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MAR 30 2010

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

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-10423					

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

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

3. Name and Address of Former Owner/Claimant(s)

JAMES L. EMMERT
 6198 Southside Blvd.
 Nampa, ID 83686

4. New Owner/Claimant(s)

CHRIS EMMERT

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

7180 Bowmont Rd.

City, State and ZIP Code

Nampa, ID 83686

New Telephone Number

() _____ Email: _____

5. Date you acquired the property _____

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

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

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

7. Signature(s) of New Owner(s) or Claimant(s) Chris A. Emmert
 (title if applicable)

 (title if applicable)

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

For IDWR Office Use Only:

Received by [Signature] Date 3-30-10
 Received by [Signature] Date 3-30-10
 Processed by [Signature] AJ Date _____

Receipt Amt. 25
 Receipt No. W038222
 WR [Signature] Date 4-2-10

GIFT DEED

FOR LOVE AND AFFECTION, JAMES L. EMMERT and PATSY D. EMMERT, husband and wife, the Grantors do hereby grant and convey unto CHRIS A. EMMERT and BEVERLY S. EMMERT, husband and wife, the Grantees, whose address is 7180 Bowmont Road, Nampa, Idaho 83686, the following described real premises, including any homestead claim pursuant to the Idaho Homestead Law, Idaho Code, Section 55-1001, et seq., to-wit:

Parcel 1

This parcel is a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (W $\frac{1}{4}$ corner, Section 36) a found brass cap monument;

thence North 0°10'56" East along the West boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 310.00 feet to the True Point of Beginning, a gin spike set with an aluminum washer stamped L.S. 3627;

thence continuing North 0°10'56" East a distance of 592.38 feet to a point on the extended centerline of the Garland Waste Ditch, a gin spike set with an aluminum washer stamped L.S. 3627;

thence traversing said centerline as follows:

South 53°15'24" East a distance of 167.94 feet;

South 36°33'54" East a distance of 208.68 feet;

South 69°08'19" East a distance of 73.80 feet;

North 81°15'51" East a distance of 100.58 feet;
North 84°56'56" East a distance of 302.74 feet;
South 71°05'04" East a distance of 172.09 feet;
South 56°05'34" East a distance of 188.01 feet;
South 46°49'04" East a distance of 117.36 feet;
South 18°12'44" East a distance of 253.14 feet;
South 5°44'29" East a distance of 168.97 feet to a point on the South boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, a gin spike set with an aluminum washer stamped L.S. 3627;
thence South 89°58'55" West along said South boundary a distance of 916.13 feet to a point that lies 316.00 feet East of the Southwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, a gin spike set with an aluminum washer stamped L.S. 3627;
thence North 0°10'56" East parallel with the West boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 310.00 feet to a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;
thence South 89°58'55" West parallel with the South boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 316.00 feet to the True Point of Beginning.

Parcel 2

This parcel consists of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (W $\frac{1}{4}$ corner, Section 36), a found brass cap monument;

thence North 89°58'55" East along the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1324.28 feet to the Northeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (CW 1/16 corner, Section 36), a set 3" aluminum cap pipe monument stamped L.S. 3627;

thence South 0°12'03" West along the East

boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.49 feet to the Southeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (SW 1/16 Corner, Section 36), a $\frac{5}{8}$ x 30 inch diameter rebar set with an aluminum cap stamped L.S. 3627;

thence South 0°12'03" West along the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.54 feet to the Southeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (W 1/16 S Corner, Section 36), a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence North 89°58'46" West along the South boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1322.98 feet to the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, a found brass cap monument;

thence North 0°10'21" East along the West boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.07 feet to the Northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ (S 1/16 W Corner, Section 36);

thence North 0°10'21" East along the West boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.07 feet to the Point of Beginning.

Parcel 3

This parcel is a portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ (SW 1/16 corner, Section 36) a $\frac{5}{8}$ x 30 inch rebar set with an aluminum cap stamped L.S. 3627;

thence North 0°12'03" East along the West boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1106.71 feet to a point on the centerline of the Garland Waste Ditch, a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence traversing said centerline as follows:

South 26°21'17" East a distance of 228.12 feet;

South 32°53'17" East a distance of 148.14 feet;
South 8°45'54" East a distance of 67.50 feet;
South 24°04'32" East a distance of 43.84 feet;
South 43°09'10" East a distance of 184.87 feet;
South 56°02'17" East a distance of 88.88 feet:
thence leaving said Garland Waste Ditch and bearing South 5°16'51" West along a certain drain ditch a distance of 488.72 feet to a point on the South boundary of said NE¼SW¼ a found 5/8 inch diameter rebar;
thence North 89°59'59" West along the South boundary of said NE¼SW¼ a distance of 368.95 feet to the Point of Beginning.

Parcel 4

This parcel consists of Government Lot 4 and the SW¼NW¼ of Section 1, Township 1 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northwest corner of said Section 1 and Government Lot 4 (NW Section Corner, Section 1), a found brass cap monument;

thence South 89°58'46" East along the North boundary of said Government Lot 4 a distance of 1322.98 feet to the Northeast corner of Government Lot 4, a 5/8 x 30 inch diameter rebar set with an aluminum cap stamped L.S. 3627;

thence South 0°04'44" West along the East boundary of Government Lot 4 a distance of 1380.89 feet to the Southeast corner of said Government Lot 4 (NW 1/16 Corner, Section 1), a found 5/8 inch diameter rebar;

thence South 0°05'07" West along the East boundary of the SW¼NW¼ a distance of 1326.07 feet to the Southeast corner of the SW¼NW¼ (CW

1/16 Corner, Section 1), a found $\frac{5}{8}$ inch diameter rebar;

thence North $89^{\circ}55'03''$ West along the South boundary of said $SW\frac{1}{4}NW\frac{1}{4}$ a distance of 1322.60 feet to the Southwest corner of said $SW\frac{1}{4}NW\frac{1}{4}$ (W $\frac{1}{4}$ Corner, Section 1) a found $\frac{5}{8}$ inch diameter rebar;

thence North $0^{\circ}04'27''$ East along the West boundary of said $SW\frac{1}{4}NW\frac{1}{4}$ a distance of 1326.89 feet to the Northwest corner of said $SW\frac{1}{4}NW\frac{1}{4}$ (N 1/16 W Corner, Section 1) a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence North $0^{\circ}04'27''$ East along the West boundary of Government Lot 4 a distance of 1378.64 feet to the Point of Beginning.

Reserving unto the Grantors a life estate in the following described real property to-wit:

This parcel is a portion of the $SW\frac{1}{4}SW\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the Northwest corner of said $SW\frac{1}{4}SW\frac{1}{4}$ (S 1/16 W corner, Section 36), a found brass cap monument;

thence North $89^{\circ}59'59''$ East along the North boundary of said $SW\frac{1}{4}SW\frac{1}{4}$ a distance of 465.00 feet;

thence South $0^{\circ}10'21''$ West parallel with the West boundary of said $SW\frac{1}{4}SW\frac{1}{4}$ a distance of 300.00 feet;

thence South $89^{\circ}59'59''$ West parallel with the North boundary of said $SW\frac{1}{4}SW\frac{1}{4}$ a distance of 465.00 feet to a point on the West boundary of said $SW\frac{1}{4}SW\frac{1}{4}$;

thence North $0^{\circ}10'21''$ East along the West boundary of said $SW\frac{1}{4}SW\frac{1}{4}$ a distance of 300.00 feet to the Point of Beginning.

This life estate shall continue until the deaths of both of the Grantors. This life estate is subject to the obligation that the Grantors pay all real property taxes and other annual charges, maintain insurance on the property, and do all necessary repairs and maintenance.

SUBJECT TO United States patent restrictions and/or State of Idaho deed restrictions;

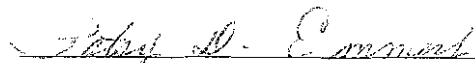
SUBJECT TO all taxes and assessments for the year 2010 and all subsequent years;

SUBJECT TO any easements or rights-of-way of record and/or usage.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantees, their heirs and assigns, forever.

DATED this 30 day of March, 2010.

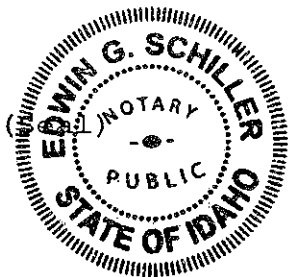

JAMES L. EMMERT

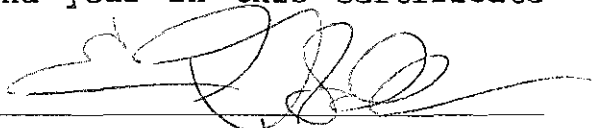

PATSY D. EMMERT

STATE OF IDAHO)
 : ss
County of Canyon)

On this 30 day of March, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES L. EMMERT and PATSY D. EMMERT, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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

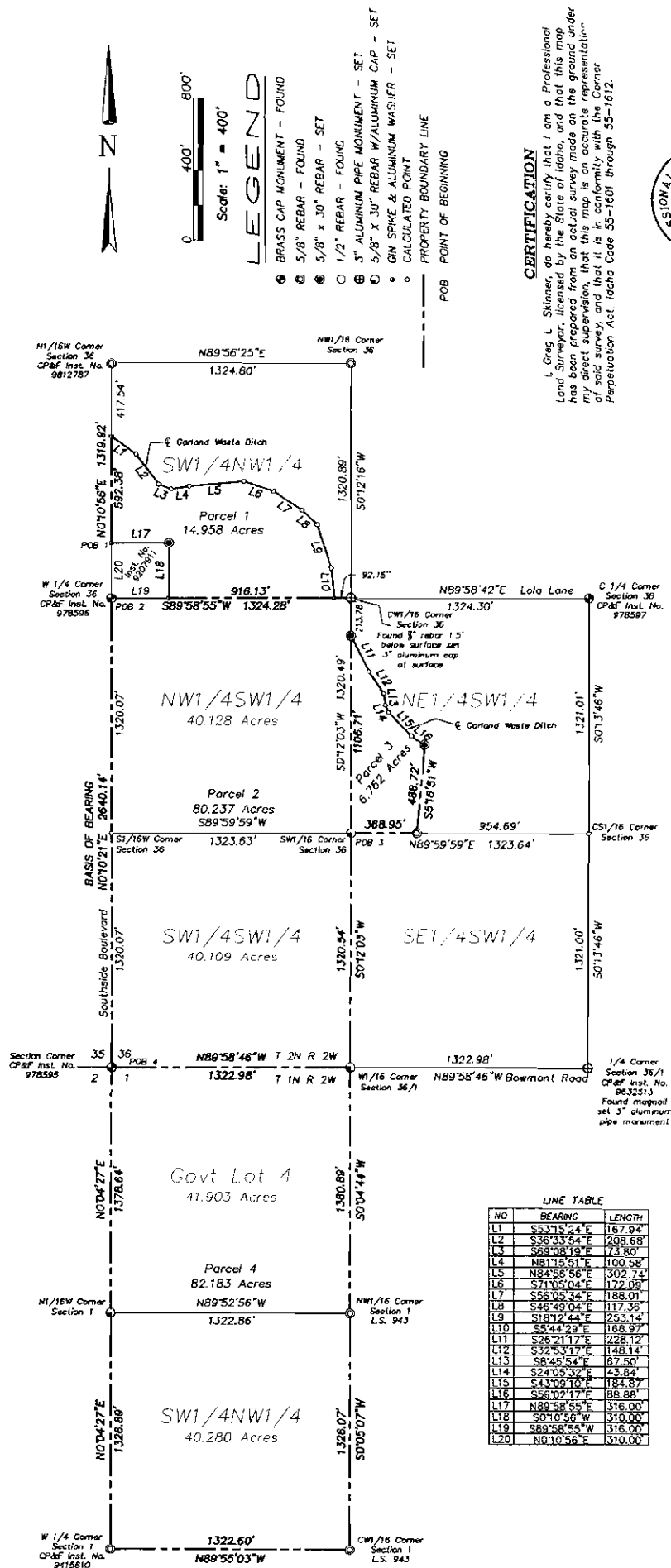




Notary Public for Idaho
Residing at Nampa, Idaho
My Commission expires: 4/7/2011

RECORD OF SURVEY

A PORTION OF THE SW 1/4 NW 1/4, NE 1/4 SW 1/4 AND ALL OF THE W 1/2 SW 1/4 OF SECTION 36,
TOWNSHIP 2 NORTH, RANGE 2 WEST,
AND ALL OF GOVERNMENT LOT 4 AND THE SW 1/4 NW 1/4 OF SECTION 1,
TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN,
CANYON COUNTY, IDAHO



CERTIFICATION

I, Greg L. Skinner, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, that this map is an accurate representation of said survey, and that it is in conformity with the Corner Perpetuation Act, Idaho Code 55-1601 through 55-1612.



INDEX No. 124-1-4-0-0-00-00
INDEX No. 224-36-4-3-0-00-00
INDEX No. 224-36-3-0-00-00

SURVEY FOR:

CHRIS EMMERT

Drawn By: TJW

Date: March 17, 2010

Surveyed By: TJW

Job No. MR0210

Skinner Land
Survey Co. Inc.

312 W. South Street
Grangeville, Idaho 83530
Nampa/Caldwell, Idaho
(208) 454-8083 (208) 963-2517

Reference Surveys:

Inst. No. 2009016031
Inst. No. 200616703
Inst. No. 200119070
Inst. No. 843585
Inst. No. 9019853
Inst. No. 9741782
Inst. No. 9730662
Inst. No. 9300592
Inst. No. 9112311
Inst. No. 942051
Inst. No. 9632511
Inst. No. 200566679
Inst. No. 200565183

Reference Deeds:

Inst. No. 9404097
Inst. No. 6811140
Inst. No. 535763
Inst. No. 9207911
Inst. No. 719751



312 W. South Street
Grangeville, Idaho 83530
(208)983-2517 Grangeville
(208)454-0933 Nampa/Caldwell
surveys@skinnerlandsurvey.com

Greg L. Skinner, PLS
Rodney Kahle-Clark, PE
T.J. Wellard, ST

March 18, 2010

Description for
Chris Emmert
Job No. MR0210

Parcel 1

This parcel is a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the southwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (W $\frac{1}{4}$ corner, Section 36), a found brass cap monument;

thence North $0^{\circ} 10' 56''$ East along the west boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 310.00 feet to the **TRUE POINT OF BEGINNING**, a gin spike set with an aluminum washer stamped L.S. 3627;

thence continuing North $0^{\circ} 10' 56''$ East a distance of 592.38 feet to a point on the extended centerline of the Garland Waste Ditch, a gin spike set with an aluminum washer stamped L.S. 3627;

thence traversing said centerline as follows:

South $53^{\circ} 15' 24''$ East a distance of 167.94 feet;

South $36^{\circ} 33' 54''$ East a distance of 208.68 feet;

South $69^{\circ} 08' 19''$ East a distance of 73.80 feet;

North $81^{\circ} 15' 51''$ East a distance of 100.58 feet;

North $84^{\circ} 56' 56''$ East a distance of 302.74 feet;

South $71^{\circ} 05' 04''$ East a distance of 172.09 feet;

South $56^{\circ} 05' 34''$ East a distance of 188.01 feet;



Emmert Legal Description
Parcel 1, Page 2 of 2

South 46° 49' 04" East a distance of 117.36 feet;

South 18° 12' 44" East a distance of 253.14 feet;

South 5° 44' 29" East a distance of 168.97 feet to a point on the south boundary of said SW ¼ NW ¼, a gin spike set with an aluminum washer stamped L.S. 3627;

thence South 89° 58' 55" West along said south boundary a distance of 916.13 feet to a point that lies 316.00 feet east of the southwest corner of said SW ¼ NW ¼, a gin spike set with an aluminum washer stamped L.S. 3627;

thence North 0° 10' 56" East parallel with the west boundary of said SW ¼ NW ¼ a distance of 310.00 feet to a 5/8 x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

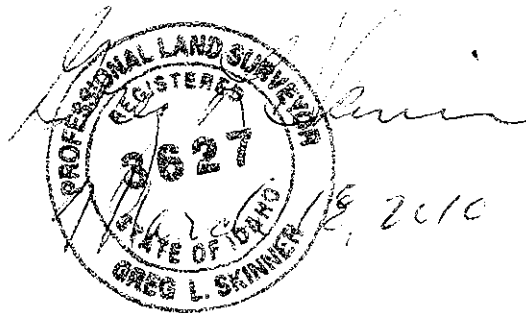
thence South 89° 58' 55" West parallel with the south boundary of said SW ¼ NW ¼ a distance of 316.00 feet to the **TRUE POINT OF BEGINNING**, containing 14.958 acres, more or less, and being subject to any and all easements and rights-of-way of record or implied.





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Greg L. Skinner, PLS
Rodney Kahle-Clark, PE
T.J. Wellard, ST



March 18, 2010

Description for
Chris Emmert
Job No. MR0210

Parcel 4

This parcel consists of Government Lot 4 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 1 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the northwest corner of said Section 1 and Government Lot 4 (NW Section Corner, Section 1), a found brass cap monument;

thence South $89^{\circ} 58' 46''$ East along the north boundary of said Government Lot 4 a distance of 1322.98 feet to the northeast corner of Government Lot 4, a $\frac{5}{8}$ x 30 inch diameter rebar set with an aluminum cap stamped L.S. 3627;

thence South $0^{\circ} 04' 44''$ West along the east boundary of Government Lot 4 a distance of 1380.89 feet to the southeast corner of said Government Lot 4 (NW $\frac{1}{16}$ Corner, Section 1), a found $\frac{5}{8}$ inch diameter rebar;

thence South $0^{\circ} 05' 07''$ West along the east boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 1326.07 feet to the southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ (CW $\frac{1}{16}$ Corner, Section 1), a found $\frac{5}{8}$ inch diameter rebar;

thence North $89^{\circ} 55' 03''$ West along the south boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 1322.60 feet to the southwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (W $\frac{1}{4}$ Corner, Section 1), a found $\frac{5}{8}$ inch diameter rebar;

thence North $0^{\circ} 04' 27''$ East along the west boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 1326.89 feet to the northwest corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ (N $\frac{1}{16}$ W Corner, Section), a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence North $0^{\circ} 04' 27''$ East along the west boundary of Government Lot 4 a distance of 1378.64 feet to the **POINT OF BEGINNING**, containing 82.183 acres, more or less, and being subject to any and all easements and rights-of-way of record or implied.



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Rodney Kahle-Clark, PE
T.J. Wellard, ST

March 18, 2010

Description for
Chris Emmert
Job No. MR0210

Parcel 2

This parcel consists of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (W $\frac{1}{4}$ Corner, Section 36), a found brass cap monument;

thence North $89^{\circ} 58' 55''$ East along the north boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1324.28 feet to the northeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (CW $\frac{1}{16}$ Corner, Section 36), a set 3" aluminum cap pipe monument stamped L.S. 3627;

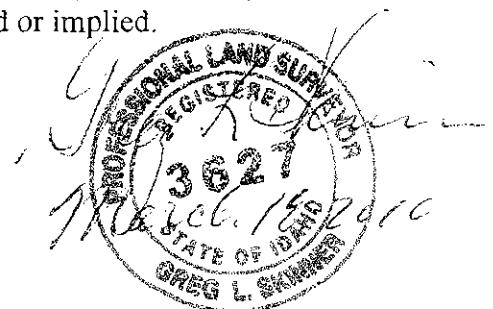
thence South $0^{\circ} 12' 03''$ West along the east boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.49 feet to the southeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ (SW $\frac{1}{16}$ Corner, Section 36), a $\frac{5}{8}$ x 30 inch diameter rebar set with an aluminum cap stamped L.S. 3627;

thence South $0^{\circ} 12' 03''$ West along the east boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.54 feet to the southeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ (W $\frac{1}{16}$ S Corner, Section 36), a $\frac{5}{8}$ x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence North $89^{\circ} 58' 46''$ West along the south boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1322.98 feet to the south west corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, a found brass cap monument;

thence North $0^{\circ} 10' 21''$ East along the west boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.07 feet to the northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ (S $\frac{1}{16}$ W Corner, Section 36);

thence North $0^{\circ} 10' 21''$ East along the west boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1320.07 feet to the **POINT OF BEGINNING**, containing 80.237 acres, more or less, and being subject to any and all easements and rights-of-way of record or implied.





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Rodney Kahle-Clark, PE
T.J. Wellard, ST

March 18, 2010

Description for
Chris Emmert
Job No. MR0210

Parcel 3

This parcel is a portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

BEGINNING at the southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ (SW $\frac{1}{16}$ corner, Section 36), a 5/8 x 30 inch rebar set with an aluminum cap stamped L.S. 3627;

thence North $0^{\circ} 12' 03''$ East along the west boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 1106.71 feet to a point on the centerline of the Garland Waste Ditch, a 5/8 x 30 inch diameter rebar set with a plastic cap stamped L.S. 3627;

thence traversing said centerline as follows:

South $26^{\circ} 21' 17''$ East a distance of 228.12 feet;

South $32^{\circ} 53' 17''$ East a distance of 148.14 feet;

South $8^{\circ} 45' 54''$ East a distance of 67.50 feet;

South $24^{\circ} 05' 32''$ East a distance of 43.84 feet;

South $43^{\circ} 09' 10''$ East a distance of 184.87 feet;

South $56^{\circ} 02' 17''$ East a distance of 88.88 feet;

thence leaving said Garland Waste Ditch and bearing South $5^{\circ} 16' 51''$ West along a certain drain ditch a distance of 488.72 feet to a point on the south boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, a found 5/8 inch diameter rebar;

thence North $89^{\circ} 59' 59''$ West along the south boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 368.95 feet to the **POINT OF BEGINNING**, containing 6.762 acres, more or less, and being subject to any and all easements and rights-of-way of record or implied.



PROOF SUBMITTED 4-5-1988
 SRBA - IF PROOF WAS SUB-
 MITTED AFTER 11-19-1987 NO
 CLAIM REQUIRED

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IDAHO DEPARTMENT OF WATER RESOURCES
 Water Right Report 63-10423

WATER RIGHT NUMBER: 63-10423

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES L EMMERT 6198 SOUTHSIDE BLVD NAMPA, ID 83686

Priority Date: 04/16/1987

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.130 CFS	432.00 AF
	<u>Total Diversion:</u>	1.130 CFS	432.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 36, Twp 02N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	36							13.0			6.0	39.0	38.0					96.0

Total Acres: 96

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

Comments:

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Water Supply Bank: