

11/20/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-4424

RICHARD A MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672
Telephone Number: (208) 549-3059

SANDRA K MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672
Telephone Number: (208) 549-3059

CLYDE R KEITHLY
1907 W FLAMINGO #100
NAMPA ID 83651
Telephone Number: (208) 466-0508

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Clyde Keithly should no longer be on this water right

2. Describe the changes you wish to make in the proposed recommendation:

Delete Clyde R Keithly from right number 67-4424

3. Give a brief explanation as to why you disagree with these portions:

ownership has changed

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

DATE: 11-29-06

SIGNATURE: *Richard Michael*

Please print your name: *Richard Michael*

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

*Previous owner was not removed when ownership change was processed. Removed previous owner. 12/11/06
JD*

SCANNED
DEC 08 2006

12/11/2006

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

RIGHT NUMBER: 67-4424

NAME AND ADDRESS: SANDRA K MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

RICHARD A MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
103.000 AFY

Right Nos. 67-4424 and 67-7574 are limited to a total combined diversion rate of 0.56 cfs and to a total combined annual diversion volume of 126 AF.

PRIORITY DATE: 06/01/1956

POINT OF DIVERSION:

T10N R05W S8 SWSESE Within WASHINGTON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.200 CFS

103.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S08

SWSE

19.00

T10N R05W S08

SESE

9.00

28 ACRES TOTAL

Right Nos. 67-4424 and 67-7574 are limited to the irrigation of a combined total of 28 acres in a single irrigation season.

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

12/15/2006

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

RIGHT NUMBER: 67-4424

NAME AND ADDRESS: RICHARD A MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

SANDRA K MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
103.000 AFY

Right Nos. 67-4424 and 67-7574 are limited to a total combined diversion rate of 0.56 cfs and to a total combined annual diversion volume of 126 AF.

PRIORITY DATE: 06/01/1956

POINT OF DIVERSION:

T10N R05W S8 SWSESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.200 CFS 103.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S08	SWSE	19.00	T10N R05W S08	SESE	9.00
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28 ACRES TOTAL

Right Nos. 67-4424 and 67-7574 are limited to the irrigation of a combined total of 28 acres in a single irrigation season.

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



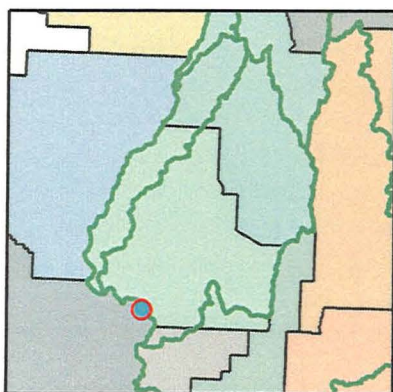
Idaho Department of Water Resources

SRBA Recommendation:

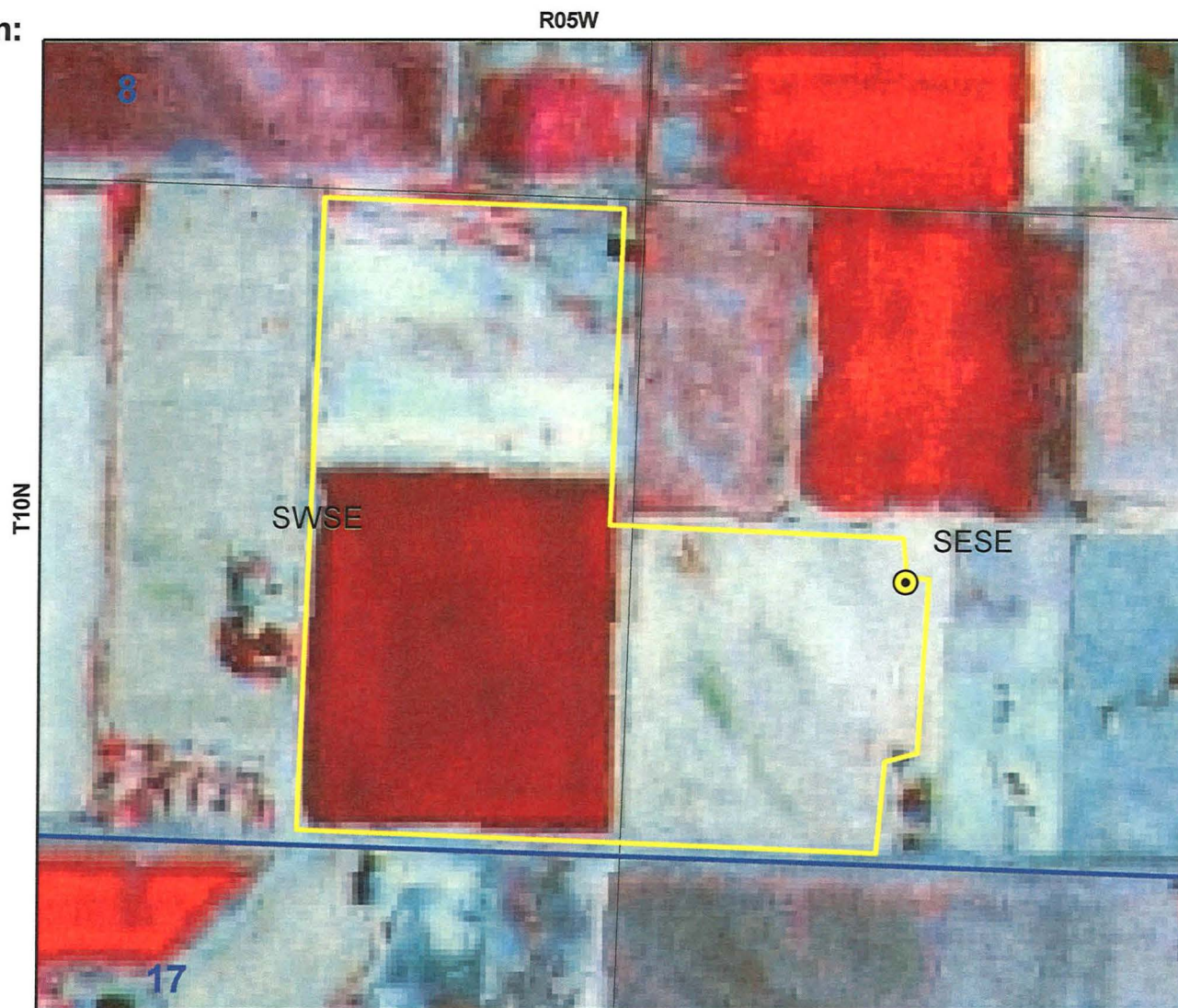
67-4424

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by J. Dean
On Monday, November 6, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4424 V1

WATER RIGHT NUMBER: 67-4424 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RICHARD A MICHAEL 1549 SCHELOSKE RD WEISER, ID 83672 (208)549-3059
Current Owner	SANDRA K MICHAEL 1549 SCHELOSKE RD WEISER, ID 83672 (208)549-3059
Current Owner	CLYDE R KEITHLY 1907 W FLAMINGO #100 NAMPA, ID 83651 (208)466-0508
Original Owner	ORVAL OLSON 779 E PARK WEISER, ID 83672
Original Owner	LILLIAN L KEITHLY 1907 W FLAMINGO #100 NAMPA, ID 83651 (208)466-0508

Priority Date: 06/01/1956

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.200 CFS	103.00 AF
	<u>Total Diversion:</u>	0.200 CFS	103.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4SE1/4	Sec. 8,	Twp 10N,	Rge 05W, B.M.
WASHINGTON 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			
10N	05W	8																	19.0	9.0	28.0

Total Acres: 28

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4424 V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 67-4424 and 67-7574 are limited to the irrigation of a combined total of 28 acres in a single irrigation season.
3. E60 Right Nos. 67-4424 and 67-7574 are limited to a total combined diversion rate of 0.56 cfs and to a total combined annual diversion volume of 126 AF.

Remarks:Comments: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: AND
 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	11/6/2006 10:39:40 AM	jdean			Active
Priority Date	11/6/2006 10:44:12 AM	jdean			Active
POD	11/6/2006 10:50:43 AM	jdean			Active
Source	11/6/2006 10:51:22 AM	jdean			Active
POU	11/6/2006 10:53:34 AM	jdean			Active
Use	11/6/2006 11:05:19 AM	jdean			Active
Season	11/6/2006 11:05:51 AM	jdean			Active
Quantity	11/6/2006 11:07:32 AM	jdean			Active
Summary			11/06/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4424 V1

POU	11/6/2006 10:52:00 AM	jdean	Updated shape for Active POU
Quantity	11/6/2006 11:07:32 AM	jdean	(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? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Diversion is 0.2 cfs so no flow measurement is required. Description for Question 10 - 0.2 cfs * 1.9835 (acre-feet/day)/cfs * 260 days/year = 103 afy
Season	11/6/2006 11:05:51 AM	jdean	(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?
Summary	11/6/2006 11:15:24 AM	jdean	(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? (Yes) 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?
Contacts	11/6/2006 10:39:40 AM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Desk Review (claim overlaps a licensed right)
POD	11/6/2006 10:49:25 AM	jdean	Updated shape
POD	11/6/2006 10:49:46 AM	jdean	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4424 V1

POD	11/6/2006 10:50:43 AM	jdean	(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?
General	11/6/2006 10:44:13 AM	jdean	(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 from Rick Michael stating that irrigation from the well took place starting in 1956.
POU	11/6/2006 10:53:34 AM	jdean	(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? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - POU was verified as per license for 67-7574.
Source	11/6/2006 10:51:23 AM	jdean	(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 - Source was verified as per licensing field exam for 67-7574.
POU	11/6/2006 10:52:21 AM	jdean	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4424 V1

Use	11/6/2006 11:05:19 AM	jdean	(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 - Purpose of use was verified as per licensing field exam for 67-7574.
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Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 22, 2006

RICHARD AND SANDRA MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-4135A, 67-4424, 67-7574, 67-10515, 67-10795, License 3-7053 and Decree 67-15016

Dear Claimants:

We have processed your change in ownership of the Notices of Claim referenced above. Thank you for your patience. Our Water Allocations Bureau has a copy of your ownership change and will be contacting you about your License and decreed right.

Enclosed are copies of the Notices of Claim for your file. Please refer to these record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above

SCANNED

MAY 22 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

RECEIVED (2)
MAY 22 2006
DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 25, 2006

RICHARD A MICHAEL
1549 SCHELOSKE RD
WEISER ID 83672

Re: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership
Notices of Claim to a Water Right #67-4135A, 67-4424, 67-7574,
67-10515 and 67-10795, License 3-7053 and Decree 67-15016

Dear Mr. Michael:

We are returning the Notice of Change in Water Right Ownership to you because we need your assistance. The Warranty Deed is in the name of you and your spouse, Sandra K. Michael, but only your name is on the ownership change form. Please provide documentation that Sandra has deeded this to you as your sole and separate property or add her name to the ownership change form.

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

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

ss:region
Enclosure:

Notice of Change in Water Right Ownership

*I had Sandy sign
call 550-1200 if any
questions*

SCANNED
MAY 22 2006

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

State of Idaho)
County of _____)

I Rick Michael being first duly sworn,

deposes and says: I knew that the well
in the SESE of Section 8 T10N R5W
was used to irrigate .30 acres of farm ground
It was pasture and hay -

I knew this because I lived across
the road from the place. It was owned by
Fred Smolky and I occasionally helped
him from 1936 on



Rick Michael
(Signature)

Subscribed and sworn to before me this
day 8 of March, 192006

Craig L. Saxton
(Notary Public)

Residing at Ada CO

My Commission Expires 8/14/07

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 67-4424
Date Received: 10/3/1989
Receipt No: M004782
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RICHARD A MICHAEL Phone: (208)549-3059

1549 SCHELOSKE RD
WEISER ID USA 83672

SANDRA K MICHAEL Phone: (208)549-3059

1549 SCHELOSKE RD
WEISER ID USA 83672

2. Date of Priority: 06/01/1928

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
10N	05W	8	SW	SE	SE	WASHINGTON	

5. Description of diverting works:

HANDDUG WELL 25' DEEP, 10HP PUMP, CONCRET DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.2	

7. Total Quantity Appropriated is:
0.2 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
10N	05W	8	SE	SE	IRRIGATION	10
			SW	SE	IRRIGATION	20
					Section Acres	30
					Total Acres	30

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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

RECEIVED

DEC 07 2006

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
67-4424	67-4424	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

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)

Clyde R Keithly
1907 W. Flamingo #100, Mampa, Id 83651

4. New Owner/Claimant(s)

Richard A & Sandra K Michael
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1549 Scholoste Road
Weiser, Idaho 83672

City, State and ZIP Code

New Telephone Number

(208) 549-3059

5. Date you acquired the property

2005-05-02

SCANNED
DEC 09 2006

197162

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DEC 07 2006

DEPARTMENT OF
LAND RESOURCES

GIFT DEED

FOR LOVE AND AFFECTION, CLYDE R. KEITHLY and LILLIAN L.

KEITHLY, the Grantors, do hereby grant and convey unto SANDRA K. MICHAEL and RICHARD A. MICHAEL, the Grantees, whose address is 1549 Schloske Road, Weiser, Idaho 83672, the following described real premises, including any homestead claim pursuant to the Idaho Homestead Law, Idaho Code, Section 55-1001, et seq., to-wit:

Township 10 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 10: NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ excepting therefrom a parcel described as follows:

Beginning at the Southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 10 North, Range 5 West of the Boise Meridian;

Thence N 89°47'07" W along the south line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 191.15 feet;

Thence N 0°15'31" W, parallel to the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 227.89 feet;

Thence S 89°47'07" E, parallel to the south line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 191.15 feet to the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence S 0°15'31" E along the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 227.89 feet to the point of beginning.

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

Including: 25 shares of Lower Payette Ditch Co.
 1 $\frac{1}{4}$ shares of Extension Ditch Co.
 1 $\frac{1}{4}$ shares of Second Extension Ditch Co.

SCANNED
DEC 09 2006

* *Sec 8*
 Lots 103, 104, 105, 106, 107, and 108 of the
 First Addition to the Sunnyside Orchard Tracts
 all in Township 10 North, Range 5 West of the
 Boise Meridian, Washington County, Idaho.

RECEIVED
 DEC 07 2006
 DEPARTMENT OF
 WATER RESOURCES

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

Including: Water Right License No. 67-07574
 Water Right License No. 03-07053

SUBJECT TO United States patent restrictions
 and/or State of Idaho deed restrictions;

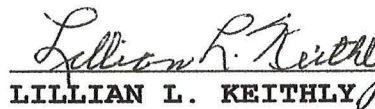
SUBJECT TO all taxes and assessments for the
 year 2005 and all subsequent years;

SUBJECT TO any easements or rights-of-way of
 record and/or usage.

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

DATED this 26 day of April, 2005.


 CLYDE R. KEITHLY


 LILLIAN L. KEITHLY

Instrument # 197162

WEISER, WASHINGTON, IDAHO

2005-05-02

12:57:00 No. of Pages: 3

Recorded for: RICK MICHAEL

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 9.00

SCANNED
 DEC 19 2006

197162
RECEIVED

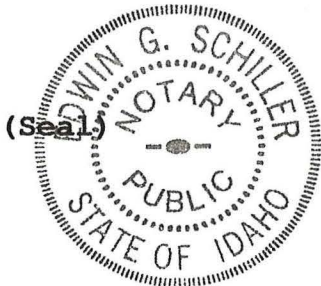
DEC 07 2006

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO)
 : ss
County of Canyon)

On this 26 day of April, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared CLYDE R. KEITHLY and LILLIAN L. KEITHLY, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing 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.





Notary Public for Idaho
Residing at Nampa, Idaho
My Commission expires: 4/7/2011

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

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case 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
	67-04424		67-10516 (PA)		
	67-75741		03-7053 (LIC)		
	67-10515				
	67-10795				
	67-4135	A			

OK To Change 3-10-06

Needs to Go To Allocations

cc: W.A. 4-24-06

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)

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Richard & Michael and Sandra K. Michael

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

1549 Scheelste Rd

Welser, Id 83672

808 349-3059

RECEIVED
MAR 08 2006
DEPARTMENT OF
WATER RESOURCES

SCANNED
MAY 22 2006

SCANNED
MAY 14 2006

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)

Richard A. Mohr
Sandra K. Michael

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 pm Date 3-8-06 Fee 50
Received by pm Date _____ Receipt No. C080524
Processed by 4-24-06 AJ Date 5-22-06 WR _____ Date _____
asherman

OK to Change in Entirety
3-10-06

SCANNED

MAY 22 2006

SCANNED
MAY 10 2006

GIFT DEED

FOR LOVE AND AFFECTION, CLYDE R. KEITHLY and LILLIAN L. KEITHLY, the Grantors, do hereby grant and convey unto SANDRA K. MICHAEL and RICHARD A. MICHAEL, the Grantees, whose address is 1549 Schloske Road, Weiser, Idaho 83672, the following described real premises, including any homestead claim pursuant to the Idaho Homestead Law, Idaho Code, Section 55-1001, et seq., to-wit:

Township 10 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 10: NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$ excepting therefrom a parcel described as follows:

Beginning at the Southeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 10 North, Range 5 West of the Boise Meridian;

Thence N 89°47'07" W along the south line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 191.15 feet;

Thence N 0°15'31" W, parallel to the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 227.89 feet;

Thence S 89°47'07" E, parallel to the south line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 191.15 feet to the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence S 0°15'31" E along the east line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, a distance of 227.89 feet to the point of beginning.

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

Including: 25 shares of Lower Payette Ditch Co.
 1 $\frac{1}{4}$ shares of Extension Ditch Co.
 1 $\frac{1}{4}$ shares of Second Extension Ditch Co.

Lots 103, 104, 105, 106, 107, and 108 of the First Addition to the Sunnyside Orchard Tracts all in Township 10 North, Range 5 West of the Boise Meridian, Washington County, Idaho.

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

Including: Water Right License No. 67-07574
Water Right License No. 03-07053

SUBJECT TO United States patent restrictions and/or State of Idaho deed restrictions;

SUBJECT TO all taxes and assessments for the year 2005 and all subsequent years;

SUBJECT TO any easements or rights-of-way of record and/or usage.

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

DATED this 26 day of April, 2005.


CLYDE R. KEITHLY


LILLIAN L. KEITHLY

Instrument # 197162

WEISER, WASHINGTON, IDAHO

2005-05-02 12:57:00 No. of Pages: 3

Recorded for : RICK MICHAEL

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

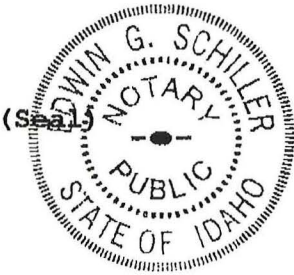
Fee: 9.00

197162

STATE OF IDAHO)
 : ss
County of Canyon)

On this 26 day of April, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared CLYDE R. KEITHLY and LILLIAN L. KEITHLY, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing 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.





Notary Public for Idaho
Residing at Nampa, Idaho
My Commission expires: 4/7/2011

GIFT DEED - 3

SCANNED
MAR 10 2006

WARRANTY DEED

INSTRUMENT NO. 165588
PAGE 1 OF 2

For value received, BILLY D. MICHAEL and DONNA P. MICHAEL, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto RICHARD A. MICHAEL and SANDRA K. MICHAEL, husband and wife, the Grantees, whose current address is 1549 Scheloske Road, Weiser, Idaho 83672, the following described property in Adams County, Idaho, to wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises, that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED

Billy D. Michael
BILLY D. MICHAEL by
Panzy K. Hodges
PANZY K. HODGES,
his attorney in fact

Donna P. Michael
DONNA P. MICHAEL

STATE OF IDAHO)
) ss
County of Adams)

On this 27th day of February, 1996, before me, a Notary Public for said state, personally appeared PANZY K. HODGES, known or identified to me to be the attorney in fact of BILLY D. MICHAEL, and acknowledged to me that she subscribed the name of BILLY D. MICHAEL thereto as principal and his own name as attorney in fact.

— * — IN WITNESS WHEREOF, I have hereunto set my hand the date first above stated.

Julie E. Wilson
Notary Public for Idaho
Residing at Council
Commission expires: 5-22-98

STATE OF IDAHO)
) ss
County of Adams)

On this 27th day of February, 1996, before me, a Notary Public for said state, personally appeared DONNA P. MICHAEL, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the date first above stated.

Julie E. Wilson
Notary Public for Idaho
Residing at Council
Commission expires: 5-22-98

SCANNED
MAR 10 2006

EXHIBIT "A"

The NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 10 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

SAVE AND EXCEPT a parcel of land situated within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 10 North, Range 5 West, Boise Meridian, Washington County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 10 North, Range 5 West, Boise Meridian;

Thence South 208 feet along the East line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point;

Thence West 208 feet parallel with the North line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point;

Thence North 208 feet parallel with the East line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the North line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence East 208 feet along the North line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ to the Northeast corner of the said NE $\frac{1}{4}$ NE $\frac{1}{4}$, the true point of beginning.

Subject to the County Road right-of-way along the North and East boundaries of above described parcel.

INSTRUMENT NO. 165588STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request ofWEISER VALLEY TITLE46 Min. past TWELVE o'clock P.M.
This 1ST day of MARCH 19 96Index to: DEEDS

SHARON WIDNES, Recorder Fee: \$6.00

By Jessie M. Knight DeputyWEISER VALLEY TITLE

☒ Comp. Index
☒ Comp. Rel.
☒ Film
☒ Compare
☒ Card Rel.
☒ Bk. Rel.
☒ Up-date
☒ Return
☒ Copy

SCANNED
MAR 10 2006

THIS INDENTURE, Made this fourth day of September in the year of our Lord, nineteen hundred and twelve between Charles C Lorentz and Marie A Lorentz husband and wife, of Weiser, County of Washington, State of Idaho the parties of the first part and Alva J Steward of Weiser, County of Washington, State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Five Thousand and no/100 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in Washington County, State of Idaho, to-wit:

That certain tract or parcel of land lying and being situated in Section Thirty Two (32) in Township Eleven (11) North of Range Five (5) West of the Boise Meridian, in Idaho, to-wit: Beginning at the south west corner of the south east quarter ($\frac{1}{4}$) of the south east quarter ($\frac{1}{4}$) of said Section Thirty-two (32) and from thence run North 1337 feet to the south bank of the Weiser River, thence up and along the south bank of the said Weiser River in an easterly and southerly direction to the south line of said Section Thirty-two (32) thence west on said Section line 765 feet, to the place of beginning and containing twenty-two (22) acres, more or less, together with all water, water rights, springs, pipe lines, pumping plants, canals, ditches, laterals, and flumes now on, used for, to be used for, or in connection with the irrigation of the above described land,

Subject to that certain first mortgage for \$300.00 to Pacific States Savings and Loan Company, dated November 24, 1911, recorded November 29, 1911 in Book 15, of Mortgages at page 582, of the records of Washington County, State of Idaho, and now resting against above described premises. All taxes and assessments of whatsoever nature levied or made against above described land for the year 1912 are to be paid by the party of the second part hereto.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity of the said parties of the first part

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

E P Hall	Charles C Lorentz	(SEAL)
State of Idaho	Marie A Lorentz	(SEAL)
County of Washington	ss	

On this fourth day of September 1912 before me E P Hall a Notary Public in and for said County personally appeared Charles C Lorentz and Marie A Lorentz husband and wife known 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.

Seal
(E P Hall, Notary Public)
(Washington County, Idaho)
My Commission Expires March 26m 1914

E P Hall, Notary Public

Filed for record at request of A J Steward at 2:30 o'clock P M September 4, 1912

Frank E Smith, Recorder

Fees \$1.60

By Harriet Smith, Deputy

SCANNED
MAR 10 2006

THIS INDENTURE, Made this fourth day of September in the year of our Lord, nineteen hundred and twelve between Charles C Lorentz and Marie A Lorentz husband and wife, of Weiser, County of Washington, State of Idaho the parties of the first part and Alva J Steward of Weiser, County of Washington, State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Five Thousand and no/100 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in Washington County, State of Idaho, to-wit:

That certain tract or parcel of land lying and being situated in Section Thirty Two (32) in Township Eleven (11) North of Range Five (5) West of the Boise Meridian, in Idaho, to-wit: Beginning at the south west corner of the south east quarter ($\frac{1}{4}$) of the south east quarter ($\frac{1}{4}$) of said Section Thirty-two (32) and from thence run North 1337 feet to the south bank of the Weiser River, thence up and along the south bank of the said Weiser River in an easterly and southerly direction to the south line of said Section Thirty-two (32) thence west on said Section line 765 feet, to the place of beginning and containing twenty-two (22) acres, more or less, together with all water, water rights, springs, pipe lines, pumping plants, canals, ditches, laterals, and flumes now on, used for, to be used for, or in connection with the irrigation of the above described land,

Subject to that certain first mortgage for \$300.00 to Pacific States Savings and Loan Company, dated November 24, 1911, recorded November 29, 1911 in Book 15, of Mortgages at page 582, of the records of Washington County, State of Idaho, and now resting against above described premises. All taxes and assessments of whatsoever nature levied or made against above described land for the year 1912 are to be paid by the party of the second part hereto.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity of the said parties of the first part

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises together with the appurtenances unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in the presence of

E P Hall	Charles C Lorentz	(SEAL)
State of Idaho	Marie A Lorentz	(SEAL)
County of Washington	ss	

On this fourth day of September 1912 before me E P Hall a Notary Public in and for said County personally appeared Charles C Lorentz and Marie A Lorentz husband and wife known 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.

Seal
(E P Hall, Notary Public)
(Washington County, Idaho)
My Commission Expires March 26m 1914

E P Hall, Notary Public

Filed for record at request of A J Steward at 2:30 o'clock P M September 4, 1912

Frank E Smith, Recorder

Fees \$1.60

By Harriet Smith, Deputy

SCANNED
MAR 10 2006

Rudolph
Blattner 585
64 45

Myrtle
Steward

1969042005

WARRANTY DEED

BOOK 93

52

INSTRUMENT NO. 94136

For Value Received

CLARENCE C. BLATTNER, acting in his sole and
separate capacity,

the grantor, do ^{es} hereby grant, bargain, sell and convey unto in his sole and separate capacity
CLARENCE C. BLATTNER and ORRIN F. BLATTNER, joint tenants with
right of survivorship,

the grantee ^s, the following described real estate situated in Washington County,
State of Idaho, to-wit:

Commencing at the southwest corner of the Southeast Quarter of the
Southeast Quarter of Section 32, Township 11 North, Range 5, W.B.M.
and running thence North 1337 feet to the south bank of Weiser River,
and running thence up said Weiser River along the south bank in an
easterly and southerly direction to the South line of the said
Section 32, thence west 765 feet to the place of beginning, containing
in all 22 acres more or less.

Together with all water, water rights, ditches, flumes and laterals
that are used to irrigate the said described land.

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

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

Dated this 17th day of October, 19 69

✓ Clarence C. Blattner

STATE OF IDAHO, COUNTY OF Washington
On this 17th day of Oct. 19 69
before me, a notary public in and for said State, personally
appeared Clarence C. Blattner

NOTARY
H. A. JOSEPH
BLATTNER

who se name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Residing at Weiser, Idaho
Comm. Expires March 1, 1973.

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of Frank Joseph
at 30 minutes past 4 o'clock P.M.,
this 20th day of October
19 69, in my office, and duly recorded in Book 93
of Deeds at page 52

Mary Kautz
Ex-Officio Recorder

By Cora H. Himes Deputy.
Fees \$ 1.00
Mail to: Clarence C. Blattner

INSTRUMENT NO. 94136

SCANNED
MAR 10 2006

WARRANTY DEED

For Value Received CLARENCE C. BLATTNER, a bachelor, and JULIA WIDENER and
CLABERN M. WIDENER, aka CLABE WIDENER, wife and husband,
the grantor s, do hereby grant, bargain, sell and convey unto BILLY D. MICHAEL,
whose address is Route 3, Weiser, Idaho

the grantee, the following described real estate situated in Washington County,
State of Idaho, to-wit:

Commencing at the southwest corner of the South-
east Quarter of the Southeast Quarter of Section 32,
Township 11 North, Range 5, W.B.M. and running
thence North 1337 feet to the south bank of the
Weiser River, and running thence up said Weiser
River along the south bank in an easterly and
southerly direction to the South line of the said
Section 32, thence west 765 feet to the place of
beginning, containing in all 22 acres more or less.

Together with all water, water rights, ditches,
flumes and laterals that are used to irrigate the
said described land.

Together with all and singular the tenements,
hereditaments, and appurtenances thereunto
belonging or in anywise appertaining.

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

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

Dated this 29th day of January, 1974.

CLARENCE C. BLATTNER
CLARENCE C. BLATTNER,

JULIA WIDENER
JULIA WIDENER

CLABERN M. WIDENER, aka CLABE WIDENER
CLABERN M. WIDENER, aka CLABE WIDENER

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 29th day of Jan., 1974,
before me, a notary public in and for said State, personally
appeared CLARENCE C. BLATTNER, a
bachelor, and JULIA WIDENER and
CLABERN M. WIDENER, aka CLABE
WIDENER, wife and husband,

person s who se name s are
to the instrument, and acknowledged to
executed the same.

Notary Public
Idaho

Residing at
Comm. Expires

STATE OF IDAHO, COUNTY OF Washington

I hereby certify that this instrument was filed for record at
the request of Washington County Title Co.

at 35 minutes past 11:00 o'clock A.M.,
this 23rd day of June
1975, in my office, and duly recorded in Book 97
of Deeds at page 413

Mary Kautz
Ex-Officio Recorder

By William McClure Deputy.

Fees \$ 1.00
Mail to: Idaho First National Bank.

INDEXED

INSTRUMENT No. 104489

SCANNED
MAR 10 2006

DEED OF GIFT

UMENT NO. 158256
PAGE 1 OF 2

THIS INDENTURE. Made the 27th day of September, in the year of our Lord one thousand nine hundred and 93. between

BILLY D. MICHAEL and DONNA P. MICHAEL. husband and wife of the County of ADAMS State of IDAHO the parties of the first part, and

RICHARD A. MICHAEL and SANDRA K. MICHAEL. husband and wife,
1549 Scheloske Rd, Weiser, Id 83672
of the County of WASHINGTON, State of IDAHO
the parties of the second part. Witnesseth:

That the said parties of the first part, for and in consideration of the LOVE AND AFFECTION duty which the said parties of the first part has and bears unto the said parties of the second part, do by these presents give, grant, alien, and confirm unto the said parties of the second part, and to THEIR heirs and assigns forever, all of the following described real estate, situated in Weiser, County of WASHINGTON, State of Idaho, to wit:
A parcel of land situated within the SE1/4SE1/4 of Section 32, Township 11 North, Range 5 West, Boise Meridian, more particularly described as follows:

Commencing at a point that is 640 feet more or less, north of the Southwest corner of SE1/4SE1/4, said section, township and range which point is on the Easterly Right-of-Way of Highway 95; thence North along said Right of Way to the South Bank of the Weiser River;
thence up said Weiser River along the south bank in an easterly and southerly direction to the South line of said SE1/4SE1/4 of said Section 32;
thence West along said Section line to a point that is 350.5 feet East of the Southwest corner of said SE1/4SE1/4 (said SW corner is on the Centerline of said U.S. Highway 95);
Thence in a Northeasterly direction, parallel to said Highway 95, 250 feet;
Thence South 89 degrees 03' 26" West 189.8 feet, more or less, to a point;
Thence North 1 degrees 04' 24" East extended Northerly 190 feet;
Thence in an Easterly direction to a point that is 350 feet, more or less, from the Easterly right-of-way line of U.S. Highway 95;
Thence in a northerly direction and parallel to Highway 95 right-of-way line 200 feet;
Thence West 350 feet to the TRUE POINT OF BEGINNING.

Together. With all and singular, the tenements, hereditament, and appurtenances thereunto belonging, or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and the rents and profits thereof shall be applied to THEIR sole and separate use.

To Have and to Hold, All and singular the said premises, together with the appurtenance, unto the said parties of the second part, THEIR heirs and assigns forever, as the separate property of the said second parties and not in anywise community property.

SCANNED
MAR 10 2006

In Witness Whereof, the said parties of the first part HAVE hereunto
set THEIR hand and seal ON the day and year first above written.
Signed, Sealed and Delivered in Presence of

WITNESS

PARTY OF THE FIRST-PART

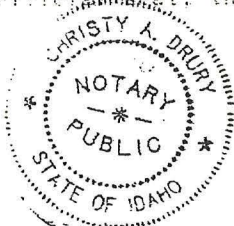
Deputy
Julie E. Wilson

Billy D. Michael (SEAL)
Donna P. Michael (SEAL)

STATE OF IDAHO)
) ss
County of Adams)

On this 27th day of September, in the year 1993, before me,
Christy A. Drury, Notary Public, in and for said State,
personally appeared BILLY D. MICHAEL and DONNA P. MICHAEL known to me to
be the persons whose names are subscribed to the within instrument, and
acknowledged to me 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.



Christy A. Drury
Notary Public for the State of Idaho,
Residing at Fruitvale, Idaho
Commission expires: 9/4/98

INSTRUMENT NO. 158256
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

RICK MICHAEL

10 16:00 o'clock P. M.

This 15TH day of OCTOBER 19 93

INDEX TO DEEDS

MARY KANTZ, Recorder. Fee \$6.00

By Carol Kuntz Deputy

Cmp. Index
Cmp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return

RICK MICHAEL
1549 SCHELOSKE RD.
WEISER, IDAHO 83672

SCANNED
MAR 10 2006

Return to:
W. Co. T.

INSTRUMENT NO. 121520
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for _____ at the request of _____
Washington County Title
55 Min past 2:00 o'clock P M.
This 7th day of Nov, 1980
BK 100 OF Deeds PG 879
MARY KAUTZ, Recorder. Fee: \$4.00
By Shirley J. Joney Deputy

WARRANTY DEED

MARY M. HARRIS SIMPSON, JOHN J. SCHELOSKE, ROBERT F. SCHELOSKE, AND FRANCES L. WILLIAMSON, an undivided 1/5 interest each, and LINDA MUIR LOFTUS, MIKE J. MUIR, and SALLY L. MUIR, an undivided 1/15 interest each, GRANTORS, of hereby CONVEYS, GRANTS and WARRANTS TO RICHARD A. MICHAEL and SANDRA K. MICHAEL, Husband and Wife, of Route 3, Box 224, Weiser, Idaho 83672, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION (\$10.00), the following described tract of land in Washington County, State of Idaho,

The East 22 acres of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 10 North, Range 5 West of the Boise Meridian. SUBJECT to right of way of existing County Road along the North boundary.

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

WITNESS the hand of said GRANTORS this 8th day of October, 1980.

Mary M. Harris Simpson
Mary M. Harris Simpson

Robert F. Scheloske
Robert F. Scheloske

Linda Muir Loftus
Linda Muir Loftus

Sally L. Muir
Sally L. Muir

John J. Scheloske
John J. Scheloske

Frances L. Williamson
Frances L. Williamson

Mike J. Muir
Mike J. Muir

STATE OF IDAHO)
County of Washington) ss.

On this the 29th day of September, A.D., 1980, personally appeared before me MARY M. HARRIS SIMPSON, the signer of the foregoing instrument, who duly acknowledged to me that she executed the same.

Residing at: Idaho

STATE OF IDAHO)
County of Washington) ss.

On this the 26 day of Sept, appeared before me MIKE J. MUIR, the signer who duly acknowledged to me that he executed

Residing at: Idaho

Lee T. Burton
(Notary Public)
My Commission expires: Sept 27, 1982

BK 44/Pg 517
from Stella M. Felthouse

My C
Sept

STATE OF TEXAS

County of DALLAS

On this the 14 day of OCTOBER, 1980, personally appeared before me, JOHN J. SCHELOSKE, the signor of the foregoing instrument and acknowledged to me that he executed the same.

Residing at: Livermore

Marlene Nichols
(Notary Public)
My Commission expires: September 1981

STATE OF CALIFORNIA

County of Alameda

On this the 7th day of October, 1980, personally appeared before me, ROBERT F. SCHELOSKE, the signor of the foregoing instrument and acknowledged to me that he executed the same.

Residing at: Berkeley

Dianna D. Albright
(Notary Public)
My Commission expires: June 1, 1984

STATE OF California

County of Alameda

On this the 1st day of October, 1980, personally appeared before me, FRANCES L. WILLIAMSON, the signor of the foregoing instrument and acknowledged to me that she executed the same.

Residing at: Berkeley

Dianna D. Albright
(Notary Public)
My Commission expires: June 1, 1984

STATE OF California

County of Alameda

On this the 1st day of October, 1980, personally appeared before me, LINDA MUIR LOFTUS, the signor of the foregoing instrument and acknowledged to me that she executed the same.

My residence is: Alameda

Linda M. Loftus
(Notary Public)
My Commission expires: 2-13-84

STATE OF IDAHO

County of ADA

On this the 23rd day of October, 1980, personally appeared before me, SALLY L. MUIR, the signor of the foregoing instrument and acknowledged to me that she executed the same.

Residing at: Eagle, Idaho

Jean A. Schmitt
(Notary Public)
My Commission expires: 2-13-84

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: A67-04424

Date Received: 10-3-89

Receipt No: 0004782

Received By: AB

Department of Water Resources

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

1. Name: CLYDE R. KEITHLY 208-466-0508
Address: 1907 W. FLAMINGO #100
NAMPA, ID 83651

OR

Name: LILLIAN L. KEITHLY 208-466-0508
Address: 1907 W. FLAMINGO #100
NAMPA, ID 83651

2. Date of Priority: JUN 01, 1928

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	8	SW	SE	SE		WASHINGTON

5. Description of diverting works:
HANDDUG WELL 25' DEEP, 10HP PUMP, CONCRET DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A67-04424

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Date: 10/03/89

SCANNED
APR 14 2004

MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10N	05W	8	SW		SE		IRR	20.0
			SE		SE		IRR	10.0
							Section Acres	30.0
							Total Acres	30.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-07574

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: One

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): Clyde R. Keithly Date: 10-3-89

Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of October 19 89

Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994



A67-04424

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