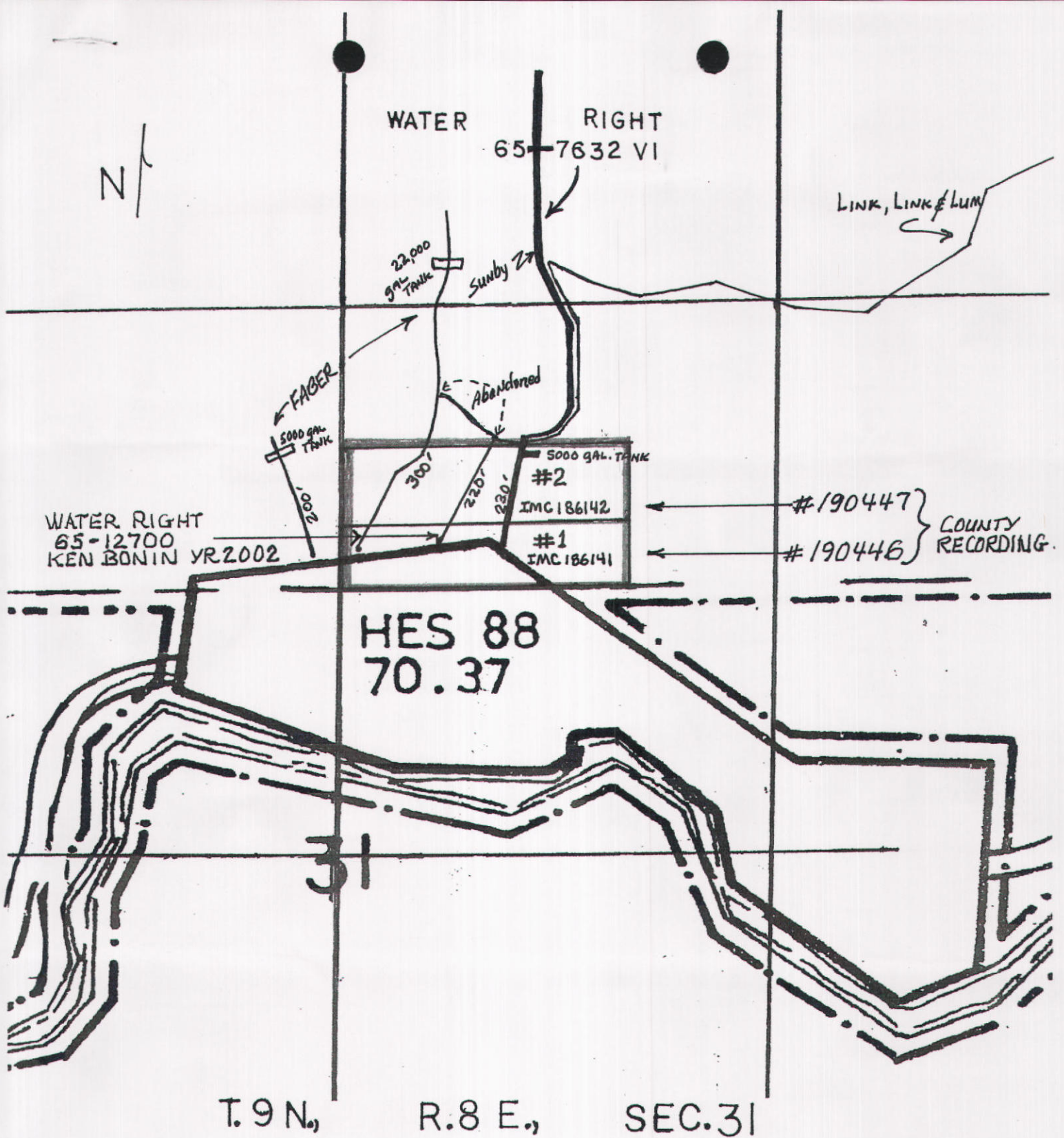




#1.7 CLAIMS MILL SITE
#2.7 CLAIMS MILL SITE

2-20 ACRES

MICROFILMED

JUN 02 2003

RECEIVED

MAY 16 2003

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

Department of Water Resources

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 division of the existing water right or adjudication claim record will be required

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
65-7632					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **\$25⁰⁰**
- 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 usually attached to your deed or on file with the county).

OR

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 **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)

John Elliott
HC 77 Box 3416, LOWMAN, ID. 83637

4. New Owner/Claimant(s)

KENNETH E. BONIN
 Name Connector (Check one) ☐ and, ☐ or, ☐ and/or

New Mailing Address

1224 N.E. LAMESSA

City, State and ZIP Code

Gresham, OR. 97030

New Telephone Number

(503)-666-7492

5. Date you acquired the property

JANUARY 29, 2002

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JUN 9 2 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s) Kenneth E. Bonin by Charles W. Spott,
(include title if applicable)
7 CLAIMS MINING & DEVELOPMENT/Ex. Officer
(SEE ATTACHED LETTER OF ATTORNEY IN FACT.)

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.

For Office Use Only			
Received by <u>J. Meier</u>	Date <u>5-16-03</u>	Fee <u>\$25.00</u>	MICROFILMED JUN 12 2003
Received by <u>J. Meier</u>	Date <u>5-16-03</u>	Receipt No. <u>2069115</u>	
Processed by _____	AJ Date _____	WR _____ Date _____	

May 9, 2003

To: All concerned parties:

Subject: Water rights:

To Whom it may concern:

It has come to my attention that the water rights (water line) on above property were never transferred from John Elliots name to mine. (Kenneth E. Bonin) Since Mr. Charles W. Spott is going to be in that area I have asked him to represent me to facilitate the change. The ear mark number is 65-7632.

Thank you for your cooperation in this matter.

Sincerely,


Kenneth E. Bonin

MICROFILM

1994 05 09 07:06PM



A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY
 821 W. State St. / Boise, Idaho 83702
 (208) 373-3744

211511 Bules

Instrument # 184530
 IDAHO CITY, BOISE COUNTY, IDAHO
 2002-02-06 03:56:49 No of Pages 2
 Recorded for PIONEER TITLE
 RORA A CANODY Fee 6.00
 Ex-Officio Recorder Deputy *[Signature]*
 Index to DEEDS

WARRANTY DEED

For Value Received John C Elliott, an unmarried man

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kenneth E. Bonn, an unmarried man

hereinafter referred to as Grantee, whose current address is 1224 N E La Mesa, Gresham, OR 97030
 the following described premises, to-wit

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U S Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever

Dated January 29, 2002

[Signature]
 John C Elliott

STATE OF Idaho County of Ada, ss

On this 29th day of January, in the year of 2002, before me Brock G Condie, notary public personally appeared John C. Elliott known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same



[Signature]
 Brock G. Condie
 Notary Public of Idaho
 Residing at Boise, Idaho
 Commission expires February 2, 2002

MICROFILM

1/29/02 9:11:11

EXHIBIT A

A parcel of land situated in H.E.S. No. 88 in the North half of Section 31, Township 9 North, Range 8 East, Boise Meridian, Boise County, Idaho, more particularly described as follows

Commencing at Corner No. 3 of said H.E.S. No. 88, thence
South 84 degrees 30' West 689.75 feet on the North line of said H.E.S. No. 88 to a 5/8 inch steel pin, thence
South 487.32 feet to a half inch steel pin and the real point of beginning, thence
West 202.25 feet to a half inch steel pin, thence
South 191.31 feet to a half inch steel pin on a chord of a spiral curve on the Northerly right of way line of the Idaho City-Stanley Highway, thence on said Northerly right of way line on a chord of a spiral curve, concave to the North, having a central angle of 3 degrees 00' and a centerline length of 200 feet
South 73 degrees 45' East 68.55 feet to a 5/8 inch steel pin at the beginning of a circular curve, thence on said circular curve, concave to the North, having a central angle of 3 degrees 42' and a radius of 1843.86 feet and a chord which runs
South 77 degrees 30' East, 119.00 feet to a 5/8 inch steel pin at the beginning of a spiral curve, thence on said spiral curve, concave to the North, having a central angle of 3 degrees 00' and a centerline length of 200 feet and a chord which runs
South 79 degrees 28' East 20.60 feet to a 5/8 inch steel pin, thence leaving said Northerly right of way line North 240.00 feet to the point of beginning.

Subject to and together with that certain easement for roadway purposes more particularly described as follows

Commencing at Corner No. 3 of H.E.S. No. 88, situated in the North half of Section 31, Township 9 North, Range 8 East, Boise Meridian, Boise County, Idaho, thence
South 84 degrees 30' West a distance of 689.75 feet on the Northerly line of said H.E.S. No. 88 to a 5/8 inch steel pin, thence
South 312.0 feet to the center of a roadway and the beginning of an easement 16 feet in width, 8 feet on each side of the following described centerline, thence
South 39 degrees 36' East a distance of 181.8 feet, thence
South 80 degrees 07' East a distance of 65.0 feet, thence
South 49 degrees 02' East a distance of 145.1 feet, thence
South 30 degrees 06' West a distance of 60.0 feet, thence
South 81 degrees 59' West a distance of 150.0 feet, thence
South 61 degrees 55' West a distance of 125.6 feet, thence
South 89 degrees 28' West a distance of 157.2 feet, to a point on the Northerly right of way line of Idaho City-Stanley Highway, said point bears
South 73 degrees 45' East a distance of 47.0 feet from a point which bears
South 72 degrees 56' East a distance of 124.45 feet from a highway right of way at a point of spiral curve, Station 167 divided by 47.76

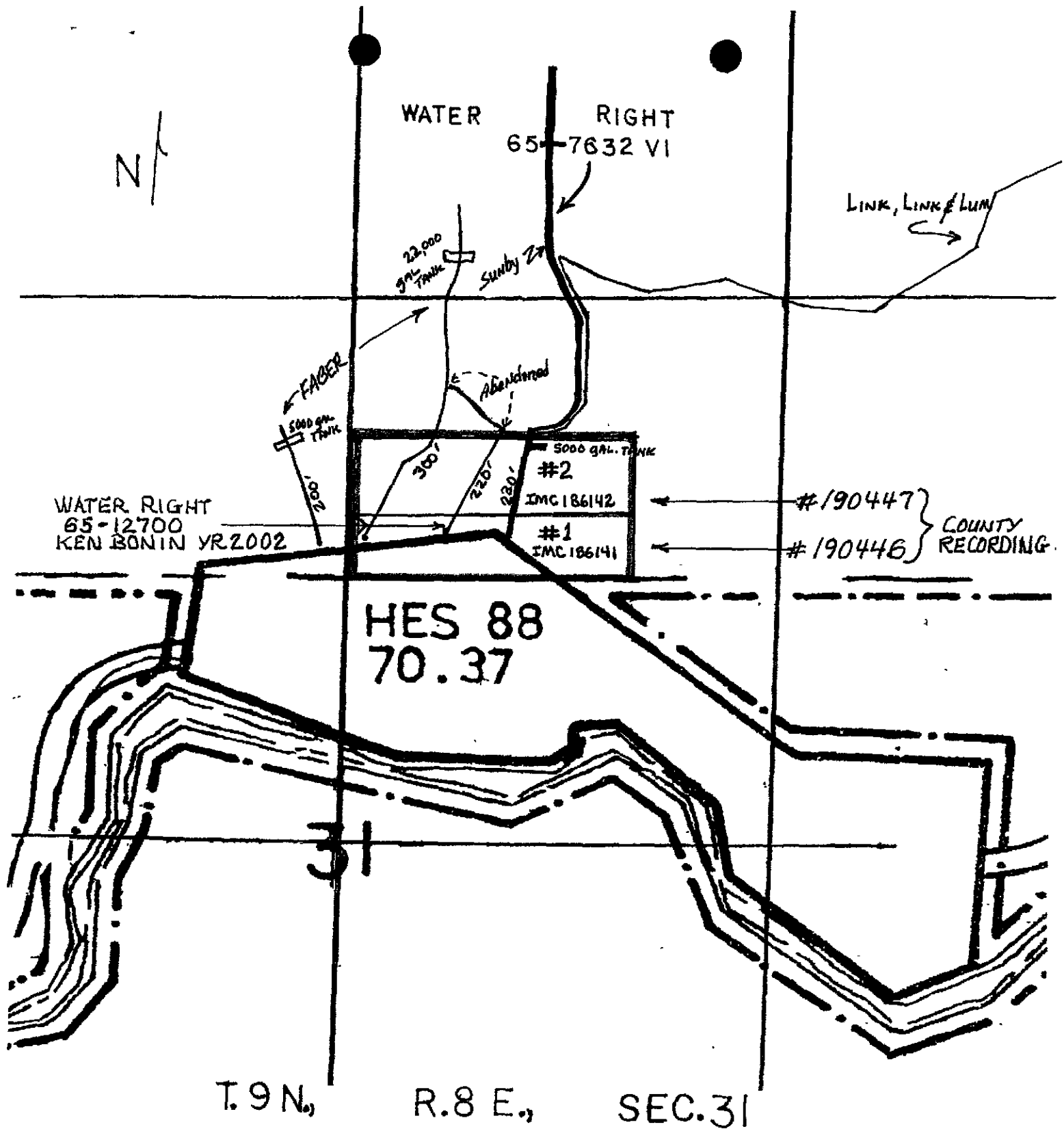
Except that portion lying in the above described main tract

AND

Lot 1, of the plat of Thompson Subdivision, as Instrument No. 170402, records of Boise County, Idaho

MICROFILMED

APR 11 1966



#1.7 CLAIMS MILL SITE
#2.7 CLAIMS MILL SITE

2-20 ACRES

M/C O. H. H. H.
11/20/1971

RECEIVED
MAR 9 1999
Department of Water Resources

1999 MAR -5 PM 1:30
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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

In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 65-07632
_____	)	

On January 12, 1999, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 65-07632 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED March 5, 1999.


BARRY WOOD
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

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 65-07632

1999 MAR -5 PM 1:30
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME AND ADDRESS: JOHN ELLIOTT
HC 77 BOX 3416
LOWMAN, ID 83637

SOURCE: SPRING TRIBUTARY: PAYETTE RIVER, SOUTH FORK

QUANTITY: 0.04 CFS
0.60 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/22/1976

POINT OF DIVERSION: T09N R08E S31 NWNE Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS 0.60 AFY

PLACE OF USE: Domestic Within Boise County
T09N R08E S31 NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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
Interim Presiding Judge of the
Snake River Basin Adjudication

1999 MAR 05 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 65-07632

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 65-07632 was mailed
on March 05, 1999, with sufficient first-class postage prepaid
to the following:

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

JOHN ELLIOTT
HC 77 BOX 3416
LOWMAN, ID 83637
Phone: 208-259-3396

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED
MAR 02 2003

PAGE 1
03/05/99



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

May 20, 2003

KENNETH E BONIN
1224 N E LA MESSA
GRESHAM OR 97030

RE: Change of Ownership for Water Right 65-7632

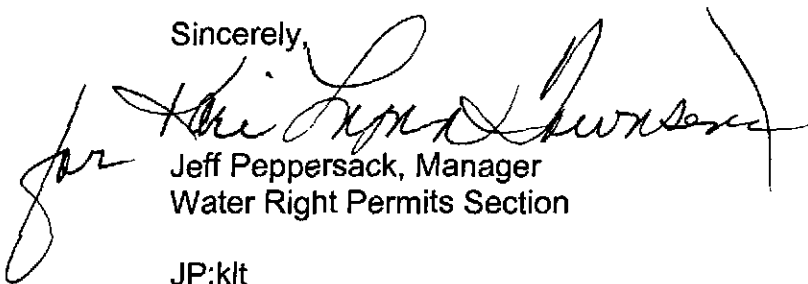
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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JUN 5 2 2003



**SEVEN CLAIMS MINING
AND DEVELOPMENT**

RECEIVED

MAY 15 2003

Department of Water Resources

May 13, 2003

Department of Water Resources
1301 North Orchard
Boise, Idaho 83706-2237

attention: Kari Lynn Townsend
Secretary

Dear Kari,

Enclosed is the paper work you requested
I send to/for the adjudication of water rights
to 65-7632 as set forth in your records.

Thank you for all your assistance and
A check is enclosed for the filing fee of
Twenty Five (\$25.00) U.S. Dollars, under Seven
Claims Mining and Development.

Thank you again -

Sincerely
Charles W. Smith

MICROFILMED
MAY 15 2003