

12/01/2006

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

RIGHT NUMBER: 75-14327
NAME AND ADDRESS: SUSAN FOSTER
PO BOX 285
SALMON ID 83467-0285

GEORGE FOSTER
3045 INDUSTRY ST
OCEAN SIDE CA 92054

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.120 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	04/01 11/01	0.120 CFS

PLACE OF USE: IRRIGATION in LEMHI County
T20N R22E S06 Lot 11 NWSE 6.00

6 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.

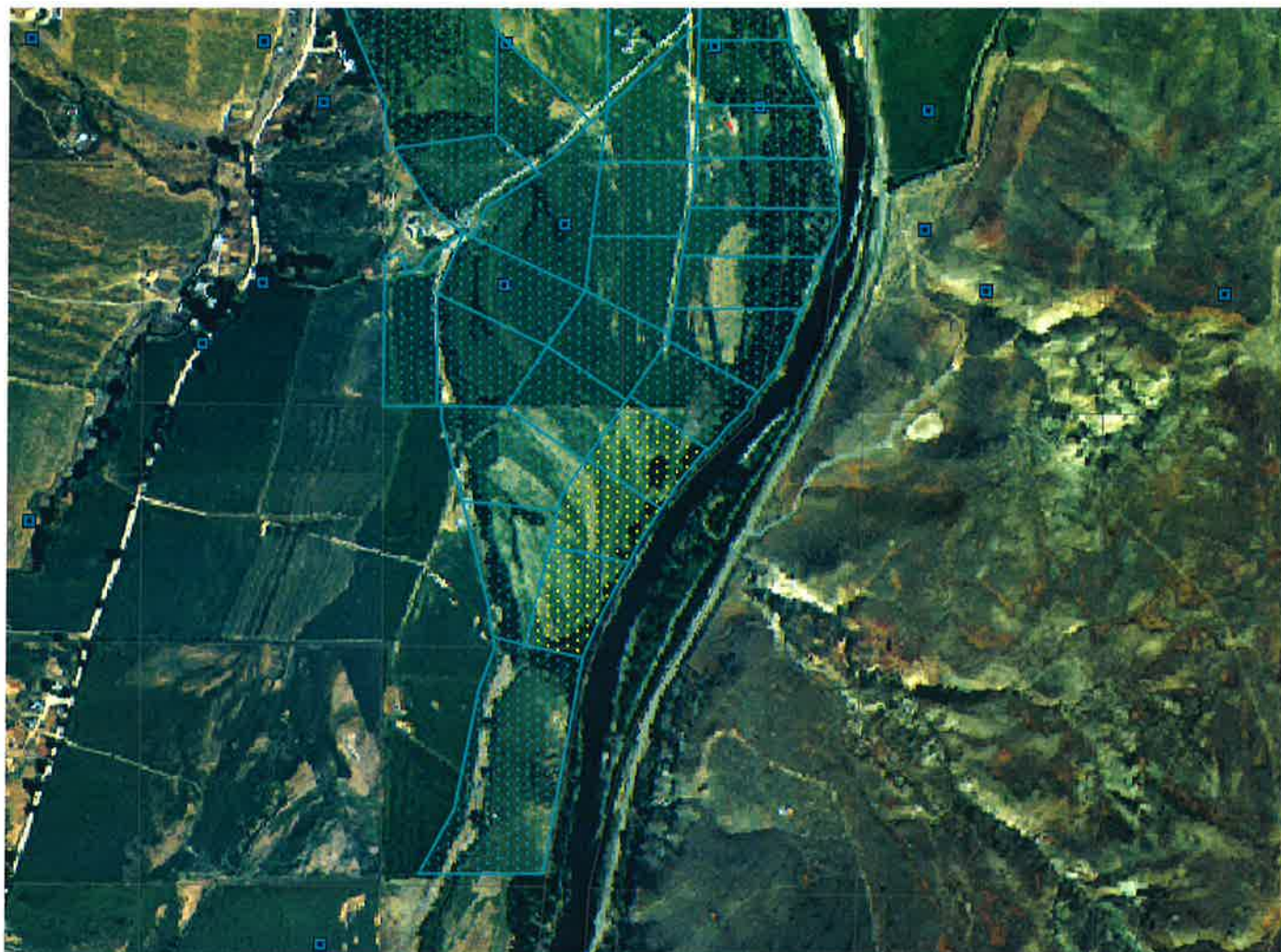
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

LOTS 10 & 11 CHINOOK SUBDIVISION

This right is a split from former right 75-4078W.

Lots 9, 10, 11

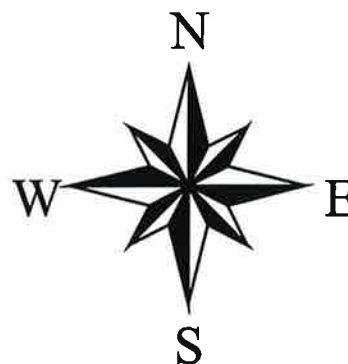
Chinook Subdivision



0.2 0 0.2 0.4 Miles



-  75-4078.shp
-  Lemhi taxlots
-  GCDB21N22E GCDB
-  GCDB21N21E GCDB
-  GCDB20N22E GCDB
-  GCDB20N21E GCDB
-  POD-AJ ClaimClaim POD





HARRADEL
RUSSELL

20
21

FORTZ

WILSON (N)
S. WING

EVANS
PRIDE

CASTRO (N)
DOUBLE TREE

25 GREGG

ROSE

CARROLL

12 CROOK

11/20/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-4078W

SUSAN FOSTER

PO BOX 285

SALMON ID 83467-0285

Telephone Number: (208)756-1314

GEORGE FOSTER

3045 INDUSTRY ST

OCEAN SIDE CA 92054

Telephone Number: (800)729-2881

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: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
75-4044B	EARL R LUPTON 1101 MAIN ST SALMON ID 83467 JUDIE E LUPTON 1101 MAIN ST SALMON ID 83467	Disallowed	No beneficial use found.
75-4052B	MAURICE USHER 3107 HWY 93 N. GIBBONSVILLE ID 83463	Disallowed	Recommended as Right No. 75-4052A
75-4054	HAROLD W TAYLOR PO BOX 804 PARK CITY UT 84060	Disallowed	No beneficial use found.
75-4055	HAROLD W TAYLOR PO BOX 804 PARK CITY UT 84060	Disallowed	No beneficial use found.
75-4071	KATHLEEN GAIL FISHER 38160 VIA LA COLINA MURRIETA CA 92362 JOHN T FISHER 38160 VIA LA COLINA MURRIETA CA 92362 ARLENE W FISHER 38160 VIA LA COLINA MURRIETA CA 92362 SYDNEY T FISHER 38160 VIA LA COLINA MURRIETA CA 92362	Disallowed	No beneficial use found.
75-4076	THEODORE VALK 1520 ROOSEVELT SALMON ID 83467 PANSY VALK 1520 ROOSEVELT SALMON ID 83467	Disallowed	No beneficial use found.
75-4078W	SUSAN FOSTER PO BOX 285 SALMON ID 83467-0285 GEORGE FOSTER 3045 INDUSTRY ST OCEAN SIDE CA 92054	Disallowed	No beneficial use found.



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

RECEIVED

JAN 12 2007

IDWR/North

November 21, 2006

To Water Users of Basin 75,

Please find enclosed the Preliminary Director's Report for your water right claims in the Snake River Basin Adjudication. This is an important opportunity to review the Idaho Department of Water Resources' (IDWR) conclusions regarding your water rights, resolve errors, and have questions answered **before** the report is finalized for the SRBA Court.

CONTENTS OF THIS MAILING:

- ❖ Preliminary Director's Report Instructions (colored page, front and back)
- ❖ Letter From Karl Dreher, Director of IDWR
- ❖ General Map of Basin 75 for vicinity reference
- ❖ **Your Water Right Recommendation(s) & Map(s)** with Notice of Error form(s)
- ❖ Letter from the Presiding Judge, Snake River Basin Adjudication Court

Please join us for an informational presentation at:

2:00 P.M. or 7:00 P.M. on Wednesday, December 6, 2006, at the Conference Room of the Stagecoach Inn, 201 Highway 93 North, Salmon, Idaho.

Additional time to discuss your claims is available by appointment on December 7th at the Conference Room of the Stagecoach Inn. You may call the Adjudication Hot Line at 1-800-451-4129 to pre-schedule an appointment for December 7th.

If you miss the informational meeting or need additional assistance then give us a call to set up an appointment in Salmon, Boise or Coeur d' Alene.

Respectfully yours,

David R. Tuthill, Jr.
Division Administrator
Idaho Department of Water Resources

(Other instructions on the back)

EXPLANATION OF ELEMENTS OF A WATER RIGHT

To assist you in reviewing the preliminary recommendation of your claim are the following explanations:

Water right number: This number is assigned by IDWR to identify your claim. The first two digits indicate the sub-basin of the Snake River Basin where your claim is located.

Name and address of claimant: This is the name and address shown on the notice of claim form, or on the most recent *Notice of Change of Water Right Ownership* (see enclosed form if you need to change this information) that was filed with IDWR as required by statute.

Source: The source is the natural water body to which the claimant has a right. For surface water sources, the natural water body to which the source is tributary is also shown.

Priority Date: This is the calendar date which is used to determine the relative priority of the right in relation to other rights from the same source, and is determined based on the method of appropriation (see basis of right, below). When there is insufficient water available to satisfy all existing rights, the water right holders with the oldest priorities are entitled to have their water rights satisfied before right holders with newer priorities are entitled to water.

Purpose of Use: Purpose of use indicates the general type of use made on the water, such as irrigation, domestic, or stockwater.

Period of Use: The period of use is the portion of the calendar year when water may be used for a particular purpose.

Quantity: The quantity of the right is the rate of diversion in cubic feet per second (CFS), the volume of water diverted in acre feet per calendar year (AFY), and/or the volume of water stored in AFY. The quantity for each purpose of use is shown, as well as the total quantity.

Non-irrigation Uses: If your preliminary recommendation includes purposes of use other than irrigation, then this element further describes the other purposes of use.

Point of Diversion: The point of diversion is the point at which water is diverted from the source, and is generally described by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot within which the point of diversion is located. In some instances the point of diversion is described by a legal description of the 10 acre tract (1/4 1/4 section or 1/64 section) within which the point of diversion is located.

"B" and "E" suffixes indicate the beginning and ending points of an instream flow right. "I" and "R" suffixes indicate points of injection and rediversion. Points of injection and rediversion are indicated where water is diverted from one source, injected into another source, and then rediverted, or where water from one source is exchanged with water from another source.

Place of Use: The place of use is the location where water is used, which is indicated by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot where the water is used. For irrigation rights, the number of irrigated acres in each 40 acre tract or government lot is listed.

Remarks: Remarks, if any, further describe the particular right. PLEASE REVIEW THE REMARKS CAREFULLY.

Basis of Right: The basis of right may be a decree (where the water right was previously determined by a court); posted notice (an historical method of appropriation that is no longer available); beneficial use (another historical method of appropriation that is available today only in very-limited circumstances); permit (where IDWR has granted an application seeking approval of a proposed appropriation); or license (where an appropriation has been completed pursuant to permit).



State of Idaho

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JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 21, 2006

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a printout showing our preliminary recommendation for reporting your claim(s) to the SRBA District Court later in 2006.

Please review the preliminary recommendation carefully. If there is any information on the printout that you believe is inaccurate, please fill out the enclosed reply form Notice of Error indicating what changes you believe should be made. Further instructions to assist you with review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area that is identified in the enclosed instructions. Please take advantage of one of the public meetings, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right claim(s). Please bring any and all information you have which will help the Department understand your claim(s) and describe them accurately. If you want to call my office, please call (800) 451-4129 or (208) 287-4922.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary for and appreciated by IDWR to provide accurate information to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

12/01/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 13, 2006

Water right number: 75-14327

SUSAN FOSTER

PO BOX 285

SALMON ID 83467-0285

Telephone Number: (208)756-1314

GEORGE FOSTER

3045 INDUSTRY ST

OCEAN SIDE CA 92054

Telephone Number: (800)729-2881

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:

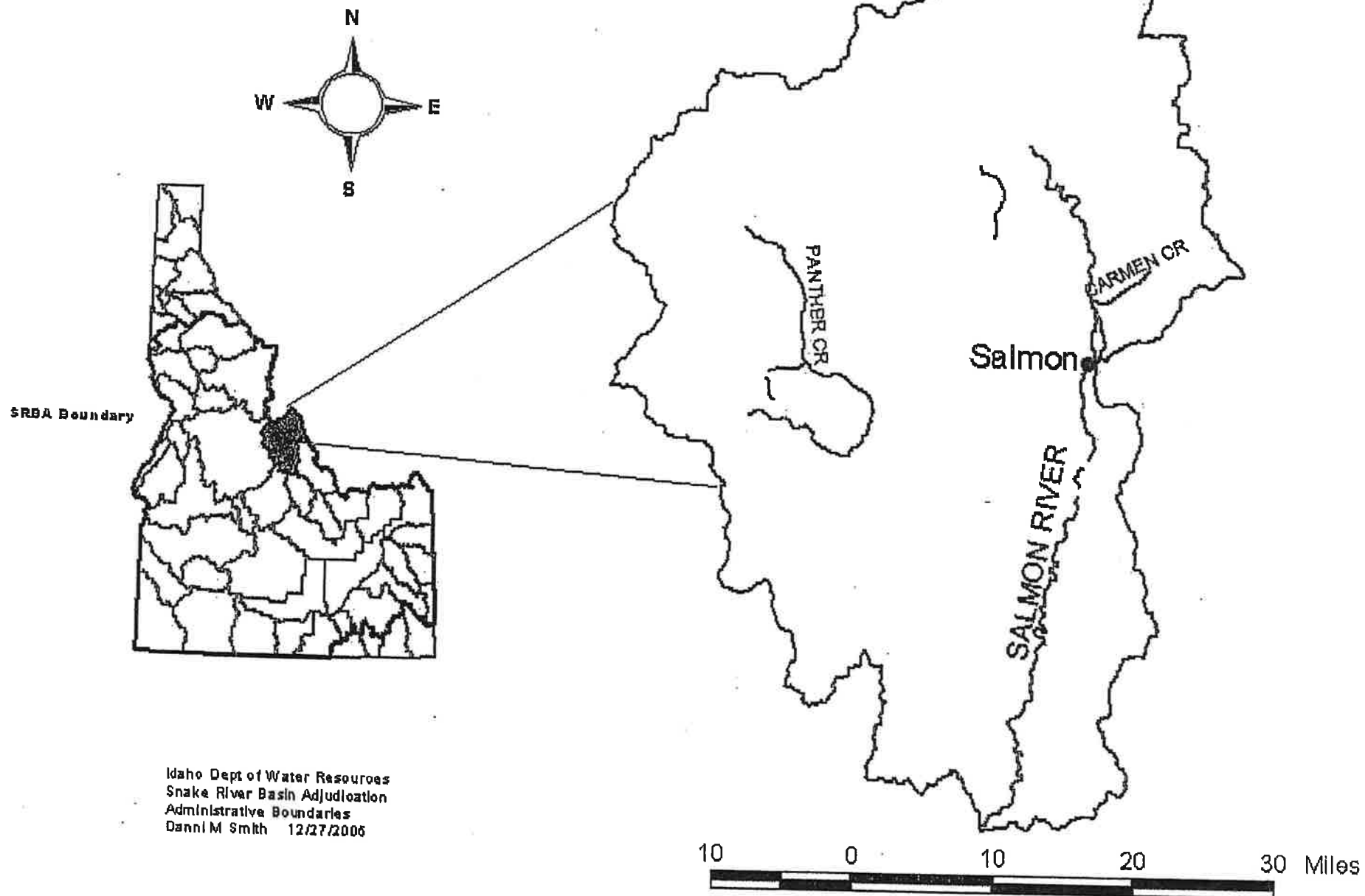
☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

BASIN 75 MAP



DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



JOHN M. MELANSON
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous services provided by IDWR.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John M. Melanson", is written over a circular embossed seal.

John M. Melanson
Presiding Judge
Snake River Basin Adjudication



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

January 10, 2007

RE: Water Rights in Reporting Area 23, Basin 75
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 75 that have been reported to the SRBA Court, covering water right claims from the North Fork of the Salmon River drainage. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended water right claims in your area. Water rights for most domestic and/or stockwater rights were reported earlier to the Court, and most of those have been decreed by the SRBA Court.

Note that you have until October 17, 2007, in which to review the recommendations for your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Salmon, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to the recommendation for your water right, your water right will be decreed in 2008 as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process. You may also call the adjudication staff in my office at 1-800-451-4129 who can also respond to your questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'David R. Tuthill, Jr.', is written over a horizontal line.

David R. Tuthill, Jr., P.E.
Interim Director

Enclosures

NOTICE OF FILING OF DIRECTOR'S REPORT FOR IRRIGATION AND OTHER WATER RIGHTS IN BASIN 75

The Director of the Idaho Department of Water Resources (IDWR) has filed with the Snake River Basin Adjudication (SRBA) District Court the *Director's Report for Irrigation and Other Water Rights in Basin 75* (Director's Report). A map of the area covered by this Director's Report is attached to this Notice. This Director's Report contains the Director's recommendation to the SRBA Court as to how each claimed water right should be decreed in the SRBA.

This Notice includes the Director's recommendation for your water right(s) claimed in the SRBA. IDWR is providing individual reports, like this one, to all claimants of irrigation and other water rights in your area. A complete copy of the Director's Report, listing all of these irrigation and other water rights claimed under state law and "dual based" claims by the federal government, is available at the SRBA courthouse in Twin Falls and the locations listed at the end of this Notice. Copies of the Director's Report can be made, but you may be charged for copying and mailing.

Also included in this Director's Report are some small domestic and stock water uses. The Director's Report for most small domestic and stockwater rights for IDWR Basin 75 was sent to the SRBA Court and individual water users on March 31, 1999. Some small domestic and stockwater claims were withheld from the earlier report. If a claim for small domestic and stockwater was withheld from the March 31, 1999 report, or was filed after that date, it is reported in this Director's Report. The Director's Report also includes General Provisions for Basin 75 that may apply to your water right.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The enclosed description of your right(s) is only the Director's recommendation to the SRBA Court on your water right(s). The Court will decide how it will decree your water right(s). You can agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right(s) and all other irrigation and other rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations for the state based water right claims are listed in two sections:

- 1) List of Recommended Water Rights --** Water right recommendations are listed numerically by water right number.
- 2) List of Claims Recommended to Be Disallowed --** Water rights claims to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Additional information regarding water right claims can be found on the SRBA Web Site.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed as well as when Director's Reports are filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA.

The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

What if a water right is not in this report? What if a water right claim is filed late? How do I get notice of IDWR's recommendation for a late claim?

A water right for Basin 75 may not be included in this Director's Report if it was not filed in time for IDWR to investigate and report. These water rights will be reported at a later time in IDWR's *Director's Report for Late Claims* (Late Claim Report). The Late Claim Report may include recommendations for Basin 75, as well as other basins. As the Director files reports for any remaining water rights in Basin 75, he may also recommend additional general provisions that could also apply to your water rights. The Late Claim Report is issued once per year, usually in the spring. It is the responsibility of all parties to check with the SRBA Court or IDWR to see when the Late Claim Report is filed. It is also the responsibility of all parties to check this report carefully for water rights to which they want to object. No special notice will be sent to you.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. You may download a copy of a change of ownership form from the IDWR Web Site at www.idwr.idaho.gov. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office and on the IDWR Web Site at www.idwr.idaho.gov. The IDWR webpage provides information regarding claims, mapping, and other valuable information on the SRBA and IDWR. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are also available at the IDWR state or northern regional offices. You are also welcome to call IDWR at any of its offices or the SRBA Court. Additional information regarding water right claims can be found on the SRBA Web Site at www.srba.state.id.us. Finally, you may also want to consider contacting an attorney to assist you.

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in its records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "*ground water*," "*spring*," or "*Common Creek*."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your water right in relation to other water rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections or a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your water right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections or a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

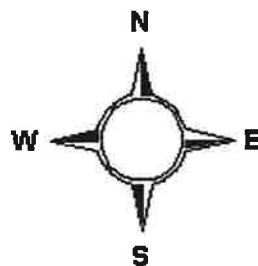
PLACE OF USE FOR IRRIGATION PROJECTS: Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR Web Site www.idwr.idaho.gov. *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, or permit.

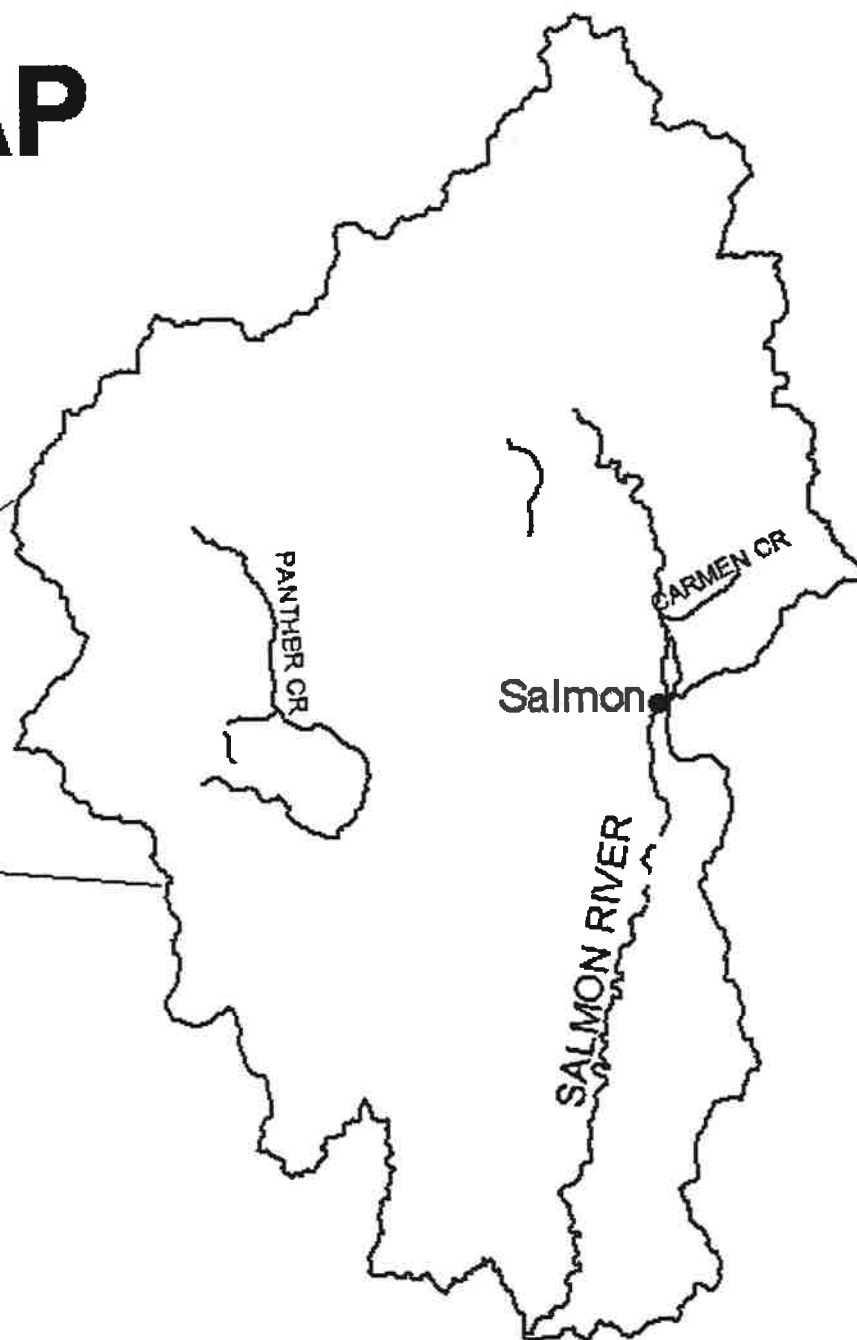
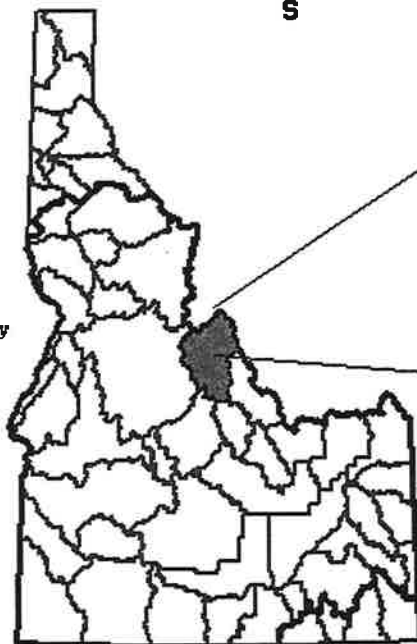
DUAL BASED CLAIMS: In some cases, the federal government has claimed one water right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated by a remark under the priority date that reads:

*4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT *

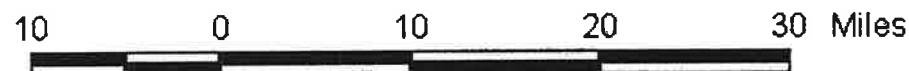
BASIN 75 MAP



SRBA Boundary



Idaho Dept of Water Resources
Snake River Basin Adjudication
Administrative Boundaries
Danni M Smith 12/27/2005



BASIN 75 GENERAL PROVISIONS

The Director of the Idaho Department of Water Resources recommends to the Snake River Basin Adjudication District Court that the following general provisions be included in the decree determining rights to water from Basin 75.

1. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in Basin 75 in accordance with the prior appropriation doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

2. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

3. Except as otherwise specified above, all other water rights within Basin 75 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

NOTICE OF FILING OF FEDERAL RESERVED WATER RIGHTS CLAIMS IN BASIN 75

INTRODUCTION

Several claims to federal reserved water rights have been filed in Basin 75 by the United States of America, acting through the agencies identified below, with the Snake River Basin Adjudication (SRBA) District Court, copies of which are attached hereto. The numbers for these federal reserved right claims are as follows:

75-11205, 75-11206, 75-11212, 75-13802, 75-14379, 75-14380, and 75-14449 – United States Forest Service

INSTRUCTIONS FOR TAKING A CLAIM TO COURT

What do I do if I disagree with a federal reserved water right claim?

If you disagree with any element of the claim to a federal reserved water right in Basin 75 and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form ("Standard Form 1") available from any Idaho Department of Water Resources (IDWR) office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at www.srba.state.id.us.

Objections to any federal reserved water right in Basin 75 must be **received** by the SRBA Court on or before **October 17, 2007**.

What do I do if I want to participate in the court case on a claim to a federal reserved right?

If you want to be involved in the court case on a claim to a federal reserved water right, you must file either an objection or a response to someone else's objection by the dates provided in this notice. Responses must be made on the standard response form ("Standard Form 2") available from any IDWR office or from the SRBA Court. You may also download a copy of the response form from the SRBA Web Site at www.srba.state.id.us.

Responses must be **received** by the SRBA Court on or before **December 18, 2007**.

What happens if there are no objections to the federal reserved water right claim(s)?

An evidentiary hearing on any uncontested federal reserved water rights in Basin 75 will be held before the SRBA Court. Partial decrees will be issued by the SRBA Court following the hearing.

How will I know about the proceedings on claims to federal reserved water rights to which objections were filed?

A notice will be mailed to you for court dates on those claims where you filed an objection or a response. You will not receive notice of court dates on any other claims to federal reserved rights for which you did not file an objection or response.

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water; for example: "ground water", "spring", "unnamed stream" or "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your water right in relation to other water rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your water right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PLACE OF USE FOR IRRIGATION PROJECTS: Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR internet website (www.idwr.idaho.gov). *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, and permit.

IDWR does not investigate or make recommendations regarding federal law based claims.

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: 75-11205

RESERVED UNDER FEDERAL LAW

RECEIVED

DEC 20 2006

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 11/05/1906
3. Source of water: UPPER DUMMY CREEK SPRING Tributary: SINKS
4. Location Meridian BOISE
Description of Diversion Works: Headbox From: Spring
Location of Point of Diversion
T: 20 N R: 19 E S: 18 NENW
Location of Place of Use
T: 20 N R: 19 E S: 18 NENW
5. Quantity claimed: Period Quantity For
1/ 01 -- 12/ 31 0.06 CFS Administrative
6. Total Consumptive Use Claimed for Present and Future Use is:
0.06 CFS
7. Present and future uses to which the water is or will be used:
Administrative
8. Remarks:
State Basin: 75
National Forest: Salmon
Forest Service Record ID: 4 13 17060203 30 0 0003
Cobalt Ranger Station.

I verify to the best of my knowledge the statements contained in this document are true and correct.

Steven M. Spencer
STEVEN M. SPENCER
Consumptive Use Water Specialist

Subscribed and sworn to before me on:

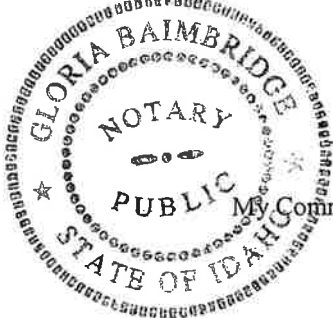
OCT 20 2006
Gloria Baimbridge
Notary Republic

Residing at:

Boise, Idaho

My Commission Expires:

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

CIVIL CASE NUMBER: 39576
Ident. Number: A75-11212
Date received: _____
Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: NF SALMON R Tributary to: SALMON R
Forest Service Record ID: 04 13 17060203 21 0 0006 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	15	SESW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NENW		LEMHI	BOISE

c. Description of existing diversion: PUMP

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

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: 75-13802

RESERVED UNDER FEDERAL LAW

RECEIVED

DEC 20 2006

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 11/05/1906
3. Source of water: PANTHER CREEK Tributary: SALMON RIVER
4. Location Meridian BOISE
Description of Diversion Works: Pump From: Stream
Location of Point of Diversion
T: 20 N R: 19 E S: 18 NENW
Location of Place of Use
T: 20 N R: 19 E S: 18 NENW ac: 0 T: 20 N R: 19 E S: 18 NWNE
5. Quantity claimed: Period Quantity For
3/01 -- 11/30 0.08 CFS Administrative
6. Total Consumptive Use Claimed for Present and Future Use is:
0.08 CFS
7. Present and future uses to which the water is or will be used:
Administrative
8. Remarks:
State Basin: 75
National Forest: Salmon
Forest Service Record ID: 4 13 17060203 28 0 0004
Cobalt Ranger Station

I verify to the best of my knowledge the statements contained in this document are true and correct.

Steven M. Spencer
STEVEN M. SPENCER
Consumptive Use Water Specialist

Subscribed and sworn to before me on:

OCT 20 2006

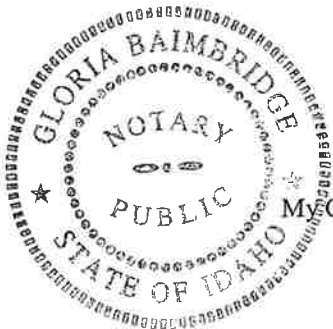
Gloria Baimbridge
Notary Republic

Residing at:

Boise, Idaho

OCT 17 2006

My Commission Expires:



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: A ~~75-62108~~ 75-14380

Date received: _____

Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: HGHS CR RS SPR Tributary to: NF SALMON R
Forest Service Record ID: 04 13 17060203 21 0 0004 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NESW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NENW		LEMHI	BOISE

c. Description of existing diversion: HEADBOX

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
----------	-------	---------	-------	-----------	--------

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
----------	-------	---------	-------	-----------	--------

Boise Meridian.

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: A ~~75-04460~~ 14449
Date received: _____
Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: SHEEP CREEK Tributary to: NF SALMON R
Forest Service Record ID: 04 13 17060203 21 0 0007 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	14	SENW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	15	SESW		LEMHI	BOISE

c. Description of existing diversion: DITCH or CANAL

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

Page 1073

SALMON

This property, originally owned by
George Shoup, sold to the Salmons,
who sold to Sandy Sims, who
sold to David Asson, who sold
to us and all water rights
were passed on.

George Foster

SCANNED

JUL 28 2005

75-4078W

SCANNED

JUL 28 2005

RECEIVED

JUL 28 2005

DEPARTMENT OF
WATER RESOURCES

Page 109

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4078W

WATER RIGHT NUMBER: 75-4078W

Owner Type Name and Address

Current Owner SUSAN FOSTER
PO BOX 285
SALMON, ID 83467-0285
(208)756-1314

Current Owner GEORGE FOSTER PO Box 285
3045 INDUSTRY ST SALMON, ID 83467-0285
~~OCEAN SIDE, CA 92054~~ 208-756-1314
~~(800)729-2884~~

Priority Date: 05/11/1893

Basis: Beneficial Use

Status: Active

Source

SALMON RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

0.310 CFS

Annual Volume

Total Diversion: 0.310 CFS

Location of Point(s) of Diversion

SALMON RIVER NW1/4SW1/4SW1/4 Sec. 7, Twp 20N, Rge 21E, B.M.
LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R22E S06 Lot 11 NWSE 14.0

Total Acres: 14

Conditions of Approval:

1. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-4078U
2. PROPERTY AKA LOTS 9, 10, 11 CHINOOK SUBDIVISION

Remarks:

SCANNED

JUL 28 2005

Bill Allen Escrow

P.O. Box 1227
533 Main Street
Salmon, Idaho 83467

Telephone 208/756-2714
Telephone 208/756-2720
Fax 208/756-2714

March 27, 2003

Mr. Bob Foster
Department of Water Resources
206 VanDreff
Salmon ID 83467

Re: George and Susan Foster Water Transfer

Dear Bob:

Enclosed is a Notice of Change of Water Right Ownership in connection with property purchased by George and Susan Foster from Doubletree Advantage and Mital. Also enclosed are copies of the Warranty Deeds showing the property description and when Fosters purchased the property. Also enclosed is a plat of the property.

Doubletree Advantage and Mital had purchased the property from Sandy Sims and those documents are enclosed also.

If you need anything further please contact me.

Thank you,

DIZ ALLEN

cc/ Mr. and Mrs. George Foster ✓

SCANNED

JUL 28 2005

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

CLAIM NO(s). 75-4078 W

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ 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

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 08-02-06

FIELD EXAMINER:

Asher Barton

Print Name

Asher Barton

Signature

GREEN
RUSSELL
1998 TRUST

BLACK,
HAROLD J

SUBLEETREE
ADVANTAGE CORP

30R
PRIVATE

CORP

PRIVATE

4078

CARROLL,
HOWARD

PRIVATE

20N 22E 6 NW SE

↑ N

09/20/2006

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

RIGHT NUMBER: 75-14327
NAME AND ADDRESS: SUSAN FOSTER
PO BOX 285
SALMON ID 83467-0285

GEORGE FOSTER
3045 INDUSTRY ST
OCEAN SIDE CA 92054

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.120 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	04/01 11/01	0.120 CFS

PLACE OF USE: IRRIGATION Within LEMHI County
T20N R22E S06 Lot 11 NWSE 6.00

6 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
LOTS 10 & 11 CHINOOK SUBDIVISION

This right is a split from former right 75-4078W.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

RECEIVED

MAY 18 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 12, 2004

GEORGE AND SUSAN FOSTER
PO BOX 285
SALMON ID 83467-0285

*second modified
5-29-04
JP*

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

Dear Claimants:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by May 25, 2004. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim(s) referenced above, please call this office toll-free at 1/800-451-4129 so we can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

208-256-1314

Telephone No.

SCANNED

MAY 20 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

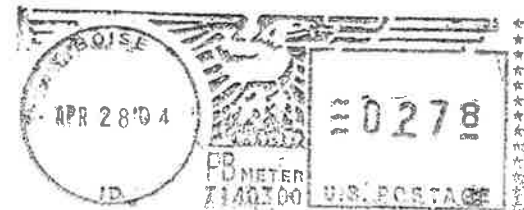
Return Service Requested

75-4078W

GEORGE FOSTER
SUSAN FOSTER
3045 INDUSTRY ST
OCEAN SIDE CA 92

CAAGCTH5 92054
83720-0098

PRESORTED
FIRST CLASS



RECEIVED
MAY 07 2004
Department of Water Resources

FOST045* 920542526 1C02 11 05/03/04
FORWARD TIME EXP RTN TO SEND
FOSTER
PO BOX 265
SALMON ID 83467-0285

RETURN TO SENDER



SCANNED
MAY 14 2004



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

November 4, 2003

GEORGE & SUSAN FOSTER
3045 INDUSTRY ST
OCEANSIDE CA 92054

RE: CHANGE IN OWNERSHIP FOR 75-4078U

Dear Mr. & Mrs. Foster:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting 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:

75-4078U split into:

75-4078V, Lots 14, 15, 16, 25, 26; 29 acres, 0.64 cfs,
Doubletree/Miltal

75-4078W, Lots 9, 10, 11; 14 acres, 0.31 cfs, Foster

75-4078X, Lot 12; 16 acres, 0.35 cfs, Cook Trust/Nicholson Trust

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree

Technical Records Specialist

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

RECEIVED

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
75-4078P					

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)
 Doubletree Advantage & Miltal Inc
 6251 SW Canyon Court
 Portland OR 97221
4. New Owner/Claimant(s)
 George Foster and Susan Foster
 Name Connector (check one) ☐ and, ☐ or, ☒ and/or
 New Mailing Address
 PO Box 285
 Salmon ID 83467
 City, State and ZIP Code
 New Telephone Number
 ()
5. Date you acquired the property
 1/22/2003 and 6/15/2001

247367

State of Idaho)
 County of Lemhi) SS No. _____
 This instrument was filed for record at the request
 of Alliance Title
 at 3:22 o'clock Pm 6-15 2001
 and duly filed and indexed in the records of Lemhi
 County Terri J. Morton
 Ex-Officio Recorder
 By Gina Eagle Deputy
 Fee 3.00
 Return to A.T.

CORPORATION DEED

Order No. 307010707L-G

For Value Received

MILTAL INC. a Washington Corporation
 a corporation duly organized and existing under the laws of the State of Washington, Grantor
 does hereby Grant, Bargain, Sell and convey unto
George Foster and Susan Foster, Husband and Wife
 whose current address is: 26103 Nth Lake Wohlford Rd.
Valley Center, CA 92082

the following described real estate, to wit:

Lot 11 of Chinook Subdivision, according to the official plat thereof, filed in Book 5 of Plats
 at Page(s) 29 Official Records of Lemhi County, Idaho, and amended in Book 6 of Plats at
 Page No. 30.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
 Grantee(s), heirs and assigns forever. And the Grantor does hereby covenant to and with
 the Grantee(s), that it is the owner of said premises; that they are free from all
 encumbrances EXCEPT: current year taxes, conditions, covenants, restrictions,
 reservations, easements, rights and rights of way, apparent or of record.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of
 Directors has caused its corporate name to be hereunto subscribed by its President and its
 corporate seal to be affixed by its Secretary this June 6, 2001.

By:

David A. Asson Power of Attorney for

Mital, Inc.

State of Oregon)
 County of Washington) ss.

On this 11 day of June, 2001, before me, a Notary Public in and for said
 state, personally appeared David A. Asson, known to me to be the person whose name is subscribed to
 the within instrument as the Attorney in Fact of Mital, Inc., by W. Don Miller, President of the
 Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, executed the
 foregoing in said Corporation name, as principal and his own name as Attorney in Fact.

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



Michelle L. Lowell
 Notary Public for the State of Oregon
 Residing at: Portland Oregon
 Commission Expires: April 6 2002

247366

State of Idaho)
 County of Lemhi) SS No. _____
 This instrument was filed for record at the request
 of Alhance Little
 at 3:29 o'clock P.M. on 6-15 2001
 and duly filed and indexed in the records of Lemhi
 County Tarrl J. Moxton
 Ex-Officio Recorder
 By Jana Eagle Deputy
 Fee 3.
 Return to A.T.

CORPORATION DEED

Order No. 307010707L-G

For Value Received

Doubletree Advantage Corp., an Oregon corporation duly organized and existing under the laws of the State of Oregon, Grantor, does hereby Grant, Bargain, Sell and convey unto **George Foster and Susan Foster, Husband and Wife** whose current address is: **26103 Nth Lake Wohlford Rd. Valley Center, CA 92082**

the following described real estate, to-wit:

Lot 11 of Chinook Subdivision, according to the official plat thereof, filed in Book 5 of Plats at Page(s) 29 Official Records of Lemhi County, Idaho, and amended in Book 6 of Plats at Page No. 30.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee(s), that it is the owner of said premises; that they are free from all encumbrances EXCEPT: current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this June 7, 2001.

By:

Doubletree Advantage Corp.

By: David A. Asson, President

State of Oregon)
 County of Washington) ss.

On this 11 day of June, 2001, before me, a Notary Public in and for said state, personally appeared David A. Asson, known to me to be the President and the Secretary of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, executed the foregoing in said Corporation name.

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



Michelle L. Lowell
 Notary Public for the State of
 Residing at: Portland Oregon
 Commission Expires: April 8, 2002

CORPORATION DEED

For Value Received MILTAL, INC., a Washington Corporation

a corporation duly organized and existing under the laws of the State of ^{WASHINGTON} ~~Idaho~~, grantor, does hereby Grant, Bargain, Sell and Convey unto

GEORGE FOSTER AND SUSAN FOSTER,
husband and wife,

whose current address is 3045 Industry St.,
Oceanside CA 92054

the following described real estate, to-wit:

All of Grantor's interest in and to the following:

Lots 9 and 10 in Chinook Subdivision, according to the official plat thereof, filed in Book 5 of Plats at Page 29 and Book 6 of Plats at Page 30, official records of Lemhi County, Id.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservation in Federal patents and state deeds, or other restrictions imposed by law, building and use restrictions of records, building and zoning regulations and ordinances of any governmental unit whether of sight or of record.

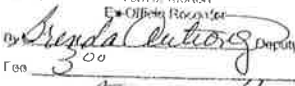
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever.

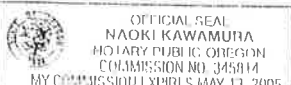
IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this

By 
W. DON MILLER
PRESIDENT
ATTEST: 
JACK W. TALBOT
SECRETARY

OREGON
STATE OF OREGON, COUNTY OF Multnomah
ON THIS 6th day of January, 2002
before me, a notary public in and for said State, personally appeared
W. DON MILLER and
JACK W. TALBOT known to me to be
the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary Public
Residing at W-BANK
Comm. Expires May 13, 2005
OR - 10000

State of Idaho)
County of Lemhi) S3 253230
This instrument was filed for record at the request
of Alliana Sitt
at 3:17 p.m. on 1-22-2003
and duly filed and indexed in the records of Lemhi
County
Tami J. Gordon
Notary Public

Fee \$ 3.00
Return to AT 11



CORPORATION DEED

For Value Received DOUBLETREE ADVANTAGE, CORP.,
an Oregon Corporation

a corporation duly organized and existing under the laws of the State of ^{Oregon}~~Idaho~~, grantor, does hereby
Grant, Bargain, Sell and Convey unto

GEORGE FOSTER AND SUSAN FOSTER
husband and wife,

whose current address is 3045 Industry ST.,
Oceanside CA 92054

the following described real estate, to-wit:

All of Grantor's interest in and to the following:

Lots 9 and 10 in Chinook Subdivision, according to the official
plat thereof filed in Book 5 of Plats at Page 29 and Book 6
of Plats at Page 30 official records of Lemhi County, Id.

The above conveyance is made free and clear of all other encumbrances except:
Rights of way and easements, reservation in Federal patents and state
deeds, or other restrictions imposed by law, building and use restrictions
of records, building and zoning regulations and ordinances of any governmental
unit whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has
caused its corporate name to be hereunto subscribed by its President and its corporate seal to be
affixed by its Secretary this

By *David A. Asson*
DAVID A. ASSON

PRESIDENT.

ATTEST *David A. Asson*
DAVID A. ASSON SECRETARY.

OREGON

STATE OF ~~Idaho~~ COUNTY OF Multnomah --SS

ON THIS 6TH day of January, 192003

before me, a notary public in and for said State, personally appeared

DAVID A. ASSON

and

DAVID A. ASSON

(known to me to be
the President and Secretary of the corporation that executed this in-
strument or the persons who executed the instrument on behalf of said
corporation, and acknowledged to me that such corporation executed
the same.

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

David A. Asson
Notary Public

Residing at W. PARK- OR 1836X

Comm. Expires May 13, 2005

State of Idaho) SS No. 1836X
County of Lemhi)

This instrument was filed for record at the request

of Alleana J. Jett

at 3:00 p.m. 1-22-2003

and duly filed and indexed in the records of Lemhi

County

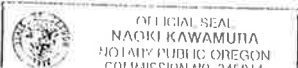
Tori J. Keston

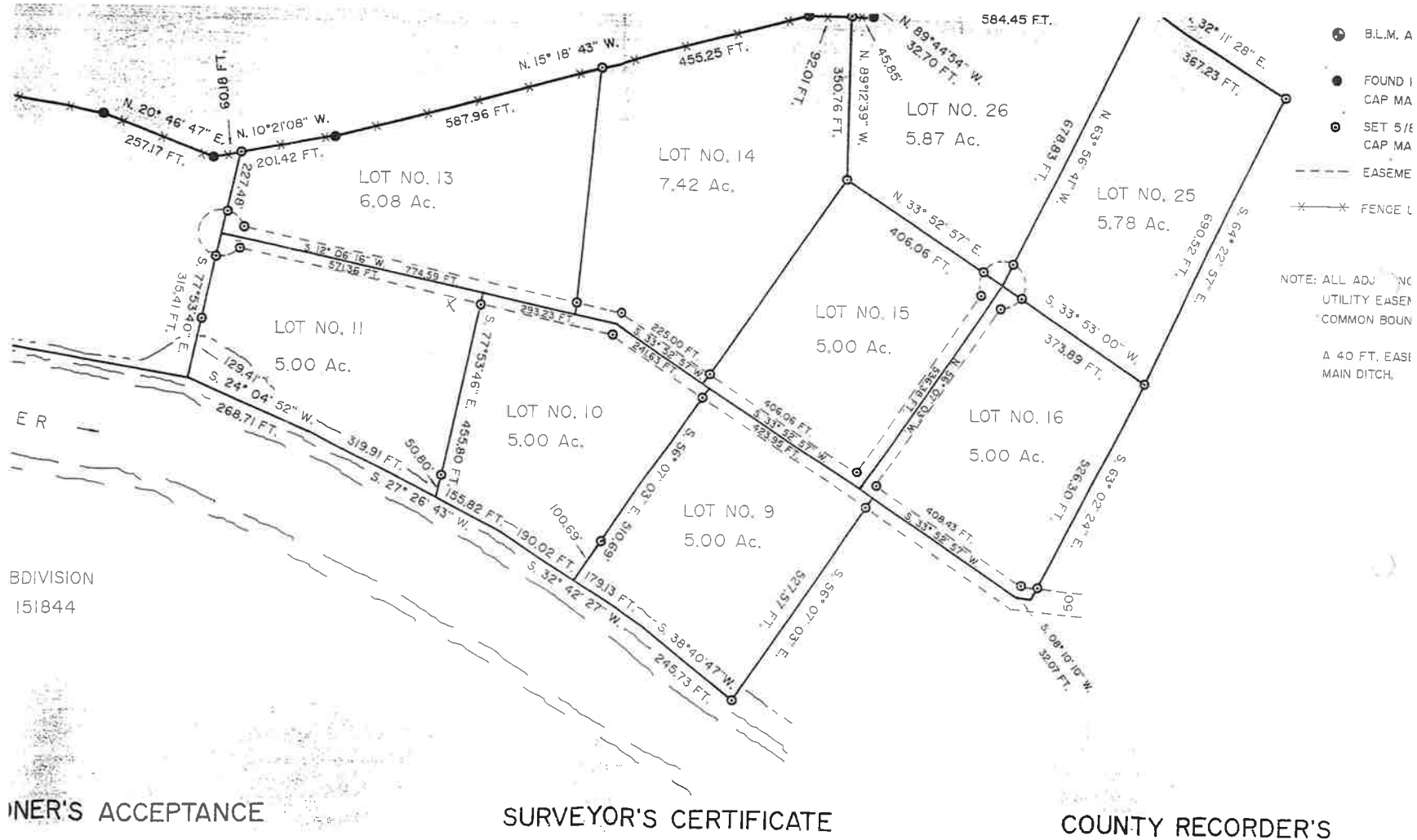
Ex. Office Recorder

By *Standa Auction 9*

For 300

Return to AT ed





CORPORATION DEED

For Value Received MULTAL, INC., a Washington Corporation

a corporation duly organized and existing under the laws of the State of ^{Washington} ~~Idaho~~, grantor, does hereby Grant, Bargain, Sell and Convey unto

GEORGE FOSTER AND SUSAN FOSTER,
husband and wife,

whose current address is 3045 Industry St.,
Oceanside CA 92054

the following described real estate, to-wit:

All of Grantor's interest in and to the following:

Lots 9 and 10 in Chinook Subdivision, according to the official plat thereof, filed in Book 5 of Plats at Page 29 and Book 6 of Plats at Page 30, official records of Lemhi County, Id.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservation in Federal patents and state deeds, or other restrictions imposed by law, building and use restrictions of records, building and zoning regulations and ordinances of any governmental unit whether of sight or of record.

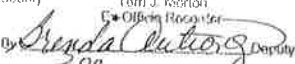
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^s, their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this

By 
W. DON MILLER
PRESIDENT.
ATTEST: 
JACK W. TALBOT
SECRETARY.

OREGON
STATE OF OREGON, COUNTY OF MULTNOMAH
ON THIS 6TH day of January, 2002
before me, a notary public in and for said State, personally appeared
W. DON MILLER
and
JACK W. TALBOT, known to me to be
the President and Secretary of the corporation that executed this instrument as the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary Public
Residing at W.BANK
Comm. Expires May 13, 2005
OR 82498

State of Oregon) SS# 253220
County of Lemhi)
This instrument was filed for record at the request
of Allana Vette
at 3:12 p.m. on 1-22-2003
and duly filed and indexed in the records of Lemhi
County
Terri J. Morton
County Recorder
By  Deputy
Fee \$3.00
Return to AT 11



CORPORATION DEED

For Value Received DOUBLETREE ADVANTAGE, CORP.,
an Oregon Corporation

a corporation duly organized and existing under the laws of the State of ^{Oregon} ~~Idaho~~, grantor, does hereby
Grant, Bargain, Sell and Convey unto

GEORGE FOSTER AND SUSAN FOSTER
husband and wife,

whose current address is 3045 Industry St.,
Oceanside CA 92054

the following described real estate, to wit:
All of Grantor's interest in and to the following:
Lots 9 and 10 in Chinook Subdivision, according to the official
plat thereof filed in Book 5 of Plats at Page 29 and Book 6
of Plats at Page 30 official records of Lemhi County, Id.

The above conveyance is made free and clear of all other encumbrances except:
Rights of way and easements, reservation in Federal patents and state
deeds, or other restrictions imposed by law, building and use restrictions
of records, building and zoning regulations and ordinances of any governmental
unit whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has
caused its corporate name to be hereunto subscribed by its President and its corporate seal to be
affixed by its Secretary this

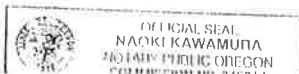
By David A. Asson
DAVID A. ASSON

PRESIDENT

ATTEST David A. Asson
DAVID A. ASSON SECRETARY

OREGON
STATE OF ~~Idaho~~ COUNTY OF ~~Blaine~~ ^{Multnomah} --SS
ON THIS 6th day of January, 2002
before me, a notary public in and for said State, personally appeared
DAVID A. ASSON and
DAVID A. ASSON known to me to be
the President and Secretary of the corporation that executed this in-
strument or the persons who executed the instrument on behalf of said
corporation, and acknowledged to me that such corporation executed
the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal, the day and year in this certificate first above written.
W. B. BARK
Residing at W. B. BARK
Comm. Expires May 12, 2005
Notary Public
OR 18626X

State of Idaho) SS No. 1253229
County of Lemhi)
This instrument was filed for record at the request
of Alliance Title
at 3:16 PM on 1-22-2003
and duly filed and indexed in the records of Lemhi
County
Tami J. Moxon
E. Clerk Recorder
By Brenda Anderson
Fee 3.00
Return to AT 68



RECEIVED

SEP 25 2003

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

Department of Water Resources
 Eastern Region

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

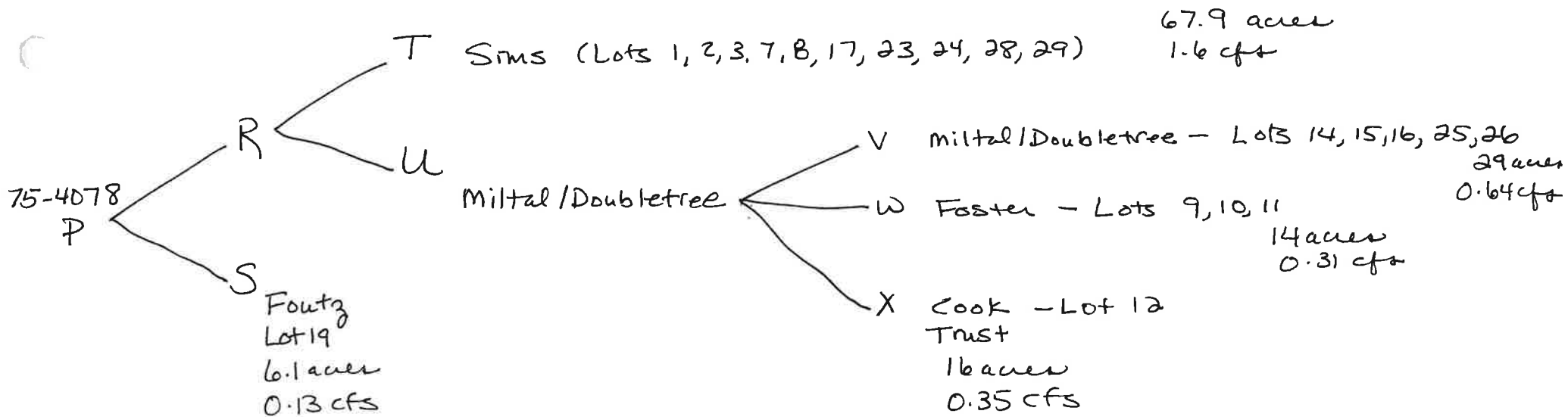
1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split"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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split

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) DOUBLETREE ADVANTAGE, CCORP
MILTAL, INC.,
7380 SW 102nd, Beaverton OR 97008
4. New Owner/Claimant(s) GEORGE AND SUSAN FOSTER
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3045 Industry St.
- City, State and ZIP Code Oceanside, CA 92054
- New Telephone Number (760) 433-0301
5. Date you acquired the property 1/15/2003



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 75-4078W
Date Received: 10/8/2003
Receipt No:
Received By:

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

1. Name of Claimant(s)

SUSAN FOSTER Phone:
3045 INDUSTRY ST
OCEAN SIDE CA USA 92054

GEORGE FOSTER Phone: (800)729-2881
3045 INDUSTRY ST
OCEAN SIDE CA USA 92054

2. Date of Priority: 05/11/1893

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	Type
20N	21E	7	NW SW SW	LEMHI	

5. Description of diverting works:

ROCK DIV. DAM WITH PIPE HEADGATE AND DITCHES WITH PUMP AND SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.31	

7. Total Quantity Appropriated is:
0.31 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
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20N	22E	6	NW	SE	11	IRRIGATION	14
						Section Acres	14
						Total Acres	14

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:

PROPERTY AKA LOTS 9, 10, 11 CHINOOK SUBDIVISION

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-4078U

15. Basis of Claim: Beneficial Use