

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 31 2000
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 47-14223
Adjudication Claim No(s).: _____

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant John F Grisez
% Valley Bean & Grain Company Murtaugh Id
Grisez Idaho Properties, (Calif. Gen. Partnership) 85344
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P.O. Box 67

4. New Owner/Claimant(s) _____
New Mailing Address _____
City, State and ZIP Code Crows Landing California 95313
New Telephone Number (210) 545-9998 (Joan Grisez Esposito)

5. Date you acquired the property 1962 transferred to Partnership 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Joan Esposito, Partner
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

COPIED

JAN 16 2002

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 47-14223

NAME AND ADDRESS: JOHN F GRISEZ
C/O VALLEY BEAM & GRAIN CO
MURTAUGH, ID 83344

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1930

POINT OF DIVERSION: T10S R17E S02 SESE Within Twin Falls County

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

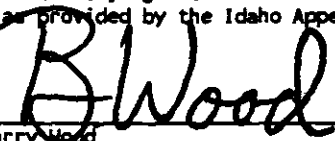
PLACE OF USE: Domestic Within Twin Falls County
T10S R17E S02 SESE

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
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

MEMORANDUM

Dated: April 5, 2002

To: file 47-14223

From: Roxanne Brown

Re: Change of Ownership/Error on Partial Decree

Ms. Esposito called today to discuss the *Notice of Change of Water Right Ownership* she filed in January 2000. Upon investigation, the following facts were determined:

1. John Grisez (Esposito's father) filed the SRBA claim in 1989. He claimed domestic use in the SESE of S02.
2. IDWR's contactor investigated the claim in 1993 and made the following notation: "Deny no record of ownership at location". In other words, he found that the water right did not exist.
3. Through clerical error, the claim was subsequently recommended to the court as a valid water right.
4. The SRBA Court issued its Partial Decree on June 29, 1999.
5. In fact, Ms. Esposito admits that no house exists at the S11 location the family actually owns. A house did exist, but was removed "some time ago" and never replaced.

We discussed the concepts of abandonment and forfeiture, as they would apply to any attempt by the family to set aside and correct the partial decree. Ms. Esposito indicated that she would take no further action.

MICROFILMED
MAY 15 2002

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-14223

Date Received: 1/10/1989

Receipt No: 5005810

Received By: EW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN F. GRISEZ 208-432-5418
Address: VALLEY BEAN & GRAIN, CO
MURTAUGH, ID 83344
2. Date of Priority: JAN 01, 1930
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
10S 17E 2 SE SE TWIN FALLS
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
DOMESTIC 01/01 12/31 0.040
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/I HOUSE
10. Place of Use:
Township Range Section 1/4 of 1/4 Lot Use Acres
10S 17E 2 SE SE DOMEST
11. Place of use in counties: TWIN FALLS

A47-14223

Page 1

Date: 01/10/89

MICROFILMED

MAY 16 2002

AJ5606MP
(00-26)

STATE DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS ADJUDICATING REPORT

11/02/91 13:04:11
PAGE 1

WATER RIGHT NUMBER - 147-14223

PREFER TRANSLATIONS: ADJUDICATION CLAIM

OLD (C) NUMBER -

LAST NAME -

FIRST NAME -

ADDRESS -

NEW C - CURRENT OWNER NAME
CRISEL

JOHN H.

1 - TVALLEY 22AN & GRAIN, CO

2 -

3 -

CITY - HORTAUGH

STATE - 10 ZIP - 83344

PHONE - 205-432-5419

PRIORITY DATE -
01/01/1930

REGION -
BRAD 14 REGION

STAGE -
J - BENEFICIAL USE

STATUS -

SOURCE -
GROUNDWATER

TRIBUTARY -

TWN	RNG	SEC	TRACT	LOT	ACRES	COUNTY	POINT OF DIVERSION	STREAM INDEX (CLARK IF NO INDEX CODE)
105	17E	2	SE SE			(03) TWIN FALLS		

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		0.040	
TOTAL DIV. RATE	0.040	TOTAL DIV. VOLUME	TOTAL DIV. CAPACITY	TOTAL CONSUMPTIVE USE	KW USAGE	

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	PLACE OF USE	DESCRIPTION	COUNTY
105	17E	2	SE SE			43	DOMESTIC		(03) TWIN FALLS

DIVERSION MEANS - WELL & PUMP
NON-IRRIGATION USE - D/I HOUSE
OTHER RIGHTS FOR SAME USE - NONE

REMARKS -
NO REMARKS FOUND.
OLD WATER RIGHT NUMBERS -
NO OLD WATER RIGHT NUMBERS FOUND.
CONDITIONS OF APPROVAL -
NO CONDITIONS OF APPROVAL FOUND.

DECREE PLAINTIFF -

DECREE DEFENDANT -

DECREE DATE -
00/00/0000

AUDIT FIELDS - 01/10/89 WHITE 10/17/89 REFUNDAL

APR 16 2002

RECEIVED

005805NP
(WE-25)

ILLINOIS DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PRELIMINARY HEARING REPORT

11/02/91 03:04:11
PAGE 2

WATER RIGHT NUMBER - 147-14203

APPLICANT TRANSLATIONS ADJUDICATION CLAIM

NO COMMENTS FOUND

----- ADJUDICATION RIGHTS DATES AND FLAGS AREA -----

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39575
DEFECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	CED CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	CED JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 01/17/1991	LAST CHANGED DATE	- 00/00/0000	TEMPORARY RIGHT	- 0
PROOF JUD DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S005910	FEDERAL/STATE INDICATOR	- 5
CLAIMS TABL ERROR FLG	-	RUJ OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAMC CONNECTOR	-	NOTICE OF ERROR FLAG	-

Don't no record of ownership at location

409 1 5 2002

MAILED

DATA ENTRY

ENTERED
CHECKED

4/23/92

Verified by:
Tech. Advisor
App. Advisor
Water Right Records
M&E Project
Field Exam
Other (See Remarks)
County Records
Illinois Statewide
Prop. Records
IDWR Records

VERIFIED
MAY 24 1993

CERTIFIED
MAY 27 1993
WATER EXAMINER

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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3. Name and Address of Former Owner/Claimant: John F Grisez
% Valley Bean & Grain Company, Murtaugh Id
85344

4. New Owner/Claimant(s): Grisez Idaho Properties, (Calif. Gen. Partnership)
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: P.O. Box 67
City, State and ZIP Code: Crows Landing California 95313
New Telephone Number: (210) 545-9998 (Joan Grisez Esposito)

5. Date you acquired the property: 1962 transferred to Partnership 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
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(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

UNRECORDED

1 5 2002

12
#14

GRANT DEED

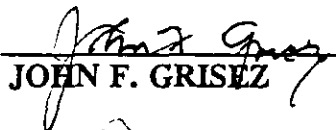
For Value Received, **JOHN F. GRISEZ** and **JOSEPHINE M. GRISEZ**, hereinafter referred to as the "Grantors," do by these presents grant, bargain, sell, convey and confirm unto **GRISEZ IDAHO PROPERTIES**, a California General Partnership, at its address of P. O. Box 67, Crows Landing, CA 95313, hereinafter referred to as the "Grantee," that certain land situate, lying and being in the County of Twin Falls, State of Idaho, including 80 shares of capital stock of the Twin Falls Canal Company as evidenced by Stock Certificate No. 22598A in the name of John F. Grisez, being more particularly described as follows, to-wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD the same unto the said Grantee, and to its heirs, successors, administrators and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands the day and year in this deed first above written.

DATED: May 23 1996



JOHN F. GRISEZ



JOSEPHINE M. GRISEZ

MICROFILMED

STATE OF CALIFORNIA)
) ss.
COUNTY OF STANISLAUS)

On this 23rd day of May, 1996, before, a Notary Public in and for said State, personally appeared JOHN F. GRISEZ and JOSEPHINE M. GRISEZ, known to me to be or proven to me upon satisfactory evidence to be the persons who signed their names to the within and foregoing GRANT DEED and acknowledged to me that they executed the same.

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



Gaile Humes
Notary Public for California

(S E A L)

STANISLAUS COUNTY, IDAHO
FILED FOR: Triebsch & Thompson
1996 MAY 29 A 9:04 1996009123
RECEIVED J. FORT
A-OFFICIAL RECORDS
FEE: 9.00 DEPUTY: Sho

GRANT DEED-2

MICROFILMED

MAY 16 2002

EXHIBIT "A"

The following described real property located in Twin Falls County, Idaho, more particularly described as:

The East Half (E ½) of the Southeast Quarter (SE ¼) of Section 11, Township 10 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho, EXCEPT the South 40 feet thereof, AND EXCEPT that part of the NE ¼ SE ¼ of Section 11, Township 10 South, Range 17 East of the Boise Meridian, Twin Falls County, Idaho, described as follows, to-wit: Beginning at the East quarter corner of said Section 11; thence South 0° 05' West 360.9 feet; thence North 89° 55' West 25 feet; thence North 70° 51' West 89.3 feet; thence North 42° 57' West 164.9 feet; thence North 55° 09' West 53.7 feet; thence North 64° 22' West 154.1 feet; thence North 82° 02' West 139.2 feet; thence South 33° 13' West 48.8 feet to the center line of the coulee; thence North 70° 06' West 135.5 feet; thence North 50° 38' West 87.5 feet; thence North 79° 04' West 123.4 feet; thence South 80° 45' West 100 feet; thence North 74° 03' West 71.7 feet; thence North 1° 16' East 16.8 feet to the center line of said Section 11; thence South 89° 45' East 1043.6 feet to the place of beginning.



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

March 26, 2002

GRISEZ IDAHO PROPERTIES
C/O JOAN G EXPOSITO
2611 MAPLE AVE
MANHATTAN BEACH CA 90266

RE: Change in Ownership of Decreed Water Right 47-14223

Dear Ms. Esposito:

The Department of Water Resources acknowledges receipt of the information you submitted in support of your Notice of Change in Water Right Ownership filed on January 31, 2000 for the water right referenced above. The Snake River Basin Adjudication (SRBA) Court issued a partial decree describing the water right(s) with a place of use different than your property as described in the documentation you submitted. We have reviewed your information and found that it is not sufficient to resolve the place of use discrepancy.

In order to process your change in ownership, we need documentation to show that you own the water right(s) or the property described as the place of use for the water right(s). If you believe that the SRBA Court issued the partial decree(s) with an error in the description of the place of use, you may be able pursue one of the following options with the Court.

- 1) Motion to set-aside – a motion filed with the SRBA Court which, if granted, would provide a process to correct the partial decree. You would need to provide justification for the correction.
- 2) Motion to file late claim – a motion filed with the SRBA Court which, if granted, would allow you to file a new claim for your existing water use. A late claim would be investigated for validity and accuracy by the Department.

Please contact Roxanne Brown of this office at 327-7900 if you have questions related to the SRBA. Ms. Brown can assist you with the SRBA Court's processes.

As additional alternatives, you could pursue one of the following options with the Department.

- 1) New Appropriation – an application for permit filed with the Department to develop a new water right. If a permit is approved, the priority date is the date that the application is filed. Some areas of the state are closed to new development. Please note that a water right permit is not required for certain domestic uses from a ground water source.

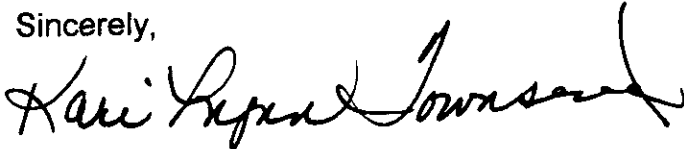
MAY 16 2002

- 2) Water Right Transfer – an application filed with the Department to change an existing water right. In this case, the purpose of the transfer would be to change the place of use (and possibly the point of diversion) to your property description. You would need to provide evidence of ownership or authorization from the current owner of record before the Department could process the application.

If you choose to file an application for permit or transfer with the Department, you may be able to apply any fees submitted with your Notice of Change in Water Right Ownership to the application. Please contact staff from the Water Right Permits section of this office if you have additional questions related to the applications described above.

Please let us know within 60 days how you plan to proceed. If we do not hear from you within 60 days we will return your Notice of Change in Water Right Ownership and all attachments and refund any fees submitted with your notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", written in a cursive style.

Kari Lynn Townsend
Secretary

KLT:k

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MAY 16 2002



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

February 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GRISEZ IDAHO PROPERTIES
JOAN GRISEZ ESPOSITO
PO BOX 67
CROWS LANDING CA 95313

RE: Change of Ownership for Water Right 47-14223

Dear Ms. Esposito:

During our review of the information you included with the ownership change paperwork for the above listed water right we found some discrepancies in the information you submitted and what our database records show for the legal descriptions.

Our records indicate the place of use for this right as T10S, R17E, S02, SESE. The Exhibit A you provided indicates the place of use is within T10S, R17E, S11, SE ¼. I have enclosed a copy of the partial decree for your information.

Because we are unable to reconcile our records with the ownership change information you submitted, the paperwork you sent is being held pending receipt of matching information. We will be happy to process your request upon receipt of corrected information.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosure

MICROFILMED

MAY 15 2002



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED

JAN 31 2000

Department of Water Resources

CHANGE IN ADDRESS

RECEIVED

JAN 27 2000

Department of Water Resources
Southern Region

☒ Water Right Number(s):

47-14223

☐ Old Mailing Address:

John F. Grisez

c/o Valley Bean & Grain Company

Montaugh, Idaho

☒ New Mailing Address:

Grisez Idaho Properties

P.O. Box 67

Crows Landing California 95313

☐ New Telephone Number: (310) 545 - 9998 Joan Grisez Esposito

☐ Signature of Claimant(s):

Joan Grisez Esposito

Date:

1/15/00

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

MICROFILMED

MAY 16 2002