

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-108Q V1

WATER RIGHT NUMBER: 36-108Q V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JIM FETTER 939 PALMITO MILL BRAE, CA 94030 (415)952-1162
Current Owner	NANCY L FETTER 939 PALMITO MILL BRAE, CA 94030 (415)952-1162
Original Owner	DICK J VEENENDAAL PO BOX 512 221 WILLOW LANE (DIRECTORS REPORT OWNER) HAGERMAN, ID 83332 (208)837-6670
Original Owner	SIGRID E VEENENDAAL PO BOX 512 221 WILLOW LANE (DIRECTORS REPORT OWNER) HAGERMAN, ID 83332 (208)837-6670

Priority Date: 09/10/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BILLINGSLEY CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	2/15 to 11/30	0.200 CFS	
STOCKWATER	12/01 to 2/14	0.030 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

BILLINGSLEY CREEK	SE1/4SE1/4NE1/4	Sec. 11, Twp 07S, Rge 13E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	14							3.3										3.3

Total Acres: 3.3

STOCKWATER

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-108Q V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	14							X										

Total Acres: 0

Conditions of Approval:

1. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.

Comments:

1. KCHRISTE 7/7/1995 COPIED FROM REMARKS

Comment: WATER IS DIVERTED THRU THE BUCKEYE DITCH ALL YEAR LONG AND THE STOCK UTILIZE THE WATER. SF3 OWNERSHIP CHANGE, VEENENDAAL/FETTER, 05/12/95. CORRECTION TO SF3 OWNERSHIP CHANGE. CHANGE INVOLVES A SPLIT IN THE CLAIM. BASED UPON 42-1409(7), WARRANTY DEED, AND CONVERSATION WITH MR VEENENDALL ON 6-7-95. PER MR VEENENDALL, ALL OF THE STOCKWATER GOES WITH THE FETTER PORTION. KKC

2. SCLELLAN 8/26/1996 COPIED FROM REMARKS

Comment: WATER IS DELIVERED THROUGH THE BUCKEYE DITCH. A DIVERSION RATE OF 0.20 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE. 0.01 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT DURING THE NON-IRRIGATION SEASON.

3. VHANCOCK 7/27/1999 SOU

Comment: CORRECTED STOCK CODE, SOU

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-108Q V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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

RECEIVED**OCT 22 2001**

Department of Water Resources
Southern 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
36-108Q					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) James V. Fetter & Nancy Fetter
625 Grove Street, Roshville, CA 95678
4. New Owner/Claimant(s) Dale E. Hunter & Linda G. Hunter
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 9977 Kuna Road
- City, State and ZIP Code Kuna, ID 83634
- New Telephone Number (208) 362-5638
5. Date you acquired the property 10-15-01

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

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

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

7. Signature of New Owner(s) or Claimant(s) (include title if applicable)
- Dale E. Hunter Dale E. Hunter
- Linda G. Hunter Linda G. Hunter

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

For Office Use Only

Received by _____ Date _____ Fee _____

Received by _____ Date _____ Receipt No. _____

Processed by [Signature] AJ Date 10/24/01 WR _____ Date _____

RECEIVED

OCT 22 2001

Department of Water Resources
Southern Region

QUIT CLAIM DEED

FOR VALUE RECEIVED

JAMES V. FETTER AND NANCY FETTER, HUSBAND AND WIFE

GRANTOR(S)

Do(es) Hereby Convey, Release, Remise and Forever Quitclaim Unto

DALE E. HUNTER AND LINDA G. HUNTER, HUSBAND AND WIFE

GRANTEE(S)

Whose address is: 9977 Kuna Road, Kuna, ID 83634

The following described premises, to-wit:

State of Idaho Department of Water Resources Water Right No. 36-108Q.

Instrument # 192479

GOODING, GOODING, IDAHO

2001-10-18

03:19:47

No. of Pages: 1

Recorded for : GOODING TITLE

HELEN EDWARDS

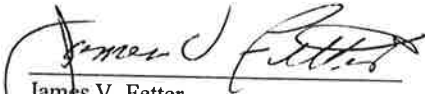
Ex-Officio Recorder Deputy

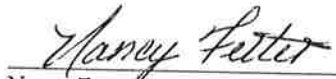
Fee: 3.00

Index to: DEED, QUIT-CLAIM

Together with their appurtenances.

Dated: October 11, 2001


James V. Fetter

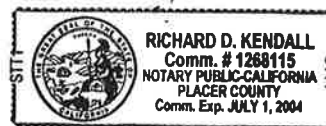

Nancy Fetter

State of California }
County of Placer } ss.

On this 16 day of October, in the year 2001, before me, a Notary Public in and for said State, personally appeared JAMES V. FETTER AND NANCY FETTER, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.


Notary Public
Residing At: Placer County, California
Commission Expires: July 1, 2004



WARRANTY DEED

For Value Received

JAMES V. FETTER and NANCY FETTER, JAMES V. FETTER and NANCY FETTER, Husband and Wife

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

DALE E. HUNTER and LINDA G. HUNTER,

the grantee(s), whose current address is

9977 KUNA RD , KUNA, ID 83634

the following described premises, to-wit:

See Attached Exhibit "A"

RECEIVED

OCT 22 2001

Department of Water Resources
Southern Region

Instrument # 192455

GOODING, GOODING, IDAHO
2001-10-17 03:13:35 No. of Pages: 2
Recorded for : GOODING TITLE
HELEN EDWARDS
Ex-Officio Recorder Deputy *Penny Watson*
Index to: DEED, WARRANTY

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

Dated: October 15, 2001

James V. Fetter
JAMES V. FETTER

Nancy Fetter
NANCY FETTER

STATE OF CALIFORNIA

: ss
COUNTY OF *Placer*

On This 16 day of October, in the year 2001, before me, a Notary Public in and for said State, personally appeared **JAMES V. FETTER and NANCY FETTER**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Richard D. Kendall
Notary Public of California
Residing at *Placer County, California*
Commission Expires: *July 1, 2004*

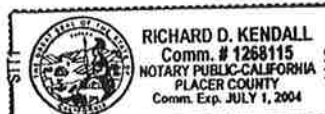


EXHIBIT A
G010387

Township 7 South, Range 13, East of the Boise Meridian, Gooding County, Idaho

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the Southwest Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter, being more particularly described as follows:

BEGINNING at the Northwest corner of said Section 14;
Thence South 0°00'42" East a distance of 1,949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Road;
Thence South 89°55'23" East a distance of 1,120.31 feet along the centerline of Valley Road;
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Road and the TRUE POINT OF BEGINNING;
Thence South 89°55'23" East a distance of 110.21 feet along the Southerly boundary of said Valley Road to an angle point;
Thence South 0°04'37" West a distance of 10.00 feet along the Southerly boundary of said Valley Road to an angle point;
Thence South 89°55'23" East a distance of 147.77 feet along the Southerly boundary of said Valley Road to the Easterly boundary of Tax Lot 25 as described in the tax records of Gooding County;
Thence South 26°24' 25" West a distance of 117.61 feet along the Easterly boundary of said Tax Lot 25 to the Easterly boundary of the Southwest Quarter of the Northwest Quarter;
Thence South 0°04'37" West a distance of 19.59 feet along the Easterly boundary of said Southwest Quarter of the Northwest Quarter to the Southerly boundary of vacated Lot 8 in Block 6 of Hagerman Townsite;
Thence South 89°55'23" East a distance of 14.70 feet along the Southerly boundary of said Lot 8 to the Southeast corner thereof;
Thence South 0°04'37" West a distance of 195.00 feet along the Easterly boundary of Lot 9 in Block 6 of Hagerman Townsite and its projections;
Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to the TRUE POINT OF BEGINNING.

ALSO

Township 7 South, Range 13, East of the Boise Meridian, Gooding County, Idaho

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the Southwest Quarter of the Northwest Quarter, being more particularly described as follows:

BEGINNING at the Northwest corner of said Section 14;
Thence South 0°00'42" East a distance of 1,949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Road;
Thence South 89°55'23" East a distance of 900.31 feet along the centerline of Valley Road;
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Road, being the TRUE POINT OF BEGINNING;
Thence South 89°55'23" East a distance of 220.00 feet along the Southerly boundary of said Valley Road;
Thence South 0°00'42" East a distance of 330.00 feet;
Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to the TRUE POINT OF BEGINNING.



GOODING
TITLE & ESCROW
COMPANY

October 18, 2001

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED
OCT 22 2001
Department of Water Resources
Southern Region

Re: 36-108Q
Fetter-Hunter

Dear Sir or Madame:

Enclosed please find a Notice of Change of Ownership to be filed with your office. Also enclosed are copies of the recorded Warranty Deed and Quit Claim Deed for your reference.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

GOODING TITLE & ESCROW CO.

DeNene M. Dixon
Escrow Assistant

/dmd
Encl.

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: **A36-00108Q**
Date Received: 6/ 7/1988
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: JIM FETTER 415-952-1162
Address: 939 PALMITO
MILLBRAE CA 94030
AND
Name: NANCY L FETTER 415-952-1162
Address: 939 PALMITO
MILLBRAE CA 94030

2. Date of Priority: SEP 10, 1884

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	11	NE	SE	NE		GOODING

5. Description of diverting works:
VIA BUCKEYE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
STOCKWATER	03/15	11/15	0.020		
STOCKWATER	11/16	03/14	0.030		

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

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 2 HORSES

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	14	SW	NW		STOCK	
			SW	NW		IRR	3.3
					Section Acres		3.3
					Total Acres		3.3

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

WATER IS DIVERTED THRU THE BUCKEYE DITCH ALL YEAR LONG AND THE STOCK UTILIZE THE WATER.
SF3 OWNERSHIP CHANGE, VEENENDAAL/FETTER, 05/12/95.
CORRECTION TO SF3 OWNERSHIP CHANGE. CHANGE INVOLVES A SPLIT IN THE CLAIM. BASED UPON 42-1409(7), WARRANTY DEED, AND CONVERSATION WITH MR VEENENDALL ON 6-7-95. PER MR VEENENDALL, ALL OF THE STOCKWATER GOES WITH THE FETTER PORTION. KKC

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 7, 1995

JIM FETTER
939 PALMINTO
MILLBRAE CA 94030

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM
CHANGE OF OWNERSHIP A36-00108Q

Dear Mr Fetter

Enclosed is your copy of the above listed claim as changed and a copy of your ownership change request. Please review this claim to verify that the data is correct. The original claim filed by Mr Veenendaal was A36-00108A and it has been split into your portion and A36-00108P for Mr Veenendaal.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

MICROFILMED

DEC 03 1996



NEW PROPERTY OWNER NOTICE Or CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: Nov 8/1994**RECEIVED****APR 10 1995**

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____

Range _____

Section _____, 1/4 of _____

1/4 of _____

1/4, Govt. Lot _____

B.M. _____

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

RECEIVED

- ☐ 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) **APR 02 1995**
Department of Water Resources
Southern Region

- ☐ Water Right Number(s)
Assigned by IDWR: A36-00108 A

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

DICK J. VEENENDAAL
Box 512 Hagerman
Idaho

- ☐ New Owner/Claimant
(Purchaser):

JAMES V. FETTER

- ☐ New Mailing Address:

939 PALMITO DR.
MILLBROOK CA 94030

- ☐ New Telephone Number:

(415) 952-1162

- ☐ 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:

10' ten inches of water from
The Buckeye Ditch Diversion

- ☐ Attach proof of
ownership, describe
proof 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):

James V. Fetter

Date 3/31/95

James V. Fetter

Date 3/31/95

- ☐ Signature of Former
Owner/Claimant(s):

Dick J. Veenendaal

Date 3/12/95

Sigrid E. Veenendaal

Date 3/12/95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-11-95By: A. Shuman

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

signatures & legal match
to Jeannie R. - Southern
5-31-95 no objection

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

MICROFILMED**DEC 03 1996**

JUN 07 1995

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Department of Water Resources
Southern Region

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;
Thence South 89°55'23" East a distance of 1120.31 feet along the centerline of said Valley Street;
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Street and THE TRUE POINT OF BEGINNING;
Thence South 89°55'23" East a distance of 110.21 feet along the Southerly boundary of said Valley Street to an angle point;
Thence South 0°04'37" West a distance of 10.00 feet along the Southerly boundary of said Valley Street to an angle point;
Thence South 89°55'23" East a distance of 147.77 feet along the Southerly boundary of said Valley Street to the Easterly boundary of Tax Lot 25 as described in the Tax Records of Gooding County, Idaho;
Thence South 26°24'25" West a distance of 117.61 feet along the Easterly boundary of said Tax Lot 25 to the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Thence South 0°04'37" West a distance of 19.59 feet along the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Southerly boundary of vacated lot 8, Block 6 of the Hagerman Townsite;
Thence South 89°55'23" East a distance of 14.70 feet along the Southerly boundary of said Lot 6 to the Southeast corner thereof;
Thence South 0°04'37" West a distance of 195.00 feet along the Easterly boundary of Lot 9, Block 6 of said Hagerman Townsite and its projections;
Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;
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Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to ten (10) inches of water in the Buckeye Ditch.

DEC 07 1996

Exhibit "A" Continued

SUBJECT TO THE FOLLOWING:

All reservations in patents or deeds in the chain of title.

Taxes for 1994 and subsequent years, a lien, but not yet due and payable.

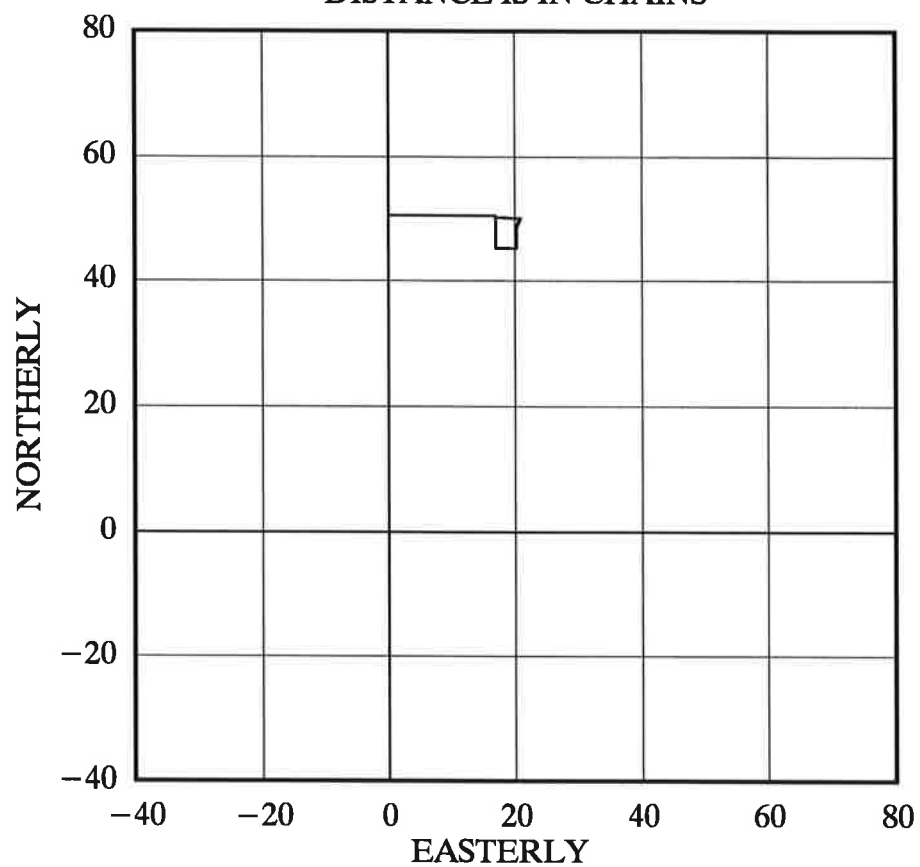
Assessments levied or to be levied by the Gooding County Solid Waste Department.

Assessments levied or to be levied by the city of Hagerman.

Assessments levied or to be levied by any local irrigation district.

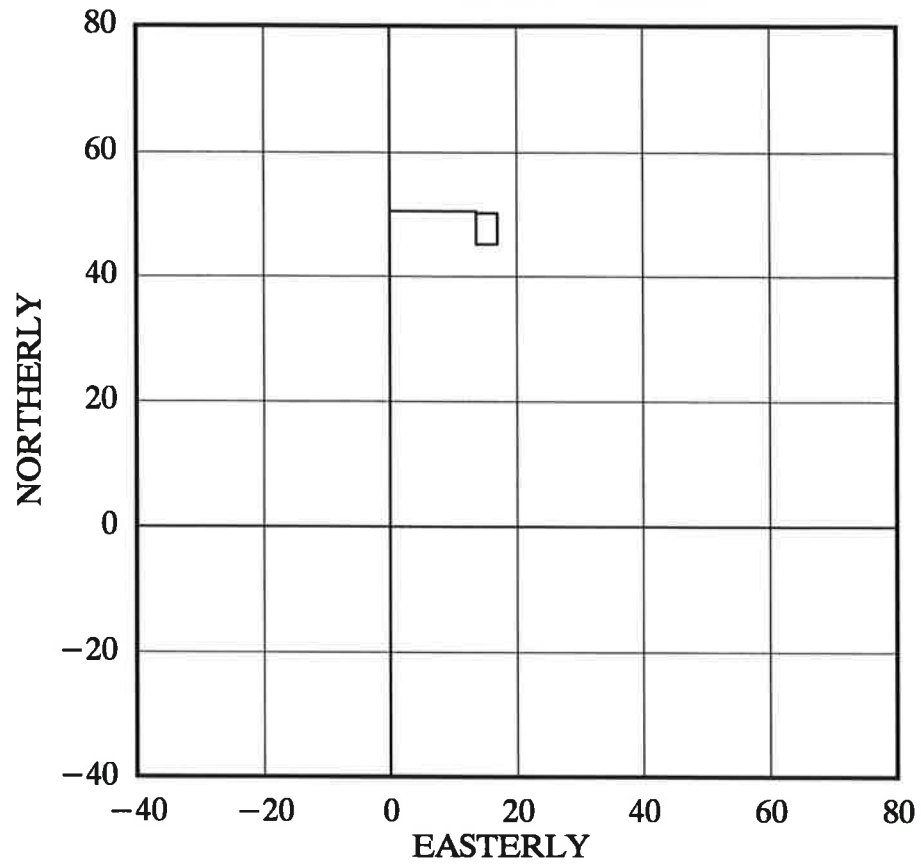
Power line Easement given by Vern Williams and Charlotte Williams, Husband and Wife, to Idaho Power Company, a corporation, dated April 12, 1979, recorded December 14, 1979 as Instrument Number 80290, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 7 South, Range 13, East Boise Meridian.

PARCEL PLOT – METES & BOUNDS
DISTANCE IS IN CHAINS



MICROFILMED
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PARCEL PLOT – METES & BOUNDS
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TRANSMITTAL COVER SHEET

OMNIFAX G66

TO: TERRY

SRBA COURT

TOTAL PAGES SENT: 2

DOCUMENT DESCRIPTION: WARRANTY DEED FOR A PORTION
OF THE PLACE OF USE CLAIMED THRU A36-00108A

FROM: IDAHO DEPARTMENT OF WATER RESOURCES
222 SHOSHONE AVE E
TWIN FALLS ID 83301

PHONE: 736-3033

FAX: 736-3037

SENDER: KELLY K. CHRISTENSEN

CHARGES:

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COMMENTS: _____

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DEC 03 1996

RECEIVED

JUN 07 1995

Department of Water Resources
Southern Region

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is Jim Fetter and Nancy L. Fetter

I am the claimant of Enclosed Information
(Insert each water right number)

I have filed an objection/response to the following water right(s) Enclosed Inf.

(Insert each water right number)

My new mailing address is 939 Palmito
Millbrae Ca 94030

My phone number is: Work 415-952-1162 Home Same

MICROFILMED

DEC. 03 1996

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Nancy L. Fetter Jim Fetter
My address is 934 Palmito Millbrae, Ca
94030

My phone number is: Work 415-952-1162 Home Same

The name and address of the party who I wish to be substituted for are:

I am the new claimant/purchaser of A-36-00108 A and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Dick A. Kennard
(Signature of prior claimant/seller)

Nancy L. Fetter
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

VERIFICATION

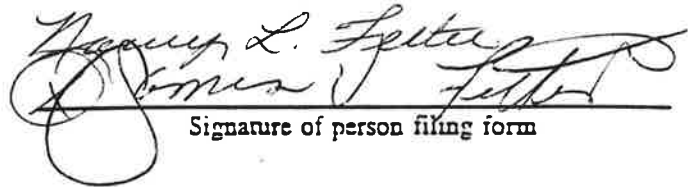
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

_____, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on _____
(Insert Date)

Notary Public for _____
Residing at: _____
My Commission expires: _____

MICROFILMED

DEC 03 1996

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on March 31, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

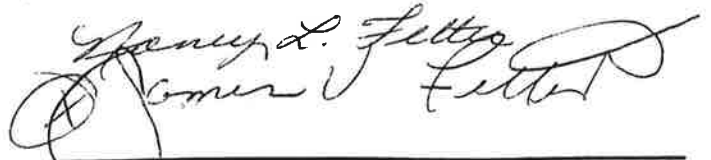
4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


(Signature of person or attorney mailing the form)

MICROFILMED
DEC 03 1996

COPY

2001 NOV 23 PM 1:24

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

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	)	SUBCASE NO. 36-108A, 36-108P,
	)	36-108Q
Case No. 39576	)	
	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

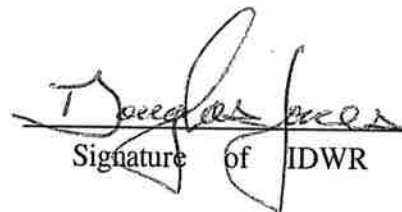
Does the change in "ownership" result in a splitting of the water right claimed? ☒Yes ☐No

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: _____

11/15/01



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

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

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:

James V Fetter
Nancy Fetter
625 Grove St
Roshville CA 95678

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:

Dale E Hunter	Dick J Veenendaal
Linda G Hunter	Sigrid E Veenendaal
9977 Kuna Rd	PO Box 512
Kuna ID 83634	Hagerman ID 83332

4. One Copy to:

Each party in the subcase or attorney of record:

5. One Copy to:

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

6. One Copy to:

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



Signature of person or attorney mailing the form

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

10/29/01

RIGHT NUMBER: 36-108A

SPLIT RIGHT: SEE RIGHT NOS. 36-108P AND 36-108Q.

10/29/2001

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

RIGHT NUMBER: 36-108P

NAME AND ADDRESS: DICK J VEENENDAAL
PO BOX 512
221 WILLOW LANE
HAGERMAN ID 83332

SIGRID E VEENENDAAL
PO BOX 512
221 WILLOW LANE
HAGERMAN ID 83332

SOURCE: BILLINGSLEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 09/10/1884

POINT OF
DIVERSION:

T07S R13E S11 SESENE Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
2/15 11/30

QUANTITY
0.100 CFS

PLACE OF USE:

IRRIGATION Within GOODING County
T07S R13E S14 SWNW 1.7

1.7 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.

10/29/2001

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

RIGHT NUMBER: 36-108Q

NAME AND ADDRESS: DALE E HUNTER
9977 KUNA RD
KUNA ID 83634

LINDA G HUNTER
9977 KUNA RD
KUNA ID 83634

SOURCE: BILLINGSLEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/10/1884

POINT OF
DIVERSION:

T07S R13E S11 SESENE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2/15 11/30	0.200 CFS
STOCKWATER	12/01 2/14	0.030 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T07S R13E S14 SWNW 3.3

STOCKWATER Within GOODING County

T07S R13E S14 SWNW

3.3 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER
USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
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 - Decreed

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DALE HUNTER
LINDA HUNTER
9977 KUNA RD
KUNA ID 83634

RE: SRBA Claim(s) 36-108A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: James and Nancy Fetter
Dick and Sigrid Veenendaal

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

DATE: JUL-16-1996

PAGE: A-2

RIGHTS FROM: SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 36-00108Q

NAME & ADDRESS: JIM FETTER
NANCY L FETTER
939 PALMITO
MILLBRAE CA 94030

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.2 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR: STOCKWATER, 2 HORSES

PRIORITY DATE: 09/10/1884

POINT OF DIVERSION: T07S R13E S11 SESENE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PERIOD OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	0.2 CFS
STOCKWATER	03-15	11-15	0.02 CFS
STOCKWATER	11-16	03-14	0.03 CFS

PLACE OF USE: IRRIGATION Within GOODING County
T07S R13E S14 SWNW 3.3
3.3 ACRES TOTALSTOCKWATER Within GOODING County
T07S R13E S14 SWNWSTOCKWATER Within GOODING County
SAME AS OTHER USE

CONSUMPTIVE USE: 10.0 AFY

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

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.

A DIVERSION RATE OF 0.20 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.0.01 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT DURING THE NON-IRRIGATION
SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

WR	AJ NAME	AJ CFS	AJ ACRES	R CFS	R ACRES	BLANK CFS	BLANK ACRES	SPLIT
36-00108 Y	<SPLIT>	—	—	—	—	(WR) 5.4	(WR) EST. 108	A-J
A	<SPLIT>	<0.30>	<5.0>	<SPLIT> ~~5.30~~	<SPLIT> ~~5.0~~	<0.30>	<5.0>	P/G
B	BLASTOCK	1.00	20.0	(BONNING) 0.51	(BONNING) 11.0	0.51	11.0	
C	MYERS	0.30	5.0	—	—	0.07	2.0	
D	BLANDFORD	0.14	2.0	—	—	0.14	2.0	
E	<SPLIT>	<4.5>	<89.0>	<SPLIT>	<SPLIT>	<3.28>	<59.0>	KL
F	ZINK	—	—	RENUMBERED				
G Y	TUSSEY	0.02	1.0	—	—	0.02	1.0	
H	JONES	0.12	3.0	—	—	0.12	3.0	
I	NOT USED	—	—	—	—	—	—	—
J	EASTERDAY (A36-04115)	0.50	10.0	—	—	0.50	8.0	
K	<SPLIT>	<3.04>	<84.0>	<3.11 SPLIT>	<56.0 SPLIT>	—	—	MN
L	GRIDLEY	1.46	5.0	0.17	3.0	—	—	
M	<SPLIT>	<2.98>	<81.2>	<2.98 SPLIT>	<53.2 SPLIT>	—	—	S-W
N	BROOKS	0.09	2.8	0.16	2.8	—	—	
O	NOT USED	—	—	—	—	—	—	—
P	VEENENDAAL	0.10	1.7	0.10	1.7	—	—	
Q	FETTER	0.20	3.3	0.20	3.3	—	—	
R	SUTTERLIN	0.02	1.0	0.02	1.0	—	—	
S	BOTHWELL	2.76	69.7	2.37	42.4	—	—	
T	BROOKS	0.02	1.60	0.09	1.6	—	—	
U	BEANE	0.12	6.0	0.35	6.2	—	—	
V	BEANE	0.06	2.9	0.11	2.0	—	—	
W	METZGER	0.02	1.0	0.06	1.0	—	—	
		6.93 cfs	136.0 AC.	4.12 cfs	73.0 AC.	0.85 cfs	16.0 AC.	=

SPLIT REVIEW: 36-00108

By: STEVE CLELLAND

1/14/97

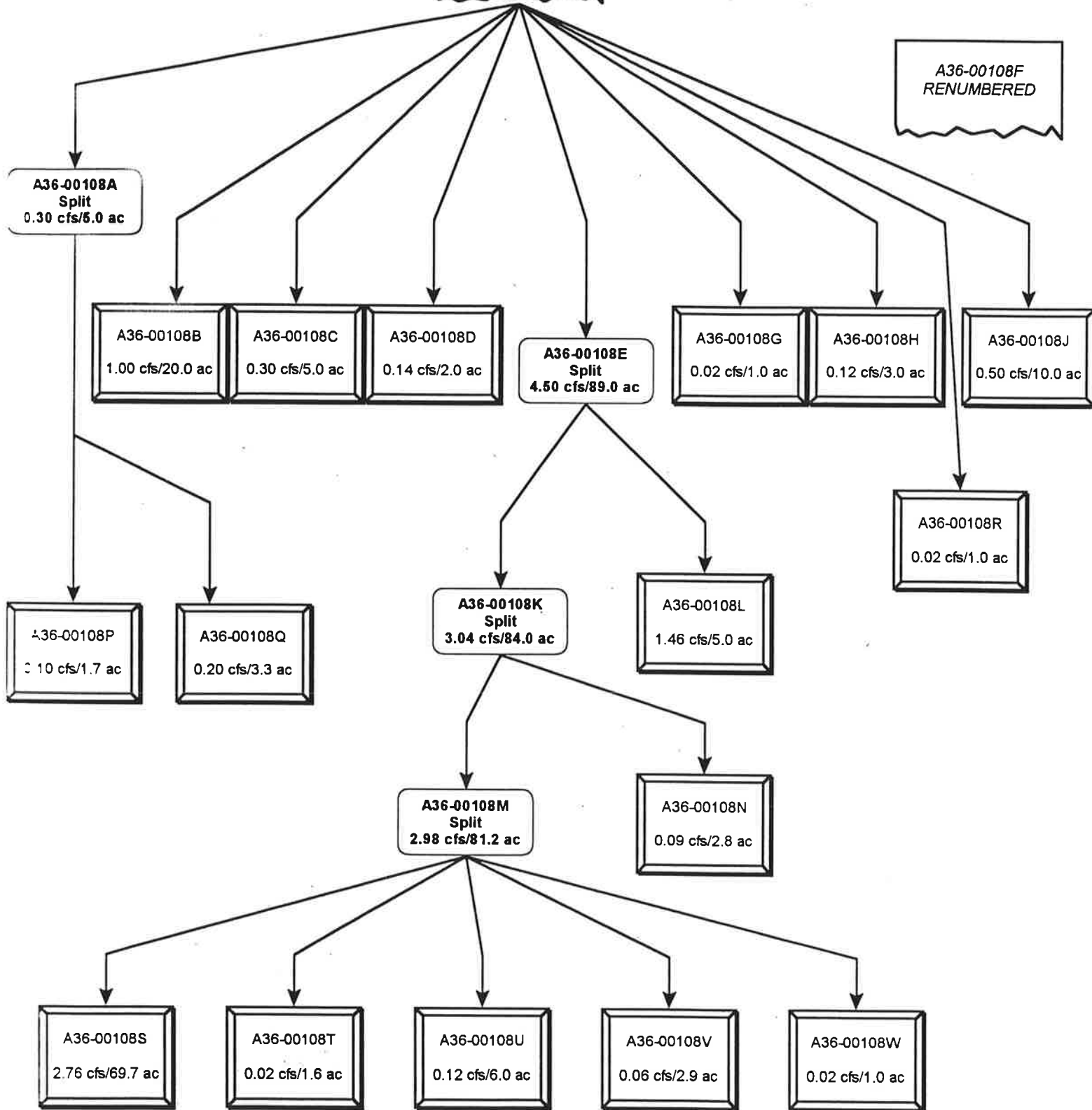
TOTAL AC. = 89.0

TOTAL CFS = 4.97 cfs

Analysis is based on
SRBA Claim Amounts
By: SCC 1/16/96

SPLIT TREE FOR
A36-00108
5.4 CFS/108 AC

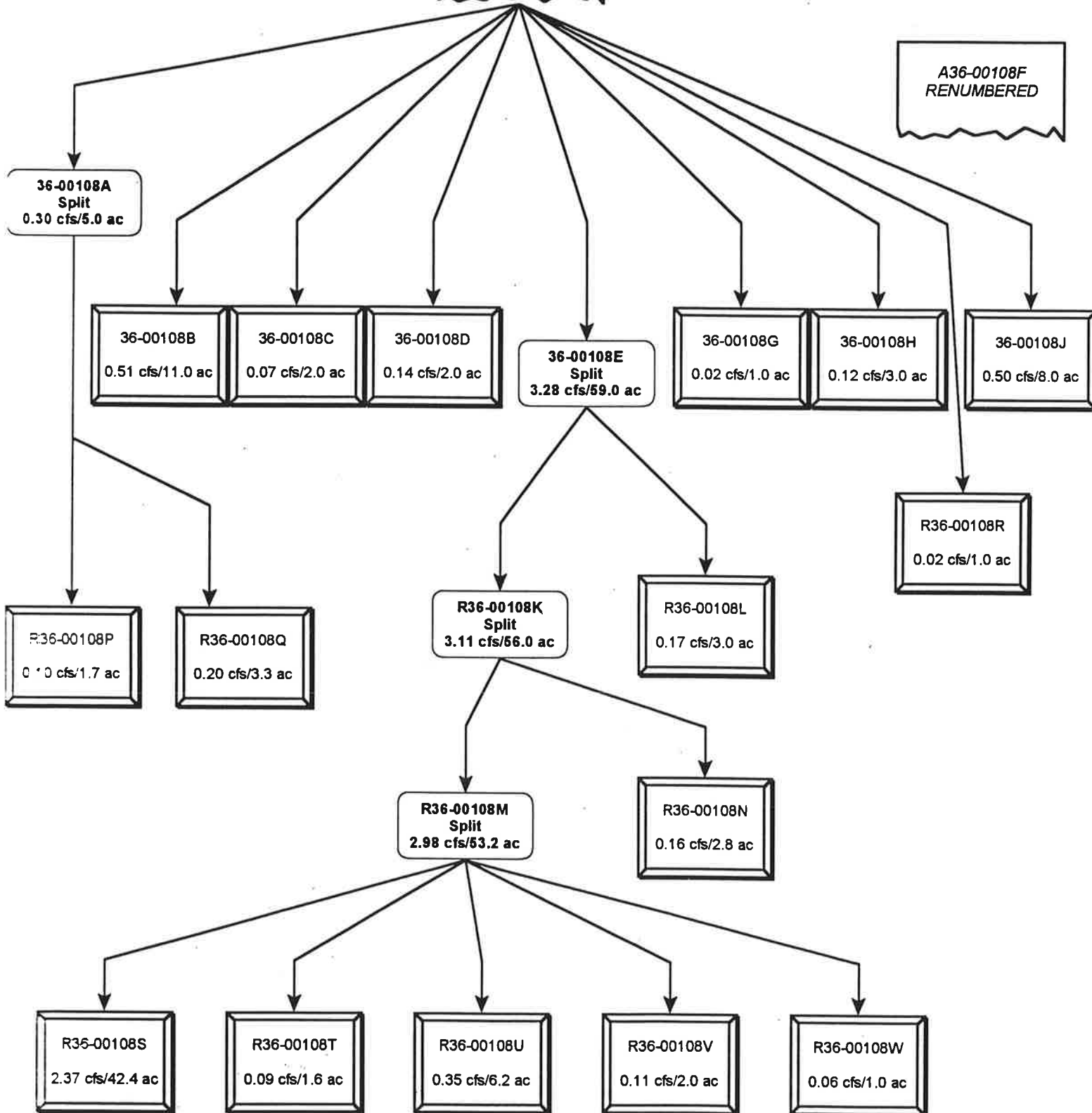
A36-00108F
RENUMBERED



Analysis is based on
Recommended Amounts
By: SCC 1/17/96

**SPLIT TREE FOR
36-00108
5.4 CFS/108 AC**

*A36-00108F
RENUMBERED*



Original

RECEIVED

APR 22 1996

Department of Water Resources

1995 APR 10 AM 9:46

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

CHANGES MADE
7/10-7/195
Follows A.D. 11 Process
of 5/22/96

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
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Case No. 39576

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Higginson in his official capacity as
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of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

A36-00108A
36-00108p *36-00108Q*

Respondents.

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A36-00108Q fether

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I am the claimant of Enclosed Information
(Insert each water right number)

I have filed an objection/response to the following water right(s) Enclosed Inf.

(Insert each water right number)

My new mailing address is 939 Palmito
Milbrae Ca 94030

My phone number is: Work 415-952-1162 Home Same

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Nancy L. Fetter Jim Fetter
My address is 939 Palmito Millbrae, Ca
94030

My phone number is: Work 415-952-1162 Home Same

The name and address of the party who I wish to be substituted for are:

I am the new claimant/purchaser of A-36-00108 A and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Dick F. Kennard
(Signature of prior claimant/seller)

Nancy L. Fetter
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

State of California

County of San Mateo

On 8/24/95 before me, Alicia S. B. Gonzalez ^{Public} Notary
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Nancy L. Fetter and James V. Fetter
NAME(S) OF SIGNER(S)

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



WITNESS my hand and official seal.

Alicia S. B. Gonzalez
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☒ INDIVIDUAL(S)
☐ CORPORATE OFFICER

 TITLE(S)
- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

DESCRIPTION OF ATTACHED DOCUMENT

Verification
 TITLE OR TYPE OF DOCUMENT

6 (six)
 NUMBER OF PAGES

N/A
 DATE OF DOCUMENT

NONE
 SIGNER(S) OTHER THAN NAMED ABOVE

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)
Nancy L. Fetter
James Fetter

VERIFICATION

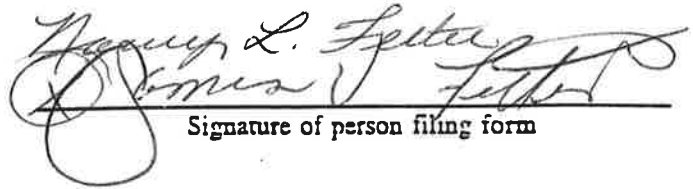
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

_____, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on _____
(Insert Date)

Notary Public for _____
Residing at: _____
My Commission expires: _____

INSTRUCTIONS FOR MAIL

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on March 31, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

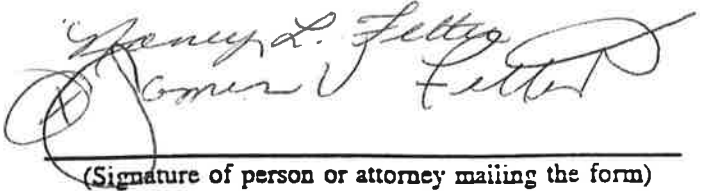

(Signature of person or attorney mailing the form)

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;
Thence South 89°55'23" East a distance of 1120.31 feet along the centerline of said Valley Street;
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Street and THE TRUE POINT OF BEGINNING;
Thence South 89°55'23" East a distance of 110.21 feet along the Southerly boundary of said Valley Street to an angle point;
Thence South 0°04'37" West a distance of 10.00 feet along the Southerly boundary of said Valley Street to an angle point;
Thence South 89°55'23" East a distance of 147.77 feet along the Southerly boundary of said Valley Street to the Easterly boundary of Tax Lot 25 as described in the Tax Records of Gooding County, Idaho;
Thence South 26°24'25" West a distance of 117.61 feet along the Easterly boundary of said Tax Lot 25 to the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Thence South 0°04'37" West a distance of 19.59 feet along the Easterly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the Southerly boundary of vacated lot 8, Block 6 of the Hagerman Townsite;
Thence South 89°55'23" East a distance of 14.70 feet along the Southerly boundary of said Lot 6 to the Southeast corner thereof;
Thence South 0°04'37" West a distance of 195.00 feet along the Easterly boundary of Lot 9, Block 6 of said Hagerman Townsite and its projections;
Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 14: A parcel of land being part of a vacated portion of the Hagerman Townsite and located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, more particularly described as follows:

Beginning at the Northwest corner of said Section 14;

Thence South 0°00'42" East a distance of 1949.46 feet along the Westerly boundary of said Section 14 to a point on the centerline of Valley Street;
Thence South 89°55'23" East a distance of 900.31 feet along the centerline of said Valley Street;
Thence South 0°00'42" East a distance of 15.00 feet to a point on the Southerly boundary of said Valley Street and THE TRUE POINT OF BEGINNING;
Thence South 89°55'23" East a distance of 220.00 feet along the Southerly boundary of said Valley Street;
Thence South 0°00'42" East a distance of 330.00 feet;
Thence North 89°55'23" West a distance of 220.00 feet;
Thence North 0°00'42" West a distance of 330.00 feet to THE TRUE POINT OF BEGINNING.

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to ten (10) inches of water in the Buckeye Ditch.



Exhibit "A" Continued

SUBJECT TO THE FOLLOWING:

All reservations in patents or deeds in the chain of title.

Taxes for 1994 and subsequent years, a lien, but not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

Assessments levied or to be levied by the city of Hagerman.

Assessments levied or to be levied by any local irrigation district.

Power line Easement given by Vern Williams and Charlotte Williams, Husband and Wife, to Idaho Power Company, a corporation, dated April 12, 1979, recorded December 14, 1979 as Instrument Number 80290, Gooding County records, affecting a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 7 South, Range 13, East Boise Meridian.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING:

7/08/1994
347A21

RECEIVED

APR 10 1995

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township

Range

Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

RECEIVED

- [] 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) APR 02 1995
Department of Water Resources
Southern Region
- [] Water Right Number(s) Assigned by IDWR: A36-00108 A

- [] Name and Address of Former Owner/Claimant(s)(Seller): DICK J. VEENENDAAL
Box 512 Hagerman
Idaho

- [] New Owner/Claimant (Purchaser): JAMES V FETTER

- [] New Mailing Address: 939 PALMITO DR.
MILLBROOK CA 94030

- [] New Telephone Number: (415) 952-1162

- [] 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:

10 ten inches of water from
The Buckeye Ditch Diversion

- [] Attach proof of ownership, describe proof 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): James V Fetter Date 3/31/95
James V Fetter Date 3/31/95
- [] Signature of Former Owner/Claimant(s): Dick J. Veenendaal Date 3/12/95
Signia E. Veenendaal Date 3/12/95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-11-95 By: L. Sherman

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

signatures & legal match
to Jeannie R. - Southern. No objection
5-31-95

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

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

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

Water Right Number - R36-00108Q Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FETTER

JIM

1 - 939 PALMITO

2 -
3 -City- MILLBRAE
Phone - 415-952-1162

State- CA Zip- 94030

FETTER

NANCY L

1 - 939 PALMITO

2 -
3 -City- MILLBRAE
Phone - 415-952-1162

State- CA Zip- 94030

*** O - ORIGINAL OWNER ***
VEENENDAAL

DICK J

1 - PO BOX 512
2 - 221 WILLOW LANE
3 - (DIRECTORS REPORT OWNER)City- HAGERMAN
Phone - 208-837-6670

State- ID Zip- 83332

VEENENDAAL

SIGRID E

1 - PO BOX 512
2 - 221 WILLOW LANE
3 - (DIRECTORS REPORT OWNER)City- HAGERMAN
Phone - 208-837-6670

State- ID Zip- 83332

+ - - Priority Date - - +
09/10/1884+ - - - Region - - - +
ERROR IN REGION+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - - +

+ - - - - Source - - - - - +
BILLINGSLEY CREEK+ - - - - Tributary - - - - - +
SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

07S 13E 11 SE SE NE (47) GOODING

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.200

04 - STOCKWATER 03/15 11/15 0.020

04 - STOCKWATER 11/16 03/14 0.030

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 10.0

+ - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

07S 13E 14 SW NW 3.3 01 IRRIGATION (47) GOODING

07S 13E 14 SW NW 04 STOCKWATER (47) GOODING

Total Acres: 3.3

MICROFILMED
DEC 03 1996

Water right number - R36-00108Q Prefix Translation: RESEARCH

+ - - Diversion Means - VIA BUCKEYE DITCH

+ - - Non-Irrigation Use - STOCKWATER, 2 HORSES

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +

WATER IS DELIVERED THROUGH THE BUCKEYE DITCH.
A DIVERSION RATE OF 0.20 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
0.01 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT DURING THE NON-IRRIGATION
SEASON.

+ - - - - - Old Water Right Numbers - - - - - +

3600108A

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - - +

Date: 07/07/1995 User Id: KCHRISTE Subject: COPIED FROM REMARKS
WATER IS DIVERTED THRU THE BUCKEYE DITCH ALL YEAR LONG AND THE
SF3 OWNERSHIP CHANGE, VEENENDAAL/FETTER, 05/12/95.
THE CLAIM. BASED UPON 42-1409(7), WARRANTY DEED, AND
OF THE STOCKWATER GOES WITH THE FETTER PORTION. KKC

STOCK UTILIZE THE WATER.
CORRECTION TO SF3 OWNERSHIP CHANGE. CHANGE INVOLVES A SPLIT IN
CONVERSATION WITH MR VEENENDALL ON 6-7-95. PER MR VEENENDALL, ALL

+ - - Audit Fields - - +

07/07/95 KCHRISTE

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 07/07/1995	Old Judicial District	-
Claim Received Date	- 06/07/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED

DEC 03 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

DATE June 9, 1995 9:56am **CUSTOMER** VEENENDALL

SUBJECT: RETURN CALL RE: A36-00108A
phone call (X) walk-in (.)

We discussed the split of the property again. He indicated that the entire parcel was slightly larger than 5 acres and that all of the ground was irrigated.

MICROFILMED

DEC 03 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

DATE CUSTOMER
June 7, 1995 4:02pm DICK VEENENDAAL

SUBJECT: CHANGE OF OWNERSHIP FOR A36-00108A
phone call (.) walk-in (X)

He brought in a change of ownership form, a copy of the standard form 3 and the warranty deed describing the property as sold. He indicated that he split the property into thirds and sold 2/3ds to Fetter along with 10 inches of the above right. I did a brief overview of the paperwork submitted and it appears complete. I date stamped them in and he left.

MICROFILMED

DEC 03 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

DATE

June 8, 1995 11:45am

CUSTOMER

TERRY SRBA COURT

SUBJECT: VEENENDAAL CHANGE OF OWNERSHIP FOR A36-00108A
phone call (X) walk-in (.)

I called the court to check the status of the ownership change on that right. She looked it up and found that they had made a change to their records. I told her that the claimant's intent was to split the water right. She asked for and I faxed her a copy of the warranty deed for the claim.

MICROFILMED

DEC 03 1996