

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 37-454A
Date Received: 11/24/1989
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

DANNY VAN HORN
PO BOX 345
FAIRFIELD ID USA 83327-0345

Phone: (208)764-2139

VALERIE VAN HORN
PO BOX 345
FAIRFIELD ID USA 83327-0345

Phone: (208)764-2139

2. Date of Priority: 09/01/1883

3. Source: CORRAL CREEK , CORRAL CREEK , CORRAL CREEK , CORRAL CREEK , CORRAL CREEK
Trib. to: CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01N	13E	21	NW	SW	NW	CAMAS	
01N	13E	29	SW	NW	NE	CAMAS	
01N	13E	20	SE	NW	NW	CAMAS	
01N	13E	20	NE	NE	SE	CAMAS	
01N	13E	29	NE	SE	SW	CAMAS	

5. Description of diverting works:

CONCRETE DAMS, CHECK DAMS, FLOOD IRRIGATION, INSTREAM STOCK USE.

6. Water is used for the following purposes:

Purpose
IRRIGATION

From To C.F.S.
4/15 10/15 0.76

(or) A.F.A

7. Total Quantity Appropriated is:
0.76 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
01N	13E	20	SW	NE	IRRIGATION	10
			NE	NW	IRRIGATION	20
			NW	NW	IRRIGATION	10
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	15
			SE	SW	IRRIGATION	5
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	35
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	245
01N	13E	21	SW	NW	IRRIGATION	10
			SE	NW	IRRIGATION	5
			NE	SW	IRRIGATION	15
			NW	SW	IRRIGATION	30
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	5
					Section Acres	100
01N	13E	28	NW	NW	IRRIGATION	10
					Section Acres	10
01N	13E	29	SE	NE	IRRIGATION	25
			SE	NW	IRRIGATION	20
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	5
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	20
			NW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	15
			NE	NE	IRRIGATION	35
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SW	SE	IRRIGATION	40
					Section Acres	395

01N	13E	32	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	28
			NW	NE	IRRIGATION	35

Section Acres 183

Total Acres 933

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

24.72 CFS CORRAL CREEK WATER AND .8 CFS LANSING CREEK WATER USED FOR IRRIGATION ON ~980 ACRES. THE FOLLOWING IS A LIST OF THE ADJUDICATION RIGHTS, PRIORITIES, AMOUNTS AND SOURCES INVOLVED:

RIGHT	PRIORITY	CFS AMOUNT	SOURCE A37-
13261 6/01/1882 5.4	CORRAL CREEK A37-00728	6/01/1883	1.5
CORRAL CREEK A37-00454 9/01/1883 .8	CORRAL CREEK A37-13267	6/01/1884	
1.7 CORRAL CREEK A37-00463B 6/01/1885 1.4	CORRAL CREEK A37-00730		
8/10/1885 .2 CORRAL CREEK A37-13268 6/01/1886 1.5	CORRAL CREEK A37-00035 6/01/1887 1.0	CORRAL CREEK A37-13269 6/01/1888	
1.4 CORRAL CREEK A37-02139 6/07/1909 .54	CORRAL CREEK/GARDEN		
SPRING A37-13270 5/26/1966 9.28	CORRAL CREEK A37-13271 5/20/1901		
.8 LANSING CREEK IRRIGATION USE P/D'S: WEST FORK CORRAL CREEK: SE,NW,NW, SEC 20.			

EAST FORK CORRAL CREEK: NW,SW,NW, SEC. 21, NE,NE,SE, SEC 20. CORRAL CREEK: SW,NW,NE, & NE,SE,SW, SEC 29.

LANSING CREEK: NE,NW,NW, SEC 28.

SE,NE,NE, & NW,SE,NE, SEC 29.

INSTREAM STOCK USE: A37-13292: 6/01/1882, .33 CFS, LANSING & CORRAL CREEK...

BENEFICIAL USE CLAIM FILED FOR 1500 RANGE STOCK.

***** THE ABOVE CLAIMS ARE SPLIT BASED UPON A PROPORTIONAL RATE OF CLAIMED ACRES WITHIN THE PLACE OF USE FOR CRISTOBAL (47) AND THE TOTAL CLAIMED PLACE OF USE OF 980 ACRES. $47/980 = 4.8\%$.

KKC 5-1-98.

***** CHANGE OF OWNERSHIP DATA ENTERED 11-23-98.

KKC

15. Basis of Claim: Decreed

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: **A37-00454A**
Date Received: 11/24/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CARL D REY
Address: PO BOX 40
CORVALLIS MT

59828

AND/OR

Name: JANINE M REY
Address: PO BOX 40
CORVALLIS MT

59828

2. Date of Priority: SEP 1, 1883

3. Source: CORRAL CREEK

Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	13E	20	SE	NW	NW		CAMAS
			NE	NE	SE		CAMAS
		21	NW	SW	NW		CAMAS
		29	SW	NW	NE		CAMAS
			NE	SE	SW		CAMAS

5. Description of diverting works:

CONCRETE DAMS, CHECK DAMS, FLOOD IRRIGATION, INSTREAM STOCK USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.760		

7. Total Quantity Appropriated is:

0.760 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

S/1500 RANGE STOCK

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	13E	20	SW		NE		IRR	10.0
			NE		NW		IRR	20.0
			NW		NW		IRR	10.0
			SE		NW		IRR	35.0
			NE		SW		IRR	15.0
			SE		SW		IRR	5.0
			NE		SE		IRR	35.0
			NW		SE		IRR	35.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	245.0
		21	SW		NW		IRR	10.0
			SE		NW		IRR	5.0
			NE		SW		IRR	15.0
			NW		SW		IRR	30.0
			SW		SW		IRR	35.0
			SE		SW		IRR	5.0
							Section Acres	100.0
		28	NW		NW		IRR	10.0
							Section Acres	10.0
		29	NE		NE		IRR	35.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	25.0
			SE		NW		IRR	20.0
			NE		SW		IRR	40.0
			NW		SW		IRR	5.0
			SW		SW		IRR	35.0
			SE		SW		IRR	40.0
			NE		SE		IRR	20.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	15.0
							Section Acres	395.0
		32	NW		NE		IRR	35.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	28.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	183.0
					Total Acres	933.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

24.72 CFS CORRAL CREEK WATER AND .8 CFS LANSING CREEK WATER USED FOR IRRIGATION ON ~980 ACRES. THE FOLLOWING IS A LIST OF THE ADJUDICATION RIGHTS, PRIORITIES, AMOUNTS AND SOURCES INVOLVED:

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A37-13261	6/01/1882	5.4	CORRAL CREEK
A37-00728	6/01/1883	1.5	CORRAL CREEK
A37-00454	9/01/1883	.8	CORRAL CREEK
A37-13267	6/01/1884	1.7	CORRAL CREEK
A37-00463B	6/01/1885	1.4	CORRAL CREEK
A37-00730	8/10/1885	.2	CORRAL CREEK
A37-13268	6/01/1886	1.5	CORRAL CREEK
A37-00035	6/01/1887	1.0	CORRAL CREEK
A37-13269	6/01/1888	1.4	CORRAL CREEK
A37-02139	6/07/1909	.54	CORRAL CREEK/GARDEN SPRING
A37-13270	5/26/1966	9.28	CORRAL CREEK
A37-13271	5/20/1901	.8	LANSING CREEK

IRRIGATION USE P/D'S:

WEST FORK CORRAL CREEK: SE,NW,NW, SEC 20.
EAST FORK CORRAL CREEK: NW,SW,NW, SEC. 21, NE,NE,SE, SEC 20.
CORRAL CREEK: SW,NW,NE, & NE,SE,SW, SEC 29.
LANSING CREEK: NE,NW,NW, SEC 28.
SE,NE,NE, & NW,SE,NE, SEC 29.

INSTREAM STOCK USE:

A37-13292: 6/01/1882, .33 CFS, LANSING & CORRAL CREEK...
BENEFICIAL USE CLAIM FILED FOR 1500 RANGE STOCK.

THE ABOVE CLAIMS ARE SPLIT BASED UPON A PROPORTIONAL RATE OF CLAIMED ACRES WITHIN THE PLACE OF USE FOR CRISTOBAL (47) AND THE TOTAL CLAIMED PLACE OF USE OF 980 ACRES. $47/980 = 4.8\%$.

KKC 5-1-98.

CHANGE OF OWNERSHIP DATA ENTERED 11-23-98. KKC



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

November 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CARL REY
RT 1 BOX 2015
CORRAL ID 83322

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS CHANGE OF
OWNERSHIP FROM JON MELLON

Dear Mr Rey

Enclosed are copies of 13 adjudication claims which I have changed the ownership from Mr Mellon to you, as identified through two change of ownership forms. Please review these claims to insure that they represent the water use as it exists on the property.

I have also enclosed a change of address form, as the quit claim deed submitted for A37-02139A showed the above address where as the change of ownership form has the address as shown on the claims. The department is required to have a written request before we can change the address on claims filed in the Snake River Basin Adjudication.

If you have any questions please contact this office.

Sincerely

Kelly K Christensen
Senior Water Resource Agent

Enclosures



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

FEB 14 1996

DATE OF CLOSING: 1/26/96

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

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit A

- ☐ 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: A37-00035, A37-00454, A37-00463B, A37-00730, A37-00728
A37-13261, R37-13261, A37-13267, R37-13268, A37-13268,
A37-13269, A37-13270, A37-13271, A37-13292

- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Jon and Lana Mellen
Route 1, Box 2015
Fairfield, ID 83315

- ☐ New Owner/Claimant (Purchaser): Carl D. Rey and Janine M. Rey

- ☐ New Mailing Address: P. O. Box 40
Corvallis, Montana 59828
(will be moving to Fairfield, ID - Summer '96)

- ☐ New Telephone Number: () -

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

- ☐ Attach proof of ownership, describe proof attached: copy of recorded Warranty 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) Carl D. Rey Date 01/26/96

- ☐ Signature of Former Owner/Claimant(s) Jon Mellen Date _____
Date _____

(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

RECEIVED

FEB 14 1996

WARRANTY DEED

Department of Water Resources
Southern Region

JON MELLEN AND LANA MELLEN, husband and wife, Grantor, hereby convey, grant, bargain, sell and warrant to CARL D. REY and JANINE M. REY, husband and wife, Grantee, whose address is P.O. Box 40, Corvallis, Montana 59828, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the real property located in Camas County, Idaho and more particularly described on Exhibit A, attached and incorporated by reference, hereinafter the Real Property.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, mineral rights, rights-of-way and water rights in anyway appertaining to the property herein described. Attached hereto as Exhibit B is a description of the water rights appurtenant to the Real Property conveyed by this deed, together with water rights appurtenant to an adjacent parcel also being acquired by Grantee.

The Grantor covenants to the Grantee that the Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, except as described below, and that the Grantor will warrant and defend the same from all other claims whatsoever, except any claims relating to the county road located on the Real Property.

This conveyance is subject to 1996 real property taxes, easements of record, any reservations in favor of the United States of America, and all other matters of record.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 26th day of January, 1996.

69756

Recorded at the Request of

Camas Titleat 1:05 PMJanuary 26, 1996in Book 29of Deeds Page 833

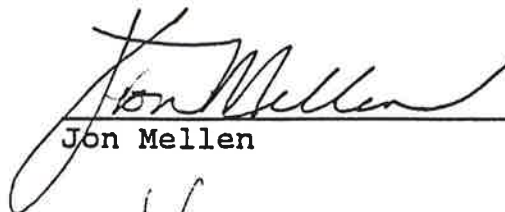
FOLLIE BENNETT

CAMAS COUNTY RECORDER

By Guy F. BackeFees \$ 12.00

WARRANTY DEED - 1

1/24/96


Jon Mellen
Lana Mellen

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IDAHO)
) SS.
COUNTY OF GOODING)

On this 26th day of January, 1996, before me, the undersigned, a Notary Public, personally appeared JON MELLEN and LANA MELLEN, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



Susan M. Bolton

Notary Public For Idaho
Residing at: Gooding, Idaho
My Commission Expires: 10-16-98

Tract #2

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$.

EXHIBIT A

EXHIBIT B

APPURTENANT WATER RIGHTS

Surface water rights appurtenant to the Real Property, described in the attached deed, to certain real property located adjacent to the Real Property, which is also being acquired by the Grantee, and to the Retained Property, described below, have been filed in the Snake River Basin Adjudication under the following numbers:

A37-00035
A37-00454
A37-00463B
A37-00728
A37-00730 ✓
A37-13261 ✓
A37-13267 ✓
A37-13268 ✓
A37-13269 ✓
A37-13270 ✓
A37-13271 ✓
A37-13292 ✓ *stock not part of Crystal Lake*
R37-13261
R37-13268

A Ground Water claim has also been filed in the Snake River Basin Adjudication under number A37-13274.

Together with all other water rights and permits which are appurtenant to the Real Property, described in the attached deed.

Seller reserves from the conveyance under the attached deed all water rights which are appurtenant to the following described real property ("the Retained Property"):

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho

SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29, except that portion of the
SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, lying east of the county road;
NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21;
SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21; and
SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 20.

RECEIVED

WARRANTY DEED

FEB 14 1996

Mellen Unitrust/Rey

Department of Water Resources
Southern Region

THE JON AND LANA MELLEN UNITRUST, established under Trust Agreement dated December 7, 1995, Jon and Lana Mellen, Co-Trustees, Grantor, hereby convey, grant, bargain, sell and warrant to CARL D. REY and JANINE M. REY, husband and wife, Grantee, whose address is P.O. Box 40, Corvallis, Montana 59828, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the real property located in Camas County, Idaho and more particularly described on Exhibit A, attached and incorporated by reference, hereinafter "the Real Property."

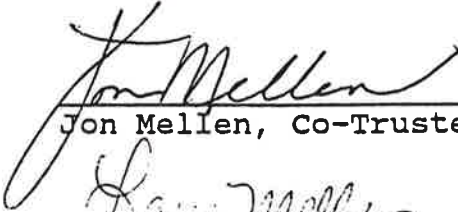
This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, mineral rights, rights-of-way and water rights in anyway appertaining to the property herein described. Attached hereto as Exhibit B is a description of the water rights appurtenant to the Real Property conveyed by this deed, together with water rights appurtenant to an adjacent parcel also being acquired by Grantee.

The Grantor covenants to the Grantee that the Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, except as described below, and that the Grantor will warrant and defend the same from all other claims whatsoever, except any claims of easements or other rights relating to the cemetery, which is located at or near the intersecting corner of Sections 29, 30, 31 and 32 of the Real Property, and the cemetery's access road, and any claims relating to the county road located on the Real Property.

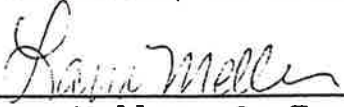
This conveyance is subject to 1996 real property taxes, easements of record, any reservations in favor of the United States of America, and all other matters of record.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 26th day of January, 1996.

THE JON AND LANA MELLEN UNITRUST



Jon Mellen, Co-Trustee



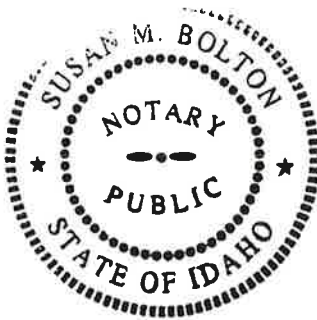
Lana Mellen, Co-Trustee

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Gooding)

On this 26th day of January, 1996, before the undersigned, a Notary Public, personally appeared JON MELLEN, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as TRUSTEE OF THE JON AND LANA MELLEN UNITRUST.

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



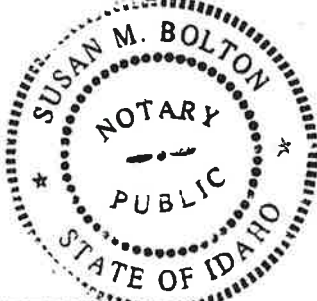
Susan M. Bolton
Notary Public for Idaho
Residing at Gooding, ID
My commission expires: 10/16/98

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Gooding)

On this 26th day of January, 1996, before the undersigned, a Notary Public, personally appeared LANA MELLEN, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as TRUSTEE OF THE JON AND LANA MELLEN UNITRUST.

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



Susan M. Bolton
Notary Public for Idaho
Residing at Gooding, ID
My commission expires: 10/16/98

Tract #1:

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

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

Section 8: $SW\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, $NE\frac{1}{4}$, $S\frac{1}{2}$ EXCEPT Beginning at the SW corner of the $SW\frac{1}{4}$ Section 8, the True Point of Beginning; Thence North along the West boundary of said $SW\frac{1}{4}$, 900 feet to a point; Thence East and parallel with the South boundary of $SW\frac{1}{4}$, 1320 feet to a point; Thence in a Southeasterly direction to a point on the South boundary of the $SW\frac{1}{4}SE\frac{1}{4}$ Section 8, 400 feet East of the Southwest corner of the $SW\frac{1}{4}SE\frac{1}{4}$ said Section 8; Thence West on the South boundary of the $SW\frac{1}{4}SE\frac{1}{4}$ and $S\frac{1}{2}SW\frac{1}{4}$ 3,040 feet to the True Point of Beginning.

Section 9: All

Section 17: $SW\frac{1}{4}SW\frac{1}{4}$, AND a Parcel of Land lying East of the Following described Center Line, Beginning at the North $\frac{1}{4}$ corner of said Section 17, the True Point of Beginning; Thence East on the North boundary of Section 17, 400 feet to a point; Thence in a Southeasterly direction a distance of 4,920 feet to a point on the East boundary of Section 17, 900 feet North of the Southeast corner, Section 17; Thence South on the East boundary of Section 17, 900 feet to the Southeast corner of Section 17.

Section 18: $SE\frac{1}{4}$

Section 19: $W\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}$.

Section 20: $NW\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$ EXCEPT A parcel of land situated in the Northwest $\frac{1}{4}$ of Section 20, Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho; described as follows: Beginning at a point on the North Line of and 3395.2 feet West from the Northeast corner of said Section 20; thence $S\ 0^{\circ}16' W.$, a distance of 533.4 feet; thence $S\ 49^{\circ}26' E.$, a distance of 351.6 feet; thence $N\ 77^{\circ}33' E.$, a distance of 482.4 feet; thence $N\ 01^{\circ}33' E.$, a distance of 655.7 feet; thence $N\ 89^{\circ}44' W.$, a distance of 755.2 feet to the point of beginning..

EXHIBIT A

69757
Recorded at the Request of
Camas Title
at 1:07 P M
1-26, 1996
in Book 29
of DEEDS Page 837.
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By Kore Blodgett
Fees \$ 15⁰⁰

Section 21: $N\frac{1}{2}$, $N\frac{1}{2}S\frac{1}{2}$, $S\frac{1}{2}SE\frac{1}{4}$, EXCEPT Commencing at the West quarter corner of Section 28; Thence $N\ 3^{\circ}\ 00'\ E.$, a distance of 3,274.38 feet; Thence $N\ 7^{\circ}\ 42'30''\ E.$, a distance of 715.76 feet; Thence $S\ 86^{\circ}\ 16'\ E.$, a distance of 871.90 feet to the Real Point of Beginning; Thence continuing $S\ 86^{\circ}\ 16'\ E.$, a distance 400.0 feet; Thence $N\ 3^{\circ}\ 44'\ W.$, a distance 600.0 feet; Thence $N\ 86^{\circ}\ 16'\ W.$, a distance of 400.0 feet; Thence $S\ 3^{\circ}\ 44'\ W.$, a distance of 600.0 feet to the Real Point of Beginning, AND EXCEPT $W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$ and $W\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$.

Section 28: All EXCEPT $W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, AND a tract of land located in the $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$ described as follows: Beginning at a point 950 feet South of the NW corner of said Section 28, the True point of beginning; Thence, East and parallel with the North boundary of Section 28, a distance of 660 feet to a point; Thence, South on the East boundary of the $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$ of said Section 28, to the SE corner of said $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$; Thence, West on the South Boundary of the $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$ a distance of 660 feet to the SW corner of the $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$; Thence, North on the boundary of the $W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$ to the point of beginning.

Section 29: $W\frac{1}{2}$, $SE\frac{1}{4}SE\frac{1}{4}$.

Section 30: Lots 2, 3, $NE\frac{1}{4}SW\frac{1}{4}$, $E\frac{1}{2}$, $SE\frac{1}{4}NW\frac{1}{4}$.

Section 31: $NE\frac{1}{4}$

Section 32: $E\frac{1}{2}E\frac{1}{2}$, $NW\frac{1}{4}$, EXCEPT A parcel of land in the $SW\frac{1}{4}NE\frac{1}{4}$ of Section 32, described as follows: Beginning at a point 25 feet West of the SE corner of the $SW\frac{1}{4}NE\frac{1}{4}$ of Section 32; Thence North and parallel with the East boundary line of the $SW\frac{1}{4}NE\frac{1}{4}$ a distance of 308 feet; Thence West and parallel with the South boundary line of the $SW\frac{1}{4}NE\frac{1}{4}$ a distance of 550 feet; Thence South and parallel with the East boundary line of the $SW\frac{1}{4}NE\frac{1}{4}$ a distance of 308 feet; Thence East along the South boundary of the $SW\frac{1}{4}NE\frac{1}{4}$ a distance of 550 feet to the point of beginning, AND EXCEPT Beginning at a point 575 feet West of the Southeast corner of and on the South boundary line of, the $SW\frac{1}{4}NE\frac{1}{4}$ of Section 32, and running thence North, parallel with the East boundary line of said $SW\frac{1}{4}NE\frac{1}{4}$ of Section 32, a distance of 308 feet to a point; thence East, parallel with the South boundary line of the said $SW\frac{1}{4}NE\frac{1}{4}$, of said Section 32 a distance of 550 feet to a point; thence North, parallel with the East boundary line of said $SW\frac{1}{4}NE\frac{1}{4}$ of said Section 32 a distance of 987 feet to a point; thence West, parallel with the North boundary line of the said $SW\frac{1}{4}NE\frac{1}{4}$ and the $SE\frac{1}{4}NW\frac{1}{4}$ of said Section 32 a distance of 1,926 feet to a point; thence $S\ 16^{\circ}\ 46'\ E.$, a distance of 1,352.0 feet to a point on the South line of the $SE\frac{1}{4}NW\frac{1}{4}$ of said Section 32; thence East along the South line of the $SE\frac{1}{4}NW\frac{1}{4}$ and of the $SW\frac{1}{4}NE\frac{1}{4}$ of said Section 32 a distance of 986 feet to the point of beginning.

Section 33: $NW\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}NW\frac{1}{4}$.

EXHIBIT B

APPURTENANT WATER RIGHTS

Surface water rights appurtenant to the Real Property, described in the attached deed, to certain real property located adjacent to the Real Property, which is also being acquired by the Grantee, and to the Retained Property, described below, have been filed in the Snake River Basin Adjudication under the following numbers:

A37-00035
A37-00454
A37-00463B
A37-00728
A37-00730
A37-13261
A37-13267
A37-13268
A37-13269
A37-13270
A37-13271
A37-13292
R37-13261
R37-13268

A Ground Water claim has also been filed in the Snake River Basin Adjudication under number A37-13274.

Together with all other water rights and permits which are appurtenant to the Real Property, described in the attached deed.

Seller reserves from the conveyance under the attached deed all water rights which are appurtenant to the following described real property ("the Retained Property"):

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho

SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29, except that portion of the
SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, lying east of the county road;
NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21;
SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21; and
SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 20.

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: A37-00454
Date Received: 11/07/1989
Receipt No: 5010532
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JON MELLEN 208-764-2365
Address: RT 1 BOX 2015
FAIRFIELD, ID 83327

AND/OR

Name: LANA MELLEN 208-764-2365
Address: RT 1 BOX 2015
FAIRFIELD, ID 83327

2. Date of Priority: SEP 01, 1883

3. Source: CORRAL CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	13E	20	SE	NW	NW		CAMAS
			NE	NE	SE		CAMAS
		21	NW	SW	NW		CAMAS
		29	SW	NW	NE		CAMAS
			NE	SE	SW		CAMAS

5. Description of diverting works:
CONCRETE DAMS, CHECK DAMS, FLOOD IRRIGATION, INSTREAM STOCK USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is 2450.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1500 RANGE STOCK

A37-00454

Page 1

Date: 11/08/89

MICROFILMED
FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	13E	20	SW		NE		IRR	10.0
			NE		NW		IRR	20.0
			NW		NW		IRR	10.0
			SE		NW		IRR	35.0
			NE		SW		IRR	15.0
			SE		SW		IRR	5.0
			NE		SE		IRR	35.0
			NW		SE		IRR	35.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	245.0
		21	SW		NW		IRR	10.0
			SE		NW		IRR	5.0
			NE		SW		IRR	15.0
			NW		SW		IRR	30.0
			SW		SW		IRR	35.0
			SE		SW		IRR	5.0
							Section Acres	100.0
		28	NW		NW		IRR	10.0
							Section Acres	10.0
		29	NE		NE		IRR	35.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	25.0
			SE		NW		IRR	20.0
			NE		SW		IRR	40.0
			NW		SW		IRR	5.0
			SW		SW		IRR	35.0
			SE		SW		IRR	40.0
			NE		SE		IRR	20.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	15.0
							Section Acres	395.0
		32	NW		NE		IRR	35.0
			SW		NE		IRR	35.0
			NE		NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	13E	32	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
Section Acres							230.0
Total Acres							980.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

24.72 CFS CORRAL CREEK WATER AND .8 CFS LANSING CREEK WATER USED FOR IRRIGATION ON ~980 ACRES. THE FOLLOWING IS A LIST OF THE ADJUDICATION RIGHTS, PRIORITIES, AMOUNTS AND SOURCES INVOLVED:

RIGHT	PRIORITY	CFS AMOUNT	SOURCE
A37-13261	6/01/1882	5.4	CORRAL CREEK
A37-00728	6/01/1883	1.5	CORRAL CREEK
A37-00454	9/01/1883	.8	CORRAL CREEK
A37-13267	6/01/1884	1.7	CORRAL CREEK
A37-00463B	6/01/1885	1.4	CORRAL CREEK
A37-00730	8/10/1885	.2	CORRAL CREEK
A37-13268	6/01/1886	1.5	CORRAL CREEK
A37-00035	6/01/1887	1.0	CORRAL CREEK
A37-13269	6/01/1888	1.4	CORRAL CREEK
A37-02139	6/07/1909	.54	CORRAL CREEK/GARDEN SPRING
A37-13270	5/26/1966	9.28	CORRAL CREEK
A37-13271	5/20/1901	.8	LANSING CREEK

IRRIGATION USE P/D'S:

WEST FORK CORRAL CREEK: SE,NW,NW, SEC 20.

EAST FORK CORRAL CREEK: NW,SW,NW, SEC. 21, NE,NE,SE, SEC 20.

CORRAL CREEK: SW,NW,NE, & NE,SE,SW, SEC 29.

LANSING CREEK: NE,NW,NW, SEC 28.

SE,NE,NE, & NW,SE,NE, SEC 29.

INSTREAM STOCK USE:

A37-13292: 6/01/1882, .33 CFS, LANSING & CORRAL CREEK...

BENEFICIAL USE CLAIM FILED FOR 1500 RANGE STOCK.

15. Basis of Claim: DECREED

Case Number:
Court :

RECORDED
FEB 22 1993

Decree date: 12/13/1909

S.C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s):

Jon Mullen

Date: 11-22-89

Date: _____

State of Idaho

County of

TF

SS.

Subscribed and sworn (or affirmed) before me this 22 day

nd

of Nov 19 89

Lon White
Notary Public

Seal

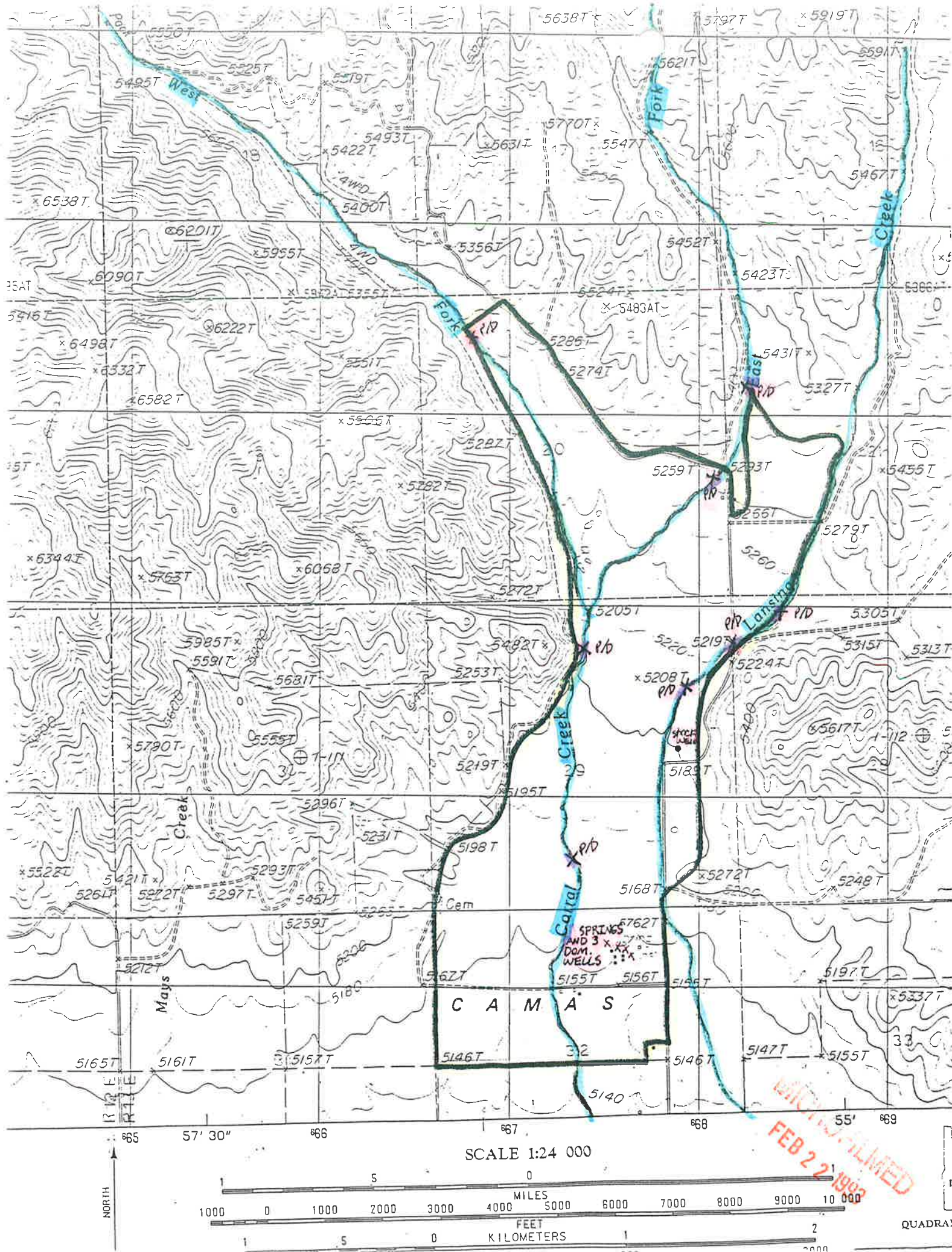
Residing at

TF

My Commission Expires

5/94

RECORDED
FEB 22 1993



Ident. No. _____

FACT SHEET

for

Excessive Irrigation Flows

This information is to be submitted with any application for permit or adjudication claim to water right for which the irrigation rate of flow requested/claimed is more than .02 cfs per acre. One exception is that .03 cfs per acre is allowed for up to five (5) acres.

Soil type and soil profile: _____

Soil water holding capacity: _____

Soil intake family (if known): _____

Field slope: _____

Anticipated crops: _____

Method of irrigation: _____

ADJUDICATION CLAIM ONLY:

Is this method of irrigation the common local practice? _____

Have you changed the irrigated method from the one first developed? _____

If yes, describe. _____

Remarks

We use all the current flow from Corral Creek, Lansing Creek and Spring Water that is available. The water levels vary year to year, but the overall flow has been decreasing over the years.
Jon Miller

RECORDED
FEB 22 1993

EXCESSIVE IRRIGATION INFORMATION:

CORRAL CREEK WATER	CFS	
A37-13261	5.4	DECREE
A37-00728	1.5	DECREE
A37-00454	.8	DECREE
A37-13267	1.7	DECREE
A37-00463B	1.4	DECREE
A37-00730	.2	DECREE
A37-13268	1.5	DECREE
A37-00035	1.0	DECREE
A37-13269	1.4	DECREE
A37-02139	.54	DECREE
A37-13270	9.28	PERMIT
LANSING CREEK WATER		
A37-13271	.8	DECREE
SPRING WATER		
A37-02726	.06	LICENSE

TOTAL CFS	25.58	

AT 1" PER ACRE, 25.58 CFS IS ENOUGH WATER FOR 1,279 ACRES.

THE ACRES THAT THE ABOVE WATER APPLIES TO IS ~980 ACRES.
25.58 CFS AVERAGES OUT TO .026 CFS PER ACRE OR 1.3" PER ACRE.

UNRECORDED
FEB 22 1993

08/05/2008

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

RIGHT NUMBER: 37-454A

NAME AND ADDRESS: DANNY VAN HORN
PO BOX 345
FAIRFIELD ID 83327-0345

VALERIE VAN HORN
PO BOX 345
FAIRFIELD ID 83327-0345

SOURCE: CORRAL CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.760 CFS

PRIORITY DATE: 09/01/1883

POINT OF DIVERSION:

T01N R13E S29 SESENW Within CAMAS County

T01N R13E S32 NENENW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/15 10/31

0.760 CFS

PLACE OF USE:

IRRIGATION in CAMAS County

T01N R13E S20	SWNE	2.30	T01N R13E S20	NENW	12.00
T01N R13E S20	NWNW	14.00	T01N R13E S20	SENW	30.00
T01N R13E S20	NESW	17.00	T01N R13E S20	SESW	3.50
T01N R13E S20	NESE	30.00	T01N R13E S20	NWSE	35.00
T01N R13E S20	SWSE	34.00	T01N R13E S20	SESE	40.00
T01N R13E S21	SWNW	12.00	T01N R13E S21	SENW	6.60
T01N R13E S21	NESW	14.00	T01N R13E S21	NWSW	20.00
T01N R13E S21	SWSW	39.00	T01N R13E S21	SESW	4.80
T01N R13E S28	NENW	12.00	T01N R13E S28	NWNW	19.00
T01N R13E S29	NENE	39.00	T01N R13E S29	NWNE	39.00
T01N R13E S29	SWNE	40.00	T01N R13E S29	SENE	20.00
T01N R13E S29	NENW	0.70	T01N R13E S29	SENW	25.00
T01N R13E S29	NESW	40.00	T01N R13E S29	NWSW	4.10
T01N R13E S29	SWSW	27.00	T01N R13E S29	SESW	40.00
T01N R13E S29	NESE	21.00	T01N R13E S29	NWSE	40.00
T01N R13E S29	SWSE	40.00	T01N R13E S29	SESE	9.80
T01N R13E S31	NENE	2.50	T01N R13E S31	SENE	7.10
T01N R13E S32	NWNE	34.00	T01N R13E S32	NENW	40.00
T01N R13E S32	NWNW	38.00	T01N R13E S32	SWNW	40.00

T01N R13E S32

SENW 21.00

913.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 913.4 acres in a single irrigation season. Combined Right Nos.: 37-35A, 37-454A, 37-463C, 37-728A, 37-2139A, 37-13261A, 37-13267A, 37-13268A, 37-13269A, and 37-13271A.

08/05/2008

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

37-13268A, 37-13269A, and 37-13271A.

This right is limited to the irrigation of 142.8 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

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

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

Brockway PODs - Van Horn

TIN RISE:

S18

GARDEN SPR. NE SE SE

Rey #3 SE SE SE CORR. CR. WF

Rey #4 SE SE SE CORR. CR. WF

S20

Rey #9 NE NE SE EF - CC

S21

Rey #10 SW NW NW EF - CC

S28

Lansing Cr. #5 NWNWNW Lansing Cr.

S29

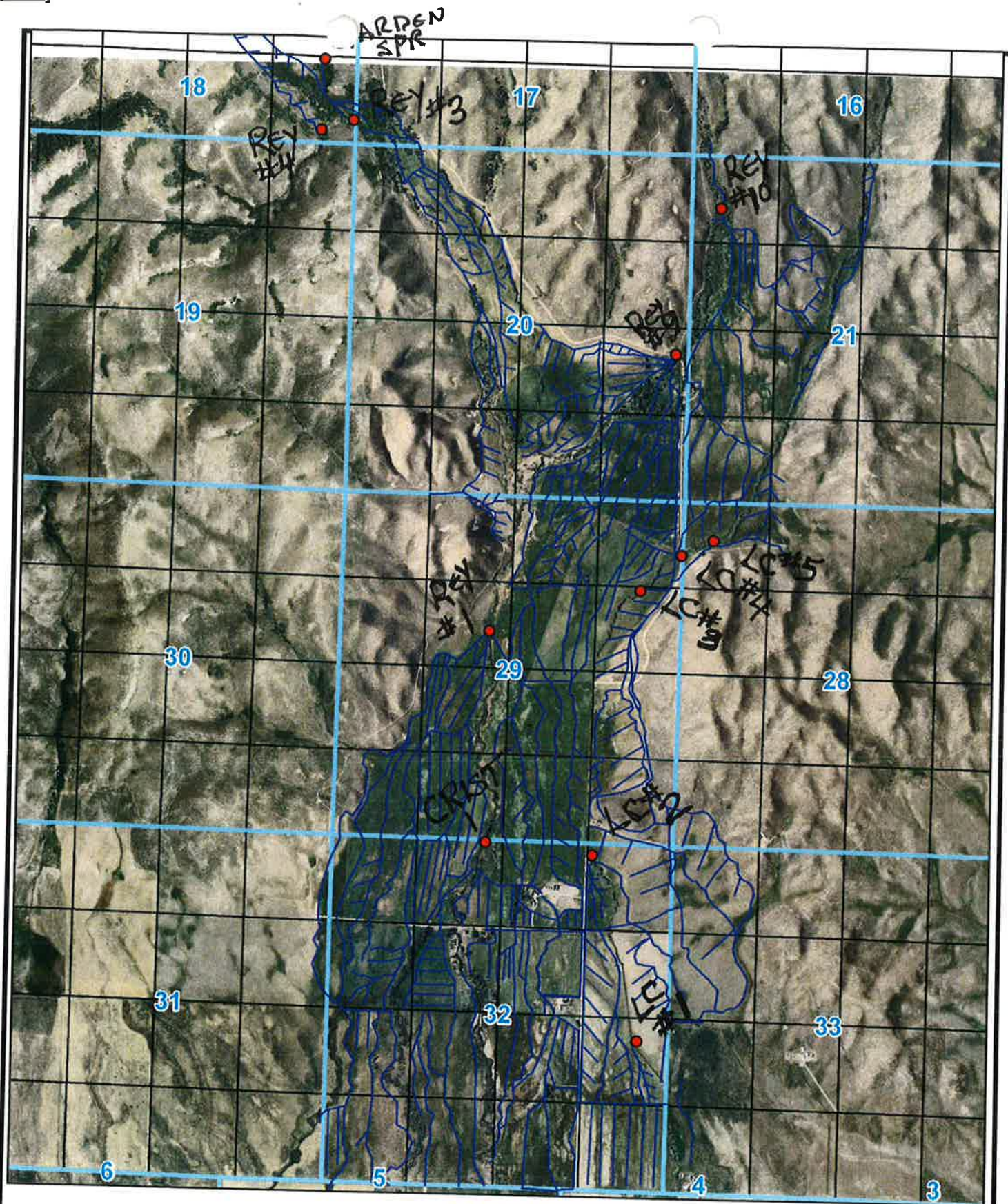
Lansing Cr. #4 SE NE NE Lansing Cr.

Lansing Cr. #3 SE NE Lansing Cr.

Rey #1 SE SE NW CC.

S32

Cristobal Div. NE NE NW CC.



DANNY VANHORN
 P.O.D. ALL SURFACE WATER RIGHTS
 NAIP 2006 AERIAL PHOTO

BROCKWAY ENGINEERING, PLLC.
 ALR - MAY 12, 2008

Legend
 ● POD_-_JRR_Surface_Water_Creeks
 — DITCHES
 □ t01n13e

N
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37-35A

08/24/2006

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

RIGHT NUMBER: 37-454A
NAME AND ADDRESS: DANNY VAN HORN
PO BOX 345
FAIRFIELD ID 83327-0345

VALERIE VAN HORN
PO BOX 345
FAIRFIELD ID 83327-0345

SOURCE: CORRAL CREEK
EAST FORK CORRAL CREEK
WEST FORK CORRAL CREEK
TRIBUTARY: CAMAS CREEK
TRIBUTARY: CORRAL CREEK
TRIBUTARY: CORRAL CREEK

QUANTITY: 0.760 CFS

PRIORITY DATE: 09/01/1883

POINT OF DIVERSION:

T01N R13E S20 NWNWNW Within CAMAS County
T01N R13E S20 NENESE Within CAMAS County
T01N R13E S21 SWNWNW Within CAMAS County
T01N R13E S29 SWNWNW Within CAMAS County
T01N R13E S29 NESESW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.760 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T01N R13E S20	SWNE	2.60	T01N R13E S20	NENW	12.00
T01N R13E S20	NWNW	12.00	T01N R13E S20	SENW	30.00
T01N R13E S20	NESW	17.00	T01N R13E S20	SESW	3.30
T01N R13E S20	NESE	26.00	T01N R13E S20	NWSE	34.00
T01N R13E S20	SWSE	33.00	T01N R13E S20	SESE	38.00
T01N R13E S21	SWNW	11.00	T01N R13E S21	SENW	6.10
T01N R13E S21	NESW	14.00	T01N R13E S21	NWSW	20.00
T01N R13E S21	SWSW	36.00	T01N R13E S21	SESW	1.50
T01N R13E S28	NWNW	11.00	T01N R13E S29	NENE	37.00
T01N R13E S29	NWNE	38.00	T01N R13E S29	SWNE	40.00
T01N R13E S29	SENE	19.00	T01N R13E S29	NENW	0.70
T01N R13E S29	SENW	14.00	T01N R13E S29	NESW	38.00
T01N R13E S29	NWSW	2.90	T01N R13E S29	SWSW	23.00
T01N R13E S29	SESW	38.00	T01N R13E S29	NESE	20.00
T01N R13E S29	NWSE	40.00	T01N R13E S29	SWSE	40.00
T01N R13E S29	SESE	9.30	T01N R13E S31	NENE	2.50
T01N R13E S31	SENE	7.10	T01N R13E S32	NWNE	35.00
T01N R13E S32	NENW	38.00	T01N R13E S32	NWNW	37.00
T01N R13E S32	SWNW	38.00	T01N R13E S32	SENW	18.00

843 ACRES TOTAL

08/24/2006

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

This right is limited to the irrigation of 142.8 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 843 acres in a single irrigation season. Combined Right Nos.: 37-35A, 37-454A, 37-463C, 37-728A, 37-2139A, 37-13261A, 37-13267A, 37-13268A, 37-13269A, and 37-13271A.

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 - Decreed

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

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

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

**Prepared by M. Anders
On Friday, August 25, 2006
1987/88 Aerial Photography**

11/1/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 11/21/2006

Water right number: 37-454A

Danny Van Horn
PO Box 345
Fairfield, Id. 83327-0345
Telephone Number: (208) 764-2139

Valerie Van Horn
PO Box 345
Fairfield, Id. 83327-0345
Telephone Number: (208) 764-2139

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

Place of use amounts, source, points of diversion changes, & diversion rate reductions.

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

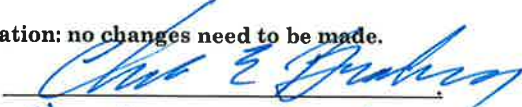
Current acreage recommended, relocated & rename points of diversion, correct diversion rates

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

Preliminary review indicates many components of the recommendation are incorrect, see note below.

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

DATE: 12/12/06

SIGNATURE: 

Please print your name: Charles E Brockway

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

The preliminary recommendation for which this Notice of Error is submitted is dated November 6, 2006, and requires a reply by November 21, 2006. Due to extremely short period for review and reply, and the considerable number of related preliminary recommendations currently under review by our firm, the undersigned must categorically object to, and disagree with, any and all portions of the recommendation which may be contrary to, or inconsistent with, the claim which has been filed for the above-referenced water right.

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

CUSTOMER:

DATE: May 1, 1998 10:02 am

DeNene M Dixon

First American Title Co 934-4427

SUBJECT: CHANGE OF OWNERSHIP FOR MELLON TO REY
phone (X) walk-in()

I called her to get clarification on the actual place of use covered in warranty deed 69756.

She indicated that she is completing another change of ownership for REY that conveys the balance of Mellon's property to them. She felt that the deed would be recorded later today. I she indicated that she would fax the change of ownership to me after it is recorded.