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

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WATER RESOURCES
WESTERN REGION**

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case 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
65-07540	A65-07540	Yes - AS Reserved			
65-07562	A65-07562	No			
65-07770	A65-07770	Yes No			

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Department of Water Resources

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are 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) Usto E. Schulz
250 W. 50th St., Apt 39B, New York, NY 10019
4. New Owner/Claimant(s) Ernest Updike
Name Connector (Check one) [] and, [] or, [] and/or
- New Mailing Address #6 Snow Springs Lane
- City, State and ZIP Code Garden Valley, ID 83622
- New Telephone Number (208) 462-6064
5. Date you acquired the property _____

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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 <u>65-07540 & A65-07540</u>		
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	<u>03</u>	<u>Single Family Residence</u>
Other Heating	<u>05</u>	<u>Space Heating for Home</u>
Total	<u>08</u>	

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 <u>65-07770C & A65-07770C</u>		
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	<u>09</u>	<u>2 Homes and Office</u>
Other Heating	<u>08</u>	<u>Residential Space Heating</u>
Total	<u>17</u>	

7

Signature of New Owner(s) or Claimant(s)

(include title if applicable)

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 REGIONDate 4.5.01Fee \$50.00 (\$25 x 2)

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Received by SMALLDate 6.6.03Receipt No C069440

Processed by _____

AJ

Date _____

WR _____

Date _____

350 40 2001

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2000 10 10

Trend values
Homeworker's Exempt
Trend 10
cat 15 - rural
cat 37 - improve

ASSESSMENT NOTICE

2000

7-00

Tax Code
[LOTS/ACRES]

2.170 AC

MARKET VALUE

38,384

194,318

Taxes are based on the
valuation listed on this statement

FOR ANY QUESTIONS

PLEASE NOTIFY THE

ASSESSOR'S OFFICE BEFORE

Total:

2.170

232,702

PARCEL #
RP 08201000003H A

T10N R4E WARM SPRINGS SUB 1
A PORTION OF LOT 3 OR TAX 344
SEC 33 SW1/4

PROPERTY ADDRESS

6

SNOW SPRINGS DR

PREVIOUS YEAR

136,137

CURRENT YEAR

232,702

Mail To:

UPDIKE ERNEST A &

UPDIKE DEBORAH J

6 SNOW SPRING DR ID 83622

GARDEN VALLEY

ID 83622

ESTIMATE
2,311.60

PREVIOUS YEAR
1,400.66

DO NOT PAY ESTIMATE

See back for details

Richard B. Bland

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-07562

NAME AND ADDRESS: USTO E SCHULZ
 HC 76 BOX 4048
 GARDEN VALLEY, ID 83622

SOURCE: WARM SPRINGS CREEK, SOUTH FORK TRIBUTARY: WARM SPRINGS CREEK

QUANTITY: 0.04 CFS
 1.20 AFY

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

PRIORITY DATE: 07/09/1975

POINT OF DIVERSION: T10N R04E S33 NWNWSW 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
			1.20 AFY

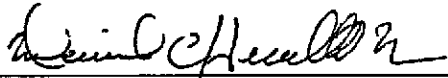
PLACE OF USE: Domestic Within Boise County
 T10N R04E S33 NWSW

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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OCT 11 1998



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

June 6, 2003

ERNEST UPDIKE
6 SNOW SPRINGS LN
GARDEN VALLEY ID 83622

RE: Change of Ownership for Water Rights 65-7562 and 65-7770G

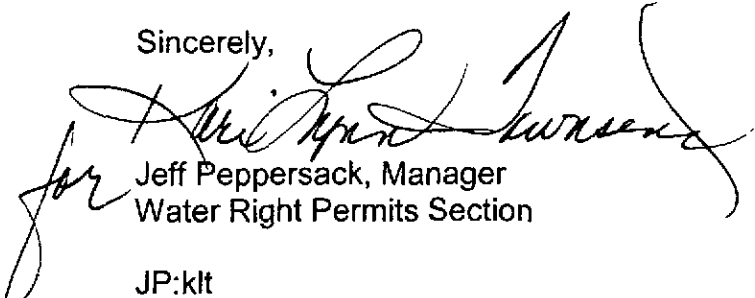
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$50.00 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

cc: ERO RESOURCES CORP
C/O SHERL CHAPMAN/STEVE HANNULA
1106 N COLE RD #C
BOISE ID 83704-8661

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JUN 13 2003

ERO Resources Corp.
1106 N. Cole Rd., Suite C
Boise, ID 83704-8661
(208) 373-7983
Fax 373-7985

Denver • Boise

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WATER RESOURCES
WESTERN REGION

www.eroresources.com
eroboise@eroresources.com

March 27, 2001

Gary Spackman
Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

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Idaho Department of Water Resources

RE: Water Right Nos. 65-07770C, 65-07540, and 65-07562

Dear Mr. Spackman:

Mr. Usto Schulz, owner of the above referenced water rights, is dividing the water rights among three separate owners. In an effort to help clarify the division of these water rights for the file and for future reference, this letter is an effort to provide you with a break down of the water right distribution. The breakdown of the water rights are as follows:

G
License No. 65-07770C - .21 cfs total diversion

Updike -.08 cfs heating .09 cfs domestic

Berger -.02 cfs heating *part* .02 cfs domestic

License No. 65-07540 - .12 cfs total diversion

Updike -.05 cfs heating .03 cfs domestic

Jarvis -.03 cfs heating .01 cfs domestic

License No. 65-07562 - .04 cfs total diversion

Updike -.04 cfs domestic

I hope that the above table will assist the Department in completing the Change of Ownership forms submitted at this time. If you have any questions please do not hesitate to give me a call.

Sincerely yours,



Sherl L. Chapman

SLC:sw

Encl.

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