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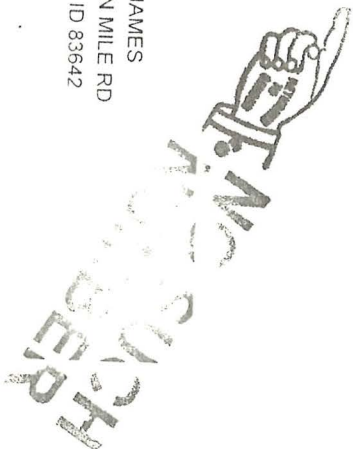
LESS SERVICE
REQUESTED

SCANNED
FEB 27 2007

Larry James
2165 Dixie
Cambridge ID 83642
Creek Rd.

MSN

LARRY D JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642



WDE
WR# 67-7470
67-7471

FIRS



0004589395 NOV 17 2005
MAILED FROM ZIP CODE 83701

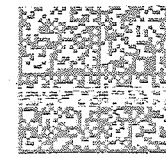
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NOV 17 2005

MAIL ROOM

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITEL
PITNEY BOWES
\$ 00.870
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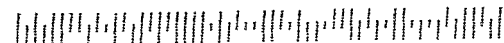
 NO SUCH
STREET

LARRY D JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

NSN

RECEIVED
JAN 23 2007
DEPARTMENT OF
WATER RESOURCES

Director's Report
WR # 67-7470
67-7471



SCANNED

MAR 13 2007

11/09/2006

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

RIGHT NUMBER: 67-7470

NAME AND ADDRESS: LARRY D JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

SOURCE: UNNAMED STREAM

TRIBUTARY: DIXIE CREEK

QUANTITY: 35.000 AFY

PRIORITY DATE: 10/31/1980

POINT OF DIVERSION:

T13N R02W S15 SENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	01/01 12/31	5.00 AFY
IRRIGATION STORAGE	01/01 12/31	35.00 AFY
IRRIGATION FROM STORAGE	04/01 10/31	35.00 AFY
STOCKWATER STORAGE	01/01 12/31	5.00 AFY

The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION STORAGE in WASHINGTON County

T13N R02W S15 SENW

IRRIGATION FROM STORAGE in WASHINGTON County

T13N R02W S15 SENW 7.00 T13N R02W S15 NESW 20.00

STOCKWATER STORAGE in WASHINGTON County

T13N R02W S15 SENW

STOCKWATER FROM STORAGE in WASHINGTON County

T13N R02W S15 SENW

27 ACRES TOTAL

This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.

Right Nos. 67-7470 and 67-7471 are limited to the irrigation of a combined total of 16 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 - License

Stockwater use is for 400 range cattle and 5 horses.

Use of water under this water right will be regulated by the watermaster of State Water District No. 67.

Idaho Department of Water Resources

**T13N, R02W,
SEC 15**

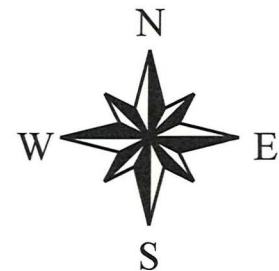
Claim No: 67-7470

Prepared By: Kimberly Brown

Date: November 9, 20067471



-  Place of Use
 -  Section Lines
 -  1/4 1/4
 -  Point of Diversion
- Irrigated Acres = 27**



1987 NAPP

0.2 0 0.2 0.4 Miles



App. Permit - 1979
Cim. - 1992
App. Amend. - 1997
Lic. - 1997

FX - 1996

Page 1

Property Address -
2165 Dixie Creek Rd.
Cambridge 83610

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-7470

WATER RIGHT NUMBER: 67-7470

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY DE MOSS
	, ID
Current Owner	EDWIN C DE MOSS DRAWER V NEW MEADOWS, ID 83654
Current Owner	CRAIG J DE MOSS DRAWER V NEW MEADOWS, ID 83654

* As Licensed

Priority Date: 10/13/1980 ✓
Basis: License ✓
Status: Active

Current owner -

Larry D. James
2165 Dixie Creek Rd.
Cambridge 83610

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM ✓	DIXIE CREEK ✓

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION FROM STORAGE ✓	4/01	10/31 ✓		35.00 AF ✓
STOCKWATER STORAGE ✓	1/01	12/31 ✓		5.00 AF ✓
IRRIGATION STORAGE ✓	1/01	12/31 ✓		35.00 AF ✓
STOCKWATER FROM STORAGE ✓	1/01	12/31 ✓		5.00 AF ✓
<u>Total Diversion:</u>				35.00 AF ✓

Location of Point(s) of Diversion

UNNAMED STREAM

SE1/4NW1/4 ✓

Sec. 15, Twp 13N, Rge 02W, B.M. ✓

WASHINGTON County ✓

Place of Use

IRRIGATION FROM STORAGE ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
✓ 13N	02W	15									7.0	20.0							27.0 ✓

Total Acres: 27 ✓

STOCKWATER STORAGE ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
✓ 13N	02W	15									X								

Pin No: RP 13N 02W 15N 600. (300.2 acres)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 67-7470

STOCKWATER FROM STORAGE same as IRRIGATION
FROM STORAGE

Conditions of Approval:

- ADD 1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 67
DISTRICT
2. ADD This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
- ADD Rights 67-07470 and 67-07471 when combined shall not exceed exceed the irrigation of 16 acres within the place of use described above in a single irrigation season.

Remarks:

Comments:

ADD X02 - Stock water use is for 400 range cattle
5 horses.

- Season of use is 3/15-10/31.

Water Supply Bank:

Clm. - 1992
FX - 1996
Page 1
Lic. 1997

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-7470

WATER RIGHT NUMBER: 67-7470 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EDWIN C DE MOSS ✓ RT 1 BOX 102 CAMBRIDGE, ID 83610
Original Owner	GARY DE MOSS ✓ ID ✓
Original Owner	CRAIG J DE MOSS ✓ RT 1 BOX 102 CAMBRIDGE, ID 83610
Current Owner	LARRY D JAMES 4785 N TEN MILE RD MERIDIAN, ID 83642 (208)888-4230
Original Owner	DE MOSS & SONS DRAWER V ATTN CRAIG DE MOSS NEW MEADOWS, ID 83654 (208)355-2367

* As claimed

Priority Date: ~~11/02/1979~~ 10/13/1980
Basis: ~~Permit~~ License
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM ✓	DIXIE CREEK ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER FROM STORAGE	1/01 to 12/31 ✓		5.00 AF ✓
IRRIGATION STORAGE ✓	1/01 to 12/31 ✓		35.00 AF ✓
IRRIGATION FROM STORAGE ✓	4/01 to 10/31 ✓		35.00 AF ✓
STOCKWATER STORAGE	1/01 to 12/31 ✓		5.00 AF ✓
<u>Total Diversion:</u>			35.00 AF ✓

Location of Point(s) of Diversion

UNNAMED STREAM NE1/4NW1/4 Sec. 15, Twp 13N, Rge 02W, B.M.
WASHINGTON County

Lic. - SE NW, Sec. 15, 13N, 2W

Place of Use

STOCKWATER FROM STORAGE ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 13N	02W	15																	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
				X															

(X) Lic.

[illegible]

IRRIGATION FROM STORAGE

Twp Rge Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals
 13N 02W 15 | | | | 10.0 | | | | | | | | | | | | 10.0
 7-lic: lic
 20-
 lic. 27 AC

STOCKWATER STORAGE

[illegible]

1. OWNERSHIP CHANGED BY LH 3/23/95.
2. 005 Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
3. 18A The right holder shall install/maintain permanent measuring devices in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.
4. 018 The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.

Remarks:

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-7470

11/09/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7470	Claim	13N	02W	15	NW	NE		STOCKWATER FROM STORAGE		LARRY D JAMES
7470	Claim	13N	02W	15	NE	NW		IRRIGATION STORAGE		LARRY D JAMES
7470	Claim	13N	02W	15	NE	NW		STOCKWATER STORAGE		LARRY D JAMES
7470	Claim	13N	02W	15	SE	NW		IRRIGATION FROM STORAGE	10/10	LARRY D JAMES
7470	Water Right	13N	02W	15	SE	NW		IRRIGATION FROM STORAGE	7/27	GARY DE MOSS
7471	Water Right	13N	02W	15	SE	NW		IRRIGATION FROM STORAGE	7/27	EDWIN C DE MOSS
7470	Water Right	13N	02W	15	SE	NW		STOCKWATER STORAGE		GARY DE MOSS

- overlap w/ 67-7471

Receipt Details for ID W006489

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/20/1989 2:26:27 PM	10/20/1989	Western	\$176.00	Check
Payer		DE MOSS, CRAIG		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4843			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$176.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	7471		\$56.00	Claim
67	7470		\$60.00	Claim
67	289	B	\$60.00	Claim

Print Report

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07470

Priority: October 13, 1980

Maximum Storage Volume:

35.0 AF

This is to certify, that E C DE MOSS
CRAIG J DE MOSS
GARY DE MOSS

DRAWER V

NEW MEADOWS ID 83654 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 2, 1979; and has submitted Proof of Beneficial Use on January 31, 1985. An examination indicates that the works have a storage capacity of 35.000 af of water from:

UNNAMED STREAM

tributary to DIXIE CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		35.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		35.0 AF
STOCKWATER STORAGE	01/01 to 12/31		5.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		5.0 AF
	Totals		35.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 15, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	15	SENW 7	NESW 20		27

Total number of acres irrigated: 27

PLACE OF USE: STOCKWATER STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
13N	02W	15

 SENW

PLACE OF USE:

STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

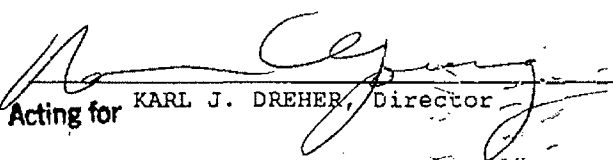
WATER RIGHT NO. 67-07470

CONDITIONS OF APPROVAL AND REMARKS

4. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
5. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
6. Rights 67-07470 and 67-07471 when combined shall not exceed exceed the irrigation of 16 acres within the place of use described above in a single irrigation season.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 23RD
day of OCTOBER, 1997.

Acting for


KARL J. DREHER, Director

RECEIVED

OCT 15 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

Date of Priority: October 13, 1980 Maximum Storage Volume: 35.0 AF

Comes now E C DE MOSS
CRAIG J DE MOSS
GARY DE MOSS

DRAWER V
NEW MEADOWS ID 83654

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 67-07470, and requests that the permit be changed as follows:

Source: UNNAMED STREAM tributary to DIXIE CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		35.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		35.0 AF
STOCKWATER STORAGE	01/01 to 12/31		5.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		5.0 AF
Totals			35.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 15, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	15	SENW 7	NESW 20		27

Total number of acres irrigated: 27

PLACE OF USE: STOCKWATER STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
13N	02W	15

SENW

PLACE OF USE:

STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Cambridge, Idaho, this 11th day of October, 19 97.

Larry James
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by KS # C040405 Date 10/15/97

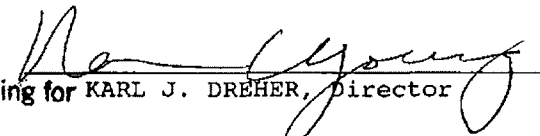
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 67-07470 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
5. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
6. Rights 67-07470 and 67-07471 when combined shall not exceed exceed the irrigation of 16 acres within the place of use described above in a single irrigation season.

Witness my hand this 23rd day of OCTOBER, 1997.


Acting for KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant E. C. &/or Craig J. & &/or Gary DeMoss Phone 355-2367
Post office address Route #1, Box 102, Cambridge, ID 83610

2. Source of water supply unnamed stream which is a tributary of Dixie Creek ²⁴

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 13N
Range 2W B.M. Washington County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount <u>35</u> AF for	storage for	irrigation	purposes from	<u>1/1</u>	to	<u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum)		irrigation					
Amount <u>35</u> AF for	from storage	purposes from	<u>4/1</u>	to	<u>10/31</u>	(both dates inclusive)	
(cfs or acre-feet per annum)	storage for						
Amount <u>5</u> AF for	stockwater	purposes from	<u>1/1</u>	to	<u>12/31</u>	(both dates inclusive)	
(cfs or acre-feet per annum)	stockwater						
Amount <u>5</u> AF for	from storage	purposes from	<u>1/1</u>	to	<u>12/31</u>	(both dates inclusive)	
(cfs or acre-feet per annum)							

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. 35 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 8 inch outlet with headgate
2" - 3" mainline feeding laterals with pump.

b. Height of storage dam 20 feet, active reservoir capacity 35 acre-feet; total reservoir capacity 35 acre-feet, materials used in storage dam: earth

Period of year when water will be diverted to storage 1/1 to 12/31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15 Township 13N
Range 2W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 400 beef cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

RECORDED

[illegible]

c. Describe any other water rights used for the same purposes as described above. none

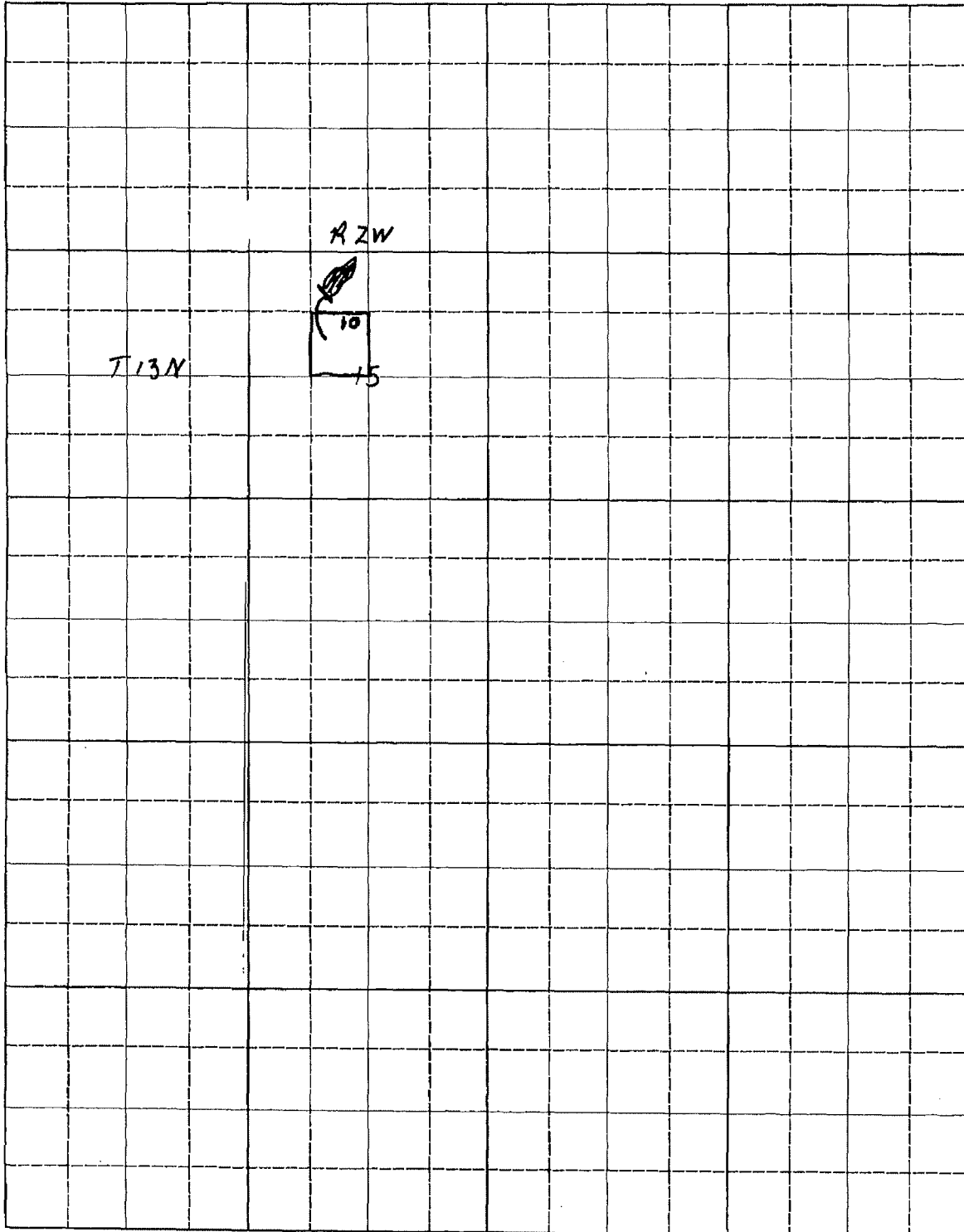
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks

[illegible]

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Craig DeMora
(Applicant)

Proposed Priority 11/2/79

Received by CHS Date 11/2/79 Time 4:00

Preliminary check by _____ Fee \$ 35.00 # 15219

Received by KK Date 11/2/79

Publication prepared by kk Date 11/8/79

Published in Signal American

Publication dates 11/15 & 11/22/79 2/14 & 2/21/80
12/27 & 1/3/80

Publication approved KK Date 2/4/80 2/3/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date: _____

Recommended for approval denial by DS Jim

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7470, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage. (2) Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured. (3) Use of water under this permit is subject to control by the watermaster of State Water District # 67, Weiser River.

Witness my hand this 10th day of March, 1980.

J. Glen Saxton
Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

August 29, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

RE: WATER RIGHT NOS. 67-07470 & 67-07471

Dear Mr. James:

I am writing to you about Water Right Permits 67-07470 & 67-07471, which were originally issued to E. C. De Moss, Craig De Moss, and Gary De Moss. The permits are being reviewed for licensing. Before water right licenses can be issued, however, the permits must be amended to depict the water rights as they were actually been developed. When I sent Application for Amendment forms to the De Mosses, Craig De Moss wrote to tell me that the property has been sold to you. I am writing to give you the opportunity to complete the process necessary to obtain water right licenses.

The enclosed Application for Amendment forms contain information that will be included on the licenses when they are issued. The amendments reflect changes in the point of diversion and place of use location for each right. The last page of each Application for Amendment form contains a list of CONDITIONS and REMARKS proposed for the licenses when they are issued. These conditions and remarks may be modified upon further administrative review. Please review the amendment forms carefully. If you concur with the information presented, sign the forms and return them with the \$100.00 filing fee (\$50.00 each) as soon as possible.

In order for the department to issue the water right licenses in your name, the permit holders of record must assign the permits to you. In case you want to pursue the assignments, which must be accompanied by a filing fee of \$25.00 each, I have enclosed two Assignment of Permit forms to help you obtain the required information and signatures. If you do not obtain the assignments from the De Mosses, the department may still issue licenses if you submit the necessary Applications for Amendment and fees. Once the licenses are issued, the water rights are appurtenant to the land, regardless of the name listed on the document. Eventually, the Snake River Basin Adjudication claims, which are in your name, will be reviewed and ownership records will be updated via the adjudication process.

If you have any questions about this information, please contact me at (208) 327-7946 in Boise.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

enc.

MICROFILMED

NOV 04 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 67-~~9~~07470

1. Owner: DEMOSSE

Phone No. 540/96

Current Address: _____

2. Accompanied by: Larry James

EXAM DATE: 5/10/96

Address: 4785 N 10 MILE RD MERIDIAN 83642 Phone No. 888-4230

Relationship to Permit Holder: owner (as of 1994 - see info from SPBA file)

3. Source: unnamed stream tributary to Dixie Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 67-7471

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	15	13N	2W	Wash.	DEMOSSE Dam #1
									from Dam Safety file.

2. Place(s) of Use:

Indicate Method of Determination ASCS + photos

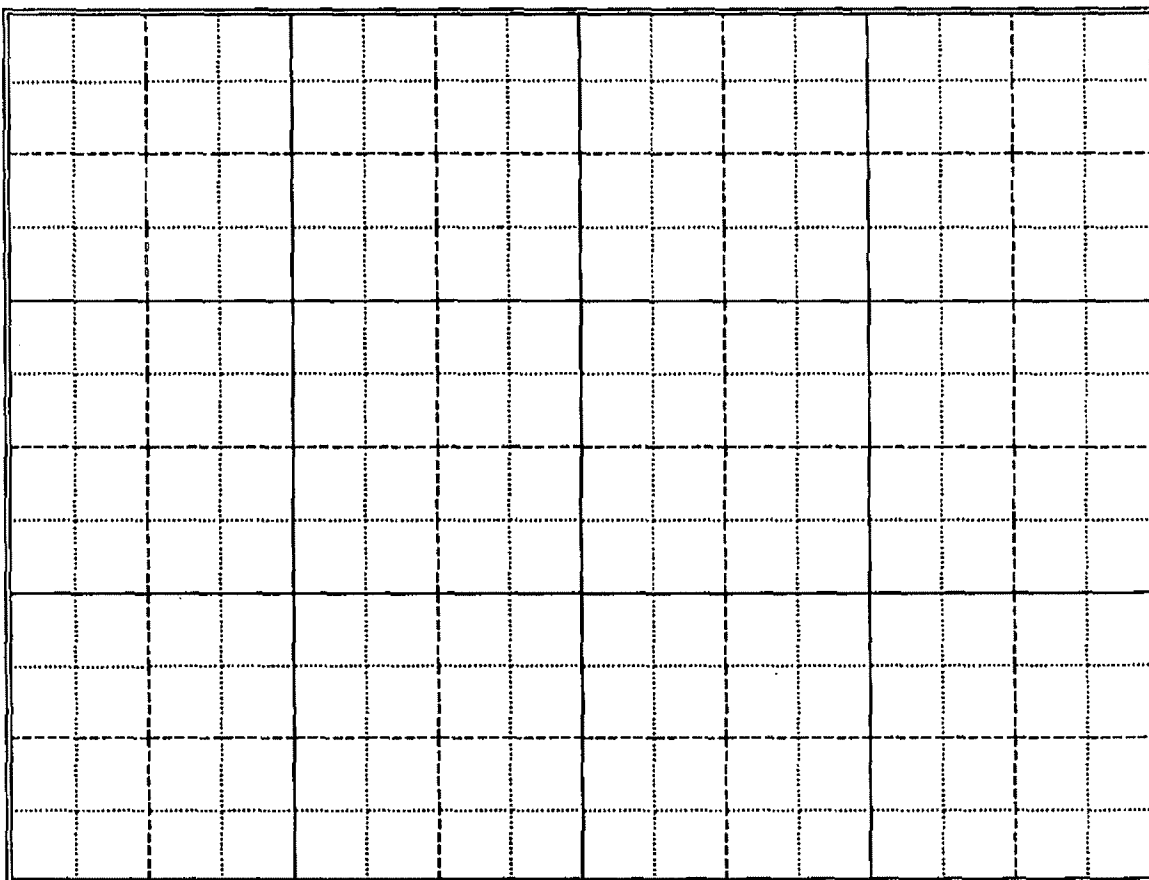
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	2W	15							7	20								27*	

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*see remarks

NOV 04 1997

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

 Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

 Aerial Photo Attached (required for irrigation of 10+ acres)

 Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None. Storage only. See dam safety info.

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E. NARRATIVE/REMARKS/COMMENTS

A 3-ac reservoir w/ 20' dam impounds approx 35 AF of water for irrigation and stockwater. A second reservoir under 67-7471 used for same acres. A buried 8" mainline from the outlet southward across county road conveys flows to a pump relief station and into pressurized irrigation system. Within an approximate area of 27 acres, 16 acres irrigation is authorized under the combined rights. This right (67-7470) limited to 10 ac ~~irrigation~~ within the place of use.

Stockwater is for 400 range cattle & 5 horses.

Stock drink primarily from reservoir. There is a tap off the outlet mainline at the ~~corral~~ corrals.

No other rights are used. Balance of ranch is dry farmed.

Assignment of permit has been solicited by Mr. James.

I have included documentation of ownership submitted with SRBA claim.

~~other~~
No overlaps. License may be issued w/o impact to SRBA.
Copy of exam placed in SRBA file.

Have conditions of permit approval been met? ☒ yes ☐ no *

No meas device, none necessary. Spring runoff only.
Permit holder to request waiver.

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \times 4 = 40 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \text{N/A}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

$$\frac{400 \text{ Range} \times 12 \text{ gpd/ha} \times 365 \text{ days/yr}}{325850} = 5.37 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR STORAGE	1/1	12/31		35.0
IRR F.S.	4/1	10/31		35.0
STOCK STORAGE	1/1	12/31		5.0
STOCK P.S.	1/1	12/31		5.0
Totals:				35.0

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

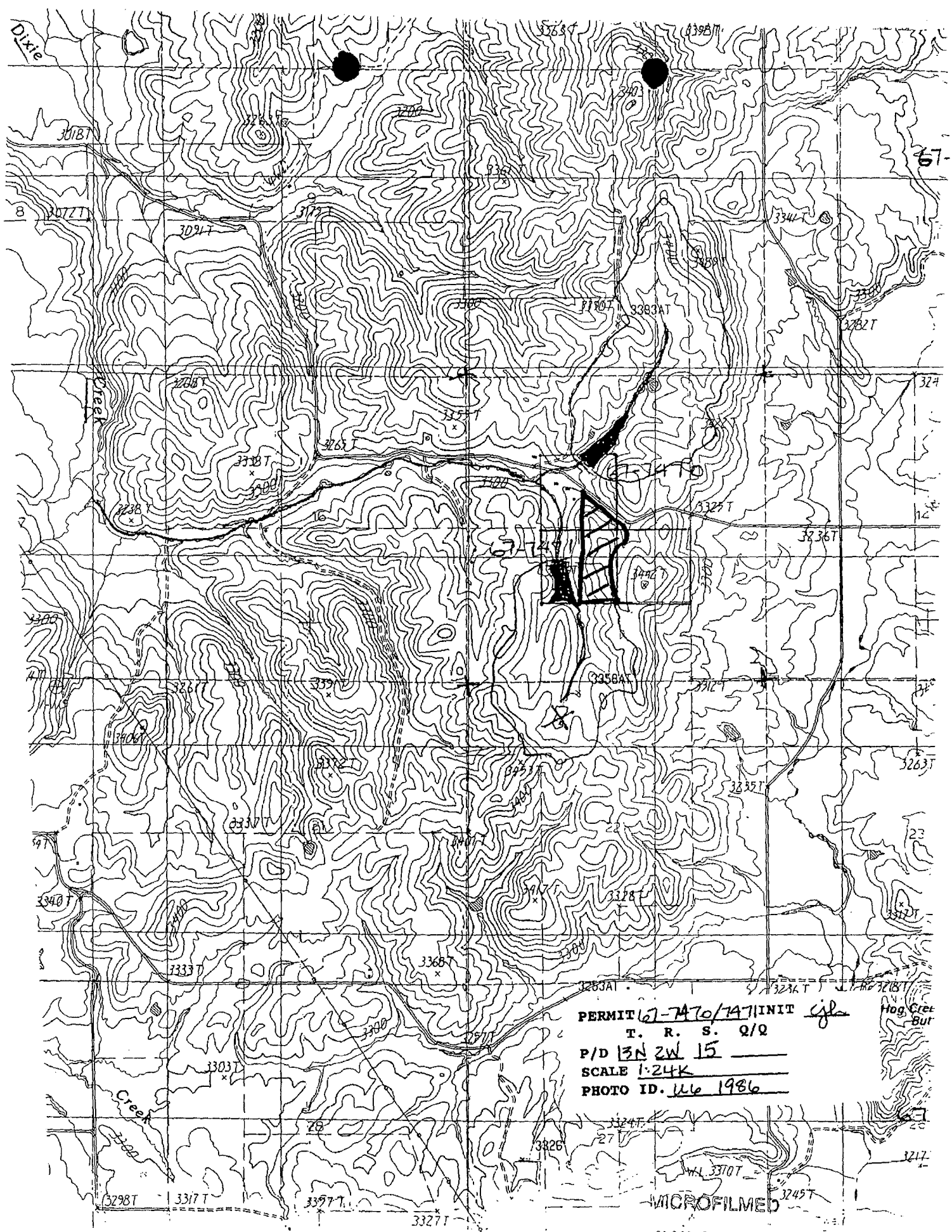
I. AUTHENTICATIONField Examiner's Name Cindy J. Hodges Date 6-14-96

Reviewer _____ Date _____

SEAL

MICROFILMED

NOV 8 4 1997



PERMIT 67-7470/7471 INIT *gls*
T. R. S. Q/Q
P/D 13N 2W 15
SCALE 1:24K
PHOTO ID. 146 1986

MICROFILMED

NOV 04 1987

R 2 W

T385

P/O

67-7470

SENW

HEL

SWNE

38.2

RELIEF

P/O

67-7471

HEL

16.75

15 64.5

HEL

16 15
21 22

HEL

14 44.2

T391

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NOV 9 1997

1302W SC 15

67-7470/7471

8 12.5

13 3.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECORD OF INSPECTION OF DAM

Name of dam: Demoss #1 Stream: Dixie Creek ☐ OffstreamName of owner: Demoss Ranch Location: NE 1/4 15-13N-24W
SE NWIndividuals accompanying inspector: No oneReservoir characteristics: Dam height 20 Ft Surface area 3 Ac. Storage capacity 35 ~~Ac-Ft~~Hazard class: significant Photographs: yesCONDITION OF EMBANKMENT OR STRUCTURE: ☐ Poor ☐ Fair ☒ Good ☐ ExcellentType: ☒ Earth ☐ Rockfill ☐ Conc. arch ☐ Conc. gravity ☐ Timber crib ☐ Other

	UPSTREAM SLOPE	CREST	DOWNSTREAM SLOPE	TOE AREA
Surface cover material	<u>Earth</u>			
Growth	<u>Seeded grasses</u>			
Settlement or cracks	<u>None</u>			
Surface erosion	<u>None</u>			
Debris	<u>None</u>			
Animal burrows	<u>None</u>			
Crest width and slope measurements	<u>3:1</u>	<u>± 12 Ft.</u>	<u>2.4:1</u>	

CONDITION OF OUTLET WORKS: ☐ Poor ☐ Fair ☒ Good ☐ ExcellentLocation: ☐ Left side ☒ Center ☐ Right side ☐ OtherDescription and condition: 10" concrete pipe thru the damGate hoist: ☒ Manual ☐ Electric ☐ OtherStern: ☒ Inclined from entrance to crest ☐ Vertical on tower at entrance
☐ Vertical through dam from crest ☐ Downstream valveEntrance: Submerged Outlet: Riser valve - goodCONDITION OF SPILLWAY: ☐ Poor ☐ Fair ☒ Good ☐ ExcellentLocation: ☐ Left abutment ☒ Right abutment ☐ Away from dam ☐ OtherBase width ± 12 Ft. Freeboard at crest 3.6 Ft Sideslope 2:1 Channel slope Mild Fetch 1/4 miOverflow channel: ☒ Well defined ☒ Flow directed away from toe ☐ Flow could reach toeErosion control present: Concrete crest Erosion present: minor in lower channel
earth channel - grassMaintenance condition: Debris plywood sheet Growth grass channel

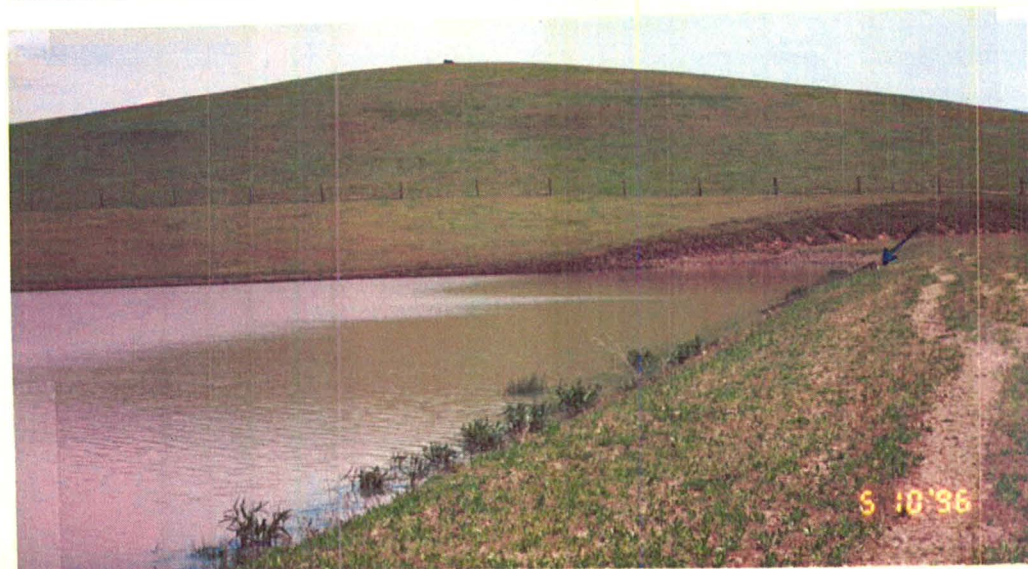
SEEPAGE:

Reservoir level during inspection: Approx 1 ft. on flashboards

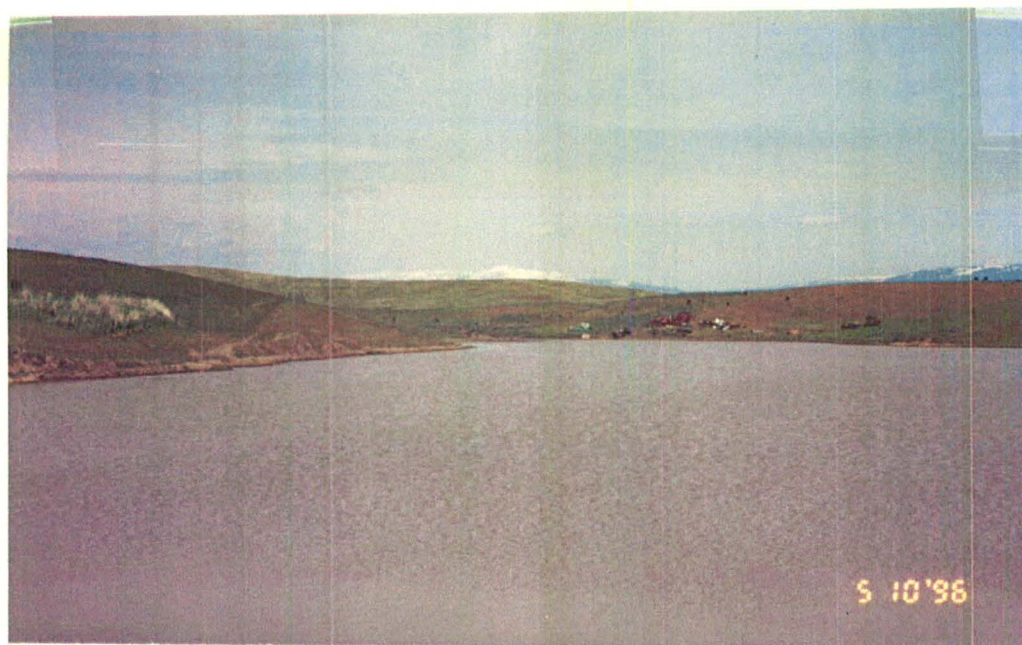
	TOE AREA	DOWNSTREAM SLOPE	ABUTMENTS	OTHER
Piping of material evident (Est. G.P.M.)	<u>None</u>			
Flowing water (Est. G.P.M.)	<u>None</u>		<u>3" drain - dry</u>	<u>None</u>
Marshy or standing water	<u>None</u>	<u>MICROFILMED</u>		
Damp	<u>None</u>	<u>NOV 10 1987</u>		
Evident from growth present	<u>None</u>			



Dam & Res.
#1
SE NW Sec 15



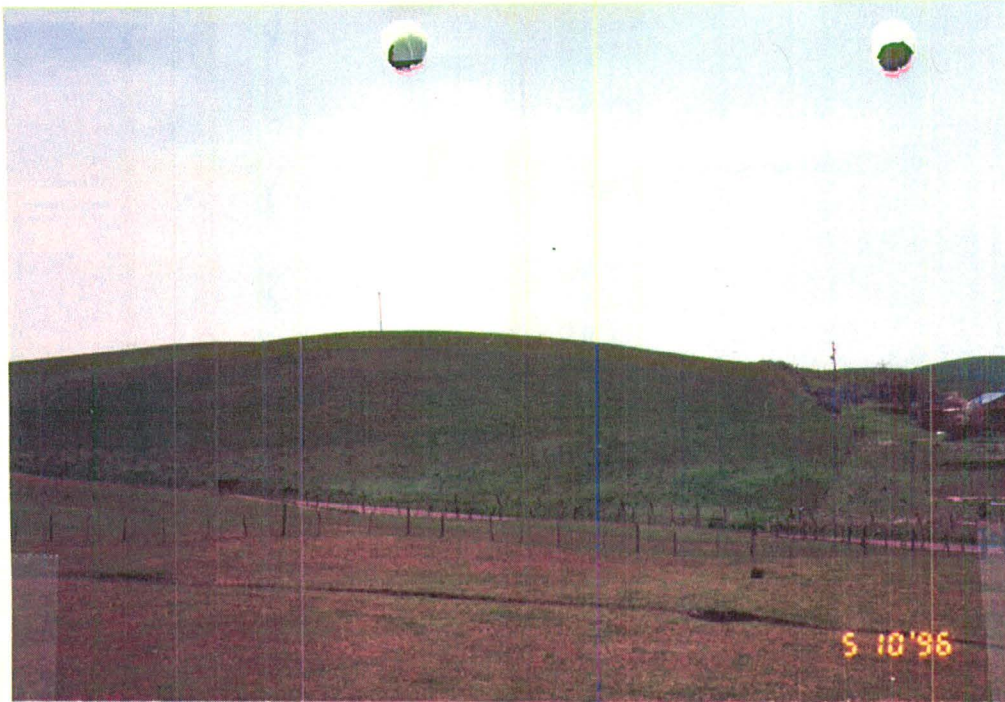
Dam -
View east
Outlet control
@ center



View to NE
across pool.

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NOV 9 1997
67-7470



P/u-

Common to
both rights

View to South,
across county
road.



view to east



view to NE,
from res. # 2

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NOV 04 1997

67-7470 9
67 7471



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 23, 1995

Re: Notice of Claim to a Water Right No. A67-07470

Larry D. James
4785 N. Ten Mile Road
Meridian, ID 83642

Mr. James:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1

Enclosure

SCANNED
APR 14 2004

MICROFILMED
OCT 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

July 22, 1992

R. KEITH HIGGINSON
DIRECTOR

DeMoss & Sons
Rt. 1, Box 102
Cambridge, ID 83610

Re: Snake River Basin Adjudication (SRBA)-Washington County
Claim No(s). A67-07470, A67-07471, A67-00289

Dear Claimant,

We are returning the Notices of Claim to a Water Right filed for DeMoss & Sons' property in Washington County. We are also enclosing Receipt No. W006489 in the amount of \$176.00, for the filing fees. Please retain the receipt for your records. We have noted a problem with the claims which requires your attention.

The claims require the signature of an authorized agent of the organization. After you have had the forms signed and obtained the notary public's verification of the signature at the bottom of the last page we may continue to process the claims.

Please return these documents to my attention by August, 1992, or late fees will apply. If we do not receive the documents by that date, we will assume you do not wish to continue the filing process and will begin the refund process of your filing fees. Do not hesitate to contact this office if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:sf:state:tf
Enclosures:

Claim Nos. A67-07470, A67-07471, A67-00289
Receipt No. W006489

MICROFILMED

AUG 05 1994

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: **A67-07470**
Date Received: 10/20/1989
Receipt No: W006489
Received By: _____

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

1. Name: LARRY D JAMES 208-888-4230
Address: 4785 N TEN MILE ROAD
MERIDIAN ID 83642

2. Date of Priority: NOV 2, 1979

3. Source: UNNAMED STREAM Trib. to: DIXIE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	02W	15		NE	NW		WASHINGTON

5. Description of diverting works:
20' EARTH DAM; MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			35.00
IRRIGATION FROM STORAGE	04/01	10/31			35.00
STOCKWATER STORAGE	01/01	12/31			5.00
STOCKWATER FROM STORAGE	01/01	12/31			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 35.00 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 400 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	15	NW	NE		STO FS	

A67-07470

Page

1

SCANNED
APR 14 2004

Date: 03/23/95

MICROFILMED
OCT 23 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	02W	15	NE		NW		IRR S	
			NE		NW		STOC S	
			SE		NW		IRR FS	10.0
							Section Acres	10.0
							Total Acres	10.0

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:

14. Remarks:

OWNERSHIP CHANGED BY LH 3/23/95.

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAR 13 1995

Department of Water Resources

DATE OF CLOSING: NOV. 1, 1994

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED LEGAL DESCRIPTION

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

RECEIVED

☐ Water Right Number(s) _____
Assigned by IDWR: PERMIT NUMBER A67-07470

MAR 14 1995

WATER RESOURCES
WESTERN REGION

☐ Name and Address of Former Owner/Claimant(s)(Seller): DEMOSS AND SONS, EDWIN C. DEMOSS

☐ New Owner/Claimant (Purchaser): LARRY D. JAMES

☐ New Mailing Address: 4785 N. 10 Mile Road
MERIDIAN, IDAHO 83642

☐ New Telephone Number: (208) 888 - 4230

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

WATER RIGHTS WITH DIVERSION POINTS WITHIN THE ABOVE DESCRIBED
LEGAL DESCRIPTION

☐ Attach proof of ownership, describe proof attached: COPY OF ~~RECORDED~~ DEED TO LARRY D. JAMES

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Larry D. James Date Nov. 1 1994

☐ Signature of Former Owner/Claimant(s) Edwin C. Demoss Date Nov. 1, 1994

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-23-95 By: JD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3-23-95 By: JD

Claim Numbers of Split, if any:

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

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OCT 23 1996

Exhibit "A"

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

In Section 3: SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, and the following described tracts:

Beginning at a point 630 feet West of the Southeast corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$, said
Section 3,
thence West 690 feet, more or less, to the Southwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$,
thence North 595 feet,
thence Southeast 911 feet to the point of beginning;

AND ALSO

Beginning at a point 23 rods North of the southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of
said Section 3,
thence North to the Northeast corner thereof,
thence West 80 rods,
thence S 47°25' E 33 rods,
thence Southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;

In Section 15: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

MICROFILMED

OCT 23 1996

PARTIAL ASSIGNMENT AND ASSUMPTION OF CONTRACT

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

This Partial Assignment and Assumption effective the 3rd day of March, 1994, by and between the E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, herein "Assignor", and LARRY D. JAMES, an unmarried man, herein "Assignee".

WITNESSETH:

WHEREAS, Richard N. Brown and Marietta A. Brown, husband and wife, "Buyers", entered into a Contract of Sale with Earl G. Whitaker and Thelma F. Whitaker, husband and wife, "Sellers", dated March 1, 1973, for the purchase and sale of certain real property which includes the subject of this Assignment; and

WHEREAS, Buyers assigned said contract to Edwin C. DeMoss and Annabell H. DeMoss, husband and wife, "DeMosses", and Maurice W. Sanders and Helen B. Sanders, "Sanders", by assignment dated September 11, 1973; and

WHEREAS, DeMosses and Sanders formed a partnership of which the subject property was an asset of said partnership; and

WHEREAS, the partnership between DeMosses and Sanders was dissolved effective June 1, 1976, and Sanders executed a quitclaim deed conveying the subject property to DeMosses recorded on December 28, 1976, as Instrument No. 109134, records of Washington County, Idaho; and

WHEREAS, DeMosses assigned said contract to DeMoss & Sons, an Idaho general partnership, comprised of Edwin C. DeMoss, Annabell H. DeMoss, Craig J. DeMoss and Gary A. DeMoss, "DeMoss & Sons", by assignment dated January 1, 1980; and

WHEREAS, DeMoss & Sons assigned said contract to Assignor herein by assignment dated December 27, 1988; and

WHEREAS, Assignor desires to assign a part of Assignor's interest in said contract to Assignee, and Assignee agrees to assume all of the obligations of Assignor under said contract,

NOW, THEREFORE, for valuable consideration and the mutual covenants contained herein, the parties agree as follows:

1. Assignor hereby assigns, transfers and conveys to Assignee all of Assignor's right, title and interest in and to that Contract of Sale dated March 1, 1973, except that portion of the property which is the subject of the Whitaker contract which is not described hereinafter;

2. Assignee agrees to assume and to perform and to pay any and all of the obligations of Assignors under the terms and conditions of said Contract of Sale, except and if otherwise provided elsewhere herein;

3. Assignor and Assignee shall deliver this Partial Assignment and Assumption of Contract to WestOne Bank, successor in interest to Idaho First National Bank, Weiser Office, Weiser, Idaho, the escrowholder under said contract; and

4. Assignor shall deliver to the escrowholder, to be placed in escrow, a bargain and sale deed conveying the hereinafter described property to Assignee, which deed shall be recorded in the appropriate order of deeds upon completion of payment of the Whitaker Contract of Sale.

The property which is the subject of this Partial Assignment and Assumption of Contract is located in Washington County, Idaho, and is more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference.

It is the understanding of the parties hereto that this Partial Assignment and Assumption of Contract shall be a partial substitution of Assignee for Assignor, limited to the right, title and interest in the property described herein and not including the right, title and interest of Assignor in the remaining property which is the subject of the Whitaker Contract of Sale, but shall nevertheless be a complete substitution of Assignee for Assignor as to the obligations assumed by Assignee from Assignor as though Assignee was the original party to the Contract of Sale in the place and stead of Assignor.

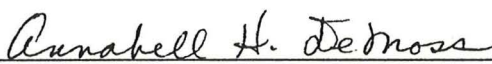
IN WITNESS WHEREOF, the parties have executed this Partial Assignment and Assumption of Contract effective the day and year first above written.

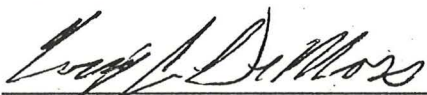
ASSIGNOR:

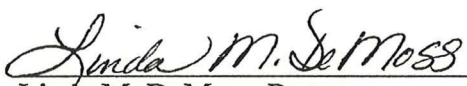
E. C. DEMOSS & SONS LAND PARTNERSHIP

DeMoss Limited Partnership, an Idaho
limited partnership, Partner

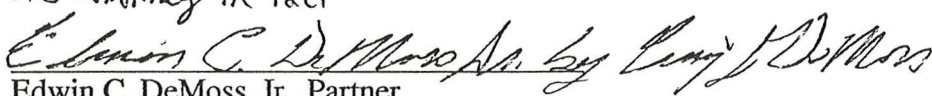

Edwin C. DeMoss, General Partner


Annabell H. DeMoss, General Partner

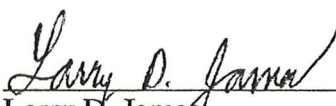

Craig J. DeMoss, Partner


Linda M. DeMoss, Partner


Gary A. DeMoss, Partner
His Attorney in fact


Edwin C. DeMoss, Jr., Partner
His Attorney in fact

ASSIGNEE:


Larry D. James

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 14 1995

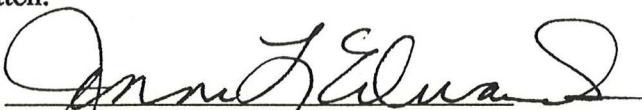
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
County of Washington)ss.

On this 15th day of November, 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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)


NOTARY PUBLIC FOR IDAHO
Residing at Weiser, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
County of Washington)ss.

On this 15th day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and ~~Gary A. DeMoss~~, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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)


NOTARY PUBLIC FOR IDAHO
Residing at Weiser, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
County of Washington)ss.

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for GARY A. DEMOSS & Edwin C. DeMoss, Jr., one of the partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr. AND GARY A. DEMOSS.

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)

Jane L. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Welsh, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
County of Washington)ss.

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Larry D. James, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

Jane L. Edwards
Notary Public for Idaho
Residing at Welsh, Idaho
Commission expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

In Section 3: SW1/4 NE1/4, E1/2 SE1/4 NW1/4, NW1/4 SE1/4, S1/2 SE1/4, and the following described tracts: Beginning at a point 630 feet west of the southeast corner of NE 1/4 SE1/4, said Section 3, thence West 690 feet, more or less, to the southwest corner of said NE1/4 SE1/4, thence North 595 feet, thence southeast 911 feet to the point of beginning; AND ALSO beginning at a point 23 rods north of the southeast corner of the NE1/4 SW1/4 of said Section 3, thence North to the northeast corner thereof, thence West 80 rods, thence S 47 25' E 33 rods; Thence southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N1/2 NE1/4, SW1/4 NE1/4, W1/2 SE1/4;

In Section 15: W1/2 NE1/4, NW1/4, NW1/4SE1/4, E1/2 NE1/4 SW1/4.

MICROFILMED

OCT 23 1996

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

FOR VALUE RECEIVED, E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, the Grantor, does hereby convey, release, remise, and forever quitclaim unto LARRY D. JAMES, an unmarried man, the Grantee, whose current address is 4785 N. Ten Mile Road, Meridian, ID 83642, the water rights appurtenant to the real property described in Exhibit "A" attached hereto and incorporated herein by this reference as though set forth in full, to-wit:

IDWR Permit No. A67-07470, subject to Grantee's obligation to perfect said water right in accordance with Idaho law.

DATED effective the 3rd day of March, 1994.

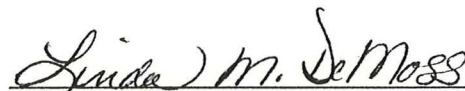
E. C. DeMoss & Sons Land Partnership,
an Idaho general partnership

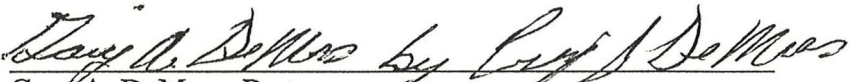
DeMoss Limited Partnership,
an Idaho limited partnership, Partner

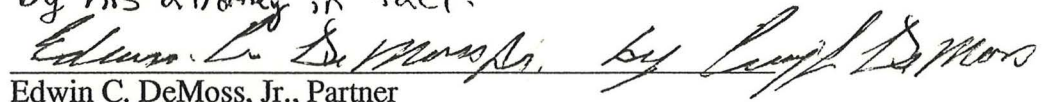

Edwin C. DeMoss, General Partner


Annabell H. DeMoss, General Partner


Craig J. DeMoss, Partner


Linda M. DeMoss, Partner


Gary A. DeMoss, Partner
by his attorney in fact.


Edwin C. DeMoss, Jr., Partner
his attorney in fact.

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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)

Ann H Edwards
NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and Gary A. DeMoss, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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)

Ann H Edwards
NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for Edwin C. DeMoss, Jr., one of the partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr.

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)



NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

In Section 3: SW1/4 NE1/4, E1/2 SE1/4 NW1/4, NW1/4 SE1/4, S1/2 SE1/4, and the following described tracts: Beginning at a point 630 feet west of the southeast corner of NE 1/4 SE1/4, said Section 3, thence West 690 feet, more or less, to the southwest corner of said NE1/4 SE1/4, thence North 595 feet, thence southeast 911 feet to the point of beginning; AND ALSO beginning at a point 23 rods north of the southeast corner of the NE1/4 SW1/4 of said Section 3, thence North to the northeast corner thereof, thence West 80 rods, thence S 47 25' E 33 rods; Thence southeasterly 65 rods, more or less, to the place of beginning.

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In Section 15: W1/2 NE1/4, NW1/4, NW1/4SE1/4, E1/2 NE1/4 SW1/4.

MICROFILMED

OCT 23 1996

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, the Grantor, does hereby grant, bargain, sell, and convey unto LARRY D. JAMES, an unmarried man, the Grantee, whose current address is 4785 N. Ten Mile Road, Meridian, ID 83642, certain real property located in the County of Washington, State of Idaho, more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference as though set forth in full.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the said premises, unto the said Grantee, their heirs and assigns forever.

DATED effective the 3rd day of March, 1994.

E. C. DeMoss & Sons Land Partnership,
an Idaho general partnership

DeMoss Limited Partnership,
an Idaho limited partnership, Partner

Edwin C. DeMoss
Edwin C. DeMoss, General Partner

Annabell H. DeMoss
Annabell H. DeMoss, General Partner

Craig J. DeMoss
Craig J. DeMoss, Partner

Linda M. DeMoss
Linda M. DeMoss, Partner

Gary A. DeMoss by Craig J. DeMoss
Gary A. DeMoss, Partner
His Attorney in fact

Edwin C. DeMoss, Jr. by Craig J. DeMoss
Edwin C. DeMoss, Jr., Partner
His Attorney in fact

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
County of Washington)ss.

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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)

Jenna L. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Weiser, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
County of Washington)ss.

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and ~~Gary A. DeMoss~~, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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)

Jenna L. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: _____

RECEIVED

MAR 14 1995

WATER RECOVERERS
WESTERN REGION

STATE OF IDAHO

County of Washington) ss.

DEMOSS AND

On this 15 day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for GARY A. Edwin C. DeMoss, Jr., ~~one of the~~ partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr. AND GARY A. DEMOSS.

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)

Jane A. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Wells, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

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In Section 15: W1/2 NE1/4, NW1/4, NW1/4SE1/4, E1/2 NE1/4 SW1/4.

MICROFILMED

OCT 23 1996

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: **A67-07470**
Date Received: 10/20/1989
Receipt No: W006489
Received By: _____

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

1. Name: DE MOSS & SONS 208-355-2367
Address: DRAWER V
ATTN CRAIG DE MOSS
NEW MEADOWS ID 83654

2. Date of Priority: NOV 2, 1979

3. Source: UNNAMED STREAM Trib. to: DIXIE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	02W	15		NE	NW		WASHINGTON

5. Description of diverting works:
20' EARTH DAM; MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			35.00
IRRIGATION FROM STORAGE	04/01	10/31			35.00
STOCKWATER STORAGE	01/01	12/31			5.00
STOCKWATER FROM STORAGE	01/01	12/31			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 35.00 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 400 BEEF CATTLE

MICROFILMED
AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	02W	15	NW		NE		STO FS	
			NE		NW		IRR S	
			NE		NW		STOC S	
			SE		NW		IRR FS	10.0
							Section Acres	10.0
							Total Acres	10.0

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:

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

MICROFILMED
AUG 05 1994

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 05 1994

Mail this card to all the people, businesses and publications who send you mail.
For publications, tape an old address label over name and old address sections and
complete new address.

Your Name	Print or Type—Last Name, First Name, Middle Initial <i>DeMoss & Sons EC end for Craig</i>				
	No. and Street <i>Rt. 1 Box 102</i>		Apt./Suite No.	P.O. Box	R.D. No.
Old Address	City and State <i>Cambridge ID</i>		ZIP + 4 Code <i>83610</i>		
	No. and Street <i>DeMOSS & SONS</i>		Apt./Suite No.	P.O. Box	R.D. No.
New Address	City and State <i>NEW MEADOWS, ID 83654</i>		ZIP + 4 Code <i>83654</i>		
	No. and Street <i>ATTN Craig DeMoss</i>		Apt./Suite No.	P.O. Box	R.D. No.
Sign Here	Signature <i>[Signature]</i>		Date new address in effect <i>Present</i>		Keyline No. (If any)

PS Form 3576, April 1989 RECEIVER: Be sure to record the above new address in your address book at home or office.

MICROFILMED

AUG 05 1994

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.

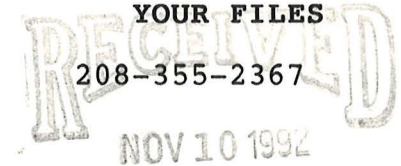
CIVIL CASE NUMBER: 39576

Ident. Number: A67-07470
Date Received: 10/27/1992
Receipt No: W006489
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES



1. Name: DE MOSS & SONS
Address: RT 1 BOX 102
CAMBRIDGE ID

83610

2. Date of Priority: NOV 2, 1979

3. Source: UNNAMED STREAM

Trib. to: DIXIE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	02W	15	NE	NW			WASHINGTON

5. Description of diverting works:
20' EARTH DAM; MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			35.00
IRRIGATION FROM STORAGE	04/01	10/31			35.00
STOCKWATER STORAGE	01/01	12/31			5.00
STOCKWATER FROM STORAGE	01/01	12/31			5.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 35.00 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 400 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	15	NW	NE		STO FS	

A67-07470

Page 1

Date: 10/27/92

MICROFILMED
AUG 05 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	15	NE	NW		IRR S	
			NE	NW		STOC S	
			SE	NW		IRR FS	10.0
						Section Acres	10.0
						Total Acres	10.0

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:

14. Remarks:

15. Basis of Claim: PERMIT

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: 39356

Ident. Number 67-7470Date Received 10-20-89Receipt Number W006489

RECEIVED

AUG 04 1992

Department of Water Resources

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 20 1989Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) DeMoss & Sons Phone (208) 355-2367Mailing Address Rt. 1 Box 102 Cambridge Id. Zip 836102. Date of Priority (Only one (1) per claim) November 2, 19793. Source of water supply (a) unnamed stream
which is tributary to (b) Dixie Creek4. a. Location of existing point of diversion is: Township 13N Range 2W Section 15,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of Washington

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 20^{ft} high earth dammainline feeding laterals for sprinklers

MICROFILMED

AUG 05 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Storage for irrigation purposes from 1/1 to 12/31 amount _____ or 35
For irrigation from storage purposes from 4/1 to 10/31 amount _____ or 35
For stockwater for storage purposes from 1/1 to 12/31 amount _____ or 5
For stockwater from storage purposes from 1/1 to 12/31 amount _____ or 5

7. Total quantity claimed (a) _____ (cfs) and/or (b) 35 (acre feet)

8. Total consumptive use claimed is 35 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) stockwater 400 Beef cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13N	2W	15								10									

Total number of acres irrigated 10

11. In which county (ies) are lands listed above as place of use located? Washington

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (✓)

14. Remarks:

MICROFILMED

AUG 05 1994

Last Name DeMoss Ident No. 67-7470

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

AUG 05 1994

DeMoss

Ident No.

67-7470

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am a partner _____ Title

of DeMoss & Sons _____, that I have signed the foregoing
Organization

document in the space below as a partner _____ of DeMoss & Sons _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Linda M. DeMoss _____

Title and Organization Partner DeMoss & Sons _____ Date July 31, 1992

State of Idaho/or _____)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 31st day of July 19 92

SEAL

Notary Public Sandeeana L. Moats _____

Residing at New Meadows _____

My Commission Expires 8-7-97 _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name DeMoss Ident. Number 67-7470

MICROFILMED
AUG 05 1994

Copies White-State, Yellow-Claimant