

COPY

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

In Re SRBA

Case No. 39576

A. Subcase 67-04574

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Western Pacific Timber LLC

Address: 101 S. Capitol Blvd., Suite 1601

Boise, ID 83702

Daytime Phone: (208) 336-5100 x305

Name & Address of Attorney, if any:

Bruce M. Smith

Moore Smith Buxton & Turcke Chtd

950 W. Bannock Street, Suite 520

Boise, ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Western Pacific Timber LLC

Address: 101 S. Capitol Blvd., Suite 1601

Boise, ID 83702

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
☐ This water right Should not exist.
☐ This water right was not recommended, but Should be recommended with
The elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** _____ Water Right should be
_____ recommended as claimed

F.

VERIFICATION (must be completed)

State of Idaho)
County of Ada) ss.

Bruce M. Smith, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

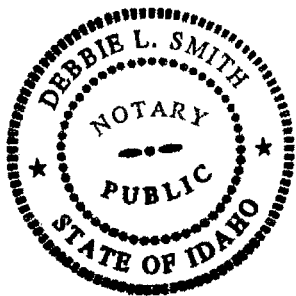
(Signature of person filing objection)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

August 1, 2007

[Signature]
Notary Public for Idaho
Residing at: Boise, ID
My Commission Expires: 6/8/2013



INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Aug 2, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

Name: Western Pacific Timber LLC

Address: 101 S. Capitol Blvd., Suite 1601

Boise, ID 83702

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W. Fort Street, MSC 033
Boise, ID 83724

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



Signature of objector or attorney
mailing on Objector's behalf

Adjudication Recommendation Report 67-4574 V1

Priority Date: 05/01/1944
Basis: Statutory Claim
Status: Disallowed

BEAVER CREEK ADAMS County	NW1/4NE1/4	Sec. 6,	Twp 18N,	Rge 01E, B.M.
BEAVER CREEK ADAMS County	SW1/4NW1/4	Sec. 8,	Twp 18N,	Rge 01E, B.M.

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4574 V1

18N 01E 5		X	X	X	X		X	X	X	X		X	X	X	X		X	X	X	X	
18N 01E 6		X	X	X	X		X	X	X	X											
18N 01E 9		X	X	X	X												X	X	X	X	

FIRE PROTECTION same as STOCKWATERCOMMERCIAL same as STOCKWATERConditions of Approval:

1. P13 No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.
2. P03 No beneficial use found.

Remarks:Comments:

1. segbert 11/30/2006 Disallowal

Comment: This right cannot be recommended due to lack of information concerning volumetric amounts for commercial use, actual place of use and points of diversion. Same situation as claims filed in Basin 63 part 1 Uper Boise.

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>
Summary			11/30/2006	segbert	Disallowed

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

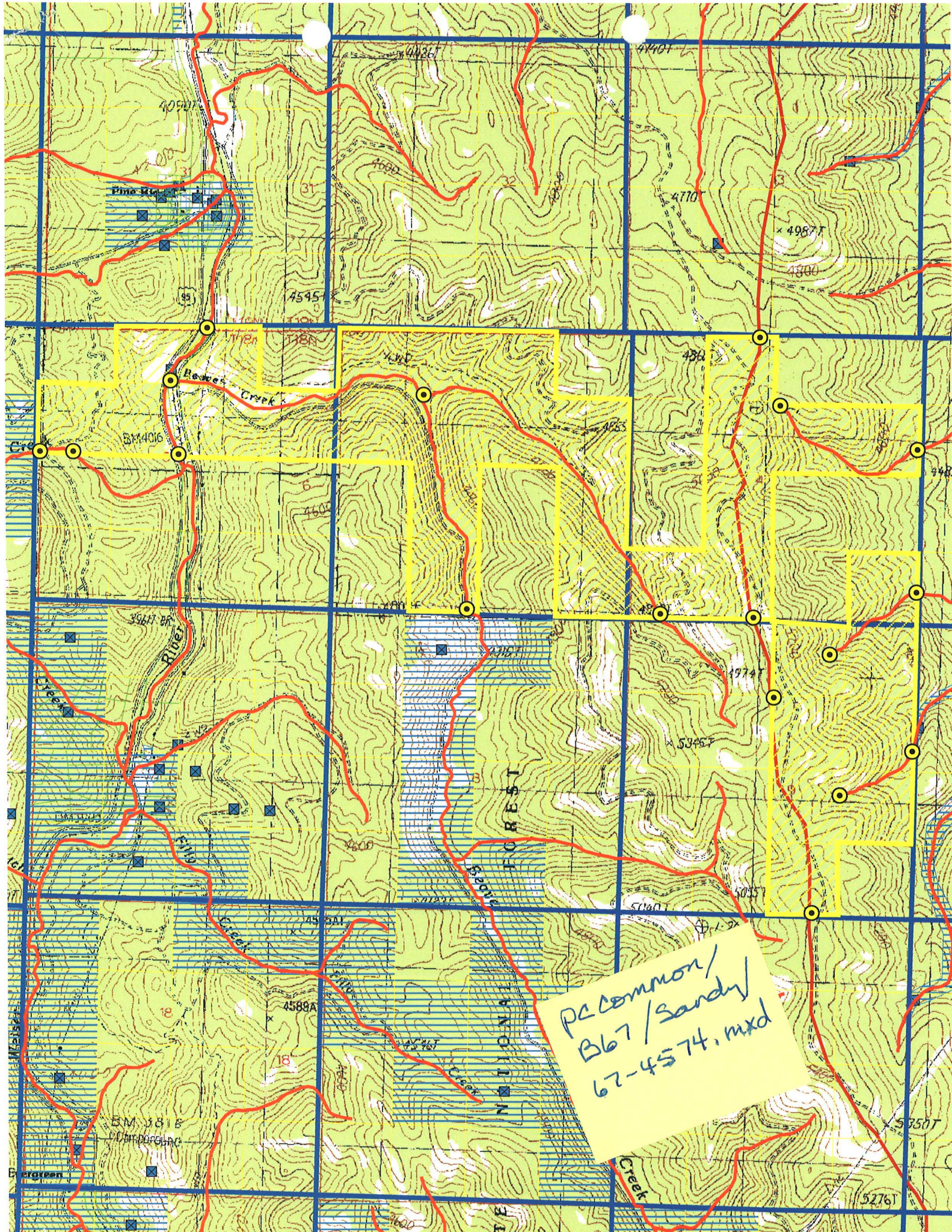
Adjudication Recommendation Report 67-4574 V1

Summary	11/30/2006 2:31:28 PM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (Yes) 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?
Summary	11/13/2006 2:13:36 PM	cfritsch	Bulk Copy

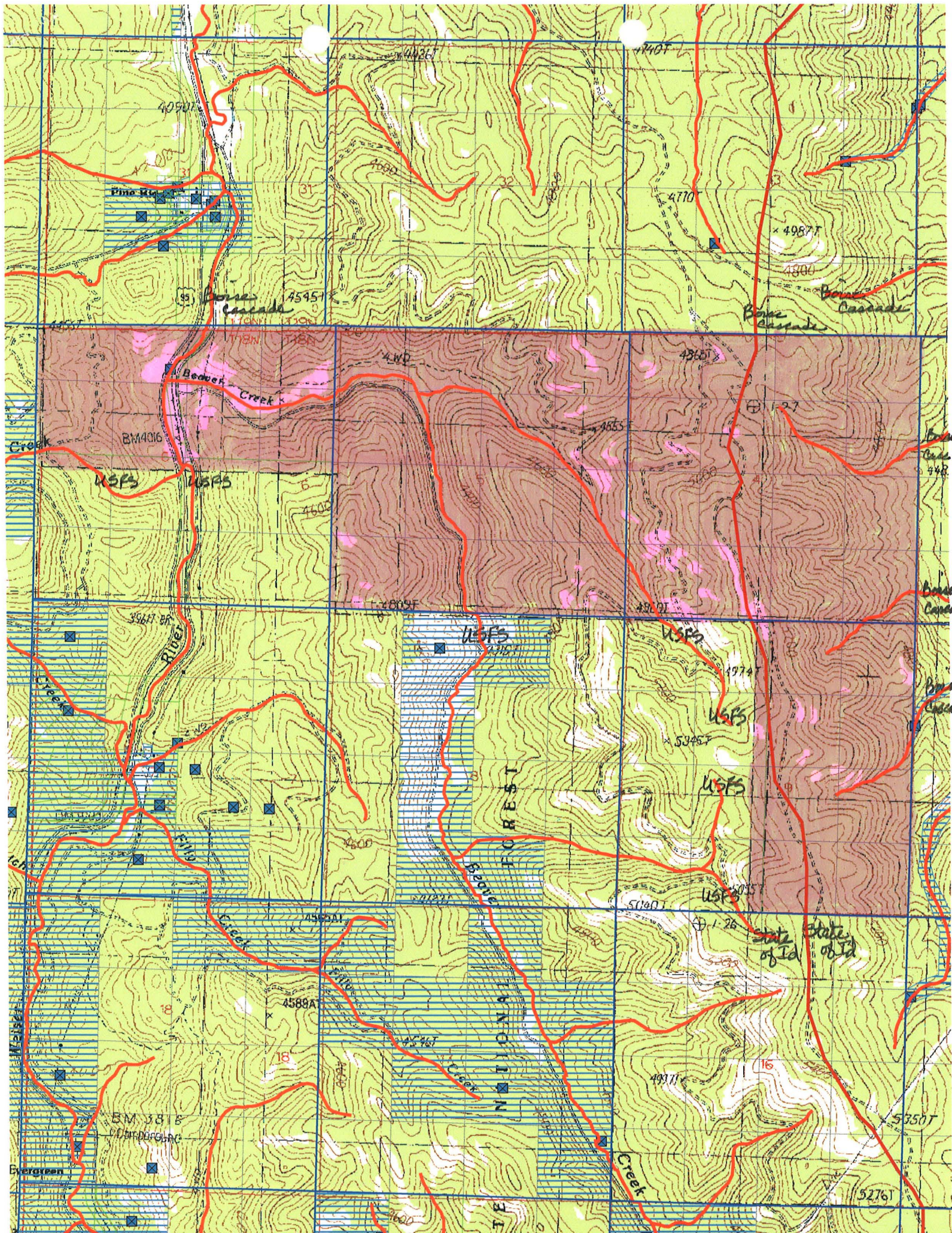
SubCase:

SubCase Number: 67-4574
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: segbert
Basis of Claim: Statutory Claim
Date Filed: 8/2/2007 Objection Status: Active

Water Supply Bank:



pc common /
B67 / Sandy /
67-4574.mxd





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

June 6, 2006

MOORE SMITH BUXTON & TURCKE, CHARTERED
ATTN: BRUCE M SMITH
225 N 9TH ST, SUITE 420
BOISE ID 83702

Re: Change of Ownership for Snake River Basin Adjudication (SRBA) claims 67-4570, 67-4571, 67-4572, 67-4573, 67-4574, 67-4576, & 67-4577. Boise Cascade Corp to Western Pacific Timber LLC

Dear Mr. Smith,

IDWR received the request to change ownership on the above rights in located in Basin 67. I am reviewing SRBA claims in Basin 67 so I reviewed the request for change of ownership on those rights.

The deeds submitted allowed me to change ownership on SRBA claims:

67-4570
67-4571
67-4574

Copies are enclosed.

The following SRBA claims, claimed a place of use that included land that was not covered under the deed packet you sent with the change of ownership. In general, the land I am talking about is Forest Service ground.

67-4572
67-4573
67-4576
67-4577

If this is an error in filing, we can amend the claims to include only property owned by your client, Western Pacific Timber LLC.

For your convenience, I have enclosed amended claims I prepared for the above referenced water right numbers. All I have done to the claims is removed the claimed place of use that does not appear to be owned by Western Pacific LLC.

If your client wishes to file the amended claims, please review them thoroughly and initial any changes you wish to make. When satisfied, have your client sign them in front of a notary and return them to this office to my attention ASAP.

Please feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

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 67-4574
Date Received: 12/29/1989
Receipt No: C014213
Received By:

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

1. Name of Claimant(s)

WESTERN PACIFIC TIMBER LLC Phone: (208)947-0978

101 S CAPITOL BLVD STE 1601
BOISE ID USA 83702

2. Date of Priority: 05/01/1944

3. Source: BEAVER CREEK , BEAVER CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
18N	01E	6	NW NE	ADAMS	
18N	01E	8	SW NW	ADAMS	

5. Description of diverting works:

PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	5/01	11/30	0.2	
COMMERCIAL	5/01	11/30	0.2	
FIRE PROTECTION	5/01	11/30	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
----------	-------	---------	----------------	-----	-------

18N	01E	4	NE	NE	STOCKWATER
			NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
			NE	SW	STOCKWATER
			NW	SW	STOCKWATER
			SW	SW	STOCKWATER
			SE	SW	STOCKWATER
			NE	SE	STOCKWATER
			NW	SE	STOCKWATER
			SW	SE	STOCKWATER
			SE	SE	STOCKWATER
18N	01E	5	NW	SE	STOCKWATER
			SW	SE	STOCKWATER
			SE	SE	STOCKWATER
			NE	NE	STOCKWATER
			NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
			NE	SW	STOCKWATER
			NW	SW	STOCKWATER
			SW	SW	STOCKWATER
			SE	SW	STOCKWATER
			NE	SE	STOCKWATER
18N	01E	6	NE	NE	STOCKWATER
			NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	NW	STOCKWATER
			NW	NW	STOCKWATER
			SW	NW	STOCKWATER
			SE	NW	STOCKWATER
18N	01E	9	SW	SE	STOCKWATER
			SE	SE	STOCKWATER
			NE	NE	STOCKWATER
			NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	SE	STOCKWATER
			NW	SE	STOCKWATER

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:

Address change by DB 1/3/2002

15. Basis of Claim: Statutory Claim

16. Signature(s)

MOORE SMITH BUXTON & TURCKE, CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

225 NORTH 9TH STREET, SUITE 420
BOISE, ID 83702
TELEPHONE: (208) 331-1800 FAX: (208) 331-1202

STEPHANIE J. BONNEY
SUSAN E. BUXTON*
MICHAEL C. MOORE†
BRUCE M. SMITH
PAUL A. TURCKE°
CHRISTOPHER E. YORGASON
TAMMY A. ZOKAN*

APR 05 2006
DEPARTMENT OF
WATER RESOURCES

JOHN J. MCFADDEN**
Of Counsel

* Also admitted in Oregon
† Also admitted in Washington
° Also admitted in South Dakota
* Also admitted in New Mexico

April 5, 2006

Nick Spencer
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83706-0098

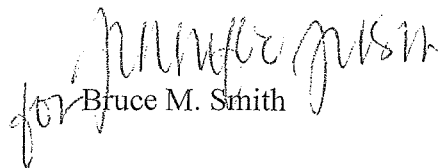
RE: Western Pacific Timber LLC

Dear Nick:

Attached is a Notice of Change in Water Right Ownership form for the water rights transferred from Boise Cascade Corporation to Western Pacific Timber LLC and accompanying deeds. Please call me if we need to go over this in detail. Also, please check your calendar for a date when we can schedule a meeting to review the water rights and IDWR data needs. Thanks.

Sincerely,

MOORE SMITH BUXTON & TURCKE,
CHARTERED


for Bruce M. Smith

BMS:jj
Enclosures
cc: Steve Gurnsey (w/ encl.)

SCANNED

MAY 23 2006

WESTERN PACIFIC TIMBER LLC WATER RIGHTS
TRANSFERRED FROM BOISE CASCADE CORPORATION

LOCATION	NUMBER
----------	--------

Boise County	63-05335
Boise County	63-05336
Boise County	63-05337
Boise County	63-05338
Boise County	63-05339
Boise County	63-05340
Boise County	63-05342
Boise County	63-15291
Boise County	63-15292
Council	67-04570
Council	67-04571
Council	67-04572
Council	67-04573
Council	67-04574
Council	67-04576
Council	67-04577
Council	78-04294
Council	78-04295
Council	78-04296
Council	78-04297
Council	78-04298
Council	78-04298A
Council	78-04299
Council	78-04300
Council	78-04301
Council	78-04302
Council	78-04303
Council	78-04304
Council	78-04305
Council	78-04306

Adams

SCANNED

MAY 23 2006

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
<u>See attached</u>					

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) Boise Cascade Corporation
PO Box 50, Boise, ID 83707
4. New Owner/Claimant(s) Western Pacific Timber LLC
 Name Connector (Check one): [] and, [] or, [] and/or
 New Mailing Address 101 S. Capitol Blvd., Ste. 1601
 City, State and ZIP Code Boise, ID 83702
 New Telephone Number (208) 947-0978
5. Date you acquired the property March 31, 2005

SCANNED

MAY 23 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) John Henry
(include title if applicable) General Manager Idaho Lands

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

For Office Use Only

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

SCANNED

MAY 23 2006

INSTRUMENT NO. **108548**

This instrument was prepared by:

Eric L. Sidman, Esq.
Sutherland Asbill & Brennan LLP
999 Peachtree Street, NE
Atlanta, Georgia 30309-3996

After recording mail to:

Michael Doyle, Esq.
Doyle, Gartland, Nelson, McCleery &
Wade, P.C.
44 Club Road, Suite 200
Eugene, Oregon 97401

Instrument # 108548

COUNCIL, ADAMS, IDAHO

2005-04-05

01:22:27

No. of Pages: 31

Recorded for : **TIMBERLINE TITLE & ESCROW**

MICHAEL FISK

Fee: 93.00

Ex-Officio Recorder Deputy

Index to: DEED

QUITCLAIM DEED

(Adams County, Idaho)

This **QUITCLAIM DEED**, made this 31st day of March, 2005, from **GALLATIN IDAHO LAND & TIMBER LLC** (formerly known as Boise Idaho Land & Timber, L.L.C.), a Delaware limited liability company, having an address of c/o Forest Capital Partners, One Financial Center, 28th Floor, Boston, Massachusetts 02111 ("Grantor"), to **WESTERN PACIFIC TIMBER, LLC**, an Oregon limited liability company, having an address of 71-534 Sahara Drive, Rancho Mirage, California 92270 ("Grantee").

WITNESSETH, that Grantor, in consideration of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, does hereby remise, release and forever quitclaim unto Grantee, and the heirs or successors and assigns of Grantee:

ALL those certain plots, pieces or parcels of land, with the buildings and improvements thereon erected, situate, lying and being in the County of Adams and State of Idaho, as further described on Exhibit A attached hereto and made a part hereof (the "Property");

TOGETHER WITH all right, title and interest, if any, of Grantor in and to any streets and roads abutting the Property to the center lines thereof, and all access rights of Grantor in and to the Property (collectively, the "Access Rights"); and

TOGETHER WITH the hereditaments and appurtenances and all the estate and rights of Grantor in and to the Property, including, without limitation, timber rights, mineral rights and water rights (collectively, the "Property Rights");

TO HAVE AND TO HOLD the Property, the Access Rights and the Property Rights, unto Grantee, the heirs or successors and assigns of Grantee, forever.

(Signatures on Next Page)

STATE OF Massachusetts)
) ss.
COUNTY OF Suffolk)

On this 30th day of March, 2005, before me personally appeared Scott R. Jones, to me known to be the Managing Director of Forest Capital Partners, LLC, the Manager of Gallatin Idaho Land & Timber LLC (formerly Boise Idaho Land & Timber, L.L.C.), a Delaware limited liability company, the limited liability company that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said limited liability company for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument on behalf of the limited liability company.

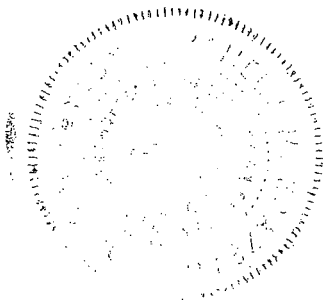
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

[NOTARY SEAL]

Pamela M. Brazeau
NOTARY PUBLIC

Pamela M. Brazeau
Print Name

My Commission Expires: 9-10-2010



This instrument was prepared by:

Eric L. Sidman, Esq.
Sutherland Asbill & Brennan LLP
999 Peachtree Street, NE
Atlanta, Georgia 30309-3996

After recording mail to:

Michael Doyle, Esq.
Doyle, Gartland, Nelson, McCleery &
Wade, P.C.
44 Club Road, Suite 200
Eugene, Oregon 97401

Instrument # 108547

COUNCIL, ADAMS, IDAHO

2005-04-05

01:21:06 No. of Pages: 32

Recorded for : **TIMBERLINE TITLE & ESCROW**

MICHAEL FISK

Fee: 96.00

Ex-Officio Recorder Deputy

Index to: DEED

SPECIAL WARRANTY DEED

(Adams County, Idaho)

This **SPECIAL WARRANTY DEED**, made this 31st day of March, 2005, from **GALLATIN IDAHO LAND & TIMBER LLC** (formerly known as Boise Idaho Land & Timber, L.L.C.), a Delaware limited liability company, having an address of c/o Forest Capital Partners, One Financial Center, 28th Floor, Boston, Massachusetts 02111 ("Grantor"), to **WESTERN PACIFIC TIMBER, LLC**, an Oregon limited liability company, having an address of 71-534 Sahara Drive, Rancho Mirage, California 92270 ("Grantee").

WITNESSETH, that Grantor, in consideration of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, does hereby grant, bargain, sell, convey and confirm unto Grantee, and the heirs or successors and assigns of Grantee:

ALL those certain plots, pieces or parcels of land, with the buildings and improvements thereon erected, situate, lying and being in the County of Adams and State of Idaho, as further described on Exhibit A attached hereto and made a part hereof (the "Property");

TOGETHER WITH all right, title and interest, if any, of Grantor in and to any streets and roads abutting the Property to the center lines thereof, and all access rights of Grantor in and to the Property (collectively, the "Access Rights"); and

TOGETHER WITH the hereditaments and appurtenances and all the estate and rights of Grantor in and to the Property, including, without limitation, timber rights, mineral rights and water rights (collectively, the "Property Rights");

SUBJECT only to taxes, assessments and other governmental charges not yet delinquent, and the following exceptions, none of which, individually or in the aggregate, materially impair the

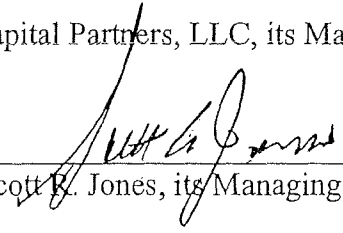
SCANNED

MAY 23 2006

IN WITNESS WHEREOF, Grantor has duly executed this deed by its duly authorized officer or representative on the day and year first above written.

GALLATIN IDAHO LAND & TIMBER LLC
(formerly Boise Idaho Land & Timber, L.L.C.),
a Delaware limited liability company

By: Forest Capital Partners, LLC, its Manager

By: 
Scott R. Jones, its Managing Director

Mail Tax Bills To:

Western Pacific Timber, LLC
71-534 Sahara Drive
Rancho Mirage, California 92270

POOR COPY

EXHIBIT A
LEGAL DESCRIPTION

Timberlands
Adams County, ID
NCS114731 and Local No. 100-04-553C
Site No. 6-1-5-2

Township 16 North, Range 1 East, Boise Meridian, Adams County,
Idaho

Section 5: S1/2SW1/4 (RP16N01E056000A)
Section 6: E1/2SE1/4, SW1/4NE1/4, SE1/4NW1/4,
E1/2NW1/4SE1/4, Lot 5, S1/2NW1/4NE1/4,
SE1/4NE1/4NW1/4 (RP16N01E060900A)
Section 34: E1/2SE1/4 (RP16N01E347200A)
Section 35: S1/2NW1/4, W1/2SW1/4 (RP16N01E353600A)

Township 16 North, Range 2 East, Boise Meridian, Adams County,
Idaho

Section 21: NW1/4, S1/2 (RP16N02E217800A)
Section 22: W1/2, S1/2SE1/4 (RP16N02E222400A)
Section 23: SW1/4SW1/4 (RP16N02E236000A)
Section 26: NW1/4NW1/4 (RP16N02E263000A)
Section 27: All of said Section (RP16N02E270001A)
Section 28: E1/2NE1/4, W1/2, E1/2SE1/4 (RP16N02E280001A)
Section 31: E1/2SW1/4, SE1/4, Lots 1-2 (RP16N02E314800A)
Section 32: NE1/4, SE1/4NW1/4, SE1/4SW1/4, SE1/4 (RP16N02E320001A)
Section 33: All of said Section (RP16N02E330001A)
Section 34: N1/2, SW1/4SW1/4, NE1/4SE1/4 (RP16N02E340001A)
Section 35: W1/2NW1/4, NW1/4SW1/4 (RP16N02E353000A)

EXCEPTING FROM all of the above parcels of land, any and all
existing road rights-of-way as now established.

POOR COPY

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 67-4574
Date Received: 12/29/1989
Receipt No: C014213
Received By:

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

1. Name of Claimant(s)

BOISE CASCADE CORP
REGION ENVIRONMENTAL ENGINEER
PO BOX 476
EMMETT ID USA 83617

Phone: (208) 365-4431

2. Date of Priority: 05/01/1944

3. Source: BEAVER CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
18N	01E	6	NW NE	ADAMS	
18N	01E	8	SW NW	ADAMS	

5. Description of diverting works:

PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	5/01	11/30	0.2	
COMMERCIAL	5/01	11/30	0.2	
FIRE PROTECTION	5/01	11/30	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
MAY 10 2004

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
18N	01E	4	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	SW		STOCKWATER	
			NW	SW		STOCKWATER	
			SW	SW		STOCKWATER	
			SE	SW		STOCKWATER	
			NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
18N	01E	5	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			SE	NW		STOCKWATER	
			NE	SW		STOCKWATER	
			NW	SW		STOCKWATER	
			SW	SW		STOCKWATER	
			SE	SW		STOCKWATER	
			NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
18N	01E	6	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
SE	NW		STOCKWATER				
18N	01E	9	NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	
			NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
SE	SE		STOCKWATER				

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:

14. Remarks:

Address change by DB 1/3/2002

15. Basis of Claim: Statutory Claim

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WATER RESOURCES
WESTERN REGION

Snake River Basin Adjudication
Change in Address of Notice of Claim

Claim Number(s):

See attached sheet.

Previous Mailing Address:

Boise Cascade Corp.

P.O. Box 50

Boise, Idaho 83707

New Mailing Address:

Boise Cascade Corp.

Region Environmental Engineer

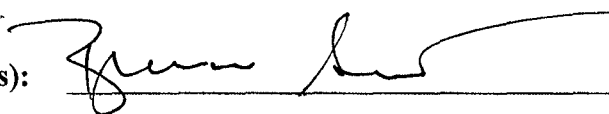
P.O. Box 476

Emmett, Idaho 83617

Telephone Number:

(208) 365-4431

Signature of Claimant(s):



Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

Claim Number(s):

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WATER RESOURCES
WESTERN REGION

63-04062 shelf
63-04063 "
63-04064 "
63-04065 "
63-04066 assessed
63-07664 shelf
63-05335 mel
63-05336 not found on bc
63-05337 mel
63-05338 not on bc
63-05339 " "
63-05340 mel
63-05342 mel
63-15291 mel
63-15292 mel
67-00081AB shelf
67-02053AB "
67-04009 "
67-04086 "
67-04087 "
67-04570 "
67-04571 "
67-04572 "
67-04573 "
67-04574 "
67-04576 "
67-04577 "
78-04294 "
78-04295 "
78-04296 "
78-04297 "
78-04298 "
78-04298A "
78-04299 "
78-04300 "
78-04301 "
78-04302 "
78-04303 "
78-04304 "
78-04305 "
78-04306 "
65-00585 Rom
65-00586 Rom
65-00587 sue
65-02950 sue
65-02622 sue
65-02706 sue

NCHP required

har

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: A67-04574
Date Received: 12/29/1989
Receipt No: C014213
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOISE CASCADE CORPORATION 208-384-6450
Address: ATTN.: JOE MUNSON-LEGAL DEPT.
P.O. BOX 50
BOISE, ID 83728

2. Date of Priority: MAY 01, 1944

3. Source: BEAVER CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	01E	6		NW	NE		ADAMS
		8		SW	NW		ADAMS

5. Description of diverting works:
PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	05/01	11/30	0.200		
COMMERCIAL	05/01	11/30	0.200		
FIRE PROTECTION	05/01	11/30	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE, C/ DUST ABATEMENT FOR ROADS

A67-04574

Page 1

Date: 01/31/90

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
18N	01E	4	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		5	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
		6	SE		SE		STOCK	
			NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
		9	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	01E	9	SW	SE		STOCK	
			SE	SE		STOCK	

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: A67-04574
Date Received: 12-29-89
Receipt No: C014213
Received By:

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Department of Water Resources

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

1. Name: BOISE CASCADE CORPORATION 208-384-6450
Address: ATTN.: JOE MUNSON-LEGAL DEPT.
P.O. BOX 50
BOISE, ID 83728

2. Date of Priority: MAY 01, 1944

3. Source: BEAVER CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	01E	6	NW	NE			ADAMS
		8	SW	NW			ADAMS

5. Description of diverting works:
PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	05/01	11/30	0.200		
COMMERCIAL	05/01	11/30	0.200		
FIRE PROTECTION	05/01	11/30	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE, C/ DUST ABATEMENT FOR ROADS

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
18N	01E	4	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		5	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		6	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	
		9	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			SE		NE		STOCK	
			NE		SE		STOCK	
			NW		SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	01E	9	SW	SE		STOCK	
			SE	SE		STOCK	

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:
NONE

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am CHIEF REGION FORESTER of
Title
BOISE CASCADE CORPORATION, that I have signed the foregoing
Organization
document in the space below as CHIEF REGION FORESTER of
Title
BOISE CASCADE CORPORATION and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
CHIEF REGION FORESTER
BOISE CASCADE CORPORATION
Title and Organization

DECEMBER 22, 1989
Date

State of Idaho)
County of ADA) SS.

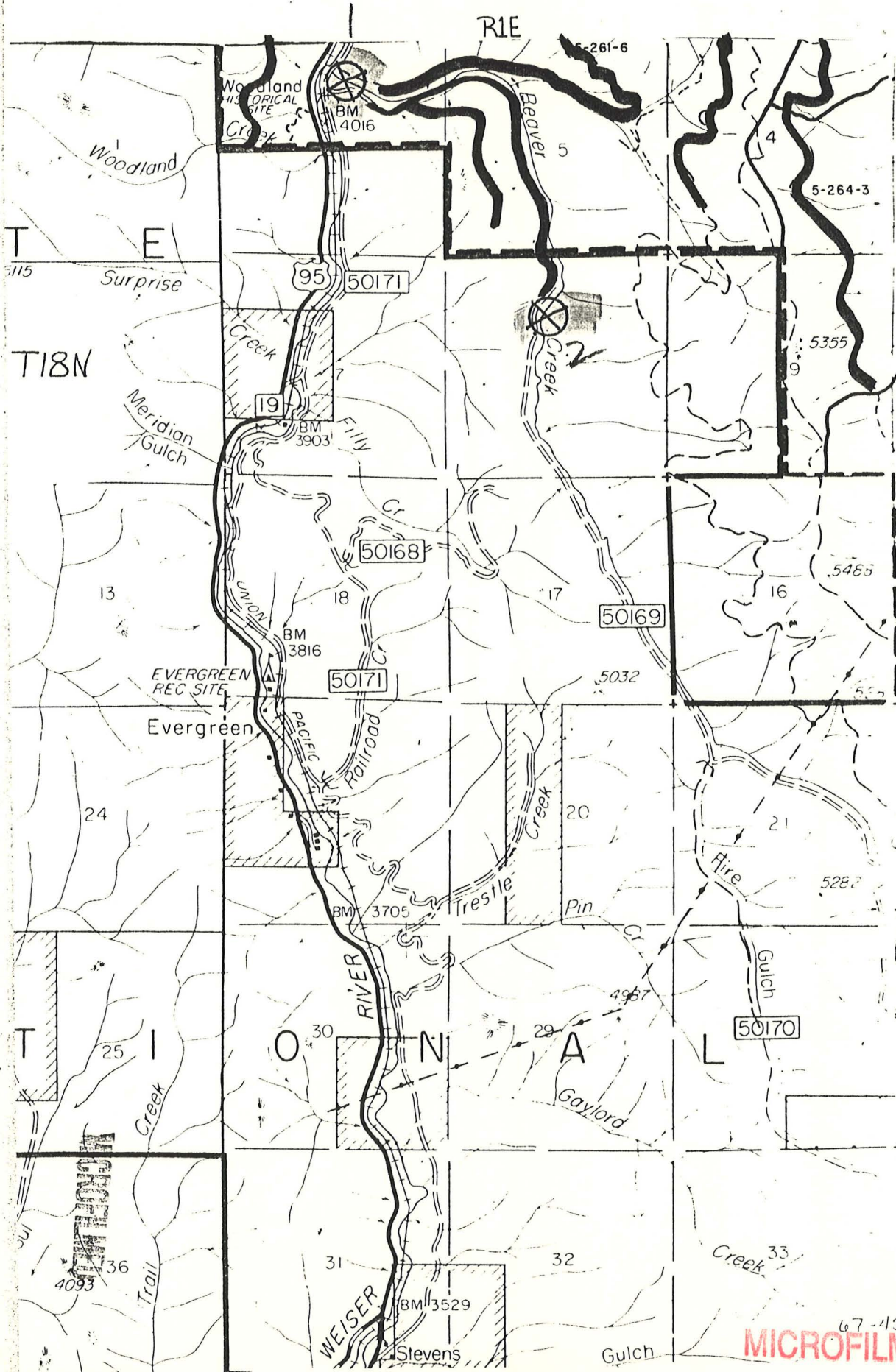
Subscribed and sworn (or affirmed) before me this 22nd day
of DECEMBER 19 89

[Signature]
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

BEAVER CREEK



67-43711
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OCT 02 1992

ATTACHMENT 1

1. Date of priority: 1944
2. Describe source of water supply: (name of stream, lake, spring, etc.):

	Tributary of
1. BEAVER CR	WEISER RIVER
2. BEAVER CR.	WEISER RIVER
3.	
4.	
5.	
6.	
7.	
8.	
9.	
10.	
11.	
12.	
13.	
14.	
15.	
16.	
17.	
18.	
19.	
20.	

67-4574
MICROFILMED
OCT 02 1992

Point of diversion (Location of point where water is diverted from its source):

	Township	Range	Section	40
1.	18N	1E	6	NW NE
2.	V	V	8	SW NW
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				
19.				
20.				

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CH 1000

6. Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. Place "S" in 40s where there is stock development.

Management Unit Name or Major Drainage: BEAVER CREEK

TOWNSHIP	RANGE	SECTION	N E				N W				S W				S E			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
1. 18N	1E	4	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
2.		5					All											
3.		6	X	X	X	X	X	X	X	X								
4.		8					X			X								
5.		9	X	X	X	X									X	X	X	X
6.																		
7.																		
8.																		
9.																		
10.																		
11.																		
12.																		
13.																		
14.																		
15.																		
16.																		
18.																		

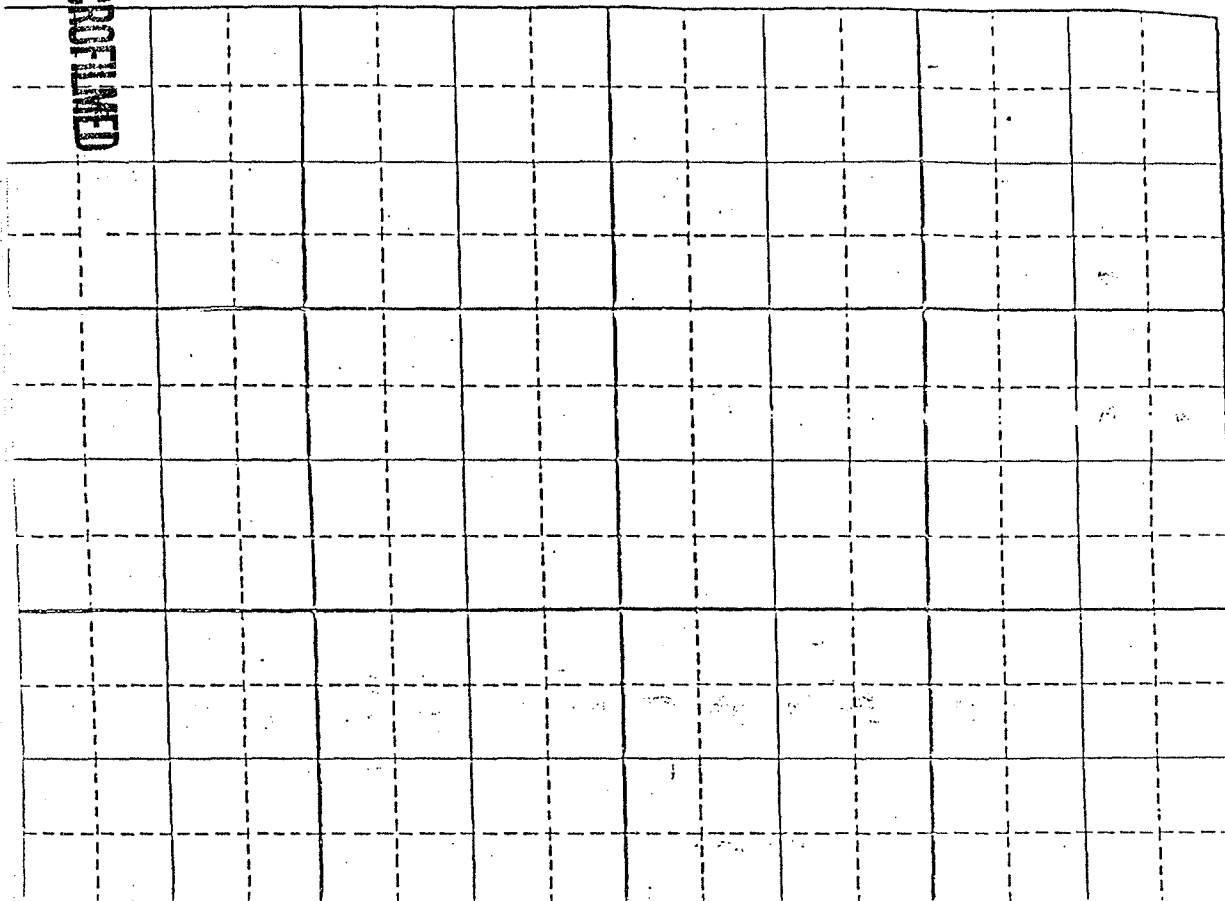


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(8) Remarks _____

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ATTACHED MAP



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)
County of Ada) ss.

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 affiant's knowledge.

BOISE CASCADE CORPORATION

Herbert S. Maloney
(Claimant)

Sworn to before me this 29th day of June, 1983.

Joyce Seaman
Notary Public
Residing at Boise, Idaho

My commission expires June 6, 1986

FOR DEPARTMENT USE ONLY

Received by nm Date 6-29-83 Exception filed by: _____
Frelim. check by W.S. Date 3/19/84
\$30.00 fee received by JP Date 6/29/83 #32233
Published in Adams County Index
Dates 4/30 5/3/84

Forwarded to _____ Date _____
claimant by: _____

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OCT 02 1992

AMOUNT \$ 1261.00

DUE DATE _____ / _____ / _____
Mo. Day Year

VENDOR CODE FOADWATER

VENDOR'S INVOICE NO. _____

000000

[illegible]

EXPLANATION (Attach Supporting Document)

MICROFILMED

OCT 02 1992

PREPARED BY 21. [Signature]
40-696 9/87 Boise Cascade Printing Services, Boise, Idaho

APPROVED

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Boise Cascade Corp. CLAIM IDENT. NO. 467-04574

DATE RECEIVED 12-29-89 CK # 004213 AMOUNT \$ 70 applied

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?			
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: hst Date: 1/31/90Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Checked by: 1/31/90 Date: 1/31/90

Comments: _____

MICROFILMED

OCT 02 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 9, 1990

Mr. Herb Malany
Boise Cascade Corporation
P.O. Box 476
Emmett, ID 83617

RE: Adjudication Fees Needed - Adams County
Snake River Basin Adjudication

Dear Mr. Malany:

Per our conversation of Monday, January 8th, I am sending you this request for additional fees due on two Notices of Claim to a Water Right which you have submitted to me on December 22, 1989.

The two claim which are awaiting fees are:

A67-04574 Fees due are \$70.00
A67-04009 Fees due are \$56.00

It appears that these two claims were not listed on the breakdown of fees which you received from Jeff Peppersack. If you would forward a check for \$126.00 to my attention within 30 days, late fees will not be applied to these two claims. Please call me if you have any questions or need assistance.

Sincerely,

Helen Harrington-Thornton
Helen Harrington-Thornton
Senior Water Rights Agent

HHT:sf:State

Received 1/25/90 - \$126 2014213

MICROFILMED

OCT 02 1992