

Page 3 of 7

10/10/2000

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

RIGHT NUMBER: 61-11927

NAME AND ADDRESS: E LEE SCHLENDER
JUDITH L SCHLENDER
300 2ND AVE S
HAILEY, ID 83333

RECEIVED

MAR 12 2002

WATER RESOURCES
WESTERN REGION

SOURCE: GROUND WATER

QUANTITY: 0.197 CFS
43.7 AFY

PRIORITY DATE: 06/18/1980

POINT OF DIVERSION: T03S R06E S12 SENE Within ELMORE County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
03-15 11-15QUANTITY
0.20 CFS
43.7 AFY

PLACE OF USE:

IRRIGATION Within ELMORE County
T03S R07E S7 LOT 2 SWNW 9.7
9.7 ACRES TOTAL

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

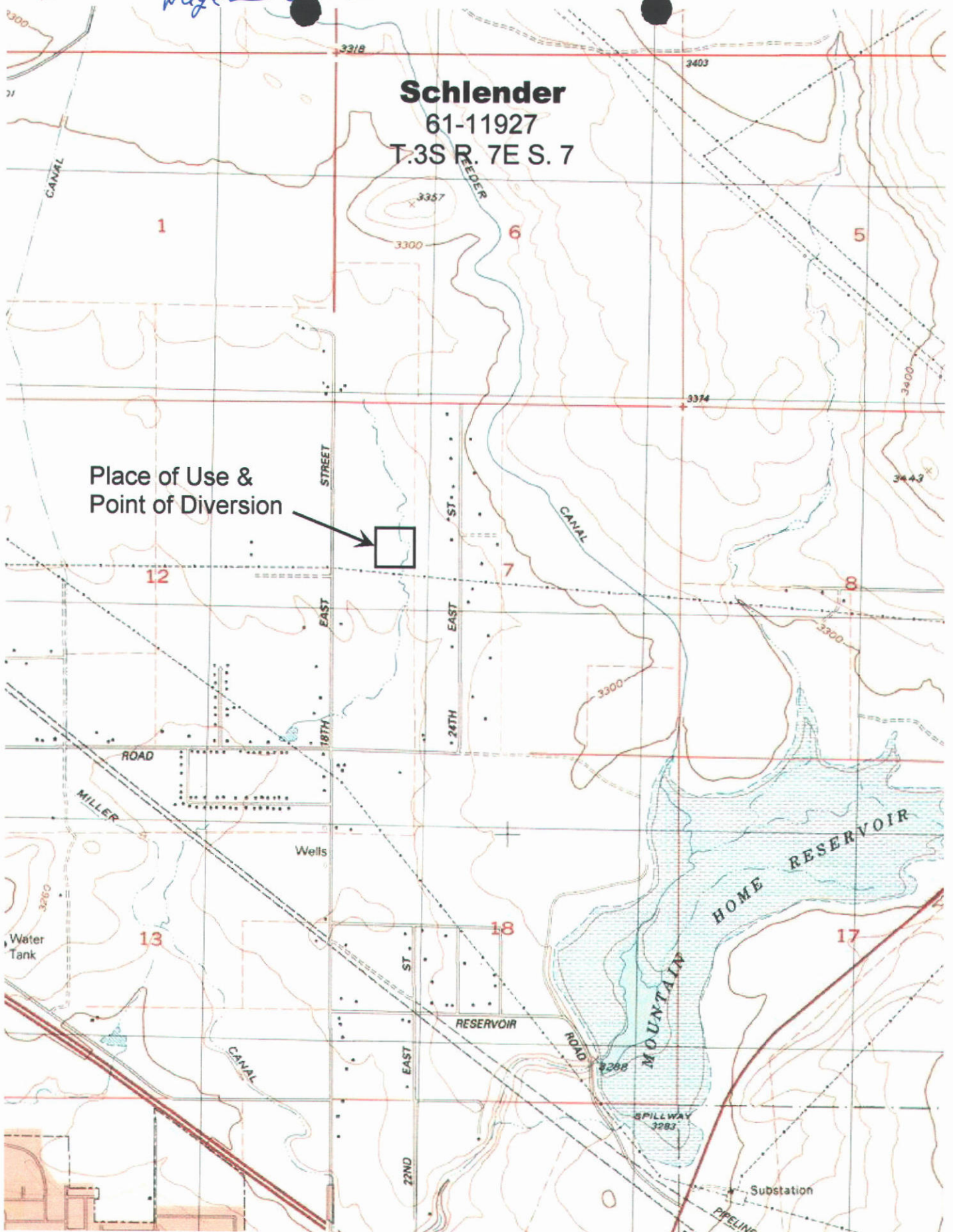
The following rights are also diverted through point of diversion
described above:61-02151D, 61-02151F, 61-02151G, 61-02151J, 61-02151K, 61-02151L;
61-02151M; 61-02151N; 61-02151P; 61-02151Q & 61-11926.MICROFILMED
FEB 10 2004

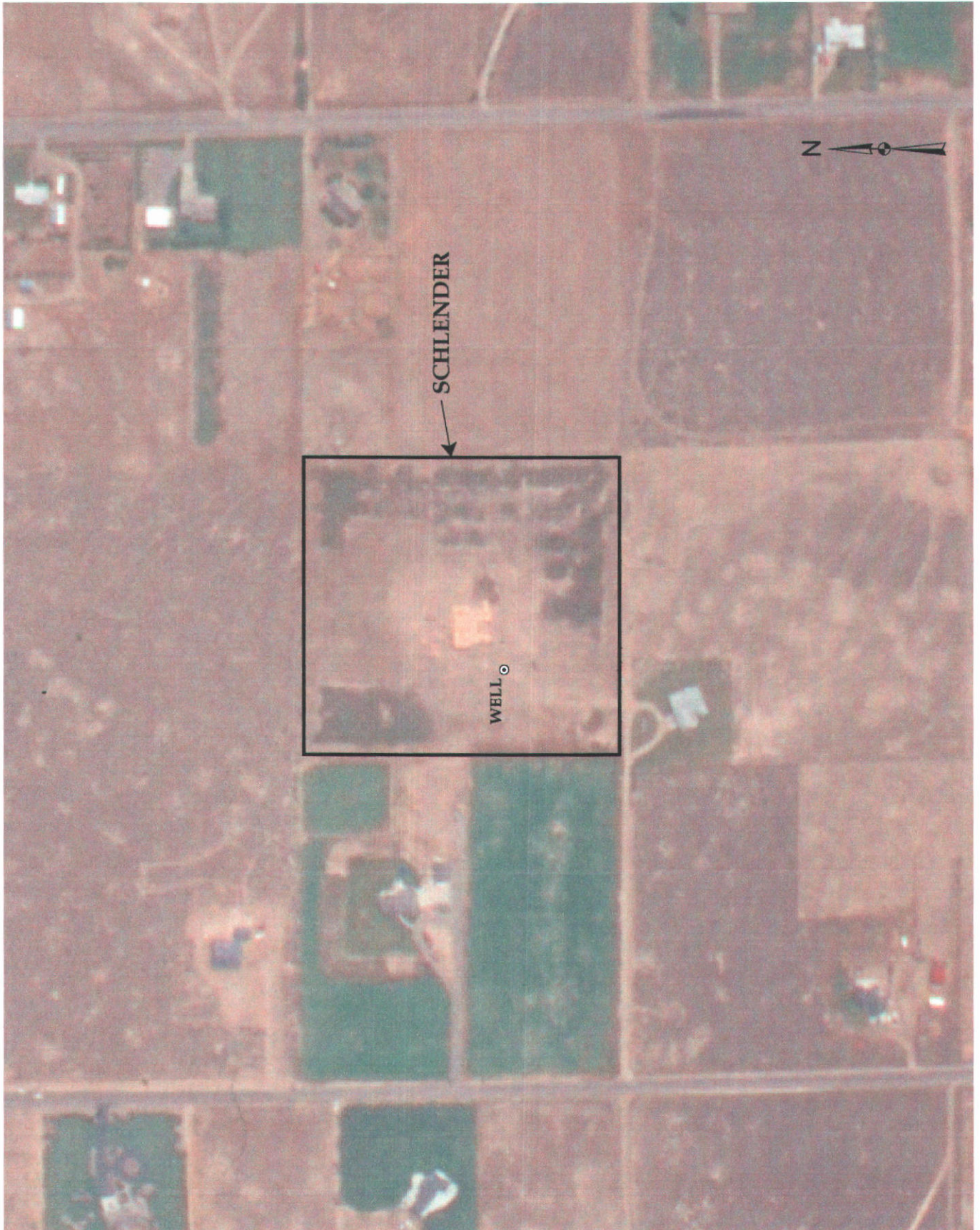
Schlender

61-11927

T.3S R. 7E S. 7

Place of Use &
Point of Diversion





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Attach B

YARD CREATIONS

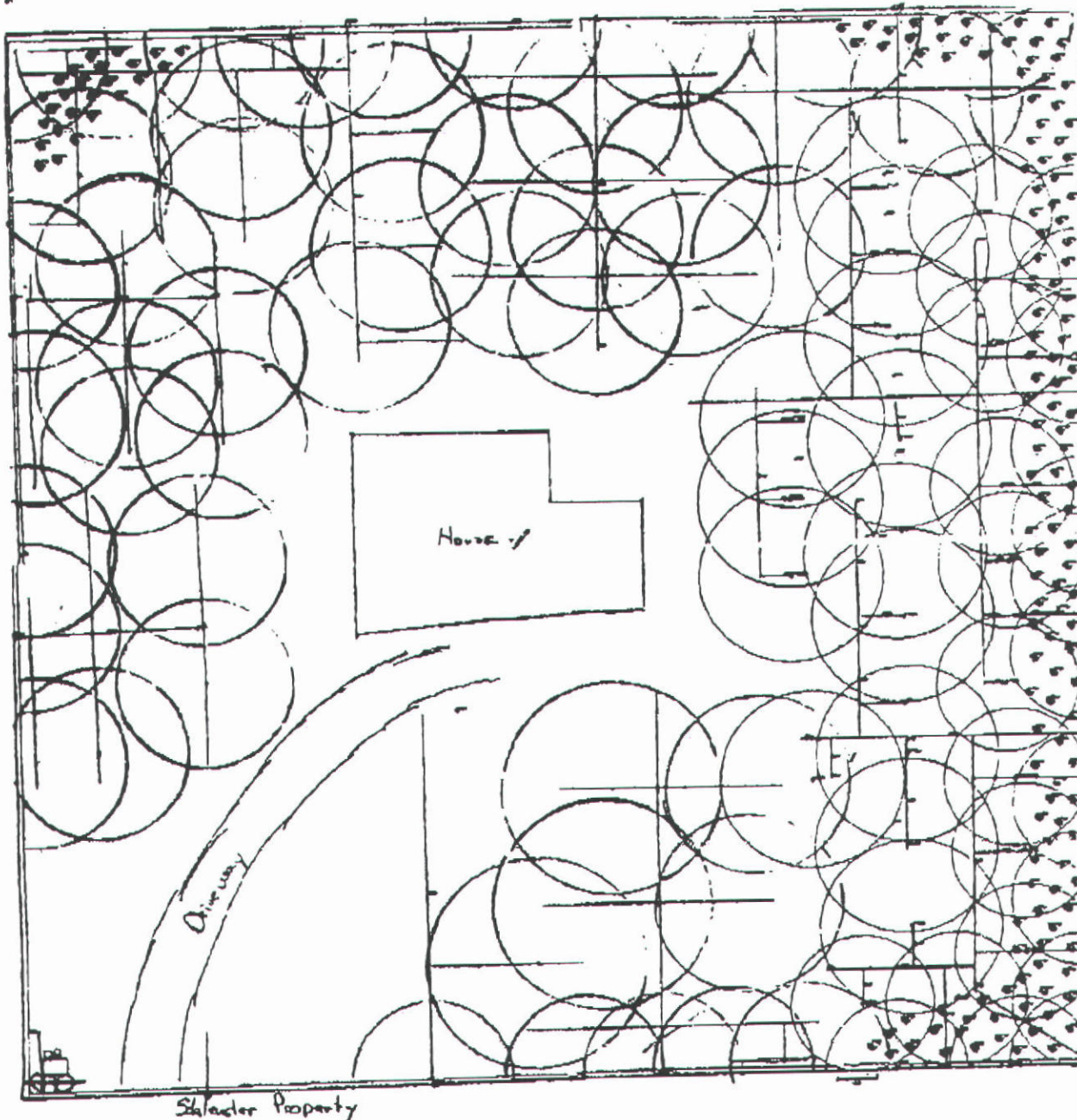
E LEE SCHLENDER
CHARTERED ATTORNEY AT LAW
300 SECOND AVENUE SOUTH
HAILEY ID 83303

Continuous Decorative Curbing, Stamped Concrete,
Ponds & Waterfalls, Fence & Deck Construction &
Cleaning, Sprinkler Installation & Winterization

Phone: 587-4159

810 N. 7th East
Mountain Home, ID 83647

Owners
Rick Brant
Vicki Wise



Hand Size 12" Popups 35"-45" radius
2" PVC main line around perimeter of property
1 1/2" Valves to 1 1/4" Feed lines
16 Zone rainbird timer
2" Double Check valve
Self drain 2" Turn off valve.

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ATTACH D

MIDDLESTON DRILLING & PUMP CO.



A Division of Middleston & Son, Inc.

Mountain Home, ID 83647
(8) 587-9055
(8) 587-8616 Fax

Boise Office
2789 S. Cole Rd.
Boise, ID 83709
(208) 362-2999
(208) 362-9723

Invoice Date: 08/31/00

Bill To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

Ship To:

Schlender, Lee
220 2nd Ave South
Hailey, ID 83333

Customer	Ship Via	PO#	Terms
SCH104			Due Upon Receipt
Purchase Order Number		Delivery Method	Order Date
Verbal		MH	08/31/00
Quantity Ordered		Unit of Measure	Estimated Price
1	1 PERD	EACH	90.00
	0 Permit-Drilling		N
34.00	34.00 DRILL08	FEET	16.00
	0.00 Dia Borehole- 8"		N
35.50	35.50 DPC06250	FEET	7.50
	0.00 Casing-6" x .250 A53B		N
1	1 SES06	EACH	50.00
	0 Seal-6" Surface		N
341.00	341.00 DRILL06	FEET	12.00
	0.00 Dia Borehole- 6"		N
BusinessLine® 106 LEE SCHLENDER OWNERS 220 2ND AVE S. HAILEY, ID 83333-1431 DATE 9-15-2000 PAY TO THE ORDER OF <u>Hiddleston Drilling</u> \$ <u>5042.25</u> <u>Five thousand Fourty two and 25/100</u> DOLLARS WELLS FARGO BANK FOR <u>well/mh. done</u> <u>Fuller</u> ⑆126000248⑆ 586 5424 404397⑈			
Nontaxable Subtotal			5042.25
Taxable Subtotal			0.00
Tax			0.00
Total Invoice			5042.25

Customer Original (Reprinted)

Page 1

MICROFILM
FEB 10 2004

Attach F-1

HIDDLESTON DRILLING & PUMP CO.



A Division of Hiddleston & Son, Inc.

Bill To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

Rt. Box 610-D
Main Home, ID 83647
(208) 587-9055
(208) 587-9816 Fax

Boise Office
2769 S. Cole Rd.
Boise, ID 83789
(208) 362-2888
(208) 362-8723

Invoice 4987

Invoice Date 10/13/00

OCT 16 2000

RECEIVED
CASH/PAID
DATE

Ship To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

pay
8,021.23
Wells Fargo
Biz Line

SCH104		Due Upon Receipt		
Verbal	VO	10/12/00	1602	
1	1 PA88811-NCSS	EACH	1236.00	828.12
	0 Pump End-50GPM 5HP Aermotor		33.000 N	
1	1 PM20711	EACH	1061.00	1061.00
	0 Motor-5HP 460V 3PH 3W		N	
1	1 PSA04058433	EACH	3917.00	3917.00
	0 Aquavar-10HP 3P 460V DR		N	
1	1 KLR12CTB	EACH	193.85	193.85
	0 Line Reactor		N	
1	1 PP810106	EACH	29.08	29.08
	0 Panel Box-10x10x6		N	
1	1 T2535163S	EACH	577.50	577.50
	0 Transformer		N	
105.00	105.00 PPG200	FEET	3.65	383.25
	0.00 Pipe-2" Galvanized SCH40		N	
110	110 PSW12-4	FEET	0.77	84.70
	0 Subwire-12/4 Flat		N	

BusinessLine® 109

LEE SCHLINDER CHARTERED
E SCHLINDER
220 2ND AVE S.
HAILEY, ID 83333-8431

DATE October 19, 2000 11/24/01
1250

PAY TO THE ORDER OF Hiddleston Drilling \$ 8021.23

Eight Thousand Twenty One and 23/100 DOLLARS

WELLS FARGO BANK

Inv. 4987

11210002481 586 5424 40439

(Con)

Customer Original

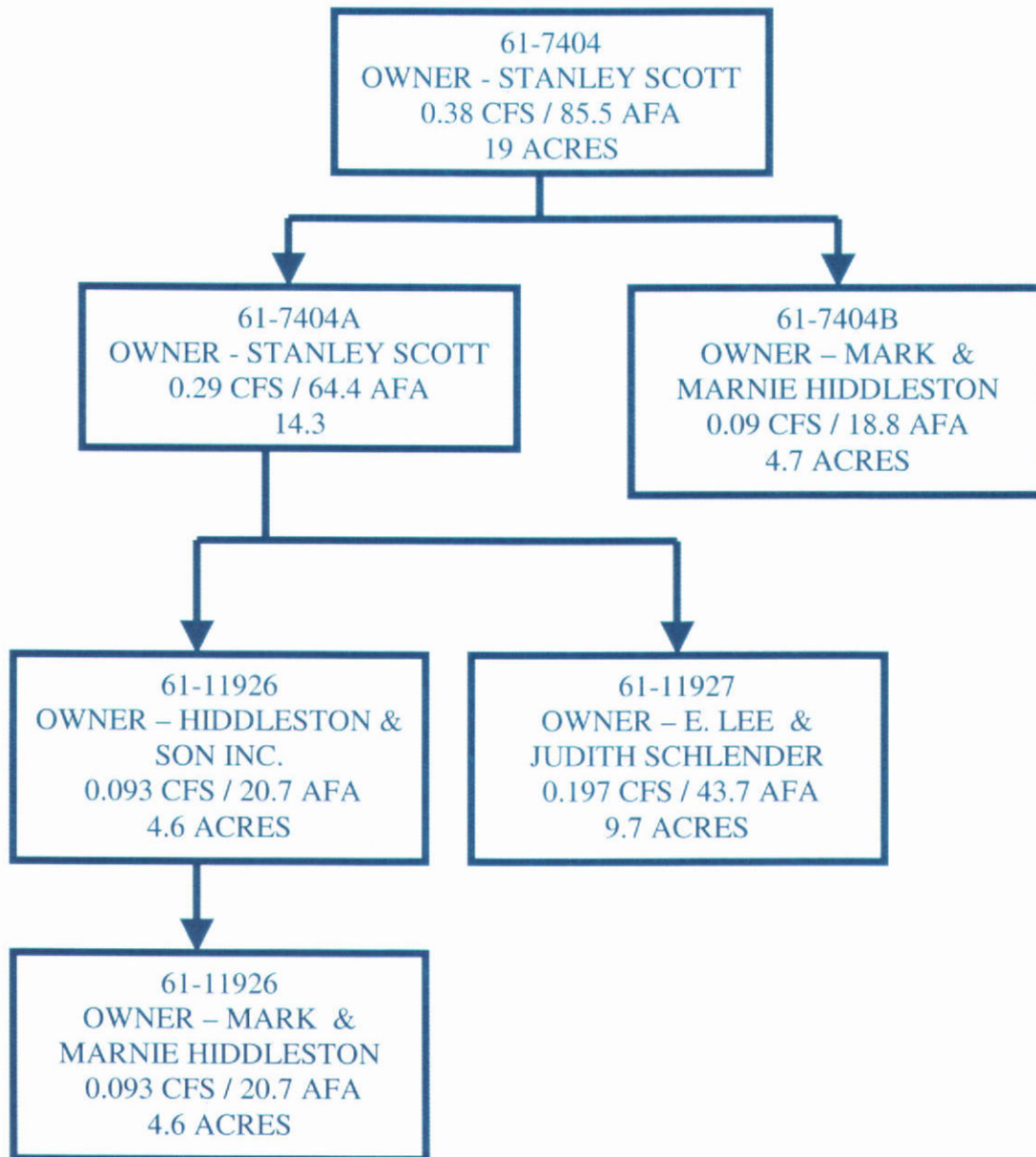
Page 1

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Attach F2

WATER RIGHT SPLITS FROM WATER RIGHT 61-7404



This transfer proposes to change the ownership of 61-11927 and change the point of diversion.

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OWNERSHIP FROM ORIGINAL
WATER RIGHT 61-7404 WHICH
HAS BEEN SPLIT INTO
61-7404B, 61-11926, AND 61-11927

T3S R6E S12 NWNW

OLD P/D



T3S R7E S7 SWNW

NEW P/D

61-7404B

61-11926

61-11927

-  61-7404B OWNED BY MARK HIDDLESTON
-  61-11926 OWNED BY MARK HIDDLESTON
-  61-11927 OWNED BY E. LEE & JUDITH SCHLENDER

MICROFILMED
FEB 10 2004

OWNERSHIP FROM ORIGINAL
WATER RIGHT 61-7404 WHICH
HAS BEEN SPLIT INTO
61-7404B, 61-11926, AND 61-11927

T3S R6E S12 NWNW

OLD P/D

T3S R7E S7 SWNW

NEW P/D

61-7404B

61-11926

61-11927

-  61-7404B OWNED BY MARK HIDDLESTON
-  61-11926 OWNED BY MARK HIDDLESTON
-  61-11927 OWNED BY E. LEE & JUDITH SCHLENDER

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FEB 10 2004

Type	WR #	Owner	Source	TRNS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
App	61-7511	JOELLE H GREIG, JAMES W GREIG,	GROUND WATER	03S07E7							3										3
Right	61-11926	HIDDLESTON & SON INC,	GROUND WATER	03S07E7							4.6										4.6
Right	61-7404B	MARNIE M HIDDLESTON, MARK S HIDDLESTON,	GROUND WATER	03S07E7							4.7										4.7
Right	61-11927	E LEE SCHLENDER, JUDITH L SCHLENDER,	GROUND WATER	03S07E7							9.7										9.7
Right	61-210	D B SWAN,	LITTLE CAMAS RESERVOIR, LONG TOM RESERVOIR, RATTLESNAKE RESERVOIR	03S07E7			X										X	X			0
Claim	61-7370	GWEN E REDFORD, HENRY J REDFORD,	GROUND WATER	03S07E7									4								4
Rec	61-7370	HENRY J REDFORD, GWEN E REDFORD,	GROUND WATER	03S07E7									4								4
Right	61-7370	GWEN E REDFORD, HENRY J REDFORD,	GROUND WATER	03S07E7									4								4
Claim	61-7382	JULIE H HERMERDING, DENNIS C HERMERDING,	GROUND WATER	03S07E7												5					5
Rec	61-7382	DENNIS C HERMERDING, JULIE H HERMERDING,	GROUND WATER	03S07E7												5					5
Right	61-7382	JULIE H HERMERDING, DENNIS C HERMERDING,	GROUND WATER	03S07E7												5					5
Claim	61-7401	RUEBEN DOMKE,	GROUND WATER	03S07E7															5		5
Rec	61-7401	RUEBEN DOMKE,	GROUND WATER	03S07E7									5								5
Right	61-7401	RUEBEN DOMKE,	GROUND WATER	03S07E7															5		5
Right	61-7405	STANLEY SCOTT,	GROUND WATER	03S07E7									9								9
Claim	61-7405A	STANLEY SCOTT, BETTY A SCOTT,	GROUND WATER	03S07E7									4.5								4.5
Rec	61-7405A	BETTY A SCOTT, STANLEY SCOTT,	GROUND WATER	03S07E7									4.5								4.5
Claim	61-7405B	CAMI GRAHM, WILLIAM GRAHM,	GROUND WATER	03S07E7									4.5								4.5
Rec	61-7405B	WILLIAM GRAHM, CAMI GRAHM,	GROUND WATER	03S07E7									4.5								4.5
App	61-7457	ALLEN COMEAU, VALERIE GAINES,	GROUND WATER	03S07E7					8												8
App	61-7460A	JAMES P CARLTON,	GROUND WATER	03S07E7					5												5
App	61-7460B	JAMES H RUMSEY,	GROUND WATER	03S07E7					5												5
App	61-7463	KIMIKO SINK, ELDIN L SINK,	GROUND WATER	03S07E7								3									3
App	61-7482	RICHARD LOFD,	GROUND WATER	03S07E7								7									7
App	61-7485	SANDRA MARKHAM, EDWARD L MARKHAM,	GROUND WATER	03S07E7									4								4
App	61-7491	D REX SNIDEMAN, NANCY SNIDEMAN,	GROUND WATER	03S07E7												5					5
App	61-7513	DENNIS C HERMERDING, JULIE H HERMERDING,	GROUND WATER	03S07E7												5					5
App	61-7514	DENNIS C HERMERDING, JULIE H HERMERDING,	GROUND WATER	03S07E7												5					5
App	61-7530	JOHN H SCHAUB, BETTY A SCHAUB,	GROUND WATER	03S07E7													5				5
App	61-7536	RONALD DOCKSTADER,	GROUND WATER	03S07E7					5												5
App	61-7610	MARY J HORGAN, ROBERT L HORGAN,	GROUND WATER	03S07E7											4.5						4.5
App	61-7629	TIMOTHY E SCOTT,	GROUND WATER	03S07E7						20											20
App	61-7633	STEPHEN W BALDWIN, JANICE A BALDWIN,	GROUND WATER	03S07E7												5					5
App	61-7671	CHARLES M FLATTER,	GROUND WATER	03S07E7								4.5									4.5
App	61-7754	PAMELA A DUGGER, DANIEL R AMBROSE,	GROUND WATER	03S07E7					4												4

BASIN	Sequence Number	Split Suffix	Basis	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table
61	2151	M	License	Active	414752	3/16/1963	0.06	GROUND WATER	IRRIGATION	SCHULTZ, DEAN (Current); SCHULTZ, ELIZABETH (Current)	ADJUDICATION RECOMMENDATION
61	2151	P	License	Active	414754	3/16/1963	0.37	GROUND WATER	DOMESTIC, IRRIGATION		ADJUDICATION RECOMMENDATION
61	7588			Active	50538	8/2/1988	0.1	GROUND WATER	DOMESTIC, IRRIGATION	HERMAN, AUDREY E (Current); HERMAN, JOHN M (Current)	WATER APPLICATION
61	11926		Decreed	Active	544372	6/18/1980	0.09	GROUND WATER	IRRIGATION	HIDDLESTON & SON INC (Current)	WATER RIGHT
61	11927		Decreed	Active	544375	6/18/1980	0.2	GROUND WATER	IRRIGATION	SCHLENDER, E LEE (Current); SCHLENDER, JUDITH L (Current)	WATER RIGHT
61	11945		License	Active	555409	3/16/1963	0.3	GROUND WATER	DOMESTIC, IRRIGATION	SCOTT, BRUCE WYATT (Current)	ADJUDICATION RECOMMENDATION
61	11946		License	Active	555410	3/16/1963	0.07	GROUND WATER	IRRIGATION	MARSH, RICHARD A (Current); MARSH, TRACIE C (Current)	ADJUDICATION RECOMMENDATION

BASIN	Sequence Number	Split Suffix	Basis	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table
61	2151	D	License	Active	355563	3/16/1963	0.06	GROUND WATER	IRRIGATION	MACK, DIANE R (Current); MACK, EDWARD P (Current)	ADJUDICATION RECOMMENDATION
61	2151	F	License	Active	356625	3/16/1963	0.06	GROUND WATER	IRRIGATION	NICOLOSI, APRIL J (Current); NICOLOSI, RONALD C (Current)	ADJUDICATION CLAIM
61	2151	Q	License	Active	412190	3/16/1963	0.06	GROUND WATER	IRRIGATION	PEACE, DEBRA S (Current); PEACE, ROBERT C (Current)	ADJUDICATION CLAIM
61	2151	Q	License	Active	414755	3/16/1963	0.06	GROUND WATER	IRRIGATION	PEACE, DEBRA S (Current); PEACE, ROBERT C (Current)	ADJUDICATION RECOMMENDATION
61	2151	L	License	Active	411495	3/16/1963	0.13	GROUND WATER	IRRIGATION	RODGERS, CONNIE J (Current)	ADJUDICATION CLAIM
61	2151	L	License	Active	414751	3/16/1963	0.13	GROUND WATER	IRRIGATION	RODGERS, CONNIE J (Current)	ADJUDICATION RECOMMENDATION
61	2151	M	License	Active	411496	3/16/1963	0.06	GROUND WATER	IRRIGATION	SCHULTZ, DEAN (Current); SCHULTZ, ELIZABETH (Current)	ADJUDICATION CLAIM

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 FEB 10 2004

BASIN	Sequence Number	Split Suffix	Basis	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table
61	2151	J	License	Active	414749	3/16/1963	0.06	GROUND WATER	IRRIGATION	CORCORAN, PATRICK (Current); CORCORAN, THERESA (Current)	ADJUDICATION RECOMMENDATION
61	2151		License	Active	49578	3/16/1963	1.01	GROUND WATER	DOMESTIC, IRRIGATION	HAYES, JOSEPH M (Current)	wrWaterRight
61	2151	K	License	Active	411494	3/16/1963	0.06	GROUND WATER	IRRIGATION	HERGERT, BRYCE (Current); HERGERT, PENNY (Current)	ADJUDICATION CLAIM
61	2151	K	License	Active	414750	3/16/1963	0.06	GROUND WATER	IRRIGATION	HERGERT, BRYCE (Current); HERGERT, PENNY (Current)	ADJUDICATION RECOMMENDATION
61	2151	F	License	Active	414747	3/16/1963	0.06	GROUND WATER	IRRIGATION	LANGFORD, PAMELA A (Current); LANGFORD, PAUL M (Current)	ADJUDICATION RECOMMENDATION
61	2151	D	License	Active	355525	3/16/1963	0.06	GROUND WATER	IRRIGATION	MACK, DIANE R (Current); MACK, EDWARD P (Current)	ADJUDICATION CLAIM

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P/D SEARCH FOR T3S R7E S7 SENE											
<u>BASIN</u>	<u>Sequence Number</u>	<u>Split Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Priority Date</u>	<u>RATE</u>	<u>Source List</u>	<u>Water Use List</u>	<u>Owner List</u>	<u>Source Table</u>
61	2151	G	License	Active	356626	3/16/1963	0.06	GROUND WATER	IRRIGATION	BRAGGA, CHARLES E (Current); BRAGGA, SUZANN (Current)	ADJUDICATION CLAIM
61	2151	G	License	Active	414748	3/16/1963	0.06	GROUND WATER	IRRIGATION	BRAGGA, CHARLES E (Current); BRAGGA, SUZANN (Current)	ADJUDICATION RECOMMENDATION
61	2151	N	License	Active	411497	3/16/1963	0.06	GROUND WATER	IRRIGATION	BREWER, BARBARA J (Current); BREWER, CHARLES J (Current)	ADJUDICATION CLAIM
61	2151	N	License	Active	414753	3/16/1963	0.06	GROUND WATER	IRRIGATION	BREWER, BARBARA J (Current); BREWER, CHARLES J (Current)	ADJUDICATION RECOMMENDATION
61	2151	J	License	Active	411493	3/16/1963	0.06	GROUND WATER	IRRIGATION	CORCORAN, PATRICK (Current); CORCORAN, THERESA (Current)	ADJUDICATION CLAIM

MICROFILMED
 FEB 10 2004

P/D SEARCH FOR T3S R7E S7 SWNW

BASIN	Sequence Number	Split Suffix	Basis	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table
61	7511			Active	50463	5/18/1983	0.06	GROUND WATER	DOMESTIC, IRRIGATION	GREIG, JAMES W (Current); GREIG, JOELLE H (Current)	WATER APPLICATION
61	7404	B	Decreed	Active	355970	6/18/1980	0.09	GROUND WATER	IRRIGATION	HIDDLESTON, MARK S (Current); HIDDLESTON, MARNIE M (Current)	WATER RIGHT

RECORDED
 JUN 10 2004

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 69780

E LEE SCHLENDER

300 2ND AVE S

HAILEY ID 83333

JUDITH L SCHLENDER

300 2ND AVE S

HAILEY ID 83333, has filed
Application No. 69780 for changes to
the following water rights within
ELMORE County:

Right No. 61-11927

Priority 6/18/1980

Source GROUND WATER

Use IRRIGATION (9.7 acres) 0.20
CFS 43.7 AFA

Total Amount 0.20 CFS 43.7 AFA

Point(s) of Diversion SENE S12
T03S R06E

Place of Use S7 T03S R07E

Remark: This transfer proposes to
change the point of diversion for this
water right from SENE S12 T3S R6E
to the applicants domestic well located
in the SESWNW S7 T3S R7E. The
remaining portion of the right will
remain the same with same diversion
rate, volume, and place of use.

Protests may be submitted based on
the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed
change must be filed with the
Department of Water Resources,
Western Region, 2735 Airport Wy,
Boise ID 83705 together with a protest
fee of \$25.00 for each application on or
before April 22, 2002. The protestant
must also send a copy of the protest to
the applicant.

KARL J DREHER, Director

First Publication: April 3, 2002.

Last Publication: April 10, 2002.

AFFIDAVIT OF PUBLICATION

County of Elmore } ss.
STATE OF IDAHO

I Coleen W. Swenson, do solemnly swear that I
am the publisher, of the:

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week, in Mountain Home,
Idaho, that the notice attached hereto and
which is a part of publication thereof; was
published in said newspaper for 20
consecutive weeks, the first publication
having been made on the 2nd day of
April, 2002, and the last publication
having been made on the 10th day of
April, 2002; every Wednesday issue of
the paper during the period and time of
publication and that the notice was published
in the paper proper and not in a supplement
thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and
uninterruptedly published in said Elmore
County during the period of 78 consecutive
weeks prior to the first publication of the
attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 10th day
of April, 2002.

Christine M. Lewis
Notary Public

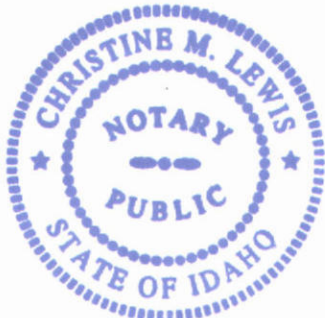
Residing in Mountain Home, Elmore County,
Idaho.

My commission expires 09-25-2006

RECEIVED

APR 12 2002

WATER RESOURCES
WESTERN REGION



MICROFILMED

FEB 10 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69780

This is to certify that: E LEE SCHLENDER And
JUDITH L SCHLENDER
300 2ND AVE S
HAILEY ID 83333
(208) 788-5111

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
61-11927	WR/Decreed	06/18/1980	0.197 cfs	43.7 af		9.7	GROUND WATER

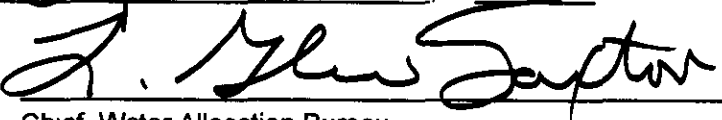
Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-11927	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
61-11927	61-11927	0.20 cfs	43.7 af	N/A	9.7		N/A	N/A		N/A
TOTALS		0.20 cfs	43.7 af	N/A	9.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of September, 2002

 Chief, Water Allocation Bureau

Michael J. Saylor

61-11927

WATER RIGHT NO. 61-11927
As Modified by Transfer No. 69780

In accordance with the approval of Transfer No. 69780, Water Right No. 61-11927 is now described as follows.

Right Holder: E LEE SCHLENDER And
 JUDITH L SCHLENDER
 300 2ND AVE S
 HAILEY ID 83333

Priority Date: June 18, 1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	0.20 CFS	43.7 AF
		0.20 CFS	43.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 7 Twp 03S Rge 07E ELMORE 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	
03S 07E 7							9.7										9.7
							L 2										

Total Acres: 9.7

CONDITIONS OF APPROVAL

- 1 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- 3 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval

Incorporated

FEB 10 2004

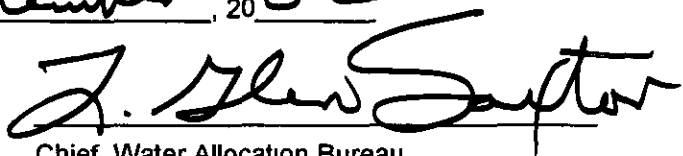
WATER RIGHT NO. 61-11927
As Modified by Transfer No. 69780

CONDITIONS OF APPROVAL

- 4 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 5 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 30th day of September, 2002


Chief, Water Allocation Bureau

Microfilm

FEB 10 2004

Page 1 of 7STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 69780APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant E. Lee Schlender and Judith L. Schlender Phone 208 788 5111Post Office address 300 2nd Ave. South Hailey, ID 83333

RECEIVED

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

MAR 12 2002

WATER RESOURCE:
WESTERN REGION

2. Describe the reason for the proposed changes Water right was recently split, point of diversion
changed for split portion.

RECEIVED

MAY 31 2002

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

Department of Water Resources
Period of Use

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>61-11927</u>	<u>6/18/1980</u>	<u>0.197/43.7</u>	<u>Irrigation</u>	<u>3-15</u> to <u>11-15</u>
				to
				to
				to

2. Total amount of water being transferred .197 cubic feet per second and/or 43.7 acre-feet per annum.

3. Source of water Ground water tributary to

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SE	SW	NW	7	3s	7E	Elmore	

5. 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	
3S	7E	7							9.7										9.7

MICROFILMED
FEB 10 2004

PART 1**6. General Information:**a. Description of diversion system Well and sprinkler system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

☐ 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:

None

d. Remarks:

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 _____.

MICROFILMED

APR 13 2004

Page 3 of 7

10/10/2000

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

RIGHT NUMBER: 61-11927

NAME AND ADDRESS: E LEE SCHLENDER
JUDITH L SCHLENDER
300 2ND AVE S
HAILEY, ID 83333

RECEIVED

MAR 12 2002

WATER RESOURCES
WESTERN REGION

SOURCE: GROUND WATER

QUANTITY: 0.197 CFS
43.7 AFY

PRIORITY DATE 06/18/1980

POINT OF DIVERSION: T03S R07E S7 SENE Within ELMORE County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
03-15 11-15QUANTITY
0.20 CFS
43.7 AFY

PLACE OF USE:

IRRIGATION Within ELMORE County
T03S R07E S7 LOT 2 SWNW 97
97 ACRES TOTAL

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are also diverted through point of diversion
described above:61-02151D, 61-02151F, 61-02151G, 61-02151J, 61-02151K, 61-02151L;
61-02151M; 61-02151N; 61-02151P; 61-02151Q & 61-11926.

Water Right 61-11927

MAR 10 2004

Page 4 of 7

Transfer No. _____

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ Rec. claim 61-11927 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 Ground water tributary to _____4. Date of priority 6/18/1980

5. Water is used for the following purpose:

Amount 0.197/43.7 for Irrigation purposes from 3-16 to 11-15
(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 0.197 cubic feet per second and/or 43.7 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SE	NE	12	3S	6E	Elmore	

8. 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	
3S	7E	7							9.7										9.7

Total acres 9.7

9 Describe any other water rights used for the same purpose as described above 61-02151D, 61-02151F, 61-02151G
61-02151J, 61-02151K, 61-02151L, 61-02151M, 61-02151N, 61-02151P, 61-02151Q, 61-02151, 61-
11926

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 _____ 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 _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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	

Michael J. ...
SEP 10 2004

Total acres _____

Schlender

61-11927

T.3S R. 7E S. 7

Place of Use &
Point of Diversion



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

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

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

None

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

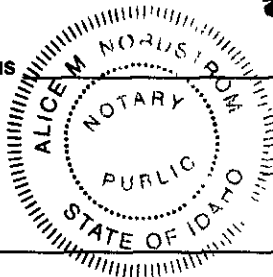
None

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 wilful misrepresentations made in this application may result in voiding its approval.

Indira J. Schlender
[Signature]
 (Signature of Applicant)

Subscribed and sworn to before me this 11 day of March, 192002.



Alice M. Nordstrom
 (Notary Public)

My commission expires 6/17/04

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by Janis Fontaine Date 3/12/02 Protest filed by _____

Prelim. check by _____ Fee 100.00 W028873

Receipted by Janis Fontaine Date 3/12/02

Published in MOUNTAIN HOME NEWS Copies of protest forwarded by _____

Pub. dates 4-4-10-02 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____

Microfilm
 FEB 10 2004

WARRANTY DEED

FOR VALUE RECEIVED

Betty A. Scott a divorced woman

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
E. Lee Schlander and Judith L. Schlander, Husband and wife

GRANTEE(S), whose current address is P O. Box 3910 Hailey, Idaho 83333
the following described real property in Elmore County, State of Idaho
more particularly described as follows, to wit:

Township 3 South, Range 7 East Boise Meridian Elmore County, Idaho

Section 7, SE1/4 of U S. Government Lot 2

TOGETHER WITH an Easement over and across the South 30 feet of the S1/2SW1/4
of U.S. Government Lot 2, Section 7, Township 3 South, Range 7 East, Boise
Meridian Elmore County, Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done
by the Grantee(s), and subject to reservations, restrictions, dedications, easements, rights of way and agreements,
if any) of record and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever, except those of record

Dated, July 1, 2000

Betty A. Scott
Betty A. Scott

STATE OF Idaho County of Blaine
On this 3rd day of July
in the year of 2000 before me, the undersigned, a Notary
Public in and for said State personally appeared
Betty A. Scott

known to me to be the person whose name
subscribed to the within instrument, and
acknowledged to me that she executed the same
Signature Debra A. Cannon



DEBRA A. CANNON
BY COMMISSION EXPIRES
5-4-01

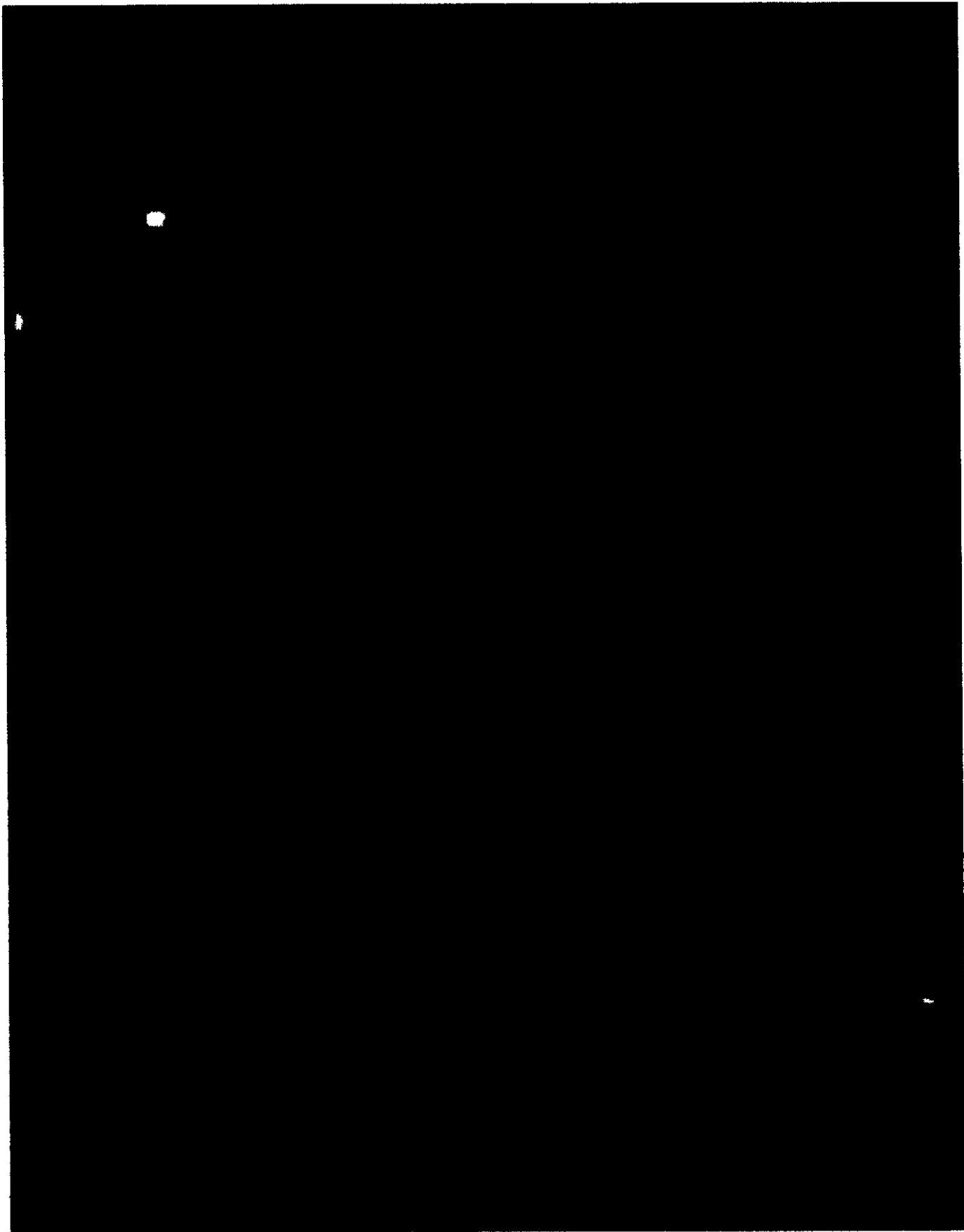
Debra A. Cannon
My commission expires

Mt. Air, Idaho
My commission expires 5-4-01

MICRO...

FEB 10 2001

ATTACH. A.



MICROFILM

FEB 10 2004

Attach B

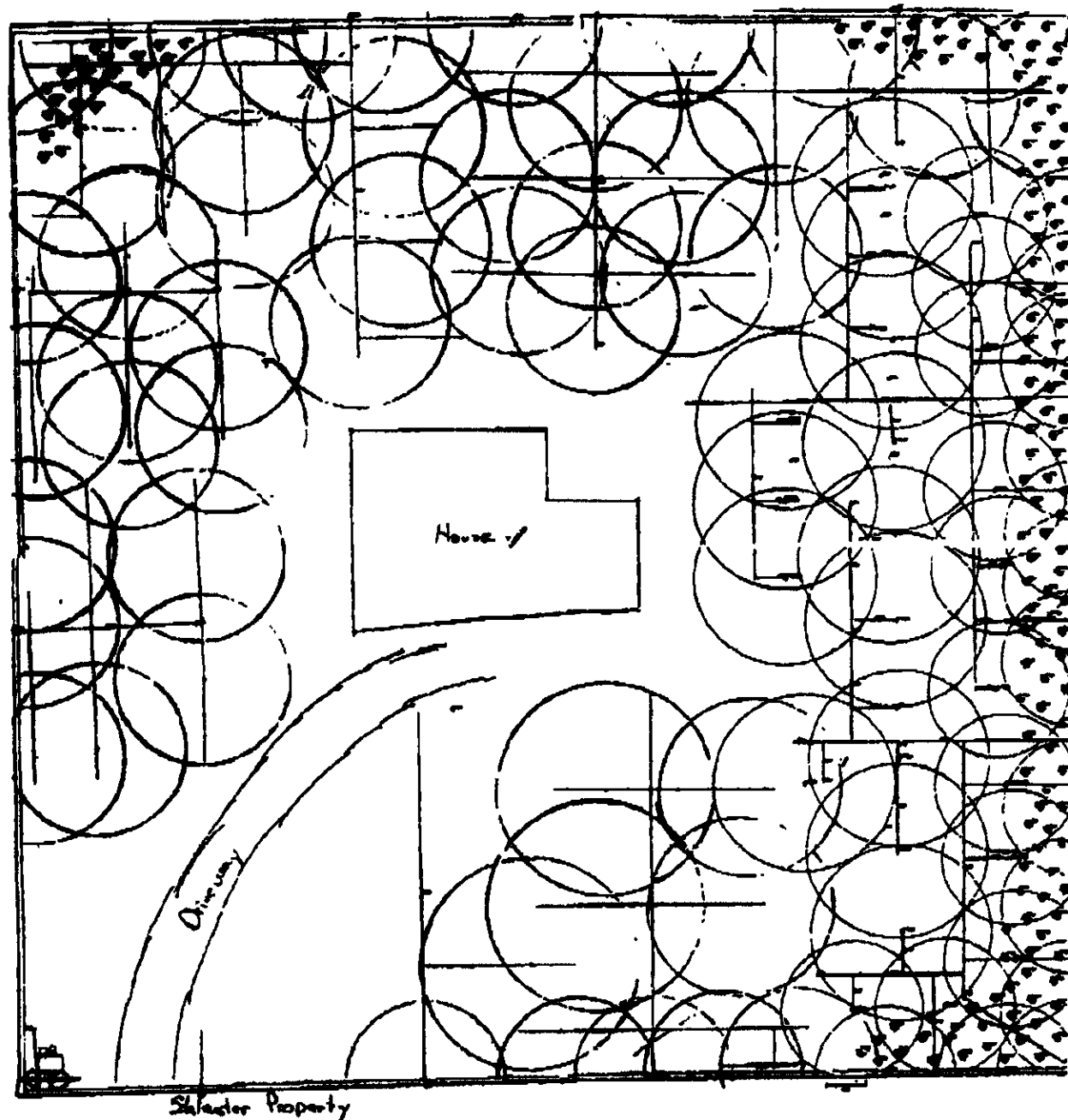
YARD CREATIONS

E LEE SCHLENDER
CHARTERED ATTORNEY AT LAW
300 SECOND AVENUE SOUTH
BOILEY ID 83603

Continuous Decorative Curbing, Stamped Concrete,
Ponds & Waterfalls, Fence & Deck Construction &
Cleaning, Sprinkler Installation & Winterization
Phone: 587-4159

810 N. 7th East
Mountain Home, ID 83647

Owners
Rick Brant
Vicki Wise



Hand Size 12" Pop ups 35"-45" radius
2" PVC main line around perimeter of property
1 1/2 Valves to 1 1/4 Feed lines
16 Zone rainbird timer
2" Double Check valve
Self drain 2" Turn off valve.

MICHAEL

SEP 10 2004

ATTACH D

YARD CREATIONS (208) 587-4159
810 N 7TH E
MOUNTAIN HOME ID

Invoice

DATE	INVOICE NO
9/27/2000	1330

BILL TO

LEE SCHLENDER
300 S. SECOND AVE
HAILEY, ID 83333

DESCRIPTION

AMOUNT

1,545.00
810.00

2" PVC 500 40 MAIN L/N
TRENCH PERIMETER

LEE SCHLENDER CHARTERED 1 SCHLENDER 220 2ND AVE S. HAILEY, ID 83333-6437		BusinessLine		187
DATE <u>Oct 3 2000</u>		71-29961		1978
PAY TO THE ORDER OF <u>Yard Creations</u>		<u>\$ 3,75.00</u>		
<u>Three thousand Seven hundred Fifty</u>		DOLLARS		
WELLS FARGO BANK				
FOR <u>Landscaping</u>		<u>[Signature]</u>		
⑆ 621000248 ⑆ 886 5424 404397 ⑆				

Total

\$2,355.00

Thank you Lee -

MICHAEL

SEP 10 2001

Attach
~~to~~
E-1

YARD CREATIONS (208) 587-4159

810 N 7TH E
MOUNTAIN HOME ID

Invoice

DATE	INVOICE NO.
10/29/2000	1350

BILL TO
LEE SCHLENDER
300 S. SECOND AVE
HAILEY, ID 83333

DESCRIPTION	QTY	RATE	AMOUNT
TRENCH FOR 1 1/2 PIPE AND HEAD LAY OUT (not complete)	10	45.00	450.00
LABOR FOR INSTALLATION OF SPRINKLER SYSTEM AS OF 10/11/00	21.75	28.00	609.00
MATERIALS FOR SPRINKLER SYSTEM: PIPE, HEADS, DOUBLE CHECK VALVE, 16 ZONE RAINBIRD TIMER, SPRINKLER WIRE, 1 1/2 ELECTRIC VALVES, AND FITTINGS AS OF 10/23/00		5,874.96	5,874.96
PLANT TREES	16	28.00	448.00
INSULATE SHED	2	28.00	56.00
INSULATION 2 ROLLS		94.86	94.86

LEE SCHLENDER CHARTERED
1 SCHLENDER
300 S. SECOND AVE S.
HAILEY, ID 83333-0473

BusinessLine[®] 131

DATE October 30, 2000 11-26-00 1200

PAY TO THE ORDER OF Yard Creations \$ 7532.82

Seven Thousand Five Thirty Two + 82/100 DOLLARS

WELLS FARGO BANK

FOR Inv. 1350

⑆⑆2⑆000248⑆ 586 5424 484397⑆

Thank you Lee

Total

\$7,532.82

MICRON

EX-10 2001

ATTACH
E-2

YARD CREATIONS (208) 587-4159

810 N 7TH E
MOUNTAIN HOME ID

Invoice

DATE	INVOICE NO.
11/8/2000	1389

BILL TO

LEE SCHLENDER
300 S. SECOND AVE
HAILEY, ID 83333

DESCRIPTION	QTY	RATE	AMOUNT
LABOR FOR SPRINKLER SYSTEM FROM 10/12/00 TO 11/01/00	77	28.00	2156.00
PIPE AND FITTINGS		531.20	531.20
TRENCHING	3	45.00	135.00
FINISH PLANTING TREES	7.5	28.00	210.00
INSTALL RABBIT GUARDS AND SPRAY REPELLANT	2	28.00	56.00
WINTERIZE SPRINKLER SYSTEM		100.00	100.00

LEE SCHLENDER QUARTERED
P. SCHLENDER
300 S. 2ND AVE S.
HAILEY, ID 83333-6431

BusinessLine®

DATE NOV 13 '00

11-14/0000
1218

PAY TO THE ORDER OF Yard Creations

Three One Eighty Eight + 20/100 \$ 3188.20

DOLLARS

WELLS FARGO BANK

FOR INV. 1389

⑆220000248⑆ 586 5424 404394

Total

\$3,188.20

MICRON

11/13/2000

ATTACH E-3

Mar-29-2002 12:00pm From: E LEE S.

ACER

2087889734

T-010 P 004/009 F-598

HIDDLESTON DRILLING & PUMP CO.



A Division of Hiddleston & Son, Inc.

MOUNTAIN HOME, ID 83647

(8) 587-9055

(8) 587-8616 Fax

Invoice Date: 08/31/00

Boise Office
2788 S. Cole Rd.
Boise, ID 83709
(208) 363-2988
(208) 362-8723

Bill To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

Ship To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

Customer	Site	Job	Order	Due Upon Receipt
SCH104				
Product Order Number		Material	Order Date	Order Number
Verbal		MH	08/31/00	1481
Quantity Ordered	Customer Order / Unit of Measure	Unit of Measure	Unit Price	Extended Price
1	1 PERD	EACH	90.00	90.00
	0 Permit-Drilling		N	
34.00	34.00 DRILL08	FEET	16.00	544.00
	0.00 Dia Borehole- 8"		N	
35.50	35.50 DPC06250	FEET	7.50	266.25
	0.00 Casing-6" x 250 A53B		N	
1	1 SES06	EACH	50.00	50.00
	0 Seal-6" Surface		N	
341.00	341.00 DRILL06	FEET	12.00	4092.00
	0.00 Dia Borehole- 6"		N	
LEE SCHLINDER CHARTERED 8 SCHLINDER 220 2ND AVE S. HAILEY, ID 83333-0431 PAY TO THE ORDER OF <u>Hiddleston Drilling</u> \$ <u>5042.25</u> <u>Five thousand forty two and 25/100</u> DOLLARS WELLS FARGO BANK FOR <u>Lee Schlender</u> <u>Lee Schlender</u> ⑆126000748⑆ 586 5424 406397⑈				
Nontaxable Subtotal				5042.25
Taxable Subtotal				0.00
Tax				0.00
Total Invoice				5042.25

Customer Original (Reprinted)

Page 1

Attach F-1

HIDDLESTON DRILLING & PUMP CO.

A Division of Hiddleston & Son, Inc.

Rt. Box 610-D
Main Home, ID 83647
(208) 567-8055
(208) 567-9816 Fax

Business Office
2768 S. Cole Rd.
Bates, ID 83789
(208) 362-2388
(208) 362-8723

Invoice 4987

Invoice Date 10/13/00

OCT 16 2000

Bill To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

Ship To:

Schlender, Lee
220 2nd Ave. South
Hailey, ID 83333

CAUTION
DO NOT
REMOVE

pay
8,021.23
Wells Fargo
Biz Line

SCH40		Due Upon Receipt	
QTY	DESCRIPTION	UNIT	PRICE
1	PA80011-NCSS	EACH	1238.00
0	Pump End-50GPM 5HP Aermotor		33.000 N
1	PM20711	EACH	1061.00
0	Motor-5HP 480V 3PH 3W		N
1	PSA04058433	EACH	3917.00
0	Aquevar-10HP 3P 480V DR		N
1	KLR12CTB	EACH	193.85
0	Line Reactor		N
1	PPB10106	EACH	29.08
0	Panel Box-10x10x6		N
1	T2536163S	EACH	577.50
0	Transformer		N
105.00	PPG200	FEET	3.65
0.00	Pipe-2" Galvanized SCH40		N
110	PSW12-4	FEET	0.77
0	Subwire-12/4 Flat		N
			828.12
			1061.00
			3917.00
			193.85
			29.08
			577.50
			383.25
			84.70

BusinessLine®

DATE October 19, 2000

TO: Hiddleston Drilling

AMOUNT: Eight Thousand Two Hundred Twenty Three and 23/100 DOLLARS

WELLS FARGO BANK

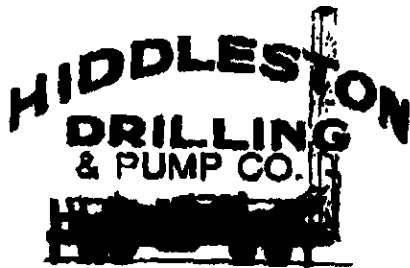
FOR INV. 4987

ACCOUNT: 11210002481

586 5424 4043

(Cont)

Attach F2



A Division of Hiddleston & Son, Inc.

Rt 2 Box 610-D
M. Main Home, ID 83647
(208) 587-9095
(208) 587-9816 Fax

Boise Office
2766 S. Cole Rd.
Boise, ID 83709
(208) 362-2900
(208) 362-6723

Invoice 4987

Invoice Date 10/13/00

Bill To:

Schlinder, Lee
220 2nd Ave. South
Hailey, ID 83333

Ship To:

Schlinder Lee
220 2nd Ave. South
Hailey, ID 83333

Customer	Ship Via	F.O.B.	Terms			
SCH104			Due Upon Receipt			
Purchase Order Number		Shipment	Order Date	Our Order Number		
Verbal		VO	10/12/00	1502		
Qty Ordered	Quantity Shipped	Item Number	Unit of Measure	Unit Price	Extended Price	
	Back Order	Item Description		Discount %	Tax	
1		1 ES018	EACH	3.10		3.10
		0 Elbow-1/8" Street 90 Degree		N		
4		4 PSC6724	EACH	0.65		2.60
		0 Clamp-#24 1" x 2" SS		N		
1		1 PERE	EACH	40.00		40.00
		0 Permit-Electrical		N		
1		1 PERP	EACH	38.00		38.00
		0 Permit-Plumbing		N		
1.00	1.00	BCKHO	HOUR	50.00		50.00
	0.00	Backhoe		N		
3.00	3.00	LABF	HOUR	50.00		150.00
	0.00	Labor-Field		N		
Includes 4 year warranty on Pump. 5 year on Pressure Tank.						
Nontaxable Subtotal					8021.23	
Taxable Subtotal					0.00	
Tax					0.00	
Total Invoice					8021.23	

Customer Original

Page 6

REC-11

APR 11 2001

Attach
F-3

MOUNTAIN VIEW GARDEN CENTER

210 North Haskell
MOUNTAIN HOME, ID 83647
(208) 587-5872

pay from BusinessLine

SOLD BY		DATE	
E Lee Schlander		11/3/00	
NAME		PHONE	
300 S 2 Ave			
ADDRESS		CITY	
300 S 2 Ave		Hailey ID 83333	
QTY.	DESCRIPTION	PRICE	AMOUNT
30	1 gal. Rocky Mtn. Maple	8.95	268.50
5	1 gal. Siberian Pea Shrub	8.59	42.95
25	1 gal. Miscanthus - Maiden Grass	7.37	184.25
9	1 gal. Ponderosa Pine	8.95	80.55
30	1 gal. Chokeberry	8.95	268.50
4	2 gal. Burr Oak	17.59	70.36
15	1 gal. Lilac - white, purple, pink	8.59	128.85
10	2 gal. Austrian Pine	19.89	198.90
10	2 gal. Pfitzer Junipers	12.95	129.50
8	1 gal. Western White Pine	8.95	71.60
1 gal.	Additional Root Stimulant for willows		26.00
3	yds. Soil Conditioner for trees	22-	66.00
			1536.46
		Tax	76.82
	Develop Plant Selective list with Clearwater Landscape		40.00
	Labor for layout & planting to 11/3 33 hrs. @ 20/hr.		660.00
RECEIVED BY		TOTAL	2313.28

0715

THANK YOU

MOUNTAIN HOME PRINTING (208) 587-4215

LEE SCHLENDER CHARTERED
E SCHLENDER
200 2ND AVE S.
HAILEY, ID 83333-6431

BusinessLine®

112

DATE NOV 7 '00

11/2000
1210

PAY TO THE ORDER OF MT VIEW GARDEN CENTER \$ 2313.28
TWO THOUSAND THREE THIRTYTHREE + 28/100 DOLLARS

WELLS FARGO BANK

FOR INV. 0715

WELLS FARGO BANK 586 5426 4043978

ATTACH

6

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

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 61-07404A

NAME AND ADDRESS: BETTY A SCOTT
STANLEY SCOTT
4555 N 24 E
MOUNTAIN HOME, ID 83647

SOURCE: GROUNDWATER

QUANTITY: 0.29 CFS
64.40 AFY

PRIORITY DATE: 06/18/1980

POINT OF DIVERSION: T03S R06E S12 SENE Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.29 CFS 64.40 AFY

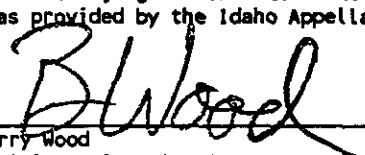
PLACE OF USE: Irrigation Within Elmore County
T03S R07E S07 LOT 02 (SWNW)14.3
14.3 Acres Total

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

SPLIT TO 61-11926 + 61-11927



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 1, 2002

E LEE SCHLENDER
JUDITH L SCHLENDER
300 2ND AVE S
HAILEY ID 83333

RE: Transfer No.: 69780 - Water Right 61-11927 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

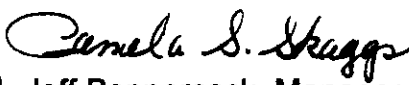
The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

for 
Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

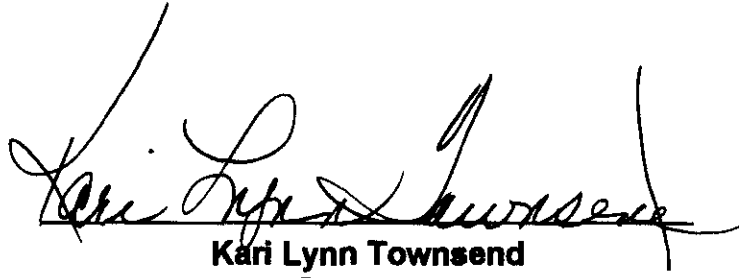
MICHAEL
FEB 10 2004

CERTIFICATE OF SERVICE

I hereby certify that on October 1, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69780 - WATER RIGHT 61-11927

**E LEE SCHLENDER
JUDITH L SCHLENDER
300 2ND AVE S
HAILEY ID 83333**



**Kari Lynn Townsend
Secretary**

MICROFILM

FEB 10 2004

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICAC, INC.
FEB 10 2004

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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TRANSFER REVIEW SHEET

Trans # 69780

Date Reviewed 9-28-2002 CS

Right No(s)* 61-11927
Split? Y N Y N Y N Y N Y N Y N

AREA OF CONCERN: No Yes M+Home GAMA
Original + new

PURPOSE OF TRANSFER FOR EACH RIGHT:
Change p/d Change use period Change p/u
Add p/d Change nature of use

RightID's of From & To records correct? Y N (resolve with State Office personnel)
Check for Partial Decree issuance, etc. since time of application's entry SRBA Decree

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U Y Lien Holder Release NA

GROUNDWATER:

DRILLING PERMIT

All wells Existing -046 pd 5-13-02
DP upgrade req'd Y N (contact GW personnel)

WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

WMD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

SUPPLEMENTAL (irr = only use) - 065-104
SUPPLEMENTAL (irr + other uses) - 100-105

SURFACE WATER:

WD - R05 (WD#) WM comments rec'd
≤ 0.20 cfs/others - R02, 01P or No MD
> 0.20 cfs - R43
WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON 3-15 to 11-15 (use X61 if extended season)
STANDARD VOLUME 4.0 af/ac
CONSUMPTIVE USE VOLUME 3.0 af/ac

USES:

STORAGE - 18C-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac) decreased vol. limit
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN - 007-109-X64
Irr, GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
- 27A (Payette River)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
T17 - measure all p/d's (used with WB4)
T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)

X51 - 2+ yrs to develop

X53 - Use ltd to orig. source availability

X54 - forfeited ac/rate (used rarely)

X55 - (transfer shrinks total water to less ac)

X57 - no right-of-way

X58 - pending claim (statutory or AJ b/u claim)

X61 - extended irr season

X62 - replaces N11 and N13

X63 - replaces C12

WB4 - + p/ds, cfs & afa (used with T17)

WD8 - land application of waste water

01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd and unchg'd rts:

T09 - on-going SRBA (no Dir Rpt or Recomm yet)

T19 - replaces C18 (if at Recommendation or Partial Decree stage)

T20 - use instead of T09 where not ongoing in SRBA

OTHER CONDITIONS/REMARKS

COMMENTS

Database files updated Y Approval form printed Y Shape files created Y

Special Mailing Instructions (cc's, etc)

Final database update after approval Y *Comment to WR No(s).

9-30-2002 CS

RECEIVED

MAY 31 2002

Form 222a

January 2002

Department of Water Resources
IDWR WESTERN REGION TRANSFER ANALYSIS

Applicant E. Lee & Judith L. Schlender Transfer No. 69780

Reviewed by DAN. Date 3-21-02

Data entered by DAN

1. Right number(s) 61-11927

Caution
before processing: ☒ Partial Decree to WR ☐ Ownership Change filed & split completed

2. Type of right ☒ Decree ☐ License ☐ Stat. Claim ☐ BU Claim

3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☐ Other: _____

4. Check Existing Right
☒ Source ☒ Priority ☒ Amount
☒ Purpose ☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights for original P/D &/or P/U

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☐ Analysis memo - always include unless justify why not needed
- b. ☒ All of right
- c. ☐ Part of right - Note: Part B should normally be completed only if part of right is owned by applicant
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing proposed P/D &/or P/U
- g. ☒ Correct notarized signature and fee - see Transfer Memo #23 about fees if necessary
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- j. ☒ Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

69780

k. ☒ Overlapping rights for current & proposed scenarios

Current yes - 61-11926 & 61-~~11926~~ 7404A & 61-2151
Proposed NONE 3 SAKITS

l. SRBA Claim(s) RIGHT DECREE

m. ☒ Comment letters ☐ No ☒ Yes as follows:

Water District # IDFG Other per attached

MOUNTAIN GROUNDWATER COMMITTEE

PUBLICATION REVIEW CHARLES OLSON, DAVID OLSON, RON HYDE

1. Comment Letters

Watermaster comments requested on _____, received on _____

Other comment letters received ☐ Yes ☐ No

2. Affidavit of publication received: ☒ Yes

3. Published correctly: ☒ Yes ☐ No

If No, re-publication required: ☐ Yes ☐ No

4. Protests received: ☐ Yes ☒ No ☐ If yes, acknowledgement sent

RECOMMENDATIONS

1. ☒ Approve ☐ See attached memo

2. ☐ Deny due to _____

3. Conditions of Approval standard & per conditions

4. Recommended by Cary S Date 5/28/02

FORWARDING FILE TO S.O.

1. Copies made for Region file (see attached supplemental page): Yes ☒ & S.O.

2. File forwarded to S.O. by off Date 5-30-02

SUPPLEMENTAL ANALYSIS SHEET FOR TRANSFER

- Transfer No. 69780
- Legal Notice: Use Workflow ad yes
- OR Word Filename _____
- Email to SO & Western by: _____ OR N/A _____

COPIES MADE

- ASAP Yes STATE OFFICE files for all transfers ... copy APPLICATION
- ASAP _____ REGION ADJUDICATION files if adj. claim involved ... copy APPLICATION
- JUST BEFORE FILE TO S.O. – REGION WATER RIGHT files ... copy as follows:

Yes Legal Notice

Yes Transfer Analysis Sheet (Form 222a)

Yes Transfer Application – assume entire application with attachments to be copied except as noted below (always copy ownership information): identify by letter/number attachments that are not to be copied:

Yes Reviewer's analysis memo: list date of memo _____

_____ List other items to be copied:

AVOID COPYING FOR REGION WATER RIGHT FILES – excess computer reports, excess attachments unless show ownership or other clarifying information, easements & other agreements, oversized documents and so forth.

DISCARD THIS FORM BEFORE FORWARDING FILE.

MEMORANDUM

TO: FILE
FROM: DANIEL A. NELSON *DAN*
DATE: 5/10/02

RE: E. LEE & JUDITH L. SCHLENDER TRANSFER, RIGHT 61-11927

The transfer proposes to change the point of diversion listed on the original water right to the Schlender's domestic well in Lot 2 SWNW S7 T3S R7E. The property being irrigated will not be changed with this transfer.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 7 pages and 2 attachments. Note the location of the following application items:

Attach. A – Warranty Deed Showing ownership of Property

Attach. B – FSA 2001 aerial photo showing irrigation.

Attach. C – Landscape design dated 9/15/2000.

Attach. D – Irrigation schematic for property from Yard Creations.

Attach. E – Invoice from Yard Creations from 9/27/2000 to 11/8/2002 (E1-E3).

Attach. F – Invoice from Hiddleston Drilling for well (F1-F3)

Attach. G – Invoice from Mountain View Garden Center for Plants.

Brockway Engineering prepared the application.

Other information used in this review includes Water Right Split Tree, Ownership Map based on warranty deeds, Place of Use Comparison Sheets, and Point of Diversion comparison Sheet attached to this memo.

NARRATIVE

The applicant proposes to change the point of diversion listed on the original water right to their domestic water right. The water right associated with this transfer represents a portion of 61-7404. Water right 61-7404 has been split into 3 portions described, as water right 61-7404B owned by Mr. Hiddleston, 61-11926 now also owned by Mr. Hiddleston, and 61-11927 owned by Mr. and Ms. Schlender. Mr. Hiddleston purchased the 61-7404B property first and filed transfer 4774 to change the point of diversion.

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The applicant has now filed this transfer to change the point of diversion for 61-11927. The well currently described on this water right is the same well described on 61-7404. However, the applicant's property has not been irrigated from that well for some time. The property was irrigated in 2001 from the domestic well described in this application and this transfer is an effort to catch up his paper work and properly describe his irrigation system.

A warranty deed has been supplied to proof ownership of the property and the water right has been decreed in the Snake River Basin Adjudication (SRBA). There was a question of forfeiture of this water right, but the owner has supplied a 2001 FSA aerial photo and other documentation that shows the property was developed in 2000, and irrigation was required in 2001. The owner stated that the property was irrigated from the proposed point of diversion and he is now filing he transfer to catch up the paperwork to his system. Therefore, forfeiture should not be an issue.

The only overlapping rights for the place of use are the splits from 61-7404 and an application for permit on moratorium hold. The application for permit is very vague on the location of the property and could be completed incorrectly. However, it is an application for permit and should not hinder the approval of this transfer.

The overlap for the point of diversion from where the water will be moved from is quite extensive. Two water rights 61-7404 and 61-2159 were delivered from the original well. Both of these water rights have since been split many times. I am not sure if the well is still used or not, but it is very clear that it has not delivered water to this property in quite some time. The water for these rights was in the water bank for a period of time and released approximately 5 years ago. So I am not sure if the original well still exists, so this transfer should not affect the original point of diversion. There are no overlapping water rights on the proposed point of diversion. So overlap should not be a problem.

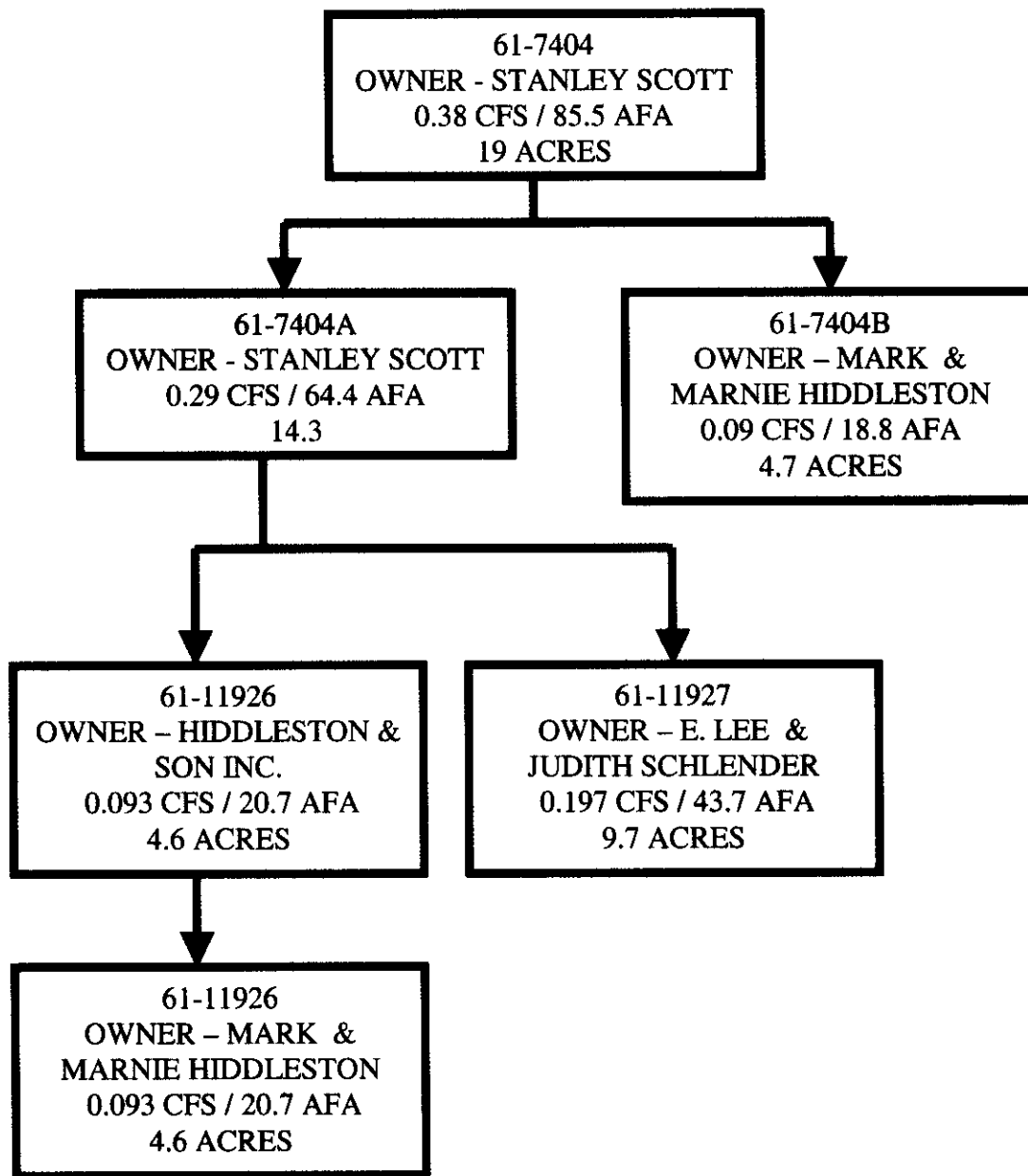
RECOMENDATIONS

This transfer should be approved as listed on the application with the same conditions previously listed on the water rights.

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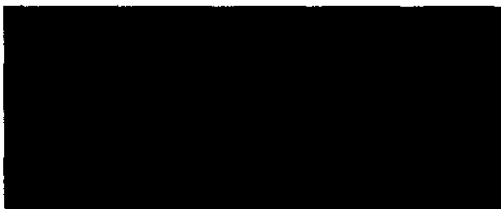
FEB 10 2004

WATER RIGHT SPLITS FROM WATER RIGHT 61-7404



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FEB 10 2004



T3S R6E S12 NWNW



T3S R7E S7 SWNW



61-7404B

61-11926

61-11927



61-7404B OWNED BY MARK HIDDLESTON



61-11926 OWNED BY MARK HIDDLESTON

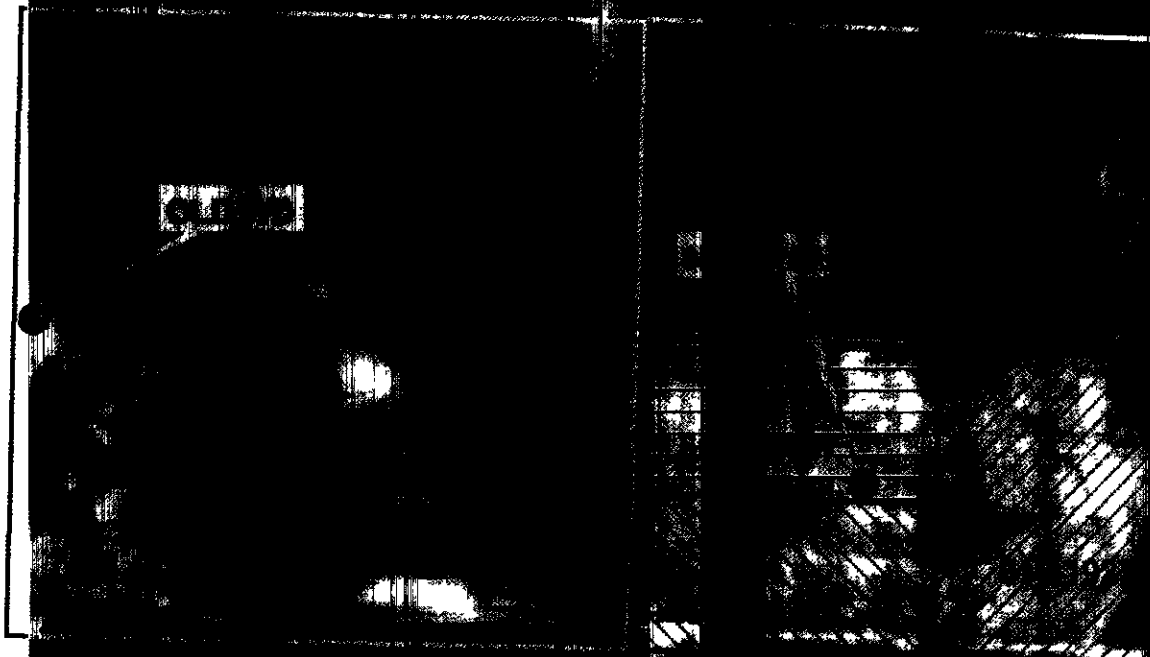


61-11927 OWNED BY E. LEE & JUDITH SCHLENDER

MICROFILM

FEB 10 2004

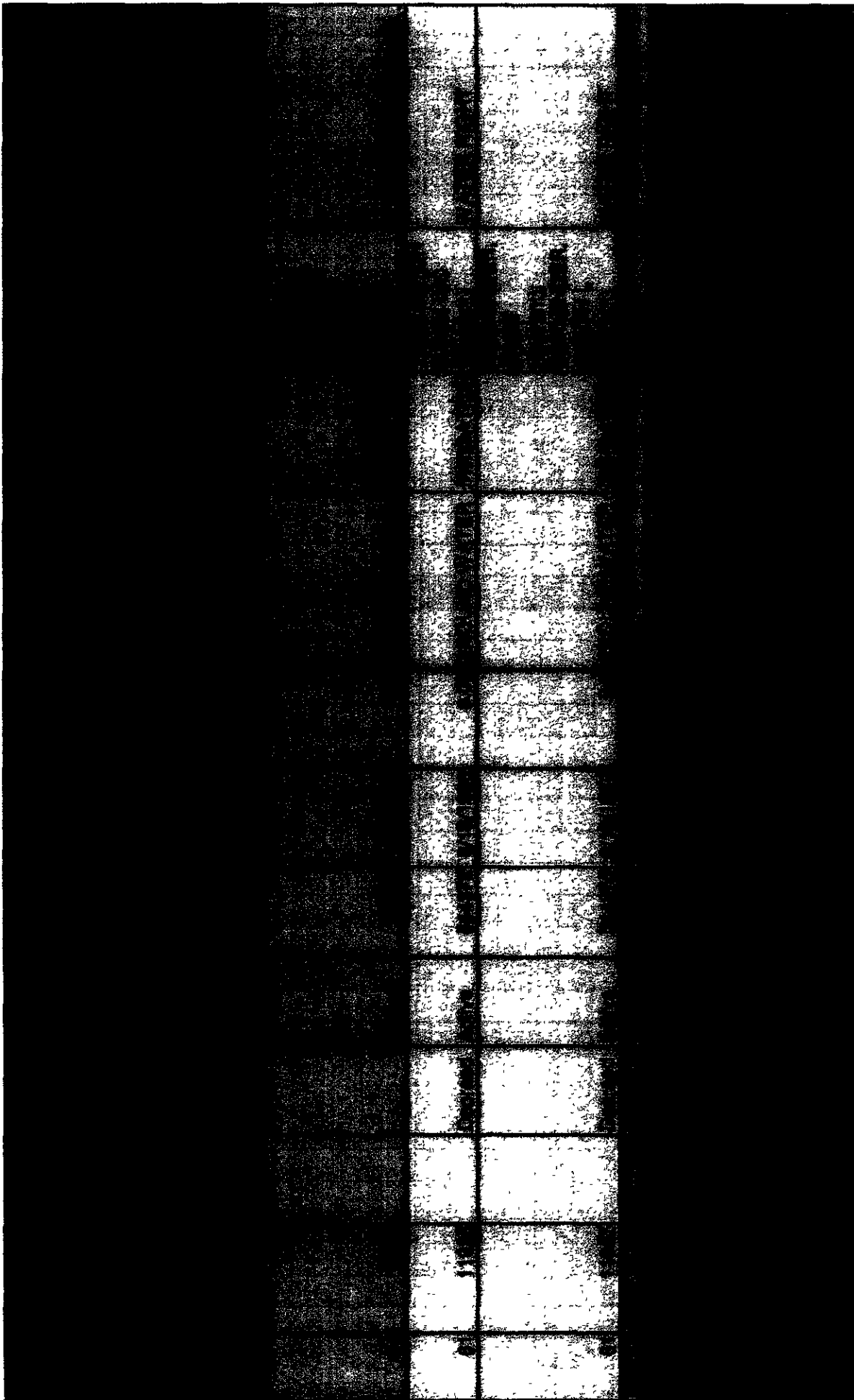
OWNERSHIP FROM ORIGINAL
WATER RIGHT 61-7404 WHICH
HAS BEEN SPLIT INTO
61-7404B, 61-11926, AND 61-11927



-  61-74
-  61-11
-  61-11

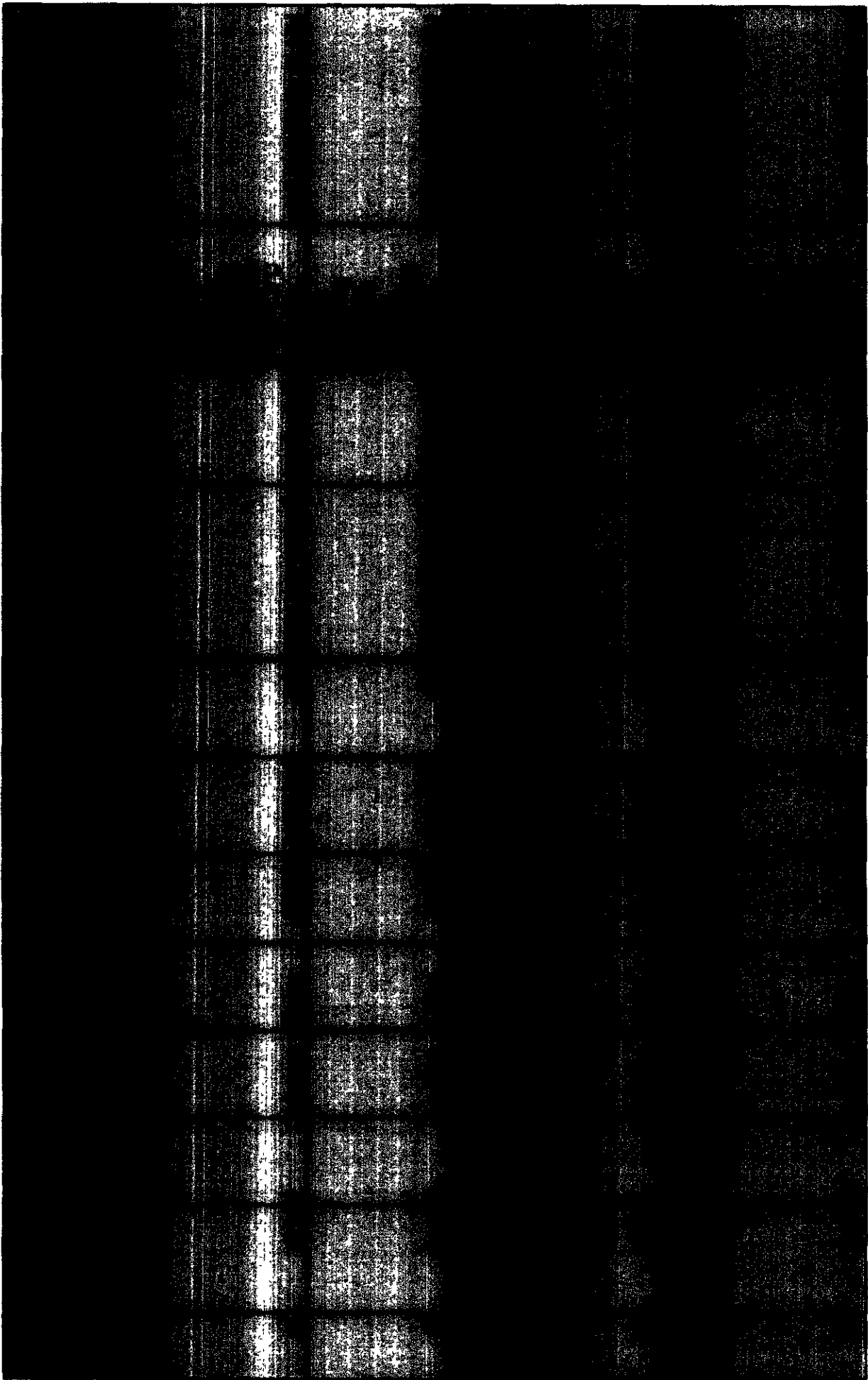
MICROFILMED
FEB 10 2006

Type	Chn #	Owner	Source	TNS	NENE	NWNE	SWNE	SENE	NENW	NNNW
App	61-7811	JOELLE H GREIG, JAMES W GREIG,	GROUND WATER	03S07E7						
App	61-7487	ALLAN COSGROVE VALENTINE GAINES,	GROUND WATER	03S07E7						
App	61-7480A	JAMES P CANNON,	GROUND WATER	03S07E7						
App	61-7480B	JAMES H RUMSEY,	GROUND WATER	03S07E7						
App	61-7483	KIMMO SINK, BLANK L SINK,	GROUND WATER	03S07E7						
App	61-7482	RICHARD LONG,	GROUND WATER	03S07E7						
App	61-7485	SANDRA MARRHAM, EDWARD L MARKHAM,	GROUND WATER	03S07E7						
App	61-7491	D REX SNIDEMAN, NANCY SNIDEMAN,	GROUND WATER	03S07E7						
App	61-7513	DENNIS C HERMERDING, JULIE H HERMERDING,	GROUND WATER	03S07E7						
App	61-7514	DENNIS C HERMERDING, JULIE H HERMERDING,	GROUND WATER	03S07E7						
App	61-7530	JOHN H SCHALB, BETTY A SCHALB,	GROUND WATER	03S07E7						
App	61-7535	RONALD DOCKSTADER,	GROUND WATER	03S07E7						
App	61-7510	MARY J HORGAN, ROBERT L HORGAN,	GROUND WATER	03S07E7						
App	61-7529	TIMOTHY E SCOTT,	GROUND WATER	03S07E7						
App	61-7533	STEPHEN W BALDWIN, JANICE A BALDWIN,	GROUND WATER	03S07E7						
App	61-7571	CHARLES M FLATTER,	GROUND WATER	03S07E7						
App	61-7754	PAMELA A DUGGER, DANIEL R AMBROSE,	GROUND WATER	03S07E7						



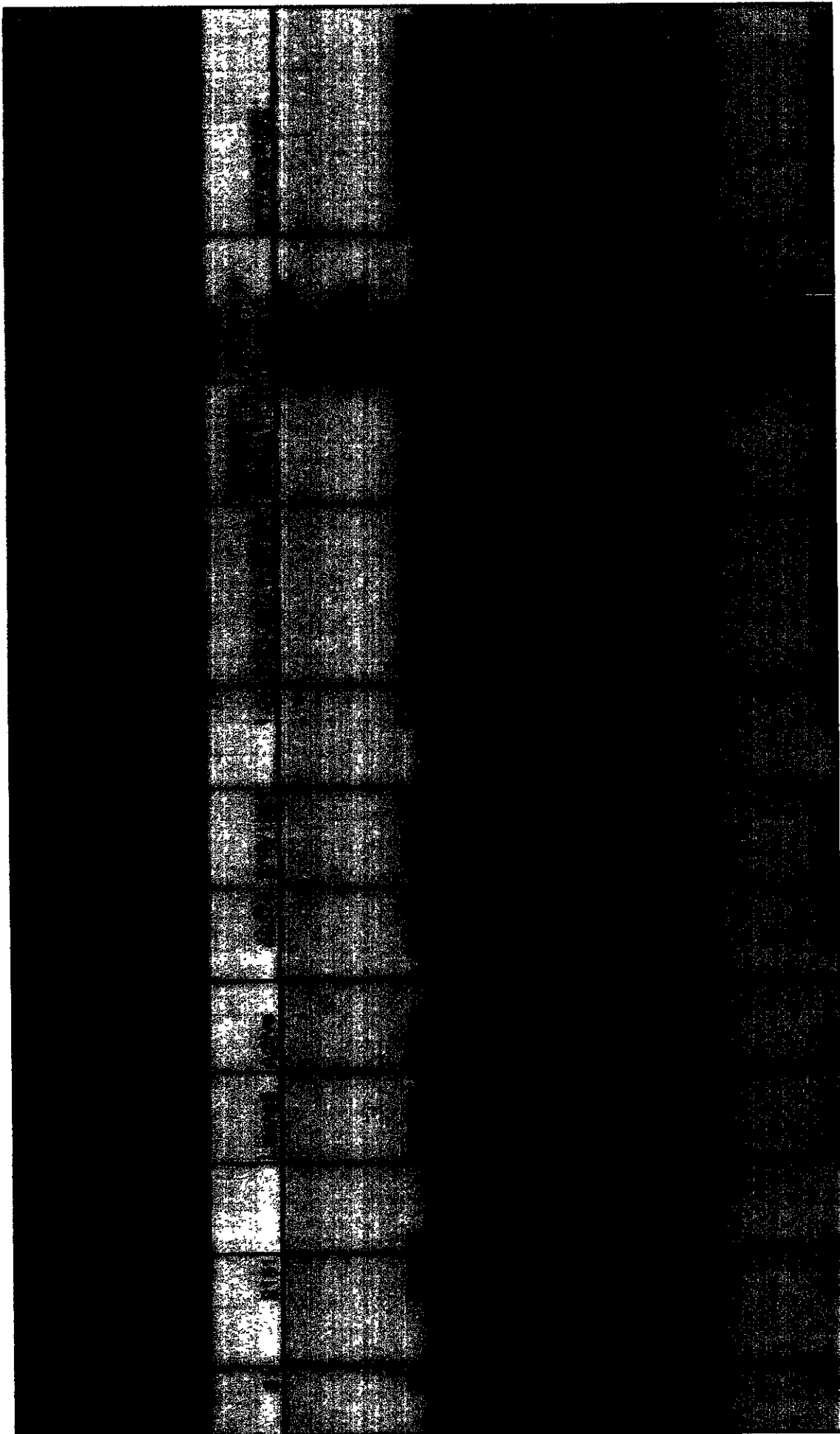
MICROFILM

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ORC
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2004



MICROFILMED
SEP 10 2004

P/D SEARCH FOR T3S R7E S7 SENE

MICROFILM
FEB 19 2004

Idaho Department of Water Resources Receipt

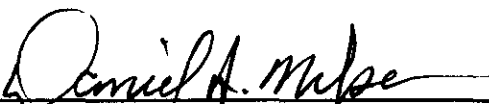
Receipt ID W029157

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	DRILLING PERMITS	0229	21	62134	1205



Signature Line (Dept. Representative)

MICROFILMED
FEB 10 2004

MICROFILMED
5/13/2002 @ 2004
FEB 10 2004

Field Inspection Report

Permit No. 767330
Metal Tag No. D0015544,
Well ID # 339327

Relationship: Applicant
Name: LEE SCHLENDER
Address: PO BOX 3910
HAILEY ID 83333

Well Location: Township 03S, Range 07E, Section 7, SE, SE
COUNTY ELMORE

Address of Well Site: N 18 E
MOUNTAIN HOME ID

Use of Well:

Activity: New Well

Region: Western

Construction Method:

Const Start Date: Aug 30 2000 Const End Date: Aug 30 2000

Well Drilling Company: HIDDLESTON & SON INC (No. 35)

Card Hold Name: MARK HIDDLESTON Phone:(208)587-9612 (No. 4536)

Certifying Official:

Date Received: Oct 16 2000

Date Approved:

Date Inspected:

Completed Depth: 375 FT Drilled Depth: 380 FT Surface Diameter: 7 inches

Primary Flow Depth: Overall Temp: Static Water Level: 56

Head Pipe Length: Tail Pipe Length Production Rate: 50 GPM

Closed in Pressure: Bottom Hole Temp: Low Temp Geothermal: NO

Control Device Desc:

Access Port Desc:

MICHAEL J. LEE

FEB 10 2004

Permit No. 767330

Corrections:

Owner: _____ Address: _____ City: _____ State: _____

Phone: () _____ Legal _____ County: _____ City: _____

Well Address: _____ City: _____

Subd. Name: _____ Lot: _____ Blk: _____ GPS Lat: _____ N Long: _____ W

Casing: _____

Well Seal: _____

Pitless: _____

Sanitary Seal: _____

Septic or other contamination sources location: _____

Owner/Driller present: _____

Remarks: _____

MICROFILMED

FEB 10 2004

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

767330
Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 1/4 1/4
Lat: _____ Long: _____

1. DRILLING PERMIT NO. _____
Other IDWR No. D0015544

2. OWNER:
Name Lee Schlender
Address P.O. Box 3910
City Hailey State ID Zip 83333

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location
N

W

 E Twp. 3 North ☐ or South X
Rge. 7 East X or West ☐
Sec. 7 1/4 SE 1/4 SE 1/4
10 acres 40 acres 160 acres

S Gov't lot _____ County Elmore

Lat: _____ Long: _____

Address of Well Site N 18 E

City Mtn Home

(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.)

X New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

X Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	34	300 lbs	Overbore

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Feet	Material	Casing	Liner	Welded	Threaded
6.625	+1.5	34	250	Steel	X		X	

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

56 ft. below ground Artesian Pressure _____ lb
Depth flow encountered ft. Describe access port or control

11. WELL TESTS:

Yield gal/min.	Drawdown	Pumping Level	Time
50+			1 hr

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repair or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temp.	Y	N
8	0	2	Top Soil		X
8	2	12	Sand, Gravel, & Tan Clay		X
8	12	13	Cleache		X
8	13	24	Sand, Gravel, & Tan Clay		X
8	24	29	Broken Up - Gravel Lava		X
8	29	34	Gray Lava		X
6	34	44	Gray Lava		X
6	44	47	Brown Cinder	X	
6	47	62	Gray Lava & Brown Cinder		X
6	62	67	Gray Lava, Brown & Red Cinder, & Water Talc	X	
6	67	91	Gray Lava, Brown Cinder, & Water Talc		X
6	91	97	Brown Cinder	X	
6	97	124	Gray Lava, Brown Cinder, & Water Talc		X
6	124	133	Red Cinder	X	
6	133	140	Gray Lava, & Brown & Red Cinder		X
6	140	151	Gray Lava, Brown Cinder, & Water Talc		X
6	151	156	Brown Cinder	X	
6	156	198	Gray Lava, Brown Cinder, & Water Talc		X
6	198	209	Brown Cinder	X	
6	209	286	Gray Lava, Brown Cinder, & Water Talc	X	
6	286	294	Brown Cinder	X	
6	294	335	Gray Lava, Brown Cinder, & Water Talc		X
6	335	340	Brown Cinder	X	
6	340	380	Gray Lava, Brown Cinder, & Water Talc	X	

RECEIVED

RECEIVED

NOV 19 2000

OCT 16 2000

WATER RESOURCES
WATER RESOURCES

Department of Water Resources

Completed Depth: 375' (Measurable)

Date: Started 8-30-00 Completed 8-30-00

13. DRILLER'S CERTIFICATION

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

Firm Name Hiddleston & Son, Inc. Firm No. 35

Firm Official Mark Hiddleston Date 9/15/00

Supervisor or Operator Jeffrey Hiddleston Date 8-30-00
(Sign once if Firm Official & Operator)

MICROFILMED

SEP 12 2004

E. LEE SCHLENDER

Attorney at Law, J.D.

Certified National Board of Trial Advocacy &
American Board of Professional Liability Attorneys

4900 Northeast 18th Avenue
Mountain Home, Idaho 83647
EMail: lsclender@mindspring.com

Telephone: (208) 587-1999
Toll Free: (800) 822-2354
FAX: (208) 587-0992

May 10, 2002

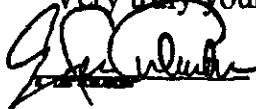
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Gentlemen:

Enclosed please find our check in the amount of \$125.00 for the irrigation well fee.

Best regards to Dan Nelson.

Very truly yours,



E. Lee Schlender

ELS/dmk

Enclosure

MICROFILM

FEB 10 2004



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APR 22 2002

WATER RESOURCES
WESTERN REGION

Transmittal

(208) 736-8543

Fax (208) 736-8506

2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301

From: Chuck Brockway	Date: April 19, 2002
To: Dan Nelson	
Cc:	
Re: Schlender Transfer	

☐ Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

Contents and Comments:

This may be helpful in the evaluation for the Schlender water right transfer.

Chuck

If all pages are not received, please call (208) 736-8543 or email tanyae@micron.net

FEB 10 2004

AFFIDAVIT OF PUBLICATION

County of Elmore }
STATE OF IDAHO } ss.

I Coleen W. Swenson, do solemnly swear that I
am the publisher, of the:

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week, in Mountain Home,
Idaho, that the notice attached hereto and
which is a part of publication thereof; was
published in said newspaper for 200
consecutive weeks, the first publication
having been made on the 2nd day of
April, 2002, and the last publication
having been made on the 10th day of
April, 2002; every Wednesday issue of
the paper during the period and time of
publication and that the notice was published
in the paper proper and not in a supplement
thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and
uninterruptedly published in said Elmore
County during the period of 78 consecutive
weeks prior to the first publication of the
attached notice.

Coleen W. Swenson

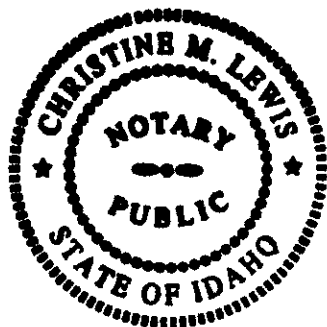
Subscribed and sworn to me this 10th day
of April, 2002.

Christine M. Lewis
Notary Public

Residing in Mountain Home, Elmore County,
Idaho.

My commission expires 09-25-2006

RECEIVED
APR 12 2002
WATER RESOURCES
WESTERN REGION



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FEB 10 2004



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

April 2, 2002

Mr. Dan Nelson
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Subject: Irrigated Area for Water Right 61-11927 D. Lee Schlender and
Judith L. Schlender

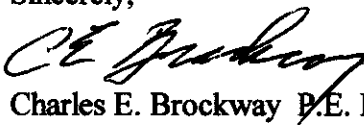
Dear Dan:

Enclosed is a 2001 aerial photograph of the Schlender development north of
Mountain Home, ID. I have outlined the Schlender property on the photo
It was apparently taken prior to completion of the residence.

The well, pump, and sprinkler system was installed as per the enclosed
invoice from Hiddleston Drilling and Pump Co. and Yard Creations and the
landscaping installed.

I believe this completes the information you requested in order to process the
application for change in point of diversion on the recommended claim.
Please call if additional data or information is required.

Sincerely,


Charles E. Brockway P.E. PhD.

Enclosures: Aerial photo, invoices

Cc: E. Lee Schlender

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

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WATER RESOURCES
WESTERN REGION

MICr

FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 3, 2002

DAVID OLSON
RT 1 BOX 777 M
MOUNTAIN HOME ID 83647

Re: Application for Water Right No. 61-11927 in the Name of E Lee &/or Judith L. Schlender.

Dear Sir and/or Madam:

Enclosed is copy of the above-referenced application for permit which may be of interest to you. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if you desire to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by April 22, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm

Encl: Copy of Application

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FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 3, 2002

CHARLES OLSON
RT 1 BOX 777 E
MOUNTAIN HOME ID 83647

Re: Application for Water Right No. 61-11927 in the Name of E Lee &/or Judith L. Schlender.

Dear Sir and/or Madam:

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This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if you desire to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by April 22, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm

Encl: Copy of Application

MICRO

APP 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 3, 2002

RON LEYDET
PO BOX 521
MOUNTAIN HOME ID 83647

Re: Application for Water Right No. 61-11927 in the Name of E Lee &/or Judith L. Schlender.

Dear Sir and/or Madam:

Enclosed is copy of the above-referenced application for permit which may be of interest to you. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if you desire to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by April 22, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm

Encl: Copy of Application

MAIL ROOM

FEB 10 2004



Fax Transmittal

(208) 736-8543

Fax (208) 736-8506

2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301

To: Dan Nelson	Fax Number: (208) 334-2348
From: Chuck Brockway	# pages (incl. cover): 9
Cc: Lee Schlender	Date: March 29, 2002
Re:	

☐ Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

Comments:

Dan:

Here is the information that will help with the Schlender application. I am still working on the photo. Thanks.

Chuck

If all pages are not received, please call (208) 736-8543 or email tledredge@mindspring.com

Miles

FEB 10 2004



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

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MAR 12 2002

WATER RESOURCES
WESTERN REGION

March 7, 2002

Mr. Lee Schlender
300 2nd Avenue South
Hailey, ID 83333

Subject: Water Right Transfer-Point of Diversion, Mountain Home

Dear Lee:

Enclosed is a completed water right transfer to effect a change in point of diversion of your water right 61-11927. The ownership change and change in place of use to SE1/4 SW1/4 Section 7, T3S R7E was accomplished under the SRBA and is included in the Recommended Water Right. This will also be the new point of diversion for irrigation of 9.7 acres with a well and sprinkler system.

Please review the transfer application, sign (both you and Judith), have it notarized and return with a check for \$100 to the Idaho Department of Water Resources Western Region office at 2735 Airport Way, Boise, ID 83705-5082. I have left a message for Dan Nelson at IDWR to call me if anything more than this transfer is needed.

Sincerely,

Charles E. Brockway P.E. PhD.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

Enclosures
Transfer Application

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

MICRO

FEB 10 2004

E. LEE SCHLENDER

Attorney at Law, J.D.
Certified National Board of Trial Advocacy &
American Board of Professional Liability Attorneys

300 2nd Avenue South
Hailey, Idaho 83333

Telephone 208/788-5111
Facsimile 208/788-9734

March 11, 2002

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MAR 14 2002

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Idaho 83705-5082

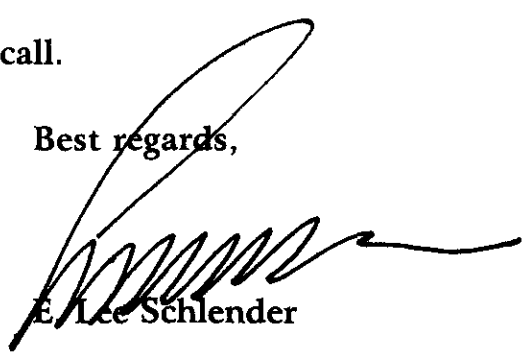
RE: Schlender
Water Right Transfer-Point of Diversion, Mountain Home, Idaho

Dear Sir or Madam:

Under separate cover, you will find a letter addressed to the undersigned from Dr. Brockway as well as various documents to perfect a transfer of water right-point of diversion. Also included is a check for \$100 which I understand is the process fee.

If you have any questions, please call.

Best regards,



E. Lee Schlender

ELS/amn

MICROFILM

FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2002

Legal Notice Department
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME ID 83647

RE: Transfer No. 69780
Water Right No(s). 61-11927

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 04/22/2002. Your cooperation is appreciated.

Sincerely


Sue Taylor
Senior Secretary

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FEB 10 2004

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 69780

E LEE SCHLENDER
300 2ND AVE S
HAILEY ID 83333
JUDITH L SCHLENDER
300 2ND AVE S

HAILEY ID 83333, has filed Application No. 69780 for changes to the following water rights within ELMORE County:

Right No. 61-11927

Priority 6/18/1980

Source GROUND WATER

Use IRRIGATION (9.7 acres) 0.20 CFS 43.7 AFA

Total Amount 0.20 CFS 43.7 AFA

Point(s) of Diversion SENE S12 T03S R06E

Place of Use S7 T03S R07E

Remark: This transfer proposes to change the point of diversion for this water right from SENE S12 T3S R6E to the applicants domestic well located in the SESWNW S7 T3S R7E. The remaining portion of the right will remain the same with same diversion rate, volume, and place of use.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before April 22, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on in the Mountain Home News on April 3 and 10, 2002.

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FEB 10 2004