

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

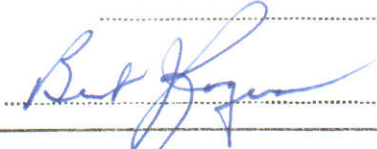
Leader, a newspaper; that a copy of the " Notice of Application

as per clipping ^{NW}
hereto attached, was published in the regular and entire issue ^{Not a}
of said newspaper, and not in any supplement thereof, for ^{fatal}
^{error}
two (2) consecutive weeks, the first publication of the ^{Dar}
^{2/12/90}

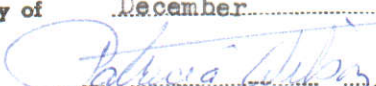
same being made in the issue dated December 21, 1989

and the last in the issue dated December 28, 1989
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

" Notice "
said as aforesaid.


Subscribed and sworn to before me this 28th

day of December, 19 89


Notary Public for Idaho,
Residing at Council, Idaho

MICROFILMED

APR 19 1990

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s)
have been filed to appropriate
the public waters of the State
of Idaho:

67-07815

KEPPINGER, JOHN D.
KEPPINGER, HELEN
HC 63 BOX 2640
INDIAN VALLEY, ID 83632
Source: SPRINGS

Tributary: SINKS

Diversion Pt:

NESENE Sec 18 T 14N R 01W
SWNESE Sec 18 T 14N R 01W
SESESW Sec 23 T 14N R 01W
SENENW Sec 30 T 14N R 01W
NENENE Sec 32 T 14N R 01W
NENENE Sec 33 T 14N R 01W
NWNESE Sec 33 T 14N R 01W
Use: STOCKWATER (.040 CFS)
WILDLIFE (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 11/27/1989
In: T14N R01W S18 SENE NWSE
S28 SESW
S30 NENW
S32 NENE
S33 NENE NESE

67-07816

KEPPINGER, JOHN D.
KEPPINGER, HELEN
HC 63 BOX 2640
INDIAN VALLEY, ID 83632
Source: UNNAMED STREAMS
Tributary: MONDAY GULCH
Diversion Pt:

NESE Sec 18 T 14N R 01W
SESE Sec 18 T 14N R 01W
NESW Sec 33 T 14N R 01W
Use: STOCKWATER STORAGE
(10.60 AF)
WILDLIFE STORAGE
(10.60 AF)
Total Diversion:
(10.60 AF)

Date Filed: 11/27/1989

In: T14N R01W S18 NESE SESE
S33 NESW

67-07822

HALE, HOWARD L.
HALE, HARRIET
P.O. BOX 563
COUNCIL, ID 83612
Source: GROUNDWATER
Diversion Pt:

NESWSW Sec 26 T 17N R 01W
SESWSW Sec 26 T 17N R 01W
Use: IRRIGATION (.160 CFS)
Total Diversion (.160 CFS)
Date Filed: 12/07/1989
In: T17N R01W S26 SWSW
8.0 ACRES TOTAL

The permit(s) will be subject
to all prior water rights. Pro-
tests must be filed with the Di-
rector, Dept. of Water Resourc-
es, Western Region, 2735 Airport
Way, Boise, Idaho 83705 on or
before JANUARY 8, 1990.

R. KEITH HIGGINSON,
Director

Published 12/21/1989 &
12/27/1989

RECEIVED

OCT 04 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

RECEIVED

OCT 6 - 2000

Department of Water Resources

I, Joan H. Lester, hereby assign to C 1031 Properties, Inc.
 of, 1500 4th Ave, Ste 511, Spokane, WA 99204 (509)838-7574
 (Full Address) (Phone)

All my right, title, and interest in and to Permit No. 67-07815 to
 appropriate the public waters of the State of Idaho.

Q (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of
 Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
 subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 1st day of September, 19 2000.

Joan H. Lester
 Permit Holder
 Joan H. Lester

State of Idaho)
 County of Adams) ss

On this 1st day of September, 19 2000, personally appeared before me the signer(s) of the
 above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Christy A. Ward
 Notary Public residing at Indian Valley



MICROFILMED

OCT 23 2000

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~67-07815~~	~~Keppinger, John D~~ ~~Helen~~	~~0.04~~
Full Assignment	67-07815	Lester, Karl E Joan H	0.04

JAN 25 1996

RECEIVED

DEC 18 1995

WATER RESOURCES
 WESTERN REGION

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 ASSIGNMENT OF PERMIT

I, John D. Kippinger & Helen Kippinger, hereby assign to Karl E. Lester & Joan H. Lester
 of, 280 E. 7th Ave., Sun Valley, NV 89433
 (Full Address) (Phone)

All my right, title, and interest in and to Permit No. 167-07815 to
 appropriate the public waters of the State of Idaho.

QJ (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of
 Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
 subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 8th day of Sept, 1995.

John D. Kippinger
 Permit Holder
Helen Kippinger

State of Idaho)
 County of Adams) ss

On this 8th day of September, 1995, personally appeared before me the signer(s) of the
 above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Christy A. Amery
 Notary Public residing at
Fruitvale, Idaho

seal

My commission expires: 8/4/98

RECORDED
 JAN 25 1996

RECEIVED

JAN 04 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 67-07815 Telephone No. 256-4312
2. Name(s) of Permit Holder(s): John Keppinger
3. Mailing Address: 606 Monday Gulch, Indian Valley Id. 83632
4. Source of Water: Spring & ponds If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): CATTLE
Irrigation (No. of acres): _____ Other: & wild life
6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____	or	No <u>X</u>
	Has the measuring device been installed?	Yes _____	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>X</u>
	Has the measurement port been installed?	Yes _____	or	No <u>X</u>
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: John Keppinger Telephone Number: 208 256-4312
Address: 606 Monday Gulch Indian Valley Id. 83632
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: _____

(include your title, if on behalf of company or organization)

Date: Jan 3 - 1995

JAN 20 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-07815

Proposed Priority: November 27, 1989 Maximum Diversion Rate: 0.04 CFS
This is to certify, that **JOHN D. KEPPINGER**

HELEN KEPPINGER
HC 68 BOX 2640
INDIAN VALLEY, ID 83632

has applied for a permit to appropriate water from:

SPRINGS tributary of **SINKS**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.04 CFS
WILDLIFE	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESENE	Sec. 18, Township 14N, Range 01W
NENENE	Sec. 32, Township 14N, Range 01W
NENENE	Sec. 33, Township 14N, Range 01W
NWNESE	Sec. 33, Township 14N, Range 01W
SESESW	Sec. 28, Township 14N, Range 01W
SENENW	Sec. 30, Township 14N, Range 01W
SWNWSE	Sec. 18, Township 14N, Range 01W

ADAMS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

14N 01W	18	SENE	NWSE
	28	SESW	
	30	NENW	
	32	NENE	
	33	NENE	NESE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1995**.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

MICROFILMED

APR 19 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-07815

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23 day of March, 1990.

for

R. Keith Higginson, Director

MICROFILMED

APR 19 1990

Ident. No. 67-07815

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JOHN D. KEPPINGER 208-256-4312
Address: HC 68 BOX 2640
INDIAN VALLEY, ID 83632
OR
Name: HELEN KEPPINGER 208-256-4312
Address: HC 68 BOX 2640
INDIAN VALLEY, ID 83632

2. Source: SPRINGS Trib. to: SINKS

3. Location of Point of Diversion:
- | | |
|--------|----------------------------------|
| NESENE | Sec. 18, Township 14N, Range 01W |
| SWNWSE | Sec. 18, Township 14N, Range 01W |
| NENENE | Sec. 32, Township 14N, Range 01W |
| NENENE | Sec. 33, Township 14N, Range 01W |
| NWNESE | Sec. 33, Township 14N, Range 01W |
| SESESW | Sec. 28, Township 14N, Range 01W |
| SENENW | Sec. 30, Township 14N, Range 01W |
- ADAMS County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.040		
WILDLIFE	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.040 CFS (and/or)

AF

MICROFILMED

APR 19 1990

6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
CATCH BASINS, PIPES AND STOCK TANKS
 - Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - Proposed well diameter is inches; proposed depth of well is
feet.
 - Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 years.

8. Description of proposed uses:
STOCKWATER 150 HD. AND WILDLIFE

See 12/4/89 Explanation Memo

9. Place of Use: STOCKWATER

TWN	RGE	SEC		
14N	01W	18	SENE	NWSE
		28	SESW	
		30	NENW	
		32	NENE	
		33	NENE	NESE

Place of Use: WILDLIFE, same as STOCKWATER use

10. Describe any other water rights used for the same purposes.

A67-02361B Irrigation ; 67-07816 unnamed stream for stock.

- Database update
12/1/89 SL

11. a. Who owns the property at the point of diversion?

APPLICANT

b. Who owns the land to be irrigated or place of use?

APPLICANT

c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

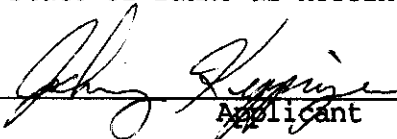
12. Remarks:

THIS APPL. IS IN CRP LANDS EXCEPT IN SECTION 32. THE CRP LAND
SPRINGS WILL BE USED FOR STOCKWATER WHEN THE LAND COMES OUT
OF THE CRP. THE SPRING IN SECTION 32 WILL BE USED FOR BOTH
STOCK AND WILDLIFE. THE CRP SPRINGS ARE BEING USED FOR WILDLIFE.
MOST OF THE SPRINGS ARE DEVELOPED.

} remarks
deleted from
database per
Colors Handbk.

13. Map of proposed point of diversion and place of use attached? ☒

BE IT KNOWN that the undersigned hereby makes application for permit to
appropriate the public waters of the State of Idaho as herein set forth.


Applicant

MICROFILMED

APR 19 1990

Received by Rdh Date 11/27/89 Time 14:37 Preliminary check by SL

Fee \$ 30.00 Receipted by Rdh # W006794 Date 11/27/89

Publication prepared by GG Date 2-13-89 Published in Adams County Leader

Publication approved SL Date 2/12/90
12/20 & 12/27/89

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the " Notice of Application

as per clipping NW
hereto attached, was published in the regular and entire issue Not a
of said newspaper, and not in any supplement thereof, for fatal
error

two (2) consecutive weeks, the first publication of the Dar
2/12/90
same being made in the issue dated December 21, 1989

and the last in the issue dated December 28, 1989
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

" Notice "
said as aforesaid.

Subscribed and sworn to before me this 28th

day of December, 1989

Notary Public for Idaho,
Residing at Council, Idaho

MICROFILMED

APR 19 1990

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s)
have been filed to appropriate
the public waters of the State
of Idaho:

67-07815

KEPPINGER, JOHN D.

KEPPINGER, HELEN

HC 68 BOX 2640

INDIAN VALLEY, ID 83632

Source: SPRINGS

Tributary: SINKS

Diversion Pt:

NESENE Sec 18 T 14N R 01W

SWNESE Sec 18 T 14N R 01W

SESESW Sec 28 T 14N R 01W

SENENW Sec 30 T 14N R 01W

NENENE Sec 32 T 14N R 01W

NENENE Sec 33 T 14N R 01W

NWNESE Sec 33 T 14N R 01W

Use: STOCKWATER (.040 CFS)

WILDLIFE (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 11/27/1989

In: T14N R01W S18 SENE NWSE

S28 SESW

S30 NENW

S32 NENE

S33 NENE NESE

67-07816

KEPPINGER, JOHN D.

KEPPINGER, HELEN

HC 68 BOX 2640

INDIAN VALLEY, ID 83632

Source: UNNAMED STREAMS

Tributary: MONDAY GULCH

Diversion Pt:

NESE Sec 18 T 14N R 01W

SESE Sec 18 T 14N R 01W

NESW Sec 33 T 14N R 01W

Use: STOCKWATER STORAGE

(10.60 AF)

WILDLIFE STORAGE

(10.60 AF)

Total Diversion:

(10.60 AF)

Date Filed: 11/27/1989

In: T14N R01W S18 NESE SESE

S33 NESW

67-07822

HALE, HOWARD L.

HALE, HARRIET

P.O. BOX 563

COUNCIL, ID 83612

Source: GROUNDWATER

Diversion Pt:

NESWSW Sec 26 T 17N R 01W

SESWSW Sec 26 T 17N R 01W

Use: IRRIGATION (.160 CFS)

Total Diversion (.160 CFS)

Date Filed: 12/07/1989

In: T17N R01W S26 SWSW

8.0 ACRES TOTAL

The permit(s) will be subject
to all prior water rights. Pro-
tests must be filed with the Di-
rector, Dept. of Water Resourc-
es, Western Region, 2735 Airport
Way, Boise, Idaho 83705 on or
before JANUARY 8, 1990.

R. KEITH HIGGINSON,
Director

Published 12/21/1989 &
12/27/1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

C 1031 PROPERTIES INC
1500 4TH AVE #511
SPOKANE WA 99204

RE: Assignment of Permits 67-07815 & 67-07816

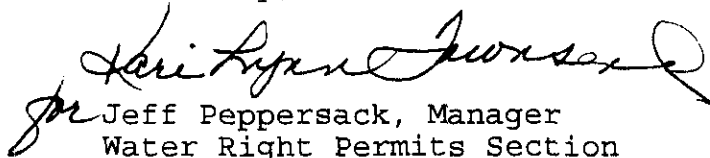
Dear Permit Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced permits to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

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 the department if you have questions.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

OCT 23 2000

Howard M. Jones

Cynthia D. Jones

For Value Received, JOAN H. LESTER, a widow

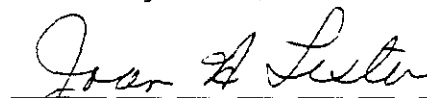
the grantor, does hereby grant, bargain, sell and convey unto
C 1031 PROPERTIES, INC., a Washington corporationthe grantee, whose current address is, 1500 W. 4th Ave., Ste 511, Spokane, WA 99204

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that she will warrant and defend the same from all lawful claims whatsoever.

Date: August 28, 2000

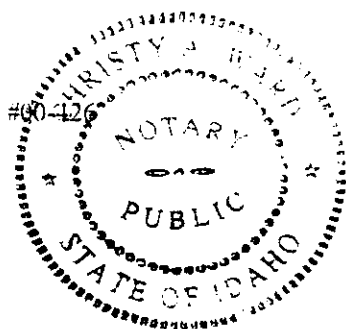


JOAN H. LESTER

STATE OF Idaho)COUNTY OF Adams) ss

On this 1st day of Sept in the year of 2000, before me a Notary Public in and for said State, personally appeared JOAN H. LESTER known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Notary Public
Residing at Indian ValleyCommission expires: 8/4/04

STATE OF IDAHO, COUNTY OF ADAMS

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.
this _____ day of _____, 20 _____ in my
office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By: _____

Deputy

Fees \$

Mail to:

Instrument # 98618

COUNCIL ADAMS, IDAHO

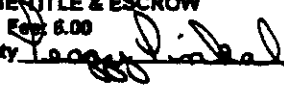
2000-09-01

04:10:33 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fees: 6.00

Ex-Officio Recorder Deputy 

MICROFILMED

OCT 23 2000

Township 14 North, Range 1 West, Boise Meridian, Adams County,
Idaho

Section 28: That portion of the E1/2SW1/4 and of the S1/2SE1/4
lying South and West of the County Road as now
established (1971).

Section 29: S1/2SE1/4

Section 32: NE1/4NE1/4

Section 33: NE1/4, N1/2SE1/4, NE1/4SW1/4, SE1/4NW1/4, N1/2NW1/4

MICROFILMED

OCT 23 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DECEMBER 27, 1995

KARL E LESTER
JOAN H LESTER
280 E 7TH AVE
SUN VALLEY NV 89433

RE: Permit Nos. 67-07815 and 67-07816

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water rights to you. We have modified our computer records to reflect these changes in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

RECORDED

JAN 25 1996

WARRANTY DEED

INSTRUMENT NO. 88679

For Value Received JOHNNY D. KEPPINGER, aka JOHN D. KEPPINGER, / aka JOHNNY DELVIN KEPPINGER
aka JOHNNIE D. KEPPINGER, and HELEN KEPPINGER, husband & wife

the grantors , do hereby grant, bargain, sell and convey unto
KARL E. LESTER and JOAN H. LESTER, husband & wife

the grantees, whose current address is, 280 E. 7th Ave., Sun Valley, NV 89433

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

RECEIVED

DEC 18 1995

WATER RESOURCES
WESTERN REGION

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever. And the said Grantors do hereby covenant to and with
the said Grantees , that they are the owners in fee simple of said premises;
that they are free from all incumbrances excepting for all easements of record, rights of
way, matters visible, and all matters of record and title.

and that they will warranty and defend the same from all lawful claims whatsoever.

Date: September 8, 1995

Johnny D. Keppinger
Johnny D. Keppinger, aka John D. Keppinger, aka Johnny Keppinger, aka
Johnnie D. Keppinger

Helen Keppinger
Helen Keppinger

STATE OF Idaho)
) ss
COUNTY OF Adams)

On this 8th day of Sept, in the year of 1995, before me
a Notary Public, personally appeared JOHNNY D. KEPPIN-
GER, aka JOHN D. KEPPINGER, aka JOHNNY KEPPIN-
GER, aka JOHNNIE D. KEPPINGER, & HELEN
KEPPINGER

known or identified to me to be the person whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 20 minutes past 10 o'clock A.M.
this 8th day of Sept, 1995, in my
office, and duly recorded in Book

of Deeds at page

Christy R. Bury
Notary Public

Residing at Franklin, Idaho
Commission expires: 8/4/98

MICHAEL FISK

Ex-Officio Recorder

By: Leggy Linkal

Deputy

Fees \$6.00

Mail to: Timberline Title & Escrow

JAN 25 1996

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 28: That portion of the E1/2SW1/4 and of the S1/2SE1/4 lying South and West of the County Road as now established (1971).

Section 29: S1/2SE1/4

Section 32: NE1/4NE1/4

Section 33: NE1/4, N1/2SE1/4, SW1/4SE1/4, NE1/4SW1/4, SE1/4NW1/4, N1/2NW1/4

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien but not yet due or payable.

POWER LINE EASEMENT granted to IDAHO POWER COMPANY recorded April 15, 1953 in Book 5M Misc. page 250.

LACK OF A RIGHT OF ACCESS TO AND FROM SAID LAND.

RECEIVED

DEC 18 1995

WATER RESOURCES
WESTERN REGION

JAN 25 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 607-07815 Reviewed by [Signature] Date 1-10-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

stock, wildlife
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50.00 Amount Submitted
yes Correct?

no Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>
Date proof due	<u> </u>
No. of days late	<u> </u>
Priority Date	<u> </u>
New Priority Date	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address 606 Monday Gulch Proof Made 1-4-95
Indian Valley, Id 83632



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 11, 1995

JOHN D KEPPINGER
HELEN KEPPINGER
606 MONDAY GULCH
INDIAN VALLEY ID 83632

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 67-07815

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise, at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

JAN 20 1995

December 31, 1994

JOHN D. KEPPINGER
HELEN KEPPINGER
HC 68 BOX 2640
INDIAN VALLEY ID 83632

PROOF DUE NOTICE

RE: PERMIT NO. 67-07815

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

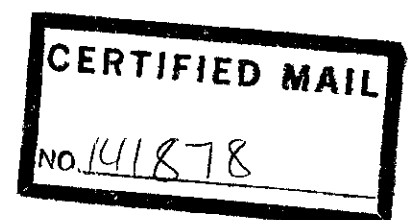
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JAN 20 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. PC 7-07815
Name(s) of Permit Holder(s): John & Helen Kupper
Post Office Address: HC 68 Box 2640 Indian Valley
Id - 83632 Tel. No. _____

☒ I hereby certify that construction of diversion works for the above referenced permit began on 1989 (date) **MICROFILMED** that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:
APR 14 1990

*Note: A financing difficulty is
not an acceptable reason.

4-2-90
Date

[Signature]
Signature of Permit Holder

Mr. Mrs. John K. [redacted]nger
HC 68 Box 2
Indian Valley, Idaho 83632

IPR



RECEIVED

APR 5 1990



MICROFILMED

APR 1 1991

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 29, 1990

JOHN D. KEPPINGER
HELEN KEPPINGER
HC 68 BOX 2640
INDIAN VALLEY, ID 83632

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P67-07815

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED
APR 19 1990

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SL DATE: 12/8/89 APPLICATION: 67-07815

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use: Gov't. Lots: N P/D
☒ Nature of proposed use: (Include description of use) N P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water: See 12/4/89 memo about 5 yr. permit
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☒	☐	Overlapping point of diversion:
☒	☐	Field check required: Field check by: _____
☒	☐	Field report attached:
☒	☐	Critical groundwater area:
☒	☐	Groundwater management area:
☒	☐	Diversion within interim protected river area
☒	☐	Send dam safety information:
☒	☐	Send power requirement letter:
☒	☐	Send fish farm requirement letter:
☒	☐	Power residency affidavit:
☒	☐	Power efficiency form:
☒	☐	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒	☐	Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☒	☐	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT
☒	☐	DATE REQUESTED: _____
☒	☐	Additional information on reverse side:

RECEIVED
DEPARTMENT OF WATER RESOURCES

PROCESSING

APPLICATION NO. 67-07815

YES NO

☒

In form for advertising:

☒

Statewide advertising:

☒

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐

I.D. Health and Welfare

☐

I.D. Fish and Game

☐

I.D. Lands

☐

Adjudication Bureau

YES NO

☐

U.S. BLM

☐

U.S. Forest Svc.

☐

Water Dist. # _____

☐

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒

Affidavit of publication received:

☒

Application published correctly: If not, record action taken.

☒

Publication dates and paper recorded on application:

☒

Protests received. Final date for protest

☒

Protest dates, resolution of protest recorded on application:

☒Recommendations attached: *Approve Dnr*☒

Measuring device required:

☒

Measuring port required:

☐Water delivered by water master? District # 67A☐

Special conditions of approval or cover letter:

See below for additional information

Recommended Date or Priority

11/27/1989Recommended by: Dnr

Date

2/22/1990

STATE OFFICE REVIEW

P1736

See below for additional information. By

KW

Date

3/6/90

ADDITIONAL INFORMATION

allow 5 yrs. to develop -

EXPLANATION OF APPLICATIONS

WHERE B.U. PROBABLY WILL OCCUR WITHIN

CONVERSATION MEMORANDUM

FIVE (5) YEARS

DATE

12/4/89

FILE

67-07815

and

67-07816

NAME OF PARTY

EMPLOYEE

Steve Lester

RE:

Based on conversation with Dave Tuttle, ^{Run Hamilton} the applicant filed these 2 apps. because:

- 1) most if not all of the stockwater ^{development} exists but has no valid w.r. coverage.
- 2) land is in CRP & will not be in production for the balance of the 10 yr. idling period, which is ~~at least~~ more than 5 yrs from now.
- 3) Stockwater use will resume when irrig. resumes > 5 yrs. from now.
- 4) Thus, apps. request 5 yr. development period with anticipated future filings for req. for ext. of time concerning prod. date.
- 5) this will provide dates of priority for the development and includes the max. w.r. protection given the applicants' situation.

6) 2 apps. filed:

a) 1 for all the springs,

b) " " the 2 ponds (canal stream dammed up for 2 ponds).

This keeps things somewhat clearer in the overall picture (tracking by source for example).

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APR 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

DECEMBER 13, 1989

Adams County Leader
P.O. Box 23
Council, ID 83612

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 8, 1990.

Yours truly,

GAIL GARRETT
Secretary

Encl.

INDEXED

APR 19 1990

67-07815

KEPPINGER, JOHN D.
KEPPINGER, HELEN
HC 68 BOX 2640
INDIAN VALLEY, ID 83632

Source: SPRINGS

Tributary: SINKS

Diversion Pt:	NESENE	Sec 18	T 14N R 01W
	SWNWSE	Sec 18	T 14N R 01W
	SESESW	Sec 28	T 14N R 01W
	SENENW	Sec 30	T 14N R 01W
	NENENE	Sec 32	T 14N R 01W
	NENENE	Sec 33	T 14N R 01W
	NWNESE	Sec 33	T 14N R 01W

Use: STOCKWATER	(.040 CFS)
WILDLIFE	(.040 CFS)
Total Diversion:	(.040 CFS)

Date Filed: 11/27/1989

In: T14N R01W S18	SENE	NWSE
S28	SESW	
S30	NENW	
S32	NENE	
S33	NENE	NESE

APR 18 1990