

07/25/2003

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

RIGHT NUMBER: 35-13463
NAME AND ADDRESS: JOHN R DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

A3513463



SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.500 CFS
572.00 AFY

PRIORITY DATE: 07/11/1977

POINT OF
DIVERSION: T05S R31E S21 NESWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.500 CFS 572.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T05S R31E S21	NENW	40.0	T05S R31E S21	NWNW	38.0
T05S R31E S21	SWNW	36.0	T05S R31E S21	SENW	25.0
T05S R31E S21	NESW	4.0			

143 ACRES TOTAL

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-7728.

Use of this right is combined with water from Aberdeen Springfield Canal Co.

PROFILE

SCANNED
OCT 11 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

May 14, 2009

Eric Duffin
Melanie Duffin
10833 Paintbrush Ln
Pocatello ID 83202-5053

RE: Notice of Change of Water Right Ownership (NCO) for 35-7164A & 35-13463 and Notice of Completed Administrative Proceeding (NCAP)

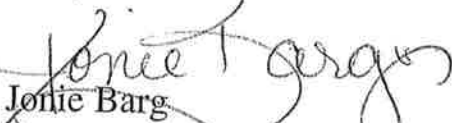
Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Murray Jim Sorenson
Blaser, Sorensen & Oleson

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)

Water Rights: 35-7164A & 35-13463

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party DUFFIN-DUFFIN
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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 Reports* for said water rights. 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: 18 May 09

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 21, 2009, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
John R Duffin
1436 S 2750 W
Aberdeen ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Eric Duffin
Melanie Duffin
10833 Paintbrush Ln
Pocatello ID 83202-5053

4. One copy to:

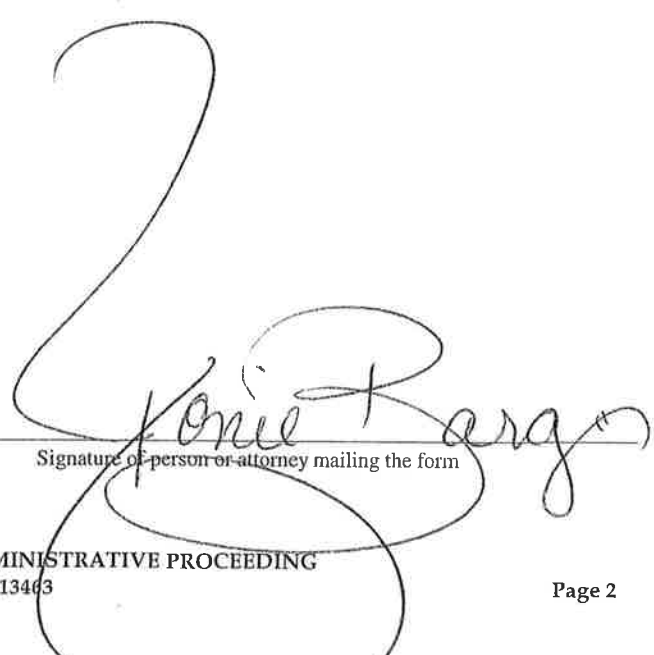
Each party in the subcase, or attorney of record
Aberdeen-Springfield
Represented by:
Robert D Ling
615 H St
PO Box 396
Rupert ID 83350-0396

5. One copy each to:

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

6. One Copy to:

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


Signature of person or attorney mailing the form

05/14/2009

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

RIGHT NUMBER: 35-7164A

NAME AND ADDRESS: ERIC DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

MELANIE Z DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.350 CFS
600.00 AFY

PRIORITY DATE: 02/01/1971

POINT OF
DIVERSION:

T05S R31E S16 NENWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 10/15

2.350 CFS
600.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 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 in BINGHAM County

T05S R31E S16	NENW	35.00	T05S R31E S16	NWNW	39.00
T05S R31E S16	SWNW	40.00	T05S R31E S16	SENW	36.00

150 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN
SPRINGFIELD CANAL CO.

05/14/2009

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

RIGHT NUMBER: 35-13463

NAME AND ADDRESS: ERIC DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

MELANIE Z DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.500 CFS
572.00 AFY

PRIORITY DATE: 07/11/1977

POINT OF
DIVERSION:

T05S R31E S21 NESWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.500 CFS 572.00 AFY
PLACE OF USE:	<u>IRRIGATION in BINGHAM County</u>		
	T05S R31E S21 NENW 40.00	T05S R31E S21 NWNW	38.00
	T05S R31E S21 SWNW 36.00	T05S R31E S21 SENW	25.00
	T05S R31E S21 NESW 4.00		

143 ACRES TOTAL

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Aberdeen Springfield Canal Co.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-7728.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Return Service Requested

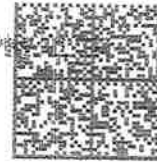
POCATELLO ID 832

21 APR 2009 PM

RECEIVED

APR 21 2009

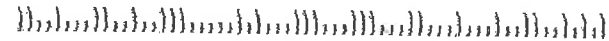
Department of Water Resources
Eastern Region



02 1P \$000.42⁰
0003935372 APR 20 2009
MAILED FROM ZIP CODE 83402

DUFF 436 837 NDC 1 8081 88 04/23/09
RETURN TO SENDER
DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5063

RETURN TO SENDER



83210+1713
83402@1700



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 20, 2009

Eric W Duffin
Melanie Duffin
1436 S 2750 W
Aberdeen ID 83210

RE: Change in Ownership Water Right No. 35-2754, 35-2279, 35-13454, 35-13463 & 35-7164A

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXXX Filing Fee of \$25 per water right

XXXX Filing Fee of \$100 per water right for changes resulting from division of a water right

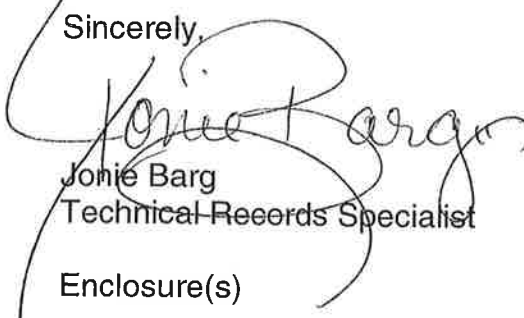
Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right, except for water rights still active in the adjudication. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be for water rights 35-2754, 35-2279 and 35-13454 will be as follows: \$75.00, unless there will a division of the water rights, in that case there would be a fee of \$300.00. There is no fee associated with 35-13463 or 35-7164A because they are still active in the adjudication.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,



Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Blaser, Sorensen & Oleson

BLASER, SORENSEN & OLESON, *Chartered*

Attorneys at Law
(208) 785-4700
FAX No. 785-7080

Stephen J. Blaser
Murray Jim Sorensen
Justin B. Oleson
Nick M. Staley

285 N.W. Main
MAILING ADDRESS:
P.O. Box 1047
Blackfoot, Idaho 83221

April 22, 2009

Idaho Department of Water Resources
Eastern Regional Office
Attn: Jonie Barg
900 N Skyline Dr. Ste. A
Idaho Falls, ID 83402-6105

RECEIVED
APR 23 2009
Department of Water Resources
Eastern Region

Re: Change of Ownership of Water Rights 35-2754, 35-2279, 35-13454 & 35-7164A from John R. Duffin to Eric W. Duffin & Melanie Z. Duffin

Dear Jonie:

Thank you for your prompt response to my letter dated April 16, 2009, regarding the above-named matter. I have enclosed a copy of your response letter dated April 20, 2009, along with check #18702 in the sum of \$75.00 in payment of the processing fees for the change in ownership of water rights 35-2754, 35-2279 and 35-13545. If there is anything else you need to finish processing, please let me know. Your assistance is very appreciated.

Very truly yours,

BLASER, SORENSEN & OLESON, Chtd.

Murray Jim Sorensen
Attorney at Law

MJS/mp/
cc: client
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 20, 2009

Eric W Duffin
Melanie Duffin
1436 S 2750 W
Aberdeen ID 83210

Received
APR 22 2009

RE: Change in Ownership Water Right No. 35-2754, 35-2279, 35-13454, 35-13463 & 35-7164A

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXXX **Filing Fee** of \$25 per water right

XXXX **Filing Fee** of \$100 per water right for changes resulting from division of a water right

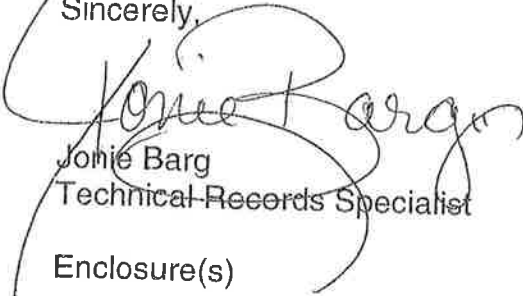
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Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

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Please feel free to contact the Department if you have any questions.

Sincerely,



Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Blaser, Sorensen & Oleson

BLASER, SORENSEN & OLESON, *Chartered*

Attorneys at Law
(208) 785-4700
FAX No. 785-7080

Stephen J. Blaser
Murray Jim Sorensen
Justin B. Oleson
Nick M. Staley

April 16, 2009

285 N.W. Main
MAILING ADDRESS:
P.O. Box 1047
Blackfoot, Idaho 83221

Idaho Department of Water Resources
Eastern Regional Office
900 N Skyline Dr. Ste. A
Idaho Falls, ID 83402-6105

RECEIVED

APR 20 2009

Idaho Department of Water Resources
Eastern Region

Re: Change of Ownership of Water Rights 35-2754, 35-2279, 35-13454 & 35-7164A from John R. Duffin to Eric W. Duffin & Melanie Z. Duffin

To Whom It May Concern:

In order to assist Eric W. Duffin and his wife, Melanie Z. Duffin, transfer water rights 35-2754, 35-2279, 35-13454 and 35-7164A from John R. Duffin to Eric W. and Melanie Z. Duffin, please find the following:

1. a properly filled-out State of Idaho Department of Water Resources Notice of Change in Water Right Ownership form;
2. a copy of a Quit Claim Deed, recorded as instrument #598564 records of Bingham County, showing Tracts 1, 2, 3 and 5 of said Deed, which are legally described in Exhibit "A" attached, and were transferred from John R. Duffin and his wife, Myrna Duffin, to Eric W. Duffin and Melanie Z. Duffin, husband and wife;
3. a copy of a Chicago Title Insurance Company Commitment issued by Alliance Title and Escrow in Blackfoot as order #3020811773-S on 09/03/2008, showing that Eric W. and Melanie Z. Duffin are the owners of the property by virtue of the Quit Claim Deed; and
4. a copy of the Bingham County record for the properties where the water right/claim is located as well as an aerial map of each property.

Eric and Melanie Duffin would appreciate your prompt attention to the change in ownership. Once you have reviewed this information, please contact me at 785-4700 if there is any question or problem. Please send a copy of confirmation of the change in ownership to me as well as to Eric and Melanie Duffin. Your assistance is very appreciated.

Very truly yours,

BLASER, SORENSEN & OLESON, Chtd.

Murray Jim Sorensen
Attorney at Law

MJS/mp/
cc: client

RECEIVED
SEP 1 - 2006
DE ✓

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
35-2754	OK Completed				
35-2279	OK Completed				
35-13454	OK 35-13463				
	Ad 35-7164A OK				

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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) JOHN R. DUFFIN (MYRNA F. DUFFIN, WIFE)
13181 N. BILLY LN.
POCATELLO, ID 83202

4. New Owner/Claimant(s) ERIC W. & MELANIE Z. DUFFIN
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 1436 S 2750 W

City, State and ZIP Code ABERDEEN, ID 83210

New Telephone Number (208) 221-4445 Email: _____

5. Date you acquired the property SEPT. 08, 2008

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

[Signature]
[Signature]

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by BMC

Date 4/24/09

Received by _____

Date _____

Processed by _____ AJ

Date _____

Receipt Amt. \$ 75.00

Receipt No. 6034970

WR _____

Date _____

QUIT CLAIM DEED

THIS DEED made this 8 day of September, 2008, between JOHN DUFFIN a/k/a JOHN R. DUFFIN a/k/a JOHN REX DUFFIN and MYRNA DUFFIN a/k/a MYRNA F. DUFFIN a/k/a MYRNA FELD DUFFIN, husband and wife, of 13181 N. Billy Ln., Pocatello, County of Bannock, State of Idaho, Grantors, and ERIC W. DUFFIN and MELANIE Z. DUFFIN, husband and wife, of 1436 S 2750 W, Aberdeen, County of Bingham, State of Idaho, Grantees.

WITNESSETH that Grantors, for value received do by these presents remise, release and forever QUITCLAIM, unto Grantees, and to their heirs and assigns all their certain lots, pieces, or parcels of land, situate, lying and being in Blackfoot, County of Bingham, State of Idaho, bounded and particularly described in Exhibit "A" attached hereto and made a part hereof.

TOGETHER WITH all buildings, structures, improvements, fixtures and permanent plantings located thereon or appurtenant thereto and all additions, replacements and improvements hereafter made thereto or placed therein or thereon; all other equipment now or hereafter attached to and used in connection therewith; all rights-of-way, easements, crops and other farm products, rents issues, profits, income and proceeds therefrom, tenements, hereditaments, privileges and appurtenances thereto belonging, however evidenced, which are used or enjoyed with said real property or belonging to the same or which hereafter may be acquired and so used or enjoyed.

TOGETHER WITH all water and water rights, whether riparian appropriative or otherwise and whether or not appurtenant to or used in connection with the above described real property, ditch and ditch rights and any shares of stock, licenses or permits evidencing such water and ditch rights, and all wells, reservoirs, dams, embankments and fixtures, including, but not limited to, those water rights more particularly described on Exhibit "B" attached hereto and made a part hereof.

TOGETHER WITH all sprinklers, sprinkler heads and risers, sprinkler systems, delivery systems, pumps, motors, mainlines, laterals, center pivots, wheel lines, hand lines, and all other irrigation and water transmission equipment of every kind and description, now or hereafter located on or used in connection with the above-described real property.

SUBJECT TO reservations in United States patents and State deeds or other restrictions imposed by law, mortgages and liens, easements and rights-of-way, zoning and building ordinances, legal use restrictions and taxes and water assessments of record.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto Grantees, and to their heirs and assigns forever.

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals the day and year first above written.

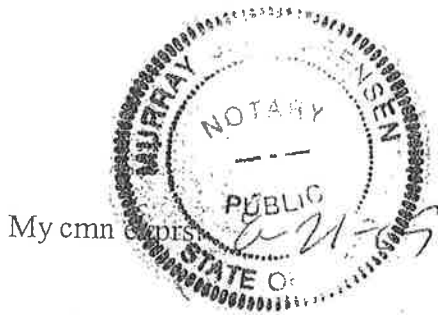

JOHN DUFFIN

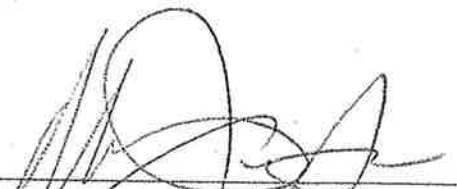

MYRNA DUFFIN

STATE OF IDAHO)
) ss.
County of Bingham)

On this 8 day of September, 2008, before me appearing, the undersigned, a notary public in and for the state, personally appeared JOHN DUFFIN and MYRNA DUFFIN, husband and wife, known to me to be the persons whose names are subscribed to the within 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 this certificate first above written.





Notary Public for State of Idaho
Residing at: Blackfoot

EXHIBIT A

TRACT 1:

Township 5 South, Range 30 East, Boise Meridian, Bingham County, Idaho.

Section 14: NW $\frac{1}{4}$. Section 15: NE $\frac{1}{4}$.

TRACT 2:

Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.

Section 16: NW $\frac{1}{4}$.

TRACT 3:

Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.

Section 21: NW $\frac{1}{4}$.

TRACT 4:

Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho

Section 20: E $\frac{1}{2}$ NE $\frac{1}{4}$. Section 21: NW $\frac{1}{4}$.

TRACT 5:

Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.

Section 21: E $\frac{1}{2}$ SW $\frac{1}{4}$.

EXHIBIT B

WATER RIGHTS

License #	Status	CFS	Acres	Priority
35-02754	License	2.54	158	9/11/1964
35-02279	License	2.56	160	11/21/1952
35-07164	License	2.35	150	2/1/1971
35-07728	License	3.16	181	7/11/1977
35-07729	License	4.00	223	7/11/1977
35-02011	License	.70	35	6/20/1908
35-02021	License	1.50	75	1/26/1911

SHARES IN ABERDEEN-SPRINGFIELD CANAL COMPANY

Certificate #	# Shares	Legal Description
4528	80	E ½ SW ¼ Section 21, Township 5 South, Range 31 E.B.M.
4023	155	NW ¼ Section 16, Township 5 South, Range 31 E.B.M.
5048	120	E ½ NE ¼ Section 20 and NW ¼ NW ¼ Section 21, both in Township 4 South, Range 32 E.B.M.
5047	160	NW ¼ Section 21, Township 5 South, Range 31 E.B.M.

5723



Chicago Title Insurance Company

COMMITMENT FOR TITLE INSURANCE

BY

Chicago Title Insurance Company

Chicago Title Insurance Company, a Missouri corporation ("Company"), for a valuable consideration, commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the Proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest in the land described or referred to in Schedule A, upon payment of the premiums and charges and compliance with the Requirements; all subject to the provisions of Schedule A and B and to the Conditions of this Commitment.

This Commitment shall be effective only when the identity of the Proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A by the Company.

All liability and obligation under this Commitment shall cease and terminate 6 months after the Effective Date or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue the policy or policies is not the fault of the Company.

The Company will provide a sample of the policy form upon request.

IN WITNESS WHEREOF, Chicago Title Insurance Company has caused its corporate name and seal to be affixed by its duly authorized officers on the date shown in Schedule A.

Chicago Title Insurance Company



By:

[Handwritten Signature]

President

ATTEST:

[Handwritten Signature]

Secretary

Countersigned:

[Handwritten Signature]
Authorized Signature

CONDITIONS

1. The term mortgage, when used herein, shall include deed of trust, trust deed, or other security instrument.
2. If the proposed Insured has or acquired actual knowledge of any defect, lien, encumbrance, adverse claim or other matter affecting the estate or interest or mortgage thereon covered by this Commitment other than those shown in Schedule B hereof, and shall fail to disclose such knowledge to the Company in writing, the Company shall be relieved from liability for any loss or damage resulting from any act of reliance hereon to the extent the Company is prejudiced by failure to so disclose such knowledge. If the proposed Insured shall disclose such knowledge to the Company, or if the Company otherwise acquires actual knowledge of any such defect, lien, encumbrance, adverse claim or other matter, the Company at its option may amend Schedule B of this Commitment accordingly, but such amendment shall not relieve the Company from liability previously incurred pursuant to paragraph 3 of these Conditions.
3. Liability of the Company under this Commitment shall be only to the named proposed Insured and such parties included under the definition of Insured in the form of policy or policies committed for and only for actual loss incurred in reliance hereon in undertaking in good faith (a) to comply with the requirements hereof, or (b) to eliminate exceptions shown in Schedule B, or (c) to acquire or create the estate or interest or mortgage thereon covered by this Commitment. In no event shall such liability exceed the amount stated in Schedule A for the policy or policies committed for and such liability is subject to the insuring provisions and Conditions and the Exclusions from Coverage of the form of policy or policies committed for in favor of the proposed Insured which are hereby incorporated by reference and are made a part of this Commitment except as expressly modified herein.
4. This Commitment is a contract to issue one or more title insurance policies and is not an abstract of title or a report of the condition of title. Any action or actions or rights of action that the proposed Insured may have or may bring against the Company arising out of the status of the title to the estate or interest or the status of the mortgage thereon covered by this Commitment must be based on and are subject to the provisions of this Commitment.
5. *The policy to be issued contains an arbitration clause. All arbitrable matters when the Amounts of Insurance is \$2,000,000 or less shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. You may review a copy of the arbitration rules at <<http://www.alta.org/>>.*

SCHEDULE A

Order No.: 3020811773-S

1. Commitment date: 9/03/2008 at 7:30 A.M.

2. Policy or Policies to be issued:

(a) **ALTA Owner's Policy** ☒ **Standard Coverage** ☐ **Extended Coverage**
(6-17-06)

Amount: \$ TBD
Premium: \$ TBD

Proposed Insured:

(b) **ALTA Loan Policy** ☐ **Standard Coverage** ☐ **Extended Coverage**
(6-17-06)

Amount: \$
Premium: \$
Amount: \$

Endorsements:

(c) **Second Loan Policy** ☐ **Standard Coverage** ☐ **Extended Coverage**
(6-17-06)

Amount: \$
Premium: \$

Proposed Insured:

3. **Fee Simple** interest in the Land described in this Commitment is owned, at the Commitment Date, by:

Eric W. Duffin and Melanie Z. Duffin, Husband and Wife

4. The Land referred to in this Commitment is described as follows:

See Exhibit "A" Attached

Exhibit "A"

**Tract 1: Township 5 South, Range 30 East, Boise Meridian, Bingham County, Idaho.
Section 14: Northwest Quarter. Section 15: Northeast Quarter.**

**Tract 2: Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.
Section 16: Northwest Quarter.**

**Tract 3: Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.
Section 21: Northwest Quarter.**

**Tract 4: Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho.
Section 20: East Half Northeast Quarter. Section 21: Northwest Quarter.**

**Tract 5: Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho.
Section 21: East Half Southwest Quarter.**

SCHEDULE B - SECTION I

REQUIREMENTS

The following requirements must be met:

- a. Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- b. Pay us the premiums, fees and charges for the policy.
- c. Documents satisfactory to us creating the interest in the Land and/or the Mortgage to be insured must be signed, delivered and recorded.
- d. You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the Land or who will make a loan on the Land. We may then make additional requirements or exceptions.

- e. Furnish recording instructions, completed and executed, when forwarding your encumbrances for recording. This transaction was ordered as a title only transaction and provides for no escrow services. As a result the following services are not provided:

Any curative action regarding items either shown in Schedule B or made as a requirement herein will be the responsibility of the originating party.

Alliance Title & Escrow Corp. will not request payoff statements or facilitate the satisfaction of any monetary obligation of the borrower in this transaction.

No funds will be deposited with Alliance Title & Escrow Corp. and it will not act as closing agent for loan documentation purposes.

Alliance Title & Escrow Corp. will not prepare a HUD-1/Settlement Statements in association with this transaction.

Note: In the event that any of the above requirements are not satisfied at the time of recording and we are authorized by the recording instructions to record your encumbrance with these requirements as "To come" items, they will be inserted in Schedule B of the title insurance policy as exceptions to the policy.

Please be aware that Idaho recording fees are \$3.00 per page. All documentation regarding the above referenced order, including the recording package, should be sent directly to Alliance Title & Escrow Corp. at the following address:

246 W. Pacific Street, Suite A

PO Box 1007

Blackfoot, ID 83221-

ATTN: Recording Desk

Note No.: 1: Taxes, including any assessments collected therewith, for the year shown below.

Amount: \$1,098.18.

Year: 2007.

Parcel No.: RP 00060.00 (Tract 1).

Note No.: 2: Taxes, including any assessments collected therewith, for the year shown below.

Amount: \$1,117.94.

Year: 2007.

Parcel No.: RP 00062.00 (Tract 1).

Note No.: 3: Taxes, including any assessments collected therewith, for the year shown below.

Amount: \$4,434.36.

Year: 2007.

Parcel No.: RP 00413.01 (Tract 2).

Note No.: 4: Taxes, including any assessments collected therewith, for the year shown below.
Amount: **\$852.38.**

Year: **2007.**

Parcel No.: **RP 00971.00 (Tract 4).**

Note No.: 5: Taxes, including any assessments collected therewith, for the year shown below.
Amount: **\$1,215.16.**

Year: **2007.**

Parcel No.: **RP 00978.00 (Tract 4).**

Note No.: 6: Taxes, including any assessments collected therewith, for the year shown below are paid.
Amount: **\$833.68**

Year: **2007.**

Parcel No.: **RP 00413.02 (Tract 2).**

Note No.: 7: Taxes, including any assessments collected therewith, for the year shown below are paid.
Amount: **\$1,876.02**

Year: **2007.**

Parcel No.: **RP 00441.00 (Tract 3).**

Note No.: 8: Taxes, including any assessments collected therewith, for the year shown below are paid.
Amount: **\$1,898.12**

Year: **2007.**

Parcel No.: **RP 00439.00 (Tract 5).**

Note No.: 9: In the event this transaction fails to close and this commitment is cancelled a fee will be charged complying with the state insurance code.

Note No.: 10: According to the available County Assessor's Office records, the purported address of said land is:

NNA, Aberdeen, ID 83210

Note No.: 11: We would like to take this opportunity to thank you for your business, and inform you that your Title Officer is **Brian Stufflebeam.**

Copies of our privacy policies are available upon request. Please contact your title officer.

SCHEDULE B - SECTION II

EXCEPTIONS

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

1. Rights or claims of parties in possession not shown by the public records.
2. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the public records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Taxes, including any assessments collected therewith, for the year 2005, which are all delinquent.
8. Taxes, including any assessments collected therewith, for the year 2006, which are all delinquent.
9. Taxes, including any assessments collected therewith, for the year 2007, which are all delinquent.
10. Taxes, including any assessments collected therewith, for the year 2008, which are a lien not yet payable.
11. Levies and assessments of the American Falls Reservoir District, and the rights, powers and easements of said district as by law provided. (Which are delinquent at this time.)
12. Levies and assessments of the Aberdeen-Springfield Canal Company, and the rights, powers and easements of said district as by law provided.
13. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Idaho Power Company.
Purpose: Power line. (SWSESW of Sec. 21 - T5S - R31).
Recorded: May 8, 1942.
Instrument No.: 34768 of Official Records.
14. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Idaho Power Company.
Purpose: Electric transmission lines. (Sec. 15).
Recorded: August 12, 1955.
Misc. Book U, Page 186 of Official Records.
Instrument No.: 43696.

15. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Idaho Power Company.
Purpose: Power lines.
Recorded: March 11, 1965.
Book 2.
Instrument No.: 113421 of Official Records.
16. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Idaho Power Company.
Purpose: Power lines along West 20 feet of E $\frac{1}{2}$ SW, Section 21.
Recorded: February 14, 1977.
Instrument No.: 221460 of Official Records.
17. Terms, provisions, covenants, conditions, definitions, options, obligations and restrictions, contained in an Agreement.
Recorded: October 23, 1944, at Page 202.
Instrument No.: 44624, of Official Records. (Section 14)
18. Right of way for ditches, tunnels, telephone and distribution lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code.
19. Right, title and interest of the Public in and to those portions of above described property falling within the bounds of roads and highways.
20. Financing statements, seed and farm laborer's liens against crops which are filed in the office of the Secretary of State.
21. An easement for the purpose shown below and rights incidental thereto as set forth in Power line easement:
Granted to: Idaho Power Company.
Purpose: Public Utilities.
Recorded: February 14, 1977.
Instrument No.: 221461 of Official Records.
22. An easement for the purpose shown below and rights incidental thereto as set forth in Power line easement:
Granted to: Idaho Power Company.
Purpose: Public Utilities.
Recorded: October 10, 1973.
Instrument No.: 185137 of Official Records.
23. Rights, interests, or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled Eric Duffin.
Prepared by: Harper-Leavitt Engineering, Inc.
Recorded: February 2, 2004.
Instrument No.: 537070.
A.) Low line canal right-of-way.

24. A Mortgage to secure an indebtedness as shown below and any other obligations secured thereby:
Amount: \$1,420,000.00.
Mortgagor: Eric W. Duffin and Melanie Z. Duffin, Husband and Wife, and John R. Duffin and Myrna F. Duffin, Husband and Wife.
Mortgagee: The Mutual Life Insurance Company of New York, a New York Corporation.
Dated: September 28, 1995.
Recorded: September 28, 1995.
Instrument No.: 438202 of Official Records.
25. A Financing Statement filed in the Office of the County Recorder showing:
Debtor: Eric W. Duffin and Melanie Z. Duffin and John R. Duffin and Myrna F. Duffin.
Secured Party: The Mutual Life Insurance Company.
Recorded: September 28, 1995.
Instrument No.: 438203 of Official Records.
- A change to the above Financing Statement was filed:
Date: September 28, 1995.
Recorded: June 12, 2000.
Instrument No.: 490920.
Nature of Change: Continuation.
26. A Deed of Trust to secure an indebtedness in the amount shown below and any other obligations secured thereby:
Amount: \$152,500.00.
Trustor/Grantor: Eric Duffin & Melanie Duffin, Husband and Wife.
Trustee: First American Title Co.
Beneficiary: "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate Corporation that is acting solely as a nominee for Lender and Lender's successors and assigns.
Lender: First Horizon Home Loan Corporation.
Dated: November 28, 2006.
Recorded: December 6, 2006.
Instrument No.: 574842 of Official Records.
27. A Deed of Trust to secure an indebtedness in the amount shown below and any other obligations secured thereby:
Amount: \$40,000.00.
Trustor/Grantor: Eric W. Duffin, Melanie Z. Duffin.
Trustee: None Given.
Beneficiary: Bank of America, NA.
Dated: March 12, 2007.
Recorded: March 17, 2008.
Instrument No.: 592050 of Official Records.
28. A claim of lien.
Amount: \$1,199.97.
Named Party: John R. Duffin.
Claimant: Aberdeen - American Falls Ground Water District.
Recorded: June 7, 2001.
Instrument No.: 500954, of Official Records.

29. A claim of lien.
Amount: \$828.52.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: December 21, 2006.
Instrument No.: 575454, of Official Records.
30. A claim of lien.
Amount: \$1,103.40.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: February 6, 2007.
Instrument No.: 577039, of Official Records.
31. A claim of lien.
Amount: \$1,179.00.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: March 21, 2007.
Instrument No.: 578577, of Official Records.
32. A claim of lien.
Amount: \$97.46.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: April 27, 2007.
Instrument No.: 579982, of Official Records.
33. A claim of lien.
Amount: \$3,422.00.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: April 27, 2007.
Instrument No.: 579983, of Official Records.
34. A claim of lien.
Amount: \$5,000.80.
Named Party: John R. Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: August 5, 2008.
Instrument No.: 597455, of Official Records.
35. A claim of lien.
Amount: \$1,668.24.
Named Party: Eric Duffin.
Claimant: Aberdeen – American Falls Ground Water District.
Recorded: August 5, 2008.
Instrument No.: 597462, of Official Records.

END OF SCHEDULE B







M E M O R A N D U M

DATE: May 14, 2009

TO:

FROM: Jonie Barg

RE: Change of Ownership 35-2279, 35-2754, 35-13454, 35-7164A & 35-13463

On May 14, 2009 I talked to Murray Jim Sorensen attorney for Eric and Melanie Duffin in regards to an ownership change the department received on April 20, 2009. On April 20, 2009 we made an attempt to send a deficiency letter to the applicant Eric and Melanie Duffin which was returned, the post office indicated that the mailing address for Eric and Melanie Duffin is 10833 Paintbrush Ln in Pocatello instead of 1436 S 2750 W in Aberdeen, as listed on the ownership change form. Mr. Sorensen confirmed that the address at 10833 Paintbrush Ln is the correct mailing address for the Duffins.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 20, 2009

Eric W Duffin
Melanie Duffin
1436 S 2750 W
Aberdeen ID 83210

RE: Change in Ownership Water Right No. 35-2754, 35-2279, 35-13454, 35-13463 & 35-7164A

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXXX **Filing Fee** of \$25 per water right

XXXX **Filing Fee** of \$100 per water right for changes resulting from division of a water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right, except for water rights still active in the adjudication. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be for water rights 35-2754, 35-2279 and 35-13454 will be as follows: \$75.00, unless there will a division of the water rights, in that case there would be a fee of \$300.00. There is no fee associated with 35-13463 or 35-7164A because they are still active in the adjudication.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

SCANNED

APR 20 2009

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,



Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Blaser, Sorensen & Oleson

SCANNED

APR 20 2009

WATER RIGHT NO. 35-13463
As Modified by Transfer No. 70596

In accordance with the approval of Transfer No. 70596, Water Right No. 35-13463 is now described as follows.

Right Holder: JOHN R DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

Priority Date: July 11, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.50 CFS	572.0 AF
			2.50 CFS	572.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 21 Twp 05S Rge 31E BINGHAM 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	
05S	31E	21					40.0	38.0	36.0	25.0	4.0								143.0

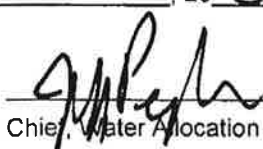
Total Acres: 143

CONDITIONS OF APPROVAL

1. Use of this right is combined with water from Aberdeen Springfield Canal Co.
2. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24 day of July, 2003

For  Chief, Water Allocation Bureau

SCANNED

OCT 11 2005

FILED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 30, 2003

35-13463

JOHN DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

RE: Notice of Change of Water Right Ownership (NCO) for
35-7728 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Duffin:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

FILED

SCANNED
OCT 11 2005

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)

Water Rights: 35-7728 SPLIT
INTO 35-13463, 35-13464

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **70596**
 - ☒ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☒ split of water right ☐ change in ownership

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 Reports* for said water rights. 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: July 30, 2003.

Ernest Carlson

Signature of IDWR Representative

FILED

SCANNED
OCT 11 2005

CERTIFICATE OF MAILING

I certify that on August 1, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
JOHN DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
SCOTT & DIANNE POULSON
2831 W 1500 S
ABERDEEN ID 83210

JOHN R DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

4. One copy to:

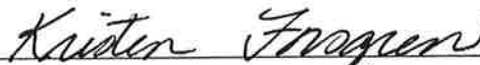
Each party in the subcase, or attorney of record
ROGER LING
LING NIELSEN & ROBINSON
PO BOX 396
RUPERT ID 83350

5. One copy each to:

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

6. One Copy to:

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



Signature of person or attorney mailing the form

FILED

SCANNED

OCT 11 2005