PAYETTE County

T07N R05W S28	NESW	0.20	T07N R05W S28	SESW	7.20
T07N R05W S28	SWSE	1.60			

9 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 - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 21, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

A. Ivan Richardson Trust
6420 S. Ivy St
Centennial, CO 80111

Notice of Claim to a Water Right No. 63-4645
Dear Claimant(s):

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

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

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

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

10/26/2006

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

RIGHT NUMBER: 63-4645
NAME AND ADDRESS: A IVAN RICHARDSON
6240 S IVY ST
CENTENNIAL CO 80111
SOURCE: WASTE WATER TRIBUTARY: ASHLOCK GULCH CREEK
QUANTITY: 0.180 CFS
PRIORITY DATE: 03/15/1942
POINT OF DIVERSION:

T07N R05W S28 NESESW Within PAYETTE County
T07N R05W S28 SWSWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.180 CFS

PLACE OF USE: IRRIGATION Within PAYETTE County

T07N R05W S28	NESW	0.20	T07N R05W S28	SESW	7.20
T07N R05W S28	SWSE	1.60			

9 ACRES TOTAL

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

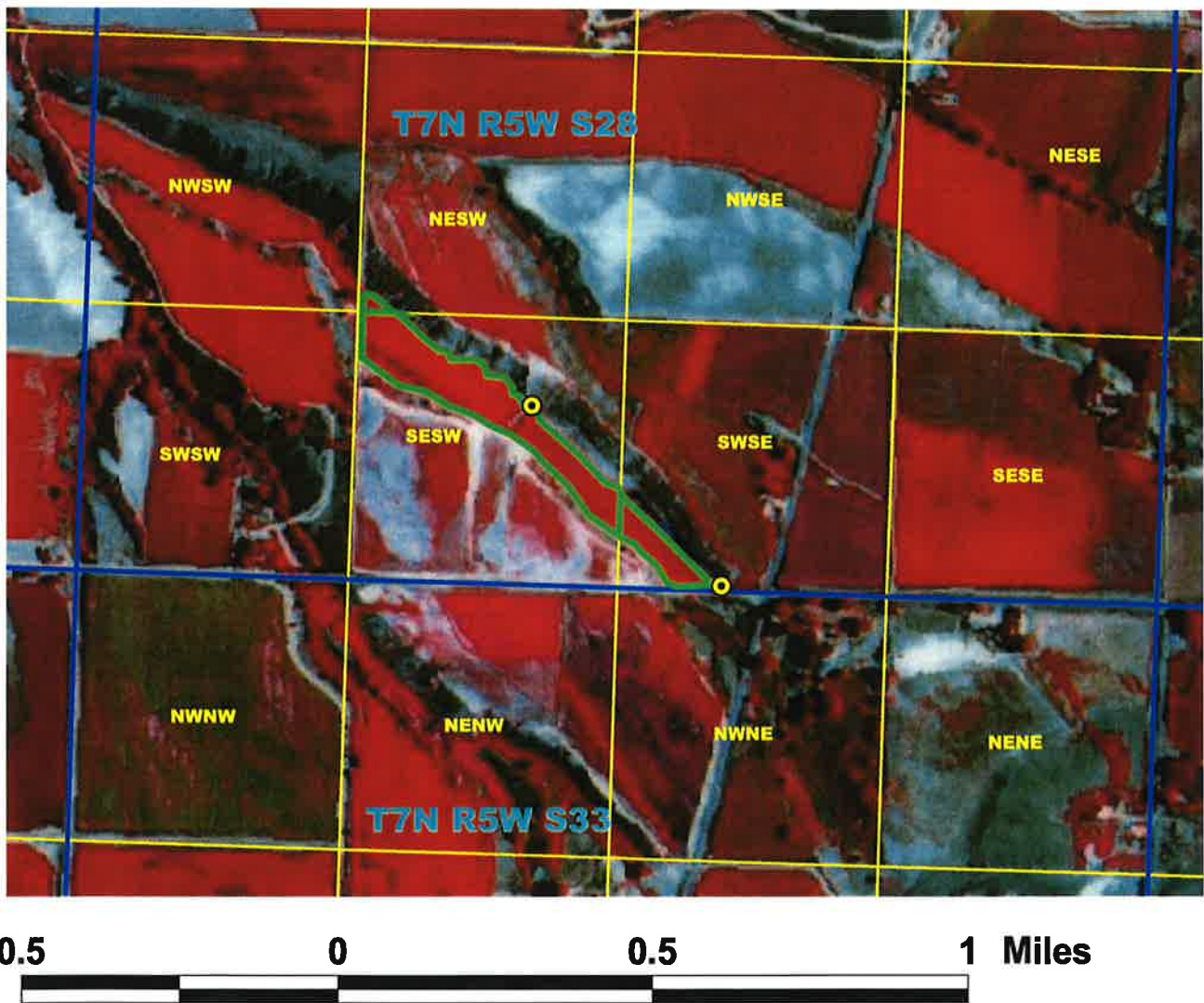
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho
Idaho Department of Water Resources
Western Region

T7N R5W SECTION(S) 28
WATER RIGHT(S) : 63-4645



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

Total Irrigated Acres = 9 acre(s)

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: October 2006



MEMORANDUM

TO: ADJUDICATION FILES 63-4645

FROM: DANIEL A. NELSON

DATE: 10/26/06

SUBJECT: CLAIM REVIEW

Originally this file was recommended as disallowed, because evidence of priority had not been received. After the preliminary report was sent out. The owner contacted me and stated that they had sent the evidence of priority information in May of 2006. They told me that they kept copies of the information for their records and would resend it. They also stated that they would fax me a copy of the information. I received the faxed copy on 10/23/2006, and discovered that there was a change of address form and change of ownership form included with the evidence of priority information. The change of ownership form was not signed, so the package was probably returned. Where there are two addresses the information was probably sent to the old address and was not forwarded to the current address of the owner.

The affidavit supplied showed that the water was first used in the spring of 1942, so I recommended this claim for the start of the irrigation season of that year or 3/1/1942. The affidavit refers to the old period of use standard starting on 3/15 of each year, but that standard has been updated to the current standard of 3/1 of each year. The priority date and the season of use will recommended using the current standard showing the beginning of the irrigation season as 3/1. The claim requested the standard inch per acre for 9 acres, and I found 9 acres being in the 1987 aerial photography. According to the affidavit, the only way to irrigate this ground is the wastewater. This field is at the bottom of a natural drainage, so it makes sense that no canal water was used on this property. Whereas, this claim was filed from under the 0.21 cfs standard that requires a field exam, and all of the ground being irrigated and the points of diversions are easily identifiable on the 1987 aerial photos, a field exam was not performed on this claim, and it will be recommended as claimed with corrections made to the location of the 9 acres and the season of use described above.

SENW

SWNE

T7N R5W S28

NESW
0.2 acres

NWSE

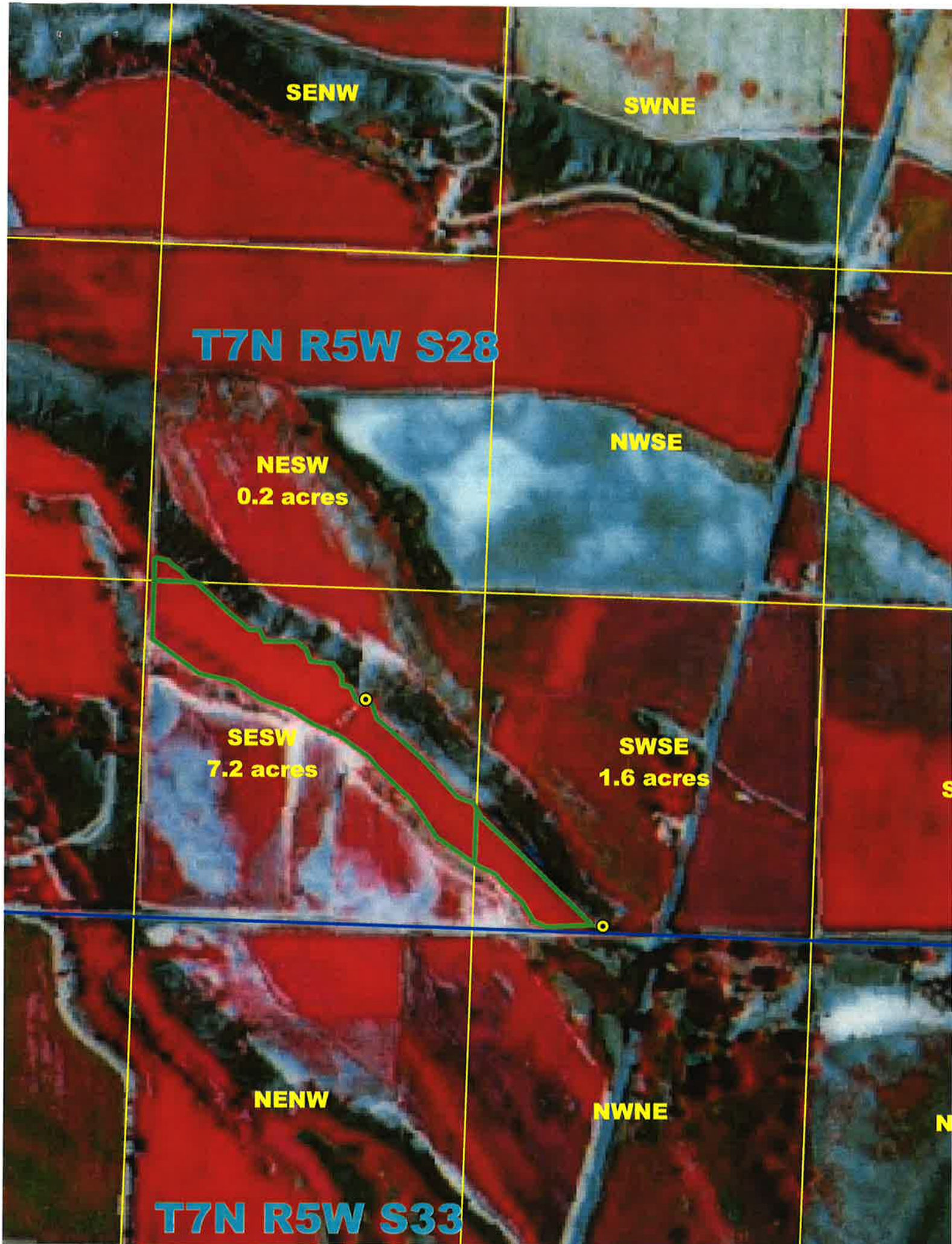
SESW
7.2 acres

SWSE
1.6 acres

NENW

NWNE

T7N R5W S33



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4645 V1

WATER RIGHT NUMBER: 63-4645 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	A IVAN RICHARDSON 6240 S IVY ST CENTENNIAL, CO 80111 (720) 840-8077

Priority Date: 03/15/1942
 Basis: Beneficial Use
 Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	ASHLOCK GULCH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

WASTE WATER	SW1/4SW1/4SE1/4	Sec. 28, Twp 07N, Rge 05W, B.M.
PAYETTE County		
WASTE WATER	NE1/4SE1/4SW1/4	Sec. 28, Twp 07N, Rge 05W, B.M.
PAYETTE 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	
07N	05W	28									.2			7.2			1.6		9.0

Total Acres: 9

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4645 V1

Comments:

1. dnelson 9/17/2006 Initial Claim review

Comment: I wrote a letter requesting evidence of priority to the claimant on 5/11/2006 and Letter was returned. I checked the Payette County tax records available to our office, and found a different address and resent the letter to the new address at the same time. The second letter was not returned and I received no response for the claimant. Since there was no response to the second letter, I assume they are no longer interested in pursuing this claim. I have recommended this claim as disallowed due to no beneficial use found.

2. dnelson 10/26/2006 Final Claim Review

Comment: Originally this file was recommended as disallowed, because evidence of priority had not been received. After the preliminary report was sent out. The owner contacted me and stated that they had sent the evidence of priority information in May of 2006. They told me that they kept copies of the information for their records and would resend it. They also stated that they would fax me a copy of the information. I received the faxed copy on 10/23/2006, and discovered that there was a change of address form and change of ownership form included with the evidence of priority information. The change of ownership form was not signed, so the package was probably returned. Where there are two addresses the information was probably sent to the old address and was not forwarded to the current address of the owner.

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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:
 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>
Summary			04/23/2006	scurtis	Active
Summary			09/17/2006	dnelson	Active
Contacts	10/26/2006 10:20:31 AM	dnelson			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4645 V1

Priority Date	10/26/2006 10:21:47 AM	dnelson	Active
POD	10/26/2006 10:24:05 AM	dnelson	Active
Source	10/26/2006 10:24:53 AM	dnelson	Active
POU	10/26/2006 10:26:51 AM	dnelson	Active
Use	10/26/2006 10:27:16 AM	dnelson	Active
Season	10/26/2006 10:28:00 AM	dnelson	Active
Quantity	10/26/2006 10:29:16 AM	dnelson	Active
Summary	10/26/2006	dnelson	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/26/2006 10:20:32 AM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: It falls below the 0.21 cfs required for a field exam.
POD	10/26/2006 10:23:03 AM	dnelson	Updated shape
Quantity	10/26/2006 10:29:16 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Claim fall below the 0.21 cfs requirement for a measurement.
POD	10/26/2006 10:24:05 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4645 V1

Source	10/26/2006 10:24:54 AM	dnelson	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Affidavit from owner.
POU	10/26/2006 10:26:52 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Affidavit from owner, and maps in claim file.
Use	10/26/2006 10:27:17 AM	dnelson	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Affidavit from owner.
General	10/26/2006 10:21:47 AM	dnelson	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - An affidavit has been submitted by the owner.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4645 V1

Season	10/26/2006 10:28:01 AM	dnelson	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	10/26/2006 10:23:41 AM	dnelson	Updated shape
Summary	10/26/2006 10:30:17 AM	dnelson	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	10/26/2006 10:26:36 AM	dnelson	Updated shape for Active POU
Summary	4/23/2006 5:28:20 PM	scurtis	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?
Summary	9/17/2006 7:09:56 AM	dnelson	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (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?

Water Supply Bank:

A. Ivan Richardson
c/o 6240 South Ivy Street
Centennial, CO 80111

5/18/2006

Attn: Daniel A. Nelson
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Regarding: EVIDENCE OF PRIORITY
Snake River Basin Adjudication Claim No: A63-4645

Dear Mr Nelson,

I am sending this letter as an affidavit of my ownership of my land at 4065 Hyway95, Parma, ID, 82660 and the use of the waste water claim.

I came to Idaho with my best friend, Ralph Puckett, in 1939. We both bought land before the Black Canyon reservoir was finished. The irrigation water wasn't available until the spring of 1942. Since my land is near the Snake River, the run off water from other fields on higher ground runs down a gully which is a natural drain way through my land to the river. I began using the waste water March 15, 1942 and I got a permit to use this water on my land. I had to renew the right to use the water in 1979 and 1990.

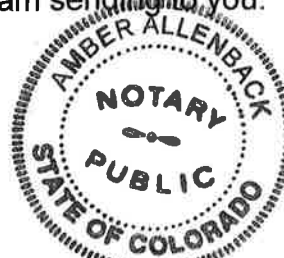
The waste water is the only water available for irrigation in the gully which is about 9 acres as shown on the FSA map. There are fallow ground slopes on either side of the gully. When I had a dairy farm and cattle, I raised alfalfa in the gully for many years and got over one ton per acre, and corn grew 16 feet high. It has been a pasture since I retired and began renting my land. Right now I have this land rented to a rancher with beef cattle, so now the waste water is used to irrigate the pasture and to water the life stock.

I have always paid my taxes on this land and have never sold my land, but on November 14, 2003 I set up a Trust where I am both Trustee and Trustor. I am 97 years old now and I am living with my daughter, Arletta Farnham, in Colorado.

Please let me know if you need more evidence of this water claim than what I have provided in this letter and the attached documents I am sending to you.

Sincerely,

A. Ivan Richardson
A. Ivan Richardson
A. Ivan Richardson



My Commission Expires 10/08/2008

A. Ivan Richardson signed before me Amber Allenback on this 23rd day of October 2006

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 63-4645

A IVAN RICHARDSON
6240 S IVY ST
CENTENNIAL CO 80111
Telephone Number: (720) 840-8077

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

I disagree that I SHOULD BE DISALLOWED
TO USE THE WASTE WATER I'VE USED

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

THE BENEFICIAL use of this
WASTE WATER IS IRRIGATION AND LIVESTOCK
WATER.

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

REFERENCE ATTACHED AFFIDAVIT

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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



Ivan Richardson

My Commission Expires 10/08/2008

A Ivan Richardson signed before
me Amber Allenback on this 23rd day
of October 2006

Amber Allenback



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 26, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

A IVAN RICHARDSON
AND/OR ARLETA FARNHAM
6240 SOUTH IVY

RE: Snake River Basin Adjudication (SRBA) CLAIM 63-4645

Dear Mr. Richardson and Ms. Farnham:

Enclosed you will find the a copy of how I plan to recommend water right 63-4645 in Mr. Richardson's name, once I receive the original documents you mailed on 10/23/2006. I have yet to receive the original documents, but I am expecting them to arrive any day. It usually takes 5 days for information to arrive by mail.

This claim will be submitted to the SRBA court shortly, so there may not be time to make any corrections if needed at this time. You will still be able to object to my recommendation if you find an error in the enclosed information. Please look over the information carefully to make sure it is correct. I recommended the claim pretty much as filed except for changing the season of use from 3/15 to 11/15 to 3/1 to 11/15, and I added a legal description to properly designate the 9 acre field.

The ownership change will not be completed until the original information is received, so the claim will remain in Mr. Richardson's name until the change in ownership information is received and processed. If I don't receive your packet, I will have to submit this claim as disallowed, so I will call you Monday 10/30/2006 if I don't receive the information needed to make this recommendation.

If you have any questions or concerns please contact me at the above address.

Respectfully,

Daniel A. Nelson
Senior Agent
Western Region Office - IDWR

09/17/2006

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

RIGHT NUMBER: 63-4645
NAME AND ADDRESS: A IVAN RICHARDSON
6240 S IVY ST
CENTENNIAL CO 80111
SOURCE: WASTE WATER
QUANTITY: 0.180 CFS
PRIORITY DATE: 03/15/1942
POINT OF DIVERSION:

TRIBUTARY: ASHLOCK GULCH CREEK

T07N R05W S28 NESESW Within PAYETTE County
T07N R05W S28 SWSWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.180 CFS

PLACE OF USE: IRRIGATION Within PAYETTE County

T07N R05W S28	SESW	6.00	T07N R05W S28	SWSE	3.00
---------------	------	------	---------------	------	------

9 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.

No beneficial use found.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.



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

May 11, 2006

IVAN RICHARDSON
6240 S IVY ST
CENTENIAL CO 80111

RE: EVIDENCE OF PRIORITY LETTER SENT 5/8/2006

Dear Mr. Richardson:

On My 8, 2006, I sent the enclosed evidence of priority letter concerning water right A63-4645. The letter was returned, so I contacted the Payette County assessor to determine the ownership of the property. According to assessor you are still the owner of the property, but you have moved to the above address.

If you still own this property, please supply the information in my 5/8/2006 letter. If you no longer own the property, please contact me, so I we can attain the needed information to recommend this water right to the Snake River Basin Adjudication (SRBA) court for decree.

If you are still the owner, you will also want to complete and return the enclosed change of address form, which will allow us to stay in contact with you concerning this SRBA claim.

If you have any questions or concerns please contact me at the above address.

Respectfully,

Daniel A. Nelson
Sr. Water Right Agent

Enclosures:

May 8, 2006 letter
Change of Address form



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 8, 2006

DIRK KEMPTHORNE
Governor

IVAN RICHARDSON
4065 HWY 95
PARMA ID 83660

KARL J. DREHER
Director

RE: EVIDENCE OF PRIORITY

Snake River Basin Adjudication Claim No(s): A63-4645

Dear Claimants,

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated printout of the claim(s) for your reference only, it is not necessary to return this printout. You indicated, when this claim was filed, that the water right(s) was based on a "Statutory Claim" or "Beneficial Use" of the water.

Water rights of this type are established by historical beneficial use of the water, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources, since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled. **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

Page 2
Richardson

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, I will need an accurate location of the well used for irrigation under this water right. Please carefully mark on the enclosed aerial photo the exact location of the well for this right.

The required evidence supporting the priority date(s) requested and the aerial photo needs to be returned to me by June 2, 2006. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

If you have any questions or concerns, please contact me at the above address.

Respectfully,

A handwritten signature in dark ink, appearing to read "Daniel A. Nelson", with a long horizontal flourish extending to the right.

Daniel A. Nelson
Senior Agent
Western Region Office - IDWR

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-4645
2004 aerial photo

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4645

WATER RIGHT NUMBER: 63-4645

Owner Type

Current Owner

Name and Address

IVAN RICHARDSON
4065 HWY 95
PARMA, ID 83660
(208)452-4091

4605 PER TAX RECORDS

Priority Date: 03/15/1942

Basis: Statutory Claim

Status: Active

Source

WASTE WATER

Tributary

ASHLOCK GULCH CREEK

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.180 CFS

Annual VolumeTotal Diversion: 0.180 CFSLocation of Point(s) of Diversion

WASTE WATER

SW1/4SW1/4SE1/4

Sec. 28, Twp 07N, Rge 05W, B.M.

PAYETTE County

WASTE WATER

NE1/4SE1/4SW1/4

Sec. 28, Twp 07N, Rge 05W, B.M.

PAYETTE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07N	05W	28	NE	NW	SW	SE	9.0

Total Acres: 9

Dates and Other Information:

Claim Received Date: 4/11/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

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:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ivan Richardson
(Name of Claimant)
Route 2, Parma, ID 83660 Telephone No. _____
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 3/15/1942

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
wastewater tributary to Ashlock Gulch
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates Inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.18</u>	Use <u>Irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

- (4) .18 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 28 Twp. 7N Rge. 5W B.M., County of Payette
Additional points of diversion: SESW, S. 28, T 7N, R 5W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Earth dam with gravity irrigation.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	5W	28											5			4			9

No. of acres 9

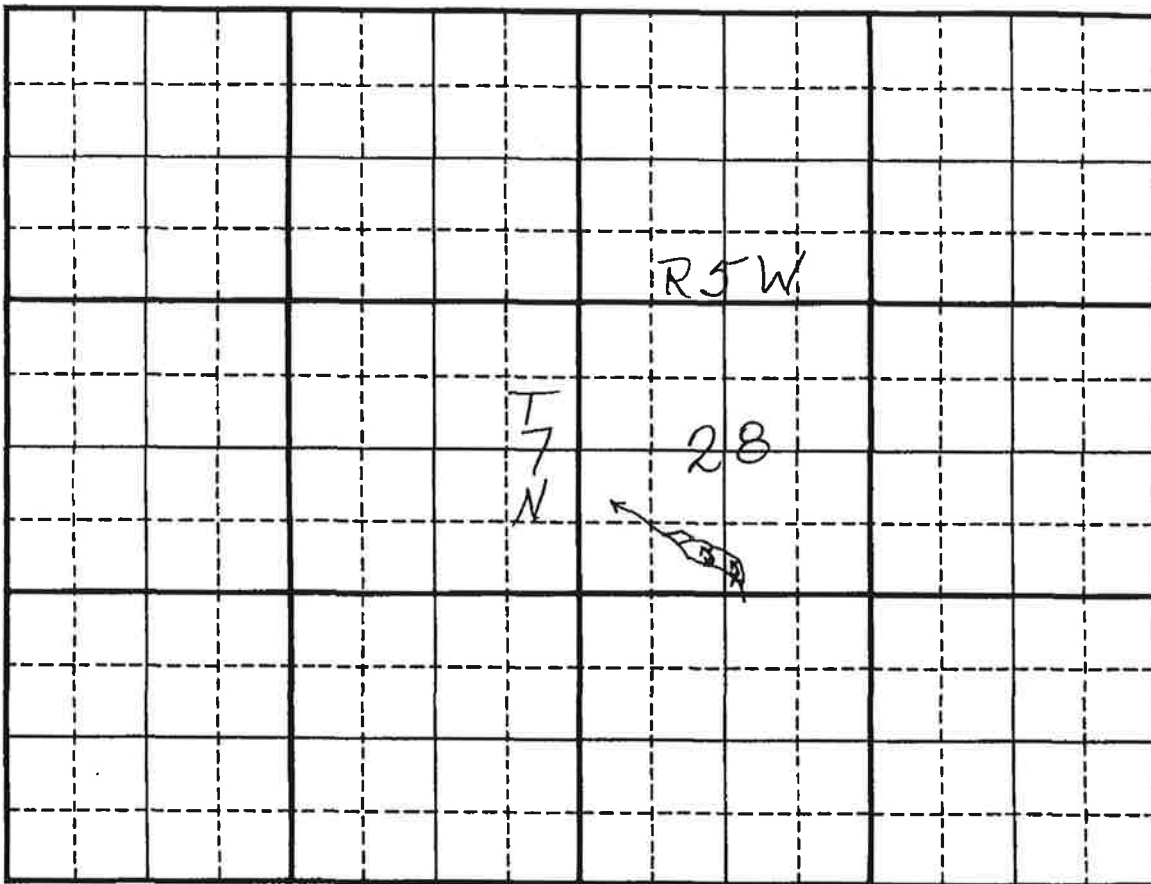
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ OREGON)
) ss.
County of MALHEUR)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Loan Richardson
(Claimant)

Sworn to before me this 2ND day of APRIL, 1979.

M. L. Hutchinson
Notary Public
Residing at Tygha, Oregon

My commission expires 5/3/81

FOR DEPARTMENT USE ONLY

Received by <u>KK</u>	Date <u>4/2/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>645</u>	Date <u>4/3/79</u>		claimant by:	
\$20.00 fee received by <u>80.00</u>	Date <u>4/2/79</u> #13026		<u>KK</u>	<u>5/11/79</u>
Published in <u>Independent Enterprise</u>				
Dates <u>4/12 & 4/19/79</u>				

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	07N05W28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	07N05W28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	07N05W28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Right	63 10728	MANUEL L DEJESUS, CLARISSIE E DEJESUS,	UNNAMED STREAM	07N05W28		X															0
Claim	63 4645	IVAN RICHARDSON,	WASTE WATER	07N05W28												6			3		9
Rec	63 4645	IVAN RICHARDSON,	WASTE WATER	07N05W28												6			3		9
Right	63 4645	IVAN RICHARDSON,	WASTE WATER	07N05W28												5			4		9

Receipt Details for ID C016235

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/11/1990 3:21:53 PM	4/11/1990	State	\$59.00	Check
Payer		RICHARDSON, IVAN		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
467			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$59.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	4645		\$59.00	Claim

[Print Report](#)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 1, 1990

*domestic
not returned
w/fee.*

Mr. Ivan Richardson
Route 2, Highway 95
Parma, ID 83660

RE: Snake River Basin Adjudication (SRBA)
Payette County

Dear Mr. Richardson:

We have taken the information which you submitted with your letter of February 14, 1990 and have partially completed two Notice of Claim forms.

It appears that there are three water rights: (1) Irrigation water obtained from Black Canyon -- this water right will be filed by Black Canyon Irrigation District; (2) Irrigation water from wastewater -- a form (printed in black) is attached which is based on information in IDWR files as Claim 63-4645; (3) Domestic and stockwater water from a well -- a form (printed in green) is attached.

The Notice of Claim form for irrigation from wastewater is generally complete; please review the information and check for accuracy; if it correctly describes your water use, please sign the form, having your signature notarized. Please also use the map attached to this claim to illustrate the location of the irrigated acres. Please highlight the acres irrigated with wastewater, and attach the map to the claim. The filing fee for this claim is \$59.00.

The Notice of Claim form for domestic and stockwater use is also generally complete. Be sure to review the form and verify the information. If it is correct, sign it, having your signature notarized. The filing fee for this claim is \$25.

*pd. 4-11-90
C016235*

MICROFILMED
AUG 20 1992

Mr. Ivan Richardson
March 1, 1990
Page 2

The deadline for filing these claims is April 18, 1990.
Please do not hesitate to contact this office if you have any
questions or need assistance.

Sincerely,

Helen Harrington-Thornton
Helen Harrington-Thornton
Senior Water Rights Agent

HHT:sf:state:tf
Enclosures:

Notice of Claim #63-4645
Short Form w/Instructions

MICROFILMED
AUG 20 1992

DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389390
\$ 00.29³
MAY 08 2006
MAILED FROM ZIP CODE 83702

- ☐ Incorrect Address
☐ Moved, Left No Address
☐ Undelivered ☐ Refused
☐ Attempted-Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Receptacle
☐ Box Closed-No Order
☐ Returned For Better Address
☐ Postage Due

RECEIVED
MAY 11 2006
WATER RESOURCES
WESTERN REGION

12
UTT
5082



A hand-drawn map showing land parcels and features. The map includes the following labels and annotations:

- Top Center:** A large oval containing the text "97.6 acres", "SW 1/4 SW 1/4 SE 1/4 + PT of NE 1/4 SW 1/4", and "Sec 28-T75".
- Top Left:** "Black Canyon turnout" with an arrow pointing to a road.
- Left Side:** "Talus" and "80+ acres" with an arrow pointing to a shaded area.
- Center Left:** "X 6 ACRE" and "X 4 ACRE" with arrows pointing to specific locations. Below these is "37.4 acres" and "Sec 33" in a circle.
- Center:** "STOCK WATER" in a circle, "WELL HOUSE" with a drawing of a house, and "5A" near a road.
- Right Side:** "Black Canyon turnout" with an arrow, "Well at house" with a drawing of a well, and "Echo ave" with an arrow.
- Bottom Center:** "DRAIN" and "SEC-25" with an arrow pointing to a road.
- Bottom Right:** "Black C turnout" with an arrow.
- Bottom Left:** "Canyon the come" and "14/25" written vertically.
- Other:** "Black Canyon turnout" is also written near the top right.

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Water Resources Bureau:
I was down to the office yesterday
It was said you were too busy
to help me at the desk, so I have
tried to fill this out. Hope you
can finish it for me
I am sending a plot of the land
Hope you can make it out
I have my well here at the house
since 41 when I came here and
started farming - Thank you
Loan Richardson

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AUG 20 1992