

01/10/2003

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

RIGHT NUMBER: 29-13424

NAME AND ADDRESS: PAUL G KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

RITA WAKLEY
7600 W KATSILOMETES
POCATELLO ID 83204

THOMAS C KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

MICHAEL P KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

MARY A REINBOLD
7600 W KATSILOMETES
POCATELLO ID 83204

J DAVIS KATSILOMETES
20573 MORAR CIR
STRONGSVILLE OH 44149

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.203 CFS
502.800 AFY

PRIORITY DATE: 09/05/1951

POINT OF DIVERSION:

T07S R35E S16 NWSWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.203 CFS 502.80 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County

T07S R35E S16	SWNW	9.2	T07S R35E S16	SENW	11.0
T07S R35E S16	NESW	28.0	T07S R35E S16	NWSW	6.4
T07S R35E S16	SWSW	0.3	T07S R35E S16	SESW	22.6
T07S R35E S16	NWSE	13.0	T07S R35E S16	SWSE	29.0
T07S R35E S16	SESE	0.6	T07S R35E S21	NENE	3.1
T07S R35E S21	NWNE	2.0	T07S R35E S21	NENW	0.5

125.7 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.

01/10/2003

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

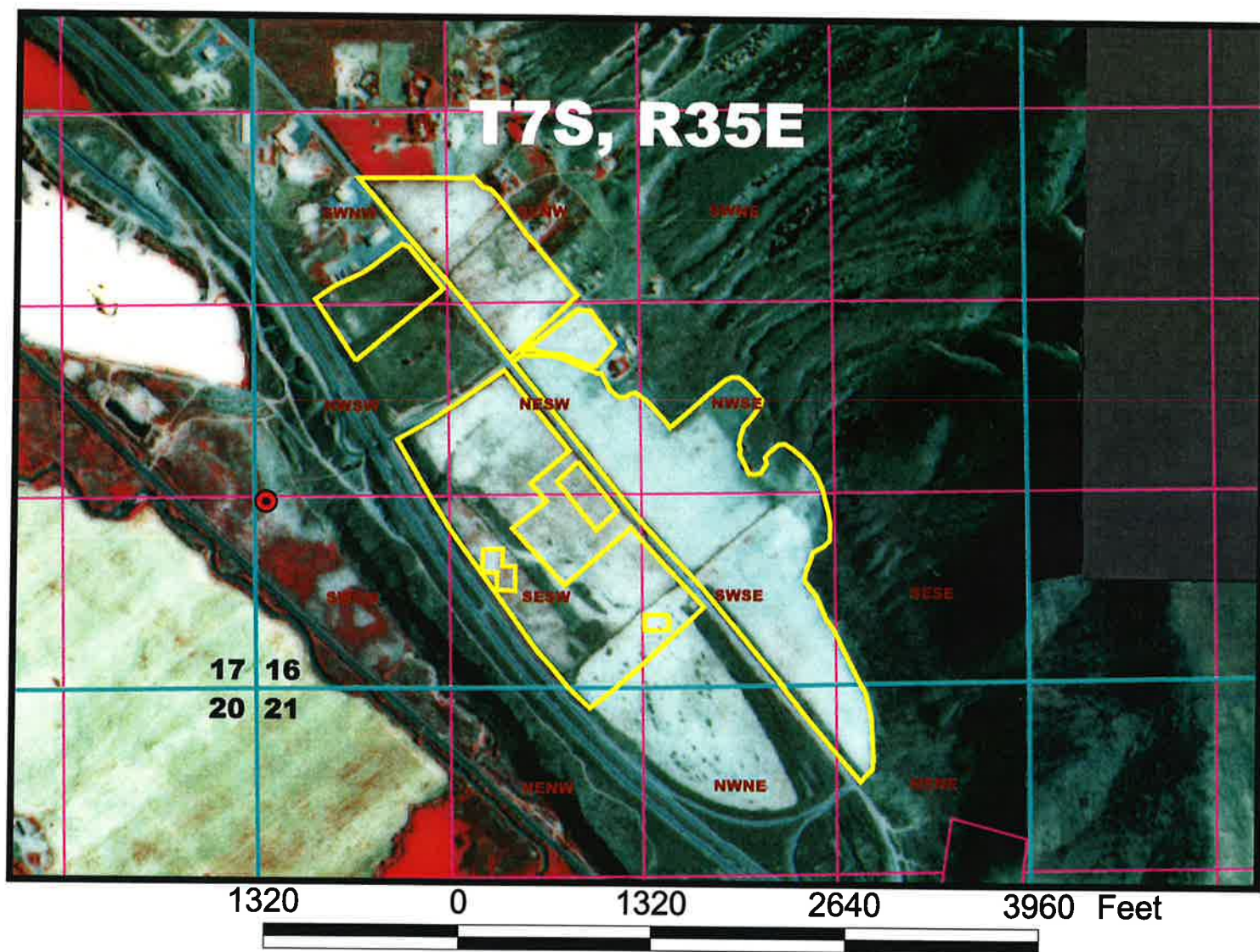
EXPLANATORY MATERIAL: License



STATE OF IDAHO

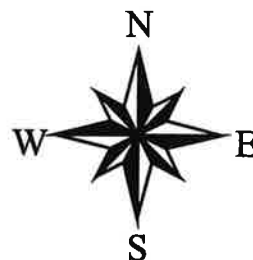
Department of Water Resources
Eastern Region

Water Right(s): 29-13424



Total Irrigated Acres: 125.7

-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13424 V1

WATER RIGHT NUMBER: 29-13424 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAUL G KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Original Owner	JAMES G KATSILOMETES 639 UNIVERSITY DR POCATELLO, ID 83201 (208)233-5287
Current Owner	RITA WAKLEY 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	THOMAS C KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204 (208)221-8215
Original Owner	BLACK ROCK SHEEP CO POCATELLO, ID
Current Owner	MICHAEL P KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	MARY A REINBOLD 7600 W KATSILOMETES POCATELLO, ID 83204
Original Owner	SPARTAN PORTNEUF LLC 639 UNIVERSITY DR POCATELLO, ID 83201 (208)233-5287
Original Owner	MARGARET ANN KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	J DAVIS KATSILOMETES 20573 MORAR CIR STRONGSVILLE, OH 44149

Priority Date: 09/05/1951

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	04/01 to 10/31	2.203 CFS	502.80 AF
	<u>Total Diversion:</u>	2.203 CFS	502.80 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4SW1/4

Sec. 16, Twp 07S, Rge 35E, B.M.

BANNOCK County

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13424 V1

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	
07S	35E	16							9.2	11.0	28.0	6.4	.3	22.6			13.0	29.0	.6
																			120.1
07S	35E	21	3.1	2.0			.5												5.6

Total Acres: 125.7

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. csaxton 11/29/2002 POD
Comment: POD licensed in NWSW of Section 16. Actual locations SWSW of Section 16 and is very close to the line between the Quarter sections. No C03.
2. csaxton 1/10/2003 C/O
Comment: Changed ownership to remove Margaret Anne Katsilometes and add J. Davis Katsilometes (csaxton 1/10/03)

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13424 V1

Contacts	11/29/2002 9:20:09 AM	csaxton	Active
Priority Date	11/29/2002 9:20:47 AM	csaxton	Active
POD	11/29/2002 9:21:02 AM	csaxton	Active
Source	11/29/2002 9:25:04 AM	csaxton	Active
POU	11/29/2002 9:25:23 AM	csaxton	Active
Use	11/29/2002 9:29:21 AM	csaxton	Active
Season	11/29/2002 9:30:02 AM	csaxton	Active
Quantity	11/29/2002 9:33:53 AM	csaxton	Active
Summary	11/29/2002	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/29/2002 9:51:47 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
Contacts	11/29/2002 9:20:10 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE 8/28/02
Priority Date	11/29/2002 9:20:47 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/29/2002 9:21:02 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	11/29/2002 9:24:21 AM	csaxton	Edited point location
POD	11/29/2002 9:24:36 AM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13424 V1

Source	11/29/2002 9:25:04 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	11/29/2002 9:25:23 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	11/29/2002 9:25:42 AM	csaxton	Edited shape boundary
POU	11/29/2002 9:26:53 AM	csaxton	Edited PLS
Use	11/29/2002 9:29:21 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/29/2002 9:30:02 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	11/29/2002 9:33:53 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?

POU

11/29/2002 9:59:54 AM

csaxton

Description for Question 10 - IDWR standard for
the area of 4 af/acre.

Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-13424

WATER RIGHT NUMBER: 29-13424

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS C KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204 (208)221-8215
Current Owner	PAUL G KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	MARGARET ANN KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	RITA WAKLEY 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	MICHAEL P KATSILOMETES 7600 W KATSILOMETES POCATELLO, ID 83204
Current Owner	MARY A REINBOLD 7600 W KATSILOMETES POCATELLO, ID 83204

Priority Date: 09/05/1951

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	03/15 to 11/15	2.203 CFS	
	<u>Total Diversion:</u>	2.203 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 07S, Rge 35E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-13424

T07S R35E S16	SWNW	9.2	T07S R35E S16	SENW	11.0
T07S R35E S16	NESW	28.0	T07S R35E S16	NWSW	6.4
T07S R35E S16	SWSW	0.3	T07S R35E S16	SESW	22.6
T07S R35E S16	NWSE	13.0	T07S R35E S16	SWSE	29.0
T07S R35E S16	SESE	0.6	T07S R35E S21	NENE	3.1
T07S R35E S21	NWNE	2.0	T07S R35E S21	NENW	0.5

Total Acres: 125.7

Conditions of Approval:Remarks:

- General This claim is the result of a split due to change in ownership for a portion of 29-2309. DH
11/21/2002

Comments:Dates and Other Information:

Claim Received Date: 3/22/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

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>
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RECEIVED

FEB 27 2003

Department of Water Resources
Pocatello, ID

02/08/2003

NOTICE OF ERROR
REPLY

Chris

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-13424

PAUL G KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

RITA WAKLEY
7600 W KATSILOMETES
POCATELLO ID 83204

THOMAS C KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204
Telephone Number: (208)221-8215

MICHAEL P KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

MARY A REINBOLD
7600 W KATSILOMETES
POCATELLO ID 83204

J DAVIS KATSILOMETES
20573 MORAR CIR
STRONGSVILLE OH 44149

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 1-24-03 SIGNATURE: *Tom Katsilometes*
Please print your name: Tom Katsilometes

02/08/2003

Craig

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-13424

PAUL G KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

RITA WAKLEY
7600 W KATSILOMETES
POCATELLO ID 83204

THOMAS C KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204
Telephone Number: (208)221-8215

MICHAEL P KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID 83204

MARY A REINBOLD
7600 W KATSILOMETES
POCATELLO ID 83204

J DAVIS KATSILOMETES
20573 MORAR CIR
STRONGSVILLE OH 44149

RECEIVED

MAR 10 2003

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 10 2003

Department of Water Resources
Eastern Region

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

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

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

☒ I AGREE with this proposed recommendation: (no changes need to be made.)

DATE:

3/1/03

SIGNATURE:

[Handwritten Signature]

Please print your name:

JOHN D. KATSILOMETES
J. DAVIS KATSILOMETES

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

Saxton, Craig

To: Katsilometes, John D.
Subject: RE: Adjudication Recommended Water Right No. 29-13424

Hello John,

Just wanted to let you know that I received your last E-mail and will be waiting your future correspondence.

Thanks,

Craig Saxton

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

From: Katsilometes, John D. [mailto:jdksilometes@cleveland-cliffs.com]
Sent: Tuesday, February 18, 2003 9:47 AM
To: 'Saxton, Craig'
Cc: 'dkatsilometes@yahoo.com'
Subject: RE: Adjudication Recommended Water Right No. 29-13424

Hello Craig,

Thanks a lot Craig. I will work on the copy of the deed that lists the legal description of the property in my name. I will be in touch when I get this done. You do not need to send me copies of the information that I sent to you to do the Change of Ownership.

Best regards,

John Katsilometes

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

From: Saxton, Craig [mailto:csaxton@idwr.state.id.us]
Sent: Tuesday, February 18, 2003 10:56 AM
To: Katsilometes, John D.
Subject: RE: Adjudication Recommended Water Right

No.
29-13424

Dear Mr. Katsilometes,

My records indicate that you submitted a Change of Ownership form to remove Margaret Anne Katsilometes name from 29-13424 and to add your name in it's place.

The reason we didn't split the right at this time is because there was no deed with a legal description listed. You sent a copy of the death certificate for Margaret Anne Katsilometes, a copy of Information of Appointment of Personal Representative showing you have power of attorney, a copy of a notarized Quitclaim deed, as well as some additional information

(I will send you a copy of what you sent me for your records which you should receive in a couple of days). This was sufficient to swap names. However, to split the right IDWR needs a copy of the deed that lists the legal description of the property in your name. IDWR needs this to determine what portion of the irrigated ground you own. To my recollection, it seems that you didn't have that deed drawn up yet so we just did the name change.

So, since your name is now on the water right. In order to split the right, all we need is the change of ownership form (which you already sent) and a copy of the deed with your name and the meets and bounds description.

Thus, if you can send me the Deed with the legal description on it within the next couple of weeks, I can make the split (no C/O needed). If the deed is not prepared yet, you need to resubmit the change of ownership and the deed with the legal description to our Eastern Regional office at:

IDWR
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402-1718
(208) 525-7161

as I will no longer have the file and will not be working on water rights on that side of the state.

The right will then be split proportionality based on the amount of irrigated acreage you own that are covered under this right.

I apologize for the inconvenience.

Feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
(208) 334-2190

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

From: Katsilometes, John D.
[mailto:jdkatsilometes@cleveland-cliffs.com]
Sent: Friday, February 14, 2003 11:29 AM
To: 'csaxton@idwr.state.id.us'
Subject: Adjudication Recommended Water Right No.
29-13424

Hello Craig,

I am writing to ask you for help in how to go about
splitting off my portion
of Adjudication Recommended Water Right No. 29-13424? In
November of 2002,
my Uncle Jim Katsilometes (DBA Spartan Portneuf LLC)
applied
for a Change of
Ownership for their portion of the original claim of
Water
Right No. 29-02309. The renumbered notice of claim to water right
number is No. 29-13425.

I would like to the same thing.

Please advise.

Best regards,

J. Davis Katsilometes

11-24-02 : Recommend for Annual Claim - See Notes in 29-02309 for Information

1-3-03 : Spoke with John Lee - son of Margaret. Margaret passed away and they are filing a C/O.

2-24-03 : Called "Tom" and said it's OK and is sending in NOE

Saxton, Craig

To: Katsilometes, John D.
Subject: RE: Adjudication Recommended Water Right No. 29-13424

Dear Mr. Katsilometes,

My records indicate that you submitted a Change of Ownership form to remove Margaret Anne Katsilometes name from 29-13424 and to add your name in it's place.

The reason we didn't split the right at this time is because there was no deed with a legal description listed. You sent a copy of the death certificate for Margaret Anne Katsilometes, a copy of Information of Appointment of Personal Representative showing you have power of attorney, a copy of a notarized Quticclaim deed, as well as some additional information (I will send you a copy of what you sent me for your records which you should receive in a couple of days). This was sufficient to swap names. However, to split the right IDWR needs a copy of the deed that lists the legal description of the property in your name. IDWR needs this to determine what portion of the irrigated ground you own. To my recollection, it seems that you didn't have that deed drawn up yet so we just did the name change.

So, since your name is now on the water right. In order to split the right, all we need is the change of ownership form (which you already sent) and a copy of the deed with your name and the meets and bounds description.

Thus, if you can send me the Deed with the legal description on it within the next couple of weeks, I can make the split (no C/O needed). If the deed is not prepared yet, you need to resubmit the change of ownership and the deed with the legal description to our Eastern Regional office at:

IDWR
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402-1718
(208) 525-7161

as I will no longer have the file and will not be working on water rights on that side of the state.

The right will then be split proportionality based on the amount of irrigated acreage you own that arecovered under this right.

I apologize for the inconvenience.

Feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
(208) 334-2190

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

From: Katsilometes, John D. [mailto:jdkatsilometes@cleveland-cliffs.com]
Sent: Friday, February 14, 2003 11:29 AM
To: 'csaxton@idwr.state.id.us'
Subject: Adjudication Recommended Water Right No. 29-13424

Hello Craig,

I am writing to ask you for help in how to go about splitting off my portion of Adjudication Recommended Water Right No. 29-13424? In November of 2002, my Uncle Jim Katsilometes (DBA Spartan Portneuf LLC) applied for a Change of Ownership for their portion of the original claim of Water Right No. 29-02309. The renumbered notice of claim to water right number is No. 29-13425.

I would like to the same thing.

Please advise.

Best regards,

J. Davis Katsilometes

Monday, January 06, 2003

Mr. Craig Saxton
IDWR Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED
JAN 10 2003
WATER RESOURCES
WESTERN REGION

Dear Craig,

Please find enclosed the following information:

- Completed Notice of Change in Water Right Ownership Form
- Copy of Certificate of Death Margaret Anne Katsilometes
- Copy of Information of Appointment of Personal Representative
- Copy of Letters of Personal Representative
- Copy of Proof of mailing
- Copy of Notarized Quitclaim Deed

Thank you for all of your help.

Sincerely,



J. Davis Katsilometes
20573 Morar Circle
Strongsville, Ohio 44149
(H) 440.268.0848
(C) 216.299.1750
(O) 216.694.5530

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
99-13424					

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)

MARGARET ANNE KATSILOMETES

4. New Owner/Claimant(s)

J. DAVIS KATSILOMETES

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

20573 MORAR CREEK

City, State and ZIP Code

STRONGSVILLE, OHIO 44149

New Telephone Number

(440) 268-0848

5. Date you acquired the property

9/5/1951

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

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

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

For Office Use Only

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

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
203 S. Garfield
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

COPY

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

In the Matter of the Estate of

MARGARET ANNE KATSILOMETES,

Deceased.

) Case No. CV-2002-4815 1E
)
) INFORMATION OF APPOINTMENT
) OF PERSONAL REPRESENTATIVE
)
)

YOU ARE HEREBY NOTIFIED that a personal representative has been appointed in the
above proceeding and that:

1. Name of personal representative is: J. Davis Katsilometes

Address of personal representative is: 20573 Moran Circle, Strongsville, OH 44149

Date of appointment: October 18, 2002

2. Bond has not been filed with the Court.

3. This information is being sent to all persons who have or may have an interest in
Decedent's estate.

4. Papers relating to the estate of the Decedent are on file in the District Court of the
SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF
BANNOCK located at Pocatello.

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
203 S. Garfield
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

STATE OF IDAHO }
County of Bannock } ss

I hereby certify that the foregoing is a full, true and correct copy of an instrument as the same now remains on file and of record in my office.

WITNESS my hand and official seal hereto affixed

this _____ day of **OCT 18 2002**, A.D. 20____

LAFAYETTE DEPT. CLERK OF THE DISTRICT COURT
EX-OFFICIO AUDITOR AND RECORDER

By Deputy

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

In the Matter of the Estate of)

MARGARET ANNE KATSILOMETES,)

Deceased.)

Case No. CV-2002- **4815 1E**

LETTERS OF PERSONAL
REPRESENTATIVE

THE STATE OF IDAHO:

Know all people by these presents:

WHEREAS J. Davis Katsilometes was appointed and qualified as general Personal Representative of the above-named Decedent by this Court, with all the authority granted to a personal representative by law;

NOW, THEREFORE, these Letters are issued as evidence of such appointment and qualification and authority for J. Davis Katsilometes to do and perform all acts which may be required by law.

SO ORDERED.

DATED this _____ day of **OCT 18 2002**, 2002.

Dayton & By
MAGISTRATE

DATED this 24th day of October, 2002.



J. Davis Katsilometes
20573 Moran Circle
Strongsville, OH 44149

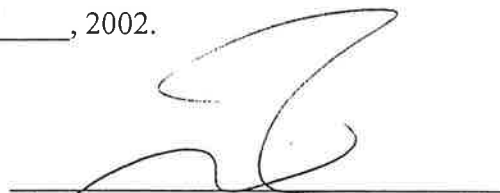
PROOF OF MAILING

STATE OF IDAHO)
 :SS
County of Bannock)

The undersigned, being sworn, says that on this date, he deposited in the United States Post Office at Pocatello, Idaho, copies of the within notice, enclosed in sealed envelopes with first-class postage prepaid, addressed to the following persons:

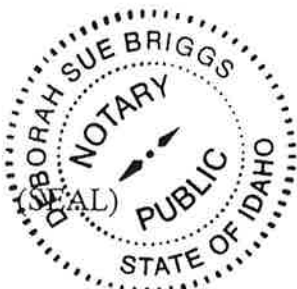
See Exhibit "A"

DATED this 29 day of Oct, 2002.



Thomas J. Holmes

SUBSCRIBED AND SWORN TO, before me, this 24 day of October, 2002.




NOTARY PUBLIC - STATE OF IDAHO
My Commission Expires: 11/20/2006

QUITCLAIM DEED

For Value Received

I, J. Davis Katsilometes

do hereby convey, release, remise and forever quit claim unto

J. Davis Katsilometes

whose current address is

20573 Morar Circle
Strongsville, OH 44149

the following described premises, to-wit:

State of Idaho
Department of Water Resources
Water Right Number 29-13424

together with their appurtenances.

Dated: JANUARY 6, 2003

J. Davis Katsilometes
J. Davis Katsilometes

John Davis Katsilometes
John Davis Katsilometes

STATE OF Ohio COUNTY OF Cuyahoga
On this 6th day of January, 2003,
before me, a notary public in and for said State, personally
appeared J. Davis Katsilometes

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

Lucille E. Rindfleisch
Notary Public
Residing at LUCILLE E. RINDFLEISCH
Comm. Expires Notary Public, State of Ohio
Wayne County

My Commission Expires May 21, 2004

Furnished by the

ALLIANCE
TITLE & ESCROW CORP.



Litho 5-2560



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 21, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SPARTAN PORTNEUF LLC
639 UNIVERSITY DR
POCATELLO ID 83201

Re: Original Notice of Claim to a Water Right No. 29-02309

Renumbered Notice of Claim to a Water Right No. 29-13425

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time.

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

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DH: dh

Enclosure

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 29-13424
Date Received: 3/22/1990
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PAUL G KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone:

MARGARET ANN KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone:

RITA WAKLEY
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone:

THOMAS C KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone: (208)221-8215

MICHAEL P KATSILOMETES
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone:

MARY A REINBOLD
7600 W KATSILOMETES
POCATELLO ID USA 83204

Phone:

2. Date of Priority: 09/05/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	16	NW SW	BANNOCK	

2913424



5. Description of diverting works:

WELL/PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	2.203	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	16	SW	NW	IRRIGATION	9.2
			SE	NW	IRRIGATION	11
			NE	SW	IRRIGATION	28
			NW	SW	IRRIGATION	6.4
			SW	SW	IRRIGATION	0.3
			SE	SW	IRRIGATION	22.6
			NW	SE	IRRIGATION	13
			SW	SE	IRRIGATION	29
			SE	SE	IRRIGATION	0.6
					Section Acres	120.1
07S	35E	21	NE	NE	IRRIGATION	3.1
			NW	NE	IRRIGATION	2
			NE	NW	IRRIGATION	0.5
					Section Acres	5.6
					Total Acres	125.7

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 29-2309. DH 11/21/2002

15. Basis of Claim: License

OK JC 11-7-02

RECEIVED
AUG 01 2002

Department of Water Resources
Eastern Region

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-2309	29-02309	—			—
		—			—
		—			—
		—			—
		—			—

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) James G. Katsilometes
639 University Drive, Pocatello, Idaho
4. New Owner/Claimant(s) Spartan Portneuf, L.L.C.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 639 University Drive
- City, State and ZIP Code Pocatello, Idaho 83201
- New Telephone Number (208) 233-5287
5. Date you acquired the property August 29, 1997

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

7. Signature of New Owner(s) or Claimant(s) Thomas J. Katrilometes, MEMBER
(include title if applicable) SPARTAN PORTNEUF, L.L.C.

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

For Office Use Only

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

Remainder = 29-13424

Split Tree
info

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 ~~29-2309~~
Date Received: 3/22/1990
Receipt No: E012501
Received By:

COPY

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PAUL G KATSILOMETES Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

MARGARET ANN KATSILOMETES Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

RITA WAKLEY Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

THOMAS C KATSILOMETES Phone: (208)221-8215

7600 W KATSILOMETES
POCATELLO ID USA 83204

SPARTAN PORTNEUF LLC Phone: (208)233-5287

639 UNIVERSITY DR
POCATELLO ID USA 83201

MICHAEL P KATSILOMETES Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

MARY A REINBOLD Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

2. Date of Priority: 09/05/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
 07S 35E 16 NW SW BANNOCK

5. Description of diverting works:

WELL/PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.88	

7. Total Quantity Appropriated is:

~~2.88~~ C.F.S.

2.203

2.203

8. Total cons

9. Non-irriga

10. Place of

Township

07S

Total cfs ÷ Total acres x Acres split off

2.88 ÷ 164.3 x 125.7

= 2.203 cfs

NE SW
 NW SW
 SW SW
 SE SW
 NW SE
 SW SE
 SE SE

Use

Acres

IRRIGATION
 IRRIGATION
 IRRIGATION
 IRRIGATION
 IRRIGATION
 IRRIGATION
 IRRIGATION
 IRRIGATION

9.4	9.2	0.20
11		
31	28	3.0
14	6.4	7.6
0.3		
23	22.6	0.4
13		
35	29	6.0
0.6		

Section Acres

137.3

IRRIGATION
 IRRIGATION
 IRRIGATION

3.1		
21	2.0	19
2.9	0.5	2.4

Section Acres

27 125.7 38.6

Total Acres

164.3

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO ADD 14.3 ACRES AND TO BETTER DEFINE THE CLAIMED PLACE OF USE
(CSAXTON 11/20/02)

CHANGE OF OWNERSHIP, EASTERN, 10-17-94 CHANGED ADDRESSES TO MATCH FOR MAILING
PURPOSES ONLY 3/27/95 DMS

15. Basis of Claim: License

16. Signature(s)

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

4-1

WARRANTY DEED

For Value Received, James G. Katsilometes and Maria P. Katsilometes, husband and wife, hereinafter called the Grantors, do hereby grant, bargain, sell and convey unto Spartan Portneuf, LLC, whose current address is 639 University Drive, Pocatello, Idaho 83201, hereinafter called the Grantee, the following described premises, situated in Bannock County, Idaho, to-wit:

All of Grantors' real property lying in Sections 16 and 21 of Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, comprising three non-contiguous parcels being further described as follows:

See attached Exhibits "A", "B", and "C"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

August 29, 1997

James G. Katsilometes Maria P. Katsilometes

STATE OF IDAHO, COUNTY OF BANNOCK)

On this 29th day of August, 1997, before me, a notary public in and for said State, personally appeared James G. Katsilometes and Maria P. Katsilometes, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

George Katsilometes
Notary Public

Residing at Pocatello, Idaho

My Commission Expires 1-25-01No. 20212584

Recorded at request of

George KatsilometesDate: 6-20-02 2:07Official Record Book 813

Bannock County Recorder

Fee 12.00 Deputy mw

EXHIBIT "A"

A tract of land in Section 16, Township 7 South, Range 35 East, Boise Meridian, more particularly described as follows:

Commencing at the south quarter corner of Section 16, Township 7 South, Range 35 East, Boise Meridian; thence North $89^{\circ}39'48''$ West along the south line of Section 16 for a distance of 507.73 feet to a point on a curve in the easterly right of way line of Interstate Highway I-15, from said point the center of the curve bears North $47^{\circ}25'47''$ East; thence Northwesterly along the said right of way line for the next three (3) courses: (1) Following a 7061.98 foot radius curve, concave to the northeast, through a central angle of $01^{\circ}31'41''$ and an arc distance of 188.33 feet to a point of compound curvature, the chord of the afore described curve bears North $41^{\circ}48'23''$ West 188.33 feet; thence (2) following a 7011.98 foot radius curve, concave to the northeast, through a central angle of $09^{\circ}42'15''$ and an arc distance of 1187.62 feet to a point of tangency, the chord of the afore described curve bears North $34^{\circ}43'35''$ West 1186.21 feet; thence (3) North $29^{\circ}52'27''$ West for a distance of 788.09 feet to an intersection with the northerly right of way line of Hildreth Road, **THE TRUE POINT OF BEGINNING**; thence North $29^{\circ}52'27''$ West continuing along the easterly right of way line of Interstate Highway I-15 for a distance of 486.67 feet; thence North $51^{\circ}22'13''$ East for a distance of 766.44 feet to a point on the westerly right of way line of Old U.S. Highway 30; thence South $38^{\circ}37'47''$ East along the said right of way line for a distance of 586.24 feet to an intersection with the northerly right of way line of Hildreth road; thence southwesterly along the said northerly right of way line of Hildreth Road for the next four (4) courses: (1) South $52^{\circ}09'18''$ West for a distance of 50.00 feet to a point of curvature; thence (2) Following a 2824.81 foot radius curve, concave to the northwest, through a central angle of $07^{\circ}58'15''$ and an arc distance of 392.98 feet to a point of tangency, the chord of the afore described curve bears South $56^{\circ}08'25''$ West 393.62 feet; thence (3) South $63^{\circ}46'26''$ West for a distance of 157.17 feet; thence (4) South $60^{\circ}07'33''$ West for a distance of 249.82 feet to the point of beginning.

Comprising 10.13 acres, more or less.

EXHIBIT "B"

An undivided one-third (1/3) interest in and to the following:

A tract of land located in the West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 16, Township 7 South, Range 35 East, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 16, Township 7 South, Range 35 East, Boise Meridian; thence North along the West line of said Section 16 for a distance of 40.00 feet to the **THE TRUE POINT OF BEGINNING**; thence East for a distance of 100.00 feet to a point; thence South for a distance of 100.00 feet to a point; thence West for a distance of 100.00 feet to a point; thence North for a distance of 100.00 feet, more or less, to the point of beginning.

Comprising 0.23 acres, more or less.

SUBJECT to existing easements for main irrigation pipe line.

EXHIBIT "C"

A tract of land in Sections 16 and 21, Township 7 South, Range 35 East, Boise Meridian, more particularly described as follows:

Commencing at the south quarter corner of Section 16, Township 7 South, Range 35 East, Boise Meridian, **THE TRUE POINT OF BEGINNING**; thence North $00^{\circ}27'11''$ East along the Meridional Centerline of Section 16 for a distance of 149.90 feet; thence North $51^{\circ}22'13''$ East for a distance of 541.52 feet to a point on the westerly right of way line of Old U.S. Highway 30; thence South $38^{\circ}37'47''$ East along the said right of way line for a distance of 1213.25 feet; thence South $51^{\circ}22'13''$ West for a distance of 60.00 feet; thence South $38^{\circ}37'47''$ East for a distance of 202.97 feet to a point that is on the northerly right of way line of Ramp E-F of Interstate Highway I-15 at Station D-E 1361+91.12; thence South $51^{\circ}14'00''$ West along said ramp right of way line for a distance of 64.37 feet to point of curvature; thence continuing along said right of way line following a 718.51 foot radius curve, concave to the northwest, through a central angle of $58^{\circ}21'00''$ feet and an arc distance of 731.73 feet to a point of compound curvature, the chord of the afore described curve bears South $80^{\circ}24'30''$ West 800.76 feet; thence continuing along said right of way line following a 1537.02 foot radius curve, concave to the northeast, through a central angle of $23^{\circ}40'26''$ and an arc distance of 635.08 feet to a point of tangency, the afore described curve bears North $58^{\circ}34'41''$ West 647.77 feet; thence North $46^{\circ}44'34''$ West for a distance of 190.08 feet to a point of curvature; thence following a 7061.98 foot radius curve, concave to the northeast, through a central angle of $02^{\circ}24'16''$ and an arc distance of 296.36 feet, the chord of the afore described curve bears North $45^{\circ}28'22''$ West 296.48 feet; thence North $51^{\circ}22'13''$ East for a distance of 233.98 feet to an intersection on the south line of Section 16; thence South $89^{\circ}39'48''$ West along said south line for a distance of 185.03 feet to the point of beginning.

Comprising 26.45 acres, more or less.

COPY

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 29-2309
Date Received: 3/22/1990
Receipt No: E012501
Received By:

COPY

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PAUL G KATSILOMETES Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

MARGARET ANN KATSILOMETES Phone:

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RITA WAKLEY Phone:

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SPARTAN PORTNEUF LLC Phone: (208)233-5287

639 UNIVERSITY DR
POCATELLO ID USA 83201

MICHAEL P KATSILOMETES Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

MARY A REINBOLD Phone:

7600 W KATSILOMETES
POCATELLO ID USA 83204

2. Date of Priority: 09/05/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	16	NW SW	BANNOCK	

5. Description of diverting works:

WELL/PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.88	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	16	SW	NW	IRRIGATION	9.4
			SE	NW	IRRIGATION	11
			NE	SW	IRRIGATION	31
			NW	SW	IRRIGATION	14
			SW	SW	IRRIGATION	0.3
			SE	SW	IRRIGATION	23
			NW	SE	IRRIGATION	13
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	0.6
Section Acres						137.3
07S	35E	21	NE	NE	IRRIGATION	3.1
			NW	NE	IRRIGATION	21
			NE	NW	IRRIGATION	2.9
			Section Acres			
Total Acres						164.3

Remain *SPLIT*

9.4 9.2 0.20

31 28 3.0

14 6.4 7.6

0.3

23 22.6 0.4

13

35 29 6.0

0.6

137.3

3.1

21 0.0 19

2.9 0.5 2.4

27 125.7 38.6

164.3

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO ADD 14.3 ACRES AND TO BETTER DEFINE THE CLAIMED PLACE OF USE
(CSAXTON 11/20/02)

CHANGE OF OWNERSHIP, EASTERN, 10-17-94 CHANGED ADDRESSES TO MATCH FOR MAILING
PURPOSES ONLY 3/27/95 DMS

15. Basis of Claim: License

16. Signature(s)

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

