

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 63-3321A
Date Received: 8/15/1989
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

H WILLIAM NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 344-3188

GLORIA D NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 344-3188

MARGUERITE NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

DAVID L NORDLING
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

YOSHIE CAMERON NORDLING
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

JAMES L NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

MARTHLYN B NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

FORTUNATA P NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705-2317

Phone: (208) 342-7322

R DOUGLAS NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

THOMAS NEVILLE
3122 EDSON TERRACE
BOISE ID USA 83705

Phone: (208) 342-7322

SCANNED
OCT 05 2005

2. Date of Priority: 12/03/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	5	SE NE	ADA	

5. Description of diverting works:

10" @ 204' DRILLED WELL W/SURFACE PUMP W/PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.64	143.08

7. Total Quantity Appropriated is:
0.64 C.F.S. and/or 143.08 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
04N	02E	5	SW NE	IRRIGATION	13
			SE NE	IRRIGATION	4
			NW SE	IRRIGATION	2
			SE NW	IRRIGATION	2
			NE SE	IRRIGATION	10
Section Acres					31
Total Acres					31

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Address change per claimant request. DH 6/20/2002

AC. IRR.=40.

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DMS THIS CLAIM IS A
RESULT OF AN OWNERSHIP CHANGE FOR A PORTION OF CLAIM NO. A63-03321.

15. Basis of Claim: License

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

RECEIVED

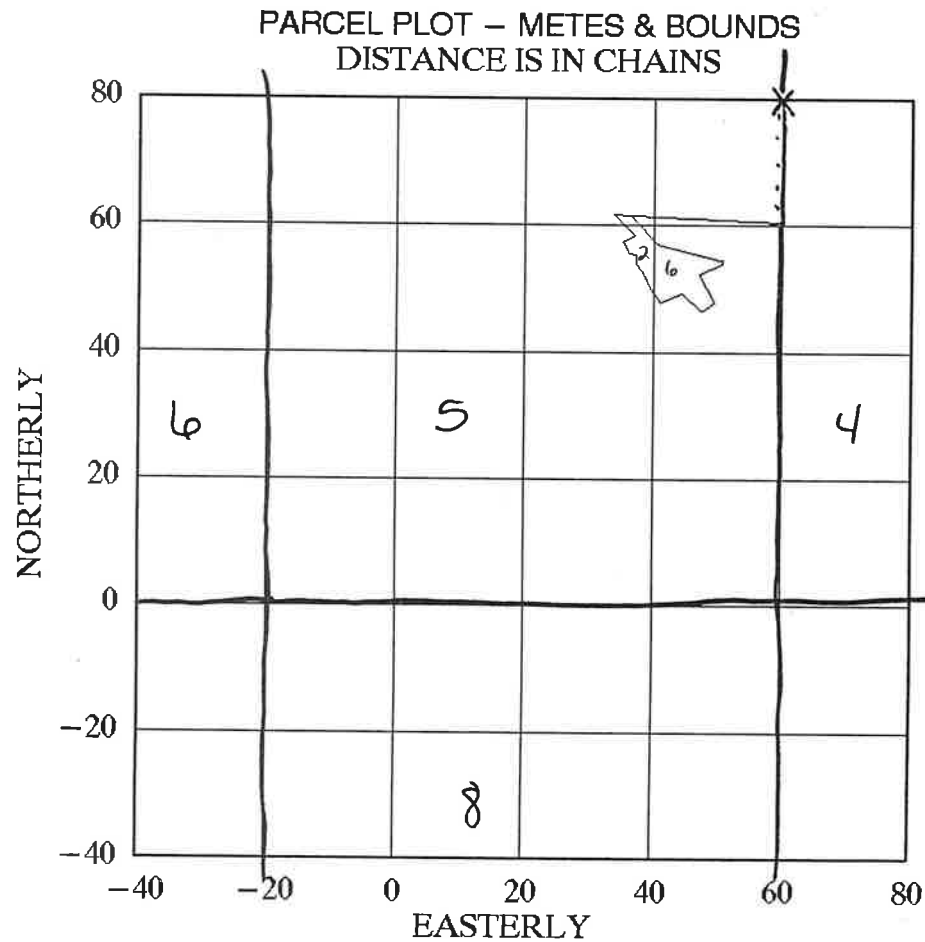
Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

DEC 03 1999
WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) 63-03321 63-03285
Adjudication Claim Number(s) A63-03321 A63-03285
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) H. William Neville, et. al.
820 S. Owyhee, Boise, Idaho 83705
4. New Owner/Claimant(s) Pamula L. Hiatt
Name connector (Check one): (☐ AND, (☐ OR, (☐ AND/OR
New Mailing Address P.O. Box 1653
City, State and ZIP Code Boise, Idaho 83701
New Telephone Number (208) 321-4782
5. Date you acquired the property June 16, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. Please calculate the proportionate part of this water right subject to this change.
Number of acres actually irrigated 8- Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other use _____
cubic foot per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Pamula L. Hiatt Date 12-2-99

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Exhibit A, part 1



4N 2E

— = section lines

X = point of beginning

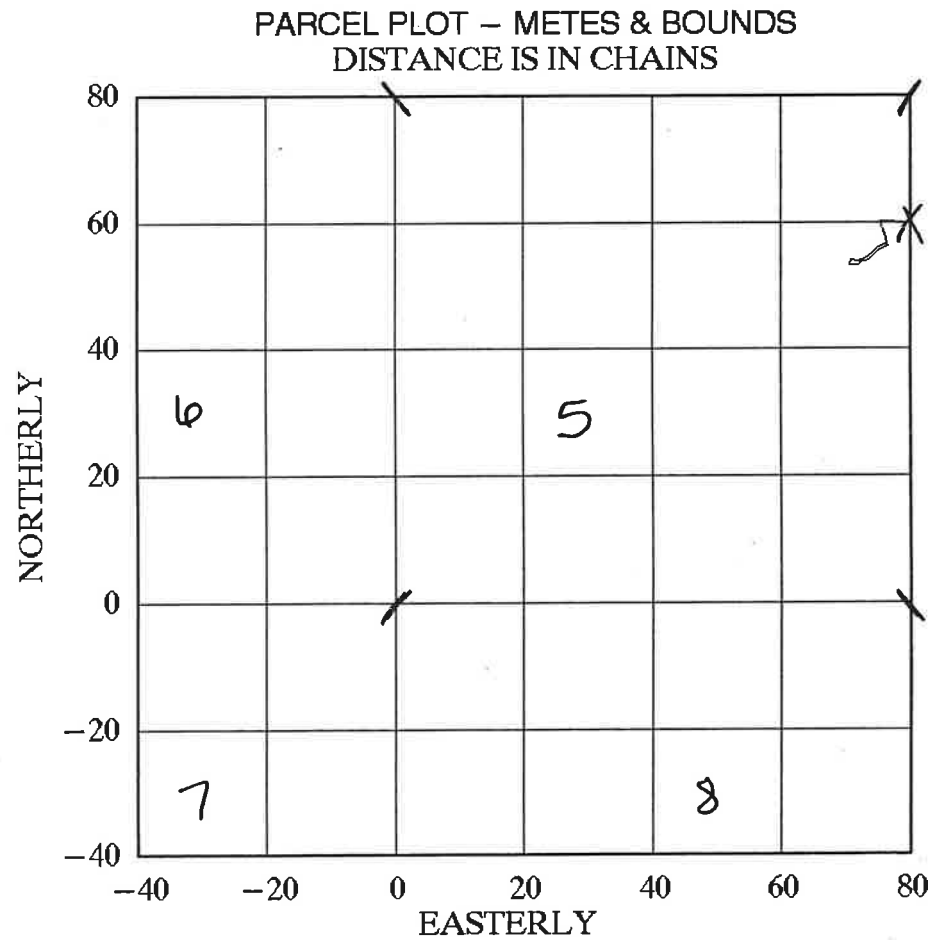
METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	60.00	80.00					
	60.09	60.47	0.00	15.00	40.00	SE	1289.12
	36.47	61.48	87.00	33.00	0.00	NW	1560.44
	40.71	57.05	43.00	45.00	0.00	SE	404.94
	50.19	54.65	75.00	50.00	0.00	SE	645.00
-QUAD COEF-	50.79	54.58	83.00	18.00	0.00	SE	40.00
IF NE, X=1,Y=1	50.71	53.91	6.00	42.00	0.00	SW	45.00
IF SE, X=1,Y=-1	47.11	52.31	66.00	7.00	8.00	SW	259.87
IF SW, X=-1,Y=-1	49.44	47.93	28.00	2.00	38.00	SE	327.71
IF NW, X=-1,Y=1	47.56	46.53	53.00	23.00	57.00	SW	155.00
	44.43	49.29	48.00	36.00	0.00	NW	275.00
	41.13	47.95	67.00	58.00	40.00	SW	235.08
	40.31	49.17	34.00	2.00	39.00	NW	96.95
	39.35	50.15	44.00	25.00	16.00	NW	90.45
	38.16	52.81	24.00	6.00	11.00	NW	192.76
	37.33	54.01	34.00	25.00	24.00	NW	96.02
	37.24	55.38	3.00	42.00	32.00	NW	90.34
	36.14	55.55	81.00	3.00	55.00	NW	74.00
	35.17	57.49	26.00	36.00	50.00	NW	142.81
	37.00	58.41	63.00	23.00	10.00	NE	135.48
	33.82	61.59	44.00	59.00	22.00	NW	297.25
	36.47	61.48	87.00	33.00	0.00	SE	175.00
	36.47	61.48					
	36.47	61.48					

Exhibit A, part 2

4N 2E

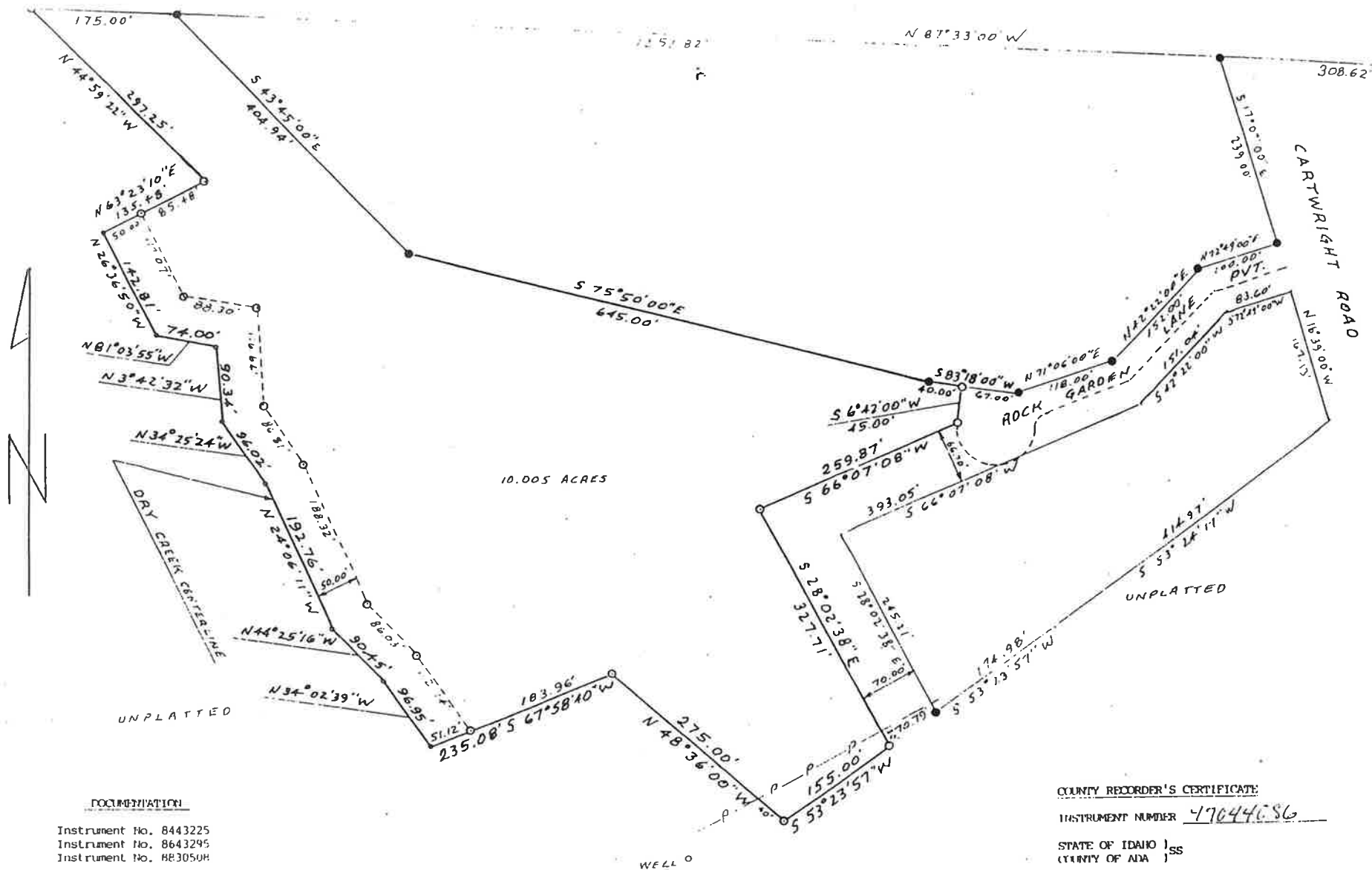


X = beginning point

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	80.00	60.00					
	75.33	60.20	87.00	33.00	0.00	NW	308.62
	76.40	56.73	17.00	7.00	0.00	SE	239.90
	74.95	56.28	72.00	49.00	0.00	SW	100.00
	73.40	54.58	42.00	22.00	0.00	SW	152.00
-QUAD COEF-	71.71	54.00	71.00	6.00	0.00	SW	118.00
IF NE, X=1,Y=1	70.70	54.12	83.00	18.00	0.00	NW	67.00
IF SE, X=1,Y=-1	70.62	53.44	6.00	42.00	0.00	SW	45.00
IF SW, X=-1,Y=-1	71.98	53.42	89.00	23.00	28.00	SE	89.49
IF NW, X=-1,Y=1	72.13	53.66	33.00	1.00	26.00	NE	18.68
	73.66	54.18	71.00	6.00	0.00	NE	106.49
	75.20	55.88	42.00	22.00	0.00	NE	151.52
	76.53	56.29	72.00	49.00	0.00	NE	91.80
	76.40	56.73	17.00	7.00	0.00	NW	30.00
	76.40	56.73					



DOCUMENTATION

Instrument No. 8443225
Instrument No. 8643295
Instrument No. 8830504

LEGEND

CERTIFICATE OF SURVEYOR

COUNTY RECORDER'S CERTIFICATE

INSTRUMENT NUMBER 47044686

STATE OF IDAHO)
COUNTY OF ADA)

I hereby certify that this instrument was filed for record at the request of _____ at _____ minutes past _____

RECORD OF SURVEY NO. 3901

COUNTY RECORDER'S CERTIFICATE

INSTRUMENT NUMBER 47044086

STATE OF IDAHO)
COUNTY OF ADA)SS

I hereby certify that this instrument
was filed for record at the request of
J. P. Weissrock at 16 minutes past
2 o'clock P.M., on this 5 day
of June, 1997, in Book _____
of Plats at Pages _____ and _____.

S. Kilpatrick
Deputy

J. David Navarro
Ex-officio Recorder

INDEX NO. 421-5-1

SURVEY FOR
H. WILLIAM NEVILLE

A 10.005 ACRE PARCEL LOCATED
IN THE S $\frac{1}{2}$, NE $\frac{1}{4}$ OF SECTION 5,
T. 4 N., R. 2 E., B. M., ADA COUNTY,
IDAHO.

SCALE: 1" = 100' DATE: MAY 31, 1997

J.R. WEISSROCK CO. - LAND SURVEYING
H. J. ... IDAHO



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 336-6700

888 North Cole Road / Boise, Idaho 83704
(208) 377-2700

RECEIVED

SEP 24 1997

Department of Water Resources

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID
PIONEER TITLE CO

'97 JUN 17 PM 2 36

RECEIVED

SEP 24 1997

Department of Water Resources
Adjudication Bureau

FEE 12.00 DEL 12.00
RECORDED AT THE REQUEST OF

P-157223 JB/HEH

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED H. WILLIAM NEVILLE and GLORIA D. NEVILLE, husband and wife; JAMES L. NEVILLE and MARTHLYN B. NEVILLE, husband and wife; R. DOUGLAS NEVILLE and MARGUERITE R. NEVILLE, husband and wife; DAVID C. NORDLING and YOSHIE CAMERON NORDLING (who acquired title as YOSHIE CAMERON), husband and wife; and THOMAS F. NEVILLE and FORTUNATA P. NEVILLE, husband and wife, GRANTOR(s) does (do) hereby GRANT, BARGAIN, SELL and CONVEY unto

PAMULA L. HIATT, a single person

GRANTEE(S), whose current address is: P. O. Box 1653, Boise, ID 83701
the following described real property in Ada County, State of Idaho,
more particularly described as follows, to wit:

See the attached Exhibit "A", which by this reference is incorporated herein.

GRANTORS RESERVE AND EXCEPT FROM THE FOREGOING DESCRIBED REAL PROPERTY CONVEYED HEREUNDER, ALL OF THE GEOTHERMAL RIGHTS IN SALE REAL PROPERTY FOR GRANTORS, THEIR HEIRS, EXECUTORS, AND ASSIGNS, EXCEPT THAT GRANTEE MAY DEVELOP AND CONSUME FOR DOMESTIC PURPOSES ONLY AND FOR IRRIGATION ON SAID REAL PROPERTY AND NOT FOR ANY COMMERCIAL PURPOSES ANY GEOTHERMAL WATER ON SAID PROPERTY SO LONG AS THE WATER IS USED EXCLUSIVELY ON SAID REAL PROPERTY.

ACKNOWLEDGED BY GRANTEE:

Pamula L. Hiatt
Pamula L. Hiatt

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: June 16, 1997

James L. Neville by *H. William Neville*, his attorney in fact
Marthlyn B. Neville by *H. William Neville*, her attorney in fact
R. Douglas Neville by *H. William Neville*, her attorney in fact
Marguerite R. Neville by *H. William Neville*, her attorney in fact
Thomas F. Neville
Fortunata P. Neville

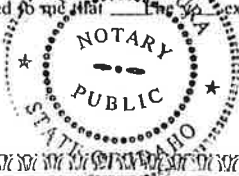
STATE OF Idaho, County of Ada, ss.

On this 16th day of June, in the year of 1997, before me

Janet L. Blusch, a Notary Public, personally appeared H. William Neville,

Gloria D. Neville, Thomas F. Neville and Fortunata P. Neville, David C. Nordling and

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public:

Residing at:

My Commission Expires:

Ligand P. Basma
Boise, Idaho
March 17, 1999 5-30-2000

EXHIBIT A

A PARCEL LOCATED IN THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 5, TOWNSHIP 4 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 5, TOWNSHIP 4 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO; THENCE SOUTH 0 DEGREES 15'40" EAST 1289.12 FEET ALONG THE SECTION LINE TO A POINT, THE ONE-SIXTEENTH CORNER; THENCE

NORTH 87 DEGREES 33' WEST 1560.44 FEET ALONG THE SIXTEENTH LINE TO A POINT, THE REAL POINT OF BEGINNING; THENCE

SOUTH 43 DEGREES 45' EAST 404.94 FEET TO A POINT; THENCE

SOUTH 75 DEGREES 50' EAST 645.00 FEET TO A POINT; THENCE

SOUTH 83 DEGREES 18' EAST 40.00 FEET TO A POINT, THE NORTHWEST CORNER OF A CUL-DE-SAC (A PRIVATE ROAD CALLED ROCK GARDEN LANE); THENCE

SOUTH 6 DEGREES 42' WEST 45.00 FEET ALONG SAID CUL-DE-SAC TO A POINT; THENCE

SOUTH 66 DEGREES 07'08" WEST 259.87 FEET TO A POINT; THENCE

SOUTH 28 DEGREES 02'38" EAST 327.71 FEET TO A POINT; THENCE

SOUTH 53 DEGREES 23'57" WEST 155.00 FEET TO A POINT; THENCE

NORTH 48 DEGREES 36'00" WEST 275.00 FEET TO A POINT; THENCE

SOUTH 67 DEGREES 58'40" WEST 235.08 FEET TO A POINT ON THE CENTERLINE OF DRY CREEK; THENCE NORTHWESTERLY ALONG SAID CENTERLINE THE FOLLOWING 7 COURSES

NORTH 34 DEGREES 02'39" WEST 96.95 FEET TO A POINT; THENCE

NORTH 44 DEGREES 25'16" WEST 90.45 FEET TO A POINT; THENCE

NORTH 24 DEGREES 06'11" WEST 192.76 FEET TO A POINT; THENCE

NORTH 34 DEGREES 25'24" WEST 96.02 FEET TO A POINT; THENCE

NORTH 3 DEGREES 42'32" WEST 90.34 FEET TO A POINT; THENCE

NORTH 81 DEGREES 03'55" WEST 74.00 FEET TO A POINT; THENCE

NORTH 26 DEGREES 36'50" WEST 142.81 FEET TO A POINT; THENCE

NORTH 63 DEGREES 23'10" EAST 135.48 FEET TO A POINT; THENCE

NORTH 44 DEGREE 59'22" WEST 297.25 FEET TO A POINT ON THE SIXTEENTH LINE; THENCE

SOUTH 87 DEGREES 33' EAST 175.00 FEET ALONG SAID SIXTEENTH LINE TO A POINT, THE REAL POINT OF BEGINNING.

TOGETHER WITH AND EASEMENT FOR THE ROAD, ACCESS AND UTILITY LINES AND FACILITIES OVER A STRIP OF LAND IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 4 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 5; THENCE

NORTH 87 DEGREES 33'00" WEST 308.62 FEET ON THE NORTH LINE OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER TO A POINT IN THE WESTERLY FENCE ALONG CARTWRIGHT ROAD; THENCE

SOUTH 17 DEGREES 07'00" EAST, 239.90 FEET ALONG SAID WESTERLY FENCE TO THE REAL POINT OF BEGINNING; THENCE

SOUTH 72 DEGREES 49'00" WEST, 100.00 FEET; THENCE

SOUTH 42 DEGREES 22'00" WEST, 152.00 FEET; THENCE

SOUTH 71 DEGREES 06'00" WEST, 118.00 FEET; THENCE

NORTH 83 DEGREES 18'00" WEST, 67.00 FEET; THENCE

SOUTH 6 DEGREES 42'00" WEST, 45.00 FEET TO A POINT ON A CUL-DE-SAC; THENCE
EASTERLY ON THE ARC OF A CIRCLE 45.00 FEET IN RADIUS CURVING TO THE LEFT A
DISTANCE OF 150.94 FEET, THE CHORD OF SAID ARC RUNNING
SOUTH 89 DEGREES 23'28" EAST, A DISTANCE OF 89.49 FEET TO A POINT OF
REVERSE CURVATURE; THENCE NORTHEASTERLY ON THE ARC OF A CIRCLE 15.00 FEET
IN RADIUS CURVING TO THE RIGHT A DISTANCE OF 20.16 FEET, THE CHORD OF SAID
ARC RUNNING
NORTH 33 DEGREES 01'26" EAST A DISTANCE OF 18.68 FEET TO A POINT OF
TANGENCY; THENCE
NORTH 71 DEGREES 06'00" EAST, 106.49 FEET; THENCE
NORTH 42 DEGREES 22'00" EAST, 151.52 FEET; THENCE
NORTH 72 DEGREES 49'00" EAST, 91.80 FEET TO A POINT IN THE SAID WESTERLY
FENCE ALONG CARTWRIGHT ROAD; THENCE
NORTH 17 DEGREES 07'00" WEST, 30.00 FEET ALONG SAID WESTERLY FENCE TO THE
REAL POINT OF BEGINNING.

END OF LEGAL DESCRIPTION

Receipt Details for ID W004485

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/15/1989 3:52:11 PM	8/15/1989	Western	\$500.00	Check
Payer		NEVILLE, H. WILLIAM		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
341			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$500.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	15307		\$25.00	Claim
63	15304		\$90.00	Claim
63	5207		\$132.00	Claim
63	3321		\$81.00	Claim
63	3285		\$172.00	Claim

Print Report

Fee 50.00
variable 31.00
81.00
overlap w/ A63-03285

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: A63-03321
Date Received: 5/10/1989
Receipt No: W004485
Received By: _____

RECEIVED
AUG 15 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: H. WILLIAM NEVILLE
Address: 820 S. OWYHEE
BOISE, ID 83705 208-344-3188
- AND/OR
- Name: GLORIA D. NEVILLE
Address: 820 S. OWYHEE
BOISE, ID 83705 208-344-3188
- AND/OR
- Name: JAMES L. NEVILLE
Address: XXXXXX, ID 00000-0000
- AND/OR
- Name: ^{man}MARTHLYNN B. NEVILLE
Address: XXXXXXXX, ID 00000-000
- AND/OR
- Name: R. DOUGLAS NEVILLE
Address: XXXXXXXXXX, ID 00000-000
- AND/OR
- Name: MARGUERITE NEVILLE
Address: XXXXXXXXXXXX, ID 00000-00
- AND/OR
- Name: ^{F.}THOMAS NEVILLE
Address: XXXXXXXXXX, ID 00000-00
- AND/OR
- Name: FORTUNATA NEVILLE
Address: XXXXXXXXXX, ID 00000-00
- AND/OR
- Name: DAVID L. NORDLING
Address: XXXXXXXXXX, ID 00000-000

MICROFILMED
JUL 25 1994

AND/OR
Name: YOSHIE CAMERON NORDLING
Address: XXXXXXXXXXXX, ID 00000-00

2. Date of Priority: DEC 03, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	5	SE	NE			ADA

5. Description of diverting works:
10" @ 204' DRILLED WELL W/SURFACE PUMP W/PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		180.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 180.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/150 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	5	SW	NE		IRR	15.0
			SE	NE		IRR	10.0
			SE	NW		IRR	2.0
			NE	SE		IRR	10.0
			NW	SE		IRR	2.0
							31.00
						Section Acres	39.0
						Total Acres	39.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-5207, 63-3285

14. Remarks:
AC. IRR.=40.

15. Basis of Claim: LICENSE
Water Right Number: 30839

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Yoshie K. Nordling Date: July 14 89
David L. Nordling Date: July 14, 1989

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of July 19 89

D. Cameron
Notary Public

Seal

Residing at Boise

My Commission Expires 9-4-91

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): R Douglas Neville (Date) 8-8-89

Margaret Neville (Date) 8-8-89

State of Idaho)
County of Latah) :SS.

Subscribed and sworn (or affirmed) before me this 8th day of August, 1989.

[Signature]
Notary Public for _____
Residing at Canal
My Commission Expires: 8/8

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Martha B. Nevill (Date) 8-10-89

Janet E. Nevill (Date) 8-10-89

State of Idaho)

County of Blaine :SS.

Subscribed and sworn (or affirmed) before me this 10th day of

August, 19 89.

Notary Public for
Residing at _____
My Commission Expires: _____



(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.

Signature of Claimant(s): William H. Davis (Date) 8-14-89
John S. Deville (Date) 8-14-89

Subscribed and sworn (or affirmed) before me this 14th day of Aug, 1989.

Notary Public for Walter
Residing at W. 1000
My Commission Expires: 8-17-1994

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Fortunata P. Deville (Date) 8/15/89

by Thomas F. Deville
William Nevill (Date) 8-15-89
(By William Nevill AOA)
(Power of Attorney)

State of Idaho)
County of Ada) :SS.

Subscribed and sworn (or affirmed) before me this 15th day of August, 19 89.

Robert L. Walker
Notary Public for Idaho
Residing at Boise
My Commission Expires: 7-1-1994

~~T4N~~

Sec 4

NW NE
SW NE
NE NW 42' 30"
NW NW
SW NW
SE NW
NE SW
NW SW
SW SW
SE SW
NE SE

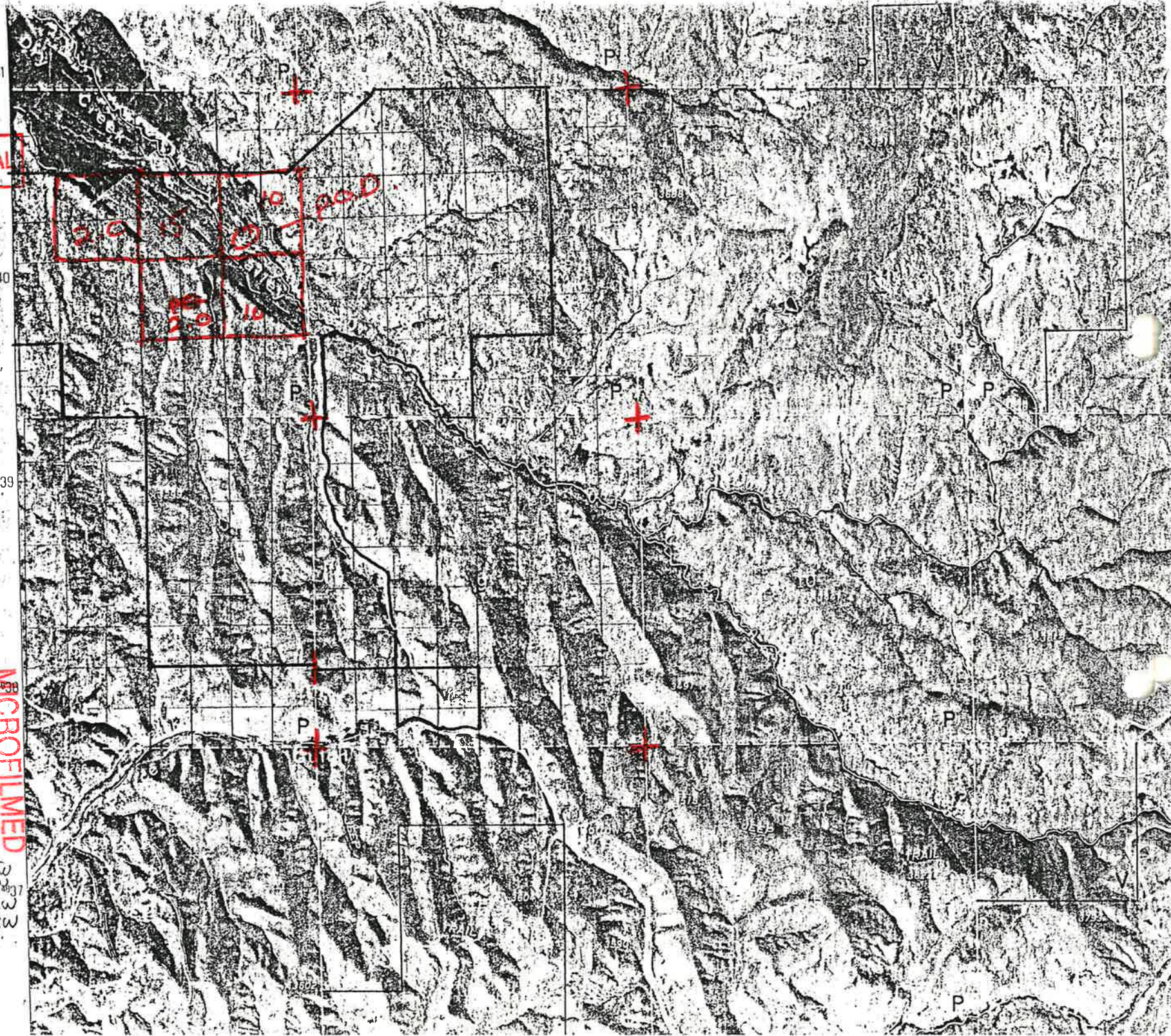
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SW NW
SE NW
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NW SE
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SE SE

Sec 8

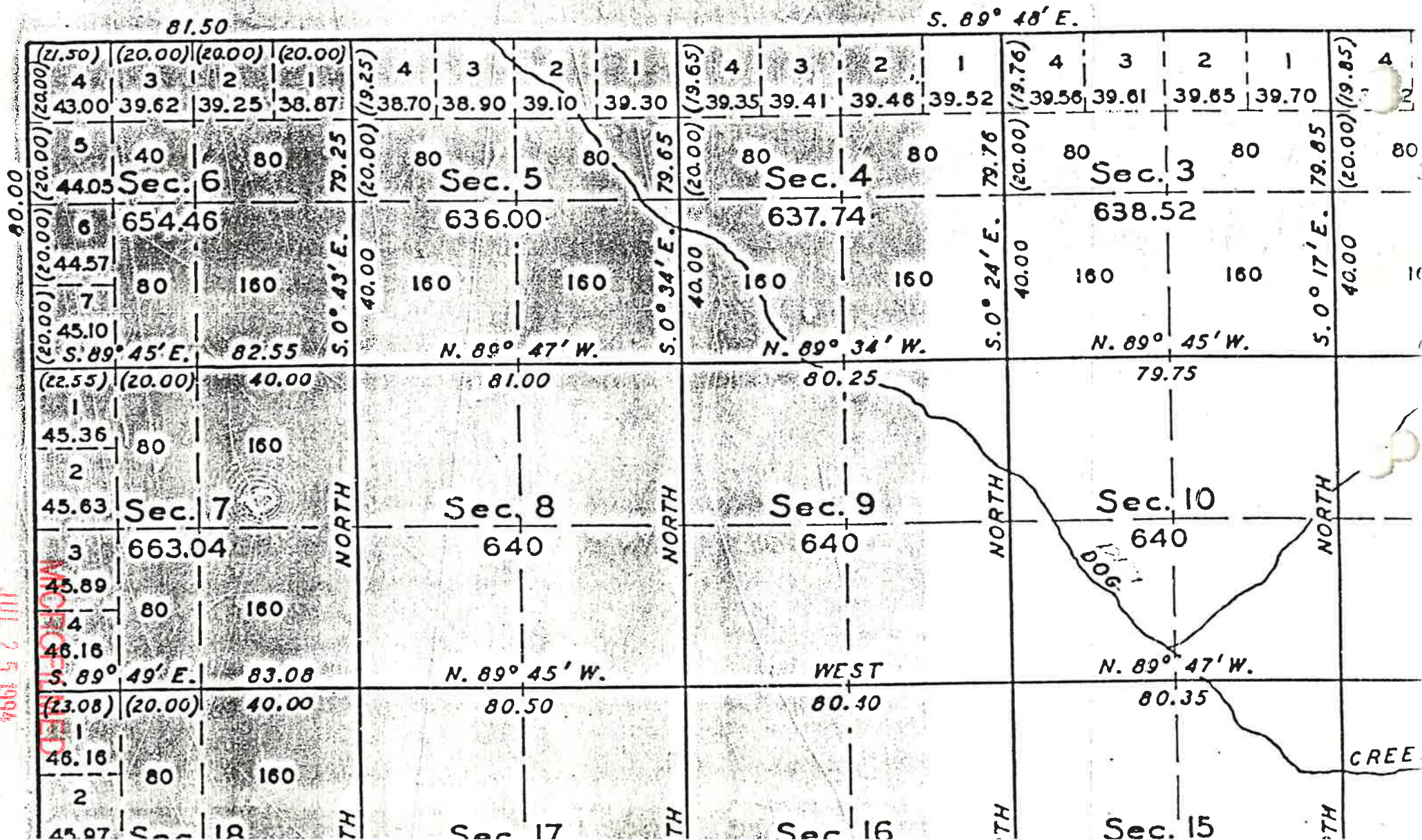
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POOR ORIGINAL

COMPOSITE PLAT OF
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SEP 01 2006

WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Allyn L. Sweeney

Samuel Kaufman (1921-1986)

August 31, 2006

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Notice of Change of Water Right Ownership

Dear Sir or Madam:

Please find the enclosed Notice of Change of Water Right Ownership that I submit on behalf of my client, Pamula Hiatt-Gabriel. It is my understanding that no fee will be charged for this change given that there is a pending SRBA claim for the water right.

Should this notice raise questions or concerns, please direct them to this office. Thank you.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles L. Honsinger". The signature is fluid and cursive, with the first name "Charles" and last name "Honsinger" clearly legible.

Charles L. Honsinger

enclosure(s)

cc: Pamula Hiatt-Gabriel

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

RECEIVED

SEP 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
63-3321A	A63-3321A	X			

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) H. William Neville, et. al.
820 S. Owyee, Boise, Idaho 83705
4. New Owner/Claimant(s) Pamula Hiatt-Gabriel
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3784 Rock Garden Lane
- City, State and ZIP Code Boise, ID 83703
- New Telephone Number (208) 286-9194
5. Date you acquired the property 9/26/01

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 <u>63-3321A</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.032 cfs</u>	<u>1.6 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>.032 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	

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

Samuel Watt - Gabriel

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 lg Date 9-1-06 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

Reviewed By: *RLY*
208401 JB/HCH



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
821 W. State St. / Boise, Idaho 83702
(208) 373-3744

ADA COUNTY RECORDER
J. DAVID NAVARRO
CLERK, IDAHO

2001 SP 28 PM 4:13

RECORDED - REQUEST OF
PIONEER TITLE
FEE *2700* DEPUTY *Keaper*
101100575

WARRANTY DEED

For Value Received THOMAS F. NEVILLE, GLORIA D. NEVILLE, and PHILIP J. NEVILLE as co-personal representatives of the estate of H. WILLIAM NEVILLE, deceased, and GLORIA D. NEVILLE, as her separate estate; JAMES L. NEVILLE as his separate estate, and JAMES L. NEVILLE as personal representative of the Estate of MARTHLYN B. NEVILLE, deceased; R. DOUGLAS NEVILLE and MARGUERITE R. NEVILLE, husband and wife; DAVID C. NORDLING and YOSHIE CAMERON NORDLING (who acquired title as YOSHIE CAMERON), husband and wife; and THOMAS F. NEVILLE and FORTUNATA P. NEVILLE, husband and wife,,

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

PAMULA L. HIATT-GABRIEL, a married woman dealing with her sole and separate property

hereinafter referred to as Grantee, whose current address is: 3754 Rock Garden Lane
Boise ID 83703
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

GRANTORS RESERVE AND EXCEPT FROM THE FOREGOING DESCRIBED REAL PROPERTY CONVEYED HEREUNDER, ALL OF THE GEOTHERMAL RIGHTS IN SALE REAL PROPERTY FOR GRANTORS, THEIR HEIRS, EXECUTORS, AND ASSIGNS, EXCEPT THAT GRANTEE MAY DEVELOP AND CONSUME FOR DOMESTIC PURPOSES ONLY AND FOR IRRIGATION ON SAID REAL PROPERTY AND NOT FOR ANY COMMERCIAL PURPOSES ANY GEOTHERMAL WATER ON SAID PROPERTY SO LONG AS THE WATER IS USED EXCLUSIVELY ON SAID REAL PROPERTY.

Acknowledged by Grantee:

Pamula L. Hiatt-Gabriel
Pamula L. Hiatt-Gabriel

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: September 26, 2001

Next Page

R. Douglas Neville

David L. Nordling

David C. Nordling

Thomas F. Neville

Thomas F. Neville

Philip J. Neville
Philip J. Neville, as Co-Personal Representative
of the Estate of H. William Neville, deceasedGloria D. Neville
Gloria D. Neville, by Thomas F. Neville,
her attorney in fact by Thomas F. NevilleNext Page
James L. Neville as Personal Representative
of the Estate of Marthlyn B. Neville, deceasedNext Page

Marguerite R. Neville

Yoshie Cameron Nordling

Yoshie Cameron Nordling

Fortunata P. Neville

Fortunata P. Neville

Gloria D. Neville
Gloria D. Neville as Co-Personal Representative
of the Estate of H. William Neville, deceased, by
Thomas F. Neville, her attorney in factby Thomas F. NevilleNext Page

James L. Neville

Thomas F. Neville
Thomas F. Neville as Personal
Representative of the Estate of H. William
Neville, deceased

Dated: September 24, 2001

Gloria D. Neville
Gloria D. Neville *by Thomas F. Neville*

James L. Neville
James L. Neville as personal representative
of the Estate of Marthlyn B. Neville,
deceased

Thomas F. Neville
Thomas F. Neville as personal
representative of the estate of H. William
Neville, deceased

Thomas F. Neville
Thomas F. Neville

Fortunata P. Neville
Fortunata P. Neville

James L. Neville
James L. Neville
R. Douglas Neville
R. Douglas Neville

Marguerite R. Neville
Marguerite R. Neville

David C. Nordling
David C. Nordling

Yoshie Cameron Nordling
Yoshie Cameron Nordling

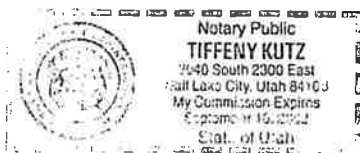
STATE OF _____, County of _____, ss.

On this _____ day of September, in the year of 2001, before me _____
 notary public personally appeared GLORIA D. NEVILLE, known or identified to me to be the
 person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
 he/she/they executed the same.

Notary Public _____
 Residing at: _____
 My commission expires: _____

STATE OF Utah, County of Salt Lake, ss.

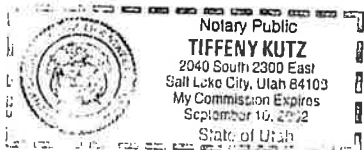
On this 25 day of September, in the year of 2001, before me Tiffany Kutz,
 notary public personally appeared JAMES L. NEVILLE, known or identified to me to be the
 person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
 he/she/they executed the same.



Notary Public Tiffany Kutz
 Residing at: 2040 S. 2300 E. SLC
 My commission expires: 9/2002

STATE OF Utah, County of Salt Lake, ss.

On this 25 day of September, in the year 2001, before me Tiffany Kutz, a
 notary public personally appeared JAMES L. NEVILLE, known or identified to me to be the person
 whose name is subscribed to the within instrument as Personal Representative of the Estate of
 MARTHLYN B. NEVILLE, and acknowledged to me that he executed the same as said Personal
 Representative



Notary Public Tiffany Kutz
 Residing at: 2040 S. 2300 E. SLC
 My commission expires: 9/2002

STATE OF IDAHO, County of Twin Falls, ss.
 On this 26th day of September, in the year of 2001, before me Shelly E Foulk,
 notary public personally appeared R. DOUGLAS NEVILLE, known or identified to me to be the
 person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
 he/she/they executed the same.



Notary Public Shelly E Foulk
 Residing at: 1012 N. 100
 My commission expires: 2/25/03

STATE OF Idaho, County of Twin Falls, ss.

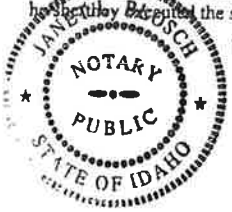
On this 26th day of September, in the year of 2001, before me Shelly E Foulk, notary
 public personally appeared MARGUERITE R. NEVILLE, known or identified to me to be the
 person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
 he/she/they executed the same.



Notary Public Shelly E Foulk
 Residing at: 1012 N. 100
 My commission expires: 2/25/03

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year of 2001, before me Janet L. Bosch, notary public personally appeared DAVID L. NORDLING known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public Janet L. Bosch
Residing at: Boise, Idaho
My commission expires: 3-17-2005

STATE OF IDAHO. County of Ada, ss.

On this 27th day of September, in the year of 2001, before me Janet L. Bosch, notary public personally appeared YOSHIE CAMERON NORDLING known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public Janet L. Bosch
Residing at: Boise, Idaho
My commission expires: 3-17-2005

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year of 2001, before me Janet L. Bosch, notary public personally appeared THOMAS F. NEVILLE known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public Janet L. Bosch
Residing at: Boise, Idaho
My commission expires: 3-17-2005

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year of 2001, before me Janet L. Bosch, notary public personally appeared FORTUNATA P. NEVILLE known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public Janet L. Bosch
Residing at: Boise, Idaho
My commission expires: 3-17-2005

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year 2001, before me Janet L. Bosch, a notary public personally appeared THOMAS F. NEVILLE known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of H. WILLIAM NEVILLE, and acknowledged to me that he executed the same as said Personal Representative

Janet L. Bosch

STATE OF Idaho County of Ada ss.

On this 27th day of September, in the year of 2001, before me Janet L. Bloch,
notary public personally appeared THOMAS F. NEVILLE, known or identified to me to be the
person whose name is subscribed to the within instrument as the attorney in fact of GLORIA D.
NEVILLE, and acknowledged to me that he subscribed the name of GLORIA D. NEVILLE thereto as
principal and his own name as attorney in fact.



Notary Public Janet L. Bloch
Residing at: Boise Idaho
My commission expires: 3-17-2005

STATE OF _____ County of _____ ss.

On this _____ day of September, in the year of 2001, before me _____,
notary public personally appeared JAMES L. NEVILLE, known or identified to me to be the
person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
he/she/they executed the same.

duplicate

Notary Public _____
Residing at: _____
My commission expires: _____

STATE OF _____ County of _____ ss.

On this _____ day of September, in the year 2001, before me _____, a
notary public personally appeared JAMES L. NEVILLE, known or identified to me to be the person
whose name is subscribed to the within instrument as Personal Representative of the Estate of
MARTHLYN B. NEVILLE, and acknowledged to me that he executed the same as said Personal
Representative

duplicate

Notary Public _____
Residing at: _____
My commission expires: _____

STATE OF IDAHO. County of Ada, ss.

On this _____ day of September, in the year of 2001, before me _____,
notary public personally appeared R. DOUGLAS NEVILLE, known or identified to me to be the
person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
he/she/they executed the same.

duplicate

Notary Public _____
Residing at: _____
My commission expires: _____

STATE OF _____ County of _____ ss.

On this _____ day of September, in the year of 2001, before me _____, notary
public personally appeared MARGUERITE R. NEVILLE, known or identified to me to be the
person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that
he/she/they executed the same.

duplicate

Notary Public _____
Residing at: _____
My commission expires: _____

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year 2001, before me Janet L. Blasch, notary public, personally appeared THOMAS F. NEVILLE known or identified to me to be the person whose name is subscribed to the within instrument as Co-Personal Representative of the Estate of H. WILLIAM NEVILLE, and acknowledged to me that he executed the same as said Co-Personal Representative.



Notary Public: Janet L. Blasch

Residing at: Boise, Idaho

My commission expires: 3-17-2005

STATE OF Idaho County of Ada, ss.

On this 27th day of September, in the year 2001, before me Janet L. Blasch, a notary public personally appeared THOMAS F. NEVILLE known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney in Fact of GLORIA D. NEVILLE as Co-Personal Representative of the Estate of H. WILLIAM NEVILLE, and acknowledged to me that he subscribed the name of GLORIA D. NEVILLE as Co-Personal Representative of the Estate of H. WILLIAM NEVILLE thereto as principal, and his own name as attorney in fact.



Notary Public: Janet L. Blasch

Residing at: Boise, Idaho

My Commission expires: 3-17-2005

ALL-PURPOSE ACKNOWLEDGEMENT

State of CALIFORNIACounty of AlamedaOn 9-26-01 before me, Carolyn A. McCulla
Date Name and Title of Officer (i.e., Your Name, Notary Public)personally appeared PHILIP J. NEVILLE
Name(s) of Document Signer(s)

personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

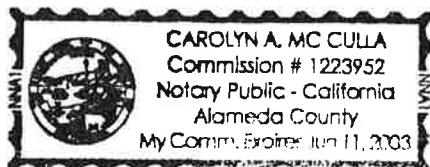
Carolyn A. McCulla
Signature of Notary

EXHIBIT A

A parcel of land situated in the Southeast quarter of the Northeast quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

N 1393455.27
E 2320103.63

Commencing at an Aluminum Cap Monument marking the Northeast corner of said Section 5, from which corner the East quarter corner of said section bears South 01 degree 07'54" East, 2592.69 feet;

Thence along the Easterly line of said Northeast quarter South 01 degree 07'54" East, 1287.10 feet to the Northeast corner of said Southeast quarter of the Northeast quarter;

Thence, along the North line of said Southeast quarter, North 88 degrees 25'00" West, 1735.23 feet to Northwest corner of Record of Survey No. 3901, Ada County Records, and the point of beginning;

Thence, along the exterior boundary of said survey through the following courses:

South 45 degrees 50'23" East, 297.16 feet;

Thence South 62 degrees 33'36" West, 135.43 feet to a point on the centerline of Dry Creek;

Thence, leaving said survey exterior boundary, along the centerline of Dry Creek through the following approximate courses:

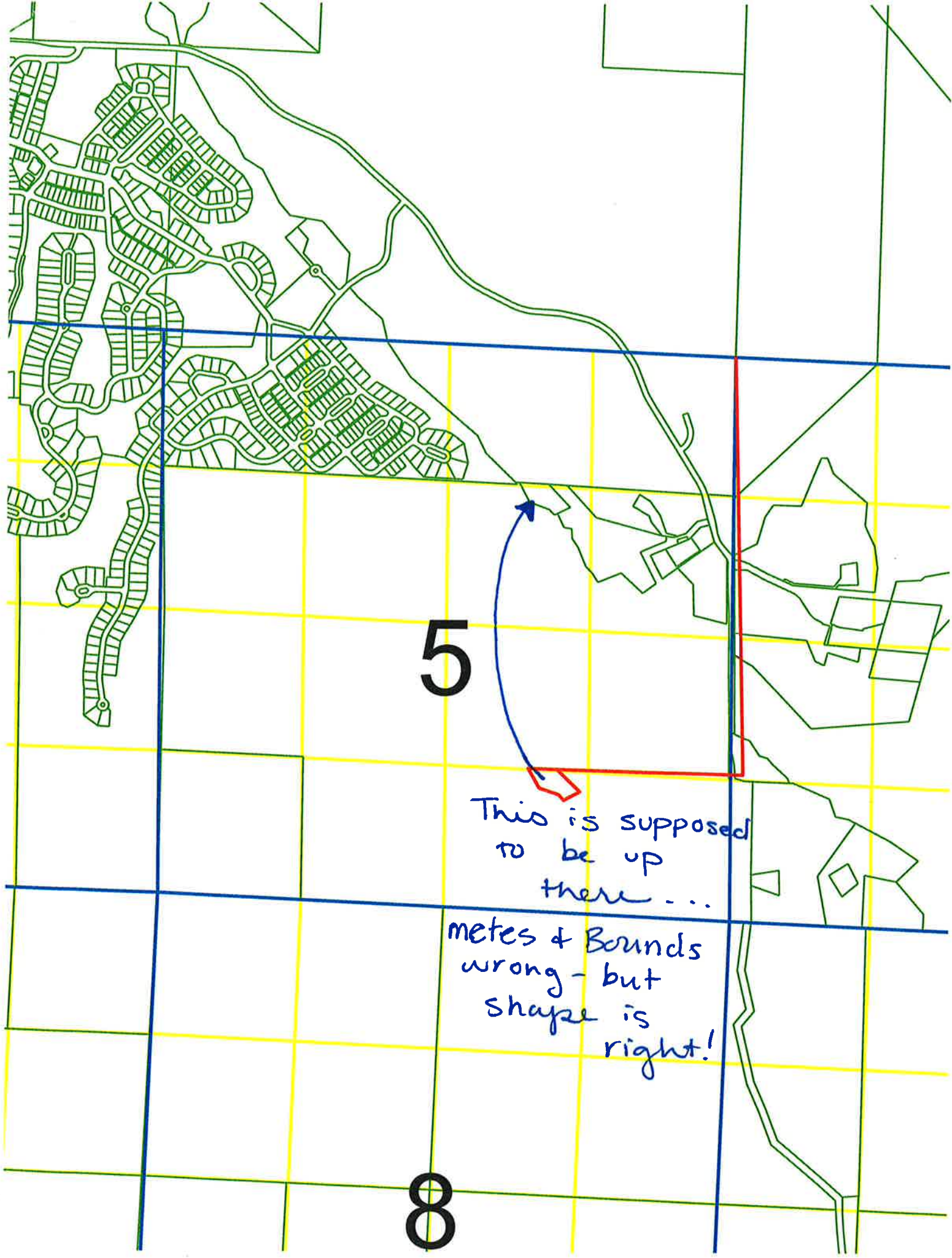
Continuing, South 62 degrees 33'36" West, 33.21 feet;

Thence North 42 degrees 56'46" West, 69.33 feet;

Thence North 71 degrees 34'38" West, 193.93 feet;

Thence North 29 degrees 10'19" West, 206.28 feet to a point on the North line of said Southeast quarter of the Northeast quarter of Section 5;

Thence, leaving said Dry Creek centerline, along said North line, South 88 degrees 25'00" East, 268.36 feet to the point of beginning.



5

This is supposed
to be up
there ...

metes & Bounds
wrong - but
shape is
right!

8

RECEIVED

OCT 10 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - ORBA
TWIN FALLS CO., IDAHO
FILED

2007 OCT 5 AM 10 35

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

In Re SRBA

Case No. 39576

) SPECIAL MASTER'S REPORT
)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHTS 63-03285A,
) 63-03321A, and 63-05207

I. FINDINGS OF FACT

Notices of claim were filed for the above-captioned water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of these water rights.

On April 21, 2006, the claimant of the water rights, Cartwright Ranch LLC, through its attorney John Marshall, filed objections to the *Director's Report* for each claim. Regarding water right 63-05207, IDWR filed an *Amended Director's Report* on July 16, 2007. No objections were filed thereto, and the time for filing objections has expired. Regarding water rights 63-03285A and 63-03321A, on October 2, 2007, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* in each of the subcases, which resolved the objections. The Idaho Department of Water Resources concurred with the stipulations.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Forms 5*, IT IS RECOMMENDED that water rights 63-03285A, 63-03321A, and 63-05207 be decreed with

the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated Oct. 5, 2007

A handwritten signature in dark ink, appearing to read 'Theodore R. Booth', with a long horizontal flourish extending to the right.

Theodore R. Booth
Special Master
Snake River Basin Adjudication

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 OCT 5 AM 10 35

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

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

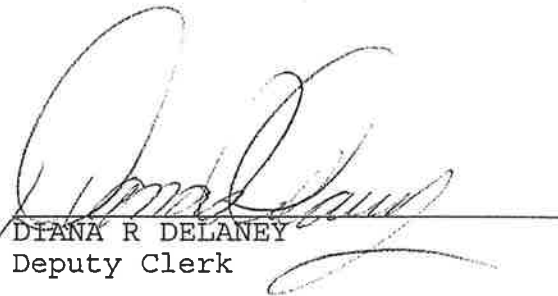
Water Right(s): 63-03285A
63-03321A 63-05207

On October 05, 2007, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED October 05, 2007.


DIANA R DELANEY
Deputy Clerk

DISTRICT COURT - JRDA
TWIN FALLS CO., IDAHO
FILED _____

2007 OCT 5 AM 10 35

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

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

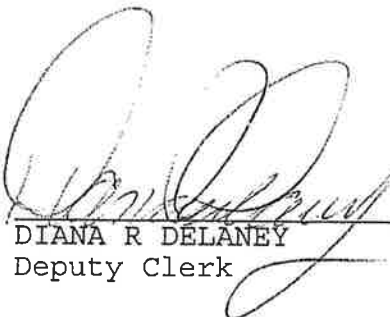
Water Right(s): 63-03285A
63-03321A 63-05207

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on October 05, 2007, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CARTWRIGHT RANCH LLC
Represented by:
JOHN M MARSHALL
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
10/05/07

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2007 OCT 5 AM 10 35

Water Right 63-03321A

NAME AND ADDRESS: CARTWRIGHT RANCH LLC
485 E RIVERSIDE DR STE 100
EAGLE, ID 83616

SOURCE: GROUND WATER

QUANTITY: 0.64 CFS
139.50 AFY

Rights 63-3321A and 63-3285A when combined shall not exceed a
total diversion rate of 1.20 cfs, a total annual maximum
diversion volume of 428.28 af.
The rights listed below are limited to a total combined
diversion rate of 2.63 cfs. Combined Right Nos.: 63-3285A,
63-3321A, 63-5207.

PRIORITY DATE: 12/03/1962

POINT OF DIVERSION: T04N R02E S05 SENE Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.64 CFS 139.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Ada County
	T04N R02E S05	SWNE 13.0 SENE 4.0 SENE 2.0 NESE 10.0 NWSE 2.0
	31.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 131.6 acres in a single irrigation season.
Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.
Right Nos. 63-3285A and 63-3321A are limited to the irrigation of
a combined total of 110.6 acres in a single irrigation season.

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

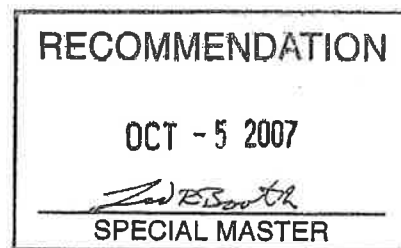
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



COPY

RECEIVED
OCT 02 2007
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

Subcase No. 63-3321A

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

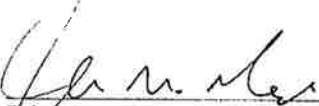
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/ OBJECTOR:

Cartwright Ranch, LLC

 9/26/07
John M. Marshall Date
Attorney for Claimant/Objector

STANDARD FORM 5 – Water Right No. 63-3321A

IDWR Concurrence:

<u>Vicky Music</u>	<u>9/25/07</u>	<u>Nicholas B. Spencer</u>	<u>9-25-07</u>
Vicky Music	Date	Nicholas B. Spencer	Date
Senior Water Resource Agent		Deputy Attorney General	
		Attorney for IDWR	

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

RIGHT NUMBER: 63-3321A
NAME AND ADDRESS:

CARTWRIGHT RANCH LLC
485 E RIVERSTON DR.
STE 100
ENGLE ID 83616

CARTWRIGHT RANCH LLC
3101 N. CENTRAL AVE STE. 1390
CHORLEY AZ 86012

SOURCE: Source: Tributary:
GROUND WATER

QUANTITY: 0.640 CFS 0.640 CFS
139 500 AFY

The rights listed below are limited to a total combined diversion rate of 2.63 cfs.
Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion
rate of 1.20 cfs, a total annual maximum diversion volume of 428.28 af.

The rights listed below are limited to a total combined diversion rate of 1.1 cfs.
Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion
rate of 0.79 cfs, a total annual maximum diversion volume of 109 af, and the
irrigation of 43 acres.

PRIORITY DATE: 12/03/1962

POINT OF DIVERSION:

104N R02E S5 SESE
Within ADA County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

0.640 CFS

139 50 AFY

0.640 CFS

139 50 AFY

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

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT

PLACE OF USE: IRRIGATION within Ada County

T04N R02E S05 SWNE 13 0

T04N R02E S05 SESE 4 0

T04N R02E S05 SESE 2 0

T04N R02E S05 SESE 10 0

T04N R02E S05 SESE 2 0

31 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 131.6 acres in a
single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Right Nos. 63-3285A and 63-3321A are limited to the irrigation of a combined total of
110.6 acres in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 55.1 acres in a
single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM " License

Right 63-3285A is also diverted through the point of diversion described above

PARCEL NO S0605131215

CERTIFICATE OF MAILING

I certify that on October 1, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

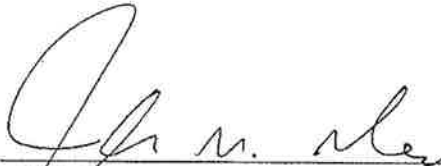
1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

CARTWRIGHT RANCH LLC
Represented by:
JOHN M MARSHALL
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098


Signature of person or attorney mailing the form

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

RIGHT NUMBER: 63-3321A

NAME AND ADDRESS:

CARTWRIGHT RANCH LLC
485 E RIVERSIDE DR,
STE 100
EAGLE ID 83616

CARTWRIGHT RANCH LLC
3101 N. CENTRAL AVE STE. 1290
PHOENIX AZ 85012

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

0.640 CFS
139.500 AFY

~~0.620 CFS~~

The rights listed below are limited to a total combined diversion rate of 2.63 cfs.
Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion
rate of 1.20 cfs, a total annual maximum diversion volume of 428.28 af.

~~The rights listed below are limited to a total combined diversion rate of 1.1 cfs.~~
~~Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.~~

~~Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion~~
~~rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the~~
~~irrigation of 42 acres.~~

PRIORITY DATE:

12/03/1962

POINT OF DIVERSION:

T04N R02E S5 SENE
Within ADA County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/15 11/15	<u>0.640 CFS</u> 139.50 AFY
		~~0.620 CFS~~ 139.50 AFY

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

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION within ADA County
T04N R02E S05 SWNE 13.0
T04N R02E S05 SENE 4.0
T04N R02E S05 SENW 2.0
T04N R02E S05 NESE 10.0
T04N R02E S05 NWSE 2.0

31 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 131.6 acres in a single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Right Nos. 63-3285A and 63-3321A are limited to the irrigation of a combined total of 110.6 acres in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 55.1 acres in a single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.~~

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right 63-3285A is also diverted through the point of diversion described above.

PARCEL NO. S0605131215.

Music, Vicky

From: Music, Vicky
Sent: Wednesday, September 19, 2007 10:33 AM
To: Harvey, Becky
Cc: Courtney, Andrea
Subject: FW: Cartright Ranch 63-5207 etc.

Sorry Becky - these should have gone to you too - Vicky

-----Original Message-----

From: Music, Vicky
Sent: Wednesday, September 19, 2007 10:32 AM
To: Courtney, Andrea
Subject: RE: Cartright Ranch 63-5207 etc.

yes - here are the 2 sf5s.



63-3285A.pdf



63-3321A.pdf

-----Original Message-----

From: Courtney, Andrea
Sent: Tuesday, September 18, 2007 3:18 PM
To: Music, Vicky
Cc: Harvey, Becky
Subject: RE: Cartright Ranch 63-5207 etc.

Vicky~

As we were ending things in June, did you prepare SF5s on the two license claims (3321A and 3285A)? We have old draft SF5s in the legal files but those have the old Arizona address, and I remember we confirmed with John that the Eagle address was correct when we were readying the ADR for 5207. The objection deadline for 63-5207 has passed and no objections were filed. The ADR for 63-5207 will likely proceed to report and recommendation now. My notes indicate that once 5207 is decreed we would circulate the SF5s for the two licensed rights. May as well have them ready to go when 5207 gets decreed. I'll let you know what happens at the status conference.

Thanks.

Andrea

From: Music, Vicky
Sent: Tuesday, September 18, 2007 1:30 PM
To: Courtney, Andrea
Subject: RE: Cartright Ranch 63-5207 etc.

yep - after the status conference which hopefully will confirm there are no more issues with 63-5207 [that might in turn affect these other 2], then we will process the ownership change/splitting out Pam Hiatts right. So, will wait for the go ahead from you after the status conference.

Congratulations on passing the Bar!

-----Original Message-----

From: Courtney, Andrea
Sent: Tuesday, September 18, 2007 11:34 AM
To: Music, Vicky
Subject: Cartright Ranch 63-5207 etc.

Vicky~

I have a status conference scheduled for 9/25 for Cartright Ranch. The amended director's report was filed 7/16 according to the SRBA website. I had a note that after 63-5207 and thus 63-3321A and 63-3285A were fixed, that we should circle back and address the change of ownership for Pam Hiatt.

Would you please give me an update as to where we are re:final resolution of these?

Thanks.

Andrea

P.s. I got word on last Thursday --- I passed the Idaho Bar! Swearing in ceremony is 9/27. I'll be official on that day.

Andrea L. Courtney

Idaho Attorney General's Office

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

RIGHT NUMBER: 63-3321A

NAME AND ADDRESS:

CARTWRIGHT RANCH LLC
3101 N. CENTRAL AVE STE. 1390
PHOENIX AZ 85012

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

~~0.610 CFS~~

~~0.620 CFS~~

~~132.300 AFY~~

~~139.500 AFY~~

0.610 CFS, 132.300 AFY
139.5
2.63
The rights listed below are limited to a total combined diversion rate of 2.6 cfs.
Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 1.17 cfs, a total annual maximum diversion volume of 421.08 af.

The rights listed below are limited to a total combined diversion rate of 1.1 cfs. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the irrigation of 42 acres.

PRIORITY DATE:

12/03/1962

POINT OF DIVERSION:

T04N R02E S5 SENE
Within ADA County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

0.610 CFS 132.30 AFY

~~0.620 CFS 139.50 AFY~~

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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

PLACE OF USE:

IRRIGATION within ADA County

T04N R02E S05 SWNE 11.4

~~T04N R02E S05 SWNE 13.0~~

T04N R02E S05 SENE 4.0

T04N R02E S05 SENW 2.0

T04N R02E S05 NESE 10.0

T04N R02E S05 NWSE 2.0

29.4 ACRES TOTAL

~~31 ACRES TOTAL~~

The rights listed below are limited to the irrigation of a combined total of 130 acres in a single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Right Nos. 63-3285A and 63-3321A are limited to the irrigation of a combined total of 109 acres in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 55.1 acres in a single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.~~

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right 63-3285A is also diverted through the point of diversion described above.
PARCEL NO. S0605131215.



Idaho Department of Water Resources

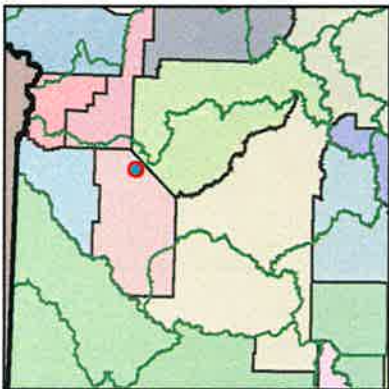
SRBA Recommendation:

63-3321A

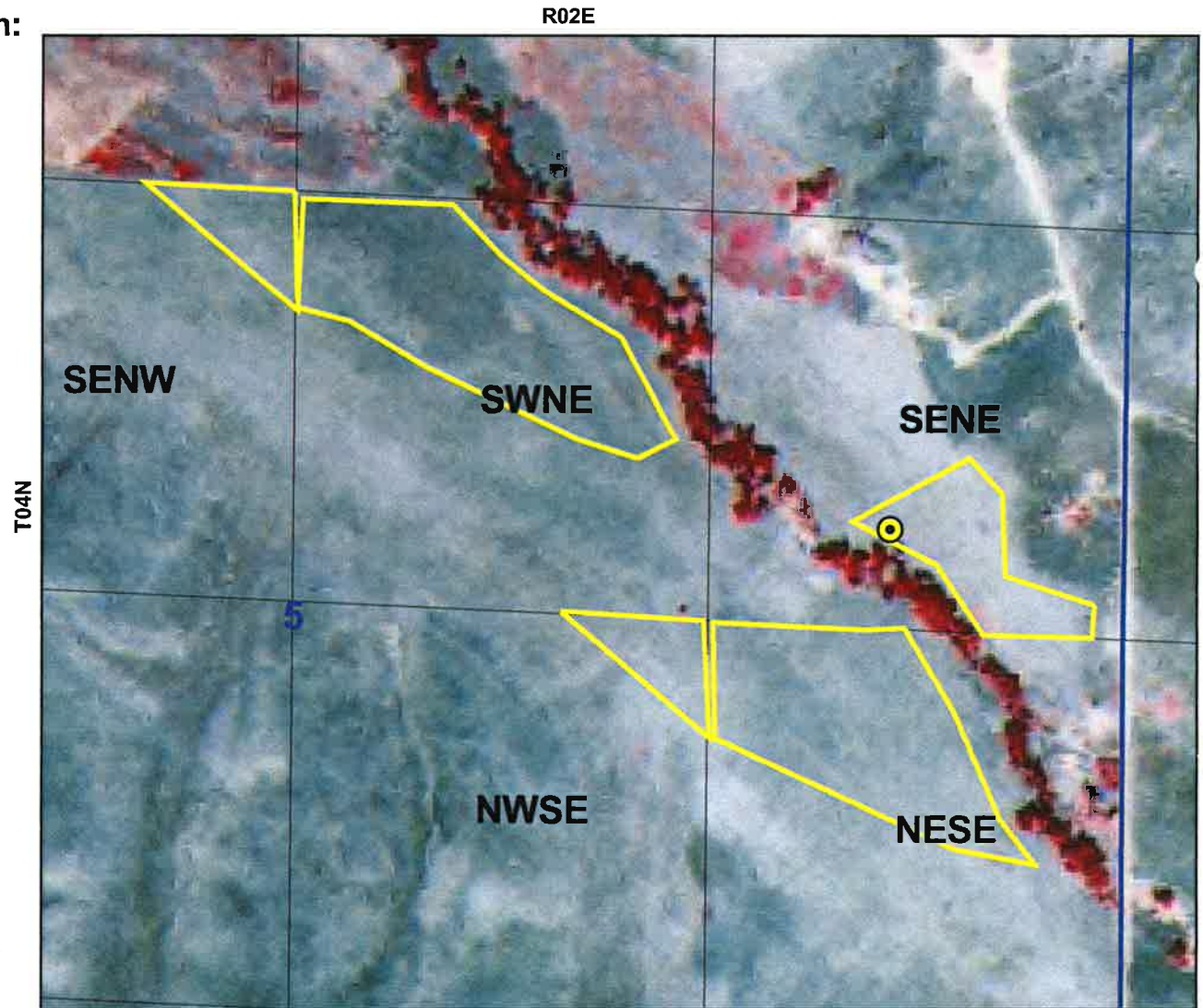
(Irrigation)

Legend

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



Ada County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by V. Music
On Friday, June 22, 2007
1987/88 Aerial Photography

6/20/07 STS prep

63-3321A

II

claimed

*correct

REC

40 ac
.8 cfs

31 ac
.64 cfs

31
.64 cfs

31 ac
.62 cfs (wrong)

for STS, subtract 1.6 ac $\neq$.032 cfs (2005 Hiatt CIO)

$$31 \text{ ac} - 1.6 \text{ ac} = 29.4 \text{ ac.}$$

GWNE

$$.64 \text{ cfs} - .032 = .608 = .61 \text{ cfs}$$

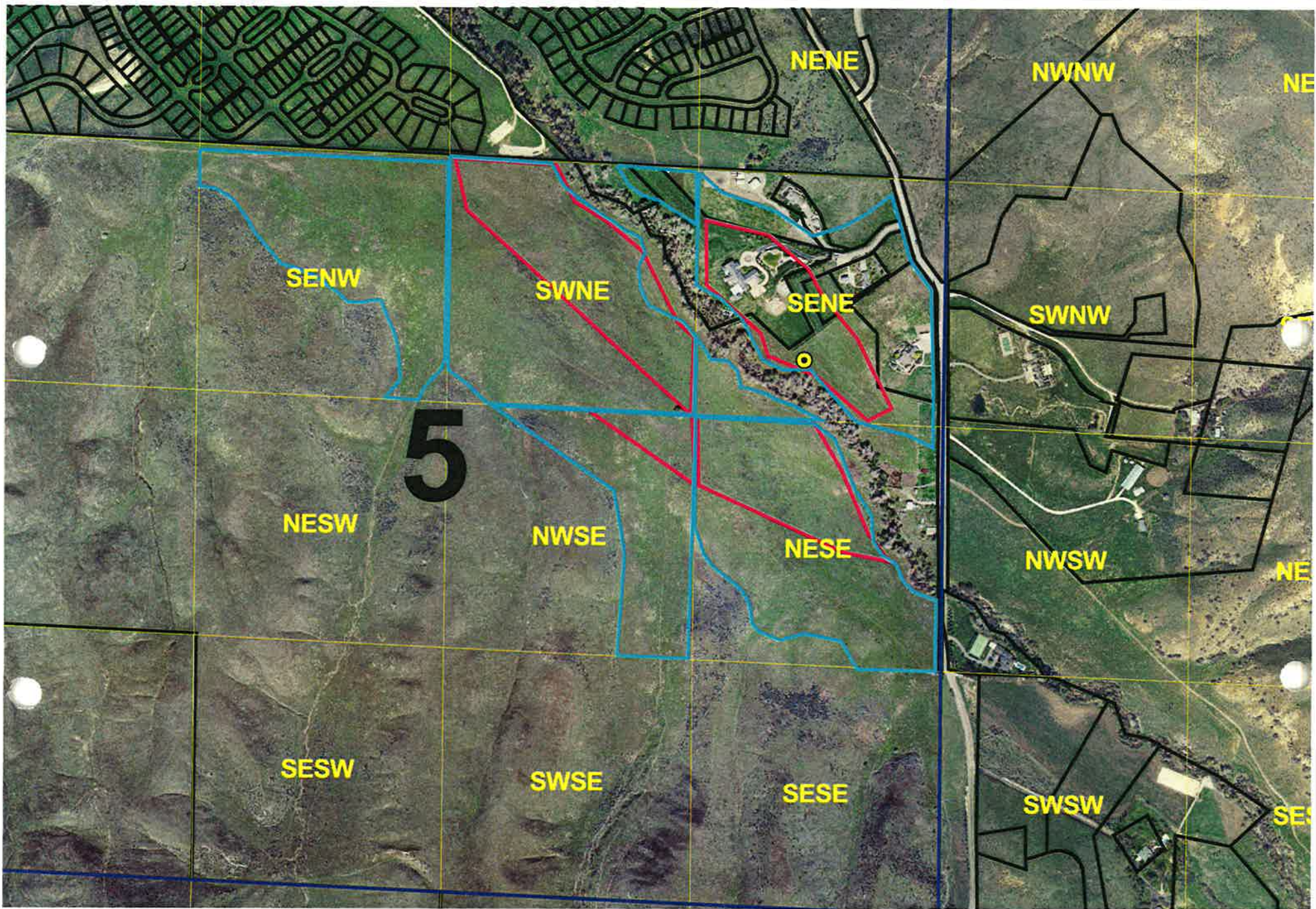
* limited to 109 acres $\neq$ 1.17 cfs w/ 63-3285A
 $\neq$ 42.8 afa

* limited to 130 acres $\neq$ 2.6 cfs : 63-3285A,
63-3321A,
63-5207

per GWNE 13 ac - 1.6 = 11.4 ac (only RR per change)

$$(.61)(1.9835)(260) = 314.58 \text{ afa}$$

$$29.4(4.5) = 132.3 \text{ afa}$$



63-3285 & 63-3321-- 2003 AERIAL OF LICENSED ACRES. CLAIMANT ONLY OWNS ABOUT 7 ACRES OF THE LICENSED POD IN SENE - 27 LICENSED.

Pink - 63-3321 blue - 63-3285

RECEIVED
10/32/2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-3321A

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Cartwright Ranch LLC

Address: c/o Grossman Company Properties

3101 N. Central Ave, Ste. 1390

Phoenix AZ 85012

Daytime Phone: 208-388-1270

Name & Address of Attorney, if any:

John M. Marshall

Givens Pursley LLP

601 W Bannock Street, Boise 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Cartwright Ranch, LLC

c/o Grossman Company Properties

3101 North Central Avenue, Suite 1390

Phoenix, AZ 85012

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address** _____
2. ☐ **Source** _____
Should be: _____
3. ☒ **Quantity** _____
Should be: eliminate combined use limits
4. ☐ **Priority Date** _____
Should be: _____
5. ☐ **Point(s) of Diversion** _____
Should be: _____
6. ☐ **Instream Flow Description** _____
Should be: _____
7. ☐ **Purpose(s) of Use** _____
Should be: _____
8. ☐ **Period of Year** _____
Should be: _____
9. ☒ **Place of Use** _____
Should be: eliminate combined use limits
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): _____
Proposed change will make recommendation consistent with license.

F. VERIFICATION (Must be Completed)

~~State~~ of IDAHO)
) ss.
County of Ada)

John M. Marshall, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 20, 2006

Amanda McCurry
Notary Public for Idaho

Residing at: San. Idaho

My Commission Expires: 4/15/2011



INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 20, 2006, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

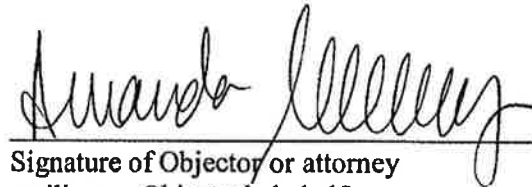
N/A

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

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

RIGHT NUMBER: 63-3321A

NAME AND ADDRESS: CARTWRIGHT RANCH LLC
485 E RIVERSIDE DR STE 100
EAGLE ID 83616

~~GLORIA D NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~MARGUERITE NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~MARTHLYN B NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~H WILLIAM NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~R DOUGLAS NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~DAVID L NORDLING~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~YOSHIE CAMERON NORDLING~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~THOMAS F NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~FORTUNATA P NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

~~JAMES L NEVILLE~~
~~3122 EDSON TERRACE~~
~~BOISE ID 83705~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.620 CFS
139.500 AFY

The rights listed below are limited to a total combined diversion rate of 1.1 cfs. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the irrigation of 42 acres.

PRIORITY DATE: 12/03/1962

POINT OF DIVERSION:

T04N R02E S5 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.620 CFS 139.50 AFY
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE:

IRRIGATION Within ADA County

T04N R02E S05	SWNE	13.00	T04N R02E S05	SENE	4.00
T04N R02E S05	SENW	2.00	T04N R02E S05	NESE	10.00
T04N R02E S05	NWSE	2.00			

31 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of
55.1 acres in a single irrigation season. Combined Right Nos.: 63-3285A,
63-3321A, 63-5207.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

PARCEL NO. S0605131215.

Right 63-3285A is also diverted through the point of diversion described
above.

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

In Re SRBA

Case No. 39576

)
)
)
)
)
**Water Rights: 63-3285A
63-3321A, 63-5207, 63-15304
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐

Address change

XX

Substitution of Party

☐

IC § 42-222 transfer

☐

Point of diversion

☐

Place of use

☐

Period of use

☐

Nature of use

☐

Split of water right

☐

Change in ownership

☐

Other

☐

IC § 42-219 license

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

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

DATED: June 2, 2006


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 2, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐	overnight mail
Snake River Basin Adjudication	☒	regular mail
P.O. Box 2707	☐	hand-delivered
Twin Falls, ID 83303-2707	☐	facsimile

2. Copies to:

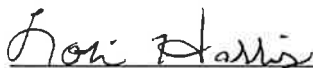
Clive Strong	☐	overnight mail
Off ice of the Attorney General	☒	regular mail
P.O. Box 44449	☐	hand-delivered
Boise, ID 83711-4449	☐	facsimile

United States Dept of Justice	☐	overnight mail
Environment & Natural Resource Div	☒	regular mail
550 West Fort Street MSC 033	☐	hand-delivered
Boise ID 83724	☐	facsimile

3. Copies to all parties to the subcase:

Cartwright Ranch LLC	☐	overnight mail
485 E Riverside Dr Ste 100	☒	regular mail
Eagle ID 83616	☐	hand-delivered
	☐	facsimile

John M Marshall	☐	overnight mail
Givens Pursley LLP	☒	regular mail
PO Box 2720	☐	hand-delivered
Boise ID 83701	☐	facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 2, 2006

CARTWRIGHT RANCH LLC
485 E RIVERSIDE DR STE 100
EAGLE ID 83616

Re: Water Right Nos. 63-3285A, 63-3321A, 63-5207, 63-15304

Dear Sir or Madam:

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

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: John Marshall-Givens Pursley



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 19, 2005

RECEIVED

DEC 21 2005

WATER RESOURCES
WESTERN REGION

JOHN M MARSHALL
GIVENS PURSLEY LLP
PO BOX 2720
BOISE ID 83701

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership – Notices of Claim #63-3321A,
63-3285A, 63-5207, 63-15304 and Decree #63-15307
Notice of Error – GP File No. 7839-1

Dear John,

The Notice of Error was received as the Director's Report was being assembled for filing on or before December 16, 2005. Your recourse is to file objections if you disagree with the recommendations. Copies of the Director's Reports for the four water rights are enclosed.

A Notice to inform the Court of the change of ownership went on the tail of filing the report. You will receive a copy of the NCAP changing the owner name.

Water right #63-15307 was decreed by the Court on December 30, 1999. Please remit \$25 to have the ownership changed on this right.

Sincerely,

Donald V. Shaff, MPA
Adjudication Bureau Chief

DVS:ss:region

SCANNED

DEC 19 2005

GIVENS PURSLEY LLP

RECEIVED

DEC 12 2005

DEPARTMENT OF
WATER RESOURCES

LAW OFFICES

601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

JOHN M. MARSHALL
Direct Dial: 208-388-1270
E-Mail: johnmarshall@givenspursley.com

Gary G. Allen
Kristen A. Atwood
Kelly T. Barbour
Christopher J. Beeson
William C. Cole
Michael C. Creamer
Thomas E. Dvork
Roy Lewis Eiguren
Timothy P. Fearnside
Jeffrey C. Fereday
Melissa A. Finocchio*
Steven J. Hippler
Karl T. Klein
Debora K. Kristensen
Anne C. Kunkel

Jeremy G. Ladle
Franklin G. Lee
David R. Lombardi
Emily A. MacMaster
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.

Kenneth L. Pursley
Bradley V. Sneed
H. Barton Thomas, LL.M.
J. Will Varin
Conley E. Ward
Robert B. White

Raymond D. Givens
RETIRED

James A. McClure
RETIRED
*Licensed in California

December 12, 2005

Via Hand Delivery

Mr. Don Shaff
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Notice of Error Reply—Cartwright Ranch LLC
GP File No. 7839-1

Dear Don:

Enclosed please find the completed Notice of Error form for water right 63-5207. Our client Cartwright Ranch, LLC recently acquired the property to which this right is appurtenant, along with other appurtenant water rights, from the Neville ownership group. I have included a completed the Notice of Change of Ownership form. We received the Notice of Error package from the Nevilles for water right 63-5207, but have not yet received the package for the other water rights. However, based on our review of the recommendations for water rights 63-3321 and 63-3285 on the Department's website, we believe these recommendations also are in error and should match the licensed elements of the rights.

Sincerely,



John M. Marshall

JMM:amm

Enclosure

cc: Ennis Dale (w/encl.)

S:\CLIENTS\7839\JMM to Shaff w Notice of Error Reply.DOC

SCANNED

DEC 13 2005

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

RECEIVED

DEC 21 2005

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 not 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
63-5207 ✓					
63-3321 ✓		A ✓			
63-15307					
63-3285 ✓		A ✓			
63-15304 ✓					

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 diversion 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 claims(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) Neville Family Cartwright Ranch, LLC, Richard B. Neville and William P. Neville, Successor Co-Trustees of the James L. Neville Living Trust Under Agreement Dated March 4, 1999; Richard B. Neville and William P. Neville, Successor Co-Trustees of the Family Trust Created Under Article 5.3 of the Marthlyn B. Neville Living Trust Dated March 4, 1999; Dan Neville, Eileen Neville, Frank Neville, Maureen Loucks, Mark Neville, David L. Nordling, Yoshie Cameron Nordling and Thomas F. Neville
4. New Owner/Claimant(s) Cartwright Ranch, LLC
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 485 E. Riverside Drive, Suite 100, Eagle, Idaho 83616
- New Telephone Number (208) 342-7339
5. Date you acquired the property September 9, 2005

SCANNED

DEC 13 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) amount 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 the 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) *[Signature]*
(include title if applicable) attorney for Cortright Ranch, LLC

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

For Office Use Only
 Received by *[Signature]* Date 12-12-05 Fee SCANNED
 Receipted by *[Signature]* Date 12-20-05 Receipt No. DEC 19 2005
 Processed by *[Signature]* AJ Date 12-20-05 WR _____ Date _____

Atty contact added to Active AJ 12-15-05
 65-15907 requires \$25 Fee.
 OK to change owner 12-15-05

SCANNED

DEC 13 2005

Recording Requested By and
When Recorded Return to:
Cartwright Ranch, LLC
485 East Riverside Drive, Suite 100
Eagle, ID 83616
ATTN: Charles Carlise

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 09/09/05 03:04 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Alliance Title

AMOUNT 89.00 23



AT-5000525980

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

ASSIGNMENT AND QUITCLAIM DEED (WATER RIGHTS)

NEVILLE FAMILY CARTWRIGHT RANCH, LLC, an Idaho limited liability company; RICHARD B. NEVILLE and WILLIAM P. NEVILLE, SUCCESSOR CO-TRUSTEES OF THE JAMES L. NEVILLE LIVING TRUST UNDER AGREEMENT DATED MARCH 4, 1999; RICHARD B. NEVILLE and WILLIAM P. NEVILLE, SUCCESSOR CO-TRUSTEES OF THE FAMILY TRUST CREATED UNDER ARTICLE 5.3 OF THE MARTHLYN B. NEVILLE LIVING TRUST DATED MARCH 4, 1999; DAN NEVILLE; EILEEN NEVILLE; FRANK NEVILLE; MAUREEN LOUCKS; MARK NEVILLE; DAVID L. NORDLING who acquired title as DAVID C. NORDLING and YOSHIE CAMERON NORDLING, who acquired title as YOSHIE CAMERON, a widow, and who are now husband and wife; GLORIA DENT NEVILLE (also known as Gloria D. Neville), a single person, and THOMAS F. NEVILLE, a married man dealing with his sole and separate property, hereinafter collectively referred to as "Grantor," for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby assign, transfer, release and forever quitclaim unto Cartwright Ranch, LLC, a Delaware limited liability company, hereinafter referred to as "Grantee," whose mailing address is: 485 East Riverside Drive, Suite 100, Eagle, Idaho, 83616, and to Grantee's successors and assigns, any and all right, title and interest Grantor may own or may hereafter acquire in and to all water rights appurtenant to the real property described in Exhibit "A" attached hereto and made a part hereof, including, without limitation, the following described State of Idaho water rights:

#63-5207
#63-3321A
#63-15307
#63-3285A
#63-15304

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand effective the 9th day of September, 2005.

[SIGNATURES APPEAR ON FOLLOWING PAGES]

NEVILLE FAMILY CARTWRIGHT RANCH, LLC,
an Idaho limited liability company

By: Thomas F. Neville
Thomas F. Neville, Manager

STATE OF IDAHO)
) ss.
County of Ada)

On this 8th day of September, 2005, before me, Chris Green, a
Notary Public in and for said State, personally appeared THOMAS F. NEVILLE, known or
identified to me to be Manager of the limited liability company of NEVILLE FAMILY
CARTWRIGHT RANCH, LLC, and the Manager who subscribed said company name to the
foregoing instrument, and acknowledged to me that he executed the same in said company
name.

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



Chris Green
Notary Public for Idaho
Residing at Boise, ID
My commission expires 3/20/06

The James L. Neville Living Trust
under Agreement dated March 4, 1999

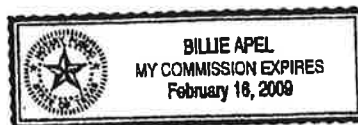
By: Richard B. Neville
Richard B. Neville, Successor Co-Trustee

STATE OF Texas)
County of Tarrant) ss.

On this 6th day of September, 2005, before me, Richard B. Neville, a Notary Public in and for said State, personally appeared RICHARD B. NEVILLE, known or identified to me to be the person whose name is subscribed to the within instrument as Successor Co-Trustee of THE JAMES L. NEVILLE LIVING TRUST under Agreement dated March 4, 1999, and acknowledged to me that he executed the same as such Trustee.

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

Billie Apel
Notary Public for TARRANT
Residing at 2702 W. Berry Ft. Worth
My commission expires 2-16-09



The James L. Neville Living Trust
under Agreement dated March 4, 1999

By: William P. Neville
William P. Neville, Successor Co-Trustee

STATE OF Georgia)
County of Gwinnett) ss.

On this 6th day of September, 2005, before me, Thomas A. Seagr a
Notary Public in and for said State, personally appeared WILLIAM P. NEVILLE, known or
identified to me to be the person whose name is subscribed to the within instrument as
Successor Co-Trustee of THE JAMES L. NEVILLE LIVING TRUST under Agreement dated
March 4, 1999, and acknowledged to me that he executed the same as such Trustee.

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



Thomas A. Seagr
Notary Public for Gwinnett
Residing at _____
My commission expires 7/1/08

The Family Trust created under Article 5.3
of the Marthlyn B. Neville Living Trust
dated March 4, 1999

By: *Richard B. Neville*
Richard B. Neville, Successor Co-Trustee

STATE OF Texas)
County of Tarrant) ss.

On this 6th day of September, 2005, before me, RICHARD B NEVILLE, a
Notary Public in and for said State, personally appeared RICHARD B. NEVILLE, known or
identified to me to be the person whose name is subscribed to the within Instrument as
Successor Co-Trustee of THE FAMILY TRUST CREATED UNDER ARTICLE 5.3 OF THE
MARTHLYN B. NEVILLE LIVING TRUST DATED MARCH 4, 1999, and acknowledged to me
that he executed the same as such Trustee.

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

Billie Apel
Notary Public for Tarrant Co.
Residing at 2702 W. Berry Ft. Worth
My commission expires 2-16-09



The Family Trust created under Article 5.3
of the Marthlyn B. Neville Living Trust
dated March 4, 1999

By: William P. Neville
William P. Neville, Successor Co-Trustee

STATE OF Georgia)
County of Gwinnett) ss.

On this 02 day of September, 2005, before me, Thomas A. Sears, a
Notary Public in and for said State, personally appeared WILLIAM P. NEVILLE, known or
identified to me to be the person whose name is subscribed to the within instrument as
Successor Co-Trustee of THE FAMILY TRUST CREATED UNDER ARTICLE 5.3 OF THE
MARTHLYN B. NEVILLE LIVING TRUST DATED MARCH 4, 1999, and acknowledged to me
that he executed the same as such Trustee.

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



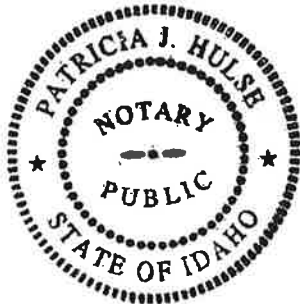
Thomas A. Sears
Notary Public for _____
Residing at _____
My commission expires 7/1/08

Dan Neville
Dan Neville

STATE OF IDAHO)
County of Twin Falls) ss.

On this 6th day of September, 2005, before me, *Patricia Hulse*, a Notary Public in and for said state, personally appeared DAN NEVILLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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



Patricia J. Hulse
Notary Public for Idaho
Residing at *Buhl, Id*
My commission expires *6/18/08*

Eileen Neville
Eileen Neville

STATE OF IDAHO)
) ss.
County of Ada)

On this 8th day of September, 2005, before me, Chris Green, a
Notary Public in and for said state, personally appeared EILEEN NEVILLE, known or identified
to me to be the person whose name is subscribed to the foregoing instrument, and
acknowledged to me that he executed the same.

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



Chris Green
Notary Public for Idaho
Residing at Burns, ID
My commission expires 3/20/06

Frank Neville
Frank Neville

STATE OF IDAHO)

County of Turn Falls) ss.

On this 6th day of September, 2005, before me, Patricia Hulse, a Notary Public in and for said state, personally appeared FRANK NEVILLE, known or identified to me to be the person whose name is subscribed to the foregoing Instrument, and acknowledged to me that he executed the same.

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



Patricia J. Hulse
Notary Public for Idaho
Residing at Buhl, Id.
My commission expires 6/18/08

Maureen Loucks

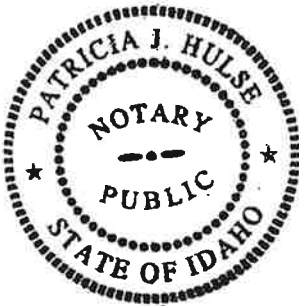
Maureen Loucks

STATE OF IDAHO)

County of Twin Falls) ss.

On this 6th day of September, 2005, before me, Patricia Hulse, a Notary Public in and for said state, personally appeared MAUREEN LOUCKS, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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



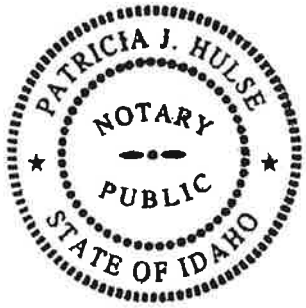
Patricia J. Hulse
Notary Public for Idaho
Residing at Suhl, Id.
My commission expires 6/18/08

Mark Neville
Mark Neville

STATE OF IDAHO)
County of Twin Falls) ss.

On this 6th day of September, 2005, before me, Patricia Hulse, a Notary Public in and for said state, personally appeared MARK NEVILLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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



Patricia J. Hulse
Notary Public for Idaho
Residing at Buhl, ID
My commission expires 6/18/08

David L. Nordling
David L. Nordling

Yoshie Cameron Nordling
Yoshie Cameron Nordling

STATE OF IDAHO)
) ss.
County of Ada)

On this 7th day of September, 2005, before me, Chris Green, a Notary Public in and for said state, personally appeared DAVID L. NORDLING and YOSHIE CAMERON NORDLING, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



Chris Green
Notary Public for Idaho
Residing at Burien, ID
My commission expires 3/28/06

Thomas F. Neville
Thomas F. Neville

STATE OF IDAHO)
) ss.
County of Ada)

On this 8th day of September, 2005, before me, Chris Green, a Notary Public in and for said state, personally appeared THOMAS F. NEVILLE, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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



Chris Green
Notary Public for Idaho
Residing at Green, ID
My commission expires 3/20/06

Gloria Dent Neville
Gloria Dent Neville
(also known as Gloria D. Neville)

By: Thomas F. Neville
Thomas F. Neville, her
Attorney-In-Fact

STATE OF IDAHO)
) ss.
County of Ada)

On this 8th day of September, 2005, before me,
Chris Green, a Notary Public in and for said state, personally
appeared Thomas F. Neville, known or identified to me to be the person whose name is
subscribed to the within instrument as the attorney-in-fact of Gloria Dent Neville, and
acknowledged to me that he subscribed the name of Gloria Dent Neville thereto as principal and
his own name as attorney-in-fact.

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



Chris Green
Notary Public for Idaho
Residing at Brice, ID
My commission expires 3/20/06

EXHIBIT A

The Southwest Quarter; the Northwest Quarter of the Southeast Quarter; the West Half of the Northeast Quarter; the Northeast Quarter of the Northwest Quarter; the South Half of the Northwest Quarter; and all of Lot 4, lying Southeasterly of a line running from the Southwest corner to the Northeast corner of said Lot 4, Section 4, Township 4 North, Range 2 East, Boise Meridian.

The East Half of the Southwest Quarter; the South Half of the North Half; the Northwest Quarter of the Southwest Quarter; and the Southeast Quarter, Section 5, Township 4 North, Range 2 East, Boise Meridian.

The Northeast Quarter and the North Half of the Southeast Quarter, Section 8, Township 4 North, Range 2 East, Boise Meridian.

The West Half of the Northwest Quarter; the Northwest Quarter of the Southwest Quarter; and the Southeast Quarter of the Southwest Quarter, Section 9, Township 4 North, Range 2 East, Boise Meridian.

EXCEPT all of the following Parcels, to-wit:

PARCEL A

BEGINNING at the Quarter section corner common to Sections 4 and 5, Township 4 North, Range 2 East, Boise Meridian; thence

South 86°42' 1/2' East, 894.56 feet to a steel pin, the REAL POINT OF BEGINNING; thence

North 12°01' East, 463.67 feet to a steel pin; thence

South 86°51' East, 484.25 feet to a steel pin; thence

South 14°09' West, 466.70 feet to a steel pin; thence

North 86°51' West, 466.70 feet to the REAL POINT OF BEGINNING.

PARCEL B

BEGINNING at the Quarter Section corner common to Sections 4 and 5, Township 4 North, Range 2 East, Boise Meridian; thence

North 23°18' 1/2' West, 123.77 feet to a steel pin, the REAL POINT OF BEGINNING; thence

North 76°44' 1/2' West, 312.79 feet to a steel pin; thence

North 02°34' 1/2' West, 288.16 feet to a steel pin; thence

North 45°04' 1/2' West, 211.66 feet to a steel pin; thence

North 53°08' 1/2' East, 414.88 feet to a steel pin; thence

South 37°50' 1/2' East, 197.00 feet to a steel pin; thence

South 01°20' 1/2' East, 602.16 feet to the REAL POINT OF BEGINNING.

PARCEL C

A tract of land in the Southeast Quarter, Southwest Quarter, of Section 9, Township 4 North, Range 2 East, Boise Meridian, more particularly described as follows:

BEGINNING at the one-quarter corner common to Sections 9 and 16, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho; thence

South 89°59'46" West along the Section line common to said Sections 9 and 16, 1,333.28 feet to a steel pin; thence

Ticor Title

North 00°16'42" West along the West side of the Southeast Quarter Southwest Quarter of said Section 9, 302.87 feet to a steel pin; thence
North 69°00'48" East, 213.06 feet to a steel pin; thence
South 86°37'06" East, 167.72 feet to a steel pin; thence
South 68°22'18" East, 340.54 feet to a steel pin; thence
South 77°57'12" East, 158.82 feet to a steel pin; thence
South 89°12'22" East, 339.94 feet to a steel pin; thence
South 81°34'40" East, 162.66 feet to a steel pin on the mid-section line of said Section 9; thence
South 00°29'12" East, along said mid-section line 183.25 feet to the PLACE OF BEGINNING.

PARCEL D

A tract of land located in the South Half Southwest Quarter of Section 4 and in the West Half Northwest Quarter of Section 9, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at the Southwest corner of said Section 4; thence
North 07°18'56" East 1,316.80 feet to the REAL POINT OF BEGINNING; thence
South 89°48'00" East 381.56 feet more or less to a point at the center line of Dry Creek, said point bearing
North 22°49'43" East 1,415.63 feet from the Southwest Section corner of Section 4; thence
Southeasterly along the center line of Dry Creek 1,425 feet more or less to a point bearing
North 70°06'08" East 1,857.14 feet from the Southwest Section corner; said creek center line being further described by four intermediate points with point one bearing
North 37°23'32" East 1,475.78 feet from, point two bearing
North 43°28'21" East 1,393.75 feet from, point three bearing
North 47°28'51" East 1,466.63 feet from, and point four bearing
North 61°25'29" East 1,680.07 feet from the Southwest Section corner of Section 4; thence
South 44°34'55" West 283.73 feet more or less; thence
North 80°29'30" West 298.80 feet; thence
South 00°26'08" West 488.57 feet; thence
South 89°34'00" East 35.90 feet more or less to the 1/16 line; thence
Southerly 2,488.77 feet; more or less along the 1/16 line; thence
South 83°53'32" West 152.63 feet more or less; thence
North 50°40'16" West 248.80 feet; thence
North 52°14'57" West 565.41 feet; thence
North 23°00'23" West 302.65 feet; thence
North 25°19'31" West 285.66 feet; thence
North 15°04'23" West 525.17 feet; thence
North 37°41'49" East 183.52 feet; thence
North 15°05'52" West 390.73 feet; thence
North 05°07'32" East 465.37 feet; thence
North 02°50'17" West 422.36 feet; thence
North 01°08'09" West 864.92 feet to the REAL POINT OF BEGINNING.

PARCEL E

A portion of the South Half Southwest Quarter of Section 4, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

BEGINNING at the Section corner common to Sections 4, 5, 8, and 9, Township 4 North, Range 2 East, Boise Meridian; thence

Ticor Title

South 89°34'00" East, 1,248.76 feet to the REAL POINT OF BEGINNING; thence
North 00°26'00" East, 488.38 feet to a point; thence
South 80°29'50" East, 298.74 feet to a point; thence
South 42°53'30" East, 395.16 feet to a point; thence
South 00°26'00" West, 153.82 feet to a point; thence
North 89°34'00" West, 566.13 feet to the REAL POINT OF BEGINNING.

PARCEL F

Part of the West Half of Section 4, Township 4 North, Range 2 East of the Boise Meridian, Ada County, Idaho, described as follows:

COMMENCING at the Quarter corner common to Sections 4 and 5, Township 4 North, Range 2 East, thence
South 86°42' 1/2' East, 894.56 feet to a steel pin; thence
South 86°51' East, 466.70 feet to a steel pin and the REAL POINT OF BEGINNING; thence
South 86°51' East, 475.42 feet to a steel pin; thence
North 14°09' East, 466.70 feet to a steel pin; thence
North 86°51' West, 475.42 feet to an existing property steel pin; thence
South 14°09' West, 466.70 feet to the REAL POINT OF BEGINNING and existing property steel pin.

PARCEL G

A parcel of land in Section 4, Township 4 North, Range 2 East of Boise-Meridian, in Ada County, Idaho, described as follows:

COMMENCING at the Northwest corner of said Section 4; thence along the West line of said Section 4,
South 00°34'00" East a distance of 2,592.70 feet; thence
South 87°10'02" East, a distance of 1,375.96 feet to a steel pin and the REAL POINT OF BEGINNING; thence
South 13°46'41" West, a distance of 271 feet to a steel pin; thence
South 87°10'02" East, a distance of 475.31 feet to a steel pin; thence
North 13°45'26" East, a distance of 271 feet to a steel pin; thence
North 87°10'02" West, a distance of 475.21 feet to the REAL POINT OF BEGINNING.

PARCEL H

A parcel of land in Section 4, Township 4 North, Range 2 East of the Boise Meridian in Ada County, Idaho, described as follows:

COMMENCING at the Northwest corner of said Section 4, thence along the West line of said Section 4,
South 00°34'00" East, a distance of 2,592.70 feet; thence
South 87°10'02" East, a distance of 1,375.96 feet to a steel pin; thence
North 13°46'41" East, a distance of 465.78 feet to a steel pin and the REAL POINT OF BEGINNING; thence
South 87°12'40" East, a distance of 475.07 feet to a steel pin; thence
South 13°45'26" West, a distance of 322.34 feet to a steel pin; thence
North 41°01'09" East, a distance of 272.80 feet to a steel pin; thence
North 54°34'50" East, a distance of 408.26 feet to a steel pin; thence
North 86°11'36" East, a distance of 83.63 feet to a steel pin; thence

Ticor Title

North 86°56'56" East, a distance of 73.82 feet to a steel pin; thence
North 56°08'17" East, a distance of 131.14 feet to a steel pin; thence
North 38°58'58" West, a distance of 313.34 feet to a steel pin; thence
North 40°56'05" West, a distance of 196.83 feet to a steel pin; thence
South 34°29'42" West, a distance of 335.43 feet to a steel pin; thence
South 78°36'01" West, a distance of 356.42 feet to a steel pin; thence
South 46°23'11" West, a distance of 50 feet to a steel pin; thence
South 85°43'00" West, a distance of 228.58 feet to a steel pin; thence
South 14°10'39" West, a distance of 189.08 feet the REAL POINT OF BEGINNING.

PARCEL I

A parcel of land situated in Sections 4 and 5 of Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at a brass cap marking the one-quarter corner common to said Sections 4 and 5 (said corner being South 00°15'40" East, a distance of 2,592.78 feet from the Northwest corner of said Section 4); thence
North 03° 03'04" West, a distance of 759.55 feet to a 5/8 inch iron pin on the East right-of-way line of Cartwright Road and the REAL POINT OF BEGINNING; thence
South 84°17'23" East a distance of 37.17 feet to a point; thence
North 63°15'50" East a distance of 242.23 feet to a point; thence
North 15°48'07" East, a distance of 261.62 feet to a point; thence
North 33°58'59" East, a distance of 135.66 feet to a point; thence
South 88°45'58" East, a distance of 263.87 feet to a point; thence
North 22°09'09" East, a distance of 484.43 feet to a point; thence
North 88°51'11" East, a distance of 59.56 feet to a point; thence
South 22°34'34" East, a distance of 154.43 feet to a point; thence
South 49°35'54" East, a distance of 416.26 feet to a point; thence
South 04°08'44" West, a distance of 212.62 feet to a point; thence
South 25°56'52" East, a distance of 210.69 feet to a point; thence
South 08°42'36" East, a distance of 202.12 feet to a point; thence
South 05°49'46" West, a distance of 227.33 feet to a point; thence
North 86°17'35" West, a distance of 771.14 feet to a point; thence
North 66°39'41" West, a distance of 271.48 feet to a point; thence
North 62°54'16" West, a distance of 182.85 feet to a point; thence along a curve to the left having a delta angle of 27°05'54", a radius of 334.12 feet, a long chord bearing
North 76°27'08" West, a chord distance of 156.54 feet, an arc distance of 158.01 feet to a point; thence
North 90°00'00" West, a distance of 17.13 feet to a point; thence along a curve to the left having a delta angle of 08°02'32", a radius of 356.30 feet, a long chord bearing
North 20°00'33" West, a chord distance of 49.97 feet, and an arc distance of 50.01 feet to the REAL POINT OF BEGINNING.

PARCEL J

A parcel of land situated in the Northwest one-quarter of Section 4 and a portion of the Northeast one-quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at a brass cap marking the corner common to Sections 4, 5, 8, and 9, thence

Ticor Title

North 00°29'40" East, a distance of 2,644.89 feet to a brass cap marking the one-quarter corner common to Sections 4 and 5; thence
 North 13°07'34" East, a distance of 30.80 feet to a 5/8 inch iron pin and cap marked PLS 943, the POINT OF BEGINNING; thence
 North 00°45'15" West, a distance of 589.71 feet to a 1/2 inch iron pin with cap; thence
 North 90°00'00" East, a distance of 118.51 feet to a 1/2 inch iron pin with cap; thence
 South 62°56'43" East, a distance of 186.91 feet to a 1/2 inch iron pin with cap; thence
 South 66°39'37" East, a distance of 283.07 feet to a 1/2 inch iron pin with cap; thence
 along a curve to the right having a central angle of 32°17'00", a radius of 213.90 feet, a long chord bearing of
 South 50°31'11" East, a chord distance of 118.93 feet, an arc length of 120.52 feet to a 1/2 inch iron pin with cap; thence
 South 34°22'45" East, a distance of 127.81 feet to a 1/2 inch iron pin with cap; thence along a curve to the left having a central angle of 28°38'35", a radius of 201.31 feet, a long chord bearing
 South 48°41'57" East, a chord distance of 99.59 feet, an arc length of 100.64 feet to a 1/2 inch iron pin with cap; thence
 South 63°01'15" East, a distance of 53.41 feet to a 1/2 inch iron pin with cap; thence along a curve to the right having a central angle of 74°47'28", a radius of 11.87 feet, a long chord bearing
 South 25°38'06" East, a chord distance of 14.41 feet, an arc length of 15.49 feet to a 1/2 inch iron pin; thence
 South 78°13'48" East, a distance of 75.21 feet to a 1/2 inch iron pin; thence
 South 16°18'05" West, a distance of 183.84 feet to a 1/2 inch iron pin; thence
 South 86°28'30" East, a distance of 344.80 feet to a 1/2 inch iron pin with cap; thence
 South 08°39'31" West, a distance of 132.91 feet to a 1/2 inch iron pin with cap; thence
 North 74°43'12" West, a distance of 296.84 feet to a 1/2 inch iron pin with cap; thence
 South 14°18'24" West, a distance of 122.69 feet to a 1/2 inch iron pin with cap; thence
 North 66°45'54" West, a distance of 93.63 feet to a 1/2 inch iron pin with cap; thence
 North 24°36'21" West, a distance of 210.00 feet to a 1/2 inch iron pin with cap; thence
 North 85°58'45" West, a distance of 687.63 feet to the POINT OF BEGINNING.

PARCEL K

A parcel of land situated in the Southwest one-quarter of Section 4, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at an aluminum cap marking the one-quarter corner common to Sections 4 and 5; thence
 South 00°53'34" East, a distance of 893.90 feet to a 5/8 inch iron pin, the POINT OF BEGINNING; thence
 South 65°30'48" East, a distance of 111.69 feet to a point; thence
 South 68°47'40" East, a distance of 70.51 feet to a point; thence
 South 33°24'34" East, a distance of 167.96 feet to a point; thence
 South 73°55'48" East, a distance of 77.11 feet to a point; thence
 South 41°37'05" East, a distance of 81.02 feet to a point; thence
 South 47°55'48" East, a distance of 130.90 feet to a point; thence
 South 48°49'36" East, a distance of 51.94 feet to a point; thence
 South 26°08'11" East, a distance of 50.60 feet to a point; thence
 North 88°18'14" West, a distance of 416.57 feet to a point; thence
 North 75°05'24" West, a distance of 98.32 feet to a point; thence along a curve to the left having a delta angle of 15°31'04", a radius of 930.80 feet, a long chord bearing
 North 07°53'38" West, and a chord distance of 251.33 feet to a point; thence
 North 00°08'07" West, a distance of 174.68 feet to the POINT OF BEGINNING.

Ticor Tide

PARCEL L

A parcel of land situated in the West Half of Section 4, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

COMMENCING at the Southwest Section corner of Section 4, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho; thence
North 00°29'40" East, 2,644.89 feet to the West Quarter corner of Section 4, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho; thence
North 13°07'34" East, 30.80 feet to the REAL POINT OF BEGINNING; thence the following courses:
South 85°58'45" East, 687.63 feet;
South 24°36'21" East, 210.00 feet;
South 66°45'54" East, 93.53 feet;
North 14°18'24" East, 122.69 feet;
South 74°43'12" East, 296.84 feet;
North 08°39'32" East, 132.33 feet;
South 86°28'30" East, 154.10 feet;
South 14°37'37" West, 271.77 feet;
South 86°25'11" East, 476.28 feet;
South 14°27'15" West, 382.31 feet;
South 84°25'06" West, 915.55 feet;
North 45°04'54" West, 799.85 feet;
North 60°44'49" West, 207.20 feet; thence
North 00°45'15" West, 200.00 feet to the REAL POINT OF BEGINNING.

PARCEL M

A tract of land situated in the Southeast Quarter of the Northeast Quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at the Northeast corner of said Section 5; thence
South 00°15'40" East a distance of 1,287.12 feet to the North 1/16 corner; thence
North 87°33'00" West, a distance of 308.62 feet to a found 5/8 inch iron pin on the Westerly line of Cartwright Road (see Record of Survey No. 638); thence
South 17°07'00" East along said Westerly line a distance of 299.00 feet to a set 5/8 inch iron pin and the PLACE OF BEGINNING; thence
South 72°49'00" West, a distance of 83.60 feet to a 1/2 inch iron pin; thence
South 42°22'00" West, a distance of 151.04 feet to a 1/2 inch iron pin; thence
South 66°07'08" West, a distance of 393.05 feet to a 1/2 inch iron pin; thence
South 28°02'38" East, a distance of 245.21 feet to a 1/2 inch iron pin; thence
North 53°23'57" East, a distance of 174.98 feet to a 1/2 inch found iron pin, being the most Westerly corner of that parcel described in Warranty Deed recorded March 22, 1977, as Instrument No. 7711904; thence along the Northwest boundary of the aforesaid parcel
North 53°24'17" East, a distance of 414.97 feet to a 1/2 inch found iron pin, being the most Northerly corner of the aforesaid parcel; thence
North 16°39'00" West, a distance of 167.13 feet to a 1/2 inch iron pin and the PLACE OF BEGINNING.

PARCEL N

A tract of land in the South one-half of the Northeast Quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at the Northeast corner of the Southeast Quarter of the Northeast Quarter of said Section 5, said corner being

South 00°15'40" East, 1,287.12 feet of the Northeast corner of said Section 5; thence
North 87°33' West, 308.62 feet on the North line of the South one-half of the Northeast Quarter of said Section 5 to a point on the Westerly right-of-way line fence on the Cartwright Road and the REAL POINT OF BEGINNING; thence continuing on said North line,
North 87°33' West, 1,251.82 feet to a point; thence
South 43°45' East, 404.94 feet to a point; thence
South 75°50' East, 645.00 feet to a point; thence
South 83°18' East, 107.00 feet to a point; thence
North 71°06' East, 118.00 feet to a point; thence
North 42°22' East, 152.00 feet to a point; thence
North 72°49' East, 100.00 feet to a point in the Westerly right-of-way line fence of said Cartwright Road; thence
North 17°07' West, 239.90 feet along said right-of-way line fence to the REAL POINT OF BEGINNING.

PARCEL O

A parcel located in the South Half of the Northeast Quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

BEGINNING at the Northeast corner of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho; thence

South 00°15'40" East 1,289.12 feet along the Section line to a point, the 1/16 corner; thence
North 87°33' West, 1,560.44 feet along the sixteenth line to a point, the REAL POINT OF BEGINNING; thence
South 43°45' East, 404.94 feet to a point; thence
South 75°50' East, 645.00 feet to a point; thence
South 83°18' East, 40.00 feet to a point, the Northwest corner of a cul-de-sac (a private road called Rock Garden Lane); thence
South 06°42' West, 45.00 feet along said cul-de-sac to a point; thence
South 66°07'08" West, 259.87 feet to a point; thence
South 28°02'38" East, 327.71 feet to a point; thence
South 53°23'57" West, 155.00 feet to a point; thence
North 48°36'00" West, 275.00 feet to a point; thence
South 67°58'40" West, 235.08 feet to a point on the centerline of Dry Creek; thence
Northwesterly along said centerline the following 7 courses:
North 34°02'39" West, 96.95 feet to a point; thence
North 44°25'16" West, 90.45 feet to a point; thence
North 24°06'11" West, 192.76 feet to a point; thence
North 34°25'24" West, 96.02 feet to a point; thence
North 03°42'32" West, 90.34 feet to a point; thence
North 81°03'55" West, 74.00 feet to a point; thence
North 26°36'50" West, 142.81 feet to a point; thence
North 63°23'10" East, 135.48 feet to a point; thence
North 44°59'22" West, 297.25 feet to a point on the sixteenth line; thence

Ticor Title

South 87°33' East, 175.00 feet along said sixteenth line to a point, the REAL POINT OF BEGINNING.

PARCEL P

A parcel of land being the Southeast Quarter of the Southwest Quarter of Section 9, Township 4 North, Range 2 East of the Boise Meridian, Ada County, Idaho, lying North and East of Cartwright Road, said Parcel also being a part of that land described by Instrument No. 7937219, records of Ada County, being more particularly described as follows:

BEGINNING at the South Quarter corner of said Section 9, marked by a 1" diameter iron pipe, from which the Southwest corner of said Section 9, marked by a brass capped monument, bears North 89°59'46" West, 2,663.60 feet; thence on the East boundary of said Southeast Quarter Southwest Quarter

North 00°28'53" West, 183.23 feet to the Southeast corner of that land described by said Instrument No. 7937219, thence continuing on said East boundary

North 00°28'53" West, 75.92 feet to a point 50.00 feet Northeasterly of the centerline of Cartwright Road as shown on Record of Survey No. 3148, Instrument No. 95019260 records of Ada County, said point being marked by a 5/8 inch iron bar, and is the REAL POINT OF BEGINNING; thence on a line 50.00 feet from and parallel with said centerline of Cartwright Road, the following courses and distances to the North boundary of said Southeast Quarter Southwest Quarter;

North 81°35'33" West, 155.43 feet to a 5/8 inch iron bar; thence

North 89°12'13" West, 161.41 feet to a 5/8 inch iron bar marking the beginning of a curve to the right; thence 176.56 feet on the arc of said curve, having a central angle of 21°31'24" and a radius of 470.00 feet, the chord of which bears

North 78°26'31" West, 175.52 feet to a 5/8 inch iron bar thence

North 67°40'49" West, 112.90 feet to a 5/8 inch iron bar marking the beginning of a curve to the right; thence 224.52 feet on the arc of said curve, having a central angle of 22°10'48" and a radius of 580.00 feet, the chord of which bears

North 56°35'25" West 223.13 feet to a 5/8 inch iron bar; thence

North 45°30'02" West, 32.51 feet to a 5/8 inch iron bar marking the beginning of a curve to the right, thence 85.69 feet on the arc of said curve, having a central angle of 51°40'43" and a radius of 95.00 feet, the chord of which bears

North 19°39'40" West, 82.81 feet to a 5/8 inch iron bar; thence

North 06°10'42" East, 60.72 feet to 5/8 inch iron bar marking the beginning of a curve to the left; thence 198.48 feet on the arc of said curve, having a central angle of 24°43'19" and a radius of 460.00 feet, the chord of which bears

North 06°10'58" West, 196.94 feet to a 5/8 inch iron bar; thence

North 18°32'37" West, 135.71 feet to a 5/8 inch iron bar marking the beginning of a curve to the left; thence 125.83 feet on the arc of said curve, having a central angle of 11°32'06" and a radius of 625.00 feet, the chord of which bears

North 24°18'41" West, 125.62 feet to a 5/8 inch iron bar; thence

North 30°04'44" West, 181.53 feet to a 5/8 inch iron bar marking the beginning of a curve to the right; thence 78.13 feet on the arc of said curve, having a central angle of 18°56'05" and a radius of 236.41 feet, the chord of which bears

North 20°36'38" West, 77.78 feet to a 5/8 inch iron bar on the North boundary of said Southeast Quarter Southwest Quarter; thence on said North boundary

South 89°59'44" East, 1,047.91 feet to a 5/8 inch iron bar marking the Northeast corner of said Southeast Quarter Southwest Quarter; thence on the East boundary of said Southeast Quarter Southwest Quarter

South 00°28'53" East, 1,055.78 feet to the REAL POINT OF BEGINNING.

PARCEL Q

A parcel of land situated in the Southeast Quarter of the Northeast Quarter of Section 5, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at an aluminum cap monument marking the Northeast corner of said Section 5, from which corner the East Quarter corner of said section bears

South 01°07'54" East, 2592.69 feet; thence along the Easterly line of said Northeast Quarter

South 01°07'54" East, 1287.10 feet to the Northeast corner of said Southeast Quarter of the Northeast Quarter; thence, along the North line of said Southeast Quarter

North 88°25'00" West 1735.23 feet to the Northwest corner of Record of Survey No. 3901, Ada County Records, and the point of beginning; thence, along the exterior boundary of said survey through the following courses:

South 45°50'23" East, 297.16 feet; thence

South 62°33'36" West, 135.43 feet to a point on the centerline of Dry Creek; thence, leaving said survey exterior boundary, along the centerline of Dry Creek through the following approximate courses: continuing

South 62°33'36" West, 33.21 feet; thence

North 42°56'46" West, 69.33 feet; thence

North 71°34'38" West, 193.93 feet; thence

North 29°10'19" West, 206.28 feet to a point on the North line of said Southeast Quarter of the Northeast Quarter of Section 5; thence, leaving said Dry Creek centerline, along said North line

South 88°25'00" East, 268.36 feet to the POINT OF BEGINNING.

12/06/2005

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

RIGHT NUMBER: 63-3321A

NAME AND ADDRESS: H WILLIAM NEVILLE
3122 EDSON TERR
BOISE ID 83705

GLORIA D NEVILLE
3122 EDSON TERR
BOISE ID 83705

MARGUERITE NEVILLE
3122 EDSON TERR
BOISE ID 83705

DAVID L NORDLING
3122 EDSON TERRACE
BOISE ID 83705

YOSHIE CAMERON NORDLING
3122 EDSON TERRACE
BOISE ID 83705

JAMES L NEVILLE
3122 EDSON TERR
BOISE ID 83705

MARTHLYN B NEVILLE
3122 EDSON TERR
BOISE ID 83705

FORTUNATA P NEVILLE
3122 EDSON TERRACE
BOISE ID 83705-2317

R DOUGLAS NEVILLE
3122 EDSON TERR
BOISE ID 83705

THOMAS F NEVILLE
3122 EDSON TERRACE
BOISE ID 83705-2317

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.620 CFS
139.500 AFY

The rights listed below are limited to a total combined diversion rate of 1.1 cfs.

Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the irrigation of 42 acres.

PRIORITY DATE: 12/03/1962

POINT OF DIVERSION:

T04N R02E S5 SENE Within ADA County

12/06/2005

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.620 CFS 139.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within ADA County

T04N R02E S05	SWNE	13.0	T04N R02E S05	SENE	4.0
T04N R02E S05	SENE	2.0	T04N R02E S05	NESE	10.0
T04N R02E S05	NWSE	2.0			

31 ACRES TOTAL

55.1

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 63-3285A, 63-3321A, 63-5207.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

PARCEL NO. S0605131215.

Right 63-3285A is also diverted through the point of diversion described above.

03/29/2005

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

RIGHT NUMBER: 63-3321A

NAME AND ADDRESS: H WILLIAM NEVILLE
3122 EDSON TERR
BOISE ID 83705

GLORIA D NEVILLE
3122 EDSON TERR
BOISE ID 83705

MARGUERITE NEVILLE
3122 EDSON TERR
BOISE ID 83705

DAVID L NORDLING
3122 EDSON TERRACE
BOISE ID 83705

YOSHIE CAMERON NORDLING
3122 EDSON TERRACE
BOISE ID 83705

JAMES L NEVILLE
3122 EDSON TERR
BOISE ID 83705

MARTHLYN B NEVILLE
3122 EDSON TERR
BOISE ID 83705

FORTUNATA P NEVILLE
3122 EDSON TERRACE
BOISE ID 83705-2317

R DOUGLAS NEVILLE
3122 EDSON TERR
BOISE ID 83705

THOMAS F NEVILLE
3122 EDSON TERR
BOISE ID 83705-2317

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.620 CFS
139.500 AFY

Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the irrigation of 42 acres.

PRIORITY DATE: 12/03/1962

POINT OF DIVERSION:

T04N R02E S5 SENE Within ADA County

Right 63-3285A is also diverted through the point of diversion described above.

03/29/2005

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

Right 63-3285A is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.620 CFS 139.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within ADA County

T04N R02E S05	SWNE	13.0	T04N R02E S05	SENE	4.0
T04N R02E S05	SENE	2.0	T04N R02E S05	NESE	10.0
T04N R02E S05	NWSE	2.0			

31 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: License

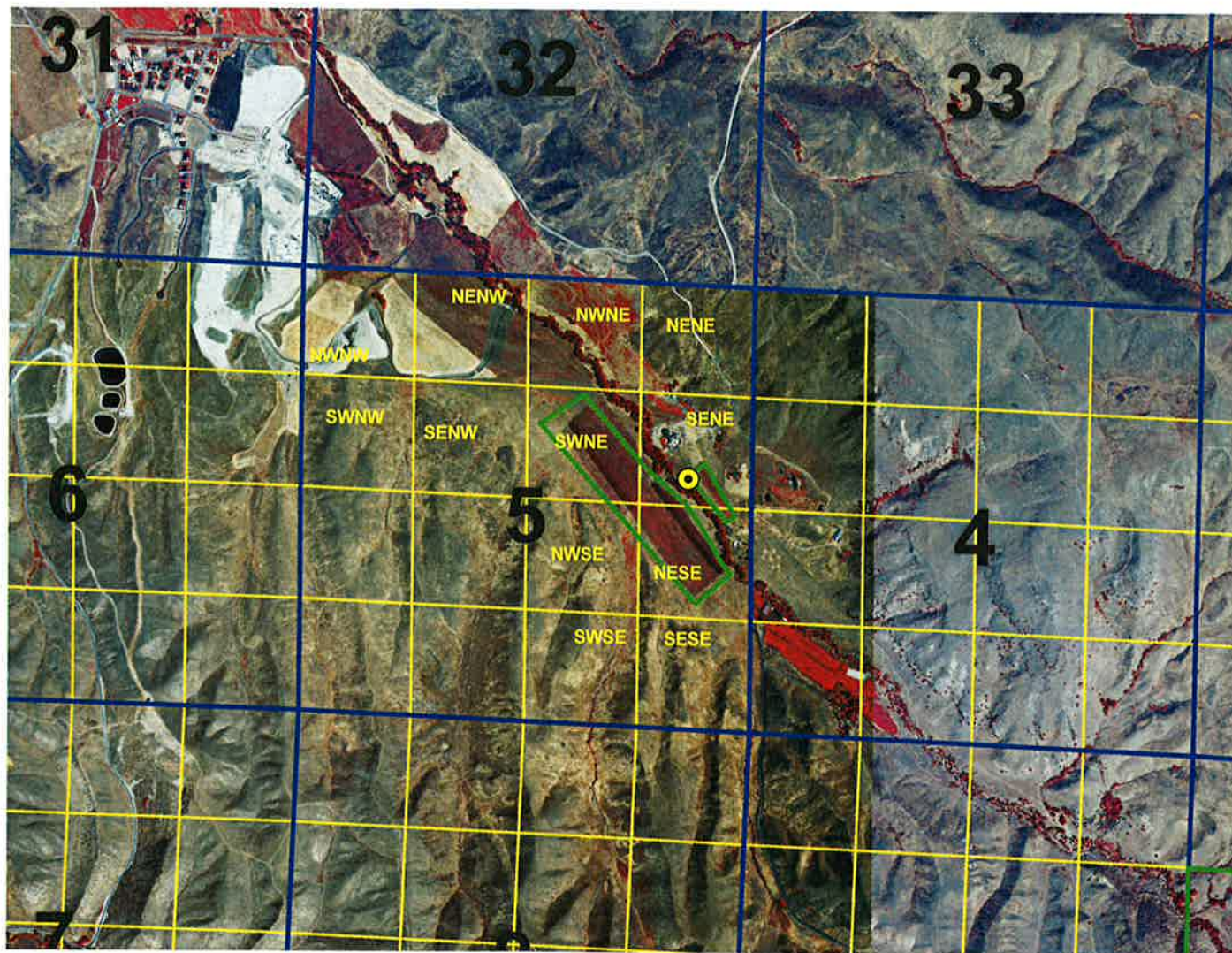
PARCEL NO. S0605131215.

This right is a split from former right 63-3321.



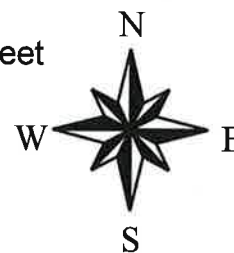
State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 5
Water Right (s): 63-3321A



1320 0 1320 2640 3960 5280 6600 7920 Feet

TOTAL IRRIGATED ACRES = 31



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: March 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3321A V1

WATER RIGHT NUMBER: 63-3321A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	H WILLIAM NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)344-3188
Current Owner	GLORIA D NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)344-3188
Current Owner	MARGUERITE NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	DAVID L NORDLING 3122 EDSON TERRACE BOISE, ID 83705 (208)342-7322
Current Owner	YOSHIE CAMERON NORDLING 3122 EDSON TERRACE BOISE, ID 83705 (208)342-7322
Current Owner	JAMES L NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	MARTHLYN B NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	FORTUNATA P NEVILLE 3122 EDSON TERRACE BOISE, ID 83705-2317 (208)342-7322
Current Owner	R DOUGLAS NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	THOMAS F NEVILLE 3122 EDSON TERR BOISE, ID 83705-2317 (208)342-7322
Original Owner	EDAWRD OSCAR BAUMHOFF 5150 MONTECITO PL BOISE, ID 83704 (208)375-3720
Original Owner	LEE WINN

, ID

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 63-3321A V1

Priority Date: 12/03/1962

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.620 CFS	139.50 AF
	<u>Total Diversion:</u>	0.620 CFS	139.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 5, Twp 04N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R02E S05	SWNE	13.0	T04N R02E S05	SENE	4.0
T04N R02E S05	SENE	2.0	T04N R02E S05	NESE	10.0
T04N R02E S05	NWSE	2.0			

Total Acres: 31

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. X35 Rights 63-3321A and 63-3285A when combined shall not exceed a total diversion rate of 0.70 cfs, a total annual maximum diversion volume of 189 af, and the irrigation of 42 acres.
3. X36 Right 63-3285A is also diverted through the point of diversion described above.

Remarks:

1. Explanatory PARCEL NO. S0605131215.
2. Explanatory This right is a split from former right 63-3321.
3. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3321A V1

Comments:Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	2/15/2005 10:05:45 AM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	3/29/2005 1:33:12 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?
POU	3/29/2005 1:36:10 PM	vmusic	Edited shape boundary
POU	3/29/2005 1:36:24 PM	vmusic	Edited shape boundary
Contacts	3/29/2005 1:32:34 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW
Priority Date	3/29/2005 1:32:55 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	3/29/2005 1:36:37 PM	vmusic	Edited shape boundary
POU	3/29/2005 1:35:45 PM	vmusic	Edited shape boundary
POU	3/29/2005 1:35:58 PM	vmusic	Edited shape boundary
POD	3/29/2005 1:34:16 PM	vmusic	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3321A V1

Source	3/29/2005 1:34:39 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	3/29/2005 1:35:09 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	3/29/2005 1:37:01 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	3/29/2005 1:37:44 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	3/29/2005 1:38:17 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3321A V1

Summary

3/29/2005 1:52:28 PM

vmusic

(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
(Yes) 4. Is any portion of the claim be recommended?
(Yes) 5. Does this right have any combined use limits with other rights?
(Yes) 6. Is an additional remark and/or condition required?
(Yes) 7. Would you like to view the recommended right?
(Yes) 8. Is this a split or combined right?
(No) 9. Do you have documents you would like to attach or link to the file?
(Yes) 10. Would you like to set the verification date?

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NOS. 63-3285A AND 63-3321A
FROM: VICKY L MUSIC, WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: BASIS FOR RECOMMENDATION
DATE: 3/29/2005
CC:

Two licenses, 63-3321 and 63-3285 were claimed by the Neville and Nordling family. Both licenses were split when 10 acres was sold to Pamula Hiatt in 2000. The Nevilles have the A portions.

63-3321A is for 31 acres and .64 cfs. 63-3285A is for 114 acres and .56 cfs [rate of .005 cfs/acre]. The acres overlap. 63-3285A has a priority date of 4/12/1962 and a diversion rate of 0.005 cfs/acres. 63-3321A has a priority date of 12/3/1962 and a diversion rate of 0.02 cfs/acre, and was probably filed because more water was needed.

34 acres IVF -
The 1987 aerial photo shows virtually no irrigation of any of the acres. The only irrigation seen in the aerial review is in the 1964 aerial, the 1975 orthophotquad and the 2000 aerial. 2000 is the year the property was split and Pamula Hiatt filed a transfer for a new pod. The area irrigated in both the 1975 and 2000 aerials is the same field and is about 42 acres. No irrigation is seen in the 1994 or 2003 aerial. Although the aerials after 1989 cannot be used to establish forfeiture, they simply establish a lack of historical irrigation of all of the licensed acres from sometime prior to 1987, and irrigation of no more than 42 acres for at least 25 years.

Based on the 1987 NAPP photography, the licenses appear forfeited. However, I do not have evidence of forfeiture the 5 years prior to the filing of the claims in 1989. Based on the 1975 and 2000 aerials, it appears that all but the 42 acres owned by the Neville family and 8 of the 10 acres owned by Pamula Hiatt were forfeited. I will recommend 31 acres for 63-3321A and 42 acres for 63-3285A with the combined acres to be irrigated not to exceed 42 acres.

VLM

T5N

T4N

Boise north
OrthophotoQuad
1975 PHOTO



**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

A63-03285A
A63-03321A
A63-05207
A63-15304

Previous Mailing Address:

820 SO. OWYHEE ST.

BOISE, ID 83705

New Mailing Address:

3122 EDSON TERRACE

BOISE, ID 83705

Telephone Number:

(208) 287-7521 (W)
342-7322 (H)

Signature of Claimant(s):

Thomas F. Neill

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

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: **A63-03321A**
Date Received: 8/15/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	H WILLIAM NEVILLE	208-344-3188
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	GLORIA D NEVILLE	208-344-3188
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	MARGUERITE NEVILLE	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	DAVID L NORDLING	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	YOSHIE CAMERON NORDLING	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	JAMES L NEVILLE	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	MARTHLYN B NEVILLE	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	FORTUNATA NEVILLE	
Address:	820 S OWYHEE	
	BOISE ID	83705
AND/OR		
Name:	R DOUGLAS NEVILLE	

Address: 820 S OWYHEE
BOISE ID 83705

AND/OR

Name: THOMAS NEVILLE
Address: 820 S OWYHEE
BOISE ID 83705

2. Date of Priority: DEC 3, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	5		SE	NE		ADA

5. Description of diverting works:

10" @ 204' DRILLED WELL W/SURFACE PUMP W/PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.640		143.08

7. Total Quantity Appropriated is:

0.640 C.F.S. (and/or) 143.08 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 150 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	5	SW	NE		IRR	13.0
			SE	NE		IRR	4.0
			SE	NW		IRR	2.0
			NE	SE		IRR	10.0
			NW	SE		IRR	2.0
						Section Acres	31.0
						Total Acres	31.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-5207, 63-3285

14. Remarks:

AC. IRR.=40.

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DMS
THIS CLAIM IS A RESULT OF AN OWNERSHIP CHANGE FOR A PORTION OF
CLAIM NO. A63-03321.

15. Basis of Claim: LICENSE

Water Right Number: 30839

Application No. G- 305-5
 Permit No. G- 30839
 District No.

Assigned to

Edward R. Rasmussen
Beaumont
5150 Montrose
Pain

1. Name of Applicant: Leo Winn

Postoffice address: R/1, Boise

County: Ada

State: Idaho

2. Quantity of water claimed: 0.8 cfs

(a) Rate of withdrawal in cubic feet per second
Miners' inchesor Idaho
or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4

Twp. 4 N, Rge. 2 E, B.M. County of Ada

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section Twp.

Rge. B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section Twp. Rge. B.M.

7. Kind of works: Pump & Sprinkler

8. Estimated cost of works: \$7000.00

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None known

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 0.8 (cubic feet per second, inches or gallons per minute) is for new lands.

MICROFILMED

JUL 25 1994

POOR ORIGINAL

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on 7 Dec. 1962 at Boise
County of Ada, State of Idaho, before notary public (name & address) Louis H. Cosho 8th & State Home Federal Bldg., proof will be
submitted of the completion of works for the diversion of 0.8 c.f.s. of the waters
of _____ a well _____, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30839, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Lee Wian, Route #1, Boise, Idaho
Edward Oscar Baumhaff 5180 Kirtland Place Boise Idaho
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
0.8 cubic feet per second.
3. The use to which said water has been applied is _____
_____ irrigation _____ purposes, and the amount applied to beneficial
use is 0.8 c.f.s.
4. The point of diversion of said water is SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 4 N, R. 2 E,
B.M. Ada County
5. The place where said water is used is SW $\frac{1}{4}$, Sec. 4, T. 4 N, R. 2 E, B.M.
6. The date of priority which said user is prepared to establish is
December 3, 1962

Form 23
2M-4-65

POOR ORIGINAL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30839

REPORT ON PROOF OF Completion of Works and Beneficial Use

MICROFILMED

JUL 25 1964

POOR ORIGINAL

7 30 5 62
5 10 25 35
97

AREA - 97 ACRES being vacated. Permit for 10 acres

SUB - 5 1 on permit

2 Allow .8 c.f.s.

VOL - 180 ac-ft / season

PRIORITY - Dec 3, 1962

MICROFILMED
JUL 15 1981

80839

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30839

This proof is for Completion of Works and Beneficial Use in Water District No.

1. Name of applicant Edward Oscar Baumhoff pl-375-3720

2. Source of water supply: SUBTERRANEAN

3. Location of point of diversion: Is in the SW 1/4 SW 1/4 of Section 4
T. 4N R. 2E County of Ada

4. Describe works as they exist, giving dimensions and capacities of same:

20 HP US HOLLOSHAFT ELEC MOTOR # 3292181
LAVER 1 BOWLER VERT. TURBINE # D00295
270 gpm @ 1700 RPM @ 222' 6"
DISCHARGE THROUGH ALUM LINE SPRINKLER
SYSTEM

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4 sec. 4, T. 4 N, R. 2 E, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: OPERATOR CONTACTED

SPRINKLER SYSTEM 57 RAINBOW ROWS 1/4" @ 62.165 AUC

$$Q = (57 \text{ ROWS}) (6.66 \text{ GPM}) = 380.22 \text{ GPM}$$

$$= 118.8 \text{ CFS}$$

NOTE: IRRIGATION REQUIREMENT = 1.5 AC-FT/AUC/SEASON

This examination was made on the 19 TH day of APRIL 19 68

(Signed)

Dean Reynolds

Examiner

30049

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

05/10/89 11:08:45
Page 1

Water Right Number - 63-03321

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 30839

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BAUMHOFF

EDWARD OSCAR

1 - 5150 MONTECITO PL.

2 -

3 -

City- BOISE

State- ID Zip- 83704

Phone -

*** O - ORIGINAL OWNER ***
WINN

LEE

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - +
12/03/1962

+ - - Region - - - +
14

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

04N 02E 5 SE NE (1) ADA

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.800 180.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.800 180.00

+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
04N 02E 5 SW NE 15.0 01 IRRIGATION (1) ADA
04N 02E 5 SE NE 10.0 01 IRRIGATION (1) ADA
04N 02E 5 SE NW 2.0 01 IRRIGATION (1) ADA
04N 02E 5 NE SE 10.0 01 IRRIGATION (1) ADA
04N 02E 5 NW SE 2.0 01 IRRIGATION (1) ADA

Total Acres: 39.0

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

JUL 25 1994

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Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Start Work Date	-	00/00/0000	Verified Date	-	05/20/1985	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	08/28/1979	Appl Received	-	00/00/0000	Transfer/Amended	-	
Decree Date	-	00/00/0000						

MICROFILMED
JUL 25 1994



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

June 21, 2002

THOMAS F NEVILLE, ET AL
3122 EDSON TERRACE
BOISE ID 83705

Re: Notice of Claim to a Water Right No. 63-3285A, 63-3321A, 63-5207 & 63-15304

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the appropriate change in address.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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 claim, please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

Desktop LAMM / LAM

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

license - split

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-3321A

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address _____
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

6**OVERLAP REVIEW**

Other water rights with the same point of diversion:

63-3285A

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

yes, adds acres up to 42 #.**WATER USES**☒ No change☐ Different UsesUse 11/1 From 3/15 To 11/15 Amount .62 CFS 129.50 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 63-3205 A

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

42 ac.

Delivery System Narrative: see claim B license.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

11/21
Parcel # 50605131215.
504 504 shoulder remark for 311
535 combined w/ 63-3205A: 42 ac, 7 cfs
530 63-3205A also diverted thru PDD
P21 split from 633321

Get memo in file re basis of recommendation
needs field exam

AFTER EXAM THE FILE SHOULD CONTAIN:

- DA ☒ Completed claim checklist
☒ Photographs of POD's and POU
☒ GPS readings
☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 3/29/05

FIELD EXAMINER: Wick WMC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3321A

WATER RIGHT NUMBER: 63-3321A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	H WILLIAM NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)344-3188
Current Owner	GLORIA D NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)344-3188
Current Owner	MARGUERITE NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	DAVID L NORDLING 3122 EDSON TERRACE BOISE, ID 83705 (208)342-7322
Current Owner	YOSHIE CAMERON NORDLING 3122 EDSON TERRACE BOISE, ID 83705 (208)342-7322
Current Owner	JAMES L NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	MARTHLYN B NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	FORTUNATA P NEVILLE 3122 EDSON TERRACE BOISE, ID 83705-2317 (208)342-7322
Current Owner	R DOUGLAS NEVILLE 3122 EDSON TERR BOISE, ID 83705 (208)342-7322
Current Owner	THOMAS F NEVILLE 3122 EDSON TERR BOISE, ID 83705-2317 (208)342-7322
Original Owner	EDAWRD OSCAR BAUMHOFF 5150 MONTECITO PL BOISE, ID 83704 (208)375-3720
Original Owner	LEE WINN

, ID

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3321A

Priority Date: 12/03/1962

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To
3/15 to 11/15Diversion Rate

0.640 CFS

Annual Volume

143.08 AF

143.08 AF

Total Diversion:

0.640 CFS

Location of Point(s) of Diversion

GROUND WATER

ADA County

SE1/4NE1/4

Sec. 5, Twp 04N, Rge 02E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	02E	5			13.0	4.0					10.0	2.0							31.0

Total Acres: 31

Conditions of Approval:Remarks:

- General AC. IRR.=40.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DMS THIS CLAIM IS A RESULT OF AN OWNERSHIP CHANGE FOR A PORTION OF CLAIM NO. A63-03321.
- General Address change per claimant request. DH 6/20/2002

Comments:

combined w/ 63-3205A, 42 ac, .02 CFS/ac.
.70 CFS

.64
055
695

shoulder remark

3/11

139.5
139.5

63-3205A also diverted thru POD

WATER RIGHT
NUMBER

NAME

CFS

63-03321

RIGHT SPLIT INTO PARTS A & B THRU APPROVED TRANSFER 5679.

63-03321A BAUMHOFF , EDWARD OSCAR

0.64

63-03321B HIATT , PAMULA L

0.16

5
15
10
3.4

MICROFILMED

OCT 23 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5679
WATER RIGHT NO. 63-03321B

This is to certify that: **PAMULA L HIATT**
C/O CHARLES L HONSINGER
RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.16 CFS	36.0 AF

SOURCE

GROUNDWATER

Priority: 12/03/1962

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 5, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	5	SWNE 2	SENE 6		8
Total number of acres irrigated:						8

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.

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OCT 23 2000

TRANSFER NO. 5679
WATER RIGHT NO. 63-03321B

CONDITIONS OF APPROVAL AND REMARKS

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 22nd day of September, 2000.


Chief, Water Allocation Bureau

MICROFILMED

OCT 23 2000

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5679

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

ORIGINAL

JAN 10 2000

PART 1

WATER RESOURCES

WESTERN REGION

Name of applicant Pamula L. Hiatt c/o Charles L. Honsinger Phone (208) 342-4591Post Office address RINGERT CLARK CHARTERED, P.O. Box 2773, Boise, ID 83701

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use **JUL 18 2000**
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Add well for new property owned **RECEIVED**

JUL 18 2000

Department of Water Resources

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE A Notice of Change of Ownership has been submitted for this water right.

1. Right Number 63-03321B* Priority 12/3/62 Amount .16/36 (cfs/ac-ft) Nature of Use Irrigation Period of Use 03/15 to 1-1/15
63-03285b 4/12/62 .04/Unspecified unspecified to unspecified
 * We assume Ms. Hiatt will be assigned the "B" portion of this water right. _____ to _____

2. Total amount of water being transferred N/A .16 cubic feet per second and/or 36 acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	4N	2E	Ada	Neville Well
		SE	NE	5	4N	2E	Ada	Hiatt Well

5. Lands irrigated or place of use: As split by IDWR pursuant to change in ownership.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2E	5			2	6													8

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JUL 23 2000

PART 1

6. General Information:

a. Description of diversion system Well(s) to pressurized irrigation system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED
OCT 23 2000

WR0749NP
No. 63-03285

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/28/00

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD OSCAR BAUMHOFF 5150 MONTECITO PL. BOISE ID 83704	04/12/1962	IRRIGATION	00/00 00/00	0.600 CFS	
					TOTAL DIVERSION:	0.600 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04N R02E S05

SENE

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	---	:	---	
04N	02E	5	:				-33	:				-27	:				21	:				26	15	:	122.0	
			:				21	:				21	:					:						:	122.0	
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Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

63-03321 63-10871

Other Water Rights Listing Overlapping Place(s) of use:

63-03321 63-05207 63-10871

Dates: App. Received: Priority Date: 04/12/1962
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/06/85 05/01/88 CONVERT

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OCT 23 2000

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED As split by IDWR pursuant to
 Ownership Change
(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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 OCT 23 2000

Total acres _____

5 of 8

WR0749NP
No. 63-03321

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/25/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD OSCAR BAUMHOFF 5150 MONTECITO PL. BOISE ID 83704	12/03/1962	IRRIGATION	03/15 11/15	0.800 CFS	180.00 AFA
TOTAL DIVERSION:					0.800 CFS	180.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R02E S05 SENE ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
04N	02E	5	:			15		10	:			02	:			10		02	:			39.0
TOTAL ACRES																				39.0		

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

63-03285 63-10871

Other Water Rights Listing Overlapping Place(s) of use:

63-03285 63-05207 63-10871

Remarks: GEN AC. IRR.=40.

Dates: App. Received: Priority Date: 12/03/1962
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/01/88 CONVERT 02/25/00 LGRAVES

MICROFILMED
OCT 23 2000

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED As split by IDWR pursuant to
 Ownership Change
(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

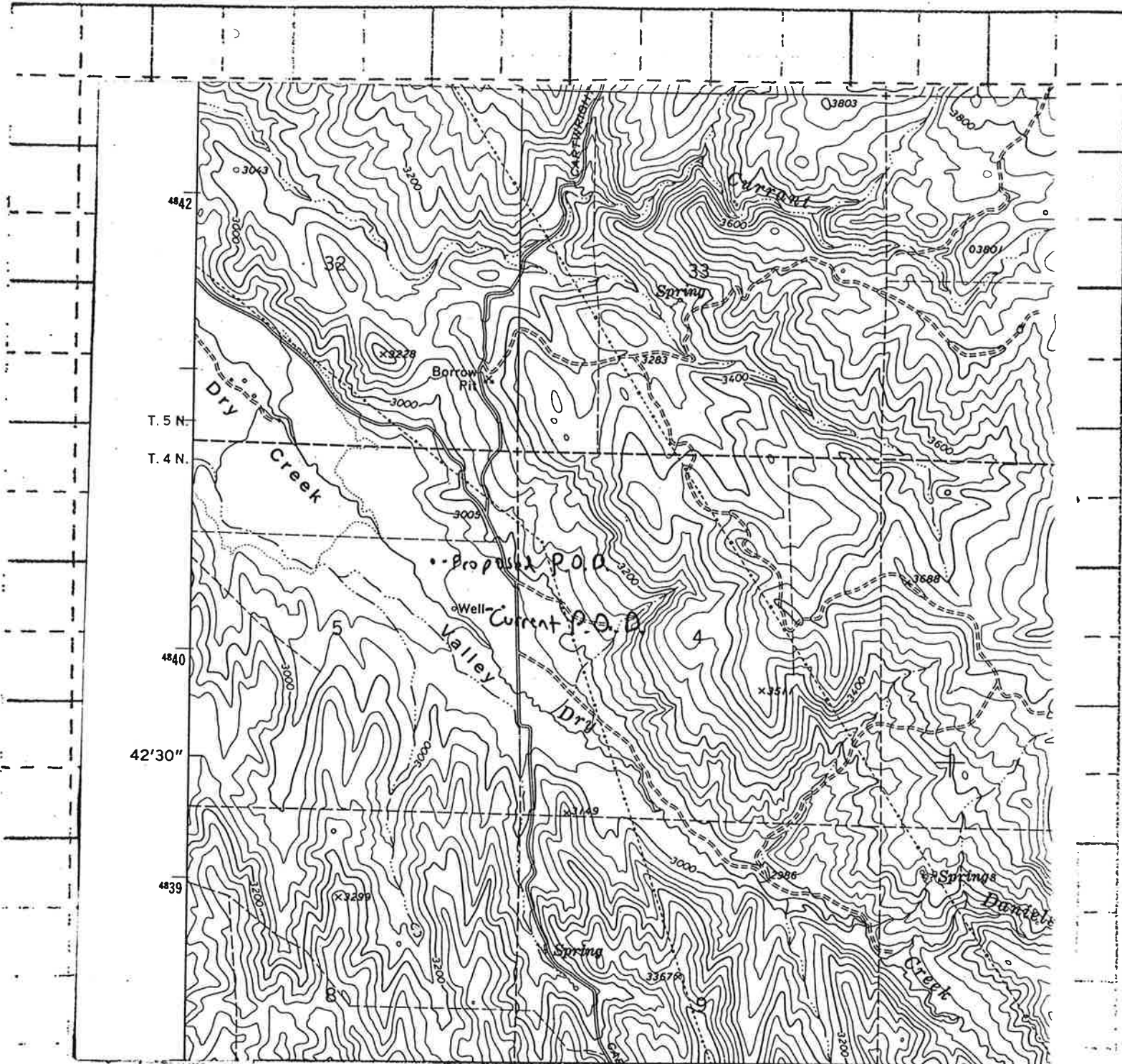
MICROFILMED

OCT 23 2000

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



MICROFILMED

OCT 23 2000

SCALE: 2 Inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Annulee A. Beatt
(Signature of Applicant)

Subscribed and sworn to before me this _____ day of DECEMBER, 19 99.



Wendy M. Wheeler
(Notary Public)

My commission expires JUNE 25, 2004

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 2 attachments

Received by <u>LM</u>	Date <u>1-10-00</u>	Protest filed by _____
Prelim. check by <u>LM</u>	Fee <u>\$100.00</u>	<u>W026045</u>
Received by <u>LM</u>	Date <u>1-10-00</u>	_____
Published in <u>Idaho Statesman</u>	Copies of protest forwarded by _____	
Pub. dates <u>March 16 + 23, 2000</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for ☐ approval ☐ denial	
_____ rec'd. _____	by _____	

Copy of transfer sent to lien holder _____

MICROFILMED

OCT 23 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 30839/63-3321 Priority Dec. 3, 1962 Amount 0.80 cfs

THIS IS TO CERTIFY, that EDWARD OSCAR BAUMHOFF

of Boise, Idaho, has complied with the terms and conditions of Permit No. 30839/63-3321 issued pursuant to Application for Permit dated December 3, 1962, and has submitted proof to the Department of Water Resources on December 7, 1967, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 0.846 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>0.80</u> cfs and	<u>180 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.80 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

180 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 of Sec. 5,

Twp. 4 N, Rge. 2 E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4 N	2 E	5			15	10			2.5						10	2.5			40

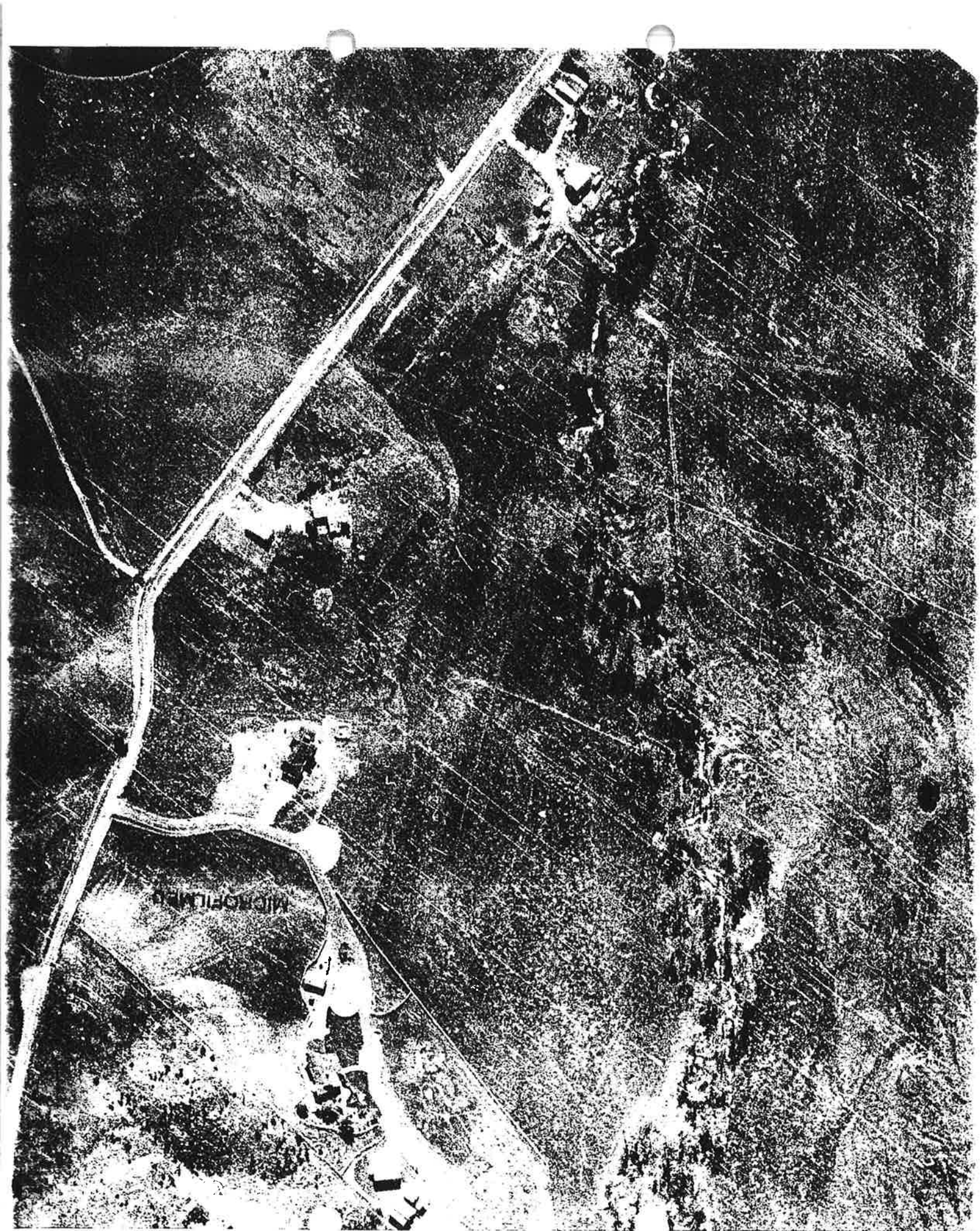
Total number of acres irrigated 40

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

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

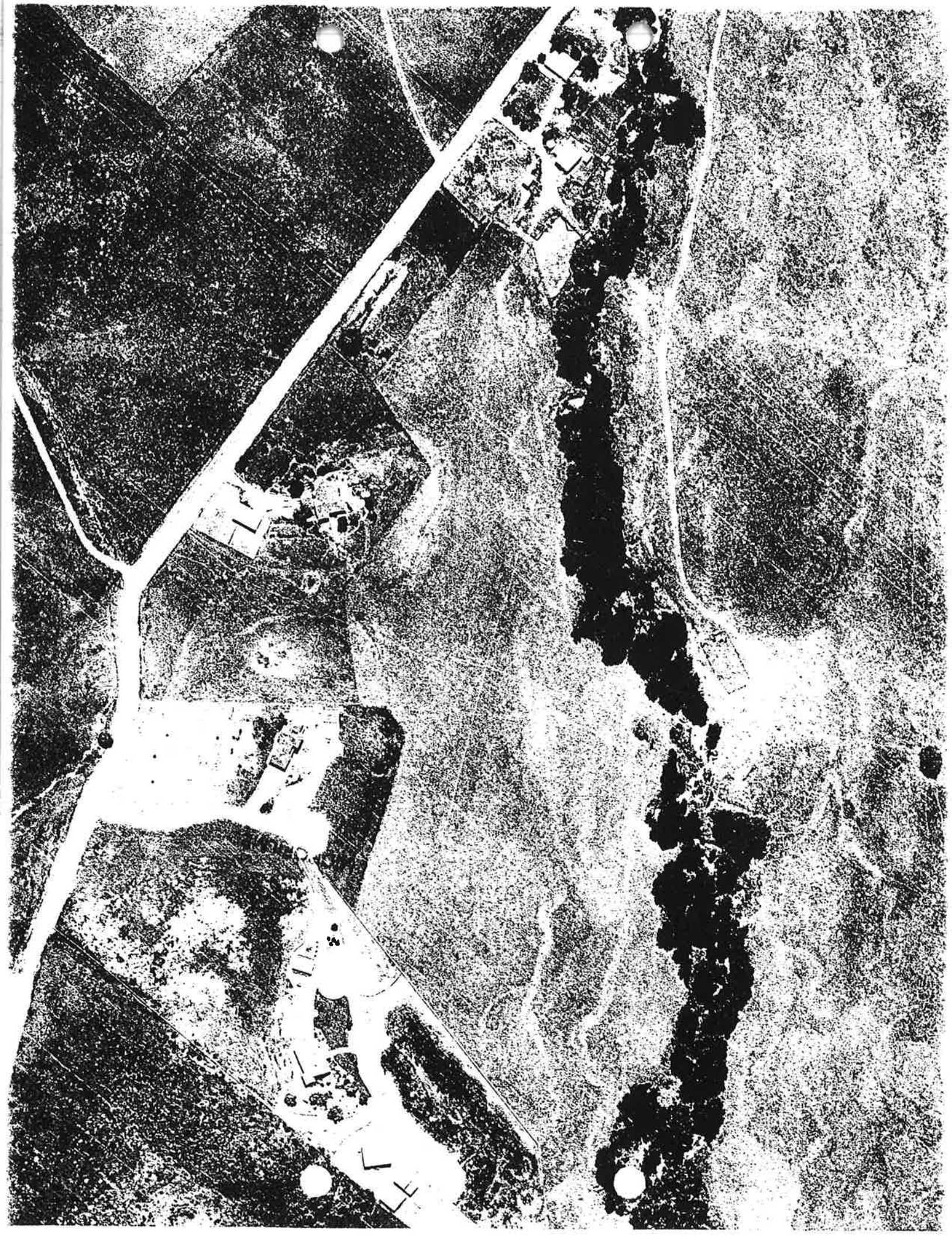
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of April, 19 75.

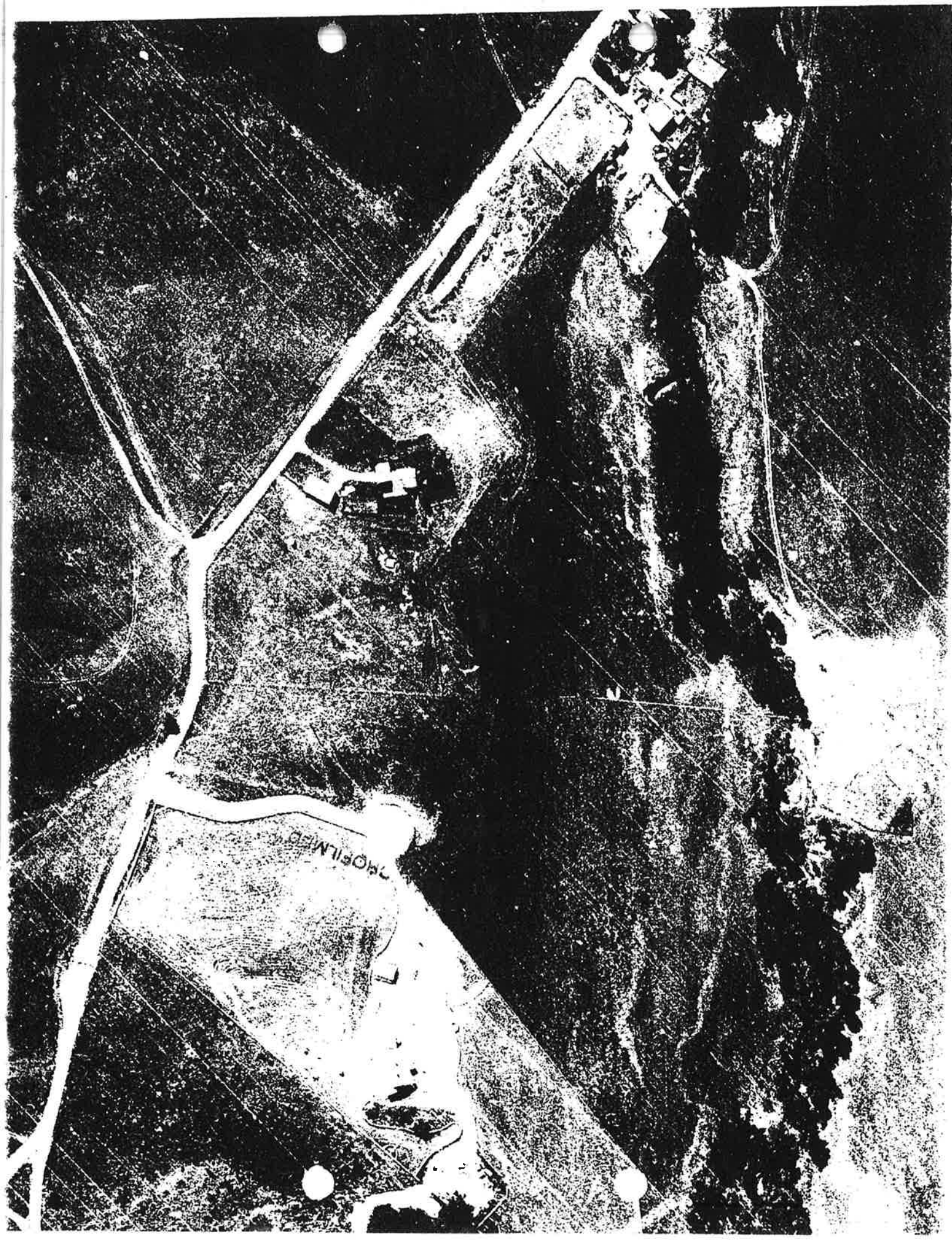
Director











WILSON



4-27

10-8736

7-14-87

U 8

6-25-85

1:24000

BOISE FRONT

2-6



2-5

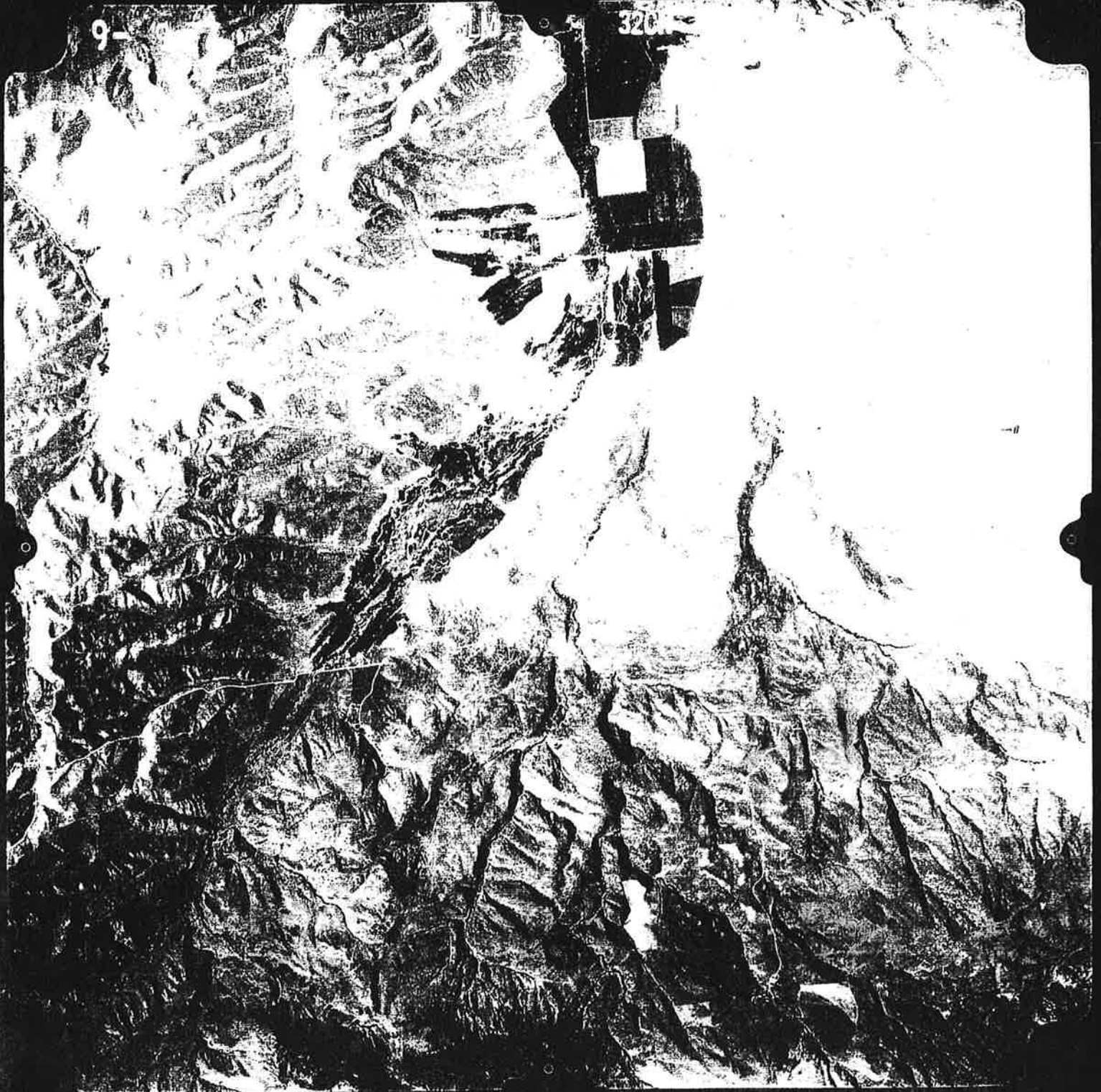
LENS NO.98310

CTD-208/ES11



9-

320



MICROF MED

OCT 23 2009

ATTACHMENT B

Receipt # 1955

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT

Permit No. 30839/63-3321

Comes now Edward Oscar Baumhoff of (address) Boise, Idaho, and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 30839/63-3321, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5 Twp. 4 N
Rge. 2 E, B. M., County of Ada. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

Amount for purposes from to (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

40

63-3321

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38916
Permit No. G- 30839
District No.

Assigned to *Edward H. H. H.*
Barneshoff
5150 Monticello
Paine Road

1. Name of Applicant: Lee Winn
Postoffice address: R#1, Boise County: Ada State: Idaho
2. Quantity of water claimed: 0.8 cfs
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4
Twp. 4 N , Rge. 2 E , B.M., County of Ada
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Pump & Sprinkler
8. Estimated cost of works: \$7000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None known
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 0.8 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Lee Winn Applicant.

By s/ Ignacio D. Lizaso Agent.

Date of first receipt at Department of Reclamation: 2:30 P.M. December 3, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30839

Recorded in Book 108 Page 30839 Approved December 7, 1962

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before June 7, 1965

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before December 7, 1967

Witness my hand this 7th day of December, 1962

s/ CARL E. TAPPAN, Assistant
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th day of December, 1962.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
4 N	2 E	4			5 10 10 15		40 a.

RECEIVED FOR
SEC. F
LICENSE PAGE NO.

Ork with
392-4438

40

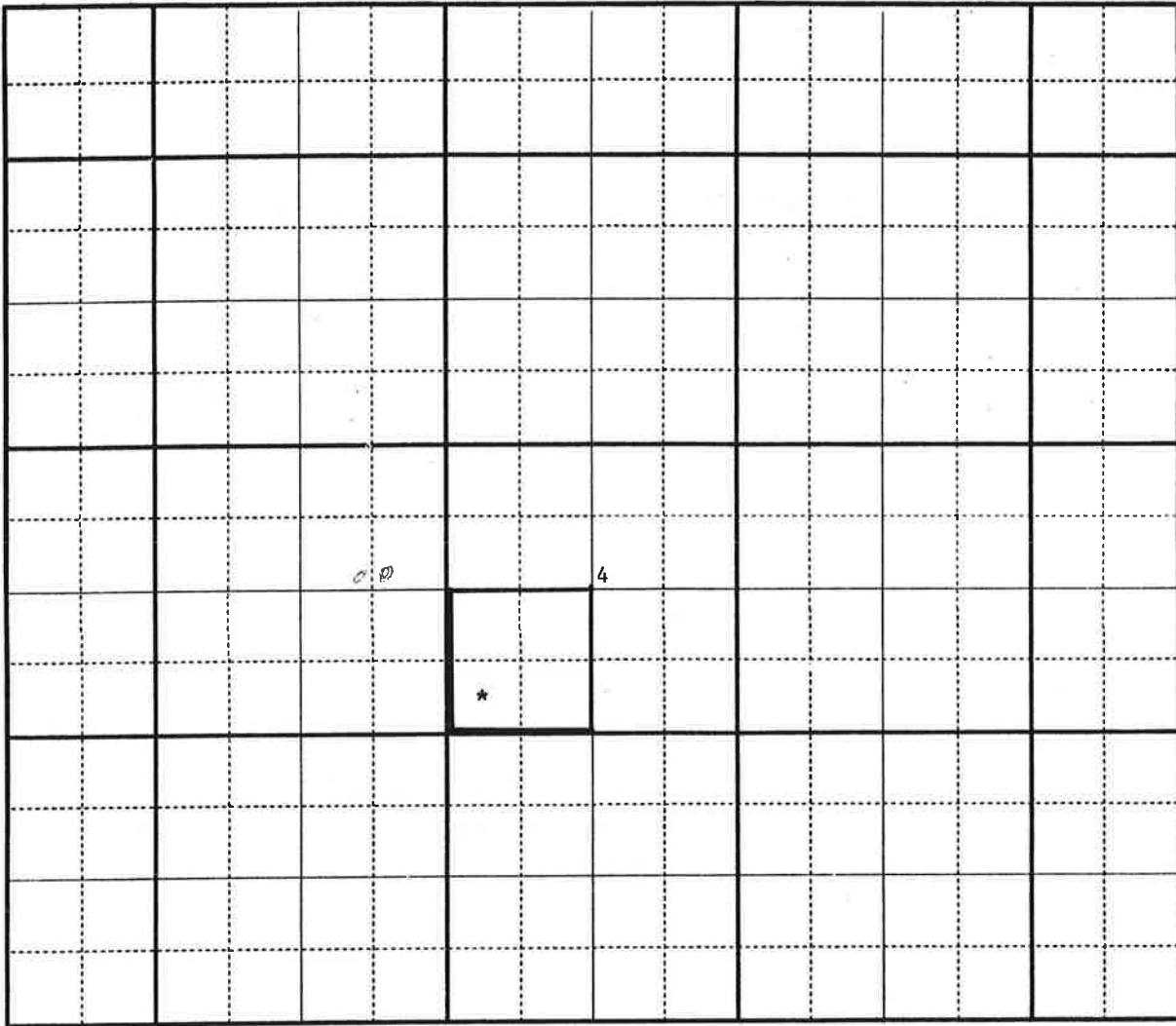
T
4
N

Diagram of System

Mr. Baumhoff present during exam

6.6

21.1

3.3

7.2

50.6

10.9

6.0

10.1

3.2

3.3

5

4

NE NE

15.7

10.9

6.9

2.5 acres

66.2

15 acres

2.5 acres

NWSE

NESE
2.5 acres

2.5
2.5
15.0
10.6
10.0
40.0 acres Total

30839

2-85

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3321A

02/15/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3285	Claim	04N	02E	5	SW	NE		IRRIGATION	33/122	
1285A	Claim	04N	02E	5	SW	NE		IRRIGATION	31/114	H WILLIAM NEVILLE
1285B	Claim	04N	02E	5	SW	NE		IRRIGATION	2/8	PAMULA L HIATT
1321A	Claim	04N	02E	5	SW	NE		IRRIGATION	13/31	H WILLIAM NEVILLE
1321B	Claim	04N	02E	5	SW	NE		IRRIGATION	2/8	PAMULA L HIATT
5207	Claim	04N	02E	5	SW	NE		IRRIGATION	40/254	DAVID L NORDLING
3285	Water Right	04N	02E	5	SW	NE		IRRIGATION	33/122	EDAWRD OSCAR BAUMHOFF
1321A	Water Right	04N	02E	5	SW	NE		IRRIGATION	13/31	EDAWRD OSCAR BAUMHOFF
1321B	Water Right	04N	02E	5	SW	NE		IRRIGATION	2/8	PAMULA L HIATT
5207	Water Right	04N	02E	5	SW	NE		IRRIGATION	40/254	H WILLIAM NEVILLE
15304	Claim	04N	02E	5	SW	NE		STOCKWATER		GLORIA D NEVILLE
2576	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	5	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
3285	Claim	04N	02E	5	SE	NE		IRRIGATION	27/122	
1285A	Claim	04N	02E	5	SE	NE		IRRIGATION	21/114	H WILLIAM NEVILLE
1285B	Claim	04N	02E	5	SE	NE		IRRIGATION	6/8	PAMULA L HIATT
1321A	Claim	04N	02E	5	SE	NE		IRRIGATION	4/31	H WILLIAM NEVILLE
1321B	Claim	04N	02E	5	SE	NE		IRRIGATION	6/8	PAMULA L HIATT
5207	Claim	04N	02E	5	SE	NE		IRRIGATION	40/254	DAVID L NORDLING

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3321A

02/15/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3285	Water Right	04N	02E	5	SE	NE		IRRIGATION	27/122	EDAWRD OSCAR BAUMHOFF
1321A	Water Right	04N	02E	5	SE	NE		IRRIGATION	4/31	EDAWRD OSCAR BAUMHOFF
1321B	Water Right	04N	02E	5	SE	NE		IRRIGATION	6/8	PAMULA L HIATT
5207	Water Right	04N	02E	5	SE	NE		IRRIGATION	40/254	H WILLIAM NEVILLE
10871	Water Right	04N	02E	5	SE	NE		IRRIGATION	3.4/3.4	ELIZABETH A RUDD
2576	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	5	SE	NE		MUNICIPAL		UNITED WATER IDAHO INC
30080	Water Right	04N	02E	5	SE	NE		DOMESTIC		MAVIS K ROBERTS
3285	Claim	04N	02E	5	SE	NW		IRRIGATION	21/122	
1285A	Claim	04N	02E	5	SE	NW		IRRIGATION	21/114	H WILLIAM NEVILLE
1321A	Claim	04N	02E	5	SE	NW		IRRIGATION	2/31	H WILLIAM NEVILLE
5207	Claim	04N	02E	5	SE	NW		IRRIGATION	30/254	DAVID L NORDLING
3285	Water Right	04N	02E	5	SE	NW		IRRIGATION	21/122	EDAWRD OSCAR BAUMHOFF
1321A	Water Right	04N	02E	5	SE	NW		IRRIGATION	2/31	EDAWRD OSCAR BAUMHOFF
5207	Water Right	04N	02E	5	SE	NW		IRRIGATION	30/254	H WILLIAM NEVILLE
15304	Claim	04N	02E	5	SE	NW		STOCKWATER		GLORIA D NEVILLE
2576	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3321A

02/15/2005

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2954	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	5	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
3285	Claim	04N	02E	5	NE	SE		IRRIGATION	26/122	
1285A	Claim	04N	02E	5	NE	SE		IRRIGATION	26/114	H WILLIAM NEVILLE
1321A	Claim	04N	02E	5	NE	SE		IRRIGATION	10/31	H WILLIAM NEVILLE
5207	Claim	04N	02E	5	NE	SE		IRRIGATION	35/254	DAVID L NORDLING
3285	Water Right	04N	02E	5	NE	SE		IRRIGATION	26/122	EDAWRD OSCAR BAUMHOFF
1321A	Water Right	04N	02E	5	NE	SE		IRRIGATION	10/31	EDAWRD OSCAR BAUMHOFF
5207	Water Right	04N	02E	5	NE	SE		IRRIGATION	35/254	H WILLIAM NEVILLE
15307	Water Right	04N	02E	5	NE	SE		STOCKWATER		GLORIA D NEVILLE
15307	Water Right	04N	02E	5	NE	SE		DOMESTIC		GLORIA D NEVILLE
3285	Claim	04N	02E	5	NW	SE		IRRIGATION	15/122	
1285A	Claim	04N	02E	5	NW	SE		IRRIGATION	15/114	H WILLIAM NEVILLE
1321A	Claim	04N	02E	5	NW	SE		IRRIGATION	2/31	H WILLIAM NEVILLE
5207	Claim	04N	02E	5	NW	SE		IRRIGATION	15/254	DAVID L NORDLING
3285	Water Right	04N	02E	5	NW	SE		IRRIGATION	15/122	EDAWRD OSCAR BAUMHOFF
1321A	Water Right	04N	02E	5	NW	SE		IRRIGATION	2/31	EDAWRD OSCAR BAUMHOFF
5207	Water Right	04N	02E	5	NW	SE		IRRIGATION	15/254	H WILLIAM NEVILLE
15304	Claim	04N	02E	5	NW	SE		STOCKWATER		GLORIA D NEVILLE

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3321A

WATER RIGHT NUMBER: 63-3321A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EDAWRD OSCAR BAUMHOFF 5150 MONTECITO PL BOISE, ID 83704 (208)375-3720
Original Owner	LEE WINN ID

Priority Date: 12/03/1962

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.640 CFS	144.00 AF
	<u>Total Diversion:</u>	0.640 CFS	144.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 5,	Twp 04N,	Rge 02E, B.M.
ADA 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	
04N	02E	5			13.0	4.0				2.0					10.0	2.0			31.0

Total Acres: 31

Conditions of Approval:Remarks:

1. General AC. IRR.=32.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-3321A

Comments:

1. PSKAGGS 9/22/2000 TRANSFER 5679

Comment: Transfer 5679 changes the point of diversion under a portion of Right 63-03321, splitting the right into Parts A & B. Right 63-03285 was removed from the transfer following Protest Agreement & the applicant quitclaimed all interest in the right to another party.

Dates and Other Information:

Licensed Date: 8/28/1979
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------



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

February 28, 2000

H WILLIAM NEVILLE ET AL
820 S OWYHEE
BOISE ID 83705

Re: Original Notice of Claim to a Water Right No. A63-03321

Renumbered to Notice of Claim to a Water Right No. A63-03321A

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

LH:1

Enclosure

IDWR - WESTERN REGION

CONTRACTOR: Karen Waters

CLAIM/ID #: 63-03321 A

Date: 4-9-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	2E	5			13	4				2					10	2			31
GIS						34	20				12					32	6			114
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 31

Overlapping POU Claim #'s:

63-3285 A

Total GIS Acres: 114

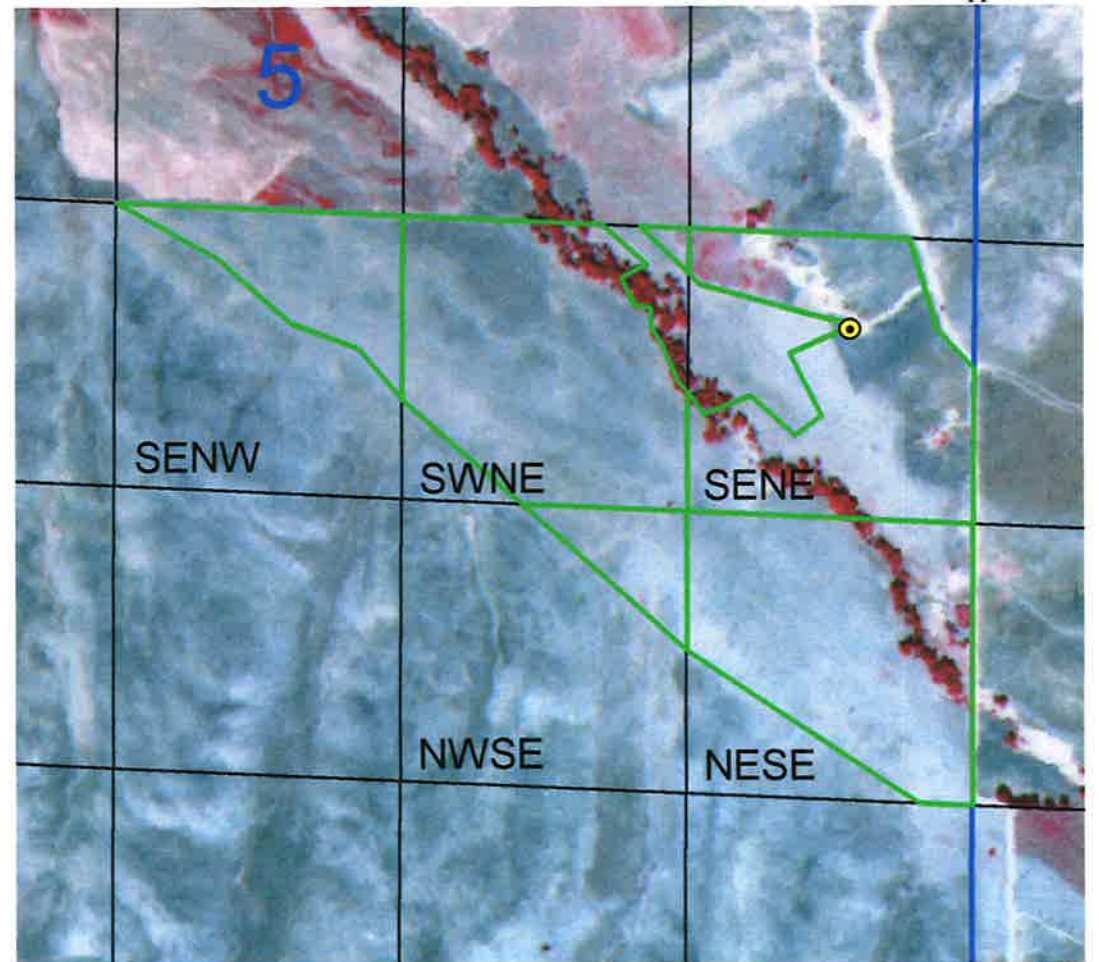
COMMENTS:

Idaho Department of Water Resources

Claim Number: 63-03321A
Legal: T04N, R02E, S5
Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 0.75 Miles

