

08/28/2006

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

RIGHT NUMBER: 75-4078J

NAME AND ADDRESS: JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING CA 94512

HARRY V HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING CA 94512

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 05/11/1893

POINT OF DIVERSION:

T20N R21E S12 SESE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.100 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R22E S06	SWNE	2.00	T20N R22E S06 Lot 9 SENE	3.00
---------------	------	------	--------------------------	------

5 ACRES TOTAL

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

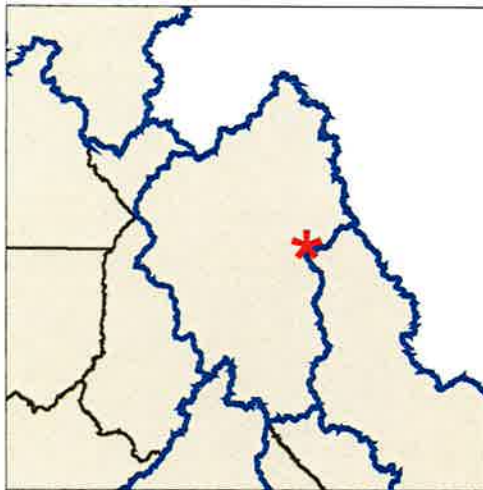
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

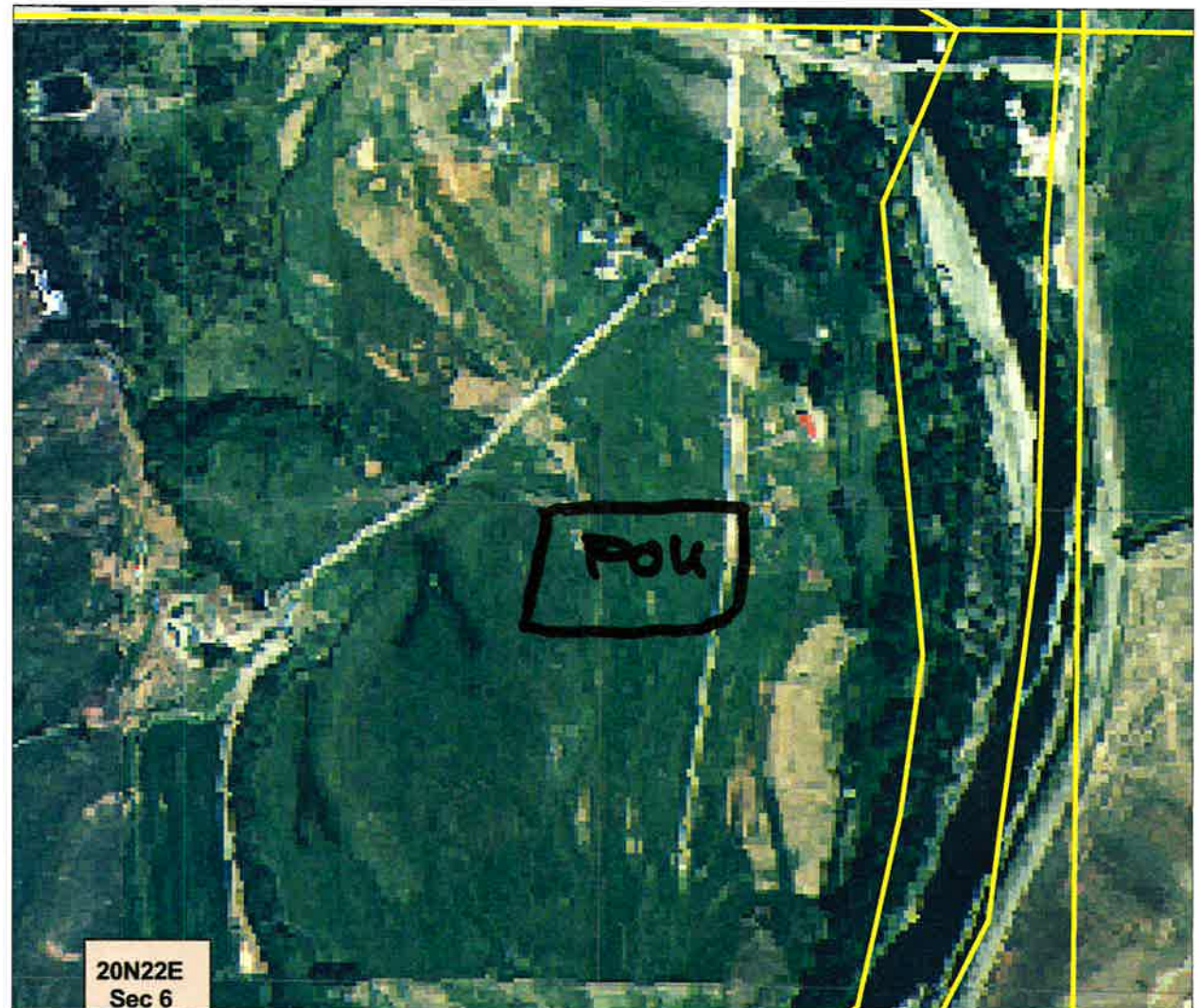


Adjudication Claim Number: **75-4078 J**



Legend

-  Section Lines
-  21N22E GCDB
-  20N22E GCDB
-  20N21E GCDB



0 0.2 0.4 Miles

A horizontal scale bar with markings at 0, 0.2, and 0.4 miles.

Prepared by M. Van Bussum
On Tuesday, May 10, 2005
1993/94 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 78-4078 J

1. ☐ No Change NAME IS SAME

☒ NEW OWNER: Terrence A. Castro

☐ No Change ADDRESS

☒ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

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

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0017445

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

Pipe in River to Ditch - Fish screen located
1/2 mile down ditch - S15.

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

Pumps out of ditch to water property
w/ sprinklers

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 07-28-06

FIELD EXAMINER:

Asher Burton

Print Name



Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 9, 2005

TERRY AND MAURYA CASTRO
6119 EAGLES NEST
SACRAMENTO CA 95830

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #75-4078J

Dear Claimants:

We have been notified you are the new owners of the property and water right referenced above. Before we can modify our records to reflect your ownership, we require the enclosed Notice of Change in Water Right Ownership form to be completed.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Notice of Change in Water Right Ownership Form

SCANNED

AUG - 8 2005

Joanne Hansen

RECEIVED
JUL 29 2005
DEPARTMENT OF
WATER RESOURCES

6810 BIRDS LANDING RD. - BIRDS LANDING, CALIFORNIA 94512
TELEPHONE 707 374-5192 FAX 707 374-7576

July 26, 2005

Roxanne Brown
State of Idaho
Idaho Department of Water Resources
P.O. Box 83720
Boise ID 83707-9815

Re: Sale of Property Claim # 75-4078J

Dear Ms. Brown;

I am returning this Water Claim # 75-4078J to let you know that this property was sold August of 2000. It was sold to Terry and Maurya Castro, 6118 Eagle's Nest, Sacramento, CA 95830.

Sincerely,

Joanne Hansen
Joanne Hansen

CHANGE OF OWNERSHIP
LETTER SENT 8-9-05
-PS

SCANNED

AUG 01 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

October 27, 2008

JUSTIN PHILLIPS
AMALIA PHILLIPS
PO BX 1075
SALMON ID 83467

RE: Notice of Change of Water Right Ownership (NCO) for 75-4078J 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,

Bobby Kern
Office Specialist II

Enclosure

Cc Harry & JoAnne Hansen

SCANNED
NOV 17 2008

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: 75-4078J

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

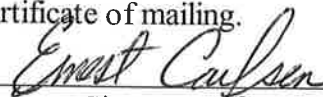
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party HANSEN - PHILLIPS
- ☐ 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: 11-13-08



Signature of IDWR Representative

SCANNED

NOV 17 2008

CERTIFICATE OF MAILING

I certify that on November 14, 2008, 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:
HARRY HANSEN
JOANN HANSEN
6810 BIRDS LANDING ROAD
BIRDS LANDING CA 94512

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
JUSTIN PHILLIPS
AMALIA PHILLIPS
PO BOX 1075
SALMON ID 86467

4. One copy to:

Each party in the subcase, or attorney of record

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

Bobby Kern

Signature of person or attorney mailing the form

SCANNED

NOV 17 2008

11/13/2008

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

RIGHT NUMBER: 75-4078J

NAME AND ADDRESS: JUSTIN PHILLIPS
PO BOX 1075
SALMON ID 83467

AMALIA PHILLIPS
PO BOX 1075
SALMON ID 83467

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 05/11/1893

POINT OF
DIVERSION:

T20N R21E S12 SESE Lot 1 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/01 11/01	0.100 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T20N R22E S06 SWNE 2.00	T20N R22E S06 Lot 9 SENE	3.00

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Place of use is located within Lot 18 Chinook Subdivision.

SCANNED
NOV 17 2008

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)
75-4078J	ADJ				

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)	<u>Harry V Hansen & JoAnne P Hansen</u>	SCANNED NOV 17 2008
	<u>6810 Birds Landing Road</u>	
	<u>Birds Landing, California 94512</u>	
4. New Owner/Claimant(s)	<u>Justin Phillips & Amalia Phillips</u>	
	Name Connector (Check one): ☒ and, ☐ or, ☐ and/or	
New Mailing Address	<u>PO Box 1075</u>	RECEIVED OCT 23 2008
City, State and ZIP Code	<u>Salmon, Idaho 83467</u>	
New Telephone Number	<u>(208) 756-7430</u>	
	Email:	<u>Department of Water Resources Eastern Region</u>

5. Date you acquired the property October 20, 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)

Janet Phillips
John Phillips

(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.

NOV 17 2008

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

Warranty Deed

For Value Received

TERRENCE A CASTRO and MAURYA CASTRO, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

JUSTIN PHILLIPS and AMALIA PHILLIPS, husband and wife

Whose current address is:

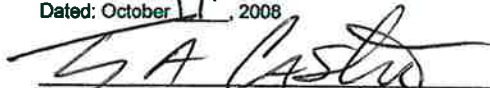
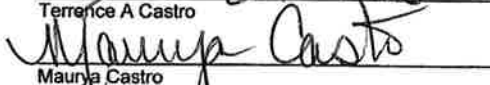
PO Box 1075
Salmon, Idaho 83467

the grantee, the following described premises, to-wit:

Lot Eighteen (18) of Chinook Subdivision, according to the official plat thereof filed for record in Book 5 of Plats at Page 29, official records of Lemhi County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees 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: October 17th, 2008


Terrence A Castro

Maurya Castro

277864

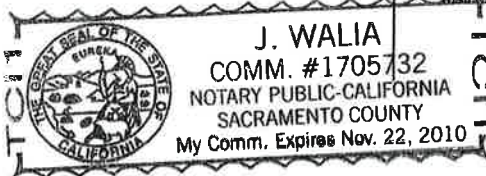
STATE OF CALIFORNIA, COUNTY OF Sacramento

On this 17 day of October, 2008, before me, a notary public in and for said State, personally appeared

TERRENCE A CASTRO & MAURYA CASTRO

Known to me or proved to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

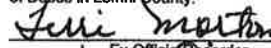
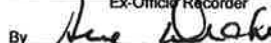

Notary Public
Residing at: 9175 Kiefer Blvd, Sac CA
Comm. Expires: NOV-22, 2010 95826



INSTRUMENT NO:

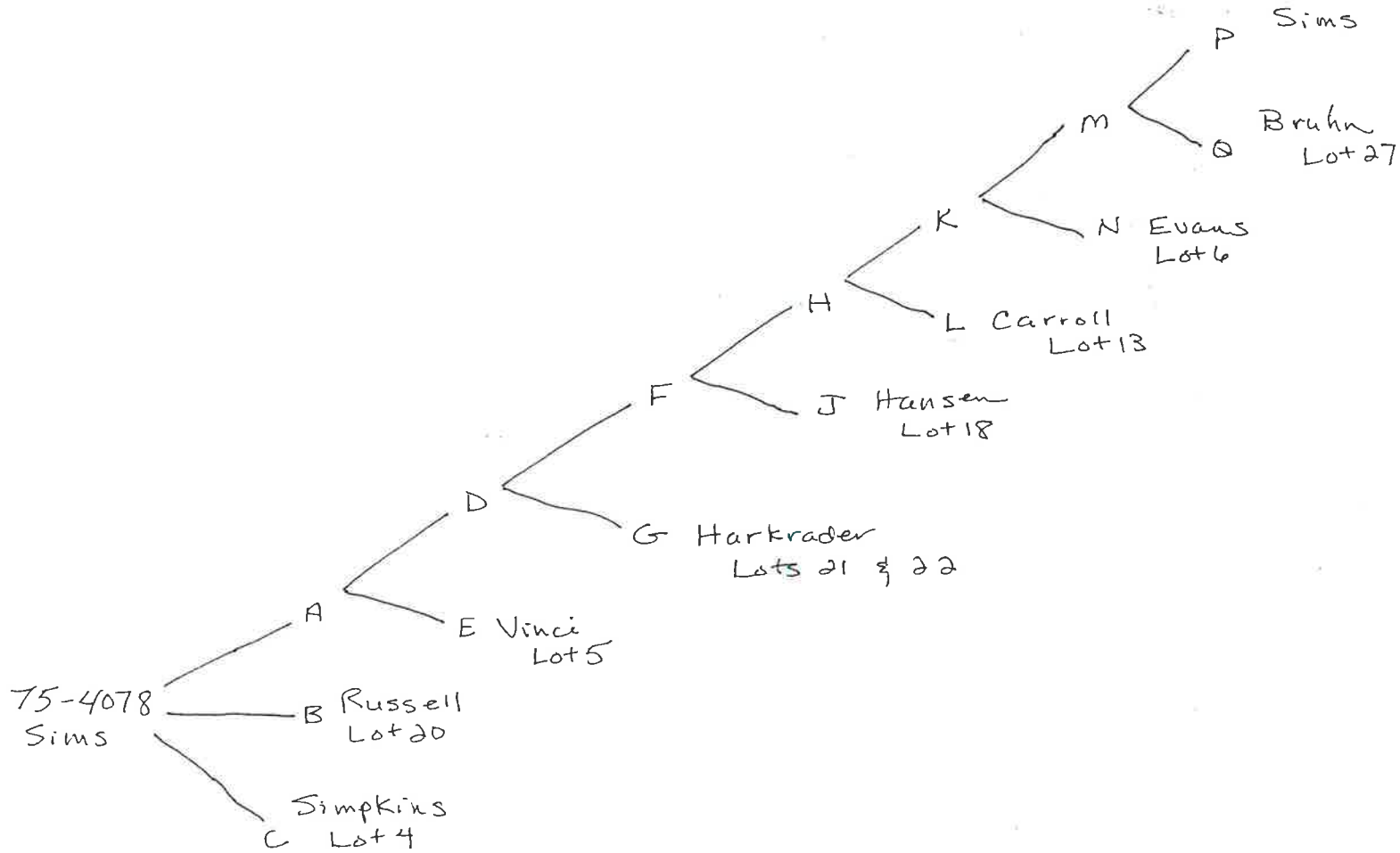
STATE OF IDAHO, COUNTY OF LEMHI
I hereby certify that this instrument was filed for record at the request of

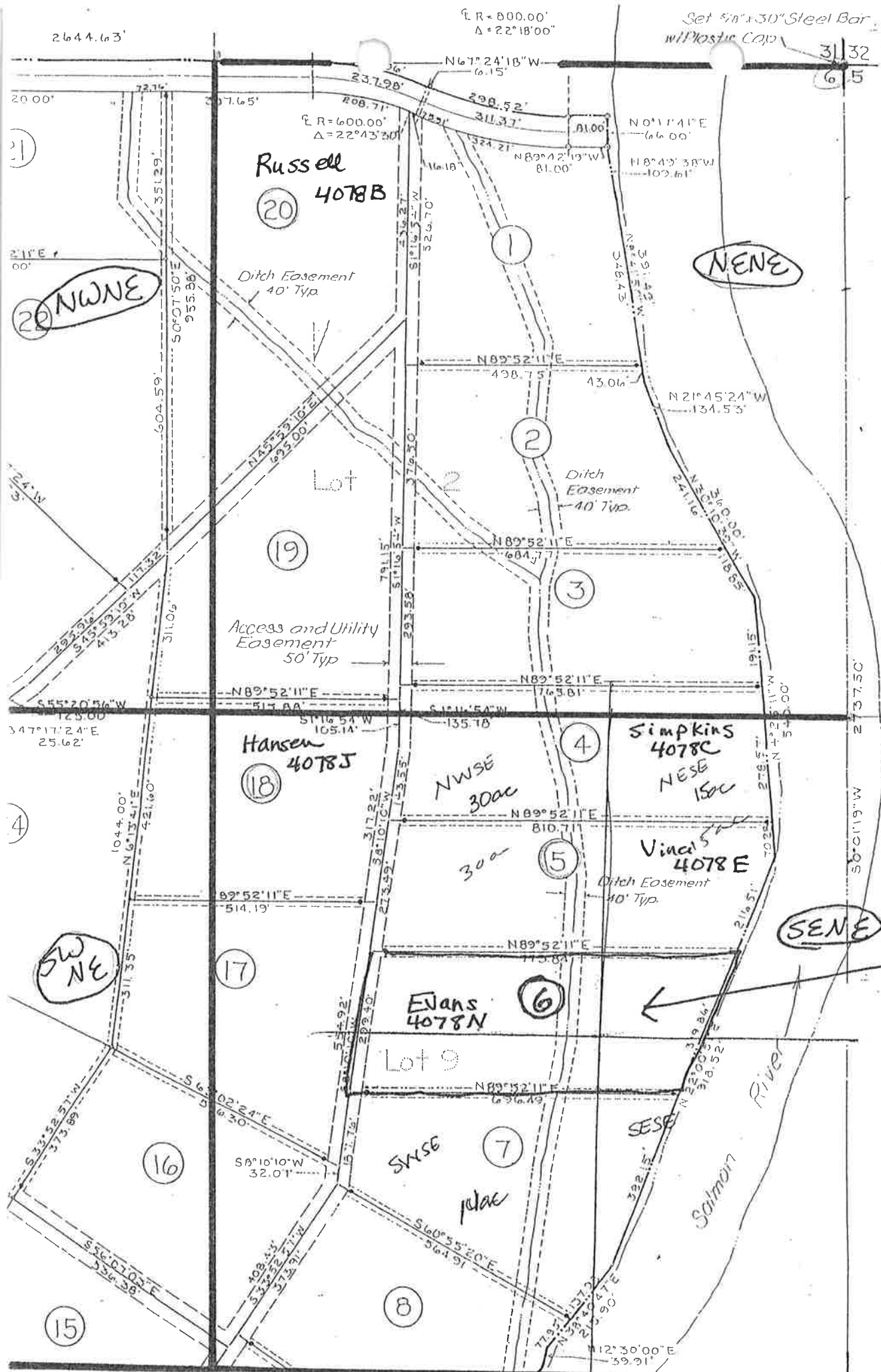
at 37 minutes past 1 o'clock P m.,
this 20 day of October, 2008,
in my office, and duly recorded in Book
of Deeds in Lemhi County.


Ex-Officio Recorder
By 
Fees \$ 3.00 Deputy

Mall to:

SCANNED
NOV 17 2008





151844
COUNTY C

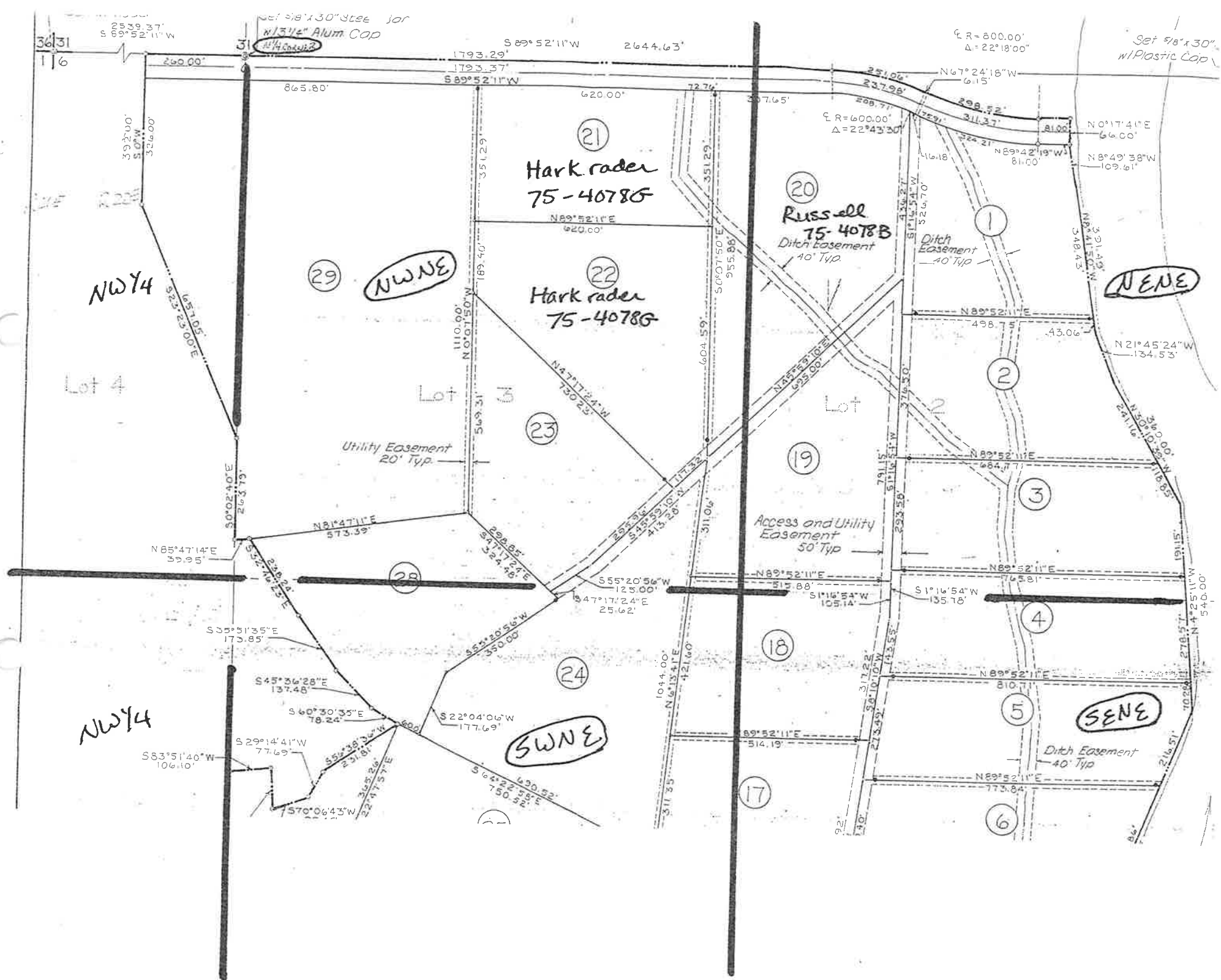
The foregoing
by the Board
County, Idaho
1980.

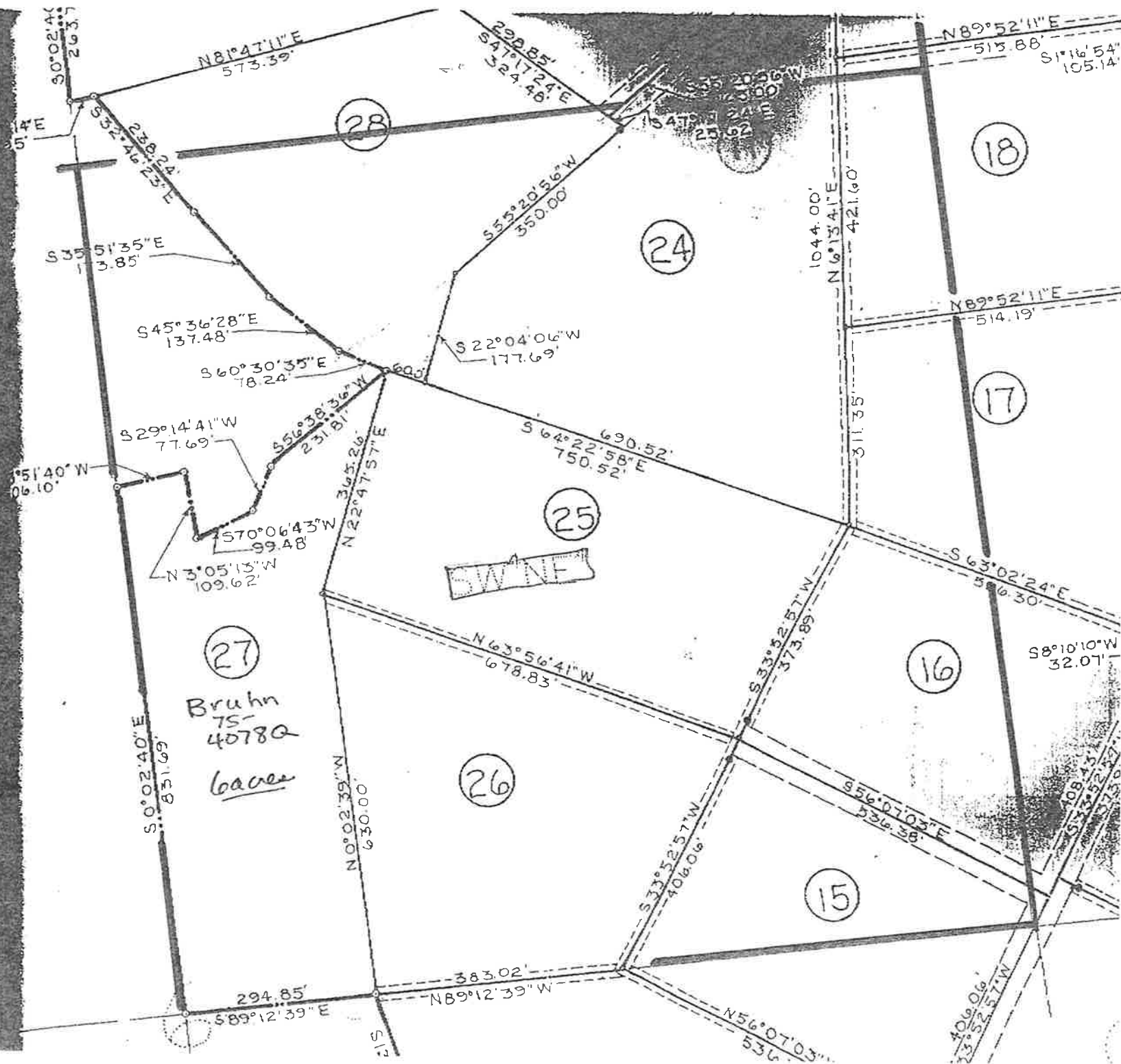
Edman G.
Attest: Clerk

COUNTY

State of Idaho
County of Len
This is to be
in the Office
on this 2nd
and duly rec

Edman
Ex-Officio Rec







State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 20, 1999

HARRY & JOANNE HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING CA 94512

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A75-04078J

Dear Mr. & Mrs. Hansen:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG JH 1-4-99
DELOG GT 1-5-99
RECEIVED
JAN 04 1999
Department of Water Resources
Eastern Region

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

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

1. Water Right Number(s) A75-04078J *OK*
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Jon and Sophronia Boeger
Owner/Claimant(s)
2345 Bella Vista Ave. Martinez, CA 94553
4. New Owner/Claimant(s) Harry V. Hansen and Joanne P. Hansen
Name connector (Check one): [] AND, [] OR, [] AND/OR
New Mailing Address 6810 Birds Landing Rd.
City, State and ZIP Code Birds Landing, Ca. 94512
New Telephone Number (707) 374-5192
5. Date you acquired the property Nov. 13, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. Acquired all the property.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Harry V. Hansen Date 12/21/98
Owner/Claimant(s) Joanne P. Hansen Date 12/21/98
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Warranty Deed

For Value Received

JON A. BOEGER AND SOPHRONIA E. BOEGER, husband and wife

the grantor S, do hereby grant, bargain, sell and convey unto

HARRY V. HANSEN AND JOANNE P. HANSEN, husband and wife

whose current address is

6810 BIRDSLANDING ROAD
BIRDSLANDING, CA 94512

the grantee S, the following described premises, in LEMHI County Idaho, to wit:

LOT 18 IN CHINOOK SUBDIVISION ACCORDING TO THE OFFICIAL
PLAT THEREOF, FILED FOR RECORD IN BOOK 5 OF PLATS AT PAGE
NO. 29, RECORDS OF LEMHI COUNTY, IDAHO, AND AMENDED PLAT
BOOK 6 OF PLATS AT PAGE NO. 30, RECORDS OF LEMHI COUNTY,
IDAHO.

State of Idaho)
County of Lemhi)

SS No. **238783**

This instrument was filed for record at the request
of Alliance Title

at 3:21 o'clock Pm 11-19 19 98

and duly filed and indexed in the records of Lemhi
County

Alberta Wiederrick
Ex-Officio Recorder

By [Signature] Deputy

Fee 3.00

Return to Alliance Title

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
their heirs and assigns forever. And the said Grantor S do hereby covenant to and with the said
Grantee S, that they're the owner in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 16, 1998

[Signature]
JON A. BOEGER

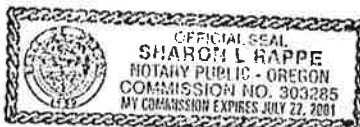
[Signature]
SOPHRONIA E. BOEGER

OREGON
STATE OF ~~IDAHO~~, COUNTY OF JOSEPHINE
On this 16th day of NOVEMBER, 19 98
before me, a notary public in and for said State, personally appeared

JON A. BOEGER AND SOPHRONIA E. BOEGER

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

[Signature]
Sharon L. Rappe Notary Public
Residing at Grants Pass, OR
Comm. Expires 7-22-01



Premium:

1. Effective Date: NOVEMBER 10, 1998 AT 8:00 A.M.

2. Policy or Policies to be issued:

A. ☒ ALTA Owner's Policy, (10-17-92) ☒ Standard Coverage ☐ Extended coverage Amount \$ 32,000.00
Premium \$ 281.00

Proposed Insured: HARRY V. HANSEN AND JOANNE P. HANSEN

B. ☐ ALTA Loan Policy, (10-17-92) ☐ Standard Coverage ☐ Extended coverage Amount \$
Premium \$

Proposed Insured:

C. Amount \$
Premium \$

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:

FEE SIMPLE

4. Title to the FEE SIMPLE estate or interest in said land is at the effective date hereof
vested in:

JON A. BOEGER AND SOPHRONIA E. BOEGER, HUSBAND AND WIFE

5. The land referred to in this Commitment is described as follows:

LOT 18 IN CHINOOK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF FILED FOR
RECORD IN BOOK 5 OF PLATS AT PAGE NO. 29, RECORDS OF LEMHI COUNTY, IDAHO, AND
AMENDED PLAT BOOK 6 OF PLATS AT PAGE NO. 30, RECORDS OF LEMHI COUNTY, IDAHO.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

FEBRUARY 5, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JON/SOPHRONIA BOEGER
2345 BELLA VISTA AVE
MARTINEZ CA 94553

RE: CHANGE IN OWNERSHIP FOR A75-04078F

Dear Mr. and Mrs. Boeger:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A75-04078J, 0.10 cfs on 5 acres, Jon/Sophronia Boeger
A75-04078H, 3.28 cfs, on 168 acres, Sandy Sims

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: Sims/copy letter/copy Notice of Claim

PS: I apologize for the delay in getting this back to you. Sometimes things get pushed to the back burner unintentionally. Be sure to call if you have any questions.





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
OCT 31 1996

Department of Water Resources

DATE OF CLOSING: 10-15-96

LEGAL DESCRIPTION OF PROPERTY: Township 20N Range 22E
Section 6, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot 18, Block, CHINOOK, Subdivision/Townsite SALMON.
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

NOV 12 1996

Department of Water Resources
Eastern Region

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A75-04078F

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

SANDY H. SIMS
P.O. BOX 686

☐ New Owner/Claimant
(Purchaser):

SALMON, ID 83467

JON A. AND SOPHRONIA E. BOEGER

☐ New Mailing Address:

2345 Bella Vista Ave
Martinez, California
94553

☐ New Telephone Number:

(510) 370-8566

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

Copy of Warranty deed attached

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

Jon A. Boeger
Sophronia E. Boeger

Date 10-28-96

Date 10-28-96

☐ Signature of Former
Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: 2/4/97 By: SLB

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

The Value Received

SANDY H. RIFE, a single person

has granted, sold, conveyed, assigned, with and without

FRANK BLACKBURN AND VICTORIA H. BLACKBURN, his wife and wife

known address to be

4299 GREENTREE
SANTA MARIA, CA 93455

the grantees, the following described premises, in LEHIST County, Idaho, to wit:

LOTS 17 AND 18 IN CHINDOK SUBDIVISION ACCORDING TO THE
OFFICIAL PLAT THEREOF FILED FOR RECORD IN BOOK 5 OF PLATS
AT PAGE NO. 29, RECORDS OF LEHIST COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee's,
their heirs and assigns forever. And the said Grantor does hereby covenant to and
with the said Grantee, that he is the owner in fee simple of said premises that they are free
from all incumbrances.

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 1992

SANDY H. RIFE

STATE OF IDAHO COUNTY OF LEHIST
On this 19th day of OCTOBER, 1992,
before me, a Notary Public in and for said County, personally
appeared

SANDY H. RIFE

Notary
I, the undersigned, a Notary Public in and for the State of Idaho,
do hereby certify that the foregoing is a true and correct copy of the
original of the foregoing instrument, and that the same is a true and correct
copy of the original of the foregoing instrument.

MARILEE M. RANTER
Notary Public
6-16-1995

216731

AMERICAN LAND TITLE
P.O. Box 100
SANTA MARIA, CA 93455
Tel. (805) 922-1000
Fax (805) 922-1001

6-6661-C

Warranty Deed

For Value Received

FRANK BLACKBURN AND VIRGINIA N. BLACKBURN, HUSBAND AND WIFE

the grantor(s) do hereby grant, bargain, sell and convey unto

PHYLLIS L. VALPREDA

whose current address is

14337 CIRCLE RIDGE DRIVE
SUN CITY WEST, AZ 85375

the grantee, the following described premises in LEMHI County Idaho, to wit:

LOT 18 OF CHINOOK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF FILED FOR RECORD IN BOOK 4 OF PLATS AT PAGE NO. 29, RECORDS OF LEMHI COUNTY, IDAHO, AND AMENDED PLAT BOOK 6 OF PLATS AT PAGE NO. 30, RECORDS OF LEMHI COUNTY, IDAHO.

SUBJECT TO A ROAD EASEMENT RUNNING ALONG THE EASTERLY BOUNDARY OF THE ABOVE DESCRIBED REAL PROPERTY.

DO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor(s) do hereby covenant to and with the said Grantee, that they the owner(s) in fee simple of said premises, that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 7 1995

FRANK BLACKBURN

VIRGINIA N. BLACKBURN

NEVADA
STATE OF NEVADA, COUNTY OF CLATSOP
Clatsop Co. 6-7-95 DEED 227382-1975
began as a conveyance to and for said grant, previously appeared

FRANK BLACKBURN AND
VIRGINIA N. BLACKBURN

Witnessed by the persons whose names are hereunto
subscribed and attested in the presence of the

227382
3
Witnessed by the persons whose names are hereunto
subscribed and attested in the presence of the

Attest:
County Clerk

Warranty Deed

For Value Received

PHYLLIS L. VALPREDA, A MARRIED WOMAN DEALING WITH HER SOLE AND SEPARATE PROPERTY
the grantor, does hereby grant, bargain, sell and convey unto

JON A. BOEGER AND SOPHRONIA E. BOEGER, HUSBAND AND WIFE

whose current address is

2345 BELLA VISTA AVENUE
MARTINEZ, CA 94553

the grantees, the following described premises, in LEMHI

County Idaho, to wit:

LOT 18 IN CHINOOK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF FILED
FOR RECORD IN BOOK 5 OF PLATS AT PAGE NO. 29, RECORDS OF LEMHI COUNTY, IDAHO,
AND AMENDED PLAT BOOK 6 OF PLATS AT PAGE NO. 30, RECORDS OF LEMHI COUNTY,
IDAHO.

TOGETHER WITH any and all water and water rights, ditch and ditch rights, and
mineral rights appurtenant thereto or used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
Grantees, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 15, 1996

Phyllis L. Valpreda
PHYLLIS L. VALPREDA

ARIZONA
STATE OF ~~ARIZONA~~ COUNTY OF
On this 10th day of October, 1996,
before me, a notary public in and for said State, personally appeared

PHYLLIS L. VALPREDA

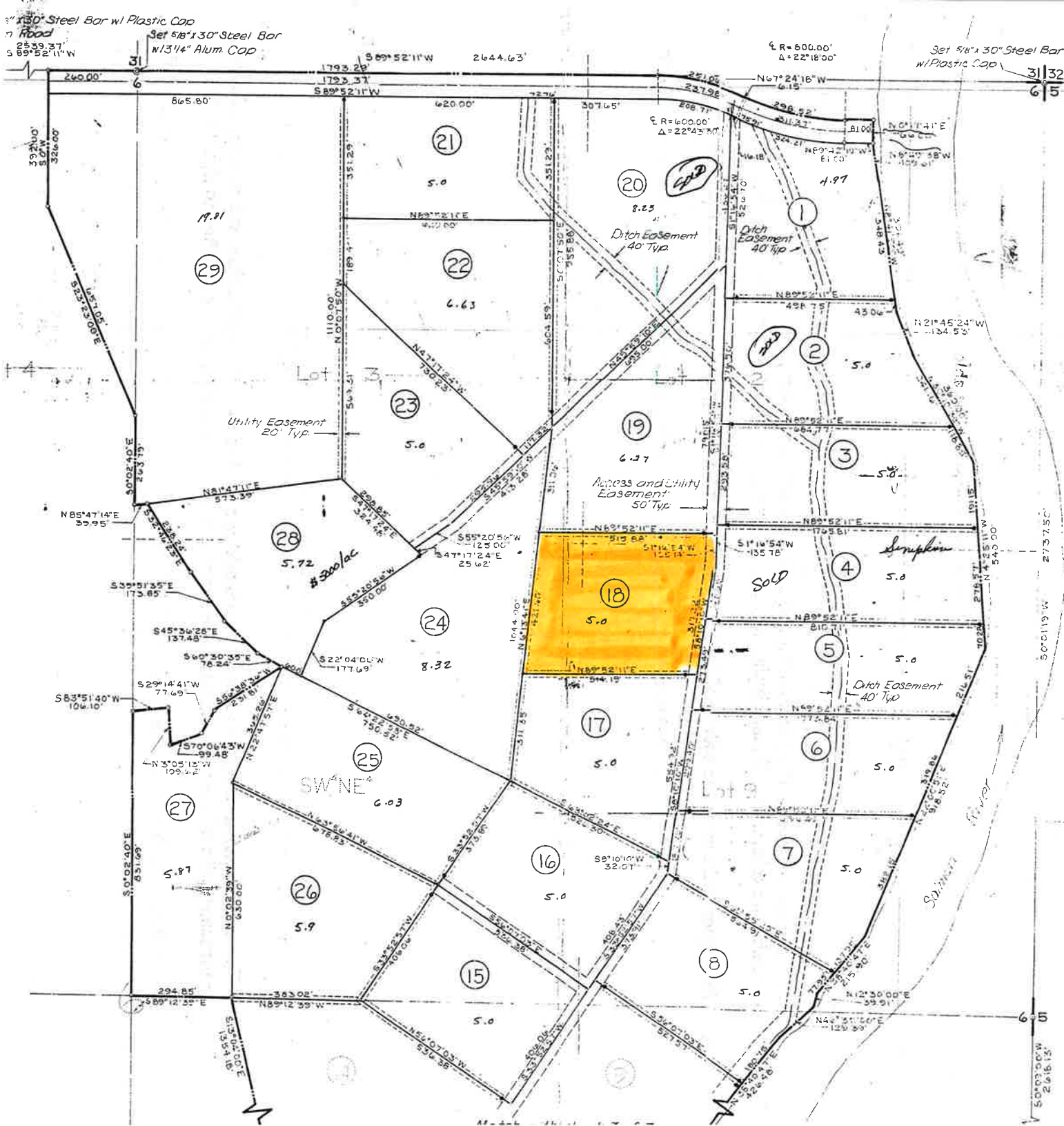
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
she executed the same.

Donna Lafayette
Notary Public
Residing at San Jose, West, AZ
Comm. Expires My Commission Expires Mar. 24, 1998

State of Idaho) SS No. 231444
County of Lemhi)

This instrument was filed for record at the request
of Alliance Title
at 3:42 o'clock on Oct 15, 1996
and duly filed and indexed in the records of Lemhi
County

Alberta Wladerrick
Ex-Officio Recorder
By Therese Silvers Deputy
Fee 3
Return to C.T.



COUNTY COMMISSIONERS' ACCEPTANCE

The foregoing plat was duly accepted and approved by the Board of County Commissioners of Lemhi County, Idaho on this 31 day of July 1980.

Elaine Tidwell Louie Demich
Attest: Clerk Chairman

COUNTY RECORDER'S CERTIFICATE

State of Idaho
County of Lemhi
This is to certify that the foregoing plat was filed in the Office of the Recorder of Lemhi County, Idaho on this 31 day of July 1980 at 11:42 am and duly recorded in Plat Book 5 at Page 127.

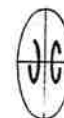
Elaine Tidwell
Ex-Officio Recorder

LEGEND

- Government Corner, Stone Found
- 1/2" x 24" Steel Bar w/ Plastic Cap set as Boundary Corner
- 1/2" x 24" Steel Bar w/ Plastic Cap to be set as Lot Corner
- 1/2" x 24" Steel Bar w/ Plastic Cap to be set as Point on Line
- Boundary Line
- Lot Line
- ⑤ Lot Number



Scale: 1" = 200'



johnston - couch
engineers - surveyors
salmon - idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

NOVEMBER 4, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED
NOV 12 1996
Department of Water Resources
Eastern Region

JON A BOEGER
2345 BELLA VISTA AVE
MARTINEZ CA 94553

RE: CHANGE IN OWNERSHIP FOR A75-04078F

Dear Mr. Boeger:

Enclosed is the Change in Ownership form you submitted to our office October 31, 1996. Also enclosed is a "listing" of the water right as it appears under the current owner's name. As you can see, the water right covers 173 acres. Accordingly, your Warranty Deed indicates you have purchased Lot 18 (only) in Chinook Subdivision.

In order to process the Change in Ownership it is necessary you provide us with a copy of the Platt Map for Lot 18 and a "meets and bounds" description.

Please return the requested documents along with your original Change in Ownership form that I have returned with this letter.

If you have any questions, please call 208 525-7161 and ask for me.

Respectfully,

Jo Thompson

Jo Thompson
Adjudication Secretary

Enclosure

Jo Thompson,
I've included a copy of the Platt map for
lot 18, with the meets and bounds description on it.

Sincerely,
Sophronia Jon Boeger

SCANNED

07-0-2001

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: A75-04078J
Date Received: 4/23/1990
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JON BOEGER
Address: 2345 BELLA VISTA AVE
MARTINEZ CA

510-370-8566

94553

AND/OR

Name: SOPHRONIA BOEGER
Address: 2345 BELLA VISTA AVE
MARTINEZ CA

510-370-8566

94553

2. Date of Priority: MAY 11, 1893

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	21E	7	NW	SW	SW		LEMHI

5. Description of diverting works:

ROCK DIV. DAM WITH PIPE HDGATE AND DITCHES WITH PUMP AND SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

7. Total Quantity Appropriated is:

0.100 C.F.S. (and/or) A.F.A.

8. Total consumptive use is

Acres Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	22E	6	SW	NE		IRR	2.0

A7504078J



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	22E	6	SE	NE		IRR	3.0

Section Acres 5.0

Total Acres 5.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

CHANGE IN OWNERSHIP 6-4-96 GJT.

CHANGE IN OWNERSHIP 1-30-97 SLB

15. Basis of Claim: STATUTORY CLAIM