

06/20/2001

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

RIGHT NUMBER: 65-2949A

NAME AND ADDRESS: KRIS MELTON ALLEN
4121 N CRESWELL WAY
BOISE, ID 83713

SOURCE: STOVER CREEK TRIBUTARY: BOULDER CREEK

QUANTITY: 34.5 AFY

PRIORITY DATE: 03/15/1954

POINT OF DIVERSION: T17N R04E NESW Within VALLEY County
S30

TWO POINTS OF DIVERSION IN T17N, R4E, SEC 30, NESW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	1-01 12-31	34.50 AFY
IRRIGATION FROM STORAGE	4-15 10-15	34.50 AFY

PLACE OF USE:

IRRIGATION FROM STORAGE Within					
VALLEY County					
T17N R03E S36	NWNE	10	T17N R03E S36	NENW	19
T17N R03E S36	SENE	24			

53 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 - Decreed

RIGHT NO. 65-02949B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE

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

In Re SRBA

Case No. 39576

Water Rights: 65-2949A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ IC § 42-222 transfer
 - ☐ Point of diversion ☐ Place of use
 - ☐ Period of use ☐ Nature of use
 - ☐ Split of water right ☒ Change in ownership
 - ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: June 20, 2001



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 20, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

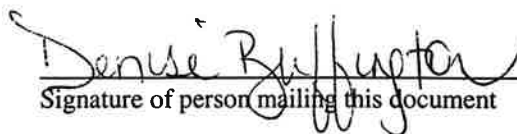
3. Copies to all parties to the subcase:

Annalee H Melton (*Former Owner*)
7228 NW Eaton Cr
Westminster CO 80003

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Kris Melton Allen (*Current Owner*)
4121 N Creswell Way
Boise ID 83713

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

December 8, 2000

RECEIVED
DEC 11 2000
WATER RESOURCES
WESTERN REGION

Jan:

Please find the deeds for the two piece of land I inherited from Annalee H. Melton. Document #1 is for the 10 acres with Stoffer Creek going through it. Document #2 is joint ownership with my brother of the 50 acres that has the Roseberry Canal on it. Document #3 shows my brother, Greg, deeding his joint share of the 50 acres to me solely.

Thanks for your assistance on Tuesday.

Kris
Kris (Melton) Allen

Legal Name for papers: Kristen A. Allen

*X 4121 N Creswell Way
Boise, Id 83713*

WATER RESOURCES
WESTERN REGION

For Value Received, Gregory Lane Melton, a single man,
hereby conveys, releases, remises and forever quits claim unto
Kristen Anne Melton Allen

whose address is : 4121 N. Creswell, Boise, ID 83713

the following premises, to wit:

See Attached Exhibit A

Dated:

Gregory Lane Melton
Gregory Lane Melton

Greg giving over
his ownership of
the 50^{#2} acres (and
2 lots in Donnelley)
#3

State of Colorado)
) ss

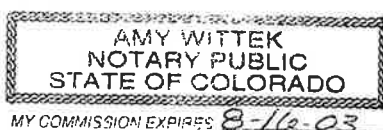
County of Jefferson

County of Jefferson
On this 6th day of July, 2000, before me, Amy Wittek

a notary public in and for said State, personally appeared Gregory Lane Melton, known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public

Residing at: 5971 W 88th Ave
Commission Expires: 8-16-23



00 JUL 13 AM 9 45
REQUESTED BY Justin Allen
RECORDED

VALLEY COUNTY RECORDER
BY: D. J. Nelson
FEE: 6.00

248356
TYPE *Dutchman's*
LEEDS BRANCH
WALLINGFORD

EXHIBIT A

Lot 1 in ASHLEY SUBDIVISION of Donnelly, Valley County, Idaho.

and

A parcel of land lying in the SW 1/4 SE 1/4, Section 10, Township 16 N., Range 3 E., B.M., more particularly described as follows:

Commencing at the N.E. Corner of the Townsite of Donnelly, Idaho; thence West 78.5 feet to the Point of Beginning; thence North 100 feet; thence West 50 feet; thence South 100 feet; thence East 50 feet to the Point of Beginning.

and

A parcel of land lying in the E 1/2 of the NW 1/4 of Section 36, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the Quarter Corner common to Sections 25 and 36, T. 17 N., R. 3 E., being a brass cap monument;

Thence S. 89° 57' 54" W. on the section line between said sections a distance of 511.42 feet to a point and the True Point of Beginning;

Thence continuing S. 89° 57' 54" W. on said line a distance of 811.42 feet to a point, being the W. 1/16 Corner;

Thence S. 0° 03' 44" W. a distance of 25.00 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;

Thence continuing S. 0° 03' 44" W. a distance of 2620.03 feet to a 5/8-inch rebar, being the NW 1/16 Corner;

Thence S. 89° 59' 09" E. a distance of 811.66 feet to a 5/8-inch rebar;

Thence N. 0° 03' 25" E. a distance of 2620.72 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;

Thence continuing N. 0° 03' 25" E. a distance of 25.00 feet to the Point of Beginning.

Together with all water and water rights, ditches and ditch rights, tenements and hereditaments, appurtenances and fixtures, permits and licenses belonging thereto or in anywise appertaining.

ASHLEY SUBDIVISION

SUBDIVISION WITHIN THE CITY OF DONNELLY

VALLEY COUNTY, IDAHO

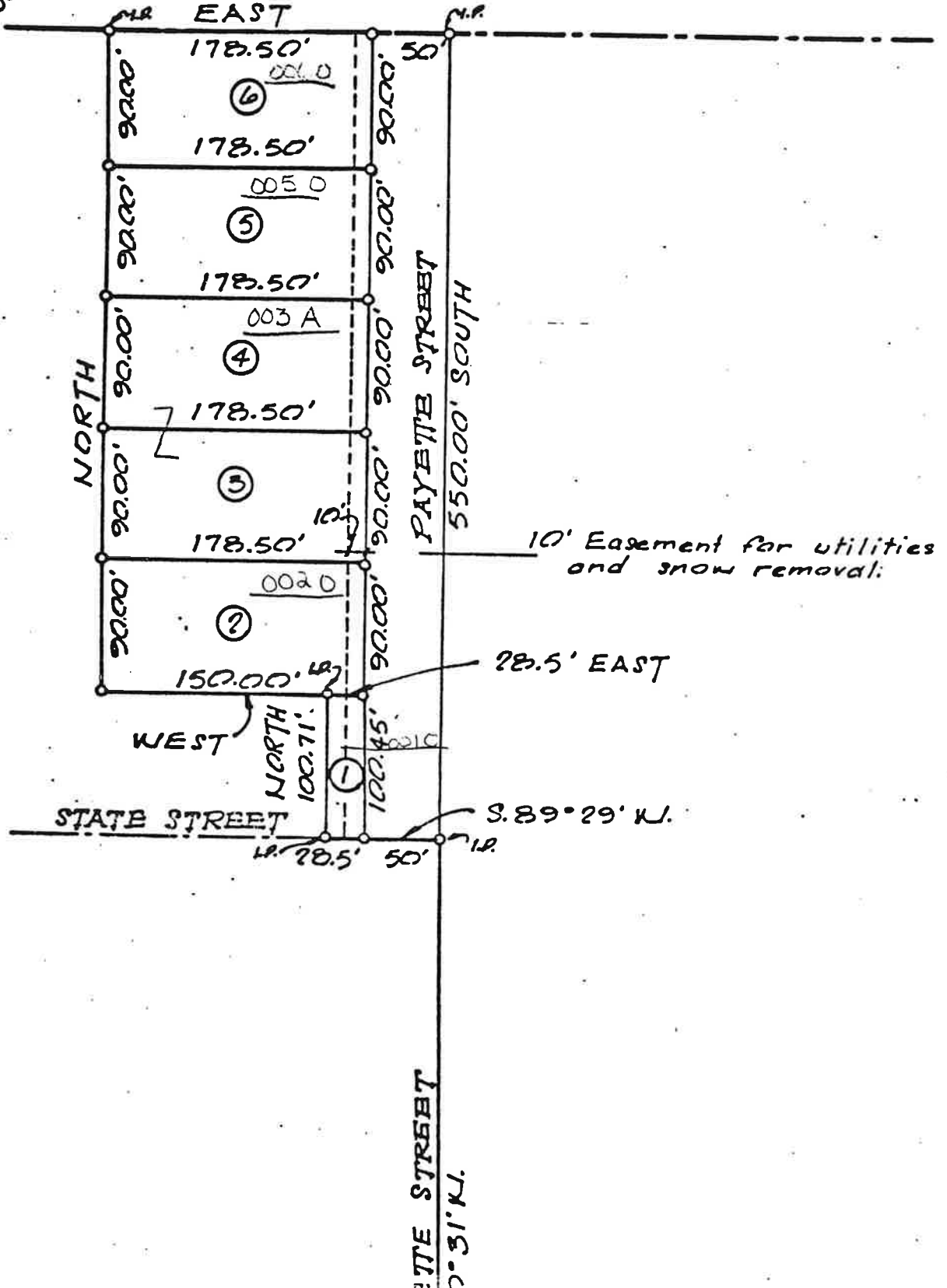
SECTION OF THE SW 1/4, SE 1/4, SEC. 10, T. 16. N. R. 3 E. B.M.

ENGINEER - E. HOWELL GRAY P.E.

GRAY ENGINEERING SERVICES INC.

P.O. BOX 742 CASCADE, IDAHO 83611

Y LIMITS



8561

T. EASEMENT
ST. 93293

TAX NO. 64

2.872 AC

10
00
AC
#67
2

190.00

8601 8602

AC
#68
0
N#9C

232 AC
#9A3-2

8641 8603

AC
#48
00
S#9C

.207 AC
#9A-4

.230 AC
#9B
100.00

550.00

150.00

8551

.255 AC
#62

8556

.241 AC
#63

8586

.224 AC
#65

8584

.224 AC
#15-B

8583

.241 AC
AMD.
#15-A

8600

.344 AC
AMD.
#16
150.00

.172 AC
#16-A
75.00

.172 AC
#68
75.00

.230 AC
#61
100.00

.115
AC
#19
50

8642

8643

8501

8502

150.00

8

.889 AC

TAX NO. 2

200.00

.230 AC
#25

84

#26

100.00

00'00"

200.00

#28
.230 AC

.502 AC
N'LY PT. #28
250.0

.502 AC
S'LY PT. #28
250.0

250.00

TAX NO. 31

8870

TOWNSITE
DONNELLY

ASHLEY
SUBD.

RECEIVED

DEC 11 2000

WATER RESOURCES
WESTERN REGION

REGULATED BY
RECORDED

00 APR 26 PM 1 39

BY: *Sherry*
FEE: *6.00*

VALLEY COUNTY RECORDER

TYPE: *Deed*

246940

PERSONAL REPRESENTATIVE'S DEED

The undersigned, KRISTEN ANNE MELTON ALLEN, as Personal Representative of the Estate of Grace Annalee Hughes Melton, deceased, does hereby grant and convey, without warranty, to Gregory Lane Melton and Kristen Anne Melton Allen as tenants in common, whose address is 4121 N. Creswell, Boise, Idaho 83713, all of decedent's interest in and to the following described real property situate in Valley County, Idaho:

Lot 1 in ASHLEY SUBDIVISION of Donnelly, Valley County, Idaho.

and

A parcel of land lying in the SW 1/4 SE 1/4, Section 10, Township 16 N., Range 3 E., B.M., more particularly described as follows:

Commencing at the N.E. Corner of the Townsite of Donnelly, Idaho; thence West 78.5 feet to the Point of Beginning; thence North 100 feet; thence West 50 feet; thence South 100 feet; thence East 50 feet to the Point of Beginning.

and

A parcel of land lying in the E 1/2 of the NW 1/4 of Section 36, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the Quarter Corner common to Sections 25 and 36, T. 17 N., R. 3 E., being a brass cap monument;

Thence S. 89° 57' 54" W. on the section line between said sections a distance of 511.42 feet to a point and the True Point of Beginning;

Thence continuing S. 89° 57' 54" W. on said line a distance of 811.42 feet to a point, being the W. 1/16 Corner;

Thence S. 0° 03' 44" W. a distance of 25.00 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;

Thence continuing S. 0° 03' 44" W. a distance of 2620.03 feet to a 5/8-inch rebar, being the NW 1/16 Corner;

PERSONAL REPRESENTATIVE'S DEED - 1

G:\Clients\A\Allen, Kristen\Parcel 1 deed.wpd

*#2 50 acres with
Rose berry Irrigation
canal running
through it. Greg
gives the ownership
in next document*

DEC 11 2000

WATER RESOURCES
WESTERN REGION

being the NW 1/16 Corner;
Thence S. 89° 59' 09" E. a distance of 811.66 feet to a 5/8-inch rebar;
Thence N. 0° 03' 25" E. a distance of 2620.72 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;
Thence continuing N. 0° 03' 25" E. a distance of 25.00 feet to the Point of Beginning.

Together with all water and water rights, ditches and ditch rights, tenements and hereditaments, appurtenances and fixtures, permits and licenses belonging thereto or in anywise appertaining.

DATED this 19 day of April, 2000.

Kristen Anne Melton Allen

KRISTEN ANNE MELTON ALLEN, Personal Representative of the Estate of Grace Annalee Hughes Melton, Deceased

STATE OF IDAHO)
) ss.
County of Ada)

On this 19th day of April, in the year 2000, before me, the undersigned Notary Public in and for said State, personally appeared KRISTEN ANNE MELTON ALLEN, Personal Representative of the Estate of Grace Annalee Hughes Melton, deceased, 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 such Personal Representative.

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



Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 3-7-2003



□

Code	Quantity	Unit	Value
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 <F>ind another property (fast), <S>earch for a character string (slow)
 <C>ode descriptions, <Esc> to Quit, Enter choice..N

10 acres in NENWNE

A parcel of land lying in the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the section corner common to Sections 25 and 36, T. 17 N., R. 3 E., and Sections 30 and 31, T. 17 N., R. 4 E., B.M., being a brass cap monument;

Thence S. 89° 57' 54" W. on the section line between Sections 25 and 36 a distance of 1326.65 feet to the E 1/16 Corner, being a State Department of Lands monument and the True Point of Beginning;

Thence S. 0° 01' 29" W. a distance of 25.00 feet to the southerly right-of-way of County road, being a State Department of Lands R.M. monument;

Thence continuing S. 0° 01' 29" W. a distance of 600.83 feet to a 5/8-inch rebar;

Thence S. 89° 57' 54" W. a distance of 725.00 feet to a 5/8-inch rebar;

Thence N. 0° 01' 29" E. a distance of 600.83 feet to a 5/8-inch rebar, being the southerly right-of-way of said County road;

Thence continuing N. 0° 01' 29" E. a distance of 25.00 feet to a Point;

Thence N. 89° 57' 54" E. a distance of 725.00 feet to the Point of Beginning. AKA TAX #3.

TOGETHER WITH

water rights in and to the existing dam, reservoir and irrigation water storage in the amount of one (1) acre foot per acre for twenty (20) acres together with a perpetual easement from the said dam and reservoir to certain lands being retained by said grantor through the existing ditches and irrigation system over and across the above described lands; said easement to run with land and to be for the use and benefit of the above described land.

#1
10 acres with
Stoffer Creek
running thru
it.

RECEIVED

DEC 11 2000

WATER RESOURCES
WESTERN REGION

REQUESTED BY Dawson
RECORDED Coppel
00 APR 26 PM 1 39

TYE: Dawson
VALLEY COUNTY RECORDER
BY: JN
FEE: 6.00
Deed 246939

PERSONAL REPRESENTATIVE'S DEED

The undersigned, KRISTEN ANNE MELTON ALLEN, as Personal Representative of the Estate of Grace Annalee Hughes Melton, deceased, does hereby grant and convey, without warranty, to Kristen Anne Melton Allen, whose address is 4121 N. Creswell, Boise, Idaho 83713, all of decedent's interest in and to the following described real property situate in Valley County, Idaho:

A parcel of land lying in the N 1/2 of the NW 1/4 of the NE 1/4 of Section 36, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the section corner common to Sections 25 and 36, T. 17 N., R. 3 E., and Sections 30 and 31, T. 17 N., R. 4 E., B.M., being a brass cap monument;

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Thence S. 0° 01' 29" W. a distance of 25.00 feet to the southerly right-of-way of County road, being a State of Department of Lands, R.M. monument;

Thence continuing S. 0° 01' 29" W. a distance of 600.83 feet to a 5/8-inch rebar;

Thence S. 89° 57' 54" W. a distance of 725.00 feet to a 5/8-inch rebar;

Thence N. 0° 01' 29" E. a distance of 600.83 feet to a 5/8-inch rebar, being the southerly right-of-way of said County road;

Thence continuing N. 0° 01' 29" E. a distance of 25.00 feet to a Point;

Thence N. 89° 57' 54" E. a distance of 725.00 feet to the Point of Beginning;

TOGETHER WITH water rights in and to the existing dam, reservoir and irrigation water storage in the amount of one (1) acre foot per acre for twenty (20) acres together with a perpetual easement from the said dam and reservoir to certain lands being retained by said grantor through the existing ditches and irrigation system over and across the above-described lands; said easement to run with the land and to be for the use and benefit of the above-described land.

DEC 11 2000

DATED this 19 day of April, 2000.

KRISTEN ANNE MELTON ALLEN, Personal Representative of the Estate of Grace Annalee Hughes Melton, Deceased

On this 19th day of April, in the year 2000, before Bryan Kasperck a Notary Public in and for said State, personally appeared KRISTEN ANNE MELTON ALLEN, Personal Representative of the Estate of Grace Annalee Hughes Melton, deceased, 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 such Personal Representative.

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



My Commission Expires: 3-7-2003

Motion
to file late
objection
Period
4/10/01

RECEIVED

APR 25 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

APR 12 2000

Department of Water Resources

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

In Re SRBA

Case No. 39576

A. Subcase

65-02949A

(Insert water right number)

SUE
NORTHFORK

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Estate of Grace "Annalee" Hughes Melton by Kristen A. Allen, Personal Rep.

Address: 4121 N. Creswell Way

Boise, ID 83713

Daytime Phone: W: 322-3725x124 H: 323-0646

Name & Address of Attorney, if any:

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

Name: Annalee H. Melton

Address: 7228 NW Eaton Circle

Westminster, CO 80003

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

1. ☐ Name and Address

Should be: _____

2. ☐ Source

Should be: _____

3. ☐ Quantity

Should be: _____

4. ☐ Priority Date

Should be: _____

5. ☐ Point(s) of Diversion

Should be: _____

6. ☐ Instream Flow Description

Should be: _____

7. ☒ Purpose(s) of Use

Should be: _____

8. ☐ Period of Year

Should be: _____

9. ☒ Place of Use

Should be: Research the usage and basis of the water rights for
said property

11. I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): Grace "Annalee" Hughes Melton,
owner of the property for which the water rights are being recommended,
died unexpectedly on February 16, 2000. As her personal representative,
I am initiating the application to open the probate of her estate in
Idaho to determine the disposition of her land. I need additional time
to review the records of her estate and her water rights.

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on April 11, 2000, ~~1999~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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



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

Name: Kristen A. Allen, Personal Rep. for the estate of Grace Annalee H. Melton
Address: 4121 N. Creswell Way
Boise, ID 83713

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Estate of Grace Annalee Hughes Melton
by Kristen A. Allen, Per. Rep.
Signature of Objector or attorney
mailing on Objector's behalf

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Ada)

Kristen A. Allen, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

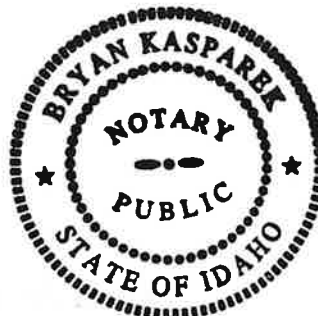
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Estate of Grace Annaler Hughes Melton by
Kristen A. Allen
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 11th, 2003
[Signature]
Notary Public for Bonanza, ID
Residing at: Bonanza, ID
My Commission Expires: 3-7-2003
appeared Before me,
Kristen A. Allen



CERTIFICATION OF VITAL RECORD

STATE OF COLORADO

STATE OF COLORADO CERTIFICATE OF DEATH

RECEIVED

STATE FILE NUMBER
APR 25 2000

WATER RESOURCES

DECEDENT

1. DECEDENT'S NAME (First, Middle, Last) Annalee H. MELTON				2. SEX F		3. DATE OF DEATH (Month, Day, Year) February 16, 2000	
4. SOCIAL SECURITY NUMBER 543-26-1569		5a. AGE - Last Birthday (Years) 87		5b. UNDER 1 YEAR Mos: Days: Hrs: Mins:		6. DATE OF BIRTH (Month, Day, Year) April 9, 1912	
8. WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		9a. PLACE OF DEATH (Check only one) HOSPITAL: ☐ Inpatient ☐ ER/Outpatient ☐ DOA ☐ OTHER ☒ Nursing Home ☐ Residence ☐ Other (Specify)					
9b. FACILITY NAME (If not institution, give street and number) 7228 Northwest Eaton Circle				9c. CITY, TOWN, OR LOCATION OF DEATH Westminster		9d. COUNTY OF DEATH Jefferson	
10a. DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired.) Secretary		10b. KIND OF BUSINESS/INDUSTRY Government Agency		11. MARITAL STATUS - Married, Never Married, Widowed, Divorced (Specify) Widowed		12. SPOUSE (If wife, give maiden name) William J Melton	
13a. RESIDENCE-STATE Colorado		13b. COUNTY Jefferson		13c. CITY, TOWN, OR LOCATION Westminster		13d. STREET AND NUMBER 7228 Northwest Eaton Circle	
13e. INSIDE CITY LIMITS? ☒ Yes ☐ No		13f. ZIP CODE 80003		14. WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes - If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☒ No ☐ Yes Specify:		15. RACE: American Indian, Black, White, etc. (Specify) White	
16. DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary or secondary 10 through 12 College (13 through 15 or 17+) 16							

PARENTS

17. FATHER-NAME (First, Middle, Last) Joel DeVault Hughes	18. MOTHER-NAME (First, Middle, Last (Maiden Name)) Anna Bopp	19. INFORMANT-NAME and relationship to decedent. Kristen A Allen Daughter
---	---	---

DISPOSITION

20a. METHOD OF DISPOSITION ☐ Burial ☒ Cremation ☐ Removal from State ☐ Donation ☐ Other (Specify)	20b. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) Lakewood Crematory	20c. LOCATION - City or Town, State Lakewood, CO
--	--	--

21a. SIGNATURE OF FUNERAL DIRECTOR OR PERSON ACTING AS SUCH <i>[Signature]</i>	21b. NAME AND ADDRESS OF FACILITY: Aspen Mortuary 1350 Simms St Lakewood, CO	ZIP: 80401
---	--	-------------------

22a. REGISTRAR'S SIGNATURE <i>[Signature]</i>	22b. DATE FILED (Month, Day, Year) February 22, 2000
23. TIME OF DEATH 2:22 PM	24. DATE PRONOUNCED DEAD (Month, Day, Year) February 16, 2000
25. WAS CORONER NOTIFIED? (Yes or No) Yes	

TO BE COMPLETED ONLY BY CERTIFYING PHYSICIAN

TO BE COMPLETED BY CORONER

CERTIFIER

26. To the best of my knowledge, death occurred at the time, date and place, and due to the cause(s) and manner as stated. Signature: <i>[Signature]</i>	27. On the basis of examination and/or investigation, in my opinion death occurred at the time, date and place, and due to the cause(s) and manner as stated. Signature: <i>Nancy Bodelson MD.</i>
28. DATE SIGNED (Month, Day, Year)	29. DATE SIGNED (Month, Day, Year) February 18, 2000

30. NAME, TITLE AND MAILING ADDRESS OF CERTIFIER/CORONER (Type/Print) Nancy Bodelson, M.D., Coroner, 800 Jefferson County Parkway, Golden, CO	ZIP: 80401
31. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type/Print)	

CAUSE OF DEATH

32. MANNER OF DEATH ☒ Natural ☐ Pending Investigation ☐ Accident ☐ Suicide ☐ Unetermined Manner ☐ Homicide		33a. DATE OF INJURY (Month, Day, Year)	33b. TIME OF INJURY M	33c. INJURY AT WORK? ☐ Yes ☒ No	33d. DESCRIBE HOW INJURY OCCURRED a
33e. PLACE OF INJURY-At home, farm, street, factory, office building, etc. (Specify)		33f. LOCATION (Street and Number or Rural Route Number, City, County, State)			
34. IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c). Do not enter mode of dying (e.g. Cardiac or Respiratory Arrest) alone.)					
PART I		(a) <i>Acute Heart Failure</i>			
CONDITIONS IF ANY WHICH GAVE RISE TO IMMEDIATE CAUSE STATING THE UNDERLYING CAUSE LAST (c)		(b) <i>Arteriosclerotic Heart Disease</i>			
PART II		(c)			
OTHER SIGNIFICANT CONDITIONS - Conditions contributing to death but not related to cause in Part I (e.g., alcohol abuse, obesity, smoker).		Anemia		35. AUTOPSY (Yes or No) No	36. IF YES were findings considered in determining cause of death?

THIS IS TO CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE OFFICIAL RECORD WHICH IS IN MY CUSTODY.

ADRS-1A1B ISSUED

FEBR 29, 2000

[Signature]
CAROL J. GARRETT, PH.D.
STATE REGISTRAR

Do not accept unless prepared on security paper with engraved border displaying the Colorado state seal and signature of the Registrar. PENALTY BY LAW, Section 25-2-118, Colorado Revised Statutes, 1982, if any person alters, uses, attempts to use or furnishes to another for deceptive use any vital statistics record. NOT VALID IF PHOTOCOPIED.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

FILED BY COURT 4/4/00

TERRY C. COPPLE, ISB No. 1925
DAVISON, COPPLE, COPPLE & COPPLE
Attorneys at Law
Washington Mutual Capitol Plaza, Suite 600
199 North Capitol Boulevard
P.O. Box 1583
Boise, Idaho 83701
Fax No.: (208) 386-9428
Telephone: (208) 342-3658

Attorneys for Personal Representative,
Kristen Anne Melton Allen

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF VALLEY

In the Matter of the Estate of	)	Case No. <u>SP00060</u>
	)	
GRACE ANNALEE HUGHES MELTON,	)	PROOF OF AUTHORITY OF
	)	DOMICILIARY FOREIGN
Deceased.	)	PERSONAL REPRESENTATIVE
	)	(I.C. 15-4-204)
	)	
	)	Fee Category L-16 - \$67.00
	)	

The undersigned, as domiciliary foreign personal representative of the estate of the above-named decedent, states and represents that:

1. The decedent, Grace Annalee Hughes Melton, died on February 16, 2000, a resident of Jefferson County, State of Colorado.
2. Decedent owned property in Valley County, Idaho.

PROOF OF AUTHORITY OF DOMICILIARY FOREIGN
PERSONAL REPRESENTATIVE - 1

G:\Clients\A\Allen, Kristen\Ancillary Proof of Authority.wpd

DISTRICT COURT, COUNTY OF JEFFERSON, COLORADO
Case No. 02380200 Division

INFORMAL PROBATE OF WILL AND INFORMAL APPOINTMENT OF PERSONAL REPRESENTATIVE

IN THE MATTER OF THE ESTATE OF
GRACE ANNALEE HUGHES MELTON,
Deceased.

On the basis of the statements made in the application for informal probate of will and informal appointment of personal representative filed by (Name) Kristen Anne Melton Allen, the Registrar finds and directs:

1. The applicant is an interested person and has filed a complete, verified application.
2. Any required notices have been given or waived.
3. Venue is proper.
4. The proceeding was commenced within the time period required by law.
5. The decedent died on the date of February 16, 2000, domiciled in the County of JEFFERSON, State of Colorado. One hundred twenty hours have elapsed since the decedent's death.
6. If the decedent was not a resident of Colorado, thirty days have elapsed since the decedent's death, or the personal representative appointed at the decedent's domicile is the applicant, or the decedent's will directs that the estate be subject to the laws of Colorado. (Section 15-12-307, C.R.S.)
7. The decedent left a will dated May 7, 1982. The dates of all codicils are N/A. The will and any codicils are referred to as the will. The original, duly executed and apparently unrevoked will is in the Registrar's possession. There are no known prior wills which have not been expressly revoked by a later instrument. The will is admitted to informal probate.
8. (Name) Kristen Anne Melton Allen, whose address is 4121 N. Creswell, Boise, ID 83713, has priority for appointment as personal representative. Those persons having prior or equal rights to appointment have renounced their rights to appointment or have received notice of these proceedings. Appointment is made without bond in unsupervised administration.
9. Letters Testamentary shall be issued.

DATE: Feb 15 2000


Registrar

DISTRICT COURT, COUNTY OF JEFFERSON, COLORADO.

Case No. _____, Division

00 PR0200

LETTERS

IN THE MATTER OF ☒ THE ESTATE OF
GRACE ANNALEE HUGHES MELTON,
☒ Deceased ☐ Protected Person ☐ Minor ☐ Incapacitated Person

(Name) Kristen Anne Melton Allen was appointed or qualified by this
Court or its Registrar on (date) FEB 25 2000 as:

☒ Personal Representative.

☐ These are Letters of Administration. (The decedent did not leave a will.)

☒ These are Letters Testamentary. (The decedent left a will.)

☐ Special Administrator in ☐ an informal ☐ a formal proceeding.
~~These are Letters of Special Administration.~~

☐ Conservator. ~~These are Letters of Conservatorship.~~

☐ The protected person is a minor whose date of birth is _____.

☐ Guardian. ~~These are Letters of Guardianship for~~

☐ an incapacitated person. ☐ a minor whose date of birth is _____.

~~Appointment or qualification is by ☐ court order. ☐ will.~~

~~☐ written instrument.~~

~~☐~~

These Letters evidence full authority, except for the following
limitations or restrictions, if any: NONE

Date: FEB 25 2000

[Signature]
(Deputy) Clerk or Registrar of Court



CERTIFICATION

Certification Stamp



or Certified to be a true copy of the
original in my custody and to be in full
force and effect as of:

MAR 16 2000

Date

[Signature]
(Deputy) Clerk of Court

STATE OF COLORADO

County of Jefferson

I, SHANNON FULLER Clerk of the District Court in and for said County, in the State aforesaid, do hereby certify the foregoing to be a true, perfect and complete copy of LETTERS, INFORMAL PROBATE OF WILL AND INFORMAL APPOINTMENT OF PERSONAL REPRESENTATIVE, FROM CASE # 2000PR200, IN THE MATTER OF THE ESTATE OF GRACE ANNALEE HUGHES MELTON.

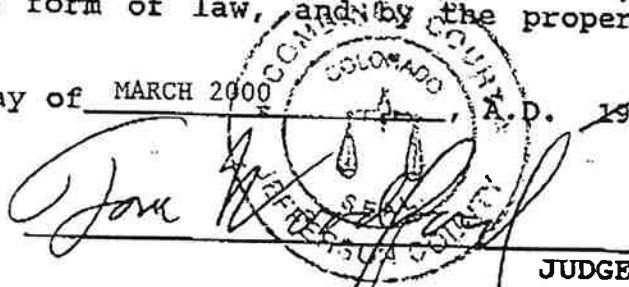
In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in GOLDEN, CO this 17 day of MARCH 2000, A.D. 1900.



I, TOM WOODWORD Judge of the District Court, Jefferson County, of the State of Colorado, do hereby certify that SHANNON FULLER

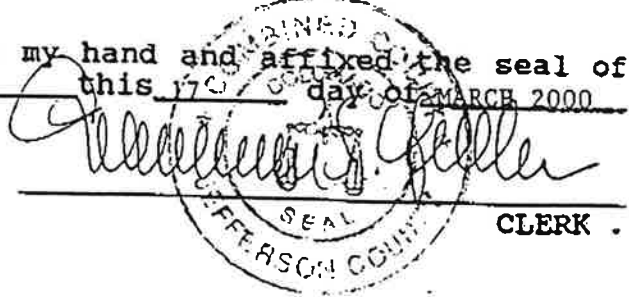
whose name is subscribed to the foregoing Certificate of Attestation, now is, and was, at the time of signing and sealing the same, Clerk of the District Court of Jefferson County aforesaid, and keeper of the Records and seal thereof, duly appointed and qualified to office; that full faith and credit are and of right ought to be given to all his official acts as such in all Courts of Record and elsewhere; and that his said attestation is in due form of law, and by the proper officer.

Given under my hand and seal this 17 day of MARCH 2000, A.D. 1900.



Clerk of the District Court, in and for said County in the State aforesaid, do hereby certify that TOM WOODWORD whose genuine signature is appended to the foregoing certificate, was, at the time of signing the same, Judge of the District Court of Jefferson County, of the State of Colorado, duly commissioned and qualified, that full faith and credit are and of right ought to be given to all his official acts as such, in all Courts of Record and elsewhere.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in GOLDEN, CO this 17 day of MARCH 2000, A.D. 1900.



RECEIVED

AUG 29 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

AUG 21 2000

Department of Water Resources

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

In Re SRBA

Case No. 39576

A. Subcase 65-02949A

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Charter Mountain Ranch, Inc.

Address: Rt. 1 Box 451

Glenns Ferry, ID 83623

Daytime Phone: (208) 366-7931

Name & Address of Attorney, if any:

Bruce M. Smith, Moore Smith Buxton & Turcke

225 N. 9th Street, Ste. 420

Boise, Idaho 83702

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

Name: Annalee Melton

Address: 7228 NW Eaton CR

Westminster, CO 80003

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

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

11. **I object because:**

☒ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): _____

Claimant has forfeited rights due to lack of use.

F. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

_____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: _____

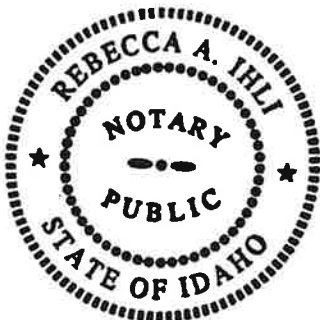
August 18, 2000

Rebecca A. Ihli

Notary Public for _____

Residing at: Bain ID

My Commission Expires: 11/5/05



INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on August 18th, 2000, 199__, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

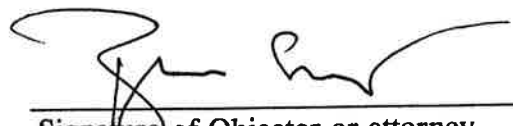
Name: Annalee Melton
Address: 7228 NW Eaton CR
Westminster, CO 80003

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

CONFIDENTIAL
Attorney-Work Product

MEMO

To: Garrick Baxter, Deputy Attorney General

From: Becky Harvey, Paralegal

Date: February 5, 2001

Re: 65-02949A & 65-02949B

1. Were both Melton and Charter Mountain parties to the Payette Decree? If not, who were their predecessors in interest.

Melton – yes (see attached defendant list); Charter Mountain – no. Charter Mountain's predecessors for this right were the same defendants for 65-02949. However, the rights referred to in Charter Mountain's Motion...65-05633 – predecessors: Murray/Cannady and 65-03587: Hughes/Wilson/Melton (same as 65-02949).

2. What amounts were they decreed in the Payette Adjudication?

65-02949 was not objected to in the PRBA and was decreed for: 150.00 AFA – irrigation from storage based upon a licensed right.

3. What date were these partially decreed?

The partial decree for the uncontested rights was entered: 12/20/1985
Notice of Entry of Partial Decree (for all uncontested matters) signed by Judge Doolittle on 1/21/1986
Abstract of Judgment for Partial Decree was recorded in Valley County in June of 1986.

4. Were these rights split before or after the decree?

After – don't know the date yet – Jan is digging that out for me.

*AFTER – DUPLICATE CLAIMS
BOTH FILED 231 AC +
150 AF – GIVEN A + B
+ LATER REDUCED
ACCORDING TO # OF ACRES
OWNED IN ORIG. DECREED
POL. AF DIVIDED PRO-
PORTIONATELY.*

5. When were the Notices filed for these rights in the SRBA?

*11-18-1988 - 02949B
11-10-1988 - 02949A*

DATE: 09/21/99
PAGE: 1

DIVERSION
VOLUME
34.50 AFA
34.50 AFA
34.50 AFA

Stage: DECREED

VALLEY County

SE

53.0
53.0

Remarks: POD TWO POINTS OF DIVERSION IN T17N, R4E, SEC 30, NESH.

EXP RIGHT NO. 65-02949B IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
--------	-----------------	----------------	-----------------------

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/21/1999 User-ID: SB0CK Subject: STORAGE YEAR ROUND STORAGE FOR IRR WAS ADDED TO THIS RIGHT SINCE IT IS NO LONGER A GEN PROVISION IN THE SRBA.

Audit: 09/21/99 SBOCK

DATE: 03/05/99
PAGE: 44

DIVERSION
VOLUME

~~150.00 AFA~~
~~150.00 AFA~~

Stage: DECREED

VALLEY County

SH

~~120.0~~
~~111.0~~
~~231.0~~

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-02949B

objection Filed Date:

Field Inspection Flag:
Presumption Flag:

202 1705 1703 1702

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:01:51
04/10/99
35

CLAIM NUMBER: A65-02949A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANNALEE H MELTON	03/15/1954	IRRIGATION FROM STORAGE	04-15 10-15		150.00 AFA
TOTAL DIVERSION:						150.00 AFA

Water Source: STOVER CREEK Tributary to: BOULDER CREEK Stage: DECREED

Point(s) of Diversion: T17N R04E S30 NESW VALLEY County

Place of use Legal Description for: IRRIGATION FROM STORAGE											
			NE			NW			SW		
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
17N	03E	25	:								
17N	03E	36	:	39	19	:	29	24	:	27	39

LAST: WILSON
ADDRESS: 7228 NW EATON CIRCLE
CITY: WESTMINSTER
PHONE NUMBER: 303-427-2992
STATE: CO ZIP: 80003

OWNER CODE: 0

LAST: MELTON
ADDRESS: 7228 NW EATON CIRCLE
CITY: WESTMINSTER
PHONE NUMBER: 303-427-2992
STATE: CO ZIP: 80003

OWNER CODE: C

LAST: HUGHES
ADDRESS: 7228 NW EATON CIRCLE
CITY: WESTMINSTER
PHONE NUMBER: 303-427-2992
STATE: CO ZIP: 80003

OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: GEN TWO POINTS OF DIVERSION IN NESW, SEC 30,T17N, R4E.

DATABASE
Y
FIELD EXAMINER
Y() N()

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:



A. AJ CLAIM: # A65-02949A PRIORITY DATE: 03-15-1954 STAGE: D

B. WR RECORD: # 65-02949 PRIORITY DATE: 03-15-1954 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

RECOMMENDED PRIORITY DATE:

03-15-1954

REVIEWED BY

SB

DATE

4/23/99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-02949A	17N	04E	30		NE		SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-02949B NONE

MR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: STOVER CREEK

TRIB: BOULDER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-02949	17N	04E	30		NE		SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE A65-02949B NONE

SOURCE: STOVER CREEK

TRIB: BOULDER CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

TWP.		RGE.		SEC.		LOT		POD		COUNTY		DIVERSION NAME		DIVERSION NBR	
17N	04E	30	1/4	1/4	1/4	NE	SH	FLAG			VALLEY				

[illegible]

REVIEWED BY: SB DATE: 4/23/09

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

=====

A. ROOT WATER RIGHT NUMBERS: A65-02949A
A65-02949B

B. POU LISTING						
TWP	RNG	SEC	1/4	1/4	LOT	NAME
			AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.
17N	03E	25	NE	SE	MELTON, ANNALIEE H	A65-02949A / 27.0
			NE	SE	MC CALLUM, JOHN	A65-02949B / 27.0
			NE	SE	HUGHES, JOHN E.	65-02949 / 27.0
17N	03E	25	NW	SE	MELTON, ANNALIEE H	A65-02949A / 39.0
			NW	SE	MC CALLUM, JOHN	A65-02949B / 39.0
			NW	SE	HUGHES, JOHN E.	65-02949 / 39.0
17N	03E	25	SW	SE	MELTON, ANNALIEE H	A65-02949A / 39.0
			SW	SE	MC CALLUM, JOHN	A65-02949B / 39.0
			SW	SE	HUGHES, JOHN E.	65-02949 / 39.0
17N	03E	25	SE	SE	MELTON, ANNALIEE H	A65-02949A / 15.0
			SE	SE	MC CALLUM, JOHN	A65-02949B / 15.0
			SE	SE	CHARTER MOUNTAIN RANCH INC	65-13560 /
			SE	SE	HUGHES, JOHN E.	65-02949 / 15.0
17N	03E	36	NW	NE	MELTON, ANNALIEE H	A65-02949A / 39.0
			NW	NE	MC CALLUM, JOHN	A65-02949B / 39.0
			NW	NE	HUGHES, JOHN E.	65-02949 / 39.0
17N	03E	36	SW	NE	MELTON, ANNALIEE H	A65-02949A / 19.0
			SW	NE	MELTON, ANNALIEE H	A65-03587 / 10.0
			SW	NE	MC CALLUM, JOHN	A65-02949B / 19.0
			SW	NE	MC CALLUM, JOHN B	65-13557 /
			SW	NE	HUGHES, JOHN E.	65-02949 / 19.0
17N	03E	36	NE	NW	MELTON, ANNALIEE H	A65-02949A / 29.0
			NE	NW	MELTON, ANNALIEE H	A65-03590 /
			NE	NW	MELTON, ANNALIEE H	65-03590 /
			NE	NW	MC CALLUM, JOHN	A65-02949B / 29.0
			NE	NW	HUGHES, JOHN E.	65-02949 / 29.0
17N	03E	36	SE	NW	MELTON, ANNALIEE H	A65-02949A / 24.0
			SE	NW	MELTON, ANNALIEE H	A65-03590 /
			SE	NW	MELTON, ANNALIEE H	A65-03591 /
			SE	NW	MELTON, ANNALIEE H	65-03590 /
			SE	NW	MELTON, ANNALIEE H	65-03590 /
			SE	NW	MELTON, ANNALIEE H	R65-035941 /
			SE	NW	MC CALLUM, JOHN	A65-02949B / 24.0
			SE	NW	MELTON, ANNALIEE H	65-03591 /
			SE	NW	HUGHES, JOHN E.	65-02949 / 24.0

ADDITIONAL POU FOUND

TOTAL ACRES

A65-02949A

231.00

304.00

POU COUNTY: VALLEY

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y () N (X)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-02949A	STOVER CREEK	MELTON, ANNALEE H			150.00	0.64
A65-02949B	STOVER CREEK	MC CALLUM, JOHN			150.00	0.64
A65-03587	UNNAMED STREAM	MELTON, ANNALEE H	0.200	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-03590	STOCKWATER	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
A65-03590	DOMESTIC	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03590	STOCKWATER	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
65-03590	DOMESTIC	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-03591	DOMESTIC	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-035941	DOMESTIC	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03591	DOMESTIC	MELTON, ANNALEE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y () N (X)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A () Y () N (X)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A () Y (X) N ()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y () N ()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y () N (X)

CHECK DOCUMENTS USED TO VERIFY POI: () ORTHOPHOTOQUAD, IDMR NO. 5100; (X) TOPOGRAPHIC QUAD, IDMR NO. 5100;

(X) MAP, IDMR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: Fraser Motters + Charles Mt. Remains. Listed on the Online
claim of David. The remains on the last info
lookup matched to it. It was dead 12 minutes 12.7
minutes out. The last info was from 1994.
The remaining remains were from the 1961 ASES
photo of David. This would be a
great 3 steps to do a field exam on the
no-remains.

RECOMMENDATIONS:

TOTAL ACRES: 53 N/A ()

REVIEWED BY: SB DATE: 4/23/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02949A IRRIGATION FROM STORAGE	FROM 04-15 TO 10-15		150.00 AF/A
TOTAL DIVERSION RATE/VOLUME			150.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02949 IRRIGATION FROM STORAGE	FROM 04-15 TO 10-15		150.00 AF/A
TOTAL DIVERSION RATE/VOLUME			150.00 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

NOTES:

23100013 - 150 AEA = 0.65 AEA passage

5300005 x 0.65 = 34.35 AEA

AJ CLAIM TOTAL DIVERSION RATE: CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE?

Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

Y() N()

E. MEASUREMENT METHOD FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES x 0.02 CFS/ACRE = CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 150.00 AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

MR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION FROM STORAGE	04-15 10-15	DATABASE EXAMINER	DATABASE EXAMINER 150.00 ~~34.5~~	DATABASE EXAMINER 0.0
TOTAL FOR THIS RIGHT			150.00	0.0

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

POD-142
EXR POS

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____ ACCEPTED AS CLAIMED _____ NEEDS REVIEW _____
FORFEIT/ABANDON _____ () () ()
ADDITIONAL DIV. AMOUNT _____ () () ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02949

DATABASE

EXAMINER

TOTAL DIVERSION RATE OF WR SPLITS

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02949A		-		65-02949	
-	A65-02949B		-			

TOTAL CFS

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE Y FIELD EXAMINER Y () N ()

NOTES:

A= 53 0000 34.5 AFA
B= 178 0000 115.5 AFA
231 180
11

AUTHENTICATION:

SIGNATURE:

Bob Bob

DATE:

4/23/95

NAME OF FIELD EXAMINER:

TITLE:

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☒ ORTHOPHOTOQUAD

DATE OF PHOTO

5/6/00

IDWR ID NO. 1984

Y() N(☒)

☒ TOPOGRAPHIC

DATE FIELD CHECKED

5/6/00

IDWR ID NO. 1973

Y(☒) N()

☐ MAP

DATE OF PHOTO

12-7-17-101

IDWR ID NO.

Y() N()

☒ ASCS AERIAL PHOTO

DATE OF PHOTO

12-7-17-101

Y(☒) N()

☐ ASCS COLOR SLIDE

DATE OF PHOTO

Y() N()

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

Y() N()

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

Y() N()

☐ SCS SOIL SURVEY MAP

DATE ISSUED

Y() N()

☐ SUBDIVISION PLAT MAP

DATE OF MAP

Y() N()

☒ OTHER GIS Data

DATE

4/23/99

Y(☒) N()

☒ OTHER Text Notes

DATE

1994

Y(☒) N()

☐ OTHER

DATE

Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☐ SYSTEM DESCRIPTION

DATE DRAWN

☐ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☐ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

☐ OTHER

DATE

☐ OTHER

DATE

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Idaho Department of Water Resources

Claim No(s): 65-02949A

Claimant(s): Melton

T17N, R04E, S 36

Prepared by: Sue Bock

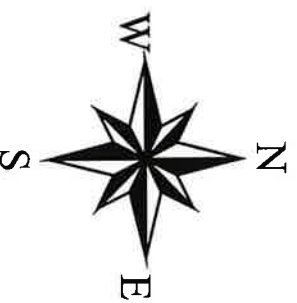
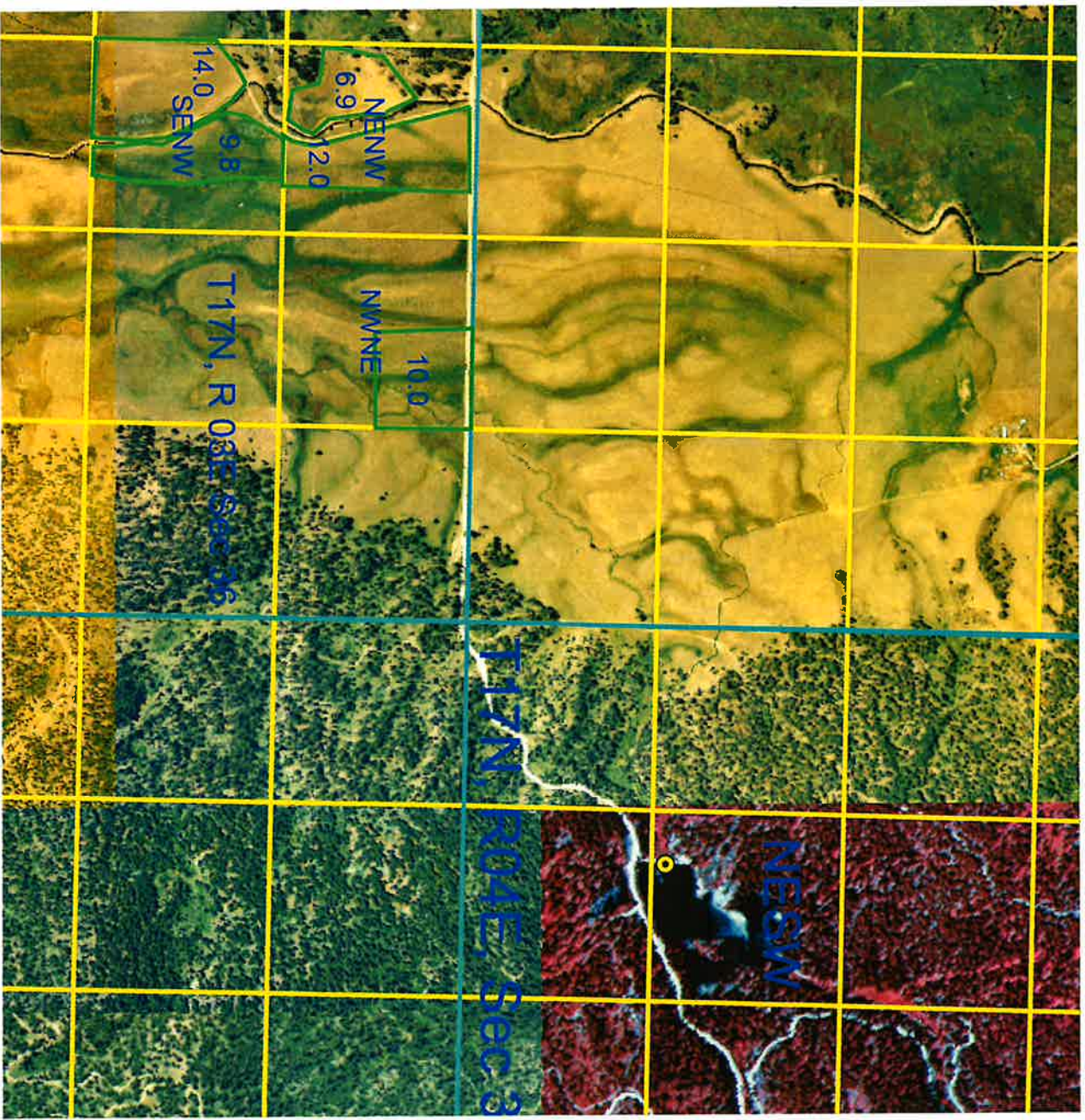
Date: 04/23/1999

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



0 0.25 0.5 Miles

T17N, R03E



S25

S36

T17N, R03E

NWNW

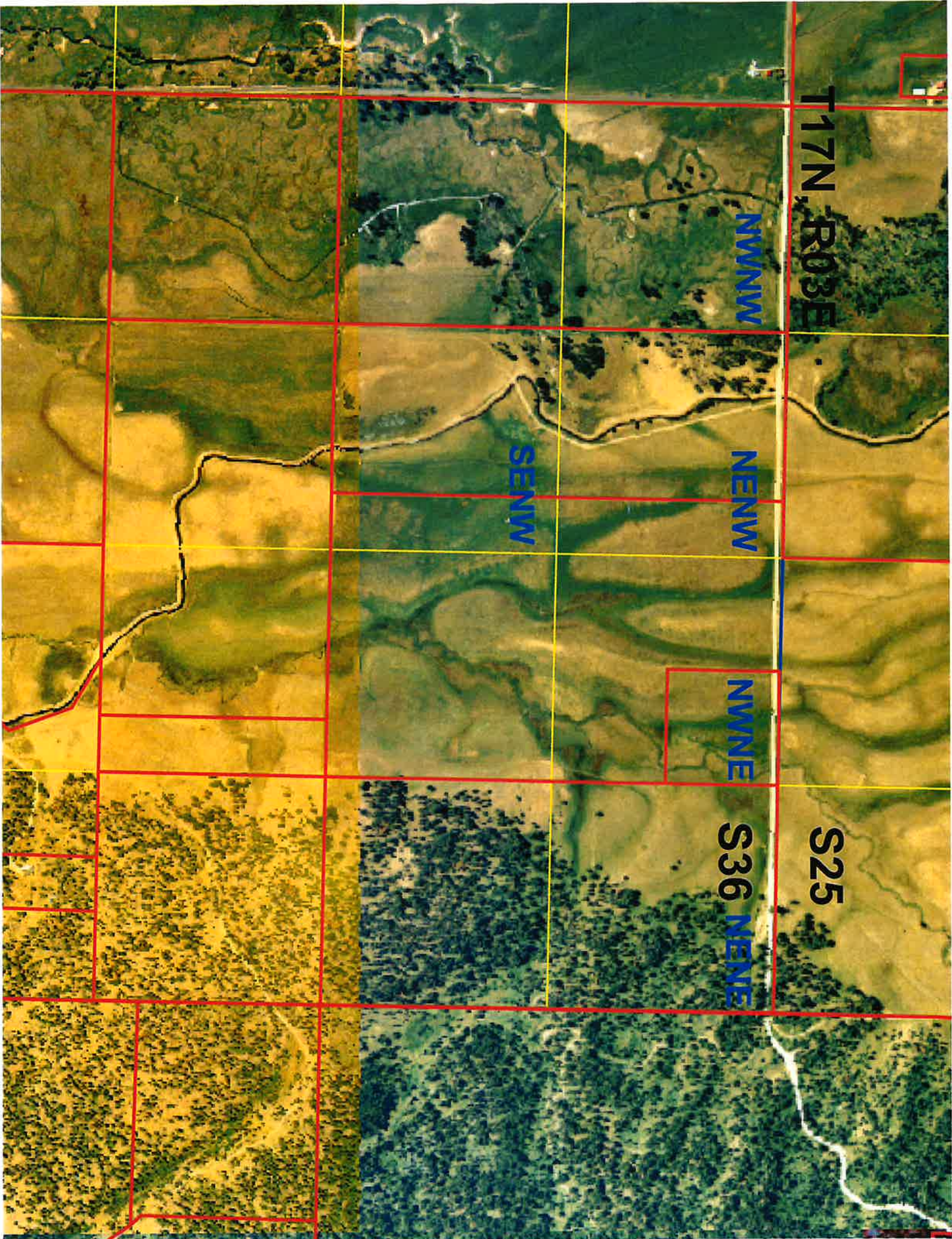
NENW

SENW

NWNE

S25

S36 NENE





DH2-288-68
7-17-61

Idaho Department of Water Resources

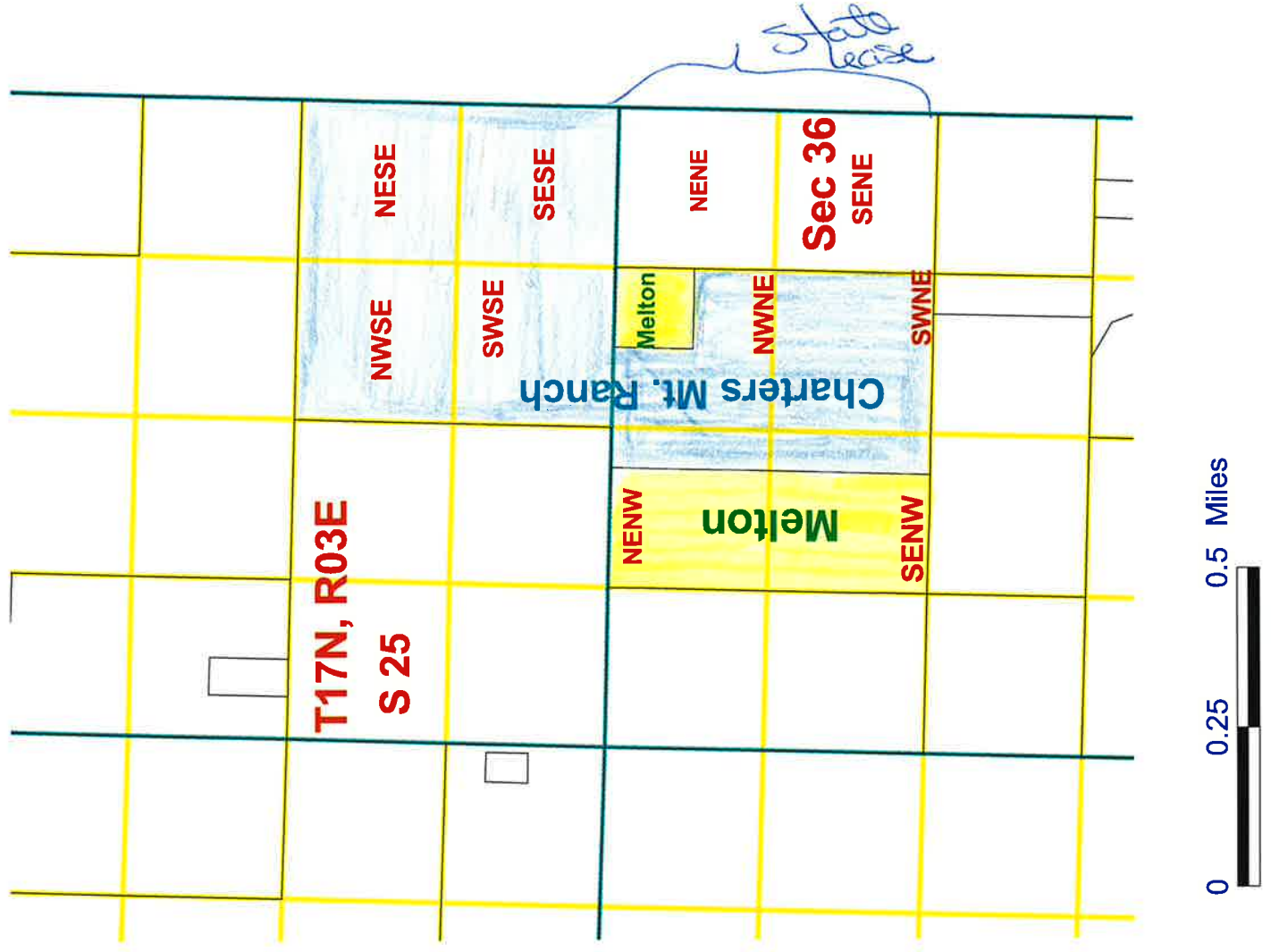
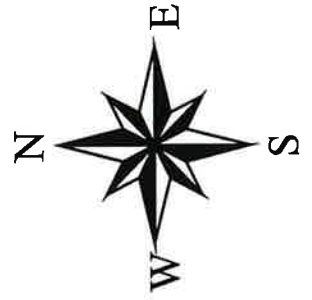
Black lines are from tax lot information (1994)

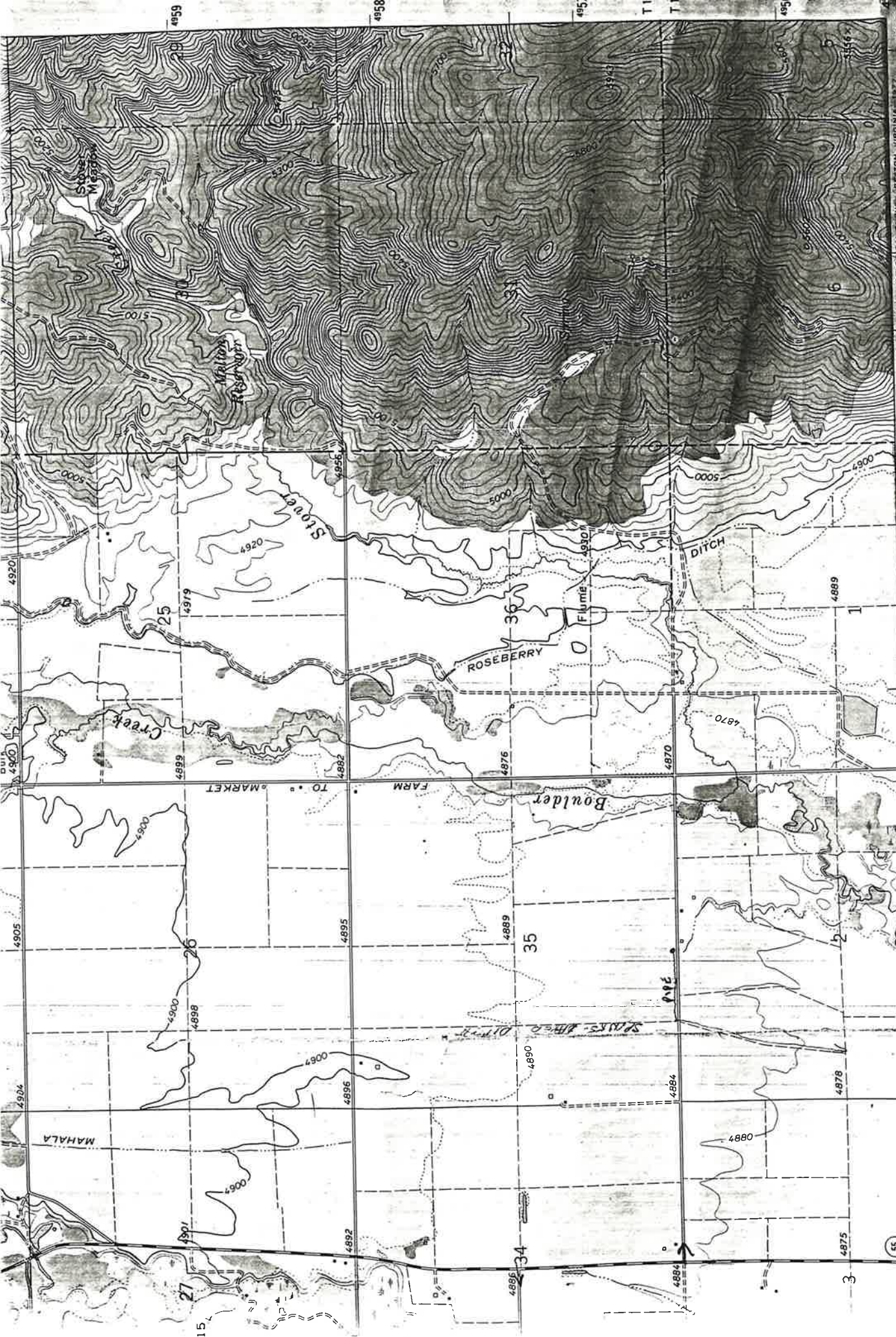
 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines





573 DONNELLY 1/3 MI. (CASCADE 1/62 500) 2773 II
CASCADE 1/7 MI.

575 2'30" 576

578000mE 116°00'

ROAD CLASSIFICATION

Primary highway, hard surface	—————
Secondary highway, hard surface	—————
Light-duty road, hard or improved surface	—————
Unimproved road	—————

1 MILE

1 KILOMETRE

0 1000 2000 3000 4000 5000 6000 7000 FEET

0 1000 2000 3000 4000 5000 6000 7000 METRES

Handwritten: T122 5600 1973

Handwritten notes in blue ink at the top left: "HPC" and "Buck".

Handwritten notes in blue ink at the top left: "IN 032" and "2025, 30".



IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

IDENT. NO.

65 3587

WATER RIGHT

RECEIVED

MAY 18 197

Notice is hereby given that John E. Hughes and/or Helen E. Wilson and/or Annalee H. Melton (Name of Claimant) Department of Water A

**Department of Water Administration
claims a right to the diversion**

Route #1, Box 71, McCall, Idaho 53638
(Mailing Address)

Route 11, Box 71, (Mailing Address)
and beneficial use of the surface or groundwater, of or tributary to the Payette River;
such claim is as follows:

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued).

(1) Date of priority. (When was the water first applied to the land?)
 2/1947

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean source) tributary to ~~Sawyer~~ (Staver) Creek

Unnamed stream, tributary to Stover
 the purpose for which the water has been used and the time during the year when you have used the right claimed:
 (Both Dates Inclusive) 15

Describe the purpose for which the water has been used: 30 AFF 20 Irrigation (Domestic, Irrigation, stock, etc.)

Period of Use From April 15 (Mo., Day) To Oct. 31 (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use	Period of Use From	To	Acres Feet Per
(Domestic, irrigation, stock, etc.)	(Mo., Day)	(Mo., Day)	

(4) Quantity of water claimed: 0.20 Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute. _____ water is diverted from its source. NE % NE %.

(5) A) Point of Diversion: Give location of point where water is diverted from its source.
Sec. 36 ✓, Twp. 17N ✓, Rge. 3E ✓, B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. diversion dam and ditch

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 1049 10

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

(7) Effluent, sewage waste, or return water from this use is discharged into.

(8) If you are claiming water as a member of an organization, list name of organization.

(9) Remarks

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ A) Right based on statute
☐ B) Right decreed by court, cite title of case

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

Individual

Annalee H. Melton
(Signature of Claimant)

(Signature of Claimant)

bp 7-12-78

Organization **KEYNOTE**

State of Texas

Organization
Seal

County of Holt)
18 day of

On this 10 day of September, 2014, H. Michael
a notary public, personally appeared _____ and acknowledged to me that (he, she, they,
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and _____
corporation, partnership or _____) executed the same. D. Michael

Notary Public residing at _____

My commission expires

9 KN

7/21/77

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUNDWATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

65-2949

MAY 18 1971

TO A
WATER RIGHT

and/or

and/or

Notice is hereby given that John E. Hughes, Helen E. Wilson, Annalee H. Melton (Name of Claimant)

Route #1, Box #71 McCall, Idaho 83638 (Mailing Address) claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) March 15, 1954

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Stover Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: irrigation (Both Dates Inclusive) April 15 To Oct 15

Use for irrigation (Domestic, irrigation, stock, etc.) Period of Use From April 15 To Oct 15 (Mo., Day) (Both Dates Inclusive)

Use from storage (Domestic, irrigation, stock, etc.) Period of Use From April 15 To Oct 15 (Mo., Day) (Both Dates Inclusive)

Use from storage (Domestic, irrigation, stock, etc.) Period of Use From April 15 To Oct 15 (Mo., Day) (Both Dates Inclusive)

(4) Quantity of water claimed: 150 Cubic Feet Per Second, or 150 Acre Feet Per Annum, and/or 150 Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 SW 1/4, Sec. 30, Twp. 17N, Rge. 4E, B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) storage dam and open ditch

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	3E	25													26	34	40	20	120
		36			23	17		31							27	39	39	15	111
					34	20		29											
					19														

Total No. of acres 231

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

(7) Effluent, sewage waste, or return water from this use is discharged into

(8) If you are claiming water as a member of an organization, list name of organization

(9) Remarks This right when combined with right 65-2961 shall not exceed .02 cfs nor more than 3 A.F./A

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use. ☐ B) Right decreed by court, cite title of case

☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. License No. R-932/65-2949

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

May 18, 1971

(Date)

Annalee H. Melton (Signature of Claimant)

kp 7-12-78 (Signature of Spouse)

Organization

REYOUNCHED (Signature of Authorized Agent)

State of Idaho

Organization Seal

County of Ada

On this 18 day of May

in the year 1971, before me,

a notary public, personally appeared Annalee H. Melton known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at Boise Idaho

My commission expires

2-18-74

8/29/77

State of Idaho

License and Certificate of Water Right

Water License No. R-932 / 65-2949 Amount 150 ac. ft.
 Water District No. _____ Priority March 15, 1954

THIS IS TO CERTIFY that Mrs. J. D. HUGHES - Final Order of Distribution to JOHN E. HUGHES, HELEN E. WILSON and ANNALEE H. MELTON of Donnelly, Idaho made application for a permit to appropriate the public waters of the State of Idaho, dated March 15, 1954; that Permit No. R-932 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 150 acre second feet, was issued thereunder on April 6, 1959, showing that said works were completed on the 18th day of March, 1959; and that on the 13 day of June, 1964, JOHN E. HUGHES, HELEN E. WILSON & ANNALEE H. MELTON

of McCall, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Stofer (Stover) Creek, a tributary of Boulder Creek, for the purpose of irrigation and domestic, under Use Permit No. R-932 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8232, on the 25 day of August, 1965; The right hereby confirmed dates from March 15, 1954; The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 30, Tp. 17N, R. 4 E, B. M. Valley County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 150 acre ft. or less.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N	3 E	25	NE 1/4 SE 1/4	40	26
			NW 1/4 SE 1/4	40	34
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	20
		36	NW 1/4 NE 1/4	40	23
			SW 1/4 NE 1/4	40	17
			NE 1/4 NW 1/4	40	31
			SE 1/4 NW 1/4	40	40
			Total number of acres to be irrigated:		231

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of August, 1965.

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

65 2949

Legal descriptions from AnnaLee Melton's Will

28 A. To my son GREGORY and my daughter KRISTEN as co-
29 tenants, in equal undivided interests, certain real
30 property situate in Valley County, Idaho, to-wit:

31 PARCEL NO. 1: A parcel of land situate in Section
32 36, T. 17 N., R. 3 E., B. M., namely, the W 1/2
1 E 1/2 NW 1/4, containing 40 acres, more or less,
2 and subject to easements and restrictions, if any,
of record or in use.

11 B. To my daughter KRISTEN, as her sole and separate
12 property, certain real property situate in Valley County,
13 Idaho, to-wit:

14 PARCEL NO. 2: A parcel of land situate in Section
15 36, T. 17 N., R. 3 E., B. M., namely, the NE 1/4
16 NW 1/4 NE 1/4, containing 10 acres, more or less,
and subject to easements and restrictions, if any,
of record or in use.

P.O. BOX 111
McCALL, IDAHO

88) 834-7118

F1 - Codes

Pickett

=====

Prop.Key: RP17N03E362556A Property Addr:

Legal Description:

Deed Info.

TAX #2 IN E/2 NW/4

aaaaaaa

S36 T17N R3E Boise Meridian, Valley
County Idaho

=====;

Code Quantity Unit Value

aaaaaaaaaaaaaaaaaaaaaaaaaaaaaa

2 30.7 AC 9188

4 16.3 AC 3094

19 2.1 AC 0

=====

Total 12282

49.1

Owner/Names/Address:

MELTON, GRACE ANNALEE

Taxes:

V MELTON, GRACE ANNALEE

aaaaaa

(AKA) ANNALEE H. MELTON

82.68

7228 N.W. EATON CIRCLE

WESTMINSTER, CO 80003

à(index - owner name)=====

skip to <N>ext or <P>revious record, p<R>int this record, change <I>index

<F>ind another property (fast), <S>earch for a character string (slow)

<C>ode descriptions, <Esc> to Quit, Enter choice..N

PARCEL 3

QUIT CLAIM DEED

For Value Received, JOHN E. HUGHES, a married man dealing with his sole and separate estate, HELEN E. HUGHES, aka HELEN E. WILSON, a married woman dealing with her sole and separate estate, and JOHN E. HUGHES as Trustee for LEONA C. HUGHES, aka SISTER MARY JUSTINA,

do hereby convey, release, remise and forever quit claim unto GRACE ANNALEE MELTON, aka ANNALEE H. MELTON, a widow, of

the following described premises, in Valley County, Idaho
A parcel of land lying in the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 36, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, to wit:
being more particularly described as follows:

Commencing at the Quarter Corner common to Sections 25 and 36, T. 17 N., R. 3 E., being a brass cap monument;
Thence S. 89° 57' 54" W. on the section line between said sections a distance of 511.42 feet to a point and the True Point of Beginning;
Thence continuing S. 89° 57' 54" W. on said line a distance of 811.42 feet to a Point, being the W. 1/16 Corner;
Thence S. 0° 03' 44" W. a distance of 25.00 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;
Thence continuing S. 0° 03' 44" W. a distance of 2620.03 feet to a 5/8-inch rebar, being the NW 1/16 Corner;
Thence S. 89° 59' 09" E. a distance of 811.66 feet to a 5/8-inch rebar;
Thence N. 0° 03' 25" E. a distance of 2620.72 feet to a 5/8-inch rebar, being the southerly right-of-way of the County road;
Thence continuing N. 0° 03' 25" E. a distance of 25.00 feet to the Point of Beginning. AKA TAX # 2

Together with all water and water rights, ditches and ditch rights, tenements and hereditaments, appurtenances and fixtures, permits and licenses belonging thereto or in anywise appertaining;

together with the appurtenances thereto, and to her heirs and assigns forever.

Dated: October 14 '83

John E. Hughes (SEAL)
JOHN E. HUGHES
Helen E. Hughes (SEAL)
HELEN E. HUGHES
John E. Hughes as Trustee for (SEAL)
JOHN E. HUGHES as Trustee for
LEONA C. HUGHES

STATE OF IDAHO, COUNTY OF Valley
On this 14th day of October, 1983,
before me, a notary public in and for said State, personally
appeared JOHN E. HUGHES, Helen E. Hughes
John E. Hughes as trustee for
Leona C. Hughes
known to me to be the persons whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.
Colleen J. Clark
Notary Public
Residing at Cascade, Idaho
Comm. Expires Non-expiring

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for
record at the request of MOUNTAIN TITLE & ESCROW
at 51 minutes past 2 o'clock
p.m., this 24 day of February,
1984, in my office, and duly recorded in Book
74 of Deeds at page
Leona C. Hughes
Ex-Officio Recorder
By Jayne Navsting Deputy.
Fees \$ 3.00
Mail to:

INSTRUMENT NO.

165680

5-7-82

QUITCLAIM DEED

FOR VALUE RECEIVED, GRACE ANNALEE MELTON aka ANNALEE H. MELTON, do hereby convey, release, remise and forewent quit claim unto JOHN E. HUGHES, individually, HELEN E. HUGHES aka HELEN E. WILSON, individually, and to JOHN E. HUGHES, as Trustee for LEONA C. HUGHES aka SISTER MARY JUSTINA, c/o JOHN E. HUGHES, 2630 Alexander Drive, Escondido, California 92025, share and share alike, three-fifths (3/5) of her one-fourth (1/4) interest in and to the following property situate in Valley County, Idaho:

Southeast quarter of Section Twenty-Five, Township 17 North, Range Three East Boise Meridian;

The West half of the Northeast quarter and the East half of the Northwest quarter of Section Thirty-Six Township 17 North, Range Three East Boise Meridian;

The Northeast quarter of the Southwest quarter of Section 30, Township 17 North, Range Four East Boise Meridian;

Lot Three of Section Thirty, Township 17 North Range 4 East, Boise Meridian, containing 38.42 acres, more or less;

Together with any and all water and water rights, ditches and ditch rights of way appurtenant thereto or used in connection therewith.

A tract of land in the Southeast quarter of Southwest quarter of Section 30, Township 17 North, Range 4 East, Boise Meridian, described as follows: Beginning at the Northwest corner of said Southeast quarter of Southwest quarter thence South 300 feet; thence East 660 feet; thence North 300 feet; thence West 660 feet to the place of beginning.

Easement for reservoir and irrigation water storage purposes, upon and over the real property situate in Valley County, Idaho, more particularly described as follows, to-wit:

Such amount of the North half of the Southeast Quarter of the Southwest Quarter of Section 30, Township 17 North, Range 4 East Boise Meridian, as may be covered by water backed up and impounded by the present existing or any proposed Hughes Dam and/or reservoir, said dam being established on the present damsite located on the Northeast quarter of the Southwest quarter of Section 30, Township 17 North, Range Four East, Boise Meridian, in Valley County, Idaho;

SAVE AND EXCEPT for the following parcels lying within the foregoing premises:

PARCEL NO. 1: A parcel of land situate in Section 36, T. 17 N., R. 3 E., B. M., namely, the W 1/2 E 1/2 NW 1/4, containing 40 acres, more or less.

PARCEL NO. 2: A parcel of land situate in Section 36, T. 17 N., R. 3 E., B. M., namely, the NE 1/4 NW 1/4 NE 1/4, containing 10 acres, more or less.

PARCEL NO. 3: A parcel of land situate in Section 25, T. 17 N., R. 3 E., B. M., namely, commencing at the S. E. Corner of Section 25; thence Northerly 934 feet along the section boundary common to Section 25 and Section 30 (T. 17 N., R. 4 E.); thence Southwest along a line to a point on the Southerly boundary of said Section 25 (the boundary common to Section 36, T. 17 N., R. 3 E.), which point lies a distance of 934 feet Easterly from the S. E. Corner of Section 25, along said Southerly boundary; thence from such point back to the S. E. Corner of Section 25, the point of commencement, containing 10 acres, more or less.

together with their appurtenances.

Dated: MAY 7, 1982.

X Grace AnnaLee Melton
GRACE ANNALEE MELTON

STATE OF IDAHO)
County of Valley) ss.

On this 7th day of MAY, 1982, before me, a notary public in and for said State, personally appeared GRACE ANNALEE MELTON, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

James W. [Signature]
Notary Public for Idaho
Residing at: McCall
My commission expires: June

STATE OF IDAHO)
County of Valley) ss.

I hereby certify that this instrument was filed for record at the request of Wm. Miller, at 41 minutes past 11 o'clock a m., this 9 day of July, 1982, in my office, and duly recorded in Book of Deeds at page _____.

J. W. [Signature]
Ex-Officio Recorder

By P. [Signature]
Deputy

Fees \$ 4.00
Mail to: _____

COMPACTED ☐
INDEXED - DIRECT ☒
INDEXED - INDIRECT ☒

22517

DATA ENTRY BY

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: A65-02949A
Date Received: 11/10/1988
Receipt No: X999999
Received By:

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

Department
Water

1. Name: ANNALEE H. MELTON 303-427-2992
Address: 7228 NW EATON CIRCLE
WESTMINSTER, CO 80003

2. Date of Priority: MAR 15, 1954

3. Source: STOVER CREEK Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	04E	30	NE	SW			VALLEY

5. Description of diverting works:
STORAGE DAM ON STREAM, WITH DITCH FROM DAM TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION FROM STORAGE	04/15	10/15			150.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 150.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	25	NE	SE		IRR FS	27.0
			NW	SE		IRR FS	39.0
			SW	SE		IRR FS	39.0

A65-02949A

Page 1

Date: 03/01/89

MICROFILMED

SEP 21 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	25	SE	SE		IRR FS	15.0
						Section Acres	120.0
		36	NW	NE		IRR FS	39.0
			SW	NE		IRR FS	19.0
			NE	NW		IRR FS	29.0
			SE	NW		IRR FS	24.0
						Section Acres	111.0
						Total Acres	231.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:
TWO POINTS OF DIVERSION IN NESW, SEC 30, T17N, R4E.

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., 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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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. No. 65-03587

65-03591

65-03590

65-02949

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

Please type or print clearly:

Name of Claimant(s) Annalee H. Melton

Mailing Address 7228 NW Eaton Circle
(include Zip Code) Westminster, CO 80003-3230

Phone Number (303) 427-2992

MICROFILMED

SEP 21 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE GAAKE RIVER AND WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED

NOV 10 1988

ICENT. NUMBER: 65-02949

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: JOHN E. HUGHES
ADDRESS: 7223 NW EATON CIRCLE
WESTMINSTER, CO

-3230
20003-0000

and/or
NAME: HELEN E. WILSON
ADDRESS:

and/or
NAME: ANNALE F. MELTON
ADDRESS:

2. DATE OF PRIORITY: MAR 15, 1984

3. SOURCE: STEVER CREEK

TRIP. TO: BOULDER CREEK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
17N	34E	30	NE	SW			VALLEY
			NE	SW			VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(CUB)	A.F.A.
IRRIGATION FROM STORAGE	04/15	10/15			150.00

7. TOTAL QUANTITY APPROPRIATED IS:

C.F.S. (CAND/SEC) 150.00 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USE IS:

0 - 1988

0 - 1988

1

DATE: 09/03/88

76

MICROFILMED

SEP 21 1992

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4	1/4	LOT	USE	ACRES
174	088	28	NE	SE		IRR FS	27.0
			NE	SE		IRR FS	39.0
			SW	SE		IRR FS	39.0
			SE	SE		IRR FS	15.0
			SECTION ACRES 120.0				
		28	NW	NW		IRR FS	39.0
			SW	NE		IRR FS	19.0
			NE	NW		IRR FS	29.0
			SE	NW		IRR FS	24.0
			SECTION ACRES 111.0				
			TOTAL ACRES 231.0				

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2961 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE NOR 3.0 AFA/ACRE.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

A & C CORP., ET AL.
VS
DECREE DEFENDANT

1. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE PAMPHLET ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ASSOCIATION." (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: 1

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): Armand H. Melton DATE: 11/8/88

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

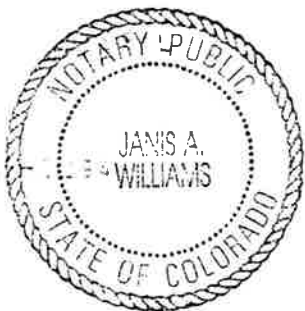
DATE

STATE OF ~~COLO~~ Colorado)
COUNTY OF Adams) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 8th DAY

OF November 19 88

Janis A. Williams
NOTARY PUBLIC



RESIDING AT Ward Savings 7401 Federal
Westminster, Co 80030
MY COMMISSION EXPIRES _____
DATE: 09/30/89

My Commission expires July 11, 1992

MICROFILMED

SEP 21 1992

SEP 21 1992

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0728NP
(OD-124)

Water right number - A65-02949A Adj. flag translation: Adjudication Temporary Work Area

Trn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 231.0

+ - - Diversion Means - STORAGE DAM ON STREAM, WITH DITCH FROM DAM TO P/U.

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

+ - - TWO POINTS OF DIVERSION IN NESW, SEC 30, T17N, R4E.

+ - - No Conditions of Approval found.

+ - - Decree Plaintiff - - - + + - - Decree Defendant - - - +
STATE OF IDAHO A & C CORP., ET AL. 00/00/0000

+ - - Audit Fields -

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

Court Report Filing	00/00/0000	Field Inspection Made	00/00/0000	Civil Case Number	39576
Objection Filed Date	00/00/0000	Field Inspection Flag	-	Old Case Number	3667
Response Filed Date	00/00/0000	Verified Date	-	Old Judicial District	-
Claim Received Date	11/10/1988	Last Amended Date	-	Temporary Right	P
		Receipt Number	-X999999	Water District	65
		POU Ownership Flag	- Y	Federal/State Indicator	S
		Name Connector	- AND/OR		

a duplicate of this form was sent
to me except the last line on
each page was as follows:

A65-02949	Page 1	Date 10/13/88
"	Page 2	"
"	Page 3	"

I am assuming it is the same thing.
If it is not, please notify me. I do
not want anything to foul up this
water right.

Annalee H. Melton

MICROFILMED

SEP 21 1992

WESTERN REGION

CLAIM NUMBERS 105-02949A

AGENT 5B

DATE 4/23/99

TOTAL ACRES FROM RECOMMENDATION

GEOGRAPHIC INFO SYSTEM ACRES

READY FOR DECREE _____ (YES)

SENT FOR DECREE _____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80

POLYGON # () () () () UPDATED BY

ATTRIBUTES OF B51-POU.SHP (1)(2)(3)(4)()

ATTRIBUTES OF B51-POD.SHP () () () (23) ()

B51-DBPOU.DBF SR UPDATED BY

B51-DBPOD.DBF 38 UPDATED BY

RDH GPSTABLE

RECEIVED
JUN 22 2001
WATER RESOURCES
WESTERN REGION

RECEIVED

JUN 18 2001

Department of Water Resources

West
RH
2001 JUN 15 AM 11:05
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA) ORDER SETTING HEARING
Case No. 39576)
_____) SUBCASE NOS: 65-02949A 65-02949B

Please be advised that Special Master THOMAS R CUSHMAN
has set for hearing the MOTION TO FILE LATE OBJECTIONS FILED BY
CHARTER MOUNTAIN RANCH.

THURSDAY, JULY 12, 2001 at 03:00 PM

FEDERAL BUILDING
BORAH POST OFFICE
CORNER OF 8TH & BANNOCK
BOISE, ID

IT IS SO ORDERED.

Dated: JUNE 15, 2001

/S/ THOMAS R CUSHMAN
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 6/15/01

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING HEARING was mailed on JUNE 15, 2001, with sufficient first-class postage to the following:

CHARTER MOUNTAIN RANCH INC

Represented by:
BRUCE M. SMITH
MOORE SMITH BUXTON & TURCKE
225 NORTH 9TH ST, STE 420
BOISE, ID 83702
Phone: 208-331-1800

STATE OF IDAHO

Represented by:
PETER J. AMPE
PO BOX 83720
BOISE, ID 83720-0010
Phone: 208-334-2400

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

KRISTEN A ALLEN
4121 N CRESWELL WAY
BOISE, ID 83713

ANNALEE H MELTON
7228 NW EATON CR
WESTMINSTER, CO 80003
Phone: 303-427-2992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 20, 2001

KRIS MELTON ALLEN
4121 N CRESWELL WAY
BOISE ID 83713

RE: Water Right No. 65-2949A

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

cc: Annalee H Melton

RECEIVED

MAY 25 2001

WATER RESOURCES
WESTERN REGION

Bruce M. Smith, ISB #3425
MOORE SMITH BUXTON & TURCKE, CHARTERED
Attorneys at Law
225 North 9th Street, Suite 420
Boise, ID 83702
Telephone: (208) 331-1800
Facsimile: (208) 331-1202

RECEIVED

MAY 10 2001

Department of Water Resources

Attorney for Charter Mountain Ranch, Inc.

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

In Re: SRBA,	)	Subcase No.: 65-02949A & 65-
Case No. 39576	)	02949B
	)	
	)	MOTION TO FILE LATE
	)	OBJECTION
	)	

COMES NOW Charter Mountain Ranch, Inc. (herein after "Charter Mountain"), by and through its attorney of record, Bruce M. Smith, Moore Smith Buxton & Turcke Chartered, and submits this Motion to File Late Objections to SRBA Claim Number 65-02949A and 65-02949B. The deadline for filing an objection to the Director's Report for these claims was April 14, 2000. The motion is predicated upon the standards set forth in Administrative Order 1, Rule 4(d)(2), and Idaho Rule of Civil Procedure 55(c). As shown herein, good cause exists for allowing Charter Mountain to file objections to the Director's Report for SRBA Claim Number 65-02949A and 65-02949B, and there is a strong likelihood that it would prevail on the merits of its objections.

Specifically, Charter Mountain seeks to contest the 34.50 AFY recommended for SRBA Claim Number 65-02949A, and the 115.50 AFY recommended for SRBA Claim 65-2949B. Charter Mountain believes claim 65-02959B should have been recommended for 130 AFY and Claim Number 65-02949A should have been recommended for 20 AFY. These allocations are based on the deed pursuant to which Charter Mountain purchased property and water rights from Ms. Annalee Melton, the original claimant for claim No. 65-02949A. This motion is supported by the attached Affidavit of Bruce M. Smith and the Declaration of Teresa McCallum.

I. BACKGROUND

As this Court is aware, Charter Mountain's previous motion to file late objections was denied by the Court by Order dated February 27, 2001. Charter Mountain does not disagree with the Court's ruling on that motion. However, because of further research conducted by Charter Mountain since that ruling, Charter Mountain submits this motion which is based on new information and circumstances as set forth below and in the attached Declaration of Teresa McCallum and Affidavit of Bruce M. Smith.

II. THE LEGAL STANDARDS FOR FILING A LATE OBJECTION

In 1997, Special Master Dolan set forth the standards to be applied in determining whether to grant a Motion to File Late Objection, and held:

SRBA Administrative Order 1, Rules of Procedure (AO-1), does not provide guidance for review of motions to file late *objections*. AO-1 only refers to late *claims* which are reviewed under the criteria of I.R.C.P. 55(c), "Setting aside default judgment." [Footnote omitted]. However, customary practice in the SRBA court has been to apply the same criteria to both late claims and late objections. Hence, Buckeye Farms' *Motion* will be considered under Rule 55(c):...

Idaho courts follow a dual-track standard to determine when a party is entitled to relief from default. A party wanting to set aside a clerk's entry of default need only show "good cause" under Rule 55(c). If a final judgment by default has been entered, then a party must, in addition to good cause, satisfy the requirements of Rule 60(b). That is, the party must show some basis such as newly discovered evidence.

A motion to set aside a default judgment presents the trial court with a factual determination. *Reeves v. Wisenor*, 102 Idaho 271, 629 P.2d 667 (1981). In determining whether to set aside a default judgment, a standard of liberality must be applied rather than one of strictness and the party moving to vacate a default judgment must be given the benefit of any genuine doubt. *Johnson v. Pioneer Title Co. of Ada County*, 104 Idaho 727, 662 P.2d 1171 (App. 1983). A motion to set aside a default judgment is addressed to the sound discretion of the trial court whose decision will not be reversed in the absence of abuse of that discretion. However, it would be an abuse of discretion for the trial court to grant such a motion without an adequate legal basis for doing so. *Newbold v. Arvidson*, 105 Idaho 663, 672 P.2d 231 (1983).

Whether part of good cause or in addition to it, Idaho courts have imposed further requirements. First, a party must show that he or she has acted in good faith and exercised due diligence in the prosecution of his or her rights, such as an ordinarily prudent person would exercise under similar conditions. *Council Improvement Co. v. Draper*, 16 Idaho 541, 102 P. 7 (1909), and *Kovachy v. Deleusomme*, 122 Idaho 973, 842 P.2d 309 (App. 1992). Second, a party must show a meritorious defense to set aside a default. *Thomas v. Stevens*, 78 Idaho 266, 300 P.2d 811 (1956).

(Order Granting Motion to File Late Objections, *In re SRBA Case No. 39576, Subcases 36-02338, 36-02414, 36-02734, and 36-04011*). Charter Mountain can meet the requirements set forth in that opinion.

III. ANALYSIS

A. Good Cause And Proper Diligence Can Be Shown.

Ms. Annalee Melton originally owned all of the land that is irrigated with water rights associated with claims 65-02949 A&B. In 1983, Ms. Melton sold a portion of this land to Mr.

John McCallum and his wife, predecessors in interest to Charter Mountain as to this property. As part of the transaction, Ms. Melton retained a portion of the land for herself.

The entire parcel of land was irrigated with 150 AF of water from a small reservoir. As part of the sale Ms. Melton retained 20 AF of water for the acres she reserved and conveyed the rest of the water to Mr. McCallum. This is reflected in the deed from Ms. Melton to Mr. McCallum which is attached to the Declaration of Teresa McCallum. Apparently, however, Ms. Melton filed an SRBA Claim for the entire 150 AF of water, as did Mr. McCallum. At the time the IDWR made its recommendations for splitting Claim No. 65-02949 into 65-02949 A&B, the IDWR did so based on its understanding of land ownership, and not according to the deed. The IDWR apparently did not have a copy of the deed pursuant to which the water rights were sold/reserved.

When the Director's Report for Claim Number 65-02949B came out, Charter Mountain, which then owned the McCallum parcel, was allocated only 115.5 AFY. Upon learning of this, Teresa McCallum, on behalf of Charter Mountain, contacted IDWR to find out why Charter Mountain had not been recommended all 150 AFY. Ms. McCallum recalls that an IDWR spokesman told her that the reservoir did not hold 150 AF, and that Charter Mountain had been allocated all the water that was available. Ms. McCallum did not investigate whether anyone else, such as Ms. Melton, had been allocated any water, because Ms. McCallum understood Charter Mountain to have received all the water. Furthermore, Ms. McCallum knew that Ms. Melton had not used any irrigation water from the reservoir for many years. Charter Mountain had no reason to question this situation until the summer of 2000 when Ms. McCallum received a phone call from someone seeking to obtain delivery of water based on "Ms. Annalee Melton's water right." (Charter Mountain operates the headgate for release of water from the reservoir and

has to open the headgate for the water to be delivered.) This was the first time Charter Mountain had any knowledge of the fact that Ms. Melton had been recommended an irrigation right in the reservoir. Based on the belief that Ms. Melton had forfeited any right to use the water from the reservoir, Charter Mountain filed a motion to file a late objection as to its claim and Ms. Melton's. This Court denied that motion in February, 2001, on the basis that Charter Mountain had not submitted evidence why it had not objected to the recommendation on the Melton claim in a timely fashion, and also that Charter Mountain had not established that it had acquired all of the water under the theory of adverse possession/forfeiture.

For the present motion, Charter Mountain has submitted the Declaration of Teresa McCallum, Secretary/Treasurer of Charter Mountain, which substantiates that: (1) Ms. McCallum did contact the IDWR when the Director's Report was issued; (2) based on this conversation, she understood that Charter Mountain had been allocated all the water in the reservoir; and (3) based on that understanding, did not further investigate the matter until receiving a call about a water right which Charter Mountain had no reason to believe even existed. Thus, Charter Mountain's good cause explanation for not examining the Director's Report as to 65-02949A is that it had been told it had been allocated all the water in the reservoir. That this information turned out to be wrong does not negate Charter Mountain's reasonable action in not pursuing an investigation into something it did not believe even existed. Because of the expense, complexity, and time required to participate in SRBA proceedings, parties cannot be reasonably expected to investigate matters which they do not believe to exist. This is especially true when a claimant has made some effort to otherwise verify information. Charter Mountain believed it followed a reasonable and practical approach in addressing its claim.

Charter Mountain did not ignore the situation once it became aware of the existence of the Melton claim. Within a reasonably short period of time Charter Mountain submitted its motion to file a late objection setting forth its reasons for seeking relief. True, Charter Mountain did not submit affidavits to support its explanation, but it has done so in the context of the present motion. Furthermore, Ms. McCallum's declaration confirms the same factual scenario originally explained to the Court.

Charter Mountain's diligence has not lessened. After its motion was denied, Charter Mountain continued with its research into this matter. As part of that research, Charter Mountain found a copy of the 1983 warranty deed which conveyed the land and water rights at issue to Charter Mountain. This deed, attached to Ms. McCallum's declaration, clearly shows what the correct allocation of water should have been and that a mistake has been made in the Director's Report.

Finally, it should be of some significance to the Court that Charter Mountain has not automatically burdened the Court with another motion to file a late objection without seeking alternative recourse. Upon learning of the mistake and finding the deed which is proof of the mistake, Charter Mountain contacted Ms. Melton's heir to try to resolve the matter by means other than coming back to court. However, the Melton heirs, despite being provided the deed showing the correct allocation of water, have refused to correct the error. See Affidavit of Bruce M. Smith.

Based on this explanation and information, Charter Mountain respectfully requests that this Court find there is good cause to allow it to file late objections to SRBA Claim Nos. 65-02949 A&B.

Even if the standards of Rule 60(b) do apply, Charter Mountain should be permitted to file late objections due to mistake. The Idaho Court of Appeals has noted that:

To obtain relief from a default judgment on the ground of excusable neglect, the moving party must demonstrate that **his conduct was of a type expected from a reasonably prudent person under the circumstances.** *Gro-Mor, Inc. v. Butts*, 109 Idaho 1020, 712 P.2d 721 (Ct. App. 1985). In determining whether a party's conduct constitutes excusable neglect, the courts must consider **each case in light of its unique facts.**

Baldwin v. Baldwin, 114 Idaho 525, 527, 757 P.2d 1244, 1246 (Ct. App. 1988) (additional citations omitted and emphasis added). The SRBA's magnitude and scope lends itself to the very type of unique facts which justify granting Charter Mountain's motion. In the SRBA, each individual water right claimant is *not* served with a copy of every other claim in their particular basin. Instead, they are served only with a copy of the Director's Report for their own claims, if any. Thus, Charter Mountain received a copy of the Director's Report for its water right number 65-02949B. Further, as explained in Ms. McCallum's declaration concerning her conversation with an IDWR representative, Charter Mountain acted in a prudent manner. A party to the SRBA should not be required to track down every detail in the SRBA, especially when they have evidence that such a search would be fruitless and/or time consuming and expensive.

This Court has not yet decreed these rights. Therefore, this is not a situation wherein Charter Mountain is attempting to undo that which has already been done. Instead, Charter Mountain is simply seeking to correct a mistake and contest claims which should not be decreed as recommended – a mistake this is clearly documented.

Charter Mountain has shown good cause and excusable neglect or mistake for not filing objections to the Director's Report for 65-02949A and 65-02949B at an earlier date. The first prong of the test for a motion to file late objection has been met.

B. There Are Facts Which, If Proven, Would Allow Charter Mountain To Prevail On The Merits Of Its Objection.

The next requirement under AO1 and the Idaho Rules of Civil Procedure is that Charter Mountain must *allege* facts which show that there is a likelihood that it would prevail on the merits of its objection:

A party who seeks to set aside a default has the burden of supplying detailed facts of the proposed defense. *Smith Electric, Inc. v. Crandlemire*, 100 Idaho 172, 595 P.2d 321 (1979). At a hearing on the motion, a party need not produce documents to *prove* a defense. It is sufficient if the movant *pleads* with particularity facts which, if proven, would constitute a meritorious defense. *State v. One 1990 Geo Metro*, 126 Idaho 675, 889 P.2d 109 (App. 1995). The policy of requiring a showing of meritorious defense is founded on the doctrine that it would be an idle exercise for a court to set aside a default if, in fact, there is no real justiciable controversy. *Reeves v. Wisenor*, 102 Idaho 271, 629 P.2d 667 (1981).

(Order Granting Motion to File Late Objections, p. 4) (emphasis in Order).

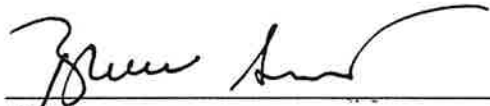
The deed establishing the transfer of the property and the accompanying water rights provides clear, unambiguous documented evidence of the correct water allocation. Ms. Melton and her representatives, despite being offered the opportunity to rectify the error or to provide information showing the situation to be otherwise, have not done so. These facts suggest a strong likelihood that Charter Mountain will prevail.

CONCLUSION

Charter Mountain can show good cause for failing to object sooner to the Director's Report for these subcases, and there is a strong likelihood that it would prevail on the merits of its objections. Therefore, the requirements of AO1 and the Idaho Rules of Civil Procedure, as explained by an SRBA Special Master, have been met. Charter Mountain respectfully requests that its motion to file late objections be granted.

Respectfully submitted this 9th day of May, 2001.

MOORE SMITH BUXTON & TURCKE,
CHARTERED

A handwritten signature in dark ink, appearing to read "Bruce M. Smith", written over a horizontal line.

BRUCE M. SMITH
Attorney for Charter Mountain Ranch, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9 day of May, 2001, I caused to be served a true and correct copy of the foregoing MOTION TO FILE LATE OBJECTION by the method indicated below, and addressed to the following:

USDI Bureau of Reclamation
Represented by: US Department of Justice
Environment & Nat'l Resources
550 West Fort Street, MSC 033
Boise, Idaho 83724
Phone: 208-387-0835

☒ via U.S. MAIL
☐ via HAND DELIVERY
☐ via OVERNIGHT MAIL
☐ via FACSIMILE

Kristen Allen
Personal Representative to Annalee Melton
4121 N. Creswell Way
Boise, Idaho 83713

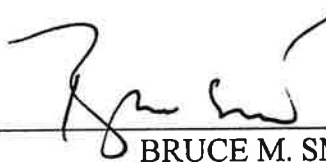
☒ via U.S. MAIL
☐ via HAND DELIVERY
☐ via OVERNIGHT MAIL
☐ via FACSIMILE

Idaho Department of Water Resources
Document Depository
PO Box 83720
Boise, Idaho 83720-0098

☒ via U.S. MAIL
☐ via HAND DELIVERY
☐ via OVERNIGHT MAIL
☐ via FACSIMILE

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

☒ via U.S. MAIL
☐ via HAND DELIVERY
☐ via OVERNIGHT MAIL
☐ via FACSIMILE



BRUCE M. SMITH

RECEIVED
MAY 11 2001
Department of Water Resources

RECEIVED
MAY 24 2001
WATER RESOURCES
WESTERN REGION

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

In Re SRBA

Case No. 39576

A. Subcase 65-02949A

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Charters Mountain Ranch, Inc.

Address: Rt. 1 Box 451

Glenns Ferry, ID 83623

Daytime Phone: (208) 366-7931

Name & Address of Attorney, if any:

Bruce M. Smith

225 N. 9th Street, Suite 420

Boise, ID 83702

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

Name: Annalee Melton & Kristen Allen, Pers. Rep.

Address: 4121 N. Creswell Way

Boise, ID 83713

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

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☒ **Quantity**

Should be: 20 Acre Feet

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** The 1983 warranty deed whereby

John McCallum purchased property from Ms. Melton conveys 130 acre
feet to Mr. McCallum and Ms. Melton reserved 20 acre feet of the
original 65-02949 claim.

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Ada)

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

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

[Signature]

(Signature of person filing objection)

[Signature]

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

May 10, 2001

Rebecca A. Ahl

Notary Public for

Residing at: Bain, Idaho

My Commission Expires: 11/5/05



INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on May 10, 2001, ~~XXXX~~^{XXXX}, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: Annalee Melton & Kristen Allen, Pers. Rep.
Address: 4121 N. Creswell Way,
Boise, ID 83713

3. Copies to:

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

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

MAY 11 2001

Department of Water Resources

RECEIVED

MAY 24 2001

WATER RESOURCES
WESTERN REGION

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

In Re SRBA

Case No. 39576

A. Subcase 65-02949B

(Insert water right number)

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Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Charters Mountain Ranch, Inc.

Address: Rt. 1 Box 451

Glenns Ferry, ID 83623

Daytime Phone: (208) 366-7931

Name & Address of Attorney, if any:

Bruce M. Smith

225 N. 9th Street, Suite 420

Boise, ID 83702

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

Name: Charter Mountain Ranch, Inc.

Address: Rt. 1 Box 451

Glenns Ferry, ID 83623

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

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 130 Acre Feet
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
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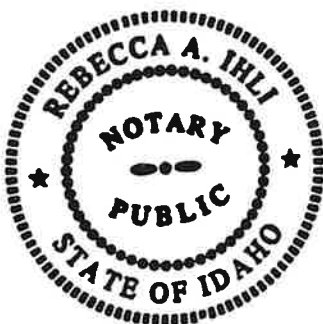
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(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

May 10, 2001
Rebecca A. Ihli
Notary Public for
Residing at: Boise Idaho
My Commission Expires: 11/5/05



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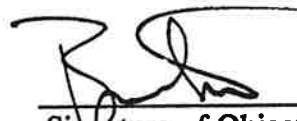
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Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf