

Land Title and Escrow, Inc.

A Full Service Title Company Since 1957

RECEIVED

FEB 27 2008

DEPARTMENT OF
WATER RESOURCES

G-37014

Jerome

February 26, 2008

Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720.0098

COPY

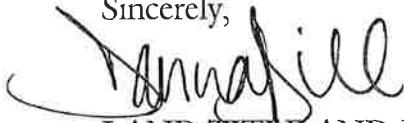
RE: Notice to Change in Water Rights
Glitner

Dear Sir or Madame:

Enclosed, please find the Land Title and Escrow check#28971 in the amount of \$100.00, as well as the original Notice of Change in Water Right Ownership and a copy of the Warranty Deed.

If you have any questions regarding this matter, please do not hesitate to contact this office at 208-324-3357.

Sincerely,



LAND TITLE AND ESCROW, INC.

Danna Dill
Escrow Assistant

SCANNED

MAR 17 2008

SCANNED

FEB 28 2008

Serving: Cassia ~ Minidoka ~ Jerome ~ Lincoln ~ Gooding ~ Twin Falls Counties

Box 177 ~ Burley, Idaho 83318
Phone: 878-3524 ~ Fax: 878-4435
lteb@pmt.org

Box 349 ~ Jerome, Idaho 83338
Phone: 324-3357 ~ Fax: 324-8961
ltej@pmt.org

Box 473 ~ Gooding, Idaho 83330
Phone: 934-8477 ~ Fax: 934-5890
lteg@pmt.org

Box 111 ~ Rupert, Idaho 83350
Phone: 436-0606 ~ Fax: 436-1199
lter@pmt.org

RECEIVED

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FEB 27 2008

STATE OF IDAHO DEPT. OF WATER RESOURCES
SOUTHERN REGION
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 36-11001					
PD 36-4137					
Adj. 36-2307					
PD 36-8051					

COPY

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	John Brune Nancy Brune 2463 E. 1200 S. Hazelton, ID 83335
4. New Owner/Claimant(s)	Brian M. Pittock and Sandy L. Pittock, Scott R. Giltner and Holly L. Giltner Name Connector (Check one): ☐ and, ☐ or, ☐ and/or Luke L. McCoy and Tani C. McCoy 248 East 200 North
New Mailing Address	Jerome, ID 83338
City, State and ZIP Code	
New Telephone Number	()

SUPPORT DATA Email:

IN FILE #

FEB 28 2008

SCANNED

MAR 17 2008

SCANNED

5. Date you acquired the property _____
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

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

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

[Handwritten signatures]
 (title if applicable)
 (title if applicable)

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For IDWR Office Use Only:

Received by _____
 Received by an
 Processed by _____ AJ

Date _____
 Date 2/27/08
 Date _____

Receipt Amt. \$ 100.00
 Receipt No. 0686049
 WR _____ Date _____

8007 7 2008
 SCANNED

SCANNED

FEB 28 2008

WARRANTY DEED

#J-37039

Instrument # 2080073

JEROME COUNTY, JEROME, IDAHO

2008-01-04

02:26:29 No. of Pages: 4

Recorded for : LAND TITLE & ESCROW

MICHELLE EMERSON

Fee: 12.00

Ex-Officio Recorder Deputy

For Value Received

JOHN D. BRUNE and NANCY BRUNE, same person as NANCY E. BRUNE husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

**BRIAN M. PITTOCK and SANDY L. PITTOCK, husband and wife, SCOTT R. GILTNER and HOLLY L. GILTNER, husband and wife, LUKE L. McCOY AND TANI C. McCOY, husband and wife, Tennants-in-common as to an undivided 1/3 interest each, or their assigns
Address: 248 East 200 North, Jerome, ID 83338**

Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO"

SUBJECT TO:

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

Taxes for 2007 and subsequent years, a lien, but not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

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Easement for Power Line over the SW $\frac{1}{4}$ NW $\frac{1}{4}$, together with all rights of ingress and egress and the right to trim trees, granted the Idaho Power Co. by Instrument No. 124943 dated March 24, 1953, recorded February 23, 1955 in Book 2, Page 100, Jerome County records.

Easement for Power Line over Lot 1, together with right of ingress and egress and the right to trim trees, granted the Idaho Power Co. by Instrument No. 124970 dated November 20, 1952, recorded February 23, 1955 in Book 2, Page 120, Jerome County records.

Easement for Power Line over Lot 2, together with right of ingress and egress and the right to trim trees, granted the Idaho Power Co. by Instrument No. 120067 dated November 24, 1952, recorded August 26, 1953 in Book 150, Page 334, Jerome County records

Easement between Ida Mae Boyd and Leonard H. Schutte and Marie Schutte, husband and wife, dated March 3, 1961 as Instrument No, 146338, recorded April 12, 1961 in Book 168 Misc, at Page 82, Jerome County records.

Easement for canal located over a portion of Lot 4 of Section 18, Township 10 South, Range 21, East Boise Meridian, contained in Contract by and between the United States of America, and Twin Falls North Side Investment Company, Limited, a corporation, dated April 28, 1931, recorded June 26, 1931 in Book 98 Page 410 as Instrument Number 47747, Jerome County records.

Power Line Easement given by W.A. Boyd and Ida M. Boyd, husband and wife, to Idaho Power Company, a corporation. dated October 31, 1957, recorded May 8, 1958 in Book 2 Page 554 as Instrument Number 135692, Jerome County records, affecting the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 10 South, Range 21, East Boise Meridian.

Easement given by Ida Mae Boyd, a widow, to Leonard H. Schutte and Marie Schutte, husband and wife, dated March 3, 1961, recorded April 12, 1961 in Book 168 Page 82 as Instrument Number 146338, Jerome County records, affecting the SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, and the N $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 19, all Township 10 South, Range 21, East Boise Meridian.

Power Line Easement given by W. Jan Storrs and Sharon Storrs and Orville Udy and Barbara Udy, to Idaho Power Company, a corporation, dated April 3, 1975, recorded November 20, 1975 in Book 184 Page 1158 as Instrument Number 215140, Jerome County records, affecting the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 10 South, Range 21, East Boise Meridian.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 437.06 shares of capital stock in North Side Canal Company, Ltd. and Water Right Numbers 36-11001, 36-4137, 36-2307 and 36-8051.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

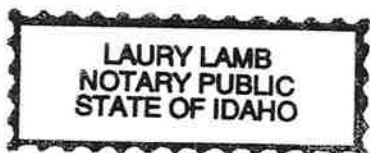
Dated: January 4, 2008

John D. Brune
JOHN D. BRUNE

Nancy Brune
NANCY BRUNE

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 4 day of **January, 2008**, before me, the undersigned, a Notary Public in and for said State, personally appeared **JOHN D. BRUNE and NANCY BRUNE**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Laury Lamb
Notary Public
Residing at: Jerome
My Commission expires: 4/2/2010

EXHIBIT "A"

Order Number: J-37039

PARCEL NO. 1

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

That part of Lots 1, 2 and 3 lying East of the center line of the main canal of the North Side Canal Co. Ltd. as at present constructed. That part of the N $\frac{1}{2}$ SE $\frac{1}{4}$ lying North of the PA-1 lateral of the North Side Pumping Company as at present constructed.

PARCEL NO. 2

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: S $\frac{1}{2}$ SE $\frac{1}{4}$, lying North of the Highway as now located across the Southerly part; NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following tract of land:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Southerly along the East boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 721.0 feet to the approximate centerline of a irrigation lateral as presently constructed and known as PA-1, owned and operated by the North Side Pumping Company, Hazelton, Idaho;
Thence Westerly along the center line of said irrigation lateral PA-1 as follows:

North 87°20' West, a distance of 356.0 feet;
Thence South 74°52' West, a distance of 181.3 feet;
Thence North 72°28' West, a distance of 159.9 feet;
Thence South 34°04' West, a distance of 140.1 feet;
Thence North 80°45' West, a distance of 567.3 feet;
To the West boundary of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Northerly along said West boundary a distance of 721.2 feet to the North boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Easterly along the North boundary a distance of 1320.0 feet, more or less, to the POINT OF BEGINNING;

NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following tract of land:

Beginning at the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Southerly along the East boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 721.2 feet to the approximate centerline of an irrigation lateral as presently constructed and know as PA-1, owned and operated by the North Side Pumping Company, Hazelton, Idaho;
Thence Westerly along the center line of said irrigation lateral PA-1 as follows:
North 80°45' West, a distance of 73.3 feet;
Thence South 89°41' West, a distance of 183.7 feet;
Thence North 76°12' West, a distance of 294.2 feet;
Thence South 82°02' West, a distance of 313.9 feet;
Thence North 58°20' West, a distance of 171.3 feet;
Thence North 83°35' West, a distance of 303.4 feet;
Thence South 81°25' West, a distance of 19.3 feet to the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Northerly along said West boundary, a distance of 557.6 feet to the Northwest corner of the said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Easterly along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 1320.0 feet, more or less, to the POINT OF BEGINNING.

PARCEL NO. 3

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY,
IDAHO

Section 18: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 3, lying East of the East boundary of the county highway as presently constructed

EXCEPTING THEREFROM a parcel of land located in part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of Lot 4, described as follows:

-continued-

CONTINUATION

EXHIBIT "A"

Order Number: J-37039

**Commencing at the Southwest corner of Section 18;
Thence North 89°47'00" East, 938.49 feet along the South boundary of Section 18 to THE
TRUE POINT OF BEGINNING;
Thence North 6°03'17" West, 1006.54 feet along the East county road easement line to a set
½" dia. iron pin;
Thence North 89°27'33" East, 843.31 feet to a set ½" dia. iron pin;
Thence South 0°29'19" West, 1006.17 feet to a set ½" dia. iron pin which lies on the South
Section line of said Section 18 and is referenced by a set ½" dia. iron pin which
bears North 0°29'19" East, 25.00 feet;
Thence South 89°47'00" West, 728.53 feet along the South Section line of said Section 18 to
THE POINT OF BEGINNING.**

**AND EXCEPTING THEREFROM a part of the SE¼NE¼ and part of the NE¼SE¼ of said
Section described as follows;**

**BEGINNING at the Northwest corner of the SE¼NE¼ of Section 18, Township 10 South,
Range 21 East of the Boise Meridian, said corner marked by a 5.8" rebar which shall be the
POINT OF BEGINNING;
Thence North 89°34'30" East along the North line of the SE¼NE¼ for a distance of 1322.96
feet to the Northeast corner of the SE¼NE¼;
Thence South 00°13'36" East along the East line of the SE¼NE¼ for a distance of 1005.71
feet to ½ rebar;
Thence South 46°56'56" West for a distance of 403.00 feet to a ½" rebar;
Thence South 84°47'12" West for a distance of 590.55 feet to a ½" rebar;
Thence South 72°59'00" West for a distance of 233.48 feet to a ½" rebar;
Thence South 45°07'27" West for a distance of 299.31 feet to a ½" rebar;
Thence South 45°07'27" West for a distance of 4.34 feet to the West line of the NE¼SE¼;
Thence North 00°12'31" West along the West line of the NE¼SE¼ for a distance of 284.45
feet to the Southwest corner of the SE¼NE¼;
Thence North 00°12'31" West along the West line of the SE¼NE¼ for a distance of 1322.80
feet to the POINT OF BEGINNING.**

End of Exhibit "A"

WA

Idaho Department of Water Resources Receipt

Receipt ID: C086049

Payment Amount \$100.00 Date Received 2/27/08 1:35 Region STATE
Payment Type Check Check Number 28971
Payer LAND TITLE AND ESCROW INC

Comments Change in Water Right Ownership Water Right No. 36-11001 36-4137 36-2307 36-8051

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$100.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Department Representative)

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 36-2307
Date Received: 3/14/2003
Receipt No:
Received By:

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

1. Name of Claimant(s)

HOLLY L GILTNER Phone:
248 E 200 N
JEROME ID USA 83338

SCOTT R GILTNER Phone:
248 E 200 N
JEROME ID USA 83338

LUKE L MC COY Phone:
248 E 200 N
JEROME ID USA 83338

TANI C MC COY Phone:
248 E 200 N
JEROME ID USA 83338

BRIAN PITTOCK Phone:
248 E 200 N
JEROME ID USA 83338

SANDY PITTOCK Phone:
248 E 200 N
JEROME ID USA 83338

2. Date of Priority: 02/19/1957

3. Source: UNNAMED STREAM , UNNAMED STREAM Trib. to: MILNER GOODING CANAL , SNAKE
RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	21E	18	SE SW	JEROME	
10S	21E	18	SE SW	JEROME	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	04/01 10/15	1.5	

7. Total Quantity Appropriated is:
1.5 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
10S	21E	18	NE	SW		IRRIGATION	20
			SE	SW		IRRIGATION	40
			NW	SE		IRRIGATION	10
			SW	SE		IRRIGATION	25
						Section Acres	95
						Total Acres	95

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

14. Remarks:

Late Claim pending SRBA approval.

15. Basis of Claim: License

RECEIVED

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SOUTHERN REGION
DEPARTMENT OF WATER RESOURCES
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COPY

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4. New Owner/Claimant(s)	Brian M. Pittock and Sandy L. Pittock, Scott R. Giltner and Holly L. Giltner Luke L. McCoy and Tami C. McCoy
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New Telephone Number	() Email:

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For IDWR Office Use Only:

Received by _____ Date _____
 Received by an Date 2/27/08
 Processed by _____ AJ Date _____

Receipt Amt. \$ 100.00
 Receipt No. C086049
 WR _____ Date _____

WARRANTY DEED

039

Instrument # 2080073

JEROME COUNTY, JEROME, IDAHO

2008-01-04

02:26:29 No. of Pages: 4

Recorded for: LAND TITLE & ESCROW

MICHELLE EMERSON

Fee: 12.00

Ex-Officio Recorder Deputy

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Address: 248 East 200 North, Jerome, ID 83338

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sement between Ida Mae Boyd and Leonard H. Schutte and Marie Schutte, husband and wife, dated March 3, 1961 as Instrument No. 146338, recorded April 12, 1961 in Book 168 Misc, at Page 82, Jerome County records.

sement for canal located over a portion of Lot 4 of Section 18, Township 10 South, Range 21, East Boise Meridian, contained in contract by and between the United States of America, and Twin Falls North Side Investment Company, Limited, a corporation, dated April 28, 1931, recorded June 26, 1931 in Book 98 Page 410 as Instrument Number 47747, Jerome County records.

ower Line Easement given by W.A. Boyd and Ida M. Boyd, husband and wife, to Idaho Power Company, a corporation. dated October 1, 1957, recorded May 8, 1958 in Book 2 Page 554 as Instrument Number 135692, Jerome County records, affecting the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 10 South, Range 21, East Boise Meridian.

sement given by Ida Mae Boyd, a widow, to Leonard H. Schutte and Marie Schutte, husband and wife, dated March 3, 1961, recorded April 12, 1961 in Book 168 Page 82 as Instrument Number 146338, Jerome County records, affecting the SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, and the N $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 19, all Township 10 South, Range 21, East Boise Meridian.

ower Line Easement given by W. Jan Storrs and Sharon Storrs and Orville Udy and Barbara Udy, to Idaho Power Company, a corporation, dated April 3, 1975, recorded November 20, 1975 in Book 184 Page 1158 as Instrument Number 215140, Jerome County records, affecting the W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, Township 10 South, Range 21, East Boise Meridian.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 437.06 shares of capital stock in North Side Canal Company, Ltd. and Water Right Numbers 36-11001, 36-4137, 36-2307 and 36-8051.

DO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

SCANNED

FEB 28 2008

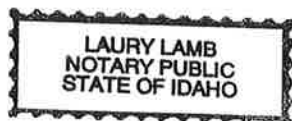
dated: January 4, 2008

John D. Brune
JOHN D. BRUNE

Nancy Brune
NANCY BRUNE

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 4 day of January, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN D. BRUNE and NANCY BRUNE, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Laurie Lamb
Notary Public
Residing at: Jerome
My Commission expires: 4/2/2010

SCANNED

SEP 2 2008

EXHIBIT "A"

Order Number: J-37039

PARCEL NO. 1

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

That part of Lots 1, 2 and 3 lying East of the center line of the main canal of the North Side Canal Co. Ltd. as at present constructed. That part of the N $\frac{1}{4}$ SE $\frac{1}{4}$ lying North of the PA-1 lateral of the North Side Pumping Company as at present constructed.

PARCEL NO. 2

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 19: S $\frac{1}{2}$ SE $\frac{1}{4}$, lying North of the Highway as now located across the Southerly part; NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following tract of land:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Southerly along the East boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 721.0 feet to the approximate centerline of a irrigation lateral as presently constructed and known as PA-1, owned and operated by the North Side Pumping Company, Hazelton, Idaho;
Thence Westerly along the center line of said irrigation lateral PA-1 as follows:

North 87°20' West, a distance of 356.0 feet;
Thence South 74°52' West, a distance of 181.3 feet;
Thence North 72°28' West, a distance of 159.9 feet;
Thence South 34°04' West, a distance of 140.1 feet;
Thence North 80°45' West, a distance of 567.3 feet;
To the West boundary of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Northerly along said West boundary a distance of 721.2 feet to the North boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Easterly along the North boundary a distance of 1320.0 feet, more or less, to the POINT OF BEGINNING;

NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM the following tract of land:

Beginning at the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Southerly along the East boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 721.2 feet to the approximate centerline of an irrigation lateral as presently constructed and know as PA-1, owned and operated by the North Side Pumping Company, Hazelton, Idaho;
Thence Westerly along the center line of said irrigation lateral PA-1 as follows:
North 80°45' West, a distance of 73.3 feet;
Thence South 89°41' West, a distance of 183.7 feet;
Thence North 76°12' West, a distance of 294.2 feet;
Thence South 82°02' West, a distance of 313.9 feet;
Thence North 58°20' West, a distance of 171.3 feet;
Thence North 83°35' West, a distance of 303.4 feet;
Thence South 81°25' West, a distance of 19.3 feet to the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Northerly along said West boundary, a distance of 557.6 feet to the Northwest corner of the said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence Easterly along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 1320.0 feet, more or less, to the POINT OF BEGINNING.

PARCEL NO. 3

TOWNSHIP 10 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN, JEROME COUNTY,
IDAHO

Section 18: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 3, lying East of the East boundary of the county highway as presently constructed

EXCEPTING THEREFROM a parcel of land located in part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of Lot 4, described as follows:

-continued-

SCANNED

FEB 28 2008

CONTINUATION

EXHIBIT "A"

Order Number: J-37039

Commencing at the Southwest corner of Section 18;
Thence North 89°47'00" East, 938.49 feet along the South boundary of Section 18 to THE
TRUE POINT OF BEGINNING;
Thence North 6°03'17" West, 1006.54 feet along the East county road easement line to a set
½" dia. iron pin;
Thence North 89°27'33" East, 843.31 feet to a set ½" dia. iron pin;
Thence South 0°29'19" West, 1006.17 feet to a set ½" dia. iron pin which lies on the South
Section line of said Section 18 and is referenced by a set ½" dia. iron pin which
bears North 0°29'19" East, 25.00 feet;
Thence South 89°47'00" West, 728.53 feet along the South Section line of said Section 18 to
THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a part of the SE¼NE¼ and part of the NE¼SE¼ of said
Section described as follows;

BEGINNING at the Northwest corner of the SE¼NE¼ of Section 18, Township 10 South,
Range 21 East of the Boise Meridian, said corner marked by a 5.8" rebar which shall be the
POINT OF BEGINNING;
Thence North 89°34'30" East along the North line of the SE¼NE¼ for a distance of 1322.96
feet to the Northeast corner of the SE¼NE¼;
Thence South 00°13'36" East along the East line of the SE¼NE¼ for a distance of 1005.71
feet to ½ rebar;
Thence South 46°56'56" West for a distance of 403.00 feet to a ½" rebar;
Thence South 84°47'12" West for a distance of 590.55 feet to a ½" rebar;
Thence South 72°59'00" West for a distance of 233.48 feet to a ½" rebar;
Thence South 45°07'27" West for a distance of 299.31 feet to a ½" rebar;
Thence South 45°07'27" West for a distance of 4.34 feet to the West line of the NE¼SE¼;
Thence North 00°12'31" West along the West line of the NE¼SE¼ for a distance of 284.45
feet to the Southwest corner of the SE¼NE¼;
Thence North 00°12'31" West along the West line of the SE¼NE¼ for a distance of 1322.80
feet to the POINT OF BEGINNING.

End of Exhibit "A"

SCANNED

FEB 28 2008

Land Title and Escrow, Inc.
A Full Service Title Company Since 1957

RECEIVED
FEB 27 2008
DEPARTMENT OF
WATER RESOURCES

G-37014
Jerome

February 26, 2008

Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720.0098

COPY

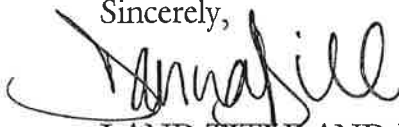
RE: Notice to Change in Water Rights
Glitner

Dear Sir or Madame:

Enclosed, please find the Land Title and Escrow check#28971 in the amount of \$100.00, as well as the original Notice of Change in Water Right Ownership and a copy of the Warranty Deed.

If you have any questions regarding this matter, please do not hesitate to contact this office at 208-324-3357.

Sincerely,



LAND TITLE AND ESCROW, INC.

Danna Dill
Escrow Assistant

SCANNED
FEB 28 2008

Serving: Cassia ~ Minidoka ~ Jerome ~ Lincoln ~ Gooding ~ Twin Falls Counties

Box 177 ~ Burley, Idaho 83318
Phone: 878-3524 ~ Fax: 878-4435
lteb@pmt.org

Box 349 ~ Jerome, Idaho 83338
Phone: 324-3357 ~ Fax: 324-8961
ltej@pmt.org

Box 473 ~ Gooding, Idaho 83330
Phone: 934-8477 ~ Fax: 934-5890
lteg@pmt.org

Box 111 ~ Rupert, Idaho 83350
Phone: 436-0606 ~ Fax: 436-1199
lter@pmt.org



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

March 07, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

HOLLY & SCOTT GILTNER
BRIAN & SANDY PITTOCK
LUKE & TANI MC COY
248 E 200 N
JEROME ID 83338

RE: Change of Ownership for Water Rights 36-8051, 36-11001, 36-4137
License 36-2307

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Carrie Hahn
CLERK

Enclosure

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 36-2307
Date Received: 3/14/2003
Receipt No:
Received By:

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

1. Name of Claimant(s)

JOHN BRUNE Phone: (208)829-5457
2463 E 1200 S
HAZELTON ID 83335

NANCY BRUNE Phone: (208)829-5457
2463 E 1200 S
HAZELTON ID 83335

2. Date of Priority: 02/19/1957

3. Source: UNNAMED STREAM , UNNAMED STREAM Trib. to: MILNER GOODING CANAL , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	21E	18	SE SW	JEROME	
10S	21E	18	SE SW	JEROME	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/15	1.5	

7. Total Quantity Appropriated is:
1.5 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
10S	21E	18	NE	SW	IRRIGATION	20
			SE	SW	IRRIGATION	40
			NW	SE	IRRIGATION	10
			SW	SE	IRRIGATION	25
Section Acres						95
Total Acres						95

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

14. Remarks:

Late Claim pending SRBA approval.

15. Basis of Claim: License

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

RECEIVED

NOV 04 2005

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
36-2307	SAME	NA			

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) ROYAL J. BLACKER & MARILYN M. BLACKER
4. New Owner/Claimant(s) JOHN D. BRUNE AND/OR NANCY E. BRUNE
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 2463 E. 1200S
- City, State and ZIP Code HAZELTON, IDAHO 83335
- New Telephone Number 208 829-5457
5. Date you acquired the property DECEMBER 31, 2002

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)

John D. Brune
Nancy E. Brune

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

For Office Use Only

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

WARRANTY DEED

For Value Received **Royal J. Blacker and Marilyn M. Blacker, also shown of record as Marilyn Blacker, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

John D. Brune and Nancy E. Brune, same person as Nancy Brune, husband and wife

whose address is: , *2463 E. 1200 S. , Hazelton, ID 83335*

Hereinafter called the Grantee, the following described premises situated in **Jerome County, Idaho**, to-wit:

See legal description attached hereto and made a part of

Together with 150.12 shares of Northside Pump Company Water stock

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner 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 Grantor will warrant and defend the same from all claims whatsoever.

Dated: December 31, 2002

Royal J. Blacker

Royal J. Blacker

Marilyn M. Blacker

Marilyn M. Blacker, also shown of record as Marilyn Blacker

STATE OF Idaho
)ss.
COUNTY OF TWIN FALLS

Instrument # 2026668

JEROME COUNTY, JEROME, IDAHO

2002-12-31

04:21:43 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE

CHERYL WATTS

Fee: 6.00

Ex-Officio Recorder Deputy

[Signature]

On this 31st day of December, 2002, before me Debbie Drake, personally appeared Royal J. Blacker and Marilyn M. Blacker, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Debbie Drake

Debbie Drake

[Stamp]
DEBBIE D.R.

Township 10, Range 21, East of the Boise Meridian, Jerome County, Idaho

Section 18: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 3, lying East of the East boundary of the county highway as presently constructed

EXCEPTING THEREFROM a parcel of land located in part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of Lot 4, described as follows:

COMMENCING at the Southwest corner of Section 18;

Thence North 89°47'00" East, 938.49 feet along the South Boundary of Section 18 to THE TRUE POINT OF BEGINNING;

Thence North 6°03'17" West, 1006.54 feet along the East county road easement line to a set $\frac{1}{2}$ " dia. iron pin;

Thence North 89°27'33" East, 843.31 feet to a set $\frac{1}{2}$ " dia. iron pin;

Thence South 0°29'19" West, 1006.17 feet to a set $\frac{1}{2}$ " dia. iron pin which lies on the South Section line of said Section 18 and is referenced by a set $\frac{1}{2}$ " dia. iron pin which bears North 0°29'19" East, 25.00 feet;

Thence South 89°47'00" West, 728.53 feet along the South Section line of said Section 18 to THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section described as follows:

BEGINNING at the Northwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, Township 10 South, Range 21, East of the Boise Meridian, said corner marked by a $\frac{5}{8}$ " rebar which shall be the POINT OF BEGINNING;

Thence North 89°34'30" East along the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 1322.96 feet to the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence South 00°13'36" East along the East line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 1005.71 feet to a $\frac{1}{2}$ " rebar;

Thence South 46°56'56" West for a distance of 403.00 feet to a $\frac{1}{2}$ " rebar;

Thence South 84°47'12" West for a distance of 590.55 feet to a $\frac{1}{2}$ " rebar;

Thence South 72°59'00" West for a distance of 233.48 feet to a $\frac{1}{2}$ " rebar;

Thence South 45°07'27" West for a distance of 299.31 feet to a $\frac{1}{2}$ " rebar;

Thence South 45°07'27" West for a distance of 4.34 feet to the West line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence North 00°12'31" West along the West line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 284.45 feet to the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence North 00°12'31" West along the West line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 1322.80 feet to the POINT OF BEGINNING.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 21, 2006

JOHN D AND NANCY E BRUNE
2463 E 1200 S
HAZELTON ID 83335

RE: SRBA Claim No. #36-2307

Dear Mr. and Mrs. Brune,

The Department has received the *Notice of Change of Water Right Ownership* you recently submitted referenced above. We have changed the record of current ownerships to you. Please find the enclosed copy of the water right claim noting the change in owners. Review this record and if there is an error, or you have any questions, please contact this office.

Since this claim has not been decreed in the Snake River Basin Adjudication, no fees are due at this time. I am herein returning your check #1594 for twenty-five dollars (\$25.00)

Should you have any questions please call me at (208) 736-3033.

Sincerely,

Carrie Hahn
Clerk

Enc.

RECEIVED

MAR 14 2003

Department of Water Resources

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

ORIGINAL

Ident. Number 36-2307
Date Received: 12/17/2002
Receipt No:
Received By: C067980

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

1. Name of Claimant(s)

Royal Blacker
155 4TH ST
HAZELTON ID USA 83335

Phone: (208) 829-5140

Marilyn Blacker
155 4TH. ST
HAZLETON ID USA 83335

Phone: (208) 829-5140

2. Date of Priority: 02/19/1957

3. Source: UNNAMED STREAM , UNNAMED STREAM Trib. to: MILNER GOODING CANAL , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	21E	18	SE SW	JEROME	
10S	21E	18	SE SW	JEROME	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/15	1.5	

7. Total Quantity Appropriated is:
1.5 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

SCANNED

10S	21E	18	NE	SW	IRRIGATION	20
			SE	SW	IRRIGATION	40
			NW	SE	IRRIGATION	10
			SW	SE	IRRIGATION	25
					Section Acres	95
					Total Acres	95

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

14. Remarks:

Late Claim pending SRBA approval.

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Royal & Blacker Date: 17 Dec 2002
 _____ Date: _____

State of Idaho)
 County of Twin Falls) SS.

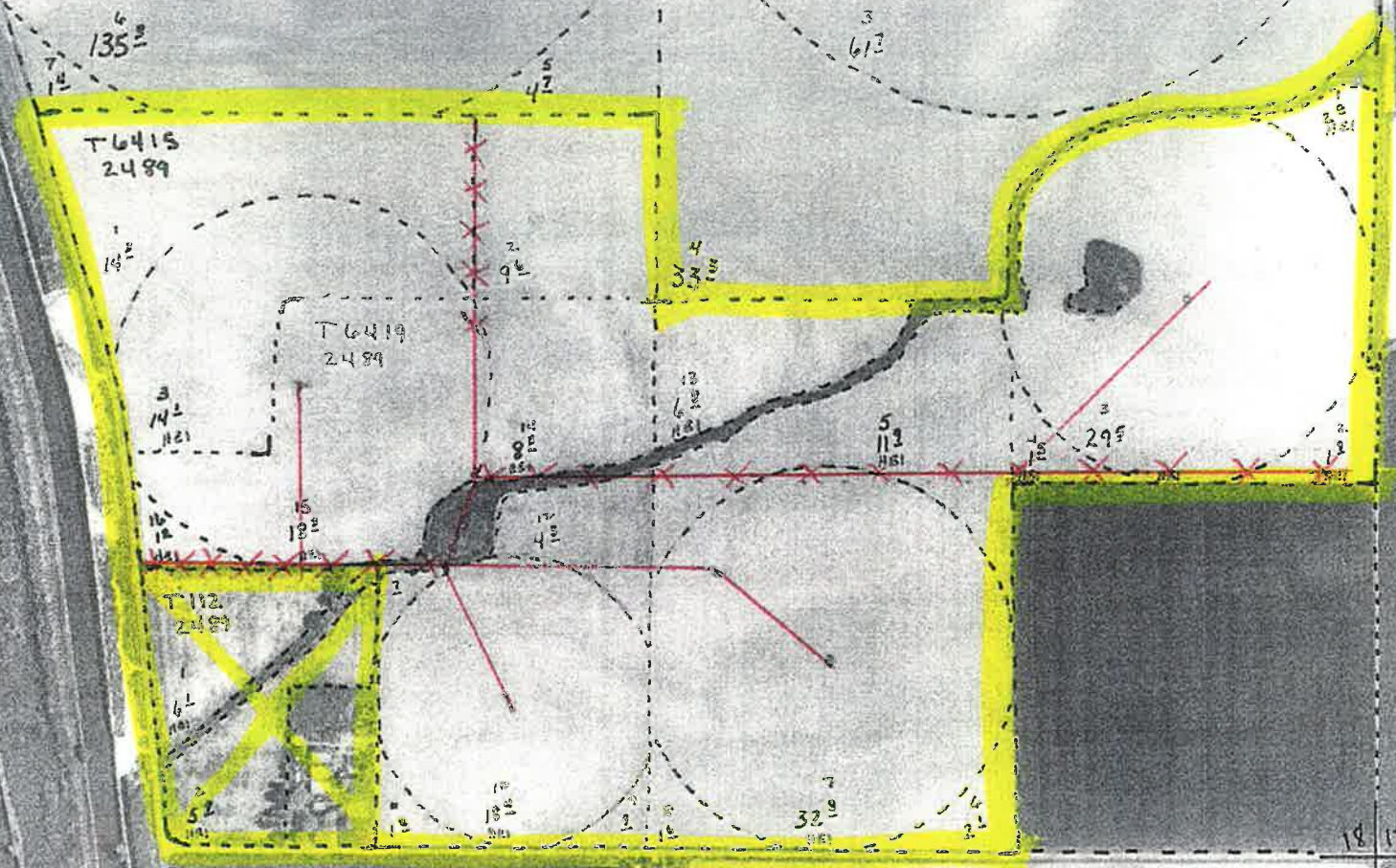
Subscribed and sworn (or affirmed) before me this 17th
 of December 2002
Jeanie Robertson
 Notary Public

Residing at Twin Falls, Id.
 My commission Expires 9-23-06



SCANNED
MAR 14 2003

13	14
24	19



203.9 acres.
36-2307

RECEIVED

MAR 14 2003

Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2003 MAR 12 PM 2 25

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

Case No. 39576

)

) Subcase(s): 36-02307

)

) ORDER GRANTING MOTION TO FILE

) LATE NOTICE OF CLAIM

On 12-18-2002, Royal Blacker filed a *Motion to File Late Notice of Claim*. A hearing was held on the *Motion* March 11, 2003. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this Late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right 36-02307 is granted.

The original Notice of Claim, as well as any filing fees submitted, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

IT IS SO ORDERED.

DATED March 12, 2003



ROGER S. BURDICK

Presiding Judge

Snake River Basin Adjudication

ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM

SCANNED
MAR 14 2003

03/13/2008

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

RIGHT NUMBER: 36-2307

NAME AND ADDRESS: HOLLY L GILTNER
248 E 200 N
JEROME ID 83338

SCOTT R GILTNER
248 E 200 N
JEROME ID 83338

LUKE L MC COY
248 E 200 N
JEROME ID 83338

TANI C MC COY
248 E 200 N
JEROME ID 83338

BRIAN PITTOCK
248 E 200 N
JEROME ID 83338

SANDY PITTOCK
248 E 200 N
JEROME ID 83338

SOURCE: UNNAMED STREAM

TRIBUTARY: MILNER GOODING CANAL

QUANTITY: 1.500 CFS

PRIORITY DATE: 02/19/1957

POINT OF DIVERSION:

T10S R21E S18 NWSESW Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.500 CFS

PLACE OF USE: IRRIGATION in JEROME County

T10S R21E S18	NESW	9.00	T10S R21E S18	SESW	27.00
T10S R21E S18	NWSE	19.00	T10S R21E S18	SWSE	40.00

95 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

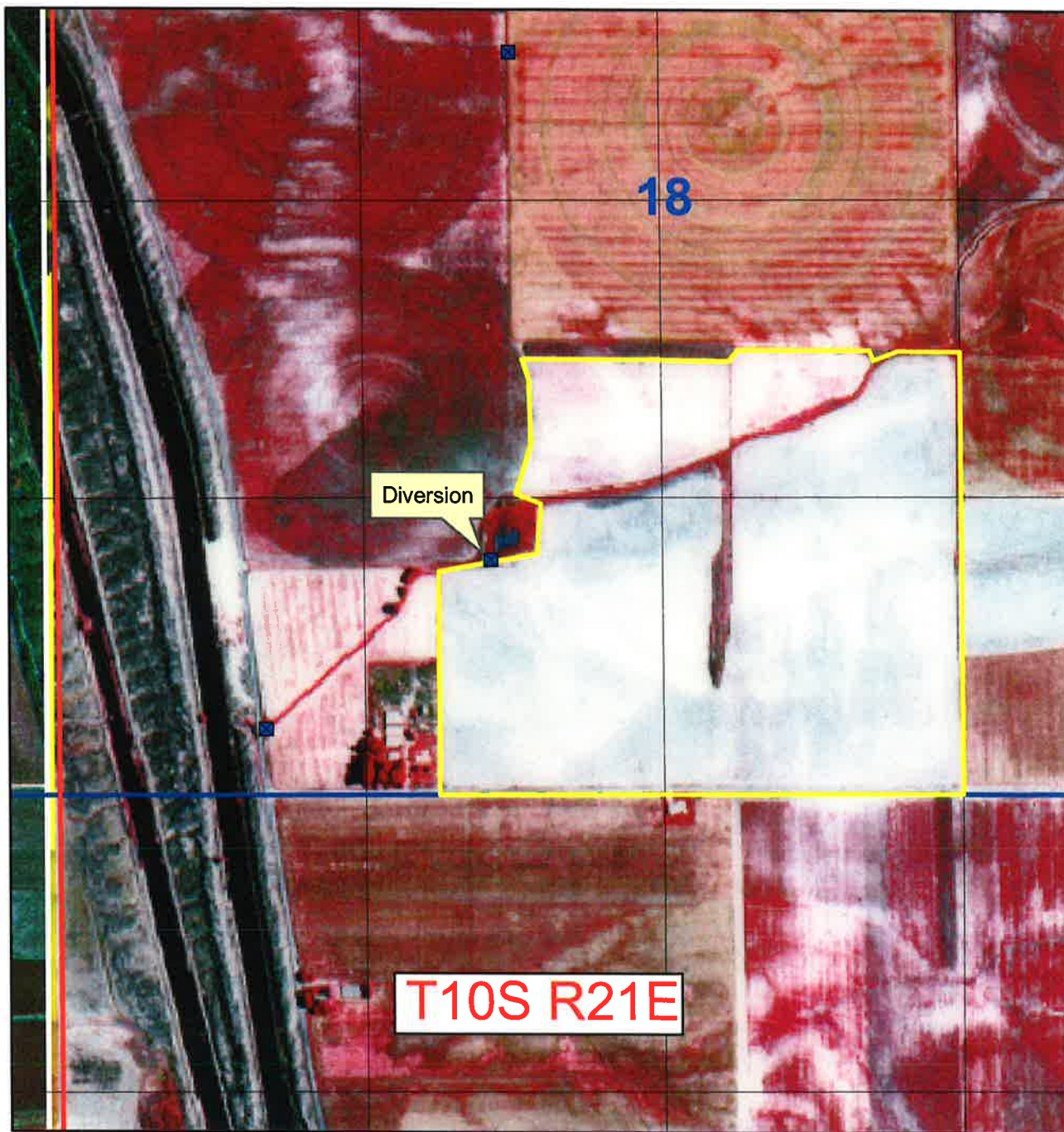
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from North Side Canal Co., Ltd.

36-2307



0 165330 660 990 1,320 Feet

Legend

-  Recommendation POD
-  Checked Out POU
-  Township/Range
-  Sections
-  QQ



Water Right Representation
Photo: 1987 or 1988 NAPP
Created By: D.Jones
Date: 3-13-2008

State of Idaho License and Certificate of Water Right

Water License No. 26577

Amount 1.5 c.f.s.

Water District No. _____

Priority February 19, 1957

THIS IS TO CERTIFY that W. A. & C. L. BOYD
of Hazelton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 12, 1956; that Permit No. 26577
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.0 second feet, was issued thereunder on November 15, 1961, showing that said works
were completed on the 27th day of October, 1961; and that on the 24th
day of February, 1964,

W. A. & C. L. BOYD

of Hazelton, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream
(waste water)
, a tributary of Milner Gooding Canal, for the purpose of irrigation
, under Use Permit No. 26577 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7881, on the 21 day of July, 1964;
The right hereby confirmed dates from February 19, 1957;

The Point of Diversion is located

~~In the SE 1/4 SW 1/4 Sec. 18, Tp. 10 S, R. 21 E., B. M. Jerome County~~

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	21 E.	18	NW 1/4 SE 1/4	20	10
			NE 1/4 SW 1/4	20	20
			SE 1/4 SW 1/4	40	40
			SW 1/4 SE 1/4	40	25
			Total number of acres to be irrigated:		95

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

21st day of July, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

36 2307

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 26577

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant W. A. Boyd, Estate & C. L. Boyd

2. Source of water supply: unnamed stream (waste water)

3. Location of point-of-diversion: Is in the SE 1/4 SW 1/4 of Section 18

T. 10 S R. 21 E.B.M. County of Jerome

4. Describe works as they exist, giving dimensions and capacities of same: 30 H.P. W.H. Motor #1462246 Goulds pump #707 A 7401 4" gate valve into 6" check valve into 6" x 2100' main line 6" x 8' of suction pipe 34 acre collection pond

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 NE 1/4, NE 1/4 SW 1/4, S 1/4 SW 1/4, NE 1/4 SE 1/4, W 1/4 SE 1/4 Sec. 18., Twp. 10 S., Rge. 21 E.B.M.

this is a natural drainage, the waste water comes from a government project "Unit A"

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

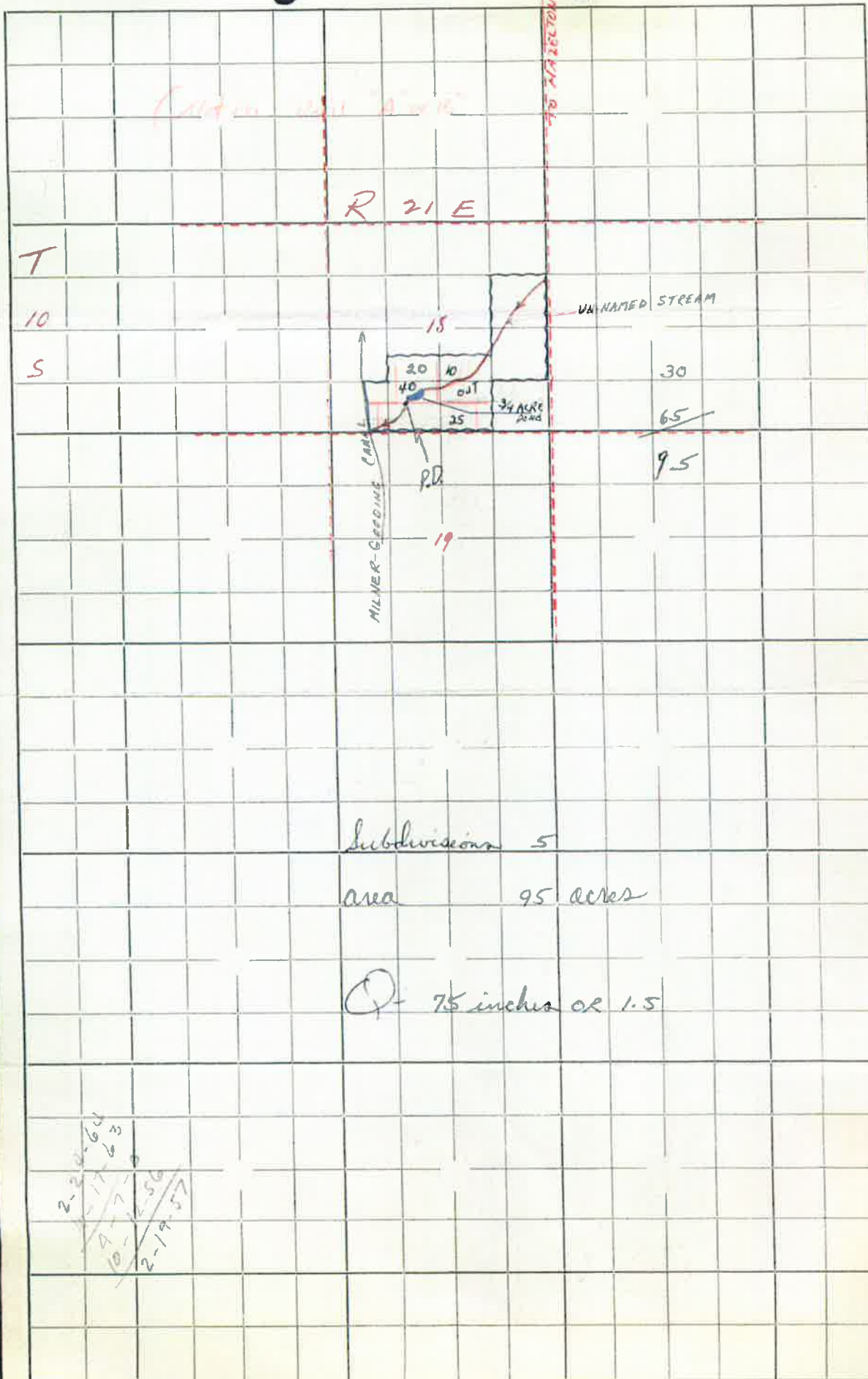
Remarks: Mr. C.L. Boyd participated in the examination

Measurement was made by taking pressure readings along each line 4 lines 132 nozzles size 5/32

This examination was made on the 30th day of May, 1964

(Signed) Row Heberg Examiner.

26577



Data and Deed Call Listing of File:

+Tract 1: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 2: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 3: 20.000 Acres: 871200 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 3960 Feet
Tract 4: 20.000 Acres: 871200 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 3960 Feet
Tract 5: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 6: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 7: 20.000 Acres: 871200 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 3960 Feet
Tract 8: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
Tract 9: 40.000 Acres: 1742400 Sq Feet: Closure = n00.0000e 0.00 Feet: Precision >1/999999: Perimeter = 5280 Feet
-Tract 10: 39.772 Acres: 1732455 Sq Feet: Closure = s67.0238w 0.02 Feet: Precision =1/294282: Perimeter = 5467 Feet
-Tract 11: 18.111 Acres: 788934 Sq Feet: Closure = n15.1136e 0.00 Feet: Precision >1/999999: Perimeter = 3585 Feet
Net Area= -17.883 Acres: -778989 Sq Feet

001=/SE,SE,SE,18,10S,21E	047=N90E 1320.00
002=/N00E 3960.00	048=@0 n,ne,sw,18,10s,21e
003=/N90W 0.00	049=/SE,SE,SE,18,10S,21E
004=S00W 1320.00	050=/N00E 2640.00
005=N90W 1320.00	051=/N90W 2640.00
006=N00E 1320.00	052=S00W 660.00
007=N90E 1320.00	053=N90W 1320.00
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010=/N00E 2640.00	056=@0 nw,sw,18,10s,21e
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021=N90W 1320.00	067=/N90W 3960.00
022=N00E 660.00	068=S00W 1320.00
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029=N90W 1320.00	075=s00.1336e 1005.71
030=N00E 660.00	076=s46.5656w 403
031=N90E 1320.00	077=s84.4712w 590.55
032=@0 sw,se,18,10s,21e	078=s72.5900w 233.48
033=/SE,SE,SE,18,10S,21E	079=s45.0727w 299.31
034=/N00E 1320.00	080=s45.0727w 4.34
035=/N90W 1320.00	081=n00.1231w 284.45
036=S00W 1320.00	082=n00.1231w 1322.80
037=N90W 1320.00	083=@0-
038=N00E 1320.00	084=/sw,sw,sw,18,10s,21e
039=N90E 1320.00	085=/n89.4700e 938.49
040=@0 se,sw,18,10s,21e	086=n6.0317w 1006.54
041=/SE,SE,SE,18,10S,21E	087=n89.2733e 843.31
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043=/N90W 2640.00	089=s89.4700w 728.53
044=S00W 1320.00	
045=N90W 1320.00	
046=N00E 1320.00	

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 36-2307

WATER RIGHT NUMBER: 36-2307

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARILYN BLACKER 155 4TH ST HAZLETON, ID 83335 (208)829-5140
Original Owner	W A BOYD HAZELTON, ID
Current Owner	ROYAL BLACKER 155 4TH ST HAZELTON, ID 83335 (208)829-5140
Original Owner	C L BOYD HAZELTON, ID

Priority Date: 02/19/1957

Basis: License

Status: Active

Source

UNNAMED STREAM
UNNAMED STREAM

Tributary

MILNER GOODING CANAL
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/15	1.500 CFS	
	<u>Total Diversion:</u>	1.500 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4SW1/4	Sec. 18, Twp 10S, Rge 21E, B.M.
JEROME County		
UNNAMED STREAM	SE1/4SW1/4	Sec. 18, Twp 10S, Rge 21E, B.M.
JEROME 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			
10S	21E	18									20.0			40.0					10.0	25.0	95.0

Total Acres: 95

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 36-2307

1. Late Claim pending SRBA approval.

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 3/14/2003
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

Claim No(s). 36-2307

Claim No(s). 36-2307

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

March 20, 2003

KARL J. DREHER
DIRECTOR

ROYAL AND MARILYN BLACKER
155 4TH ST
HAZELTON ID 83335

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #36-2307

Dear Claimants:

Your Notice of Claim to a Water Right referenced above has been received from the SRBA Court recently. I have enclosed your receipt #C067980 for your records

Your Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Please notify us in writing if your address changes or if there is a change in ownership of your property and water right.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff'.

Donald V. Shaff, Manager
Adjudication Technical Section

DVS:ss:region

Enclosure:

Receipt #C067980