

06/10/2008

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

RIGHT NUMBER: 67-14781

NAME AND ADDRESS: FOUNDATION FOR ADVANCED RESEARCH
8800 S KINGS HILL DR #D
COTTONWOOD HEIGHTS UT 84121

SOURCE: JOHNSON CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 05/19/1905

POINT OF
DIVERSION:

T15N R02W S1 NWNW Lot 4 Within ADAMS County
T16N R02W S35 SESE Lot 1 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.180 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T15N R02W S01 Lot 4 NWNW	2.20	T15N R02W S02 Lot 1 NENE	6.70
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8.9 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

WATER RIGHT NUMBER: 67-14781 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FOUNDATION FOR ADVANCED RESEARCH 8800 S KINGS HILL DR #D COTTONWOOD HEIGHTS, UT 84121 (801)560-8484
Original Owner	BACON VALLEY RANCHES INC HC 62 BOX 1840 COUNCIL, ID 83612 (208)253-4728
Original Owner	WILDERNESS WEST LLC PO BOX 18213 SEATTLE, WA 98118
Directors Report Owner	JOE H MUSGROVE 68706 HWY 82 SUMMERVILLE, OR 97876
Directors Report Owner	TERESA MUSGROVE 68706 HWY 82 SUMMERVILLE, OR 97876

Priority Date: 05/19/1905

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
JOHNSON CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

JOHNSON CREEK	L1 (SE1/4SE1/4)	Sec. 35, Twp 16N, Rge 02W, B.M.
ADAMS County		
JOHNSON CREEK	L4 (NW1/4NW1/4)	Sec. 1, Twp 15N, Rge 02W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
15N	02W	1	2.2	L 4			2.2
15N	02W	2	6.7	L 1			6.7

Total Acres: 8.9

IDAHO DEPARTMENT OF WATER RESOURCES

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Total Acres: 8.9

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 9/18/2006 Combine Right

Comment: Musgrove:

Rights 67-14343 and 67-14339 were combine because they claim the same priority date, source, etc. 67-14343 claims a portion of license 67-2011. 67-14339 has notes that indicate the claim is based on a combination of original license 67-2098 and 67-2011, but 67-14339 claims the priority date of license 67-2011. Since the recommendations made on all claims that claim a portion of 67-2011 will be within the original licensed diversion rate, I treated 67-14339 as if it were claimed based on license 67-2011 and combine the claims. This is cleaner and allows for all irrigated ground to be recommended under one claim that is based on license 67-2011.

2. csaxton 9/18/2006 Under Recommended

Comment: The splits recommended as portions of original license 67-2011 do not total up to the original licensed diversion rate or volume. This license is under recommended in the SRBA.

3. csaxton 9/18/2006 From Claim (1)

Comment: Ownership changed in full from Wilderness West to Musgrove by DH 7/16/2002

4. csaxton 9/18/2006 From Claim (2)

Comment: This claim is the result of a split due to change in ownership for a portion of 67-14335. DH 7/16/2002

5. csaxton 9/18/2006 Combine Right (2)

Comment: This right is a combination of old Right Nos. 67-14339 & 67-14343.

6. mvanbussum 6/12/2007 Ownership

Comment: Directors report mailing returned. According to taxlots, new owner is Michael Zabinski, PO Box 402, Weiser, ID 83672.

7. shemenway 6/9/2008 O/C

Comment: CHANGED OWNERSHIP FROM MICHAEL ZABINSKI PO 402 CAMBRIDGE, IDAHO 83610 TO FOUNDATION FOR ADVANCED RESEARCH 880 S KINGS HILL DRIVE #D, COTTONWOOD HEIGHTS, UTAH, PER GENERAL WARRANTY DEED AND O/C FORM.

IDAHO DEPARTMENT OF WATER RESOURCES

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Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	9/18/2006 10:11:36 AM	csaxton			Active
Priority Date	9/18/2006 10:11:49 AM	csaxton			Active
POD	9/18/2006 10:24:55 AM	csaxton			Active
Source	9/18/2006 10:40:34 AM	csaxton			Active
Use	9/18/2006 10:46:32 AM	csaxton			Active
Season	9/18/2006 10:58:29 AM	csaxton			Active
Quantity	9/18/2006 10:59:09 AM	csaxton			Active
Summary			09/18/2006	csaxton	Active
POU	9/18/2006 11:05:01 AM	csaxton			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/18/2006 10:25:01 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - A second POD was added

IDAHO DEPARTMENT OF WATER RESOURCES

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POD	9/18/2006 10:25:42 AM	csaxton	Updated shape
POU	9/18/2006 10:42:45 AM	csaxton	Updated shape for Active POU
Season	9/18/2006 10:58:41 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	9/18/2006 10:59:21 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	9/18/2006 11:01:27 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

POU	9/18/2006 11:05:14 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - Recommended in POU for license 67-2098. Description for Question 13 - Desktop Review
Contacts	9/18/2006 10:11:40 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
General	9/18/2006 10:11:53 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	9/18/2006 10:25:58 AM	csaxton	Updated PLS
POD	9/18/2006 10:26:13 AM	csaxton	Updated shape
POD	9/18/2006 10:26:26 AM	csaxton	Updated PLS
Source	9/18/2006 10:40:43 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	9/18/2006 10:41:48 AM	csaxton	Updated shape for Active POU
POU	9/18/2006 10:41:57 AM	csaxton	Updated PLS for Active POU
POU	9/18/2006 10:42:53 AM	csaxton	Updated PLS for Active POU
Use	9/18/2006 10:46:42 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14781 V1

Water Supply Bank:



Daniel W. Anderson
Sundown Development, L.L.C.
1466 North Highway 89, Suite 240
Farmington, Utah 84025

RECEIVED

JUN 05 2008

DEPARTMENT OF
WATER RESOURCES

WA

June 2, 2008

IDAHO DEPARTMENT OF WATER RIGHTS STATE OFFICE
322 East Front Street
Sixth floor
P.O. Box 83720
Boise, Idaho 83721-0098

Re: Water Rights Ownership Applications

Greetings:

I represent Foundation for Advanced Research, a California non-profit organization ("FAR") which has acquired real property in Council, Adams County, Idaho, including all appurtenant water rights. One transaction involved the sale of approximately 48.91 acres located at approximately 1850 Johnson Creek Road, purchased from Carol Lee Jones. The other transaction involved the purchase by FAR of approximately 81.72 acres from Michael Zabinski located at approximately 1805 Johnson Creek Road.

Enclosed herewith are the executed applications to change the ownership of the water rights appurtenant to said properties to FAR. Included are the following:

1. Check payable to Idaho Department of Water Rights in the amount of \$50 to cover the application fees;
2. Application for change of water rights pertaining to the Jones property (including a copy of the warranty deed, bill of sale, plat map and prior water rights ownership certificate); and

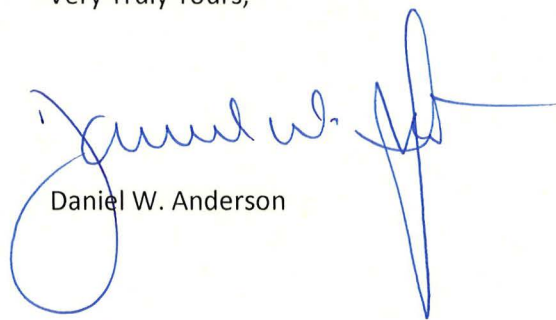
SCANNED

JUN - 9 2008

3. Application for change of water rights pertaining to the Zabinski property (including the warranty deed, bill of sale, plat map and prior water right ownership certificate).

Please issue new certificates pertaining to the water rights for both properties in the name of Foundation for Advanced Research and provide copies to me at your earliest convenience. If you have any questions, please call me at your earliest convenience.

Very Truly Yours,



Daniel W. Anderson

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JUN 05 2008

DEPARTMENT OF
WATER RESOURCES

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

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
67-14781 V1	✓				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	Michael Zabinski
	P.O. Box 402 Cambridge, Idaho 83610
4. New Owner/Claimant(s)	Foundation for Advanced Research
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	8800 So. Kings Hill Drive, #D
City, State and ZIP Code	Cottonwood Heights, Utah
New Telephone Number	(801) 560-8484

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JUN - 9 2008

5. Date you acquired the property

June 2, 2009 (See attached Deed & Bill of Sale)

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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

7. Signature(s) of New Owner(s) or Claimant(s) FOUNDATION FOR ADVANCED RESEARCH, a California
non-profit organization (file if applicable)
James W. for attorney-in-fact (file if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S). AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____
 Received by _____
 Processed by SAH AJ

Date _____
 Date _____
 Date 6-9-2008

Receipt Amt. _____
 Receipt No. _____
 WR _____ to _____

NCAP prepared
 6-10-08
 .12

SCANNED

JUN - 9 2008

WHEN RECORDED MAIL TO:

Foundation for Advanced Research
8800 South Kings Hill Drive, #D
Cottonwood Heights, Utah 84121
Attn: Clinton M. Walker

Parcel Nos. RP 15N02013003 A
RP 15N02W020450 A

GENERAL WARRANTY DEED

MICHAEL ZABINSKI, an unmarried man, having an address of P.O. Box 402 Cambridge, Idaho, 83610, Grantor, for the sum of TEN DOLLARS (\$10.00) AND OTHER GOOD AND VALUABLE CONSIDERATION, hereby CONVEYS and WARRANTS to FOUNDATION FOR ADVANCED RESEARCH, a California non-profit corporation, having an address of 8800 South Kings Hill Drive in Cottonwood Heights, Utah 84121, Grantee, the following land and all the water rights appurtenant thereto and the improvements thereon, located in Council, Adams County, State of Idaho, more particularly described in Exhibit A attached hereto (the "Property").

This deed and the conveyance hereby made are subject to the following:

1. Taxes and assessments for the year 2008 which are now a lien but not yet due;
and
2. All restrictive covenants, easements and rights of way of record.

This Deed is executed this 28 day of June, 2008.

GRANTOR:


Michael Zabinski

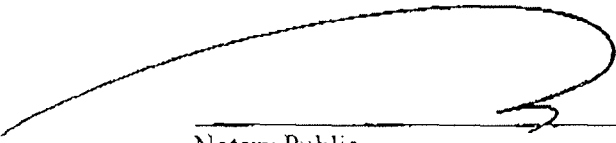
SCANNED

JUN - 4 2008

STATE OF IDAHO)
 ALA : ss.
COUNTY OF ADAMS)

On this 28 day of June, 2008, personally appeared before me Michael Zabinski, an unmarried man, personally known to me, or proved to me on the basis of satisfactory evidence, and who, being by me duly sworn (or affirmed), did say that he executed the foregoing document and acknowledged to me that he executed the same for its stated purpose.





Notary Public

4/16/09

EXHIBIT A

PARCEL I

A Portion of Tract M of Cuddy Mountain Ranches as shown on the Official Plat thereof, recorded as Instrument No. 92497, on file in the Office of the County Recorder of Adams County, Idaho and more particularly described as follows:

In Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho:

Tract M of Cuddy Mountain Ranches, which is also the same as;

Section 1: Lot 4

Section 2: Lot 1

SAVE AND EXCEPT the following parcel of land:

Beginning at the southeast corner of Lot 1, T.15N., R.2W., B.M., Adams County, Idaho, which point is on the South line of said Tract M of Cuddy Mountain Ranches;

Thence N 00°12'30" E along the East line of said Lot 1 a distance of 677.6 feet;

Thence S 89°14'54"W, parallel to the South line of said Lot 1, a distance of 659.6 feet;

Thence S 00°12'30"W, parallel to the East line of said Lot 1, a distance of 677.6 feet to a point on the South line of said Lot 1;

Thence N 89°14'54"E along the South line of said Lot 1, a distance of 659.6 feet to the Point of Beginning.

PARCEL II

A portion of Lot 1, Section 2, Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho, within Tract M of Cuddy Mountain Ranches as shown on the Official Plat thereof, recorded as Instrument No. 92497, on file in the Office of the County Recorder of Adams County, Idaho and more particularly described as follows:

Beginning at the southeast corner of Lot 1, T.15N., R.2W., B.M., Adams County, Idaho, which point is on the South line of said Tract M of Cuddy Mountain Ranches;

Thence N 00°12'30" E along the East line of said Lot 1 a distance of 677.6 feet;

Thence S 89°14'54"W, parallel to the South line of said Lot 1, a distance of 659.6 feet;

Thence S 00°12'30"W, parallel to the East line of said Lot 1, a distance of 677.6 feet to a point on the South line of said Lot 1;

Thence N 89°14'54"E along the South line of said Lot 1, a distance of 659.6 feet to the Point of Beginning.

**BILL OF SALE
(With Warranties)**

KNOW ALL MEN BY THESE PRESENTS:

That MICHAEL ZABINSKI, an unmarried man, with an address of P.O. Box 402 in Cambridge Idaho 83610 ("Seller"), for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and in accordance with the Real Estate Purchase Contract with an offer reference date of November 7, 2007, as amended, between Seller and, following an assignment from LEWCO Investments, L.L.C., a Utah limited liability company, FOUNDATION FOR ADVANCED RESEARCH, a California non-profit corporation, ("Buyer"), the receipt whereof is hereby acknowledged, has bargained, sold, assigned and transferred, and by these presents does bargain, sell, assign and transfer unto said Buyer any and all of the water rights, appurtenant or otherwise (including but not limited to Right Number 67-14781 V1 as registered with the Idaho Department of Water Resources) and all equipment, fixtures and other tangible property owned by Seller and which is now located upon or affixed to the property located at approximately 1805 Johnson Creek Road in Adams County, Idaho, consisting of approximately 81.72 acres, as more particularly described in Exhibit A hereto (the "Personal Property").

TO HAVE AND TO HOLD SAID PERSONAL PROPERTY unto Buyer and Buyer's legal representatives, successors and assigns forever.

Seller, upon the consideration recited above, warrants ownership of and good title to said Personal Property, the right to sell the same and that there are no liens, encumbrances or charges thereon or against the same.

IN WITNESS WHEREOF, the Seller has executed this Bill of Sale effective this 2nd
day of June, 2008.

SELLER:

Michael Zabinski
Michael Zabinski

SCANNED

JUN - 9 2008

EXHIBIT A

PARCEL I

A Portion of Tract M of Cuddy Mountain Ranches as shown on the Official Plat thereof, recorded as Instrument No. 92497, on file in the Office of the County Recorder of Adams County, Idaho and more particularly described as follows:

In Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho:

Tract M of Cuddy Mountain Ranches, which is also the same as;

Section 1: Lot 4

Section 2: Lot 1

SAVE AND EXCEPT the following parcel of land:

Beginning at the southeast corner of Lot 1, T.15N., R.2W., B.M., Adams County, Idaho, which point is on the South line of said Tract M of Cuddy Mountain Ranches;

Thence N 00°12'30" E along the East line of said Lot 1 a distance of 677.6 feet;

Thence S 89°14'54"W, parallel to the South line of said Lot 1, a distance of 659.6 feet;

Thence S 00°12'30"W, parallel to the East line of said Lot 1, a distance of 677.6 feet to a point on the South line of said Lot 1;

Thence N 89°14'54"E along the South line of said Lot 1, a distance of 659.6 feet to the Point of Beginning.

PARCEL II

A portion of Lot 1, Section 2, Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho, within Tract M of Cuddy Mountain Ranches as shown on the Official Plat thereof, recorded as Instrument No. 92497, on file in the Office of the County Recorder of Adams County, Idaho and more particularly described as follows:

Beginning at the southeast corner of Lot 1, T.15N., R.2W., B.M., Adams County, Idaho, which point is on the South line of said Tract M of Cuddy Mountain Ranches;

Thence N 00°12'30" E along the East line of said Lot 1 a distance of 677.6 feet;

Thence S 89°14'54"W, parallel to the South line of said Lot 1, a distance of 659.6 feet;

Thence S 00°12'30"W, parallel to the East line of said Lot 1, a distance of 677.6 feet to a point on the South line of said Lot 1;

Thence N 89°14'54"E along the South line of said Lot 1, a distance of 659.6 feet to the Point of Beginning.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

WATER RIGHT NUMBER: 67-14781 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BACON VALLEY RANCHES INC
Original Owner	WILDERNESS WEST LLC
Current Owner	JOE H MUSGROVE
Current Owner	TERESA MUSGROVE

Priority Date: 05/19/1905

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
JOHNSON CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

JOHNSON CREEK	L1 (SE1/4SE1/4)	Sec. 35, Twp 16N, Rge 02W, B.M.
ADAMS County		
JOHNSON CREEK	L4 (NW1/4NW1/4)	Sec. 1, Twp 15N, Rge 02W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	02W	1						2.2											2.2
								L 4											
15N	02W	2	6.7																6.7
			L 1																

Total Acres: 8.9

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

Remarks:

Comments:

mvanbussum 6/12/2007 Ownership

Comment: Directors report mailing returned. According to taxlots, new owner is Michael Zabinski, PO Box 402, Weiser, ID 83672.

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: OR

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:

Page 3

05/02/2008

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14781 V1

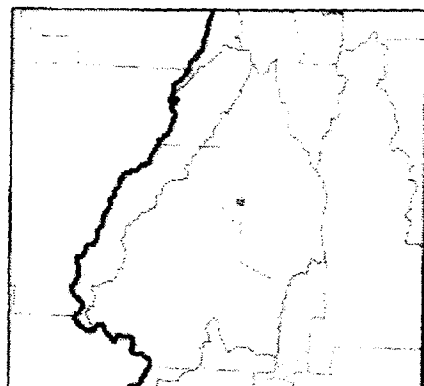
Water Supply Bank:



SRBA Recommendation
67-14781
(IRRIGATION)

Legend

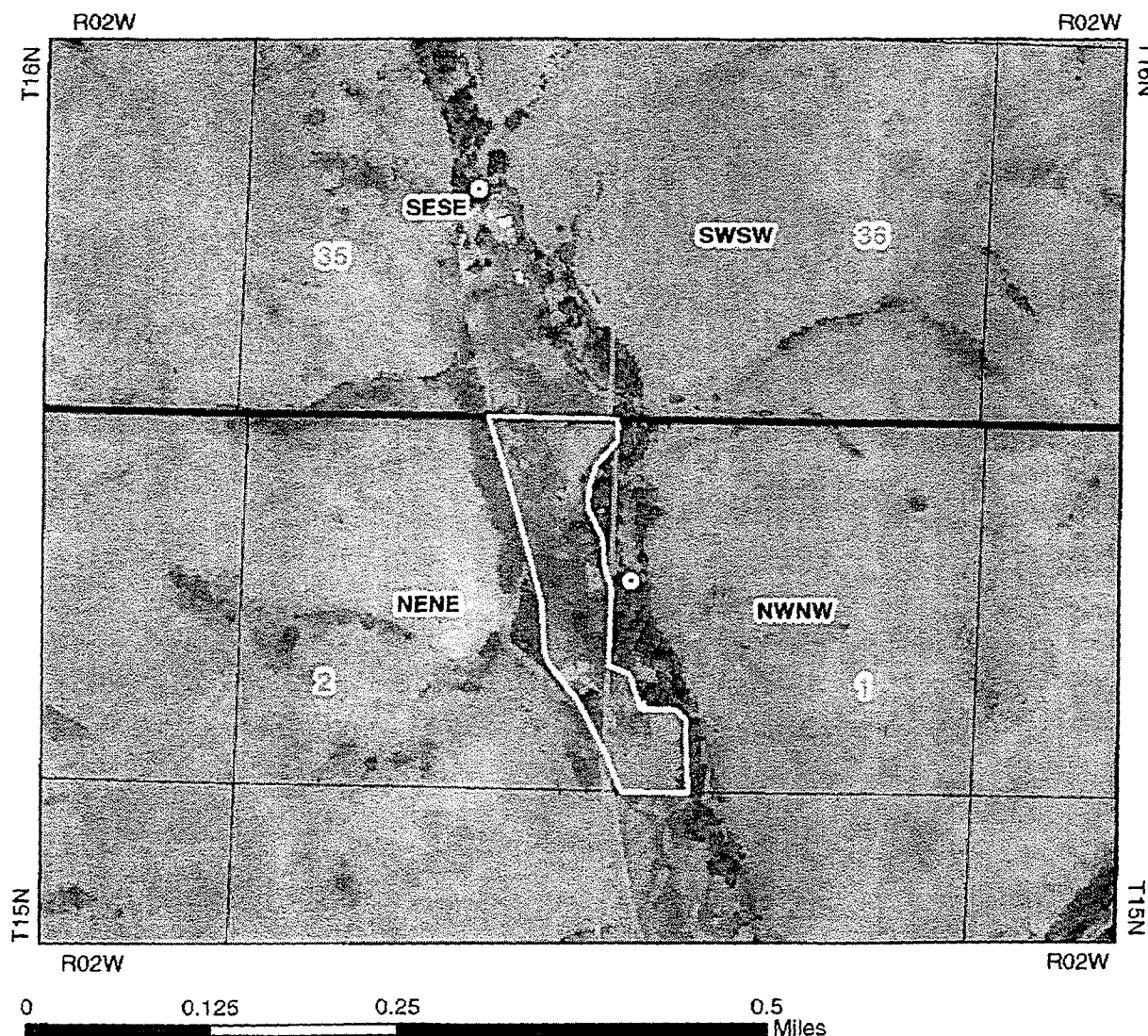
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 67

Prepared by Kay Walker
On Friday, May 02, 2008
2004 Aerial Photography

Idaho Department of Water Resources



Idaho Department of Water Resources Receipt

Receipt ID: C087041

Payment Amount	\$50.00	Date Received	6/5/08 1:48	Region	STATE
Payment Type	Check	Check Number	1014		
Payer	SUNDOWN DEVELOPMENT LLC				

Comments Change in Water Right Ownership
Water Right No. 67-14782

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Department Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 18, 2006

JOE H MUSGROVE
TERESA MUSGROVE
68706 HWY 82
SUMMERVILLE OR 97876

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-14781

Dear Claimants:

The identification number of your water right numbers have been changed. SRBA claims 67-14339 and 67-14343 have been combine into one claim which is now numbered **67-14781**. The elements of claims 67-14339 and 67-14343 were such that the claims could be combine per ease of the adjudication. Please use the new number in future inquires or correspondence you may have with our Department.

I have enclose a copy of your Notice of Claim which you may retain for your records.

Please be sure to tell us if your address change in any way or if you have sold the property connected with this water right claim.

Do not hesitate to contact this office toll-free at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

SS:region

Enclosure:

Copy of Notice of Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
PITNEY BOWES
02 1A
0004389390
\$ 00.29³
SEP 19 2006
MAILED FROM ZIP CODE 83702

RECEIVED

SEP 27 2006

Department of Water Resources
Adjudication Bureau

JOE H MUSGROVE
TERESA MUSGROVE
68706 HWY 82
SUMMERVILLE OR 97876

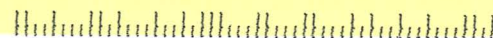
UTF

NIXIE 970 1 01 09/25/06

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

GAAGSM5 97
83720X0098

BC: 8372000098 *2929-01007-25-16





67-14781

The map displays a geological or topographic area with a yellow outline highlighting a specific region. The area is divided into four quadrants by a central vertical line and a horizontal line. The quadrants are labeled: SESE (top-left), SWSW (top-right), NENE (bottom-left), and NWNW (bottom-right). A yellow dot is located in the SESE quadrant. The map is framed by a coordinate grid with labels R02W, R01W, T16N, and T15N. A scale bar at the bottom indicates distances from 0 to 0.4 miles.

● Point of Diversion

Townships

Quarter Quarters



**Prepared by C. Saxton
On Monday, September 18, 2006
1987/88 Aerial Photography**

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

WATER RIGHT NUMBER: 67-14781 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BACON VALLEY RANCHES INC HC 62 BOX 1840 COUNCIL, ID 83612 (208)253-4728
Original Owner	WILDERNESS WEST LLC PO BOX 18213 SEATTLE, WA 98118
Current Owner	JOE H MUSGROVE 68706 HWY 82 SUMMERVILLE, OR 97876
Current Owner	TERESA MUSGROVE 68706 HWY 82 SUMMERVILLE, OR 97876

Priority Date: 05/19/1905

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
JOHNSON CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

JOHNSON CREEK	L1 (SE1/4SE1/4)	Sec. 35, Twp 16N, Rge 02W, B.M.
ADAMS County		
JOHNSON CREEK	L4 (NW1/4NW1/4)	Sec. 1, Twp 15N, Rge 02W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	02W	1						2.2											2.2
								L 4											
15N	02W	2	6.7																6.7
			L 1																

Total Acres: 8.9

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14781 V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 9/18/2006 Combine Right

Comment: Musgrove:

Rights 67-14343 and 67-14339 were combine because they claim the same priority date, source, etc. 67-14343 claims a portion of license 67-2011. 67-14339 has notes that indicate the claim is based on a combination of original license 67-2098 and 67-2011, but 67-14339 claims the priority date of license 67-2011. Since the recommendations made on all claims that claim a portion of 67-2011 will be within the original licensed diversion rate, I treated 67-14339 as if it were claimed based on license 67-2011 and combine the claims. This is cleaner and allows for all irrigated ground to be recommended under one claim that is based on license 67-2011.

2. csaxton 9/18/2006 Under Recommended

Comment: The splits recommended as portions of original license 67-2011 do not total up to the original licensed diversion rate or volume. This license is under recommended in the SRBA.

3. csaxton 9/18/2006 From Claim (1)

Comment: Ownership changed in full from Wilderness West to Musgrove by DH 7/16/2002

4. csaxton 9/18/2006 From Claim (2)

Comment: This claim is the result of a split due to change in ownership for a portion of 67-14335. DH 7/16/2002

5. csaxton 9/18/2006 Combine Right (2)

Comment: This right is a combination of old Right Nos. 67-14339 & 67-14343.

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: OR

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:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 67-14781 V1

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	9/18/2006 10:11:36 AM	csaxton			Active
Priority Date	9/18/2006 10:11:49 AM	csaxton			Active
POD	9/18/2006 10:24:55 AM	csaxton			Active
Source	9/18/2006 10:40:34 AM	csaxton			Active
Use	9/18/2006 10:46:32 AM	csaxton			Active
Season	9/18/2006 10:58:29 AM	csaxton			Active
Quantity	9/18/2006 10:59:09 AM	csaxton			Active
Summary			09/18/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/18/2006 10:25:01 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - A second POD was added
POD	9/18/2006 10:25:42 AM	csaxton	Updated shape
POU	9/18/2006 10:42:45 AM	csaxton	Updated shape for Active POU
Season	9/18/2006 10:58:41 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

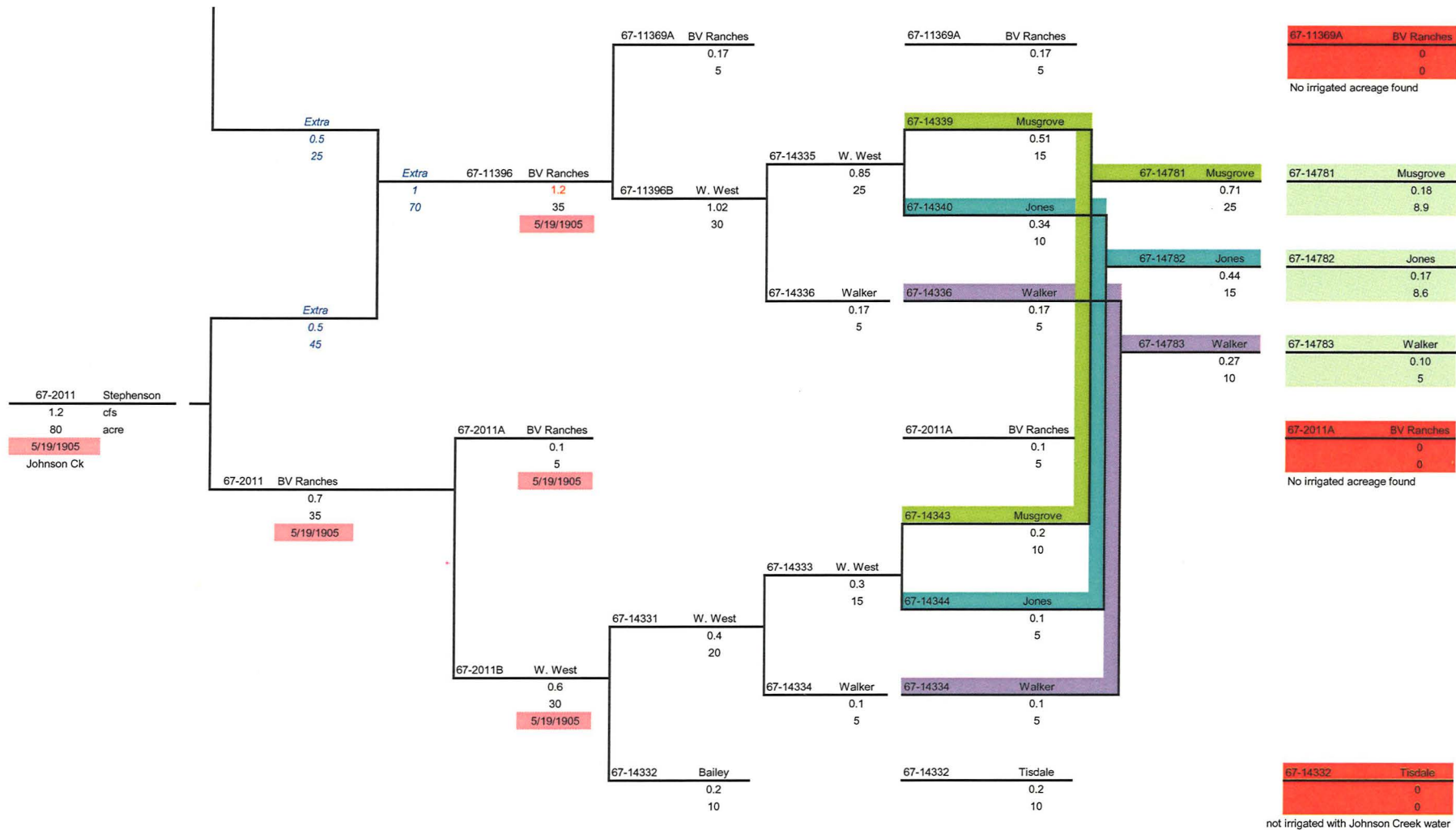
Quantity	9/18/2006 10:59:21 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	9/18/2006 11:01:27 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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?
Contacts	9/18/2006 10:11:40 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
General	9/18/2006 10:11:53 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	9/18/2006 10:25:58 AM	csaxton	Updated PLS
POD	9/18/2006 10:26:13 AM	csaxton	Updated shape
POD	9/18/2006 10:26:26 AM	csaxton	Updated PLS
Source	9/18/2006 10:40:43 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14781 V1

POU	9/18/2006 10:41:48 AM	csaxton	Updated shape for Active POU
POU	9/18/2006 10:41:57 AM	csaxton	Updated PLS for Active POU
POU	9/18/2006 10:42:53 AM	csaxton	Updated PLS for Active POU
Use	9/18/2006 10:46:42 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank:



*Last updated 9-13-06 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Sum CFS =	0.7
Sum Ac =	35
Sum AF =	n/a

Extra CFS =	-0.70
Extra Ac =	-35.0
Extra AF =	n/a

Sum CFS =	0.45
Sum Ac =	22.5
Sum AF =	n/a

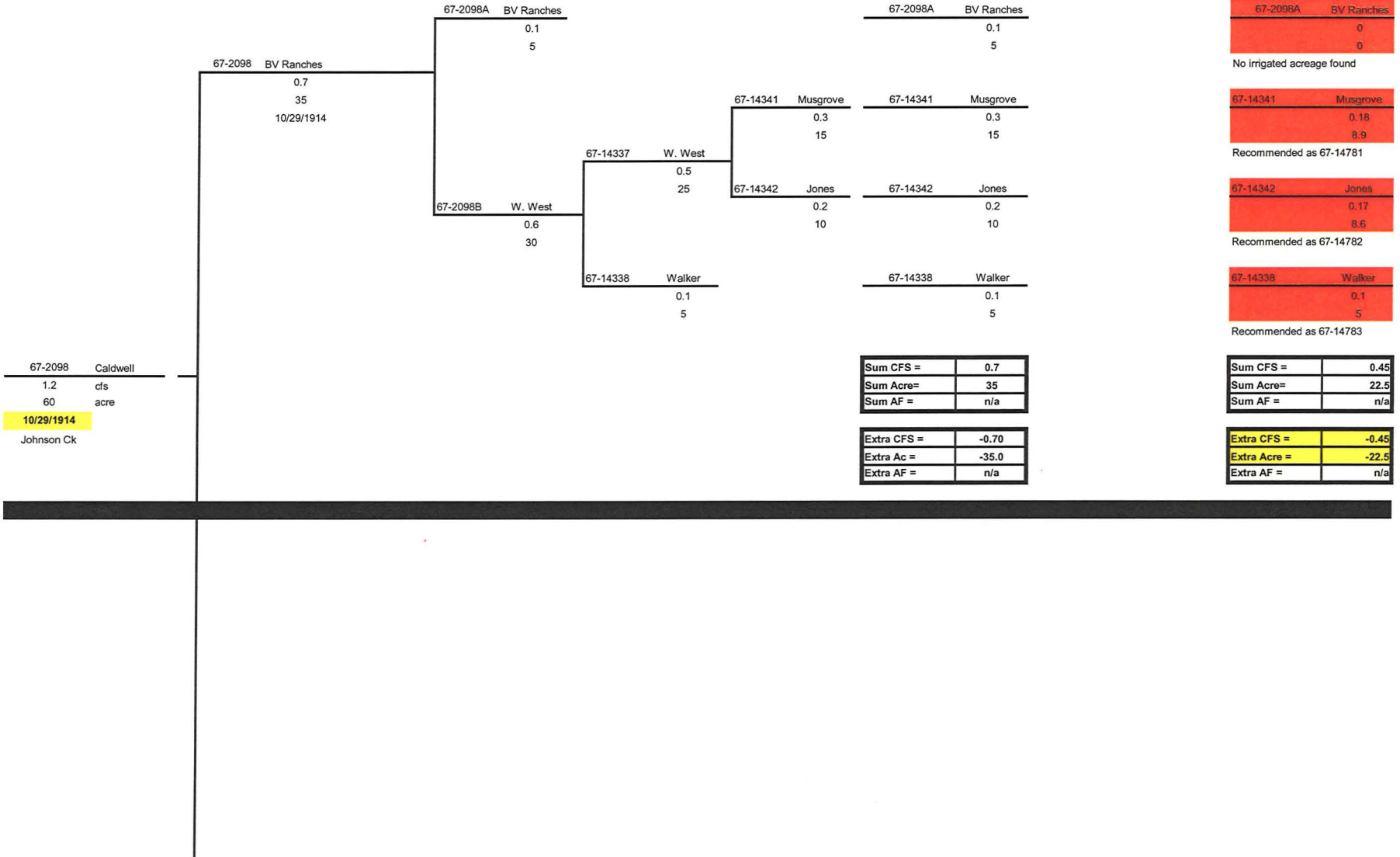
Extra CFS =	0.75
Extra Ac =	57.5
Extra AF =	n/a

Split History 67-11396

Water Right History

SRBA Caim History

Recommendation



Washington County *
Johnson Creek *
1 1/5 sec. ft. *
Irrigation *
Priority 5-19-05 *

S T A T E O F I D A H O

- Water License No. 1333 -

WHEREAS, On the 19th day of May, A. D., 1905, THOMAS J. STEPHENSON of Goodrich, County of Washington, and State of Idaho duly made application (No. 1829) to me for a permit to use one and three-fifths cubic feet per second of the waters of Johnson Creek, County of Washington, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the Ninth day of June, A. D. 1905, Permit No. 1333 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the ninth day of December, A. D. 1905, and for the application to beneficial use of said water on or before the Ninth day of December, A. D. 1907; and,

WHEREAS, On the twenty-eighth day of August, A. D. 1905, the holder of said permit duly made proof of the completion of adequate works for the diversion of one and three-fifths cubic feet per second of said waters, as evidenced by my Certificate No. 1333, dated September 6, 1905, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one and three-fifths cubic feet per second of water, with date of priority of May 19, 1905, and,

WHEREAS, On the twenty-eighth day of August, A. D. 1905 proof was duly made of the application to beneficial use of one and one-fifth cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to THOMAS J. STEPHENSON of Goodrich, Washington Co., Idaho, the holder and owner of said Permit No. 1333 a perpetual right, dating from May 19, 1905, to the use of one and one-fifth cubic feet per second of the waters of Johnson Creek in the County of Washington and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in Lot 1, Section Thirty-five, Township Sixteen North, Range Two West of Boise Meridian, and conducted to and upon West half of Southwest Quarter of Section One, Township Fifteen North, Range Two West of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS My hand and the seal of my office, at Boise, Idaho, this sixth day of September, A. D. Nineteen Hundred and five.

Jas. Stephenson, Jr.

Seal

State Engineer.

Recorded September 6, 1905.

67 2011

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14781
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

JOE H MUSGROVE Phone:

68706 HWY 82
SUMMERVILLE OR USA 97876

TERESA MUSGROVE Phone:

68706 HWY 82
SUMMERVILLE OR USA 97876

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	02W	35	SE SE	ADAMS	
15N	02W	1	NW NW	ADAMS	

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.71	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
15N	02W	1	NW	NW	4	IRRIGATION	5
						Section Acres	5
15N	02W	2	NE	NE	1	IRRIGATION	20
						Section Acres	20
						Total Acres	25

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14335. DH 7/16/2002

Ownership changed in full from Wilderness West to Musgrove by DH 7/16/2002

This right is a combination of old Right Nos.67-14339 & 67-14343.

15. Basis of Claim: License

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 18, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

JOE H MUSGROVE
TERESA MUSGROVE
68706 HWY 82
SUMMERVILLE OR 97876

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-14781

Dear Claimants:

The identification number of your water right numbers have been changed. SRBA claims 67-14339 and 67-14343 have been combine into one claim which is now numbered **67-14781**. The elements of claims 67-14339 and 67-14343 were such that the claims could be combine per ease of the adjudication. Please use the new number in future inquires or correspondence you may have with our Department.

I have enclose a copy of your Notice of Claim which you may retain for your records.

Please be sure to tell us if your address change in any way or if you have sold the property connected with this water right claim.

Do not hesitate to contact this office toll-free at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

SS:region

Enclosure:

Copy of Notice of Claim

Note To
Reviewer

May need to double-
check the POD's
for split info.
(Please!)

Denise
7/15/02

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14339
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

JOE H MUSGROVE
68706 HWY 82
SUMMERVILLE OR USA 97876

Phone:

TERESA MUSGROVE
68706 HWY 82
SUMMERVILLE OR USA 97876

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
16N	02W	35	SE	SE	ADAMS	
15N	02W	1	NW	NW	ADAMS	

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.51	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
15N	02W	1	NW	NW	4	IRRIGATION	5
						Section Acres	5
15N	02W	2	NE	NE	1	IRRIGATION	10
						Section Acres	10
						Total Acres	15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14335. DH 7/16/2002

Ownership changed in full from Wilderness West to Musgrove by DH 7/16/2002

15. Basis of Claim: License

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

RECEIVED

NOV 24 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) #A67-11396² & #A67-02011B ALSO 2098B
Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC

P.O. Box 18213, Seattle, WA 98118

4. New Owner/Claimant(s) Joe H. Musgrove or Teresa Musgrove

Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR

New Mailing Address 68706 Hwy 82

City, State and ZIP Code Summerville, OR 97876

New Telephone Number () -

5. Date you acquired the property 9/16/98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

approximately five (5) acres irrigable under each filing
Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Joe H. Musgrove Date 9/16/98
Teresa Musgrove Date 9/16/98

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

12/29/89

①

Split info

67-11396 B

67-14335

Wilderness West
25 acres

67-14336

Walker
5 acres

67-14335

67-14339

Wilderness West

Total → 15 acres

- 15N 2W S-1
NW NW 5ac

- 15N 2W S-2
NE NE 10ac

.51 cfs

67-14340

Jones

10 acres ^{Total}

15 N 2W S-1

→ SWNW

.34 cfs

67-14339

per deed attached - All 15 acres go to
Musgrove.

15N 2W S-1 NW NW lot 4 5Ac

15N 2W S-2 NE NE lot 1 10Ac

67-14339

MUSGROVE SPLIT

AJ5809NP
No. A67-11396BIDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 05/07/02
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILDERNESS WEST LLC PO BOX 18213 SEATTLE WA 98118	05/19/1905	IRRIGATION	04-01 11-01	1.020 CFS	.51 CFS
					TOTAL DIVERSION:	1.020 CFS .51 CFS

Water Source: JOHNSON CREEK

Tributary to: WEISER RIVER

Stage: LICENSE

Point(s) of Diversion:

T15N R02W S01
T16N R02W S35NWNW
SESEADAMS County
ADAMS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
15N	02W	1	:																	:	15.0
15N	02W	2	:	10																:	10.0
16N	02W	35	:																	:	5.0
																				TOTAL ACRES	30.0

POU County: ADAMS

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: 67-02098, 10/29/1914 1.2 CFS. 67-02011

Remarks: GEN ACREAGE IS COVERED BY TWO WATER RIGHTS 67-02011 AND 67-02098 PLUS ALSO APPLYING WITH EXCESSIVE IRRIGATION FLOW FORM FOR ADDITIONAL WATER BECAUSE OF SOIL TEXTURE WITH THIS CLAIM FORM (A67-11396)

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-11396, FEE PAID UNDER RECEIPT NO. W007300.
2/16/1999 SB

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 02/16/99 SBOCK

PRORATE CFS

$$(15 \text{ ACRES}) (.034) = .51 \text{ CFS}$$

WARRANTY DEED

INSTRUMENT NO. **94725**
PAGE 1 OF 2

For Value Received, WILDERNESS WEST, L.L.C., a Washington limited liability company
the grantor, does hereby grant, bargain, sell and convey unto
JOE H. MUSGROVE and TERESA MUSGROVE, husband and wife
the grantees, whose current address is P.O. Box 336, Cambridge, ID 83610
~~68706 Hwy 82, Summerville, OR 97876~~
the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED 'EXHIBIT A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantees, that they are the owner in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

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

Date: September 14, 1998

WILDERNESS WEST, L.L.C.,
a Washington limited liability company

By: Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

STATE OF Wash.)
) ss
COUNTY OF King)

On this 15 day of Sept. in the year of 1998, before me
a Notary Public, personally appeared
KENNETH K. CEDERSTRAND
known or identified to me to be the Managing Member of
WILDERNESS WEST, L.L.C., who executed the within
and foregoing instrument on behalf of said WILDERNESS
WEST, L.L.C. and acknowledged to me that said
WILDERNESS WEST, L.L.C. executed the same.

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 30 minutes past 4 o'clock P.M.
this 16 day of September, 1998, in my
office, and duly recorded in Book
of Deeds at page

Judith Reed
Notary Public
Residing at Seattle
Commission expires: 12-1-00

MICHAEL FISK
Ex-Officio Recorder

By: Peggy Piskal
Deputy

Fees \$ 6.00
Mail to Timberline Title & Escrow

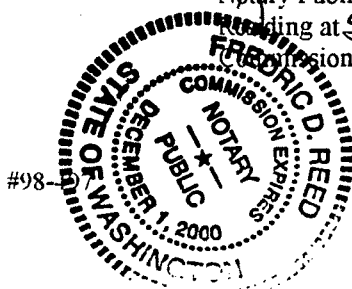


EXHIBIT 'A'

INSTRUMENT NO. 94725
PAGE 2 OF 2

Tract M of Cuddy Mountain Ranches

Township 15 North, Range 2 West, Boise Meridian, Adams
County, Idaho

Section 1: Lot 4 NWNW 5 AC
Section 2: Lot 1 NENE 10 AC } 67-14339

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14339
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILDERNESS WEST LLC
PO BOX 18213
SEATTLE WA USA 98118

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	02W	35	SE SE	ADAMS	
15N	02W	1	NW NW	ADAMS	

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.51	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15N	02W	1	NW NW 4	IRRIGATION	5
				Section Acres	5

15N	02W	2	NE	NE	IRRIGATION	10
					Section Acres	10
					Total Acres	15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14335. DH 7/16/2002

15. Basis of Claim: License

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

AUG 05 1999

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) _____
Adjudication Claim Number(s) A67-11396B & A67-02098B
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC
P.O. Box 18213, Seattle, WA 98118
4. New Owner/Claimant(s) Carol Lee Jones
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1393 N. Bennett Circle
City, State and ZIP Code Farmington, UT 84025
New Telephone Number () -
5. Date you acquired the property 7/2/99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- SWNW from 67-14335 + 67-14337
Number of acres actually irrigated approx 10 acres Number and type of stock * See attached split tree
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Carol Lee Jones Date July 20, 99

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Split Info

67-11396 B

67-14335

Wilderness West
25 acres

67-14336

Walker
5 acres

67-14335

67-14339

Wilderness West

Total → 15 acres

- 15N 2W S-1
 NWNW 5ac

- 15N 2W S-2
 NENE 10ac

.51 cfs

67-14340

Jones

10 acres ^{Total}

15 N 2W S-1
→ SWNWN

.34 cfs

12/29/89

For Value Received, WILDERNESS WEST, LLC, a Washington limited liability company the grantor, does hereby grant, bargain, sell and convey unto CAROL LEE JONES, a married woman as her sole and separate property the grantees, whose current address is 1393 N. Bennett Circle, Farmington, UT 84025 the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

COPY

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: June 25, 1999

WILDERNESS WEST, LLC, a Washington limited liability company

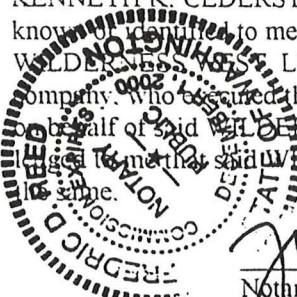
BY: Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

STATE OF WASH)
) ss
COUNTY OF KING)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 30 minutes past 11 o'clock A.M.
this 7 day of July, 1999, in my
office, and duly recorded in Book
of Deeds at page

On this 25th day of June, in the year of 1999, before me a Notary Public in and for said State, personally appeared KENNETH K. CEDERSTRAND known to me to be the Managing Member of WILDERNESS WEST, LLC, a Washington limited liability company, who executed the within and foregoing instrument on behalf of said WILDERNESS WEST, LLC, and acknowledged to me that said WILDERNESS WEST, LLC, executed the same.



Fredrick D. Fisk
Notary Public
Residing at Seattle
Commission expires: 12-1-00

MICHAEL FISK

Ex-Officio Recorder

By: Peggy Pinkal
Deputy

Fees \$6.00

Mail to: Timberline Title & Escrow

EXHIBIT 'A'
ORDER NO. 100-99-273
JOHNSON CREEK TRACTS
TRACT N

INSTRUMENT NO. 96384
PAGE 2 OF 2

Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho

Section 1: A tract of land located in the S1/2NW1/4 and NW1/4SW1/4 more particularly described as follows:

Beginning at the Northwest 1/16 corner of Section 1, T15NR2WBM;

Thence North 88° 45'08" East 1065.37 feet along the North line of the SE1/4NW1/4 of Section 1 to a point on the thread of the Weiser River;

Thence downstream along said thread through the following six courses:

1. South 64° 40'57" West 162.40 feet;
2. South 34° 25'53" West 310.79 feet;
3. South 44° 46'04" West 294.72 feet;
4. South 64° 25'31" West 187.38 feet;
5. South 24° 00'42" West 516.49 feet;
6. South 05° 51'12" East 59.31 feet;

Thence South 45° 56'00" West 715.63 feet;

Thence South 87° 18'00" West 300.82 feet;

Thence North 18° 00'00" West 524.32 feet;

Thence along a 400.00 foot radius curve to the left an arc distance of 162.32 feet (chord North 29° 37'30" West 161.20 feet);

Thence North 41° 15'00" West 28.68 feet;

Thence along a 1000.00 foot radius curve to the right an arc distance of 271.98 feet (chord North 33° 27'30" West 271.14 feet);

Thence North 25° 40'00" West 312.23 feet;

Thence North 12° 13'00" West 449.43 feet to a point on the North line of the SW1/4NW1/4 of Section 1;

Thence North 88° 45'08" East 1293.55 feet along the North line of the SW1/4NW1/4 of Section 1 to the REAL POINT OF BEGINNING.

COPY

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14335
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILDERNESS WEST LLC
PO BOX 18213
SEATTLE WA USA 98118

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	02W	35	SE SE	ADAMS	
15N	02W	1	NW NW	ADAMS	

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.85	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15N	02W	1	NW NW	IRRIGATION	5
			SW NW	IRRIGATION	10

					Section Acres	15
15N	02W	2	NE	NE	IRRIGATION	10
					Section Acres	10
					Total Acres	25

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-11396B. DH 7/15/2002

15. Basis of Claim: License

Wilderness
to Musgrove

NWNW
Lot 4

NENE
Lot 1

T15N, R02W, S01

T15N, R02W, S02

1987 NAPP

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14343
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

JOE H MUSGROVE
68706 HWY 82
SUMMERVILLE OR USA 97876

Phone:

TERESA MUSGROVE
68706 HWY 82
SUMMERVILLE OR USA 97876

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.2	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
APR 16 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	02W	2	NE	NE 1	IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14333. DH 7/16/2002

Ownership changed in full from Wilderness West to Musgrove by DH 7/16/2002

15. Basis of Claim: License

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

RECEIVED
NOV 24 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) #A67-11396² & #A67-02011B ALSO 2098B
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC
P.O. Box 18213, Seattle, WA 98118
4. New Owner/Claimant(s) Joe H. Musgrove or Teresa Musgrove
Name connector (Check one): [] AND, [X] OR, [] AND/OR
New Mailing Address 68706 Hwy 82
City, State and ZIP Code Summerville, OR 97876
New Telephone Number () -
5. Date you acquired the property 9/16/98
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
approximately five (5) acres irrigable under each filing
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Joe H. Musgrove Date 9/16/98
Teresa Musgrove Date 9/16/98
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

12/29/89

Split Info

67-2011 B

67-14331

Wilderness West
20 acres

67-14332

Tisdale / Bailey
10 acres

67-14331

67-14333

Wilderness West
15 acres

67-14334

Walker
5 acres

67-14333

67-14343

Wilderness West
10 Ac Total *
15N 2W S-2
NE NE

.2 cfs

67-14344

Jones
5 Ac Total *
15N 2W S-1
SW NW

.1 cfs

67-14343

Per attached deed - all 10 acres
go to Musgrove.

15N 2W S-2 NENE Lot 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

67-14343

MUSGROVE SPLIT

Water Source: JOHNSON CREEK

Tributary to: WEISER RIVER

Stage: LICENSE

T15N R02W S01 NWNW
T16N R02W S35 Lot01(SESE)

ADAMS County
ADAMS County

NE

NW

SW

SE

[illegible]

10 ACRES

~~DELETE~~

Other Rights: 67-02098, 10/29/1914 1.2 CFS, 67-11396.

Remarks: GEN ACREAGE IS COVERED BY TWO WATER RIGHTS 67-02011 AND 67-02098 PLUS ALSO APPLYING WITH "EXCESSIVE IRRIGATION FLOW" FROM FOR ADDITIONAL WATER A67-11396 BECAUSE OF SOIL TEXTURE.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A67-02011, FEE PAID UNDER RECEIPT NO. W007300.
2/17/99 SB.

Verified Date:

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

Audit: 02/18/99 SBOCK

PRO RATA CFS

$$(10 \text{ ACRES})(0.02 \text{ cfs}) = .2 \text{ cfs}$$

WARRANTY DEED

INSTRUMENT NO. **94725**
PAGE 1 OF 2

For Value Received, WILDERNESS WEST, L.L.C., a Washington limited liability company the grantor, does hereby grant, bargain, sell and convey unto JOE H. MUSGROVE and TERESA MUSGROVE, husband and wife the grantees, whose current address is P.O. Box 336, Cambridge, ID 83610 ~~68706 Hwy 82, Summerville, OR 97876~~ the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED 'EXHIBIT A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: September 14, 1998

WILDERNESS WEST, L.L.C.,
a Washington limited liability company

By: Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

STATE OF Wash.)
COUNTY OF King) ss

On this 15 day of Sept. in the year of 1998, before me a Notary Public, personally appeared KENNETH K. CEDERSTRAND known or identified to me to be the Managing Member of WILDERNESS WEST, L.L.C., who executed the within and foregoing instrument on behalf of said WILDERNESS WEST, L.L.C. and acknowledged to me that said WILDERNESS WEST, L.L.C. executed the same.

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record at the request of Timberline Title & Escrow

at 30 minutes past 4 o'clock P.M.
this 16 day of September, 19 98, in my office, and duly recorded in Book of Deeds at page

Judith D. Reed
Notary Public
Residing at Seattle
Commission expires: 12-1-00

MICHAEL FISK

Ex-Officio Recorder

By: Peggy Pinball
Deputy

Fees \$ 6.00
Mail to Timberline Title & Escrow

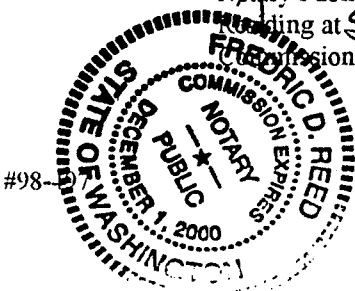


EXHIBIT 'A'

INSTRUMENT NO. 94725
PAGE 2 OF 2

Tract M of Cuddy Mountain Ranches

Township 15 North, Range 2 West, Boise Meridian, Adams

County, Idaho

Section 1: Lot 4 NWNW 5 AC

Section 2: Lot 1 NENE 10 AC

} 67-14339, 67-14343

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14343
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILDERNESS WEST LLC
PO BOX 18213
SEATTLE WA USA 98118

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.2	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15N	02W	2	NE NE	IRRIGATION	10

Section Acres	10
Total Acres	10

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14333. DH 7/16/2002

15. Basis of Claim: License

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

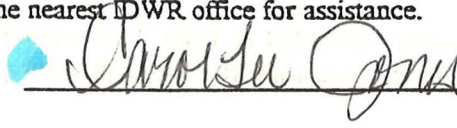
RECEIVED

AUG 05 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

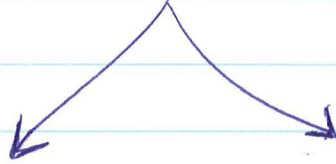
1. Water Right Number(s) _____
Adjudication Claim Number(s) A67-02011 B
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC
P.O. Box 18213, Seattle, WA 98118
4. New Owner/Claimant(s) Carol Lee Jones
Name connector (Check one): [] AND, [] OR, [] AND/OR
New Mailing Address 1393 N. Bennett Circle
City, State and ZIP Code Farmington, UT 84025
New Telephone Number () _____ - _____
5. Date you acquired the property 7/2/99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated approx 5 acres SW NW of 67-14333 Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date July 9, 99

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

12/29/89

Split Info

67-2011 B



67-14331

Wilderness West
20 acres

67-14332

Tisdale / Bailey
10 acres

67-14331



67-14333

Wilderness West
15 acres

67-14334

Walker
5 acres

67-14333



67-14343

Wilderness West
10 Ac Total *
15N 2W S-2
NE NE

.2 cfs

67-14344

Jones
5 Ac Total *
15N 2W S-1
SW NW

.1 cfs

WARRANTY DEED

INSTRUMENT NO. 96384
PAGE 1 OF 2

For Value Received, WILDERNESS WEST, LLC, a Washington limited liability company the grantor, does hereby grant, bargain, sell and convey unto CAROL LEE JONES, a married woman as her sole and separate property the grantees, whose current address is 1393 N. Bennett Circle, Farmington, UT 84025 the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

COPY

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: June 25, 1999

WILDERNESS WEST, LLC, a Washington limited liability company

BY:

Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

STATE OF WASH)
) ss
COUNTY OF KING)

On this 25th day of June, in the year of 1999, before me a Notary Public in and for said State, personally appeared KENNETH K. CEDERSTRAND known to me to be the Managing Member of WILDERNESS WEST, LLC, a Washington limited liability company, who executed the within and foregoing instrument on behalf of said WILDERNESS WEST, LLC, and acknowledged to me that said WILDERNESS WEST, LLC, executed same.

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record at the request of Timberline Title & Escrow

at 30 minutes past 11 o'clock A.M.
this 7 day of July, 1999, in my office, and duly recorded in Book of Deeds at page



Judith D. Fisk
Notary Public
Residing at Seattle
Commission expires: 12-1-00

MICHAEL FISK

Ex-Officio Recorder

By:

Peaggy Pinkal

Deputy

Fees \$6.00

Mail to: Timberline Title & Escrow

Township 15 North, Range 2 West, Boise Meridian, Adams County, Idaho

Section 1: A tract of land located in the S1/2NW1/4 and NW1/4SW1/4 more particularly described as follows:

Beginning at the Northwest 1/16 corner of Section 1, T15NR2WBM;
Thence North 88° 45'08" East 1065.37 feet along the North line of the SE1/4NW1/4 of Section 1 to a point on the thread of the Weiser River;

Thence downstream along said thread through the following six courses:

1. South 64° 40'57" West 162.40 feet;
2. South 34° 25'53" West 310.79 feet;
3. South 44° 46'04" West 294.72 feet;
4. South 64° 25'31" West 187.38 feet;
5. South 24° 00'42" West 516.49 feet;
6. South 05° 51'12" East 59.31 feet;

Thence South 45° 56'00" West 715.63 feet;

Thence South 87° 18'00" West 300.82 feet;

Thence North 18° 00'00" West 524.32 feet;

Thence along a 400.00 foot radius curve to the left an arc distance of 162.32 feet (chord North 29° 37'30" West 161.20 feet);

Thence North 41° 15'00" West 28.68 feet;

Thence along a 1000.00 foot radius curve to the right an arc distance of 271.98 feet (chord North 33° 27'30" West 271.14 feet);

Thence North 25° 40'00" West 312.23 feet;

Thence North 12° 13'00" West 449.43 feet to a point on the North line of the SW1/4NW1/4 of Section 1;

Thence North 88° 45'08" East 1293.55 feet along the North line of the SW1/4NW1/4 of Section 1 to the REAL POINT OF BEGINNING.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-14333
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILDERNESS WEST LLC
PO BOX 18213
SEATTLE WA USA 98118

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.3	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15N	02W	1	SW NW	IRRIGATION	5
				Section Acres	5

15N	02W	2	NE	NE	IRRIGATION	10
					Section Acres	10
					Total Acres	15

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14331. DH 7/15/2002

15. Basis of Claim: License

Wilderness
to Musgrove

NWNW
Lot 4

NENE
Lot 1

T15N, R02W, S01

T15N, R02W, S02

1987 NAPP