

83720
83720-0098

REQUESTED

FIRST CLASS



UNIT PITNEY BOWES
02 1A \$ 00.630
0004310839 NOV 22 2006
MAILED FROM ZIP CODE 83702

- RETURNED TO SENDER
- ☐ Undeliverable as Addressed
 - ☐ Moved, Left No Address
 - ☐ Unclaimed
 - ☐ Refused
 - ☐ Attempted, Not Known
 - ☐ No Such Street
 - ☐ No Such Number
 - ☐ No Receptacle
 - ☐ Deceased
 - ☐ Vacant

- RETURNED TO SENDER
- ☐ Undeliverable as Addressed
 - ☐ Moved, Left No Address
 - ☐ Unclaimed
 - ☐ Refused
 - ☒ Attempted, Not Known
 - ☐ No Such Street
 - ☐ No Such Number
 - ☐ No Receptacle
 - ☐ Deceased
 - ☐ Vacant

no taxlot information
needs more research
comment in Quicklook
mjb 6/13/2007

Sixth United Trust
PO Box 222
Council ID 83412

RECEIVED
NOV 30 2006
DEPARTMENT OF
WATER RESOURCES

NCE
WR # 67-11151B

FEB 27 2007

SCANNED

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11151B V1

WATER RIGHT NUMBER: 67-11151B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SIXTH UNITED TRUST PO BOX 322 COUNCIL, ID 83612 (208)253-6128
Original Owner	ESTATE OF EMMA BALL C/O JAMES BALL PO BOX 62 MESA, ID 83643-0062 (208)256-4422

Priority Date: 07/30/1930

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
FIRE PROTECTION	01/01 to 11/23	0.030 CFS	2.80 AF
	<u>Total Diversion:</u>	0.030 CFS	2.80 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 15, Twp 15N, Rge 01W, B.M.
ADAMS County		

Place of Use

FIRE PROTECTION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	22						X											

Conditions of Approval:

1. J01 Property is also known as southern part of Lots 5&6, Blk 6, Council Mesa Orchards.
2. X01 Use is fire protection..
3. N06 The quantity of water under this right shall not exceed 2,500 gallons per day.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11151B V1

Remarks:Comments:

1. mvanbussum 1/18/2006 Domestic
Comment: Recommend under domestic definition B. Paid \$25.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/18/2006 3:34:23 PM	mvanbussum			Active
Priority Date	1/18/2006 3:35:02 PM	mvanbussum			Active
POD	1/18/2006 4:24:22 PM	mvanbussum			Active
POU	1/18/2006 4:24:24 PM	mvanbussum			Active
Season	1/18/2006 4:24:25 PM	mvanbussum			Active
Source	1/18/2006 4:24:25 PM	mvanbussum			Active
Use	1/18/2006 4:24:25 PM	mvanbussum			Active
Quantity	1/18/2006 4:24:26 PM	mvanbussum			Active
POD	1/19/2006 9:37:38 AM	mvanbussum			Active
Source	1/19/2006 9:42:30 AM	mvanbussum			Active
POU	1/19/2006 9:43:04 AM	mvanbussum			Active
Use	1/19/2006 9:50:00 AM	mvanbussum			Active
Season	1/19/2006 9:50:34 AM	mvanbussum			Active
Quantity	1/19/2006 10:01:57 AM	mvanbussum			Active
Summary			01/19/2006	mvanbussum	Active

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-11151B V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/19/2006 9:43:05 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Map in file. Satellite imagery.
Use	1/19/2006 9:50:01 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Communication from claimant.
Season	1/19/2006 9:50:35 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - IDWR standard season of use.
POD	1/19/2006 9:37:39 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	1/18/2006 4:24:26 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License?
Use	1/18/2006 4:24:27 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11151B V1

Quantity	1/18/2006 4:24:28 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License?
POD	1/18/2006 4:24:24 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Contacts	1/18/2006 3:34:24 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	1/18/2006 3:35:04 PM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Paid \$25.
Source	1/18/2006 4:24:26 PM	mvanbussum	(No) 1. Is the basis of claim Decree or License?
Season	1/18/2006 4:24:27 PM	mvanbussum	(No) 1. Is the basis of claim Decree or License?
POD	1/19/2006 9:40:30 AM	mvanbussum	Updated shape
Source	1/19/2006 9:42:31 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Map in file.
POU	1/19/2006 9:48:48 AM	mvanbussum	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11151B V1

Quantity	1/19/2006 10:01:59 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Per Dave Tuthill, no flow measurement required when diversion rate is less than 0.2 cfs. Description for Question 10 - 2500 gallons per day * 365 days per year * 3.0689 AF per 1,000,000 gallons = 2.8 AFA
Summary	1/19/2006 10:03:43 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 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?

Water Supply Bank:

01/19/2006

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

RIGHT NUMBER: 67-11151B

NAME AND ADDRESS: SIXTH UNITED TRUST
PO BOX 322
COUNCIL ID 83612

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
2.800 AFY

The quantity of water under this right shall not exceed 2,500 gallons per day.

PRIORITY DATE: 07/30/1930

POINT OF DIVERSION:

T15N R01W S15 SWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

FIRE PROTECTION

01/01 11/23

0.030 CFS

2.80 AFY

Use is fire protection.

PLACE OF USE: FIRE PROTECTION Within ADAMS County

T15N R01W S22 NWNW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as southern part of Lots 5&6, Blk 6, Council Mesa Orchards.



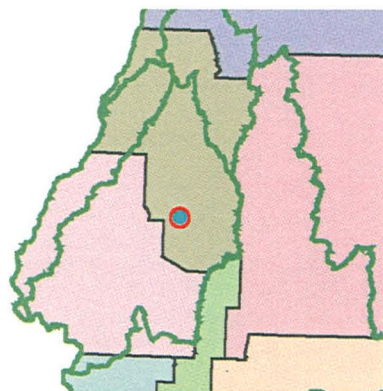
Idaho Department of Water Resources

Adjudication Claim Number: **67-11151B**

T15N R01W

Legend

- Point(s) of diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



Washington County
IDWR Basin 67



0 0.2 0.4 Miles

Prepared by M. Van Bussum
On Thursday, January 19, 2006
1987 Aerial Photography

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: **A67-11151B**
Date Received: 10/25/1989
Receipt No: X777777
Received By: _____

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

1. Name: SIXTH UNITED TRUST 208-253-6128
Address: PO BOX 322
COUNCIL ID 83612

2. Date of Priority: JUL 30, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	01W	15		SW	SW		ADAMS

5. Description of diverting works:
APPROX. 140' DEEP, 8" CS, 2 HP PUMP, PIPELINE TO BARN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FIRE PROTECTION	01/01	11/23	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FIRE PROTECTION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	22	NW	NW		FIRE	

11. Place of use in counties: ADAMS

SCANNED
APR 09 2004

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

13. Other Water Rights Used:
NONE

14. Remarks:

PIPELINE TO BARN FOR FIRE PROTECTION AND HYDRANT AT SHOP.
SHOP USED FOR FILLING SPRAY TANK, RADIATORS, WASH BASIN.
REPLACEMENT WELL.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A67-11151 FEE PAID UNDER RECEIPT NO. W006550 RDH
11-30-94.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

Water Right Number - A67-11151 *B* Prefix Translation: ADJUDICATION CLAIM Old (D) Number - *X777777*

+ - - - - Last Name - - - - + + - First Name - - - + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

~~BALL, ESTATE OF~~

EMMA

1 - C/O JAMES BALL, ADMINISTRATOR

2 - BOX 62

3 -

City- MESA

State- ID Zip- 83643

Phone - 208-256-4422

*SIXTH UNITED TRUST
PO Box 322
COUNCIL, ID 83612**(208) 253-6128*+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/30/1930 14 WESTERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

15N 01W 15 SW SW (3) ADAMS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume~~43 - DOMESTIC~~ 01/01 12/31 0.06049 - FIRE PROTECTION 01/01 11/23 ~~0.060~~ *.03*+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
~~0.060~~ *.03* (TOTAL OF BOTH CLAIMS SPLIT MUST ADD UP TO .06) 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County~~15N 01W 22 NW NW 43 DOMESTIC (3) ADAMS~~

15N 01W 22 NW NW 49 FIRE PROTECTION (3) ADAMS

Total Acres:

+ - - Diversion Means - APPROX. 140' DEEP, 8" CS, 2 HP PUMP, PIPELINE TO ~~HOMES~~, BARN+ - - Non-Irrigation Use - ~~D/2 HOMES~~, 1 SHOP *FIRE PROTECTION*

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

PIPELINE TO BARN FOR FIRE PROTECTION AND HYDRANT AT SHOP.
SHOP USED FOR FILLING SPRAY TANK, RADIATORS, WASH BASIN.
REPLACEMENT WELL, ~~HOMES UNDER SINGLE OWNERSHIP.~~*This claim is a result of a change
in ownership for a portion of claim
No. A67-11151 Fee paid under RECEIPT NO.
W006550 REC 11-30-94.*+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found*A67-11151*MICROFILMED
OCT 23 1996

Water right number - A67-11151

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
00/00/00

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/25/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W006550	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 23 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 17 1993

Department of Water Resources

DATE OF CLOSING: 5/28/93

LEGAL DESCRIPTION OF PROPERTY: Township 15N Range 01W
Section 22, NW 1/4 of NW 1/4 of _____, 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- [] 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)
- [] Water Right Number(s)
Assigned by IDWR: A67-11151
- [] Name and Address of Former Owner/Claimant(s)(Seller):
Emma Ball Estate, % James Ball
P.O. Box 62
Mesa, ID
- [] New Owner/Claimant (Purchaser):
Sixth United Trust
- [] New Mailing Address:
P.O. Box 322
Council, ID 83612
- [] New Telephone Number: (208) 253-6128

- [] 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:

see attached (highlighted)

- [] Attach proof of ownership, describe proof attached: copy of recorded Personal Representative's Deed

(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): [Signature] Date 6/4/93
- [] Signature of Former Owner/Claimant(s): [Signature] Date 6/7/93

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 23 1996

124
10/25/89
10:30 AM

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: A67-11151
Date Received: 10/25/1989
Receipt No: W006550
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: EMMA BALL, ESTATE OF 208-256-4422
Address: C/O JAMES BALL, ADMINISTRATOR
BOX 62
MESA ID 83643

2. Date of Priority: JUL 30, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
15N	01W	15	SW SW		ADAMS

5. Description of diverting works:
APPROX. 140' DEEP, 8" CS, 2 HP PUMP, PIPELINE TO HOMES, BARN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
FIRE PROTECTION	01/01	11/23	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES, 1 SHOP

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	22	NW NW		DOMEST - 31 well	
			NW NW		FIRE - 32 B	

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:

PIPELINE TO BARN FOR FIRE PROTECTION AND HYDRANT AT SHOP.
SHOP USED FOR FILLING SPRAY TANK, RADIATORS, WASH BASIN.
REPLACEMENT WELL, HOMES UNDER SINGLE OWNERSHIP.

15. Basis of Claim: BENEFICIAL USE

84199

DEED BY PERSONAL REPRESENTATIVE

THIS DEED, made by JAMES L. BALL, as Personal Representative of the Estate of EMMA BALL, aka EMMA M. BALL, deceased, the Grantor, to SIXTH UNITED TRUST

Grantee, whose address is: P.O. Box 322, Council, ID 83612

WHEREAS, said Grantor is the qualified Personal Representative of said Estate, filed as Probate Number P-176, in Adams County Idaho;

THEREFORE, Grantor sells, grants, and conveys to Grantee the following described real property, situated in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

SUBJECT TO THE FOLLOWING:

Including easements or rights of way appurtenant to or used for the benefit of said described premises, if any.

Subject to easements, rights of way, exceptions and reservations, if any now existing.

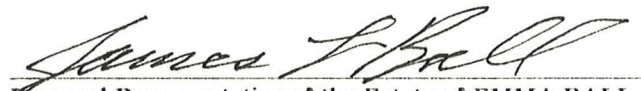
There are no covenants or representations as to availability or delivery of irrigation or domestic water.

There are no surface or irrigation water rights included in the sale. Groundwater, if available and present, is included, but no warranties or covenants pertaining to availability or presence of groundwater are made.

This deed is executed by grantor as Personal Representative of said Estate as above noted, and any general covenants of warranty herein contained are restricted to grantor in the representative capacity, and not as an individual grantor.

Said property is conveyed "as is" under existing boundary fences, if any, after reasonable inspection by the grantee, and grantor does not make any representations or warranties as to the qualifications or suitability of said land or premises for water or electrical power, or as to said land or improvements meeting and Federal, State, or local laws, rules or regulations pertaining to zoning, building, subdividing, platting, surveys, planning and use, health, ecology, drainage, irrigation, water quality, sewage or disposal systems, hazardous materials and toxic wastes. Grantor makes no warranties as to survey, boundaries, or any matter mentioned in this paragraph. There are no warranties, express or implied, as to merchantability, in a general sense or for a particular purpose, except as herein contained in writing, if any.

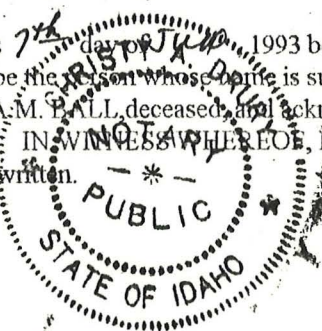
EXECUTED THIS 7th day of June, 1993.

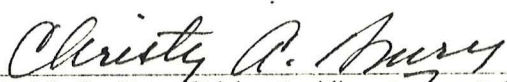


Personal Representative of the Estate of EMMA BALL,
aka EMMA M. BALL, deceased

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

On this 7th day of June, 1993 before me, a Notary public in and for said State, personally appeared JAMES L. BALL, known to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of EMMA BALL, aka EMMA M. BALL, deceased, and acknowledged to me that the same was executed as the Personal Representative of said Estate. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.




Notary Public for State of Idaho; Residing at *Franklin* Idaho
Commission Expires: 8/4/96

MICROFILMED

OCT 23 1996

EXHIBIT "A"

A parcel of land situated within Block 6 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho, within the NW1/4 of Section 22, Township 15 North, Range 1 West, Boise Meridian, more particularly described as follows:

Beginning at the Northwest corner of Lot 4 of Block 6 of said Council Mesa Orchards Subdivision No. One;

Thence South 300 feet along the West line of said Lot 4 to the TRUE POINT OF BEGINNING;

Thence North 89 degrees 53'59" West parallel to the North line of said Block 6 a distance of 630 feet, more or less, to a point on the East right-of-way line of an existing County Road known as Mesa Road (also known as Old U.S. Highway 95);

Thence South and Southeasterly along the East and Northeasterly right-of-way of said Mesa Road to a point on the West line of said Lot 4;

Thence North along the West line of said Lot 4 to the TRUE POINT OF BEGINNING;

This parcel of land includes that portion of Lots 5 and 6 of said Block 6 of said Mesa Orchards Subdivision No. One lying East of said Mesa Road; SUBJECT TO all easements or rights-of-way of record or in use.

SUBJECT TO THE FOLLOWING:

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to PEOPLES WEST COAST HYDRO-ELECTRIC CORPORATION (no representation is made as to present ownership of easement), recorded January 12, 1928 in Book 3 of Misc. at page 34 as Instr. No. 15807, records of Adams County, Idaho.

A RIGHT-OF-WAY for a canal across the SW1/4NW1/4 and the W1/2SW1/4 of Section 14 (particularly described in Book F of Deeds at page 429), and A RIGHT-OF-WAY for flume and pipeline 40 feet wide over and across the SW1/4SW1/4 of Section 14 (particularly described in Book 2 of Deeds at page 44) by instruments dated:

February 11, 1910 from J. J. ALLISON to WEISER VALLEY LAND & WATER COMPANY, recorded February 24, 1910 in Book 8 of Deeds at page 308 as Instr. No. 14572;

June 2, 1910 from A. M. SHAW and CARRIE L. SHAW to WEISER VALLEY LAND & WATER COMPANY, recorded June 8, 1910 in Book 26 of Deeds at page 494 as Instr. No. 15414;

April 25, 1911 from A. M. SHAW and CARRIE L. SHAW, husband and wife, to WEISER VALLEY LAND & WATER COMPANY, recorded June 16, 1911 in Book 2 of Deeds at page 44 as Instr. No. 321;

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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: A67-11151
Date Received: 10/25/1989
Receipt No: W006550
Received By: LA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EMMA BALL, ESTATE OF 208-256-4422
Address: C/O JAMES BALL, ADMINISTRATOR
BOX 62
MESA, ID 83643

2. Date of Priority: JUL 30, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	01W	15	SW	SW			ADAMS

5. Description of diverting works:
APPROX. 140' DEEP, 8" CS, 2 HP PUMP, PIPELINE TO HOMES, BARN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
FIRE PROTECTION	01/01	11/23	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES, 1 SHOP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	22	NW	NW		DOMEST	

A67-11151 Page 1 Date: 10/25/89

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OCT 23 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	01W	22	NW	NW		FIRE	

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:

PIPELINE TO BARN FOR FIRE PROTECTION AND HYDRANT AT SHOP.
SHOP USED FOR FILLING SPRAY TANK, RADIATORS, WASH BASIN.
REPLACEMENT WELL, HOMES UNDER SINGLE OWNERSHIP.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

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): X James T. Ball Date: 10-25-89

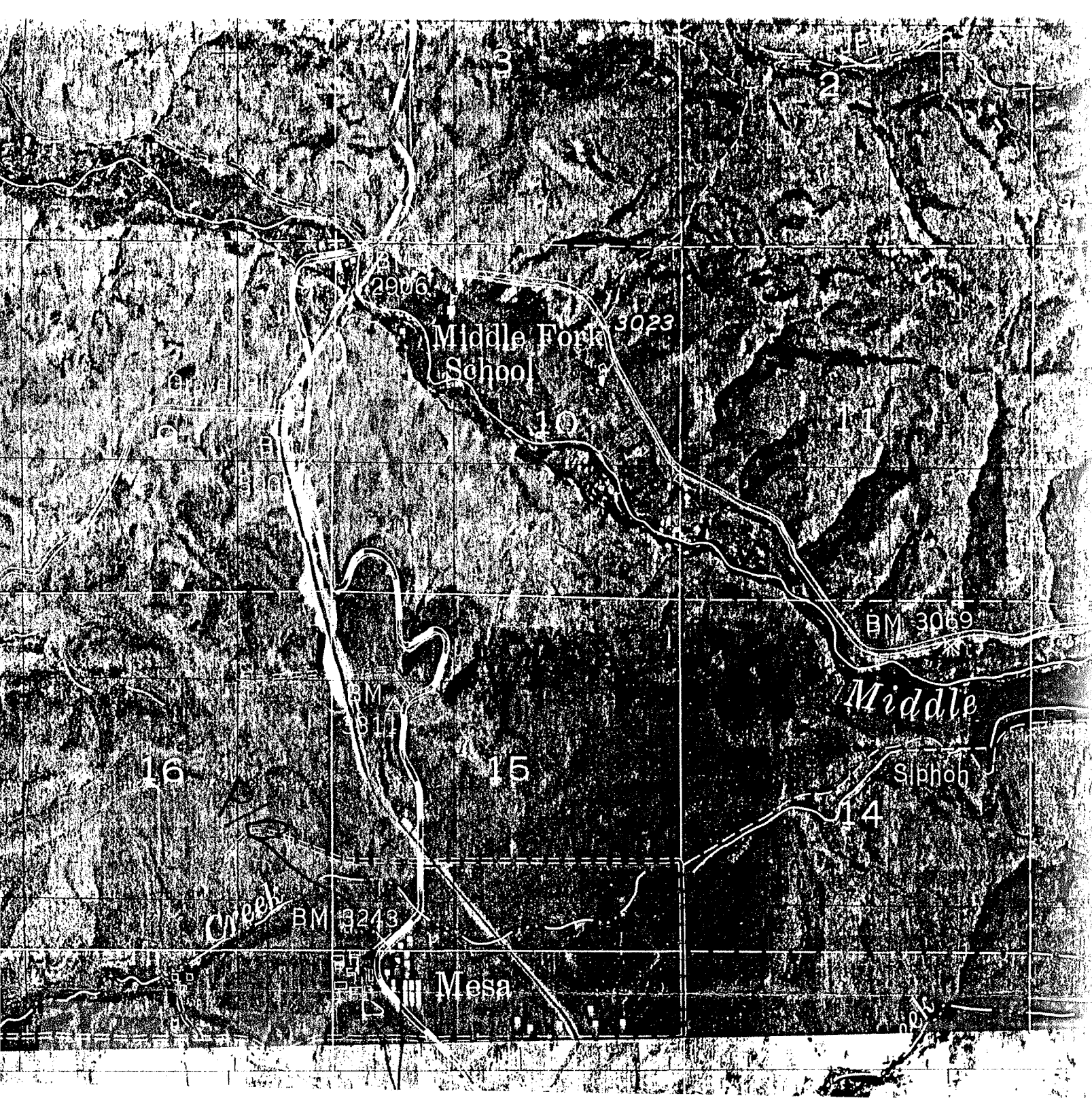
Date: _____

State of Idaho)
County of Ida) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of Oct. 19 89 Linda A. Werner
Notary Public

Seal

Residing at _____ Linda A. Werner
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 8, 1994



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OCT 23 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 30, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Original Notice of Claim to a Water Right No. A67-11151

Renumbered to Notice of Claim to a Water Right No. A67-11151B

Sixth United Trust
PO Box 322
Council Id 83612

Dear Sixth United Trust:

We have received and processed the Change of Ownership form submitted on the Original Notice of Claim to a Water Right Number as referenced above. This change of ownership required a split of this original claim resulting in the renumbering of the original claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right Number for your portion is referenced above. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this copy for your files and refer to the new claim number when corresponding with our office. If you have any questions concerning this letter or the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Ron Howerton'.

Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Attachment(s)

MICROFILMED
OCT 23 1996