

06/20/2007

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

RIGHT NUMBER: 67-4124

NAME AND ADDRESS: WEST RANCH VENTURES LLC
PO BOX 44
COUNCIL ID 83612

SOURCE: WEST FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 05/01/1957

POINT OF
DIVERSION:

T18N R01W S32 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.240 CFS
PLACE OF USE:	<u>IRRIGATION in ADAMS County</u>		
	T17N R01W S09 NWSW	5.00	T17N R01W S09 SESW 6.00
	T17N R01W S09 SWSE	1.00	

12 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Settled
8/5/08
By SFS

C. S. S.

8-5-08

Database updated

Adjudication Recommendation Report 67-4124 V1

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4124 V1

Comments:

1. mmount 9/5/2006 contacts

Comment: Tax lot owners are the Scism s. Have not made contact with them yet. There is a note in the file from the Schwartz that they no longer own nor have interest in the property associated with this claim.

2. mmount 9/5/2006 Priority

Comment: There is evidence in the claim file which supports a priority date of 1957. Need to contact the Scisms or Schwartz for better evidence if they want an earlier date. recommended 1957

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:
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

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>
Contacts	9/5/2006 9:38:44 AM	mmount			Active
POD	9/5/2006 12:11:59 PM	mmount			Active
Priority Date	9/5/2006 12:12:42 PM	mmount			Active
Source	9/5/2006 12:13:20 PM	mmount			Active
POU	9/5/2006 12:13:44 PM	mmount			Active
Use	9/5/2006 12:14:11 PM	mmount			Active
Season	9/5/2006 12:15:12 PM	mmount			Active
Quantity	9/5/2006 12:15:53 PM	mmount			Active
Summary			09/05/2006	mmount	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	9/5/2006 9:09:08 AM	mmount	Updated shape for Active POU
POU	9/5/2006 9:09:23 AM	mmount	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4124 V1

Contacts	9/5/2006 9:38:45 AM	mmount	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
Source	9/5/2006 12:13:21 PM	mmount	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Aerial photo, claim file
Use	9/5/2006 12:14:12 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Aerial photo, claim file
Season	9/5/2006 12:15:12 PM	mmount	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	9/5/2006 12:11:28 PM	mmount	Updated shape
POD	9/5/2006 12:12:00 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4124 V1

General	9/5/2006 12:12:42 PM	mmount	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit
POU	9/5/2006 12:13:44 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Aerial photo
Quantity	9/5/2006 12:15:53 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Water is diverted off the TJ Glenn ditch which has a measurement
Summary	9/5/2006 12:16:33 PM	mmount	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

09/05/2006

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

RIGHT NUMBER: 67-4124

NAME AND ADDRESS: ANTHONY B SCHWARTZ
2490 US HWY 95
COUNCIL ID 83612

EDITH J SCHWARTZ
2490 US HWY 95
COUNCIL ID 83612

SOURCE: WEST FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 05/01/1957

POINT OF DIVERSION:

T18N R01W S32 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.240 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S09 NWSW 5.00

T17N R01W S09 SESW 6.00

T17N R01W S09 SWSE 1.00

12 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



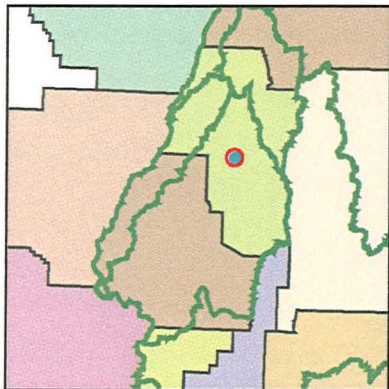
Idaho Department of Water Resources

SRBA Recommendation:

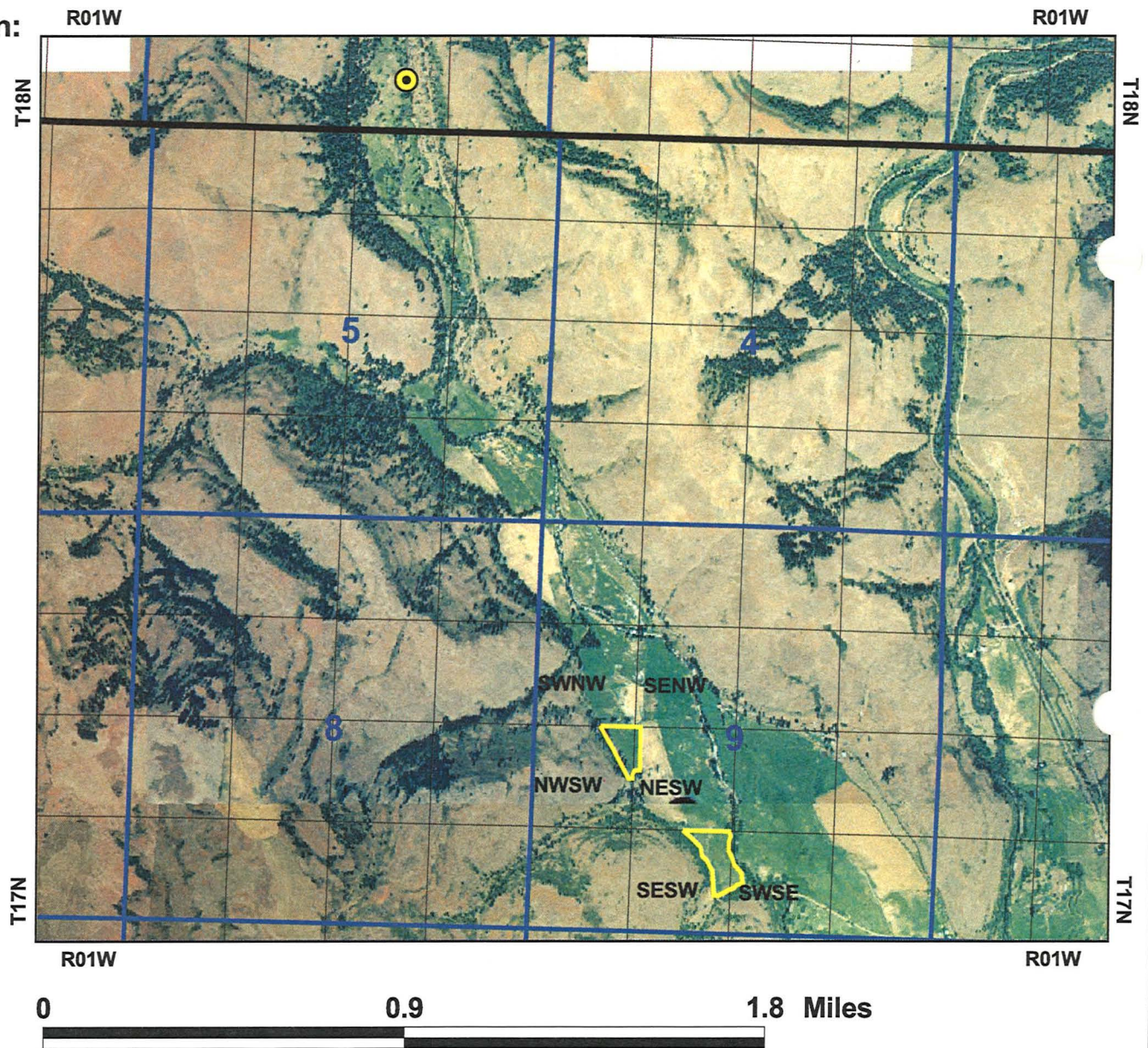
67-4124

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

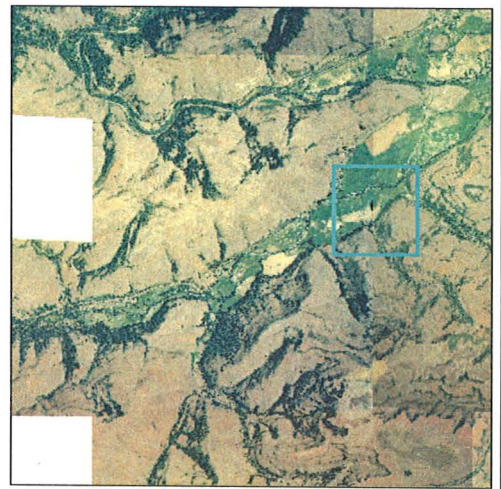
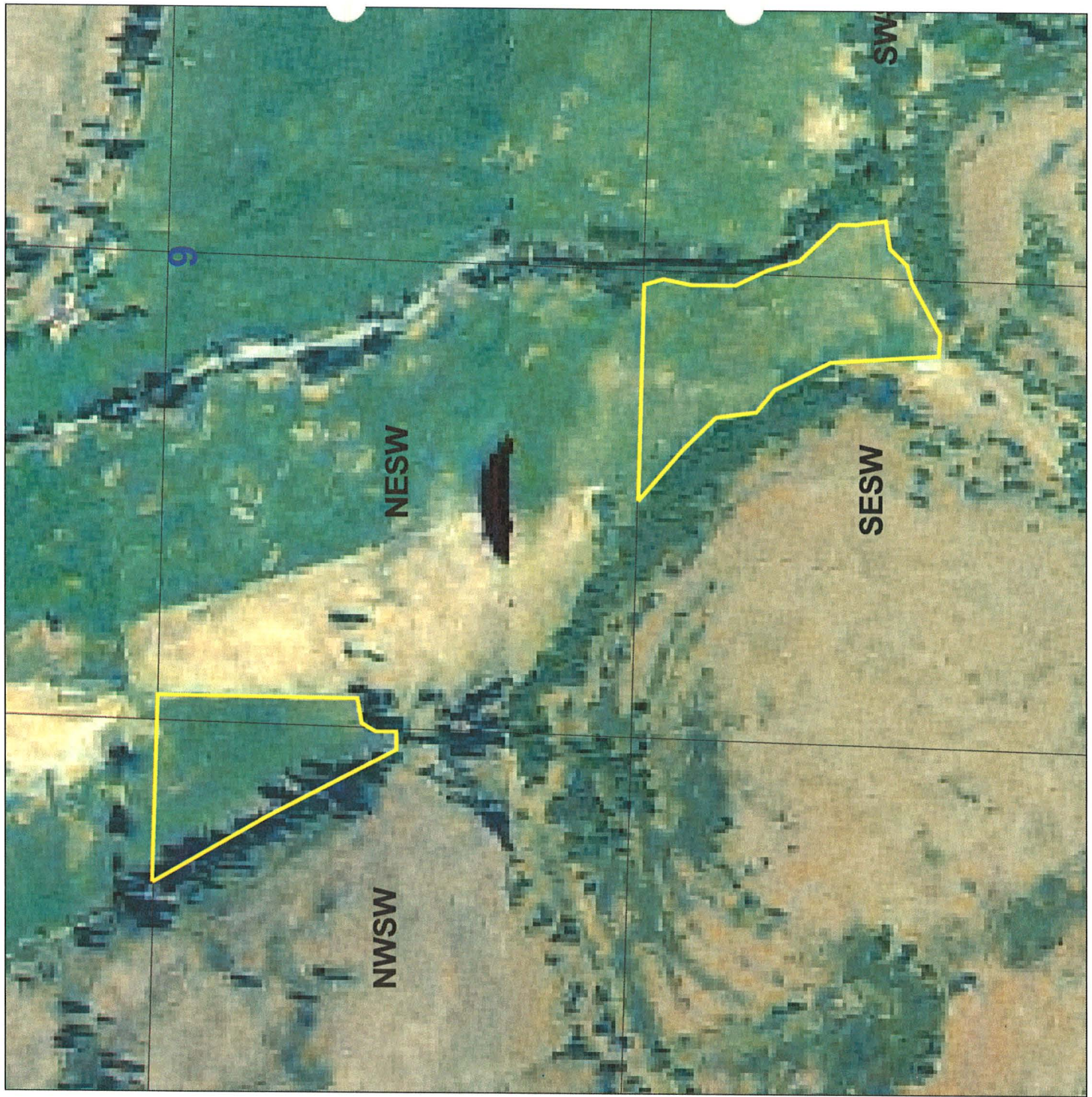


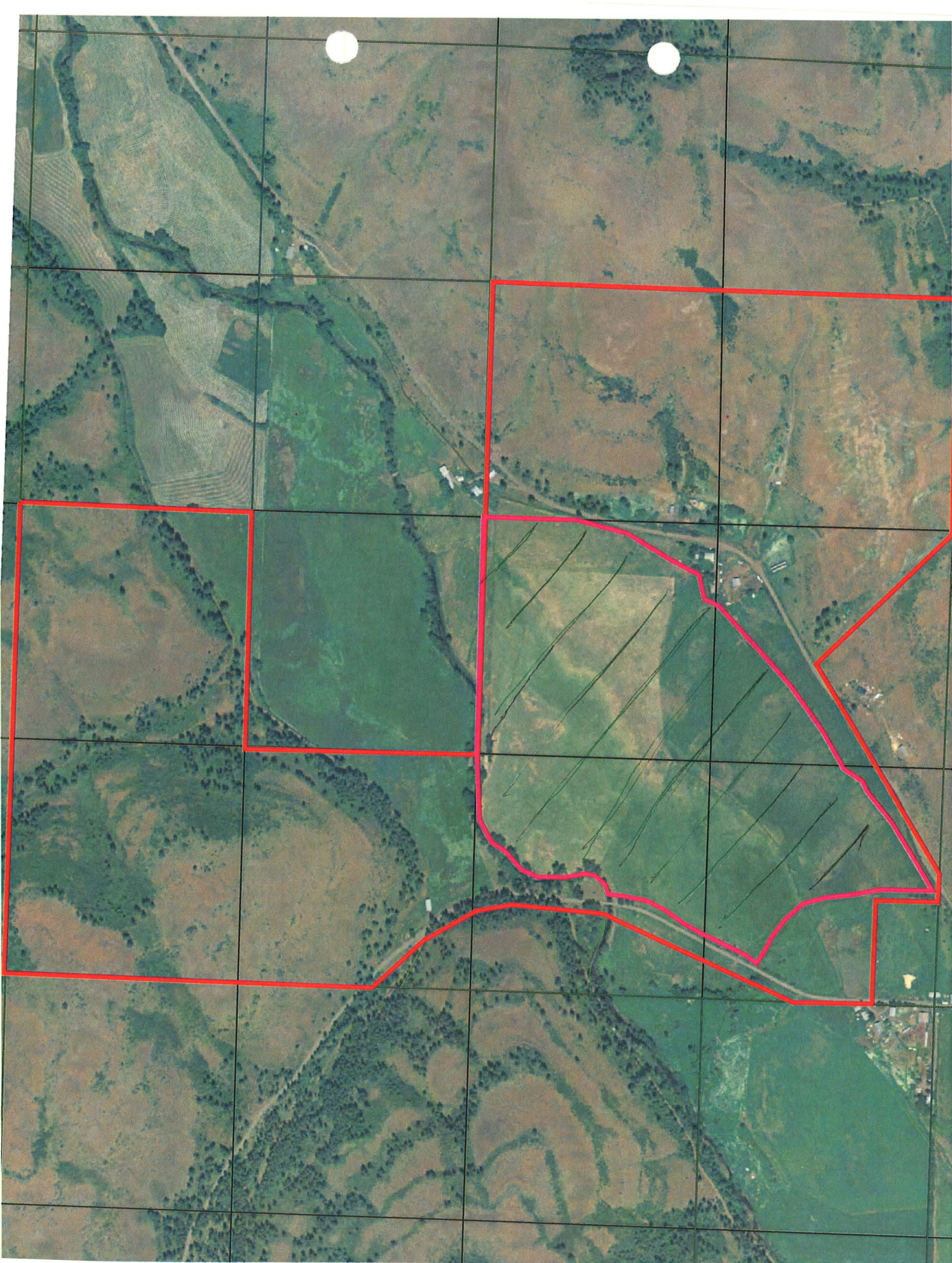
Adams County
IDWR Basin 67



Prepared by M. Mount
On Tuesday, September 5, 2006
1987/88 Aerial Photography

67-4124





111 → 107-143 No record in file

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 67-4124
Date Received: 10/2/1989
Receipt No: W006116
Received By:

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

1. Name of Claimant(s)

WEST RANCH VENTURES LLC Phone: (208)253-6023

PO BOX 44
COUNCIL ID USA 83612

2. Date of Priority: 05/01/1900

3. Source: WEISER RIVER WEST FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
18N	01W	32	SW SE	ADAMS	

5. Description of diverting works:

ROCK DAM, CONC. HEADGATE, SCREW DOWN CLOSING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.24	

7. Total Quantity Appropriated is:
0.24 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
17N	01W	9	NW	IRRIGATION	5
			SE	IRRIGATION	6
			SW	IRRIGATION	1

Section Acres	12
Total Acres	12

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

MEMORANDUM

Date: June 15, 2007
Revised: June 19, 2007

To: Sally Sherman
Allocations – Change of Ownership
From: Craig L. Saxton
Subject: Scism Change of Ownership

COPY

This is essentially 5 different changes of ownership. Doug Scism has taken his property's and divided them into 5 different LLC's. In order to obtain the necessary documents to change ownership on all of the rights included, I had to sift through two packets of information. One packet was submitted on 4-11-07 and another was hand delivered on June 6, 2007. You will see that some of the information has been scanned and some has not. In addition you will see two cover letters.

Please scan each of the individual 5 packets as a separate change of ownership. Essentially there are 5 changes of ownership. In other words, despite that all the information came in together, don't scan the "2 BAR S VENTURES LLC" to the water right numbers associated with "SOUTH RANCH VENTURES, LLC".

The appropriate fees have been paid for the partially decreed water right's or records maintained on the water right database. All SRBA changes should be change of the entire right without splits.

One water right record under the allocations jurisdiction needs to be split. I have explained what I know about that split at the bottom of this memo.

Below is a list of what water rights are applicable to what LLC.

.....
MOONSHINE VENTURES LLC
PO BOX 44
COUNCIL ID 83612

69-4103B
69-4104B

.....
CIRCLE S VENTURES LLC
PO BOX 44
COUNCIL ID 83612

67-7089

SCANNED

JUN 20 2007

67-13986 PD'd \$25.00 FEE

.....

WEST RANCH VENTURES LLC
PO BOX 44
COUNCIL ID 83612

67-2367 PD'd \$25.00 FEE

67-4124

67-10484 PD'd \$25.00 FEE

67-10485 PD'd \$25.00 FEE

.....

2 BAR S VENTURES LLC
PO BOX 44
COUNCIL ID 83612

67-57A

67-58B

67-2053S

67-7472 PD'd \$25.00 FEE

67-7824 WR record that needs to be split \$100.00 FEE

67-12316 PD'd \$25.00 FEE

.....

SOUTH RANCH VENTURES LLC
PO BOX 44
COUNCIL ID 83612

67-50A

67-55

67-65

67-73Ba

67-74B

67-83J

67-373B

67-375A

67-7824 WR record that needs split. Fee paid under 2 BAR S VENTURES LLC

67-11304A

67-12317 PD'd \$25.00 FEE

67-12318 PD'd \$25.00 FEE

.....

Splitting of 67-7824:

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This water right is new enough that it wasn't included in the SRBA so it will have to be handled by allocations. However, hopefully this will explain a little.

The POU licensed under 67-7424 is actually now in the ownership of three entities.

2 BAR S VENTURES LLC

17N	R1W	S.4	NENW	Lot 3
			SWNW	
			NWSW	
			S1/2 SE	
		S.9	NENE	

SOUTH RANCH VENTURES LLC

18N	R1W	S.33	SWNW
			NWSW

BLM

18N	R1W	S.32	NENE
-----	-----	------	------

When I met with Doug Scism I asked if he had a grazing agreement with BLM and he said he did. This would explain why he has a water right on their property.

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JUN 20 2007

2

Ahrens & DeAngeli, p.l.l.c.

Attorneys at Law

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APR 11 2007

DEPARTMENT OF
WATER RESOURCES

Seattle Office:

Suite 4333

1001 Fourth Avenue Plaza

Seattle, Washington 98154

Telephone: (206) 652-0101

Facsimile: (206) 223-2230

April 6, 2007

Boise Office:

Suite 300

101 South Capitol Boulevard

P.O. Box 6561

Boise, Idaho 83707-6561

Telephone: (208) 395-0001

Facsimile: (208) 395-0002

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Water Right Nos. 67-375A; 67-57A; 67-4124

To Whom It May Concern:

Enclosed are the Notices Of Change In Water Right Ownership in regard to the above referenced water rights. A check in the amount of \$75 is also enclosed for the fees associated with this matter.

If you have any questions or require further assistance, please do not hesitate to contact me in Boise at (208) 395-0001.

Very truly yours,

AHRENS & DeANGELI, p.l.l.c.



Edward D. Ahrens

EDA:KDK:wc

Enclosures

Copy to: Douglas Scism

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APR 09 2007

WATER RESOURCES
WESTERN REGION

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APR 12 2007

JUN 20 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 10, 2007

AHRENS & DE ANGELI PLLC
EDWARD AHRENS
PO BOX 6561
BOISE ID 83707-6561

Re: Water Right Nos. 67-57A, 67-375A, 67-4124

Dear Mr. Ahrens:

This office has received the Notices of Change of Water Right Ownership that you recently submitted on behalf of West Ranch Ventures LLC and South Ranch Ventures LLC. We also received check No. 12542 in the amount of \$75.00; however, we are returning it to you, as the ownership change fee is not required for these particular water right claims. These claims have not yet been decreed by the Snake River Basin Adjudication Court. The ownership change is being processed and a copy will be mailed to you upon completion.

If you have any questions regarding this letter, feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section

AHRENS & DEANGELI, P.L.L.C.
P.O. BOX 6561
BOISE, ID 83707-6561

U.S. BANK NATIONAL ASSOCIATION
BOISE, ID 83702
90-07000001

12542

4/6/2007

PAY TO THE ORDER OF IDWR Western Region

\$ **75.00

Seventy-Five and 00/100*****

DOLLARS

0-1110

APR 11 2007

SCANNED

JUN 20 2007

Ahrens & DeAngeli, p.l.l.c.

Attorneys at Law

Seattle Office:
Suite 4333
1001 Fourth Avenue Plaza
Seattle, Washington 98154
Telephone: (206) 652-0101
Facsimile: (206) 223-2230

June 6, 2007

Boise Office:
Suite 300
101 South Capitol Boulevard
P.O. Box 6561
Boise, Idaho 83707-6561
Telephone: (208) 395-0001
Facsimile: (208) 395-0002

VIA HAND DELIVERY

Craig Saxton
Idaho Department of Water Resources
322 E. Front St.
PO Box 83720
Boise, ID 83720-0098

Re: Scism

Dear Craig:

Please find enclosed copies of the following deeds:

2 Bar S Ventures, LLC

- Bargain and Sale Deed transferring property from Sunshine Ventures, L.P. to 2 Bar S Ventures, LLC
- Bargain and Sale Deed transferring property from Douglas M. Scism to Sunshine Ventures, L.P.

West Ranch Ventures, LLC

- Bargain and Sale Deed transferring property from Sunshine Ventures, L.P. to West Ranch Ventures, LLC
- Bargain and Sale Deed transferring property from Douglas M. Scism and Charleta A. Scism to Sunshine Ventures, L.P.
- Quitclaim Deed re: all water rights (The J. Harold Scism and Ninni H. Scism Trust to Douglas M. Scism and Charleta A. Scism)

South Ranch Ventures, LLC

- Bargain and Sale Deed transferring property from Sunshine Ventures, L.P. to South Ranch Ventures, LLC
- Bargain and Sale Deed transferring property from Douglas M. Scism and Charleta A. Scism to Sunshine Ventures, L.P.

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Moonshine Ventures, LLC

- Bargain and Sale Deed transferring property from Sunshine Ventures, L.P. to Moonshine Ventures, LLC
- Bargain and Sale Deed transferring property from Douglas M. Scism and Charleta A. Scism to Sunshine Ventures, L.P.

Circle S Ventures, LLC

- Bargain and Sale Deed transferring property from Sunshine Ventures, L.P. to Circle S Ventures, LLC
- Trustee's Deed transferring property from Ninni H. Scism as Trustee to Sunshine Ventures, L.P.

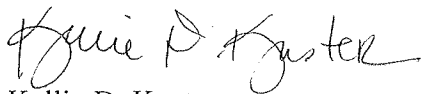
Here is an overview of how the entities interrelate: Wild Horse Management, LLC, is the General Partner of Sunshine Ventures, L.P., and Douglas M. Scism is the Manager of Wild Horse Management, LLC. Sunshine Ventures, L.P., an Idaho limited partnership, is the single member of each of the following limited liability companies: 2 Bar S Ventures, LLC, West Ranch Ventures, LLC, South Ranch Ventures, LLC, Moonshine Ventures, LLC, and Circle S Ventures, LLC.

Therefore, if the new owner of a water right is West Ranch Ventures, LLC, the application would be set up for Doug's signature as follows: Douglas M. Scism, Manager of Wild Horse Management, LLC, the General Partner of Sunshine Ventures, L.P., the sole member of West Ranch Ventures, LLC. If any of the other four LLCs are the new owner of a water right, the application would be set up for Doug's signature similarly but substituting the applicable LLC's name for West Ranch Ventures, LLC.

If you have any questions or require further assistance, please do not hesitate to contact me at (208) 395-0001.

Very truly yours,

AHRENS & DeANGELI, p.l.l.c.



Kellie D. Kuster

KDK:ms

Enclosures

Idaho Department of Water Resources Receipt

Receipt ID: C084302

Payment Amount	\$300.00	Date Received	6/8/07 2:27	Region	STATE
Payment Type	Check	Check Number	6208		
Payer	SCISM DOUGLAS				

Comments water right changes 67-12317, 67-12318,67-7472, 67-12316,67-2367,67-4124, 67-10484, 67-10485,67-13986, 67-7864

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$300.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155

KAW

Signature Line (Department Representative)

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

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APR 11 2007

DEPARTMENT OF
WATER RESOURCES

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
67-4124					
67-2367	POA = \$25.00				
67-10484	POA = \$25.00				
67-10485	POA = \$25.00				
			cc: W.A. 6-20-07		

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)

Anthony B Schwartz and Edith J Schwartz
 2490 US Hwy 95, Council, ID 83612
 West Ranch Ventures, LLC

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 44

City, State and ZIP Code

Council, ID 83612

New Telephone Number

208 253-1023

5. Date you acquired the property

8-15-06

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WESTERN REGION

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APR 12 2007

JUN 20 2007

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) Douglas M. Scism
(include title if applicable)

Douglas M. Scism, Manager of Wild Horse Management, LLC, the General Partner of Sunshine Ventures, L.P.,

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.

the sole member of West Ranch Ventures, LLC.

For Office Use Only

Received by AD Date 4-9-07 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by pe AJ Date 6-20-07 WR _____ Date _____

NCAP Prepared.

OK to change
C. Smith
6-15-07

SCANNED

APR 12 2007

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JUN 20 2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s).** Please enter the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3**.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

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6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

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12/08/2006

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

RIGHT NUMBER: 67-4124
NAME AND ADDRESS: ANTHONY B SCHWARTZ
2490 US HWY 95
COUNCIL ID 83612
EDITH J SCHWARTZ
2490 US HWY 95
COUNCIL ID 83612

Given to Kelly

SOURCE: WEST FORK WEISER RIVER TRIBUTARY: WEISER RIVER
QUANTITY: 0.240 CFS
PRIORITY DATE: 05/01/1957
POINT OF DIVERSION:

T18N R01W S32 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.240 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S09	NWSW	5.00	T17N R01W S09	SESW	6.00
T17N R01W S09	SWSE	1.00			

12 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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APR 12 2007 JUN 20 2007



Idaho Department of Water Resources

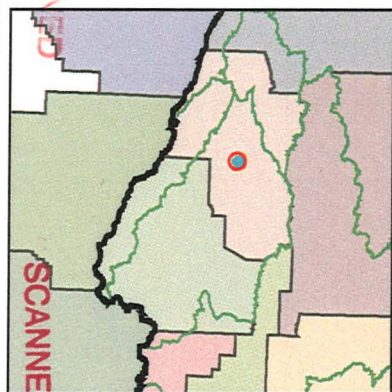
SRBA Recommendation:

67-4124

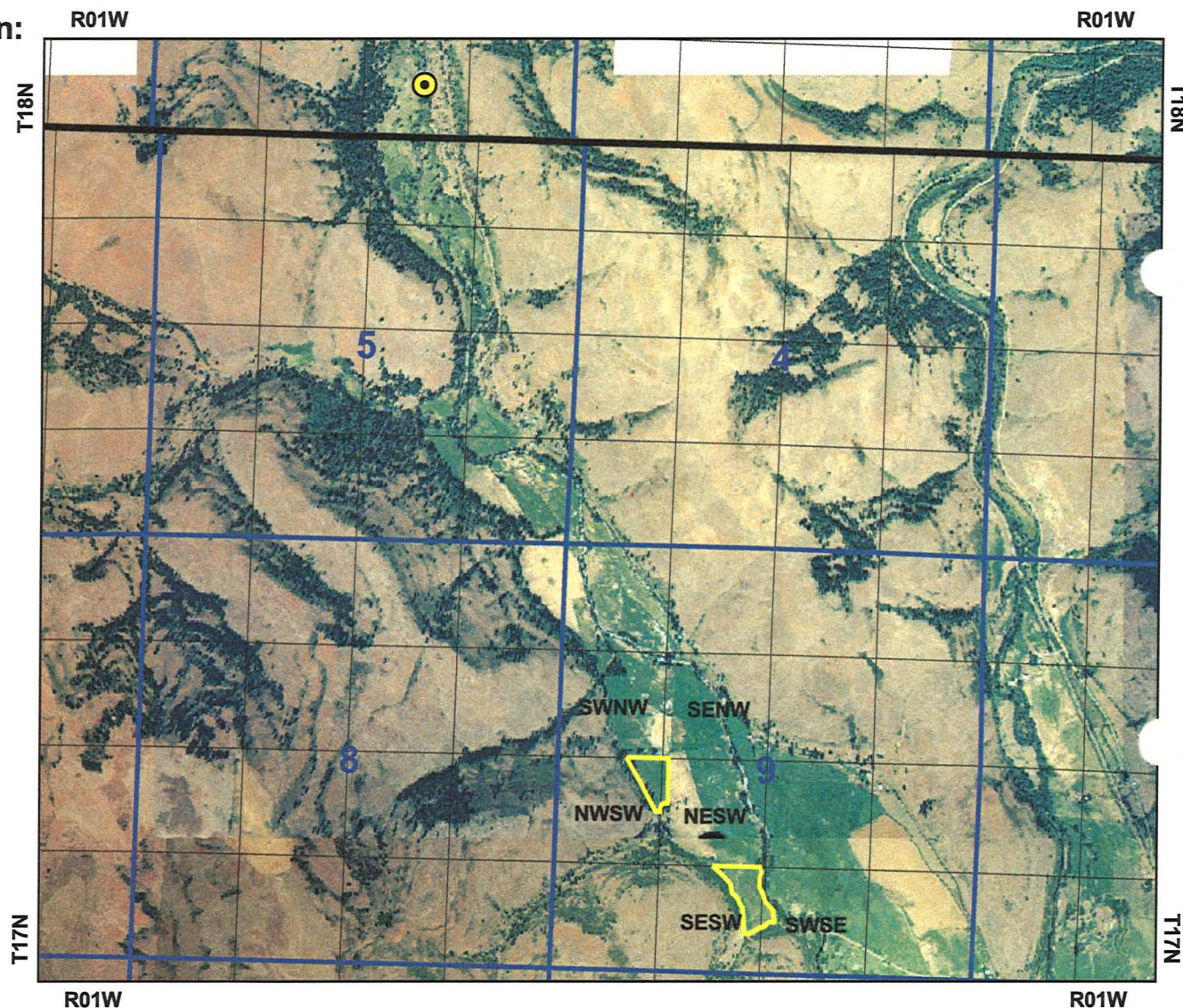
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 67

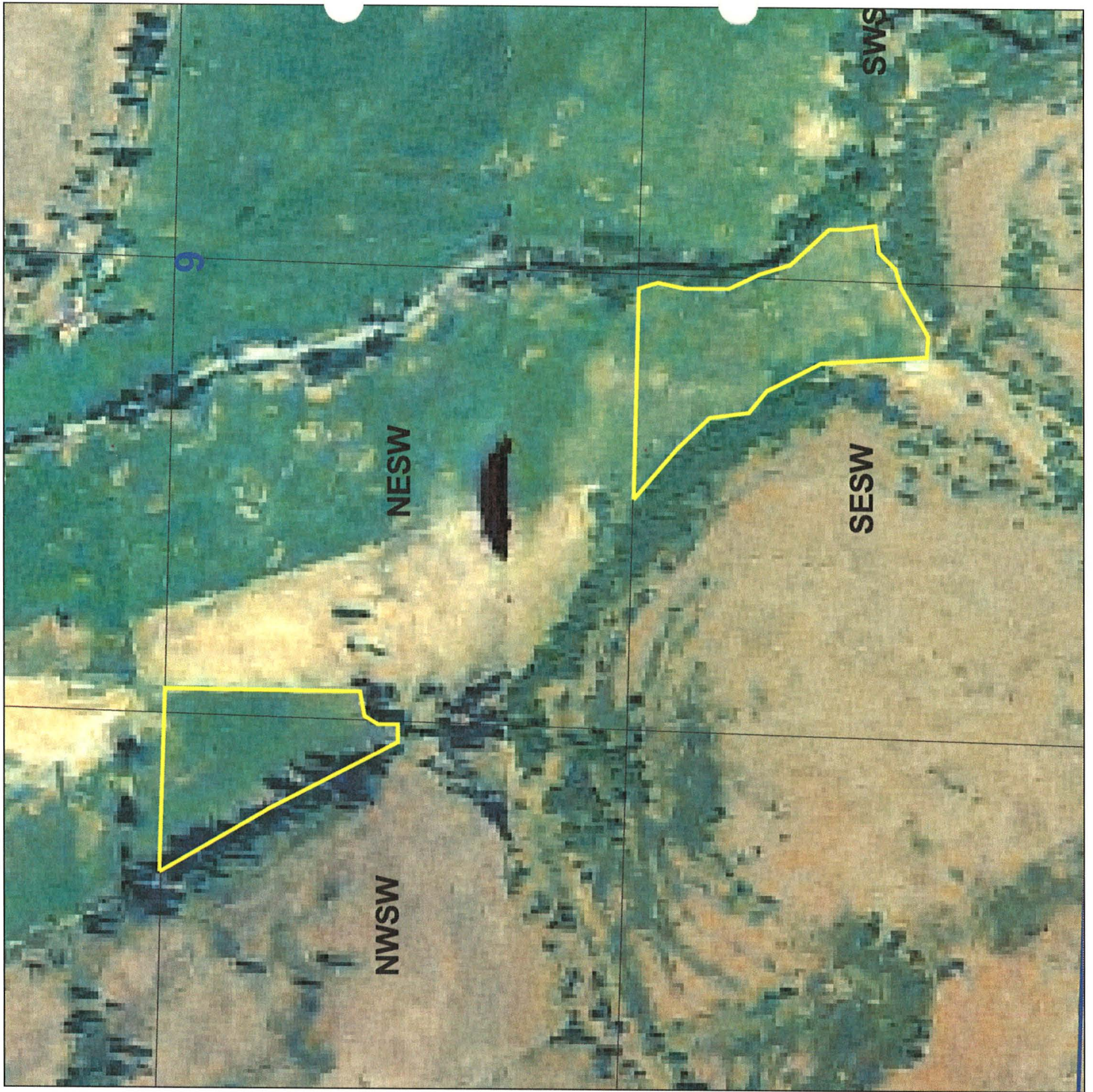


0 0.9 1.8 Miles

Prepared by IDWR State Office
On Friday, December 8, 2006
1987/88 Aerial Photography

APR 12 2007

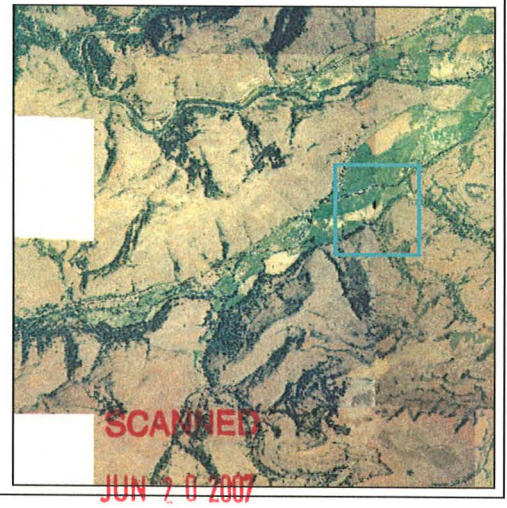
JUN 20 2007



67-4124



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APR 12 2007



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JUN 20 2007

Recording Requested By And
When Recorded Mail To:

Edward D. Ahrens
Ahrens & DeAngeli, p.l.l.c.
P.O. Box 6561
Boise, Idaho 83707-6561

Instrument # 112896

COUNCIL, ADAMS, IDAHO

2006-10-23

09:33:51 No. of Pages: 6

Recorded for: AHRENS & DEANGELI

MICHAEL FISK

Fee 18.00

Ex-Officio Recorder Deputy

BARGAIN AND SALE DEED

Sunshine Ventures, L.P., an Idaho limited partnership, Grantor, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, and convey to West Ranch Ventures, LLC, an Idaho limited liability company, Grantee, whose current address is P.O. Box 44, Council, Idaho 83612, the following described real property located in Adams County, Idaho, more particularly described as follows, to wit:

Township 17 North, Range 1 West, Boise
Meridian, Adams County, Idaho
Section 9: W1/2SW1/4, SE1/4SW1/4,
NW1/4SE1/4, SW1/4SE1/4, SE1/4SE1/4,
NE1/4SE1/4, S1/2NE1/4

EXCEPTING the following tracts of land in
Section 9:

PARCEL 1: Commencing at the Southeast corner
of Section 9;

Thence North along the Section line common to
Sections 9 and 10 a distance of 710 feet,
more or less, to the Northeasterly right-of-
way line of West Fork Weiser River Road, the
REAL POINT OF BEGINNING;

Thence continuing along said section line a
distance of 1930 feet, more or less, to the
quarter corner common to Sections 9 and 10,
consisting of a brass cap dated 1978;

BARGAIN AND SALE DEED-1

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Thence South 45° 00'00" West a distance of 1070 feet, more or less, to the Northeasterly right-of-way line of West Fork Weiser River Road;

Thence on and along said right-of-way line Southeasterly 1400 feet, more or less, to the REAL POINT OF BEGINNING.

PARCEL 2: All that portion of the S1/2SE1/4 of Section 9 lying East of the centerline of the West Fork of the Weiser River and South of the Southwesterly right-of-way of the Pleasant Ridge Road, more particularly described as follows:

Commencing at the South quarter corner of Section 9;

Thence North 89° 49'00" West 560.48 feet along the south line of Section 9 to a point on the Southeasterly right-of-way of the Pleasant Ridge Road;

Thence North 47° 19'27" East 406.06 feet along said right-of-way;

Thence North 49° 58'23" East 82.22 feet along said right-of-way;

Thence North 62° 03'02" East 272.14 feet along said right-of-way;

Thence North 79° 42'02" East 176.80 feet along said right-of-way;

Thence South 86° 09'36" East 535 feet, more or less, to a point where said right-of-way intersects the centerline of the West Fork of the Weiser River, the REAL POINT OF BEGINNING;

Thence Southwesterly 480 feet, more or less, along said centerline to a point where said centerline intersects the South line of section line, said point of intersection being North 89° 49'00" East 690 feet, more or less, along the South line of Section 9 from the South quarter corner;

Thence East on and along the south line of Section 9 a distance of 1150 feet, more or less, to the intersection of the Southwesterly right-of-way line of the

Pleasant Ridge Road and the South line of Section 9;

Thence Northwesterly on and along said right-of-way to the REAL POINT OF BEGINNING.

PARCEL 3: A tract of land located in the South one-half of Section 9 more particularly described as follows:

Commencing at the South $\frac{1}{4}$ corner of Section 9 being the REAL POINT OF BEGINNING;

Thence North $89^{\circ} 49'00''$ West 560.48 feet along the South line of Section 9 to a point on the Southeasterly right-of-way of the Pleasant Ridge Road;

Thence North $47^{\circ} 19'27''$ East 406.06 feet along said right-of-way;

Thence North $49^{\circ} 58'23''$ East 82.22 feet along said right-of-way;

Thence North $62^{\circ} 03'02''$ East 272.14 feet along said right-of-way;

Thence North $79^{\circ} 42'02''$ East 176.80 feet along said right-of-way;

Thence South $86^{\circ} 09'36''$ East 535 feet, more or less, to a point where said right-of-way intersects the centerline of the West Fork of the Weiser River;

Thence Southwesterly 480 feet, more or less, along said centerline to a point where said centerline intersects the South line of Section 9;

Thence North $89^{\circ} 49'00''$ West 690 feet, more or less, along the South line of Section 9 to the REAL POINT OF BEGINNING.

PARCEL 4: Commencing at the Southeast corner of Section 9;

Thence North along the East line of said Section 9 a distance of 595 feet;

Thence West parallel to the South line of Section 9 a distance of 365 feet;

Thence South parallel to the East line of Section 9 a distance of 595 feet;

Thence East along the South line of Section 9 a distance of 365 feet to the REAL POINT OF BEGINNING.

PARCEL 5: A parcel of land situated within the SE1/4SE1/4 of Section 9 more particularly described as follows:

Beginning at the Southeast corner of the SE1/4SE1/4 of Section 9, T17NR1WBM;

Thence West along the South line of said SE1/4SE1/4 a distance of 372.8 feet to a certain fence line;

Thence North along said fence line a distance of 595 feet;

Thence East a distance of 372.8 feet, more or less, to the East line of said SE1/4SE1/4;

Thence South along the East line of said SE1/4SE1/4 a distance of 595 feet to the REAL POINT OF BEGINNING.

And also EXCEPTING the bed of the Weiser River as now established.

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 18: Lots 2, 3 and 4, the E1/2SW1/4, SW1/4SE1/4

ALSO that part of the NW1/4SE1/4 described as follows:

Commencing at the Northwest corner of said NW1/4SE1/4 (said point being the center of said Section 18); and

Thence running East on the North line of said NW1/4SE1/4 550 feet, more or less, to the Westerly line of the right-of-way of the Pleasant Ridge Road as now established over and across said NW1/4SE1/4;

Thence South and Southeasterly on and along the Westerly side of the right-of-way of said Road to its intersection with the South line of said NW1/4SE1/4;

Thence West on and along the South line of said NW1/4SE1/4 a distance of 1161 feet, more or less, to the Southwest corner of said NW1/4SE1/4;

Thence North on and along the West line of said NW1/4SE1/4 to the REAL POINT OF BEGINNING, being all that portion of the

NW1/4SE1/4 lying West of the Pleasant Ridge Road as now established thereon.

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 19: NE1/4NW1/4, W1/2NE1/4, SE1/4NE1/4, Lot 1

Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho
Section 13: NE1/4SE1/4

TOGETHER WITH all water and ditch rights appurtenant to the real property described above.

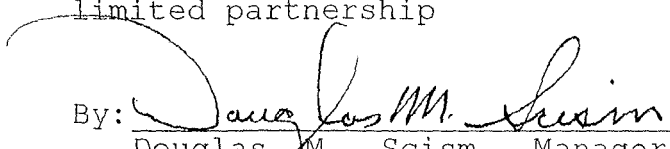
TOGETHER WITH all improvements, easements, hereditaments, and appurtenances thereto, and all tenements, revisions, remainders, rights-of-way and water rights in anywise appertaining to the property herein described.

SUBJECT TO taxes and assessments for the year 2006 and all subsequent years, and to such rights, easements, liens, encumbrances, covenants, rights-of-way, reservations, restrictions, and zoning regulations as appear of record or based upon the premises, and to any state of facts an accurate survey or inspection of the premises would show.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 15th day of August, 2006.

Sunshine Ventures, L.P., an Idaho limited partnership

By:


Douglas M. Scism, Manager of Wild Horse Management, LLC, an Idaho limited liability company, General Partner

BARGAIN AND SALE DEED-5

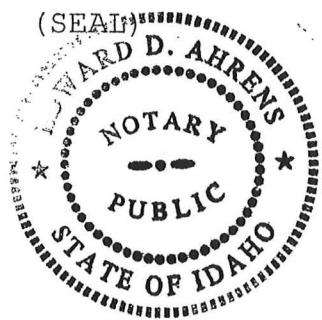
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APR 12 2007 JUN 20 2007

STATE OF IDAHO)
 : ss.
County of Ada)

On this 15th day of August, 2006,
before me, the undersigned, a Notary Public in and for said
State, personally appeared Douglas M. Scism, known or identified
to me to be the person whose name is subscribed to the within
instrument, and acknowledged to me that he executed the same as
Manager of Wild Horse Management, LLC, an Idaho limited liability
company, the General Partner of Sunshine Ventures, L.P., an Idaho
limited partnership.

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



Edward D. Ahrens
Notary Public for Idaho
Residing at: Eagle, Idaho
Commission expires: October 11, 2011

BARGAIN AND SALE DEED-6

SCANNED

APR 12 2007

SCANNED

JUN 20 2007

Recording Requested By And
When Recorded Mail To:

Edward D. Ahrens
Ahrens & DeAngeli, p.l.l.c.
P.O. Box 6561
Boise, Idaho 83707-6561

BARGAIN AND SALE DEED

Douglas M. Scism, also known as Doug Scism, and Charleta A. Scism, husband and wife, Grantors, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, and convey to Sunshine Ventures, L.P., an Idaho limited partnership, Grantee, whose current address is P.O. Box 44, Council, Idaho 83612, the following described real property located in Adams County, Idaho, more particularly described as follow, to wit:

PARCEL I:

Township 17 North, Range 1 West, Boise
Meridian, Adams County, Idaho
Section 9: W1/2SW1/4, SE1/4SW1/4,
NW1/4SE1/4, SW1/4SE1/4, SE1/4SE1/4,
NE1/4SE1/4, S1/2NE1/4
EXCEPTING the following tracts of land in
Section 9:

TRACT 1: Commencing at the Southeast corner
of Section 9;
Thence North along the Section line common to
Sections 9 and 10 a distance of 710 feet,
more or less, to the Northeasterly right-of-
way line of West Fork Weiser River Road, the
REAL POINT OF BEGINNING;
Thence continuing along said section line a
distance of 1930 feet, more or less, to the

BARGAIN AND SALE DEED-1

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JUN 20 2007

quarter corner common to Sections 9 and 10,
consisting of a brass cap dated 1978;
Thence South 45° 00'00" West a distance of
1070 feet, more or less, to the Northeasterly
right-of-way line of West Fork Weiser River
Road;
Thence on and along said right-of-way line
Southeasterly 1400 feet, more or less, to the
REAL POINT OF BEGINNING.

TRACT 2: All that portion of the S1/2SE1/4
of Section 9 lying East of the centerline of
the West Fork of the Weiser River and South
of the Southwesterly right-of-way of the
Pleasant Ridge Road, more particularly
described as follows:

Commencing at the South quarter corner of
Section 9;

Thence North 89° 49'00" West 560.48 feet
along the south line of Section 9 to a point
on the Southeasterly right-of-way of the
Pleasant Ridge Road;

Thence North 47° 19'27" East 406.06 feet
along said right-of-way;

Thence North 49° 58'23" East 82.22 feet along
said right-of-way;

Thence North 62° 03'02" East 272.14 feet
along said right-of-way;

Thence North 79° 42'02" East 176.80 feet
along said right-of-way;

Thence South 86° 09'36" East 535 feet, more
or less, to a point where said right-of-way
intersects the centerline of the West Fork of
the Weiser River, the REAL POINT OF
BEGINNING;

Thence Southwesterly 480 feet, more or less,
along said centerline to a point where said
centerline intersects the South line of
section line, said point of intersection
being North 89° 49'00" East 690 feet, more or
less, along the South line of Section 9 from
the South quarter corner;

Thence East on and along the south line of
Section 9 a distance of 1150 feet, more or
less, to the intersection of the

Southwesterly right-of-way line of the Pleasant Ridge Road and the South line of Section 9;

Thence Northwesterly on and along said right-of-way to the REAL POINT OF BEGINNING.

TRACT 3: A tract of land located in the South one-half of Section 9 more particularly described as follows:

Commencing at the South $\frac{1}{4}$ corner of Section 9 being the REAL POINT OF BEGINNING;

Thence North $89^{\circ} 49'00''$ West 560.48 feet along the South line of Section 9 to a point on the Southeasterly right-of-way of the Pleasant Ridge Road;

Thence North $47^{\circ} 19'27''$ East 406.06 feet along said right-of-way;

Thence North $49^{\circ} 58'23''$ East 82.22 feet along said right-of-way;

Thence North $62^{\circ} 03'02''$ East 272.14 feet along said right-of-way;

Thence North $79^{\circ} 42'02''$ East 176.80 feet along said right-of-way;

Thence South $86^{\circ} 09'36''$ East 535 feet, more or less, to a point where said right-of-way intersects the centerline of the West Fork of the Weiser River;

Thence Southwesterly 480 feet, more or less, along said centerline to a point where said centerline intersects the South line of Section 9;

Thence North $89^{\circ} 49'00''$ West 690 feet, more or less, along the South line of Section 9 to the REAL POINT OF BEGINNING.

TRACT 4: Commencing at the Southeast corner of Section 9;

Thence North along the East line of said Section 9 a distance of 595 feet;

Thence West parallel to the South line of Section 9 a distance of 365 feet;

Thence South parallel to the East line of Section 9 a distance of 595 feet;

Thence East along the South line of Section 9 a distance of 365 feet to the REAL POINT OF BEGINNING.

TRACT 5: A parcel of land situated within the SE1/4SE1/4 of Section 9 more particularly described as follows:

Beginning at the Southeast corner of the SE1/4SE1/4 of Section 9, T17NR1WBM;

Thence West along the South line of said SE1/4SE1/4 a distance of 372.8 feet to a certain fence line;

Thence North along said fence line a distance of 595 feet;

Thence East a distance of 372.8 feet, more or less, to the East line of said SE1/4SE1/4;

Thence South along the East line of said SE1/4SE1/4 a distance of 595 feet to the REAL POINT OF BEGINNING.

And also EXCEPTING the bed of the Weiser River as now established.

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 18: Lots 2, 3 and 4, the E1/2SW1/4, SW1/4SE1/4

ALSO that part of the NW1/4SE1/4 described as follows:

Commencing at the Northwest corner of said NW1/4SE1/4 (said point being the center of said Section 18); and

Thence running East on the North line of said NW1/4SE1/4 550 feet, more or less, to the Westerly line of the right-of-way of the Pleasant Ridge Road as now established over and across said NW1/4SE1/4;

Thence South and Southeasterly on and along the Westerly side of the right-of-way of said Road to its intersection with the South line of said NW1/4SE1/4;

Thence West on and along the South line of said NW1/4SE1/4 a distance of 1161 feet, more or less, to the Southwest corner of said NW1/4SE1/4;

Thence North on and along the West line of said NW1/4SE1/4 to the REAL POINT OF BEGINNING, being all that portion of the NW1/4SE1/4 lying West of the Pleasant Ridge Road as now established thereon.

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 19: NE1/4NW1/4, W1/2NE1/4, SE1/4NE1/4, Lot 1

Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho
Section 13: NE1/4SE1/4

TOGETHER WITH all water and ditch rights appurtenant to the real property described above.

PARCEL II:

TRACT 1 (Lot 2):

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho.

Section 15: SW1/4SW1/4
Section 21: E1/2NE1/4
Section 22: NW1/4

Together with an Easement, for road and utility purposes of sufficient width to permit all vehicular traffic, the movement of farm machinery and equipment, and movement of livestock, over, under and across a strip of land, leading from a point on the present oiled county road, near the Northeast corner of the NE1/4SE1/4 Section 15, to the above described acreage, together with the right to grant easements to others. Or in case the route of said road-way is changed, all easement rights will follow the change to any relocation of said roadway.

TRACT 2 (Lot 3):

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho.

Section 14: All that part of the SE1/4 lying North and West of U.S. Highway 95.

Section 23: All that part of the NE1/4 lying North and West of U.S. Highway 95.

TRACT 3 (Lot 5):

Township 17 North, Range 1 West, Boise Meridian

Section 23: S1/2NW1/4

Township 17 North, Range 1 West, Boise Meridian

Section 23: A tract of land in the NE1/4SW1/4 more particularly described as follows:

Commencing therefor at the NW corner of said NE1/4 SW1/4 of said section, township and range, and running thence East along the North line thereof, 700 feet to a point;

thence Southwesterly to a point on the West line of said NE1/4SW1/4 which is 320 feet South of the Northwest corner of the said NE1/4SW1/4;

thence North on and along the West line of said NE1/4SW1/4, 320 feet to the POINT AND PLACE OF BEGINNING.

EXCEPTING FROM Section 23 (see Tract 1 and 2 above)

A tract of land more particularly described as follows:

Commencing at the section corner common to Section 22, 23, 26 and 27, Township 17 North, Range 1 West, Boise Meridian;

thence North $36^{\circ}35'46''$ East, 3018.31 feet to a point on the North boundary of U.S. Highway 95 which is the TRUE POINT OF BEGINNING;

thence North $8^{\circ}32'49''$ West, 685.41 feet to a point;

thence North $79^{\circ}42'43''$ East, 1025.87 feet to a point;

thence South $0^{\circ}50'18''$ West, 502.98 feet to a point on the North right-of-way boundary of said highway;

thence on a curve to the right with a radius of 1096.00 feet, an arc distance of 176.99 feet along the said north highway right-of-way to highway monument, station 33+18 PC;

thence continuing along said highway right-of-way, South $69^{\circ}09'00''$ West, 792.44 feet to the TRUE POINT OF BEGINNING.

Township 17 North, Range 1 West, Boise Meridian

Section 14: S1/2SW1/4

Section 23: N1/2NW1/4, EXCEPTING A tract of land more particularly described as follows:

Commencing at the Southwest corner of the NW1/4NW1/4;

thence North 300 feet to the POINT OF BEGINNING;

thence North 250 feet;

thence East 280 feet;

thence South 250 feet;

thence West 280 feet to the POINT OF BEGINNING.

Township 18 North, Range 1 West, Boise Meridian

Section 33: N1/2, N1/2SE1/4, SW1/4SE1/4, SW1/4, and all of that part of the SE1/4SE1/4 lying Westerly and Northwesterly of the Westerly line of the right-of-way of the Union Pacific Railroad.

EXCEPTING THEREFROM a tract of land which has been described in deeds as a certain cultivated area of alfalfa land lying immediately Westerly from the right-of-way of the Union Pacific Railroad, and now enclosed by fence, and the corners or angles of which such fence will be marked by iron pins driven in the ground at each corner or angle to a depth of at least 18 inches.

Said TRACT OF LAND is now described by a survey as follows:

A parcel of land situated within the SE1/4SE1/4 of said section more particularly described as follows:

Beginning at the Standard Witness Corner of Sections 33 and 34, Township 18 North, Range 1 West, Boise Meridian, which Witness Corner is 48.85 feet West of the true point for the section corner of Section 33 and 34 (true point for section corner of Sections 33 and 34 falls in the Weiser River and was therefore never established); thence S. 89°55'00" W., 236.40 feet along the South line of Section 33 to the TRUE POINT OF BEGINNING, which point is on the Northwesterly right-of-way line of the Union Pacific Railroad; thence along the Northwesterly right-of-way line of the Union Pacific Railroad along a variable-radius curve left with a central angle of 39°59'24"

and a long chord bearing N. 31°09'49" E., 458.52 feet to a point on tangent; thence N. 11°17'08" E., 156.13 feet along the Westerly right-of-way line of the Union Pacific Railroad, thence S. 72°38'32" W., 263.39 feet; thence N. 69°50'04" W., 76.44 feet; thence S. 32°07'52" W., 33.31 feet; thence S. 11°04'54" W., 90.09 feet; thence S. 26°43'28" W., 422.11 feet to the South line of Section 33; thence N. 89°55'00" E., 280.18 feet along the South line of Section 33 to the TRUE POINT OF BEGINNING.

Section 34:

(1) NE1/4NW1/4

(2) SW1/4NW1/4

(3) NW1/4SW1/4 EXCEPTING from the NW1/4SW1/4 that portion thereof lying North of the railroad right-of-way and East of the Weiser River, and also EXCEPTING that part thereof lying South of the railroad right-of-way.

(4) All that part of the SW1/4SW1/4 of said section lying Westerly and Northwesterly of both the Weiser River and the right-of-way of the Union Pacific Railroad.

TOGETHER WITH a 30-foot wide easement beginning at the county road and following an existing road going east across Section 32: NE1/4SE1/4 and all that portion of the NW1/4SE1/4 lying east of the county road and ending at the west section line of Section 33, Township 18 North, Range 1 West of the Boise Meridian, for ingress and egress from and to said county road to certain mortgaged property lying east thereof. This easement is declared to be appurtenant to the following described property:

Township 18 North, Range 1 West, Boise Meridian

Section 33: N1/2, N1/2SE1/4, SW1/4SE1/4, SW1/4, and all of that part of the SE1/4SE1/4 lying Westerly and Northwesterly of the Westerly line of the right-of-way of the Union Pacific Railroad.

EXCEPTING THEREFROM a tract of land which has been described in deeds as a certain cultivated area of alfalfa land lying immediately Westerly from the right-of-way of the Union Pacific Railroad, and now enclosed by fence, and the corners or angles of which such fence will be marked by iron pins driven in the ground at each corner or angle to a depth of at least 18 inches.

Said TRACT OF LAND is now described by a survey as follows:

A parcel of land situated within the SE1/4SE1/4 of said section more particularly described as follows:

Beginning at the Standard Witness corner of Sections 33 and 34, Township 18 North, Range 1 West, Boise Meridian, which Witness Corner is 48.85 feet West of the true point for the section corner of Sections 33 and 34 (true point for section corner of Sections 33 and 34 falls in the Weiser River and was therefore never established); thence S. 89°55'00" W., 236.40 feet along the South line of Section 33 to the TRUE POINT OF BEGINNING, which point is on the Northwesterly right-of-way line of the Union Pacific Railroad; thence along the Northwesterly right-of-way line of the Union Pacific Railroad along a variable-radius curve left with a central angle of 39°59'24" and a long chord bearing N. 31°09'49" E., 458.52 feet to a point on tangent; thence N. 11°17'08" E., 156.13 feet along the Westerly right-of-way line of the Union Pacific Railroad, thence S. 72°38'32" W., 263.39

feet; thence N. 69°50'04" W., 76.44 feet;
thence S. 32°07'52" W., 33.31 feet; thence S.
11°04'54" W., 90.09 feet; thence S. 26°43'28"
W., 422.11 feet to the South line of
Section 33; thence N. 89°55'00" E., 280.18
feet along the South line of Section 33 to
the TRUE POINT OF BEGINNING.

Section 34:

(1) NE1/4NW1/4

(2) SW1/4NW1/4

(3) NW1/4SW1/4 EXCEPTING from the NW1/4SW1/4
that portion thereof lying North of the
railroad right-of-way and East of the Weiser
River, and also EXCEPTING that part thereof
lying South of the railroad right-of-way.

(4) All that part of the SW1/4SW1/4 of said
section lying Westerly and Northwesterly of
both the Weiser River and the right-of-way of
the Union Pacific Railroad.

Grazing privileges for 94 AUMSs under permit
of the Bureau of Land Management.

Grazing permit in the Payette National Forest
for 172 head from June 1 to October 31.

All water and water rights used upon or
appurtenant to said property, however
evidenced, particularly 133 shares of stock
in Lost Valley Reservoir Company, evidenced
by Certificate Nos. 101 and 66.

TRACT 4:

Township 18 North, Range 1 West, Boise
Meridian, Adams County, Idaho
Section 32: That part of the NE1/4SE1/4 and
NW1/4SE1/4 lying East of West Fork Road

PARCEL III:

Township 18 North, Range 3 West, Boise Meridian, Adams County, Idaho

Section 15: N1/2NE1/4

Section 14: NW1/4, SE1/4SW1/4, W1/2NE1/4, NE1/4SW1/4, NW1/4SE1/4,

EXCEPTING THEREFROM the following tracts of land:

A parcel of land situated within the W1/2NE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian, more particularly described as follows:

Beginning at the Northeast corner of the W1/2NE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian;

Thence North 89 degrees 44'51" West 134.64 feet along the North line of said W1/2NE1/4 to a point on the Easterly right-of-way line of existing County Road known as Council Cuprum Road;

Thence South 02 degrees 50'40" West 834.12 feet along the Easterly right-of-way line of said Council Cuprum Road;

Thence South 09 degrees 02'47" West 231.38 feet along the Easterly right-of-way line of said Council Cuprum Road;

Thence South 26 degrees 04'11" West 188.80 feet along the Easterly right-of-way line of said Council Cuprum Road;

Thence South 32 degrees 26'08" West 282.00 feet along the Southeasterly right-of-way line of said Council Cuprum Road;

Thence South 89 degrees 59'22" East 446.36 feet to a point on the East line of said W1/2NE1/4;

Thence North 00 degrees 00'38" East 1468.68 feet along the East line of said W1/2NE1/4 to the POINT OF BEGINNING.

A parcel of land situated within the NW1/4SE1/4 and the NE1/4SW1/4 of Section 14, Township 18 North, Range 3 West, Boise

Meridian, more particularly described as follows:

Beginning at the Southeast corner of the NW1/4SE1/4 of Section 14, Township 18 North, Range 3 West, Boise Meridian;

Thence North 00 degrees 00'35" East 970.11 feet along the East line of said NW1/4SE1/4;

Thence North 89 degrees 59'25" West 1322.74 feet to a point on the Easterly right-of-way line of an existing County Road known as Council Cuprum road;

Thence South 07 degrees 55'48" West 85.71 feet along the Easterly right-of-way line of the said Council Cuprum Road to a point within the NE1/4SW1/4 of said Section 14;

Thence South 03 degrees 06'03" East 218.86 feet along the Easterly right-of-way line of said Council Cuprum Road to a point within the said NW1/4SE1/4;

Thence South 20 degrees 24'51" East 121.23 feet along the Easterly right-of-way line of said Council Cuprum Road;

Thence South 34 degrees 33'16" East 268.83 feet along the Northeasterly right-of-way line of said Council Cuprum Road;

Thence South 39 degrees 45'13" East 70.39 feet along the Northeasterly right-of-way line of said Council Cuprum Road to a point of a curvature;

Thence along the Northeasterly right-of-way line of said Council Cuprum Road a distance of 420.62 feet along the arc of a 506.36 foot radius curve left with a central angle of 47 degrees 35'39" and a long chord bearing South 63 degrees 33'03" East 408.63 feet to a point on a tangent;

Thence South 87 degrees 20'52" East 191.09 feet along the Northerly right-of-way line of said Council Cuprum Road to a point on a curvature;

Thence along the Northerly right-of-way line of said Council Cuprum Road a distance of 280.15 feet along the arc of a 518.45 foot radius curve right with a central angle of 30 degrees 57'38" and a long chord bearing South

71 degrees 52'03" East 276.76 feet to a point on the South line of said NW1/4SE1/4;
Thence South 89 degrees 49'41" East 263.04 feet along the South line of said NW1/4SE1/4 to the POINT OF BEGINNING.

Township 18 North, Range 3 West, Boise Meridian, Adams County, Idaho

Section 14: A parcel in the SW1/4NE1/4 and the NW1/4SE1/4 described as follows:

Commencing at a point on the East line of the SW1/4NE1/4, which point is South 00 degrees 00'38" West 1468.68 feet from the Northeast corner of the NW1/4NE1/4;

Thence Southerly along the East line of the SW1/4NE1/4 and the East line of the NW1/4SE1/4 to a point North 00 degrees 00'35" East 970.11 feet from the Southeast corner of the NW1/4SE1/4;

Thence North 89 degrees 59'25" West 1322.74 feet to a point on the Easterly right-of-way line of an existing county road known as Council Cuprum Road;

Thence Northerly along the Easterly right-of-way of said county road along the following courses:

North 07 degrees 55'48" East 63.57 feet;

Thence North 19 degrees 52'15" East 146.33 feet;

Thence North 31 degrees 43'14" East 1556.08 feet to a point North 89 degrees 59'22" West 446.36 feet from the East line of the SW1/4NE1/4;

Thence South 89 degrees 59'22" East 446.36 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM the right of way of Council-Cuprum Road as now established.

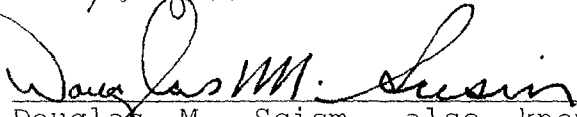
Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

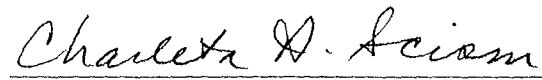
SUBJECT TO easement for public utilities granted to Idaho Power Company recorded April 15, 1973, Instrument #51488, records of Adams County, Idaho.

TOGETHER WITH all improvements, easements, hereditaments, and appurtenances thereto, and all tenements, revisions, remainders, rights-of-way and water rights in anywise appertaining to the property herein described.

SUBJECT TO taxes and assessments for the year 2006 and all subsequent years, and to such rights, easements, liens, encumbrances, covenants, rights-of-way, reservations, restrictions, and zoning regulations as appear of record or based upon the premises, and to any state of facts an accurate survey or inspection of the premises would show.

IN WITNESS WHEREOF, the Grantors have executed this instrument on this 15th day of August, 2006.


Douglas M. Scism, also known as
Doug Scism


Charleta A. Scism

STATE OF IDAHO)
 : ss.
County of Ada)

On this 15th day of August, 2006,
before me, the undersigned, a Notary Public in and for said
State, personally appeared Douglas M. Scism, also known as Doug
Scism, and Charleta A. Scism, husband and wife, 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.

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

Edward D. Ahrens

Notary Public for Idaho

Commission expires: October 11, 2011

(SEAL)



BARGAIN AND SALE DEED-16

SCANNED

APR 12 2007

SCANNED

JUN 20 2007

QUITCLAIM DEED

E 1 OF 4

For Value Received J. Harold Scism and Ninni H. Scism in their individual capacity and as Trustors and Trustees FBO of the J. Harold and Ninni H. Scism Trust UTA dated 8-1-68 and amended 4-18-1990 do hereby convey, release, remise and forever quit claim

unto Douglas M. Scism and Charleta A. Scism, husband and wife
P. O. Box 44, Council, Idaho 83612
the following described premises, to-wit:

All water and ditch rights appurtenant to land described in legal description attached as exhibit A

Instrument # 98327

COUNCIL ADAMS, IDAHO

2000-07-17

02:52:55 No. of Pages: 4

Recorded for : DOUG SCISM

MICHAEL FISK

Fee 12.00

Ex-Officio Recorder Deputy

Peggy Link

together with their appurtenances.

Dated: January 19, 2000

J. Harold Scism
J. Harold Scism
Ninni H. Scism
Ninni H. Scism

J. Harold Scism Trustee
J. Harold Scism, Trustee
Ninni H. Scism Trustee
Ninni H. Scism, Trustee

STATE OF WASHINGTON, County of Snohomish

On this 19 day of January, 2000, before me, a notary public in and for said State, personally appeared

J. Harold Scism,
Ninni H. Scism,
J. Harold Scism Trustee
Ninni H. Scism Trustee

known to me to be the persons who se name s subscribed to the within instrument, and acknowledged me that they executed in same.

Cynthia J. Baker
Notary Public

Residing at Edmonds
Comm. Expires 11-1-2001

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock m.,

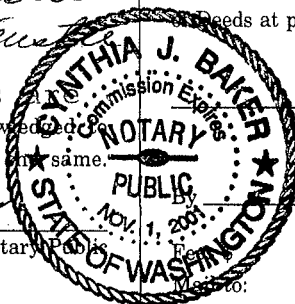
this day of

19, in my office, and duly recorded in Book

Deeds at page

Ex-Officio Recorder

Deputy.



JUN 20 2007

Township 17 North Range 1 West, Boise Meridian Adams County, Idaho

Section 9: W1/4, SE1/4SW1/4, NW1/4SE1/4, SW1/4SE1/4, SE1/4SE1/4, NE1/4SE1/4, S1/2NE1/4

INSTRUMENT NO. 98327
PAGE 2 OF 4

EXCEPTING the following tracts of land in Section 9:

PARCEL 1: Commencing at the Southeast corner of Section 9; Thence North along the Section line common to Sections 9 and 10 a distance of 710 feet, more or less, to the Northeasterly right-of-way line of West Fork Weiser River Road, the REAL POINT OF BEGINNING;

Thence continuing along said section line a distance of 1930 feet, more or less, to the quarter corner common to Sections 9 and 10, consisting of a brass cap dated 1978;

Thence South 45° 00' 00" West a distance of 1070 feet, more or less, to the Northeasterly right-of-way line of West Fork Weiser River Road;

Thence on and along said right-of-way line Southeasterly 1400 feet, more or less, to the REAL POINT OF BEGINNING.

PARCEL 2

All that portion of the S1/2SE1/4 of Section 9 lying East of the centerline of the West Fork of the Weiser River and South of the Southwesterly right-of-way of the Pleasant Ridge Road, more particularly described as follows:

Commencing at the South quarter corner of Section 9;

Thence North 89° 49' 00" West 560.48 feet along the south line of Section 9 to a point on the Southeasterly right-of-way of the Pleasant Ridge Road;

Thence North 47° 19' 27" East 406.06 feet along said right-of-way;

Thence North 49° 58' 23" East 82.22 feet along said right-of-way;

Thence North 62° 03' 02" East 272.14 feet along said right-of-way;

Thence North 79° 42' 02" East 176.80 feet along said right-of-way;

Thence South 86° 09' 36" East 535 feet, more or less, to a point where said right-of-way intersects the centerline of the West Fork of the Weiser River, the REAL POINT OF BEGINNING;

Thence Southwesterly 480 feet, more or less, along said centerline to a point where said centerline intersects the South line of section line, said point of intersection being North 89° 49' 00" East 690 feet, more or less, along the South line of Section 9 from the South quarter corner;

Thence East on and along the south line of Section 9 a distance of 1150 feet, more or less, to the intersection of the Southwesterly right-of-way line of the Pleasant Ridge Road and the South line of Section 9;

Thence Northwesterly on and along said right-of-way to the REAL POINT OF BEGINNING.

CONTINUED

INSTRUMENT NO. _____

PAGE _____ OF _____

SCANNED

JUN 20 2007

PARCEL 3: A tract of land located in the South 1/2 of Section 9 more particularly described as follows:
Commencing at the South 1/4 corner of Section 9 being the REAL POINT OF BEGINNING;

Thence North 89° 49' 00" West 560.48 feet along the South line of Section 9 to a point on the Southeasterly right-of-way of the Pleasant Ridge Road;

Thence North 47° 19' 27" East 406.06 feet along said right-of-way;

Thence North 49° 58' 23" East 82.22 feet along said right-of-way;

Thence North 62° 03' 02" East 272.14 feet along said right-of-way;

Thence North 79° 42' 02" East 176.80 feet along said right-of-way;

Thence South 86° 09' 36" East 535 feet, more or less, to a point where said right-of-way intersects the centerline of the West Fork of the Weiser River;

Thence Southwesterly 480 feet, more or less, along said centerline to a point where said centerline intersects the South line of Section 9;

Thence North 89° 49' 00" West 690 feet, more or less, along the South line of Section 9 to the REAL POINT OF BEGINNING.

PARCEL 4: Commencing at the Southeast corner of Section 9;

Thence North along the East line of said Section 9 a distance of 595 feet;

Thence West parallel to the South line of Section 9 a distance of 365 feet;

Thence South parallel to the East line of Section 9 a distance of 595 feet;

Thence East along the South line of Section 9 a distance of 365 feet to the REAL POINT OF BEGINNING.

PARCEL 5: A parcel of land situated within the SE1/4SE1/4 of Section 9 more particularly described as follows:

Beginning at the Southeast corner of the SE1/4SE1/4 of Section 9, T17NR1WEM;

Thence West along the South line of said SE1/4SE1/4 a distance of 372.8 feet to a certain fence line;

Thence North along said fence line a distance of 595 feet;

Thence East a distance of 372.8 feet, more or less, to the East line of said SE1/4SE1/4;

Thence South along the East line of said SE1/4SE1/4 a distance of 595 feet to the REAL POINT OF BEGINNING.

And also EXCEPTING the bed of the Weiser River as now established.

CONTINUED

INSTRUMENT NO. _____
PAGE _____ OF _____

SCANNED

JUN 20 2007

Township 17 North Range 1 West, Boise Meridia Adams County,
Idaho

Section 18: Lots 2, 3 and 4, the E1/2SW1/4, SW1/4SE1/4

ALSO that part of the NW1/4SE1/4 described as follows:

Commencing at the Northwest corner of said NW1/4SE1/4 (said point
being the center of said Section 18); and

Thence running East on the North line of said NW1/4SE1/4 550
feet, more or less, to the Westerly line of the right-of-way of
the Pleasant Ridge Road as now established over and across said
NW1/4SE1/4;

Thence South and Southeasterly on and along the Westerly side of
the right-of-way of said Road to its intersection with the South
line of said NW1/4SE1/4;

Thence West on and along the South line of said NW1/4SE1/4 a
distance of 1161 feet, more or less, to the Southwest corner of
said NW1/4SE1/4;

Thence North on and along the West line of said NW1/4SE1/4 to the
REAL POINT OF BEGINNING, being all that portion of the NW1/4SE1/4
lying West of the Pleasant Ridge Road as now established thereon.

Township 17 North, Range 1 West, Boise Meridian, Adams County,
Idaho

Section 19: NE1/4NW1/4, W1/2NE1/4, SE1/4NE1/4, Lot 1

Township 17 North, Range 2 West, Boise Meridian, Adams County,
Idaho

Section 13: NE1/4SE1/4

INSTRUMENT NO. _____

PAGE _____ OF _____

SCANNED

JUN 20 2007

Idaho Department of Water Resources Receipt

Receipt ID: C084302

Payment Amount	\$300.00	Date Received	6/8/07 2:27	Region	STATE
Payment Type	Check	Check Number	6208		
Payer	SCISM DOUGLAS				

Comments water right changes 67-12317, 67-12318,67-7472, 67-12316,67-2367,67-4124, 67-10484, 67-10485,67-13986, 67-7864

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$300.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Department Representative)

SCANNED

JUN 20 2007

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-4124

RECEIVED
SEP 14 2005
Department of Water Resources

WATER RIGHT NUMBER: 67-4124

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANTHONY B SCHWARTZ 2490 US HWY 95 COUNCIL, ID 83612 (208)253-4802
Current Owner	EDITH J SCHWARTZ 2490 US HWY 95 COUNCIL, ID 83612 (208)253-4802

Priority Date: 05/01/1900

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
WEST FORK WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.240 CFS	
	<u>Total Diversion:</u>	0.240 CFS	

Location of Point(s) of Diversion

WEST FORK WEISER RIVER	SW1/4SE1/4	Sec. 32, Twp 18N, Rge 01W, B.M.
ADAMS County		

Place of UseIRRIGATION Within ADAMS County

T17N R01W S09	NWSW	5.0	T17N R01W S09	SESW	6.0
---------------	------	-----	---------------	------	-----

T17N R01W S09	SWSE	1.0
---------------	------	-----

Total Acres: 12

need c/o

We no longer
own - or have
any interest in
this property.
Edith S.

SCANNED
SEP 15 2005

50.00

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: A67-04124
Date Received: 10/02/1989
Receipt No: W0006116
Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANTHONY B. SCHWARTZ 208-253-4802
Address: P.O. BOX 58
FRUITVALE, ID 83620

OR

Name: EDITH SCHWARTZ 208-253-4802
Address: P.O. BOX 58
FRUITVALE, ID 83620

2. Date of Priority: MAY 01, 1900

3. Source: WEISER RIVER, WEST FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	01W	32	SW	SE			ADAMS

5. Description of diverting works:
ROCK DAM, CONC. HEADGATE, SCREW DOWN CLOSING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING

SCANNED
APR 08 2004

MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	01W	9	NW		SW		IRR	5.0
			SE		SW		IRR	6.0
			SW		SE		IRR	1.0
							Section Acres	12.0
							Total Acres	12.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-02053C

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 X 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): Anthony B. Schellatz Date: 10/3/89
_____ Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of Oct 19 89

Ron Howerton
Notary Public

Seal

Residing at P Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

7
AG-042

35

34

3

30

SE

5 more

6
more

1 more

113063

MICROFILMED
OCT 02 1992

Claim No

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Anthony B. or Edith J. Schwartz

(name of claimant)

of P.O. Box 58 Fruitvale, Idaho 83620, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:-

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) West Fork Weiser River
 _____, tributary to, _____

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount 0.36 cfs Use irri,stock Period of Use: From April 15 To Oct. 15

Amount	Use	Period of Use: From	To
--------	-----	---------------------	----

Amount	Use	Period of Use: From	To
--------	-----	---------------------	----

(cfs, gpm
or a/l)

(dom., irri.,
stock, etc.)

(both dates inclusive)

- (3) Total quantity of water claimed: 0.36 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) May 1, 1900

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

Sec 14, 1/2 Sec. 22 Twp. 14 Rge. 10 B. M. County of Adams

Additional points of diversion:

- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. The diversion dam is rock and there is a concrete headgate, with a screw down closing.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

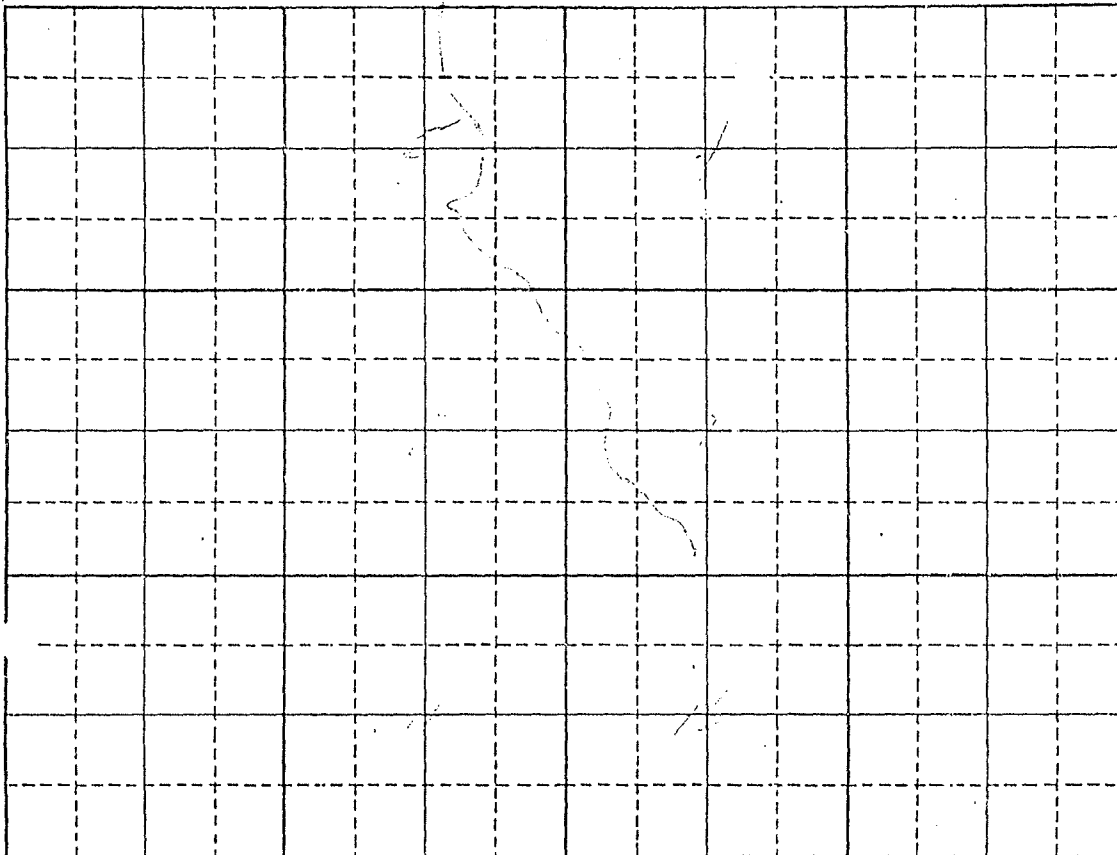
Total No. of acres 13

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) If you are claiming water as a member of an organization, list name of organization:

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OCT 02 1992



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of Adams)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Edith J. Schwartz W. B. Schwartz
(Claimant)

Sworn to before me this 15th day of April, 19 75.

Bruce De Kester
Notary Public
Residing at Council, Idaho

My commission expires Life

For Department Use Only

Received by <u>W.B.</u>	Date <u>4-17-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>W.B.</u>	Date <u>4-17-75</u>		claimant by:	
\$10.00 fee received by <u>W.B.</u>	Date <u>4-17-75</u> #499			
Approved for publication by <u>W.B.</u>	Date <u>5-12-75</u>			
Published in <u>Adams County Record</u>				
Dates <u>May 1 & 2, 1975</u>				

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OCT 4 1975

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. ~~The filing of this claim does not confirm the water right but will serve for information purposes only.~~ It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Anthony B. or Edith J. Schwartz

(name of claimant)

of P.O. Box 58 Fruitvale, Idaho 83620, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) West Fork Weiser River
_____, tributary to, _____

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>0.36 cfs</u>	Use	<u>irri, stock</u>	Period of Use:	From	<u>April 15</u>	To	<u>Oct. 15</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri, stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 0.36 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) May 1, 1900

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 Twp. 18N Rge. 1W B. M. County of Adams

Additional points of diversion:

- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. The diversion dam is rock and there is a concrete headgate, with a screw down closing.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 12

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) If you are claiming water as a member of an organization, list name of organization:

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RECEIVED
MAY 7 1975

Department of Water
May 9, 1975

Idaho Department of Water
Statehouse, Boise, Idaho.

Dear Sir:

I am writing a lyception to the
Claim to Water Right No. 67-4124
Anthony B. or Edith J. Schwartz for
0.36 Cubic Feet Per Second. The
diversion showing that this water
has to flow down our ditch,
which they have no other
water right, they have never
maintained or used this ditch
at any time.

If you need any more information
please let me know.

Everett Harrington
Hornet Creek Route
Council, Idaho.

MAY 23 1975
received by

Frederick Sh

May 21 1975

State Dept question

Barb Sh

Dear Sir,

We are writing in regard to a water claim for flood
water for Anthony & Edith Schuering claim # 69-4184

We have found an old parcel map. Am. August 1957
we have a water right in the Astoria Green ditch

which is the ditch in question. The Schuering property
has water from this ditch since we have been
here. The ditch runs through their property to and

they are using water coming down the ditch.
The former owner had purchased a piece of land to

camp the water through a canyon.
Danall has used some of Schuering machinery to clear

the ditch.
There are headgate and lateral ditches from the

Astoria Green ditch to the Schuering property showing
water has been used

David H. 111111
Margaret York

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