

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-07745A**
Date Received: 9/28/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DENNIS M BAKER 208-375-6666
Address: 250 S BEECHWOOD STE 120
BOISE ID 83709

2. Date of Priority: OCT 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	17E	16		SE	NE		BLAINE
				SW	NW		BLAINE
				SE	NW		BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.680		700.00

7. Total Quantity Appropriated is:
3.680 C.F.S. (and/or) 700.00 A.F.A.

8. Total consumptive use is 500.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	17E	16	SW	NE		IRR	38.0
			SE	NE		IRR	35.0
			SW	NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	17E	16	SE	NW		IRR	38.0
			NE	SW		IRR	17.0
			NW	SW		IRR	22.0
			NE	SE		IRR	5.0
			NW	SE		IRR	25.0
						Section Acres	200.0
						Total Acres	200.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

CLAIM SPLIT FROM A37-07745 11/13/95 PURSUANT TO APPROVED TRANSFER 4702:

1. RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.
2. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.
3. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL ANNUALLY REPORT THE AMOUNT OF WATER DIVERTED TO THE DEPARTMENT.
4. THE DIRECTOR MAINTAINS JURISDICTION OF THIS TRANSFER UP TO FIVE (5) YEARS AFER RESUMPTION OF USE OF THE WATER RIGHT FOR THE PURPOSE OF DETERMINING POTENTIAL INJURY TO EXISTING RIGHTS, BOTH JUNIOR AND SENIOR, IN THE VICINITY OF THE TRANSFERRED POINT OF DIVERSION.
5. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED ON OR BEFORE OCTOBER 1, 1999.
6. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
7. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OR OF THE ELEMENTS OF THIS WATER RIGHT IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.
8. PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION.
9. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF

14. Remarks: Continued

DIVERSION UNDER TRANSFER NO. 4702 SHALL NOT EXCEED 3.68 CFS, NOR
TOTAL COMBINED ANNUAL VOLUME OF 700.0 AF.

15. Basis of Claim: LICENSE

RECEIVED

APR 25 1995

Department of Water Resources
Southern 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07745
Date Received: 9/28/1988
Receipt No: S002574
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CONNECTICUT GENERAL LIFE INSURANCE CO
Address: C/O CIGNA CORPORATION
SOUTH BUILDING S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD CT 06002-0000

AND/OR

Name: JANE CROFT
Address: BOX 447
SHOSHONE ID 83352

208-866-2013

2. Date of Priority: OCT 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	17E	1	SW	NW			BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.530		900.00

7. Total Quantity Appropriated is:
5.530 C.F.S. (and/or) 900.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	17E	35	SW	SW		IRR	34.0
			SE	SW		IRR	30.0
			Section Acres				
02S	17E	2	SW	NE		IRR	23.0
			NE	NW	3	IRR	26.0
			NW	NW	4	IRR	34.0
			SW	NW		IRR	22.0
			SE	NW		IRR	38.0
			NE	SW		IRR	35.0
			NW	SW		IRR	37.0
			NW	SE		IRR	21.0
Section Acres					236.0		
Total Acres					300.0		

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

CONFORMED ADDRESS TO D.E. STANDARDS 03/29/95 SS.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: 0

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): Jane Croft Date: 4/24/95

Date: _____

State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of April 19 95
Kenny Lynn Scott
Notary Public

Seal

Residing at Shoshone, ID 83352
My Commission Expires 2-12-98



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

APR 25 1995

Department of Water Resources
Southern Region

DATE OF CLOSING: August 12, 1993

LEGAL DESCRIPTION OF PROPERTY: SEE ATTACHED DEEDS
Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

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

☒ Water Right Number(s) _____
Assigned by IDWR: 37-07745

☒ Name and Address of Former Owner/Claimant(s)(Seller): W. H. Croft and Glen Croft
Box 447

☒ New Owner/Claimant (Purchaser): Shoshone, ID 83352
Jane Croft

☒ New Mailing Address: Box 447
Shoshone, ID 83352

☒ New Telephone Number: (208) 886 - 2013

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

☒ Attach proof of ownership, describe proof attached: Quitclaim deeds - W.H. Croft to Glen Croft Estate and Jane Croft
Deed of Distribution - Glen Croft Estate to Jane Croft

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

☒ Signature of New Owner/Claimant(s) Jane Croft Date 4/23/95

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

RECEIVED

APR 25 1995

QUITCLAIM DEEDDepartment of Water Resources
Southern Region

THIS INDENTURE, made this 16 day of April, 1993,
between WILLIAM H. CROFT, a/k/a W. H. CROFT, a/k/a HOWLAND
CROFT, and JOY CROFT, husband and wife, of Paul, Idaho 83347,
herein called the "Grantor", and GORDON G. CROFT, Personal
Representative of the Estate of Glen Croft, deceased and JANE
CROFT, of 5220 Howry Lane, Meridian, Idaho 83642, herein called
the "Grantee".

W I T N E S S E T H:

The said Grantor, for and in consideration of the sum
of Ten Dollars (\$10.00), lawful money of the United States of
America, and other valuable consideration to Grantor in hand
paid by the Grantee, the receipt whereof is hereby acknowledged,
does by these presents remise, release and forever quitclaim
unto the Grantee and to the heirs and assigns of the Grantee,
all of the interest of the Grantor in that certain lot, piece or
parcel of land situated, lying and being in the County of Camas,
State of Idaho, bounded and particularly described as follows,
to-wit:

That property described on Exhibit A attached
hereto and made a part hereof by reference.

TOGETHER with all and singular the tenements,
hereditaments, and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder
and remainders, rents, issues, and profits thereof. To have and
to hold all and singular the said premises, together with the
appurtenances, unto the Grantee, and to the heirs and assigns of

Page 1 - Quitclaim Deed

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

1 Grantee forever.

2 IN WITNESS WHEREOF, the Grantor has executed this
3 Quitclaim Deed.

4 William H. Croft
William H. Croft

5 BY Joy Croft
6 Joy Croft, Attorney in Fact

7 Joy Croft
8 Joy Croft

9 STATE OF IDAHO)
10 County of Cassia)

SS

11 On this 16 day of April, in the year 1993, before
12 me, the undersigned, a Notary Public in and for said State,
13 personally appeared JOY CROFT, known or identified to me to be
14 the person whose name is subscribed to the within instrument as
the attorney in fact of WILLIAM H. CROFT and acknowledged to me
that she subscribed the name of William H. Croft thereto as
principal and her own name as attorney in fact.

15 **E. RUTH THRALL**
16 **NOTARY PUBLIC**
STATE OF IDAHO

Residing at Rupert, Idaho
My Commission Expires 5-10-99

17 E. Ruth Thrall
18 Notary Public for Idaho
19 Residing at _____
My commission expires on _____

20 STATE OF IDAHO)
21 County of Cassia)

SS

22 On this 16 day of April, in the year of 1993, before
23 me, the undersigned, a Notary Public in and for said State,
24 personally appeared JOY CROFT, known or identified to me to be
25 the person whose name is subscribed to the within instrument,
26 and acknowledged to me that she executed the same.

27 **E. RUTH THRALL**
28 **NOTARY PUBLIC**
STATE OF IDAHO

Residing at Rupert, Idaho
My Commission Expires 5-10-99

29 E. Ruth Thrall
30 Notary Public for Idaho
31 Residing at _____
32 My commission expires on _____

Page 2 - Quitclaim Deed

EXHIBIT ACAMAS COUNTY:

Township 1 South, Range 17 East, Boise Meridian in Camas County, Idaho.
 Section 35: That portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying south of Lava Creek,
 EXCEPT a tract of land more particularly described as
 follows:

Beginning at the NW corner of Lot 14 of Block 1 of Magic Village Subdivision No. 3 as recorded in the office of the Recorder of Camas County, Idaho;

Thence North 71° 12' 00" West along the Southwesterly right of way line of Lake Side Drive for 322.81 feet to the SE corner of Lot 1 of Block 4 of said Subdivision No. 3;

Thence continuing North 71° 12' 00" West along the southwesterly line of said Lot 1 for 178.90 feet to the SW corner of said Lot 1 at the highwater line of Magic Reservoir;

Thence along said highwater line for the following thirteen (13) courses and distances:

South 20° 14' 51" West for 139.22 feet;
 South 64° 48' 07" West for 100.60 feet;
 North 73° 59' 19" West for 43.85 feet;
 North 16° 00' 32" East for 85.25 feet;
 North 20° 34' 07" West for 45.57 feet;
 North 13° 30' 53" East for 90.62 feet;
 North 15° 11' 35" East for 228.21 feet;
 North 22° 29' 26" East for 353.62 feet;
 North 12° 03' 23" East for 136.31 feet;
 North 39° 28' 30" West for 150.74 feet;
 North 08° 37' 42" East for 242.21 feet;
 North 50° 35' 55" West for 246.90 feet;
 North 66° 21' 59" West for 58.07 feet;

Thence South 07° 05' 48" East for 584.20 feet;
 South 02° 57' 03" West for 264.96 feet;
 South 23° 16' 06" West for 342.99 feet;
 South 18° 04' 30" East for 288.02 feet;
 South 57° 05' 25" East for 67.13 feet;
 South 89° 11' 47" East for 120.21 feet;

Thence North 34° 10' 05" East for 110.50 feet to a point 100.00 feet S $\frac{1}{2}$ of the southwesterly right of way line of said Lakeside Drive;

Thence South 71° 12' 00" East 100.00 feet S $\frac{1}{2}$ of and parallel to said southwesterly right of way line for 462.15 feet to the west line of Block 1 of said Subdivision No. 3;

Thence North 10° 46' 25" East along said west line for 100.99 feet to the point of beginning.

Township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho.
 Section 2: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ EXCEPT Oregon Short Line Railroad right of way. That portion of the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying North

of the airport. EXCEPT Magic Subdivision No. 1, and EXCEPT Magic Village Subdivision 1, 2 and 3, and EXCEPT a parcel of land within Lot 1, Section 2, Township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho, and more particularly described as metes and bounds as follows:

Commencing at the SE corner of said Lot 1 of Section 2, Township 2 South, Range 17 East, Boise Meridian,

Thence North 0° 21' East 312.7 feet;
 North 64° 44' West 517.6 feet;
 North 25° 16' East 50.0 feet to the true point of beginning.
 Thence North 64° 44' West 148.9 feet;
 North 25° 16' East 580.8 feet to the southerly bank of Magic Reservoir;
 Thence South 74° 25' East 151.0 feet along the southerly bank of Magic Reservoir;
 Thence South 25° 16' West 589.5 feet to the true point of Beginning. And EXCEPT a tract of land more particularly described as follows:

Beginning at the NW corner of Lot 14, Block 1, Magic Village Subdivision No. 3 as recorded in the office of the Recorder of Camas County, Idaho;

Thence North 71° 12' 00" West along the southwesterly right of way line of Lake Side Drive for 322.81 feet to the SE corner of Lot 1, Block 4 of said Subdivision No. 3;

Thence continuing North 71° 12' 00" West along the southwesterly line of said Lot 1 for 178.90 feet to the SW corner of said Lot 1 at the highwater line of Magic Reservoir;

Thence along said highwater line for the following thirteen (13) courses and distances:

South 20° 14' 51" West for 139.22 feet;
 South 64° 48' 07" West for 100.60 feet;
 North 73° 59' 19" West for 43.85 feet;
 North 16° 00' 32" East for 85.85 feet;
 North 20° 34' 07" West for 45.57 feet;
 North 13° 30' 53" East for 90.62 feet;
 North 15° 11' 35" East for 228.21 feet;
 North 22° 29' 26" East for 353.62 feet;
 North 12° 03' 23" East for 136.31 feet;
 North 39° 28' 30" West for 150.74 feet;
 North 08° 37' 42" East for 242.21 feet;
 North 50° 35' 55" West for 246.90 feet;
 North 66° 21' 59" West for 58.07 feet;

Thence South 07° 05' 43" East for 584.20 feet;
 South 02° 57' 08" West for 264.96 feet;
 South 23° 16' 06" West for 342.99 feet;
 South 18° 04' 30" East for 288.02 feet;
 South 57° 05' 25" East for 67.13 feet;
 South 39° 11' 47" East for 120.21 feet;

Thence North 34° 10' 05" East for 110.50 feet to a point 100.00 feet SW of the southwesterly right of way line of said Lakeside Drive;

Thence South 71° 12' 00" East 100.00 feet SW of and parallel to said southwesterly right of way line for 462.15 feet to the west line of Block 1 of said Subdivision No. 3;

Thence North 10° 46' 25" East along said west line for 100.99 feet to the point of beginning.

3249.900010

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET

P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

March 22, 1993

Gordon Croft
5220 Howry Lane
Meridian, Idaho 83642

Dear Gordon:

Enclosed is the Quitclaim Deed recorded in Blaine County
from Howland and Joy to the estate and your mother.

Please give me a call when you receive this.

Very truly yours,

William A. Parsons
William A. Parsons

WAP:rt
Enc.

QUITCLAIM DEED

THIS INDENTURE, made this 17th day of March, 1993, between WILLIAM H. CROFT, a/k/a W. H. CROFT, a/k/a HOWLAND CROFT, and JOY CROFT, husband and wife, of Paul, Idaho, herein called the "Grantor", and GORDON G. CROFT, Personal Representative of the ESTATE OF GLEN CROFT, deceased, and JANE CROFT, of 5220 Howry Lane, Meridian, Idaho 83642,, herein called the "Grantee".

W I T N E S S E T H:

The said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee and to the heirs and assigns of the Grantee, all of the interest of the Grantor in that certain lot, piece or parcel of land situated, lying and being in the County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

MAGIC SUBDIVISION #2:
Lots 1 and 2, Block 2
Lots 1 through 12, Block 3.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof. To have and to hold all and singular the said premises, together with the

1 appurtenances, unto the Grantee, and to the heirs and assigns of
2 Grantee forever.

3 IN WITNESS WHEREOF, the Grantor has executed this
4 Quitclaim Deed..

5 William H. Croft
William H. Croft

6 BY Joy Croft
7 Joy Croft, Attorney in Fact

8 Joy Croft
9 Joy Croft

10 STATE OF IDAHO)

) ss

11 County of Cassia)

12 On this 17th day of March, in the year 1993, before
13 me, the undersigned, a Notary Public in and for said State,
14 personally appeared JOY CROFT, known or identified to me to be
15 the person whose name is subscribed to the within instrument as
16 Attorney in Fact of WILLIAM H. CROFT, and acknowledged to me
17 that she executed the same as such Attorney in Fact.

18 **E. RUTH THRALL**
19 **NOTARY PUBLIC**
20 **STATE OF IDAHO**

Residing at Rupert, Idaho
My Commission Expires 5-10-93

21 E. Ruth Thrall
Notary Public for Idaho

Residing at _____

My commission expires on _____

22 STATE OF IDAHO)

) ss

23 County of Cassia)

24 On this 17 day of March, in the year of 1993, before
25 me, the undersigned, a Notary Public in and for said State,
26 personally appeared JOY CROFT, 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.

E. RUTH THRALL
NOTARY PUBLIC
STATE OF IDAHO

Residing at Rupert, Idaho
My Commission Expires 5-16-93

E. Ruth Thrall
Notary Public for Idaho

Residing at _____

My commission expires on _____

Page 2 - Quitclaim Deed

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

PARSONS, SMITH, ST
LAWYER
BURLLEY

APR-20-1995 08:54 FROM PRNS SMTH STN FLETCH TO 1208736004108 P.09

14 attorney of WILLIAM H. CROFT acknowledged to me
15 that she executed the same as such Attorney in Fact.

16 E. RUTH THRALL
17 NOTARY PUBLIC
18 STATE OF IDAHO

Residing at Rupert, Idaho
My Commission Expires 5-10-93

E. Ruth Thrall
Notary Public for Idaho
Residing at _____
My commission expires on _____

19 STATE OF IDAHO)

20 County of Cassia) ss

21 On this 17 day of March, in the year of 1993, before
22 me, the undersigned, a Notary Public in and for said State,
23 personally appeared JOY CROFT, known or identified to me to be
24 the person whose name is subscribed to the within instrument,
25 and acknowledged to me that she executed the same.

26 E. RUTH THRALL
NOTARY PUBLIC
STATE OF IDAHO

Residing at Rupert, Idaho
My Commission Expires 5-10-93

E. Ruth Thrall
Notary Public for Idaho
Residing at _____
My commission expires on _____

Page 2 - Quitclaim Deed

BLAINE CO. REQUEST

OF *Parsons, Glad*

1993 MAR 18 A 11:15

MARY GREEN, CLERK
FEES \$ *6.00*

350967

Deed

APR 20 '95 8:56

2086780146 PAGE.009

DEED OF DISTRIBUTION

THIS DEED, made this 12th day of August, 1993 between GORDON G. CROFT, Personal Representative of the Estate of GLEN CROFT, deceased, of Meridian, Idaho, ("Grantor"), and JANE CROFT, of Box 447, Shoshone, Idaho 83352, ("Grantee").

WHEREAS, Gordon C. Croft, Grantor, is the duly appointed and acting Personal Representative of the Estate of Glen Croft, deceased; and

WHEREAS, Jane Croft, Grantee, is entitled to receive distribution of the property hereinafter described in this Deed and the terms of the Last Will and Testament of the decedent, and pursuant to the provisions of the Idaho Uniform Probate Code; and

Letters Testamentary are recorded in the office of the County Recorder of the County of Lincoln, State of Idaho, as Instrument number 153963.

NOW, THEREFORE, WITNESSETH:

The Grantor for valuable consideration, and for the purposes of distributing certain real property from the Estate of Glen Croft, deceased, does by these presents hereby distribute, grant, bargain, convey and confirm to the Grantee and the heirs and assigns of Grantee forever, all that certain parcel of land situate, lying and being in Blaine County, and Camas County, State of Idaho, to-wit:

Blaine County property on Exhibit A, and
Camas County property on Exhibit B.

OF Parsons, Smith

1993 AUG 23 A 11:15

MARY GREEN, CLERK
FEES \$ 15.00 MP

355979

Deed

Page 1 - Deed of Distribution

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

1 together with all and singular the tenements, hereditaments, and
2 appurtenances thereunto belonging or in anywise appertaining,
3 the reversion and reversions, remainder and remainders, rents,
4 issues and profits thereof;

5 TO HAVE AND TO HOLD, all and singular the premises,
6 together with appurtenances, unto the Grantee and the heirs and
7 assigns of Grantee forever.

8 IN WITNESS WHEREOF, Grantor has executed this Deed the
9 day and year first above written.

10 ESTATE OF GLEN CROFT

11 BY Gordon G. Croft
12 Personal Representative

13 STATE OF IDAHO

14 County of Cassia) ss
15

16 On this 12th day of August, in the year 1993, before
17 me, the undersigned, a Notary Public in and for said State,
18 personally appeared GORDON G. CROFT, known or identified to me
19 to be the person whose name is subscribed to the within
20 instrument as Personal Representative of the Estate of Glen
21 Croft, and acknowledged to me that he executed the same as such
22 Personal Representative.

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WILLIAM A. PARSONS
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires 7/20/96

Notary Public for Idaho

Residing at _____

My commission expires on _____

Page 2 - Deed of Distribution

EXHIBIT A TO DEED OF DISTRIBUTION

MAGIC SUBDIVISION #2:
Lots 1 and 2, Block 2
Lots 1 through 12, Block 3.

68000

Recorded at the Request of
Parsons, Smith, Stone & Fletcher
at 10:02 A.M
AUGUST 26th, 1993.
in Book 28
of DEEDS Page 584.
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By Korri Blodgett
Fees \$ 15⁰⁰_{xx}

Exhibit A

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

CAMAS COUNTY:

Township 1 South, Range 17 East, Boise Meridian in Camas County, Idaho.
 Section 35: That portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying south of Lava Creek,
 EXCEPT a tract of land more particularly described as
 follows:

Beginning at the NW corner of Lot 14 of Block 1 of Magic
 Village Subdivision No. 3 as recorded in the office of the
 Recorder of Camas County, Idaho;

Thence North 71° 12' 00" West along the Southwesterly
 right of way line of Lake Side Drive for 322.81 feet to
 the SE corner of Lot 1 of Block 4 of said Subdivision No. 3;

Thence continuing North 71° 12' 00" West along the south-
 westerly line of said Lot 1 for 178.90 feet to the SW corner
 of said Lot 1 at the highwater line of Magic Reservoir;

Thence along said highwater line for the following thirteen
 (13) courses and distances:

South 20° 14' 51" West for 139.22 feet;
 South 64° 43' 07" West for 100.60 feet;
 North 73° 59' 19" West for 43.85 feet;
 North 16° 00' 32" East for 85.85 feet;
 North 20° 34' 07" West for 45.57 feet;
 North 13° 30' 53" East for 90.62 feet;
 North 15° 11' 35" East for 228.21 feet;
 North 22° 29' 26" East for 353.62 feet;
 North 12° 03' 23" East for 136.31 feet;
 North 39° 28' 30" West for 150.74 feet;
 North 08° 37' 42" East for 242.21 feet;
 North 50° 35' 55" West for 246.90 feet;
 North 66° 21' 59" West for 58.07 feet;

Thence South 07° 05' 48" East for 584.20 feet;
 South 02° 57' 03" West for 264.96 feet;
 South 23° 16' 06" West for 342.99 feet;
 South 18° 04' 30" East for 298.02 feet;
 South 57° 05' 25" East for 67.13 feet;
 South 39° 11' 47" East for 120.21 feet;

Thence North 34° 10' 05" East for 110.50 feet to a point
 100.00 feet S $\frac{1}{2}$ of the southwesterly right of way line of
 said Lakeside Drive;

Thence South 71° 12' 00" East 100.00 feet S $\frac{1}{2}$ of and
 parallel to said southwesterly right of way line for
 462.15 feet to the west line of Block 1 of said Subdivision
 No. 3;

Thence North 10° 46' 25" East along said west line for
 100.99 feet to the point of beginning.

Township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho.
 Section 2: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE SW $\frac{1}{4}$ EXCEPT Oregon Short Line Railroad
 right of way. That portion of the NE $\frac{1}{4}$, NE SE $\frac{1}{4}$ lying North

of the airport. EXCEPT Magic Subdivision No. 1, and EXCEPT Magic Village Subdivision 1, 2 and 3, and EXCEPT a parcel of land within Lot 1, Section 2, Township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho, and more particularly described as metes and bounds as follows:

Commencing at the SE corner of said Lot 1 of Section 2, Township 2 South, Range 17 East, Boise Meridian,

Thence North 0° 21' East 312.7 feet;
 North 64° 44' West 517.6 feet;
 North 25° 16' East 50.0 feet to the true point of beginning.
 Thence North 64° 44' West 148.9 feet;
 North 25° 16' East 580.8 feet to the southerly bank of Magic Reservoir;
 Thence South 74° 25' East 151.0 feet along the southerly bank of Magic Reservoir;
 Thence South 25° 16' West 589.5 feet to the true point of Beginning. And EXCEPT a tract of land more particularly described as follows:

Beginning at the NW corner of Lot 14, Block 1, Magic Village Subdivision No. 3 as recorded in the office of the Recorder of Camas County, Idaho;

Thence North 71° 12' 00" West along the southwesterly right of way line of Lake Side Drive for 322.81 feet to the SE corner of Lot 1, Block 4 of said Subdivision No. 3;

Thence continuing North 71° 12' 00" West along the southwesterly line of said Lot 1 for 178.90 feet to the SW corner of said Lot 1 at the highwater line of Magic Reservoir

Thence along said highwater line for the following thirteen (13) courses and distances:

South 20° 14' 51" West for 139.22 feet;
 South 64° 43' 07" West for 100.60 feet;
 North 73° 59' 19" West for 43.85 feet;
 North 16° 00' 32" East for 85.85 feet;
 North 20° 34' 07" West for 45.57 feet;
 North 13° 30' 53" East for 90.62 feet;
 North 15° 11' 35" East for 223.21 feet;
 North 22° 29' 26" East for 353.62 feet;
 North 12° 03' 23" East for 136.31 feet;
 North 39° 23' 30" West for 150.74 feet;
 North 08° 37' 42" East for 242.21 feet;
 North 50° 35' 55" West for 246.90 feet;
 North 66° 21' 59" West for 58.07 feet;

Thence South 07° 05' 48" East for 584.20 feet;
 South 02° 57' 08" West for 264.96 feet;
 South 23° 16' 06" West for 342.99 feet;
 South 15° 04' 30" East for 288.02 feet;
 South 57° 05' 25" East for 67.13 feet;
 South 35° 11' 47" East for 120.21 feet;

Thence North 34° 10' 05" East for 110.50 feet to a point 100.00 feet SW of the southwesterly right of way line of said Lakeside Drive;

Thence South 71° 12' 00" East 100.00 feet SW of and parallel to said southwesterly right of way line for 462.15 feet to the west line of Block 1 of said Subdivision No. 3;

Thence North 10° 46' 25" East along said west line for 100.99 feet to the point of beginning.

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07745
Date Received: 10/25/1988
Receipt No: S002574
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GLEN CROFT
Address: BOX 447
SHOSHONE, ID 83352
AND/OR
Name: W. H. CROFT
Address: BOX 447
SHOSHONE, ID 83352
AND/OR
Name: CONNECTICUT GENERAL LIFE INSURANCE CO.
Address: C/O CIGNA CORPORATION
SOUTH BUILDING S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CT 06002-0000
2. Date of Priority: OCT 25, 1978
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
02S 17E 1 SW NW BLAINE
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
IRRIGATION 04/01 11/01 5.530 900.00
7. Total Quantity Appropriated is:
5.530 C.F.S. (and/or) 900.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.

MICROFILMED
FEB 24 1993

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	17E	35	SW	SW		IRR	34.0
			SE	SW		IRR	30.0
						Section Acres	64.0
02S	17E	2	SW	NE		IRR	23.0
			NE	NW	3	IRR	26.0
			NW	NW	4	IRR	34.0
			SW	NW		IRR	22.0
			SE	NW		IRR	38.0
			NE	SW		IRR	35.0
			NW	SW		IRR	37.0
			NW	SE		IRR	21.0
						Section Acres	236.0
						Total Acres	300.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

THE MAX. COMBINED RATE OF DIV. FROM THIS WELL WHEN USED IN
CONJUNCTION WITH RT. 37-7395 SHALL NOT EXCEED 7.58 CFS.

15. Basis of Claim: LICENSE

(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.

MICROFILMED
FEB 24 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07745
Date Received: 9/28/1988
Receipt No: S002574
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLEN CROFT 208-886-2013
Address: BOX 447
SHOSHONE, ID 83352

AND/OR

Name: W. H. CROFT 208-886-2013
Address: BOX 447
SHOSHONE, ID 83352

AND/OR

Name: CONNECTICUT GENERAL LIFE INSURANCE CO.
Address: C/O CIGNA CORPORATION
SOUTH BUILDING S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CT 06002-0000

2. Date of Priority: OCT 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	17E	1	SW		NW		BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.530		900.00

7. Total Quantity Appropriated is:
5.530 C.F.S. (and/or) 900.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

A37-07745

Page 1

Date: 09/28/88

MICROFILMED
FEB 24 1993

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	17E	35	SW	SW		IRR	34.0
			SE	SW		IRR	30.0
						Section Acres	64.0
02S	17E	2	SW	NE		IRR	23.0
			NE	NW	3	IRR	26.0
			NW	NW	4	IRR	34.0
			SW	NW		IRR	22.0
			SE	NW		IRR	38.0
			NE	SW		IRR	35.0
			NW	SW		IRR	37.0
			NW	SE		IRR	21.0
						Section Acres	236.0
						Total Acres	300.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

(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.

MICROFILMED
FEB 24 1993

RECEIVED

NOV 24 2006

DEPARTMENT
WATER RESOURCES

11/01/2006

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-7745A

DENNIS M BAKER
250 S BEECHWOOD STE 120
BOISE ID 83709
Telephone Number: (208)375-6666

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

11-21-06

SIGNATURE:

Dennis M. Baker

Please print your name:

Dennis M. Baker

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (800)451-4129

SCANNED
NOV 28 2006

03/21/2006

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

RIGHT NUMBER: 37-7745A

NAME AND ADDRESS: DENNIS M BAKER
250 S BEECHWOOD STE 120
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.680 CFS
700.000 AFY

The total instantaneous diversion of water from all points of diversion under Transfer No. 4702 shall not exceed 3.68 cfs, nor total combined annual volume of 700.0 af.

PRIORITY DATE: 10/25/1978

POINT OF DIVERSION:

T01S R17E S16 NWSENE Within BLAINE County

T01S R17E S16 NESWNW Within BLAINE County

T01S R17E S16 SESENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

3.680 CFS

700.00 AFY

PLACE OF USE:

IRRIGATION Within BLAINE County

T01S R17E S16	SWNE	38.00	T01S R17E S16	SENE	35.00
T01S R17E S16	SNNW	20.00	T01S R17E S16	SENE	38.00
T01S R17E S16	NESW	17.00	T01S R17E S16	NWSW	22.00
T01S R17E S16	NESE	5.00	T01S R17E S16	NWSE	25.00

200 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

03/21/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

The director maintains jurisdiction of Transfer No. 4702 up to five (5) years after resumption of use of the water right for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Failure to comply with the conditions of Transfer No. 4702 is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department from all authorized points of diversion which will allow determination of the total rate of diversion.

Right holder shall comply with the drilling permit requirements of section 42-235, Idaho code.



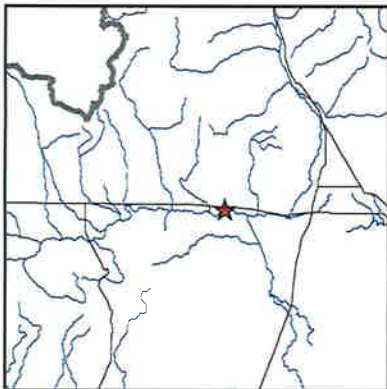
Idaho Department of Water Resources

Adjudication Claim:

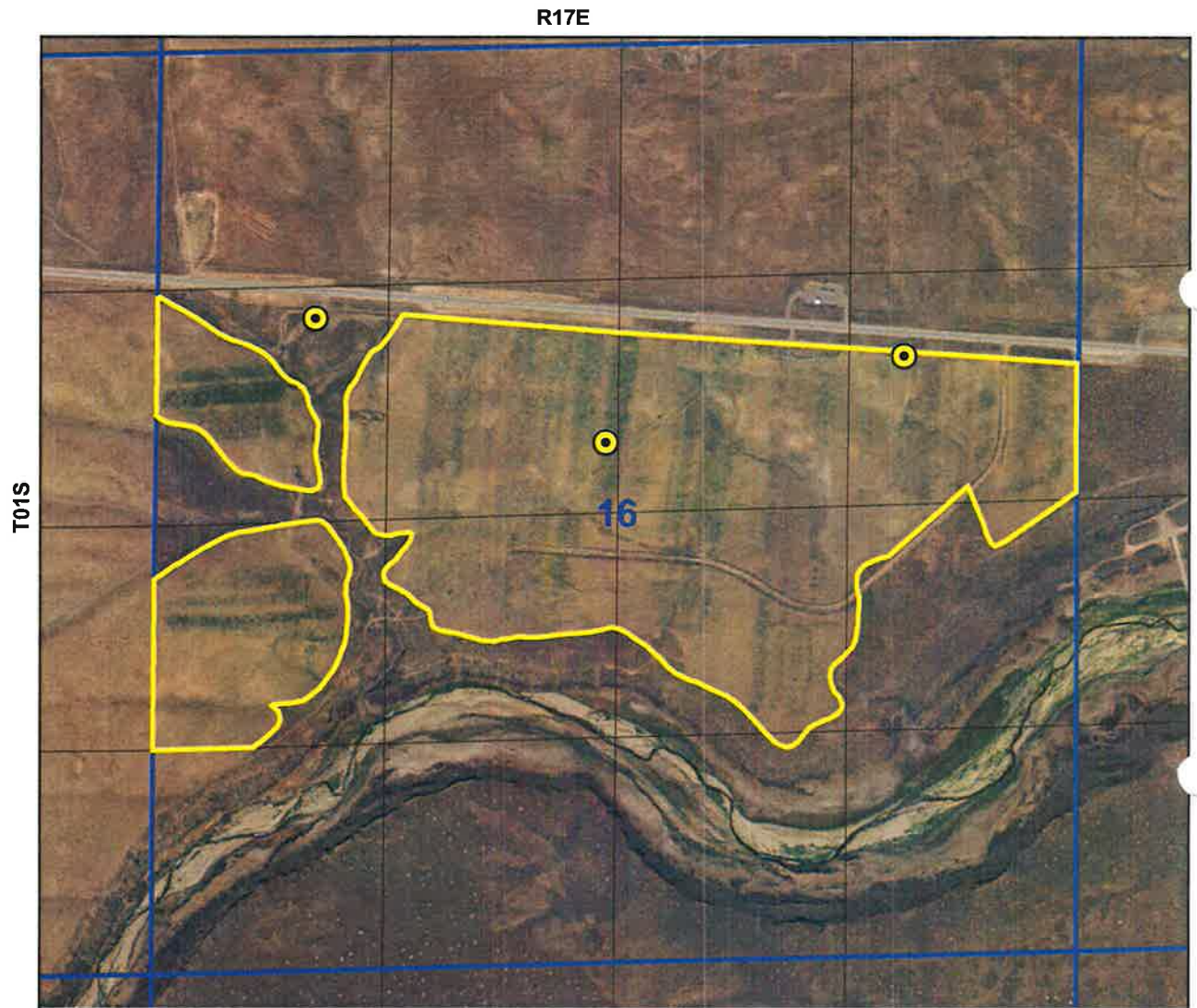
37-7745A

Legend

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



Camas, Blaine Counties
IDWR Basin 37



0 0.5 1 Miles

Prepared by M. Anders
On Tuesday, March 21, 2006
2004 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-7745A

Background Data

- Source is Goundwater
- 37-7745 originally licensed for 5.53 cfs for Irrigation of 300 acres
 - Transfer No. 4702, 4707, & 4708 split right into:
 - 37-7745A for 3.68 cfs on 200 acres
 - 37-7745A claimed for 3.68 cfs on 200 acres
 - 37-7745B for 0.74 cfs
 - 37-21227 claimed 0.65 cfs
 - 37-21228 claimed 0.09 cfs
 - 37-7745C for 0.93 cfs
 - 37-7745C claimed for 0.93
 - 37-7745D for 0.18 cfs
 - 37-7745D claimed for 0.18
 - Fully claimed

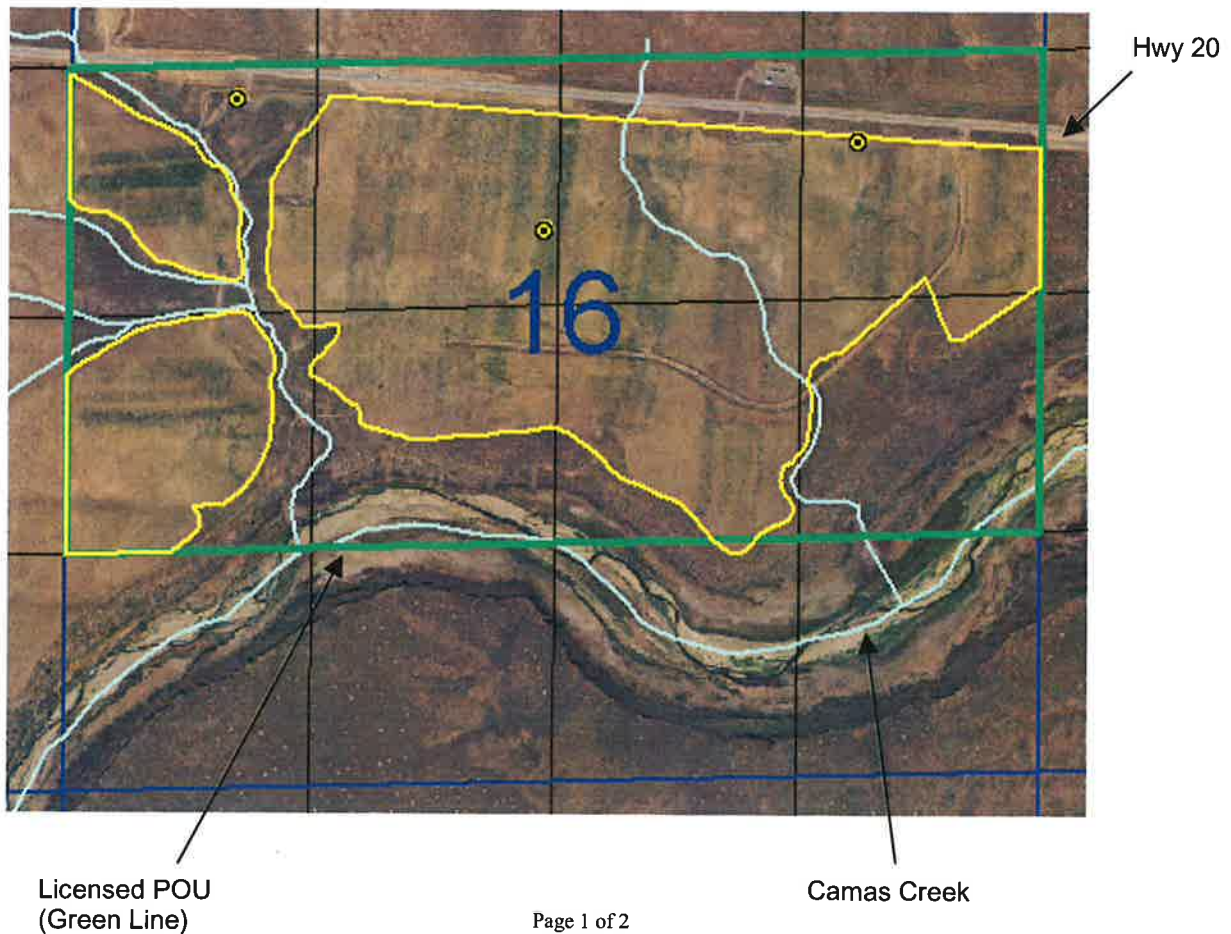
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

2004 Aerial Photo



Notes

T1S R17E Section 16

- Found 193 acres
 - POU is slightly less than the licensed acres – recommended as listed on Transfer No. 4702.
 - PODs digitized based on transfer documents
-
- Data used for review: 2004 aerial photos, Blaine Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 25, 2003

Dennis Baker & Associates
ATTN: Dave Sells
250 S Beechwood Suite 120
Boise, ID 83709

RE: Proposed Water Right 37-21152

Dear Mr. Sells;

As we discussed, I have prepared an ArcView shape file for 198 acres of Right 37-7745A that you will retain if Transfer 70808 (Webb Landscaping) is approved. The enclosed map shows what I will be entering into our database for this right. The acreage figures cover everything that appears to be irrigable in each 40, with the figures in parenthesis representing what is described in your present water right; as you can see, the figures are significantly different in most tracts.

Since the pending transfer does not involve your portion of this right, the place of use cannot be changed at this time. Mr. Baker can apply for his own transfer to accomplish this once he determines what land will actually be irrigated under your revamped system. Or he can wait for the SRBA review to begin in this area before trying to straighten this out; for them to do this, Mr. Baker may have to accept a reduced place of use unless he can show that the full 198 acres is actually being irrigated.

Regards,

James E. Stanton
Sr. Water Resource Agent

Transfer 70808
withdrawn
1/30/04
Proposed to transfer
2.0 acres
to SWSE sect 22

POSSIBLE POU, CLAIM 37-21152

SEC 16 T 1S R 17E

Hwy 20

21 ac
(20 ac)

34 ac
(38 ac)

29 ac
(38 ac)

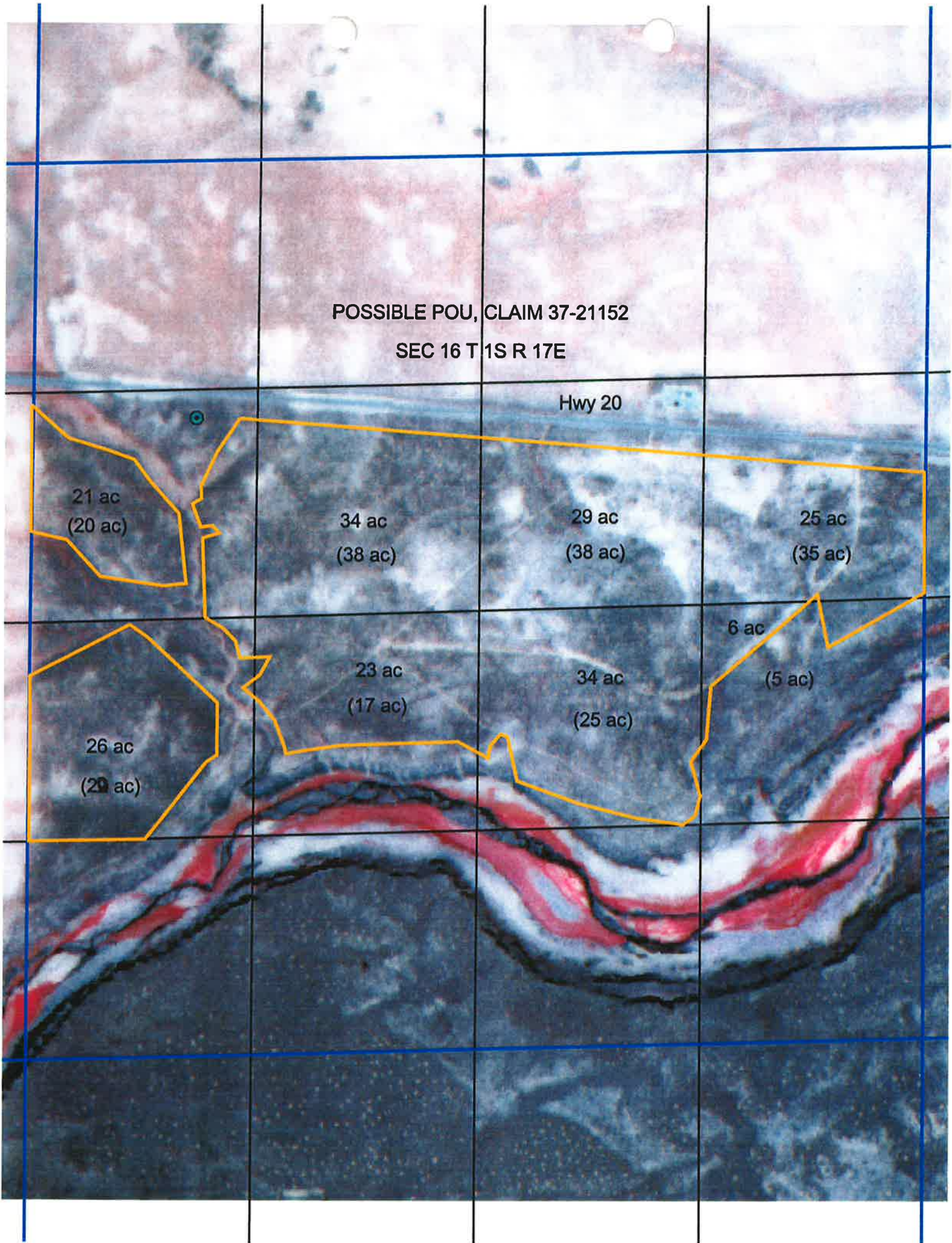
25 ac
(35 ac)

6 ac
(5 ac)

23 ac
(17 ac)

34 ac
(25 ac)

26 ac
(20 ac)



POSSIBLE POU, CLAIM 37-21152

SEC 16 T 1S R 17E

Hwy 20

21 ac
(20 ac)

34 ac
(38 ac)

29 ac
(38 ac)

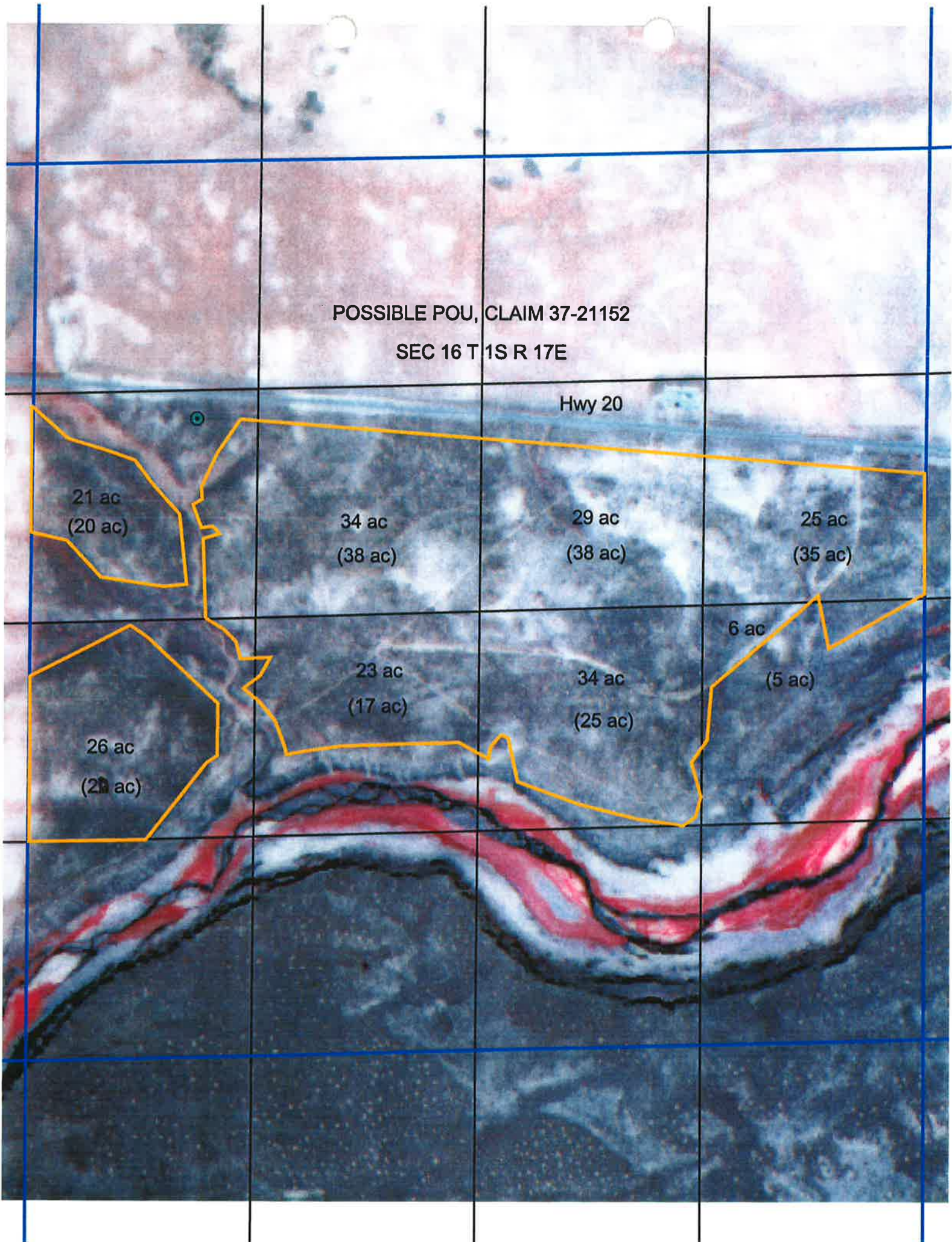
25 ac
(35 ac)

6 ac
(5 ac)

23 ac
(17 ac)

34 ac
(25 ac)

26 ac
(21 ac)



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Department of Water Resources
Southern Region

DENNIS M. BAKER & ASSOC.
250 S. BEECHWOOD # 120
BOISE, IDAHO 83709
PHONE: 375-6666 FAX: 375-6667

NOVEMBER 5, 2003

ALLEN MERRITT
SOUTHERN REGION
IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST., SUITE 200
TWIN FALLS, IDAHO 83301

RE: WATER RIGHT NO. 37—7745A
TRANSFER NO. 70808

DEAR MR. MERRITT,

WE UNDERSTAND THAT THERE HAS BEEN SOME QUESTIONS RAISED FROM A RECENT FIELD INSPECTION OF OUR WELL AND PROPERTY ALONG MAGIC RESERVOIR. FROM WHAT WE UNDERSTAND, THE INSPECTOR MAY HAVE QUESTIONED IF WE HAVE ACTUALLY FARMED AND PUMPED WATER FROM THE WELL TO PROVE UP THE WATER RIGHT. THE FOLLOWING INFORMATION MAY HELP IDWR TO HAVE A BETTER UNDERSTANDING OF THE FACTS.

ATTACHED IS A COPY OF MR. BAKER'S LETTER OF SEPTEMBER 22, 1999 ALONG WITH COPIES OF THE RESUMPTION OF BENEFICIAL USE FORM, APPLICATION FOR DRILLING PERMIT, WELL DRILLERS REPORT AND THE PRELIMINARY ORDER FOR YOUR REVIEW. WE COMPLETED THE WELL IN 1999 AND GRUBBED THE LAND TO REMOVE THE SAGE BRUSH. AFTER PRPARING THE LAND, WE PLANTED WHEAT. ENCLOSED IS A PHOTOGRAPH OF THE SPRINKLER SYSTEM IN OPERATION DURING THE YEAR. ALSO ENCLOSED IS A COPY OF A POWER BILL FOR THE PUMP SHOWING USE.

A WHEAT CROP WAS TAKEN OFF IN 2000. IN 2001 A CAR RAN OFF THE ROAD, WENT THROUGH OUR FENCE HITTING THE DISCHARGE PIPING AND CONTINUED ON AND RAN OVER THE ELECTRICAL PANEL. IT WAS A STOLEN CAR FROM BOISE AND BY THE TIME WE GOT IT SORTED OUT WITH THE INSURANCE COMPANY THERE WAS NO FARMING DONE IN 2001. ENCLOSED IS A PHOTOGRAPH OF THE DAMAGE FOR YOUR REVIEW. IN MAY OF 2002 A CABLE LAYING CONTRACTOR DUG THROUGH OUR POWER LINE WHICH HAD BEEN BORED UNDER THE ROAD TO THE POWER POLE ON THE NORTH SIDE OF THE ROAD. AS YOU CAN SEE FROM THE PHOTOGRAPH, THE LAND HAD BEEN PREPARED TO PLANT. ENCLOSED IS A COPY OF A LETTER FROM GLENNS ELECTRIC IN GLENNS FERRY DESCRIBING THE DAMAGE AND WHAT WILL BE NECESSARY TO FIX IT. UNFORTUNATELY THIS WORK WAS NOT COMPLETED UNTIL AUGUST, DUE TO FINALIZING THE SETTLEMENT WITH THE CONTRACTORS INSURANCE COMPANY, WHICH NEGATED OUR PLANS FOR A CROP IN 2002.

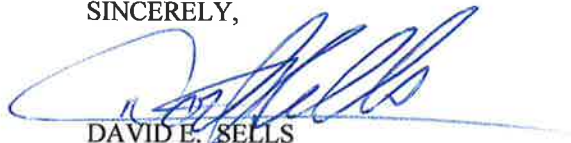
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SO AS YOU CAN SEE FROM OUR HARD LUCK STORY, THE LAND THAT THE FIELD INSPECTOR LOOKED AT HAD NOT BEEN TILLED SINCE THE SPRING OF 2002. THERE IS A PRETTY GOOD CROP OF GRASSES AND THE SAGE BRUSH IS TRYING TO COME BACK. WE DECIDED THIS YEAR THAT WE WOULD ACQUIRE A WHEEL LINE SET UP TO MAKE IT EASIER TO MOVE THE SPRINKLER LINE. THAT ACQUISITION HAS BEEN MADE AND IS IN THE PROCESS OF BEING MOVED TO THE PROPERTY AT THIS TIME. IN THE SPRING WE WILL TILL THE LAND AND PLANT ALPHALFA.

HOPEFULLY THE ABOVE INFORMATION WILL BE HELPFUL IN YOUR REVIEW OF THE APPLICATION RECENTLY SUBMITTED.

SINCERELY,

A handwritten signature in blue ink, appearing to read "D. Sells", is written over the typed name.

DAVID E. SELLS
BUSINESS MANAGER

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Department of Water Resources
Southern Region

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DENNIS M. BAKER
250 S. BEECHWOOD, STE. 120
BOISE, IDAHO 83709
PHONE: 375-6666 FAX: 375-6667

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Department of Water Resources
Southern Region

SEPTEMBER 22, 1999

DIRECTOR
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD ST.
BOISE, IDAHO 83720

RE: WATER RIGHT NO. 37-07745A

DEAR DIRECTOR,

THIS IS TO ADVISE THE DEPARTMENT OF WATER RESOURCES THAT WE HAVE RESUMED BENEFICIAL USE OF THE ABOVE MENTIONED WATER RIGHT IN ACCORDANCE WITH THE ORDER UNDER TRANSFER NO. 4702. ENCLOSED IS THE RESUMPTION OF BENEFICIAL USE FORM ALONG WITH A COPY OF THE APPLICATION FOR DRILLING PERMIT, WELL DRILLER'S REPORT AND A COPY OF THE ORDER.

TO DATE, WE HAVE DRILLED THE WELL, INSTALLED THE PUMP AND IRRIGATION SYSTEM, CLEARED THE LAND AND TILLED THE SOIL, SPRINKLE IRRIGATED IT AND PLANTED WINTER WHEAT.

SHOULD YOU HAVE QUESTIONS OR NEED ANY FURTHER INFORMATION, PLEASE CONTACT US.

SINCERELY,



DENNIS M. BAKER

CC STEPHEN BRADBURY

SENT CERTIFIED AND HAND DELIVERED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RESUMPTION OF BENEFICIAL USE

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Department of Water Resources
Southern Region

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form must be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) 37-07745

Name of Water Right Holder(s) Dennis M Baker

Mailing Address 250 S. Beechwood #120 Boise, Id. 83709

Telephone Number 208-375-6666

Source of Water (Groundwater/Surface) Groundwater

Extent of Use: Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 200 (number of acres irrigated)

Other/Remarks _____

Total rate and/or volume of use 3.68 cfs 700 acre feet

Show the date water use will be or was resumed under this water right 9-9-99

Person to contact to accompany the Department representative if a field examination is conducted:

Name DAVE Sells Telephone No. 375-6666 or cell 371-9449

Address 250 S. Beechwood #120 Boise, Id. 83709

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date 9-21-99 Signature Dennis M Baker
Dennis M Baker

SCANNED
NOV 13 2003

Ident. No. 37-99-C-0038-000
Well Tag No. D0000712
Water Right No. 37-07745

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: DENNIS M BAKER
Address: 250 S BEECHWOOD #120
BOISE ID 83709

O 208-375-6666

2. Proposed Well Location: Township 01S, Range 17E, Sec. 16, SWNW
BLAINE County

Street Address of Well Site: HIGHWAY 20 (ABOUT 9 MILES FROM BELLEVUE)
BELLEVUE ID

3. Proposed Use of Well: Non-Domestic Irrigation

4. Well Construction Information:

A. NEW WELL

B. Proposed Surface Diameter 16 In. Proposed Maximum Depth 450 Ft.

C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
(NOTE: Construction diagrams and/or other information may be requested for
monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 6/ 1/1999

6. Anticipated Well Driller: VOLLMER WELL DRILLING (No. 0383)

NOTE: The actual well driller must be identified to IDWR prior to drilling
commencement.

7. Applicant's Signature

Date 6-1-99

Title

Bus manager
(Owner, Firm Representative, Other)

Fee \$ 200.00 Received by _____ No. C045560 Date 5/27/1999

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Department of Water Resources
Southern Region

(Continued)

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ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is Approval.

Date: 6-1-99

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-342-1585.
9. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.
10. The uppermost unconfined aquifer shall be cased and sealed to exclude water from this zone from entering the well. All seals will be placed from the bottom up.
11. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.

(Continued)

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Southern Region

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CONDITIONS OF APPROVAL:

12. Failure to construct the well in accordance with these conditions may result in the revocation of the drilling permit and constitute a violation of Idaho Law.
13. If an annular slurry seal of bentonite is to be utilized, a high (>30%) solids bentonite shall be pumped from the bottom up to land surface. The bentonite shall not contain chemical polymers which effect long term stability of the seal (and are often found in drilling fluid grade bentonites) but shall be a bentonite which has been specifically recommended by the manufacturer for use as a seal material in water wells.
14. If an annular space of at least 4 inches greater than the outside diameter of the casing is provided a granular bentonite or bentonite chips may be poured at the manufacturer's recommended rate or no greater than 50 pounds in five minutes. The pour shall also be presifted through 1/4 inch mesh screen to reduce the introduction of fines unless the annular space is free of water, ie. (above the water table and there is no cascading water). The top of the seal shall be tagged at regular intervals, ie. (30' intervals) during placement with a sinker bar or other appropriate device to ensure the seal is reaching the intended depth. If bridging occurs, the seal shall be tamped to its intended position or the Department will be contacted for evaluation.
15. If a neat cement grout is to be utilized as a seal material, additives such as the following shall be used to reduce dehydration and shrinkage.
Mix water quantity shall strictly follow manufacturer's specifications paying close attention to cement grind and water ratios, (generally between 5 and 6 gallons per sack) eliminating free water.
Water quality of the mix water shall meet drinking water standards.
16. The use of bentonite added to cement grout to reduce hydraulic conductivity shall not exceed 4% and shall be prehydrated prior to mixing with the neat cement. The bentonite shall not contain chemical polymers which effect long term stability, and are often found in drilling fluid grade bentonites, but will be specifically recommended by the manufacturer for use as a seal material.
17. Drilling fluids shall be mixed with water which meets or exceeds drinking water standards.
18. The screened, perforated, filterpacked or otherwise open and commingled strata which are to be produced from, shall be of similar hydraulic head, temperature and quality. If there are notable variations encountered as the well is drilled and/or developed, the Department will be notified for evaluation.
19. The well owner has obtained the Drilling Permit and Well Tag. The owner is responsible to get the Permit and Tag to the well driller prior to the start of construction.
20. This well shall be sealed a minimum of 10' into a consolidated formation (ie. basalt or granite), at a minimum depth of 50'.
21. Only one point of diversion is authorized by this water right for the SENW Sec. 16, T1S R17E. Additional points of diversion will require a transfer of the water right adding a point of diversion.

(Continued)

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Department of Water Resources
Southern Region

Ident. No. 37-99-C-0038-000
Well Tag No. D0000712

Mark B. Stiff
Signature of Authorized Dept. Representative

Sec. Manager
Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____
Expires On: _____

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Department of Water Resources
Southern Region

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IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

_____ 1/4 _____ 1/4 _____ 1/4

Lat: : : Long: : :

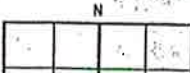
☐ Air ☐ Flowing Artesian

1. WELL TAG NO. D 0000712
 DRILLING PERMIT NO. 3799-C-0038-000
 Other IDWR No. 37-07745

2. OWNER:
Name DEYNNIS M BAKER
Address 2505 BEECHWOOD #120
City BOISE State ID Zip 83709

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 01 North ☐ or South ☒
 Rge. 17 East ☒ or West ☐
 Sec. 16 1/4 SW 1/4 NW 1/4
 Gov't Lot _____ County _____
 Lat. : : Long. : :
 Address of Well Site Hwy 20 About 9
 Miles Bellevue City _____
 (Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☒ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
CEMENT	0	30'	2 yds	PRESSURE

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 368
Was drive shoe seal tested? ☐ Y ☒ N How? PI-25

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
18"	+ 1	35'	250	STEEL	☒	☐	☒	☐
16"	+ 2	368'	250	3T X 61	☒	☐	☒	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations	Method
--------------	--------

Screens Screen Type

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
370	400	050		14"	STAINLESS	☐	☐
420	440	050		14"	STAINLESS	☐	☐
490	510	050		14"	STAINLESS	☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

_____ ft. below ground Artesian pressure 2 lb.
Depth flow encountered _____ ft. Describe access port or
control devices:

11. WELL TESTS:

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
1500	200'	200'	6 hr

Water Temp. 54° Bottom hole temp. _____

Water Quality test or comments: 50 L FFF 5 M F H

Depth first Water Encounter 126

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
20	0	35	ALLUVIUM		
18"	35	126	LAVA		
	126	160	CLAY SAND		
	160	167	SOLID LAVA		
	167	168	SOFT LAVA		
	168	226	SOFT ROCK		
	226	306	SHALE CLAY		
	306	315	STREAKS CLAY CLAY SHALE		
	315	330	CLAY ROCK		
	330	389	SAND		
	389	402	DECOMPOSED PYRITE		
	402	412	BLUE CLAY		
	412	476	SAND COARSE		
	476	486	LAVA		
	486	506	SAND STONE		
	506	513	SAND		
	513	520	CLAY		
SCREEN PLACEMENT					
14"	360	370	BLANK PIPE 14" 1250		
14"	370	400	14" SCREEN .050 51.00T		
14"	400	420	BLANK PIPE 14" 1250		
14"	420	440	14" SCREEN 14" .050 51.00T		
14"	440	450	14" BLANK PIPE 1250		
14"	450	490	14" BLANK PIPE 1250		
14"	490	510	14" SCREEN .050 51.00T		
14"	510	520	14" BLANK PIPE		

Completed Depth 520 (Measurable)
Date: Started 06/04/99 Completed 07/31/99

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Valluvar Well Drill Firm No. 383

Firm Official Kenneth J. Haller Date 08/09/99
and _____

Driller or Operator James H. Miller Date 08/08/99

(Sign once if Firm Official & Operator)



ACCOUNT NUMBER 2159-001558-0

DATE PREPARED

10-15-99

FOR SERVICE TO

9-22-99

DATE PAID DUE

11- 1-99

PLEASE PAY
THIS AMOUNT

.00

YOU CAN HELP
PROJECT SHARE, ADD
\$1, \$5 OR \$10

|||||
DENNIS BAKER **C041 **
250 BEECHWOOD DR
BOISE ID 83709-0944

00586E

215900155809000136758 000227712 000000000 1015 3

YES, I WANT TO TAKE ADVANTAGE OF THE IRRIG. PRE-PAYMENT PLAN.

PLEASE DETACH HERE AND RETURN THIS PORTION WITH YOUR PAYMENT

PLEASE BRING ENTIRE BILL WHEN PAYING IN PERSON

FOR ACCOUNT INQUIRIES CALL OR CONTACT YOUR LOCAL OFFICE AT
(800)488-6151 422 MAIN, GOODING

CUSTOMER IDENTIFICATION

CUSTOMER NAME	SERVICE LOCATION
DENNIS BAKER	30 S 1730 E
ACCOUNT NUMBER	TYPE OF SERVICE
2159-001558-0	IRRIGATION SECONDARY

ACCOUNT INFORMATION AS OF OCTOBER 15, 1999

BALANCE FORWARD ►											227712CR
METER NUMBER OR NUMBER OF LAMPS	RATE	SERVICE		DAYS	*	METER READING		METER CONSTANT	BILLING DEMAND	BILLING ENERGY KILOWATT HOURS	
		FROM	TO			PREVIOUS	PRESENT				
02494419A	24	826	922	27	0	00000	00387	1	140	15480	86685
ACCOUNT INITIATION CHARGE											1500
METERED ADJUSTMENT(S)											3212
INTEREST CREDIT											443CR
ACCOUNT BALANCE											136758CR

**** ACCOUNT ACTIVITY SINCE LAST BILLING ****
2245.00CR TOTAL PAYMENTS THANK-YOU

CORRECTED BILL

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Department of Water
Southern Region\$10.07 CUSTOMER CHARGE, PLUS
0.0262730 PER KWH
3.5800 PER KW OF BILLING DEMAND

COMPARE YOUR AVERAGE DAILY USE WITH LAST YEAR

DAYS	BILLING PERIOD	KWH BILLED	KWH PER DAY
	THIS MONTH THIS YEAR		
	THIS MONTH LAST YEAR		

LEVEL PAY
AMOUNTPLEASE PAY
THIS AMOUNT

.00

PLEASE ADD \$1,\$5 OR \$10 TO AID THE PROJECT SHARE PROGRAM



RECYCLABLE

*O- REGULAR READING
CR- CREDIT1- CUSTOMER READING
AV- AVERAGE2 OR 3- ESTIMATED READING
MN- MINIMUMFOR ADDITIONAL INFORMATION SEE REVERSE SIDE OR VISIT OUR WEB SITE www.idahopower.comSCANNED
NOV 13 2003



211 N. Alturas Avenue
P.O. Box 69
Glenns Ferry, Idaho 83623
208-366-7705 cell 599-1823

Glenns Electric Inc.

June 24 2002

Attn: Dave Selle/ Rich Brown

Re: 150 hp pump on hiway 20 east of Fairfield

We will replace the bottom fuse holders on the 400 amp disconnect on the north side of hiway 20 if available, or replace entire disconnect if not.

Wires at disconnect will be spliced in a junction box using non-reversible compression splices if we are unable to pull back enough wire to reconnect to bottom fuse holders.

Underground wires at trench line will be spliced using non-reversible butt splices and heat shrink insulators. Conduit to be sleeved and recrimped.

Pump panel will be replaced with new Allen Bradley size 5 pump panel do to excessive damage of existing panel. On delay timer and phase failure relay out of old panel to be reinstalled in new panel. New panel to be reset on new pole structure.

Pump motor will need to be unclutched and rotation on motor checked by others prior to operation after service is reenergized. VERY IMPORTANT!!!!!!!!!!!!!!!!!!!!!!!!!!!!

Thank you


Darrin E Bybee

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Department of the Interior
Southern Region

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Stanton, Jim

From: Jim Speck [jimspeck@cox-internet.com]
Sent: Thursday, November 06, 2003 10:19 AM
To: 'Skaggs, Pam'
Cc: 'Merritt, Allen'; 'Stanton, Jim'; 'Peppersack, Jeff'
Subject: RE: 70808 Webb Landscaping, Inc. Transfer Application

Pam -

Thank you for the prompt reply. Please have Allen & Jim let me know as soon as possible when this application will be advertised.

Jim

-----Original Message-----

From: Skaggs, Pam
Sent: Thursday, November 06, 2003 9:38 AM
To: 'jimspeck@cox-internet.com'
Cc: Merritt, Allen; Stanton, Jim; Peppersack, Jeff

Jim,

Your point is correct. Forfeiture and historical use is not an issue since the transfer doesn't propose a change in nature of use. It appears that Jim's concern was with the accomplishment of previous transfer 4702, approved in 1995, that included a condition requiring that the change be accomplished by Oct. 1, 1999. After discussing the matter with Jeff Peppersack, it appears that rather the transfer was accomplished or not, the right isn't subject to forfeiture while claimed and pending action in the SRBA.

I believe that Mr. Baker stated that the well had been drilled and a crop of winter wheat grown that year. I recommended that he provide evidence of that to Jim Stanton to clarify the matter. The department isn't likely to rescind the previous transfer in this case and the transfer can be moved forward.

I hope this addresses your concerns and clarifies the status of the transfer application.

Pam Skaggs
Sr. Water Agent
IDWR

-----Original Message-----

From: Skaggs, Pam
Sent: Thursday, November 06, 2003 9:08 AM
To: Peppersack, Jeff
Subject: FW: RE: Webb Landscaping, Inc. Transfer Application

Jeff,

This is the one that we talked briefly about in our last meeting. Jim Speck is apparently the one asking questions now. I will bring Jim's memo to you so we can discuss.

Pam

-----Original Message-----

From: Jim Speck [mailto:jimspeck@cox-internet.com]
Sent: Thursday, November 06, 2003 8:48 AM

To: 'Skaggs, Pam'
Cc: 'Merritt, Allen'; 'Stanton, Jim'; gslette@idalawyer.com;
markpalmer@webbland.com
Subject: RE: RE: Webb Landscaping, Inc. Transfer Application

Pam -

A claim was filed for this right in the SRBA. Therefore, the forfeiture statute provisions are tolled from the date of filing until the partial decree is issued. That being the case, why should use of the right during that time period be an issue in this transfer proceeding?

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jimspeck@cox-internet.com
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-----Original Message-----

From: Skaggs, Pam
Sent: Thursday, November 06, 2003 7:33 AM
To: 'Jim Speck'
Cc: Merritt, Allen; Stanton, Jim

Jim,

I have talked to Dennis Baker & traded phone messages with Gary Slette on this transfer application. It is still in the initial review phase & has not been advertised at this time. As I understand it, the information request resulted from Jim Stanton's initial review of the application. You should probably contact Jim directly for more information. My advice to Mr. Baker was to collect & provide information regarding the actual historical use of the right to Southern Region for review. This may resolve the questions. The application will be advertised when we have completed the initial analysis.

Pam Skaggs
Sr Water Agent
IDWR

-----Original Message-----

From: Jim Speck [mailto:jimspeck@cox-internet.com]
Sent: Wednesday, November 05, 2003 5:18 PM
To: 'Ms. Pamela Skaggs'
Cc: 'Mark Palmer'; 'Mr. Gary Slette'
Subject: Re: Webb Landscaping, Inc. Transfer Application

Pam -

I represent Webb Landscaping, Inc. I understand you are working with Dennis Baker and his attorney, Gary Slette, to confirm the water was put to use on the Baker property. In the meantime, I'm a little confused! Has the application been advertised? If so, I trust there were no protests. If not, when will it be advertised? Thanks for your help.

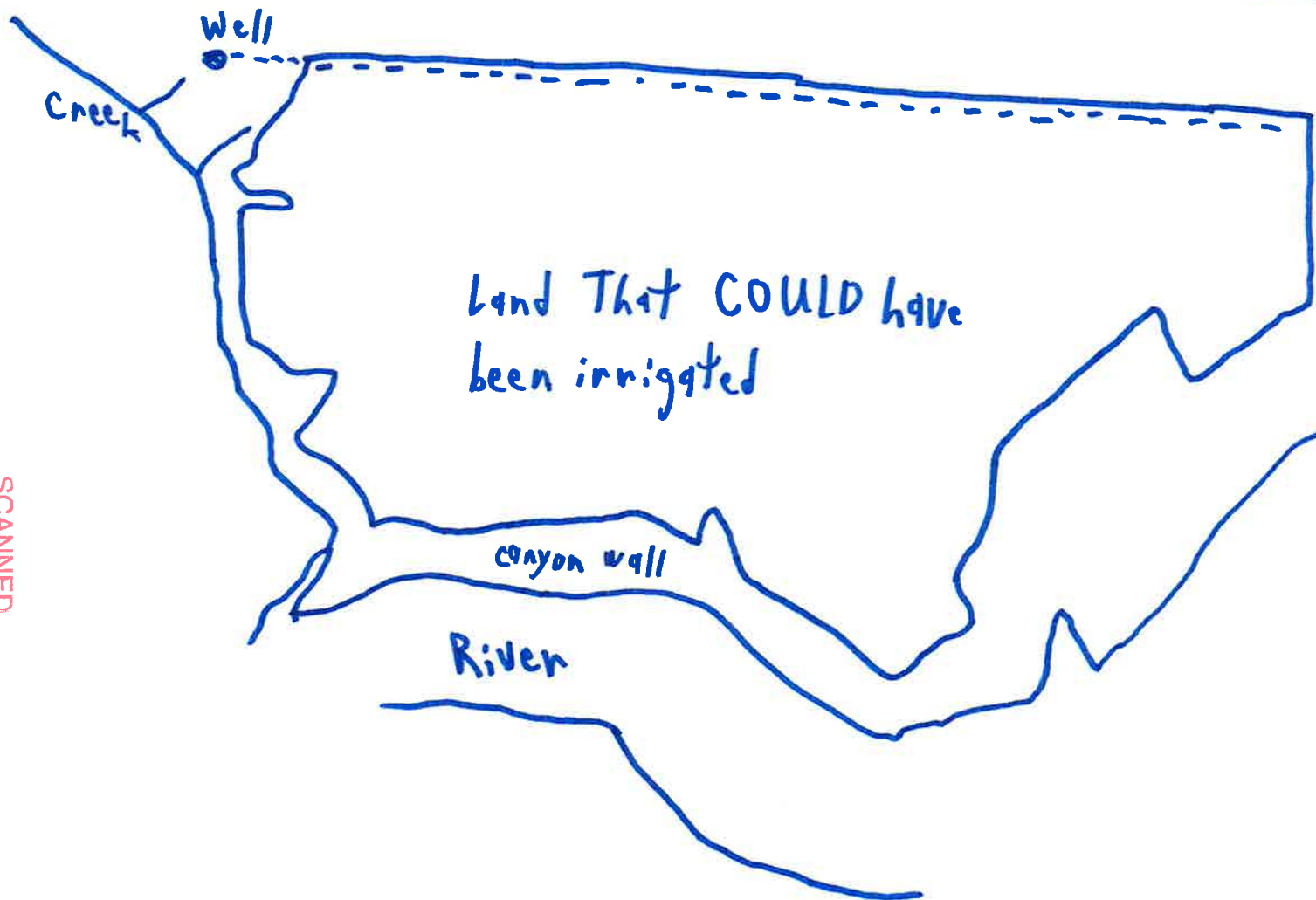
Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jimspeck@cox-internet.com
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Slide #20 Box 1 2000 Cgms/Blaine
unfiled slides



SCANNED
OCT 14 2003

T# 70808



Well & Disconnected Mainline, 37-7745A Looking Easterly
By J E Stanton 9-23-03



Flow Meter Laying On Ground Near Well – 37-7745A
By J E Stanton 9-23-03

SCANNED

OCT 16 2003

T # 70808



East End of Claimed POU – Rt. 37-7745A – Looking South From Highway
By J E Stanton 9-23-03



Same Looking Southwesterly From NE Corner of Property
By J E Stanton 9-23-03

SCANNED
OCT 16 2003

T-4 70808



Same Looking More Westerly By J E Stanton 9-23-03



Same Looking East From NW Corner of Property (37-7745A)
By J E Stanton 9-23-03

SCANNED

OCT 16 2003

T # 70808



West End of Property Looking South From Highway
By J E Stanton 9-23-03



North Side of Property Looking East From Well (37-7745A)
By J E Stanton 9-23-03

SCANNED

OCT 16 2003

T# 70808

Stanton, Jim

From: Stanton, Jim
Sent: Monday, July 07, 2003 8:20 AM
To: 'Jim Speck'
Cc: Stanton, Jim
Subject: RE: Webb Landscape, Inc. - Application for Transfer

Jim - I have this application, plus over a dozen more that were filed before this one. So it will be some time before I can do anything with this one, as my backlog goes clear back to last November.

FYI - Due to the loss of one of our transfer specialists in Boise, our licensing agent there has been assigned other duties. So it will be that much harder to get new licenses issues. I guess we can still do field exams if requested, but don't expect any quick results on the licensing end. If you want the latest news, call Shelley Keen at 327-7946 in Boise.

-----Original Message-----

From: Jim Speck [mailto:jimspeck@cox-internet.com]
Sent: Sunday, July 06, 2003 9:10 PM
To: 'Mr. Jim Stanton'
Subject: Re: Webb Landscape, Inc. - Application for Transfer

Jim -

I filed this application for transfer in mid-March, but it has not yet been advertised. Can you look into the status of this for me and report back?! Thanks.

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jimspeck@cox-internet.com

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T. 70808 field data - Original/ PD & POU 9.23-03

1/2 150 hp motor #0071901701
Covers no pump tag

Mcrometer 99 6790 8 reading 22.756 AF

mainline disconnected from well w/ cutting torch, system unusable

10' N of well 463489 x 248788
S " 463489 x 248781
90

W 463488 x 248786
E 463493 x 248784
5 5

9-25-03 viewed 2000, 2002, 2003 slides, no sign of any crops, land west of well looked the same as land east of well that was claimed to be irrigated - generally a tan color w/ scattered brush. look the same all 3 years.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

December 5, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

DENNIS M BAKER
250 S BEECHWOOD STE 120
BOISE ID 83709

RE: Amendment of SRBA Claim A37-07745A

Dear Claimant:

Pursuant to the approval of Transfer No. 4702, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. Please find enclosed a printout of the way your claim records have been modified. Please check these modified records over carefully to verify they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

MICROFILME
NOV 27 1996

S-ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4702
WATER RIGHT NO. 37-07745A

RECEIVED

OCT 25 1995

Department of Water Resources
Southern Region

This is to certify that: DENNIS M BAKER
250 S BEECHWOOD
SUITE 120
BOISE ID 83709

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	3.68 CFS	700.0 AF

SOURCE

GROUNDWATER

Priority: 10/25/1978

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 16, Township 01S, Range 17E
SWNW , Sec. 16, Township 01S, Range 17E
SENW , Sec. 16, Township 01S, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 17E 16	SWNE 38	SENE 35	SWNW 20	
	SENW 38	NESW 17	NWSW 22	
	NESE 5	NWSE 25		200

Total number of acres irrigated: 200

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

MICROFILME
NOV 27 1995

TRANSFER NO. 4702
WATER RIGHT NO. 37-07745A

CONDITIONS OF APPROVAL AND REMARKS

3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. The total instantaneous diversion of water from all points of diversion under Transfer No. 4702 shall not exceed 3.68 cfs, nor total combined annual volume of 700.0 af.

Dated this

19th

day of

October

, 19

75

J. Glen Saylor

Chief, Water Alloc. Bureau

MICROFILMED
NOV 27 1996

S-ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 4702
WATER RIGHT NO. 37-07745A

RECEIVED

OCT 31 1995

Department of Water Resources
Southern Region

This is to certify that: DENNIS M BAKER
250 S BEECHWOOD
SUITE 120
BOISE ID 83709

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.68 CFS	700.0 AF

SOURCE

GROUNDWATER

Priority: 10/25/1978

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 16, Township 01S, Range 17E
SOWN , Sec. 16, Township 01S, Range 17E
SENE , Sec. 16, Township 01S, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 17E 16	SWNE 38	SENE 35	SOWN 20	
	SENE 38	NESW 17	NWSW 22	
	NESE 5	NWSE 25		200

Total number of acres irrigated: 200

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

MICROFILME

10/25/95

TRANSFER NO. 4702
WATER RIGHT NO. 37-07745A

CONDITIONS OF APPROVAL AND REMARKS

3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The Director maintains jurisdiction of this transfer up to five (5) years after resumption of use of the water right for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.
5. The change authorized by this transfer shall be accomplished on or before October 1, 1999.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity or of the elements of this water right in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. The total instantaneous diversion of water from all points of diversion under Transfer No. 4702 shall not exceed 3.68 cfs, nor total combined annual volume of 700.0 af.

Dated this 26th day of October, 1995.


Chief, Water Alloc. Bureau

MICROFILME

OCT 06 1995

FROM: Allen Merritt

AM

DATE: October 6, 1995

TO: Transfer Files: #4702, #4707 & #4708

SUBJECT: Review and Recommendation

All of the above transfers involve the splitting up of license 37-07745. Part 2,C was not completed for any of the transfer applications since in combination all of the land covered under the original license is being dried up or removed from production. Expansion does not appear to be an issue. Forfeiture does not appear to be an issue. Moving the groundwater further up the valley may be an issue but the groundwater does appear to be connected on a regional scale.

The original license was for 5.53 cfs, 900 afa, and 300 acres.

The transfers propose:

Part A	#4702	3.68 cfs, 600 afa, and 200 acres
Part B	#4707	0.74 cfs, 120 afa, and 40 acres
Part C	#4707	0.93 cfs, 150 afa, and 50 acres
Part D	#4708	<u>0.18 cfs, 30 afa, and 10 acres</u>
Total		5.53 cfs, 900 afa, and 300 acres

RECOMMENDATION

I recommend that all the transfers be approved subject to the the following conditions:

- The season of use be limited to the standard 4/15 to 10/15
- Any new well drilled requires drilling permit
- All wells must have a measuring device with totalizing meter.
- Annual use of each well is subject to be reported.
- Subject to SRBA review.

MICROFILME
NOV 27 1995

37-07745 A, T #4702

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4702APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Dennis M. Baker Phone 208-375-6666
Post Office address 250 S. Beechwood, Suite 120 Boise, ID 83709

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant is purchasing a portion of License No. 37-07745 and desires to transfer such portion to a new POU

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ ~~ac-ft~~)	Nature of Use	Period of Use
<u>37-07745 A</u>	<u>10/25/1978</u>	<u>3.68</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 3.68 cubic feet per second and/or 600 acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	16	1S	17E	Blaine	Well
		SE	NW	16	1S	17E	Blaine	Well
		SE	NE	16	1S	17E	Blaine	Well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	17E	16			38	35			20	38	17	22			5	25			200

MICROFILMED
NOV 27 1996Total acres 200

PART 1

6. General Information:

a. Description of diversion system 3 A new groundwater well will be drilled and equipped with pumps.
4/10/99

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The current POU will be permanently dried up and no longer irrigated with this right.

d. Remarks:

This transfer, in conjunction with two other companion transfers, proposes a transfer of the total amount of water available under this right. See companion transfers.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
 And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

MICROFILM
NOV 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-07745 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 10/25/78

5. Water is used for the following purpose:

amount 5.53 for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.53 cubic feet per second and/or 900 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	1	2S	17E	Blaine	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	17E	35											34	30					64
2S	17E	2			23		Lt3 26	Lt4 34	22	38	35	37				21			236

Total acres 2700

9. Describe any other water rights used for the same purpose as described above None

MICROFILME

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 3.68 for Irrigation purposes from 4/1 to 11/1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	

Total acres 200

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) See companion transfers

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

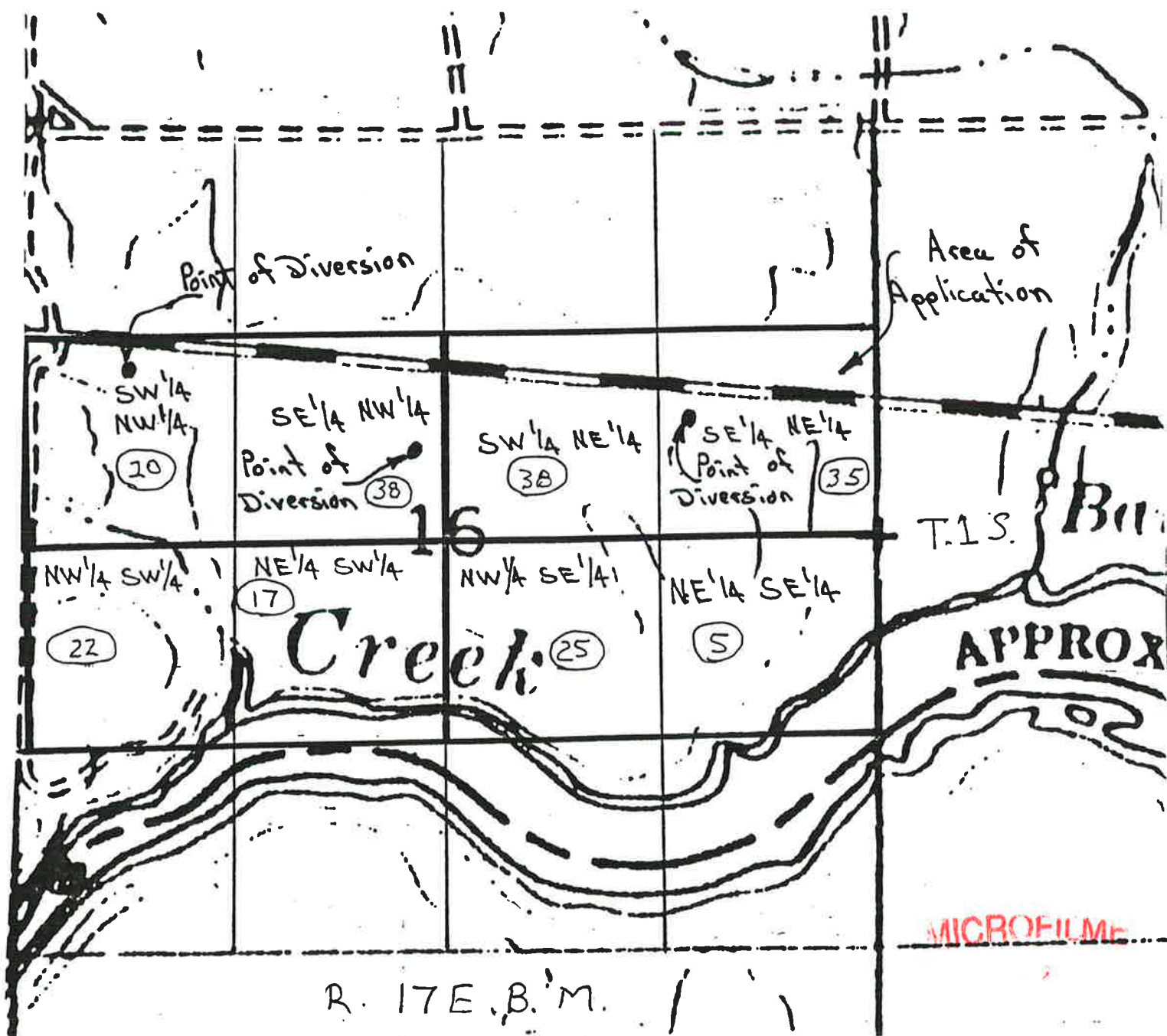
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

MICROFILME

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

D. Baker
(Signature of Applicant)

Subscribed and sworn to before me this 14 day of July, 19 95.

[Signature]
(Notary Public)

My commission expires 2/5/98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 5 attachments

Received by J. E. Stanton Date 7-18-95

Prelim. check by CS Fee \$100.00 50/8302

Receipted by JS Date 7-18-95

Published in Wood River Journal

Pub. dates 9/13 & 9/20/95

Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED
MICROFILMED
NOV 27 1995

JUL 13 1995

Department of Water Resources
Southern Region

MEMORANDUM

TO: Duininck Transfer File (37-07745)

FROM: Corey Skinner *CS*

DATE: August 9, 1995

SUBJECT: Field Verification of Right #37-07745

This morning Gary D. Slette called and inquired about the progress being made on the Baker, Delisser, & Duininck transfer of water right 37-07745. I told him that I had the initial office reviews done and that I planned on stopping by tomorrow on my trip through the Big Wood River Valley for a field verification of water right 37-07745. Mr. Slette stated that Jim Stanton had conducted a field verification last year, 1994, when an Application for Extension of Time to Avoid Forfeiture was filed. Mr. Slette dropped by and gave me a copy of the application and Jim's memorandum concerning the field verification of the water right. I asked Jim about his visit and we concluded that it was not necessary for me to conduct a field verification visit when he had conducted one last year. With Jim's field verification, I conclude that water right 37-07745 is valid. A copy of Jim's memorandum concerning his 1994 field verification is also included.

MICROFILM
NOV 27 1996

INTER-DEPARTMENT MEMO

TO: Croft Ext. of Time to Avoid Forf.

SUBJECT: Field Review

FROM: Jim Stanton

DATE: _____

I have reviewed the license files on 37-7395 & 7745. File data clearly shows that the wells licensed in the SW¹/₄NW¹/₄ Sec. 1 are two different diversions. The 7395 well is south of the West Magic Road, while the 7745 well is north of the road. The south well was measured at 7.58 cfs. Although these are 2 different wells, the 2/1/1988/ 37-7745 was conditioned so as not to exceed 7.58 cfs for both rights combined from the P/D in the SW¹/₄NW¹/₄ Sec. 1; this appears to be a gross error on our part. I will verify this by a site visit.

On 8-2-94 I visited this site. Photos were taken of the north well, the diesel motor, Layne & Bowler pump, Randolph 250 hp right-angle drive, & mainline. I also observed the south well but did not take photos. Some land south of the airstrip is being irrigated, but land north of it is not. Aerial photo shows land being farmed in 1988; this is an old dry farm. so date of last irrigation was not known by Hailey ASCS.

() For your information

signature

() Response required

INTER-DEPARTMENT MEMO

TO: _____

SUBJECT: _____

FROM: _____

DATE: _____

I spoke to Ed Sandy, a relative of the applicant, who told me that this property was last irrigated in 1990 (the year Mr. Croft died). He said that the land was irrigated from the well every year up to that date. Due to problems with settling the estate and a lack of interest in the property, no farming has occurred since then.

I also spoke to Alton Heiser of H & A Land & Cattle in Shoshone, the last farmers of the property. Mr. Heiser confirmed that the well was last used in 1990, and that it has no connection to the well south of the West Magic Road. He also said that the well was used continuously to irrigate this property for a long time. ASCS photo shows 299 acres in farm.

Extension appears to be valid under Idaho Code; recommend approval.

MICROFILME

NOV 27 1996

(X) For your information

signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor
PHILLIP E BATT

R. KEITH HIGGINSON
Director

April 26, 1995

CONNECTICUT GENERAL LIFE INSURANCE CO
CIGNA CORPORATION
SOTH BUILDING S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD CT 06002-0000

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM A37-07745

TO WHOM IT MAY CONCERN

The ownership of the claim was changed from H W Croft (aka Glen Croft) and Connecticut General to Jane Croft and Connecticut General. The claim was then amended by Jane Croft to remove a remark referencing the combined use limitation with right 37-07395.

Enclosed is a proof reading report of that claim as amended.

If you have any questions please call this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures
cc Jane Croft



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor PHILLIP E BATT

R. KEITH HIGGINSON
Director

April 26, 1995

JANE CROFT
BOX 447
SHOSHONE ID 83352

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM A37-07745

Dear Ms Croft

The ownership of the claim was changed from H W Croft (aka Glen Croft) and Connecticut General to Jane Croft and Connecticut General. The claim was then amended by Jane Croft to remove a remark referencing the combined use limitation with right 37-07395.

Enclosed is a proof reading report of that claim as amended.

If you have any questions please call this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures
cc Connecticut General Life Ins Co

6/9/94

COMMUNICATION DOCUMENTATION

ATTENTION FILE A37-07745

KKC
4-20-95

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

IDWR Employee/Agent Kelly K Christensen

DATE

April 20, 1995 1:32pm

CUSTOMER

GARY SLETTE

SUBJECT: OWNERSHIP - AMENDMENT FOR A37-07745
phone call (X) walk-in (.)

He requested a copy of A37-07745 showing Jane Croft as current owner and with the remarks referencing the combined diversion rate with 37-7395 deleted. He wanted this form for Mrs Croft to sign as an amendment to the remarks as soon as the ownership change has been completed. He stated that he has a chain of ownership changes and documentation granting Mrs Croft authority to act on behalf of the estate of Mr Croft.

THE AMENDED VERSION OF A37-07745 IS NOT VALID until the ownership change has been verified and updated. This is referencing the claim copy of A37-07745 with a print date of 04/20/95. After generating the updated and amended version of the claim I printed one copy and then restored the claim to its original state.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. see below

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

IDWR Employee/Agent Kelly K Christensen

DATE

April 19, 1995 4:18pm

CUSTOMER

GARY SLETTE

SUBJECT: POTENTIAL AMENDMENT OF A37-07745

phone call (.) walk-in (.)

He called and wanted a copy of the claim with the remarks "THE MAX. COMBINED RATE OF DIV. FROM THIS WELL WHEN USED IN CONJUNCTION WITH RT. 37-7395 SHALL NOT EXCEED 7.58 CFS.". I generated a modified copy and then changed the claim back to its original form. Gary dropped by and picked up the claim. He indicated that the original claimant had died and that his wife is now the owner. He wanted me to add her to the claim and remove him. I said that we needed proof that she is or can be identified as the legal representative of the estate. He felt that because this is a community property state and that she was his wife that I could just do it. He left with the claim.

He called again with LeMoyne on a conference call and discussed the change of ownership issue. LeMoyne indicated that there may be some legal documents that would establish her as the representative of the estate.

RECEIVED

APR 19 1995

WATER RIGHT LICENSE

Department of Water Resources
Southern Region

WATER RIGHT NO. 37-07745

Priority: October 25, 1978

Maximum Diversion Rate: 5.53 CFS
Maximum Diversion Volume: 900.0 AF

This is to certify, that CONNECTICUT GENERAL LIFE INSURANCE CO
C/O CIGNA CORP
SOUTH BUILDING S-305
900 COTTAGE GROVE RD
BLOOMFIELD CT 06002

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 25, 1978; and has submitted Proof of Beneficial Use on January 3, 1983. An examination indicates that the works have a diversion capacity of 5.53 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 11/01	5.53 CFS	900.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 1, Township 02S, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

01S 17E 35
02S 17E 2

ACRES	ACRES	ACRES	TOTAL
SWSW 34	SESW 30		64
SWNE 22	Lot 2 (NENW) 26	Lot 4 (NWNW) 34	
SWNW 22	SENW 38	NESW 35	
NWSW 37	NWSE 21		236
Total number of acres irrigated:			300

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water conferred by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07745

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14TH day of APRIL, 1995.

Acting for


R. Keith Higginson, Director

