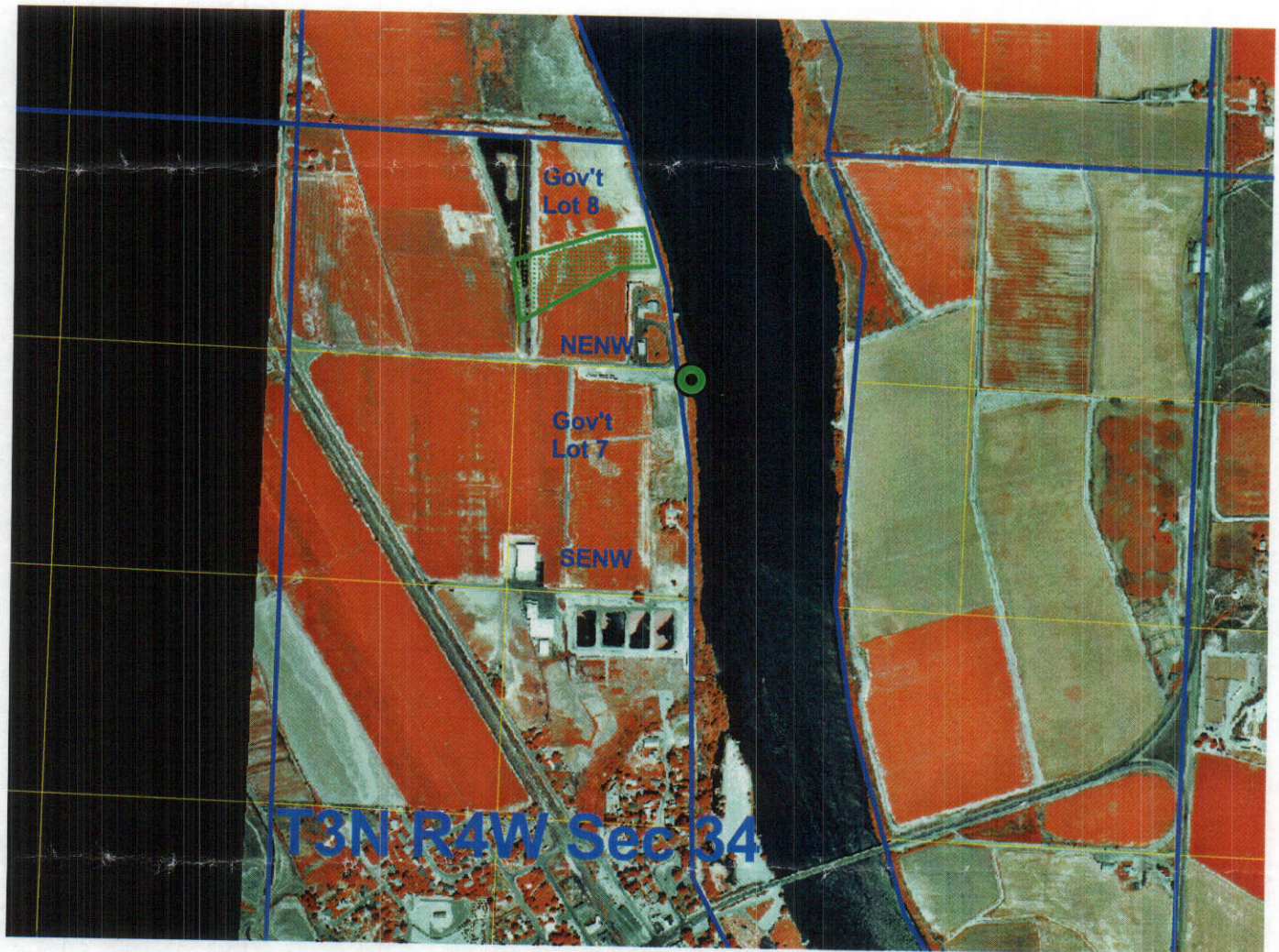
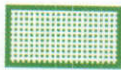


1994 Aerial Photo Surgarwala Permit



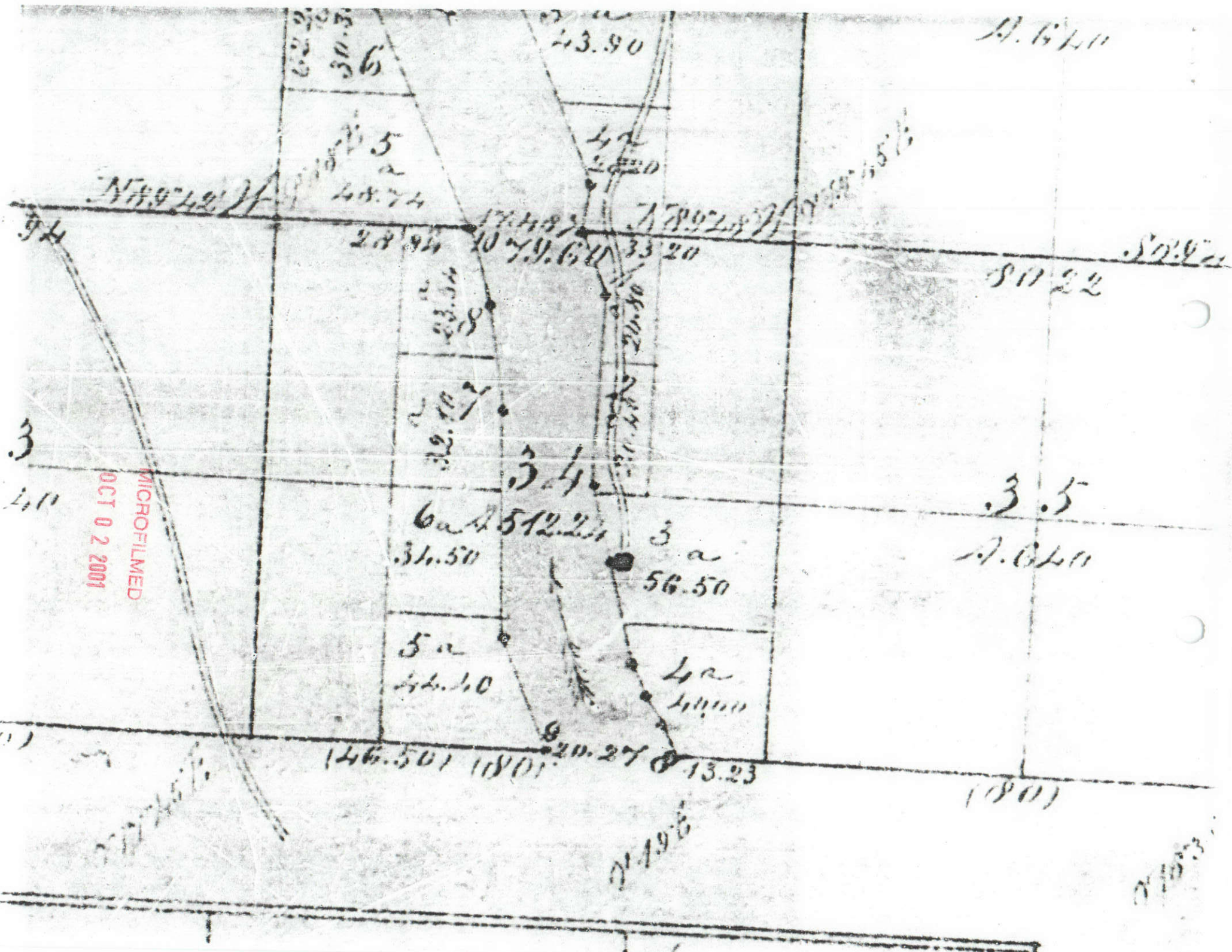
0.3 0 0.3 0.6 Miles

-  P/U
-  P/D
-  Sections
-  1/4 1/4

MICROFILMED
OCT 02 2001

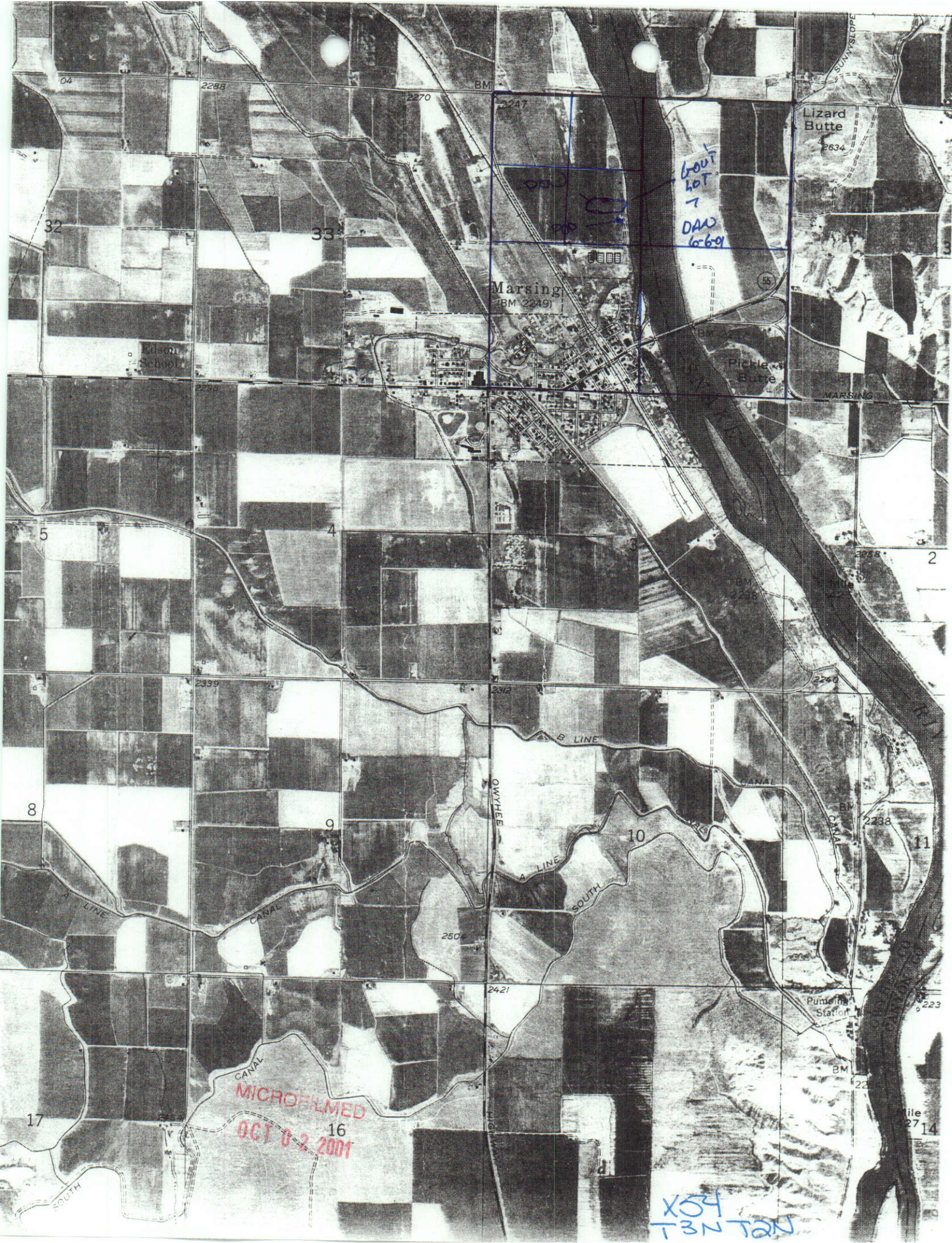


A. G. L. O.



MICROFILMED

OCT 02 2001



RECORD OF SURVEY # 2

A PORTION OF GOVERNMENT LOT 7, SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, IDAHO



SCALE 1" = 100'

Dist	Ref	Ang L	Chord	Ch. Bys
0-1	49°17'11"	30.00'	28.75'	2.421734'
0-2	269°12'11"	48.00'	103.19'	2.478265'

SURVEY
4

BASIS OF BEARING:
Report of Survey Inst. No. 202080

GUSTAFSEN CO.

BELL
PARCEL 1
4.288 Acres

BERNHARDT - LEDDY
PARCEL 2
4.288 Acres

REDFORD
PARCEL 3
5.947 Acres

REDFORD
PARCEL 4
3.001 Acres

SNAKE RIVER

LEGEND

- BRASS ORN MONUMENT - FOUND
- 5/8" IRON - FOUND
- 3/8" IRON - SET WITH PLASTER CAP
- 1/2" IRON - FOUND
- 1/2" IRON - SET WITH PLASTER CAP
- CALCULATED POINT
- ▲ RAILROAD SPUR - FOUND
- HC. FENCE CORNER
- PROPERTY BOUNDARY LINE
- () DATA OF RECORD

CERTIFICATION

I, Doug L. Blanton, do hereby certify that I am a Registered Land Surveyor, licensed by the State of Idaho, and that this map was duly prepared from a correct survey made on the ground by me, that this map is an accurate representation of said survey and that it is in conformity with the Surveyor's Code and the laws of Idaho, Idaho Code §§ 24-100 through 24-105.

Index to
SURVEY FOR

VANCE VAN HALL

Drawn by G.L.S.
Date OCT. 12, 1999
Scale G.C.
Job No. 002328



Doug L. Blanton
Registered Land Surveyor
No. 141-0008
Boise, Idaho

OCT 02 2001

MICROFILMED

APR 2 2001

1/4 sec. 28°45'32" S 17°11' W
S.M. corner
Gov't Lot 7
Section 34

1/4 section
Section 34

OCT 02 2001

MICROFILMED

THIS SKETCH IS MADE SOLELY TO ASSIST
IN LOCATING THE PROPERTY. THE COMPANY
ASSUMES NO LIABILITY FOR VARIATIONS
IF ANY FROM AN ACTUAL SURVEY.

RECORD OF SURVEY # 1

A PORTION OF GOVT LOT 8 OF SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, IDAHO

288212

FILED-RECORDED

22 JUN 26 AM 9 17

SARASOTA DIST
COUNTY CLERK, DECEMBER
OF 1926
DEPT
BY
C. E. H.



SCALE: 1" = 100'

BASIS OF BEARING:
Record of Survey Inst. No. 502080

LEGEND

- BRASS CAP MONUMENT - FOUND
- 5/8" REBAR - FOUND
- 5/8" REBAR - SET WITH PLASTIC CAP
- 1/2" REBAR - FOUND
- 1/2" REBAR - SET WITH PLASTIC CAP
- CALCULATED POINT
- MC WITNESS CORNER
- PROPERTY BOUNDARY (LINE)
- () DATA OF RECORD

CERTIFICATION

I, Gary L. Shuman, do hereby certify that I am a Professional
Land Surveyor, Licensed by the State of Idaho, and that this
map and book presented herein are correct survey maps on the
ground by me, that this map is an accurate representation
of said lands, and that it is in conformity with the General
Registration and Map Act, Idaho Laws 20-1000 through
20-1022.



Index to:

SURVEY FOR:

VANCE VAN HALL

Drawn by GLE

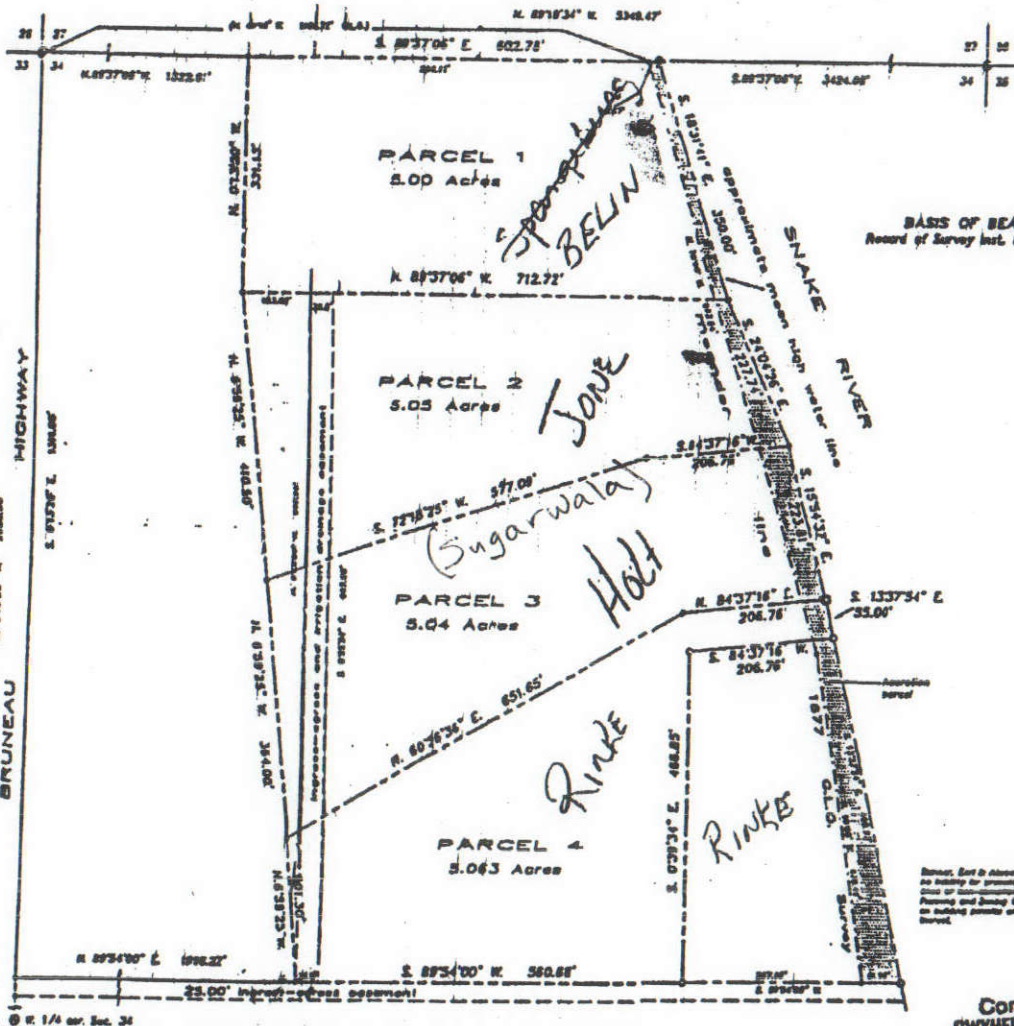
Date May 11, 1992

Scale 1" = 60'



Shuman, G.L.
Surveyor
2000 State of Idaho
2000 000-00

Compliments of:
OWYHEE COUNTY TITLE CO.
P.O. Box 8 495-2589



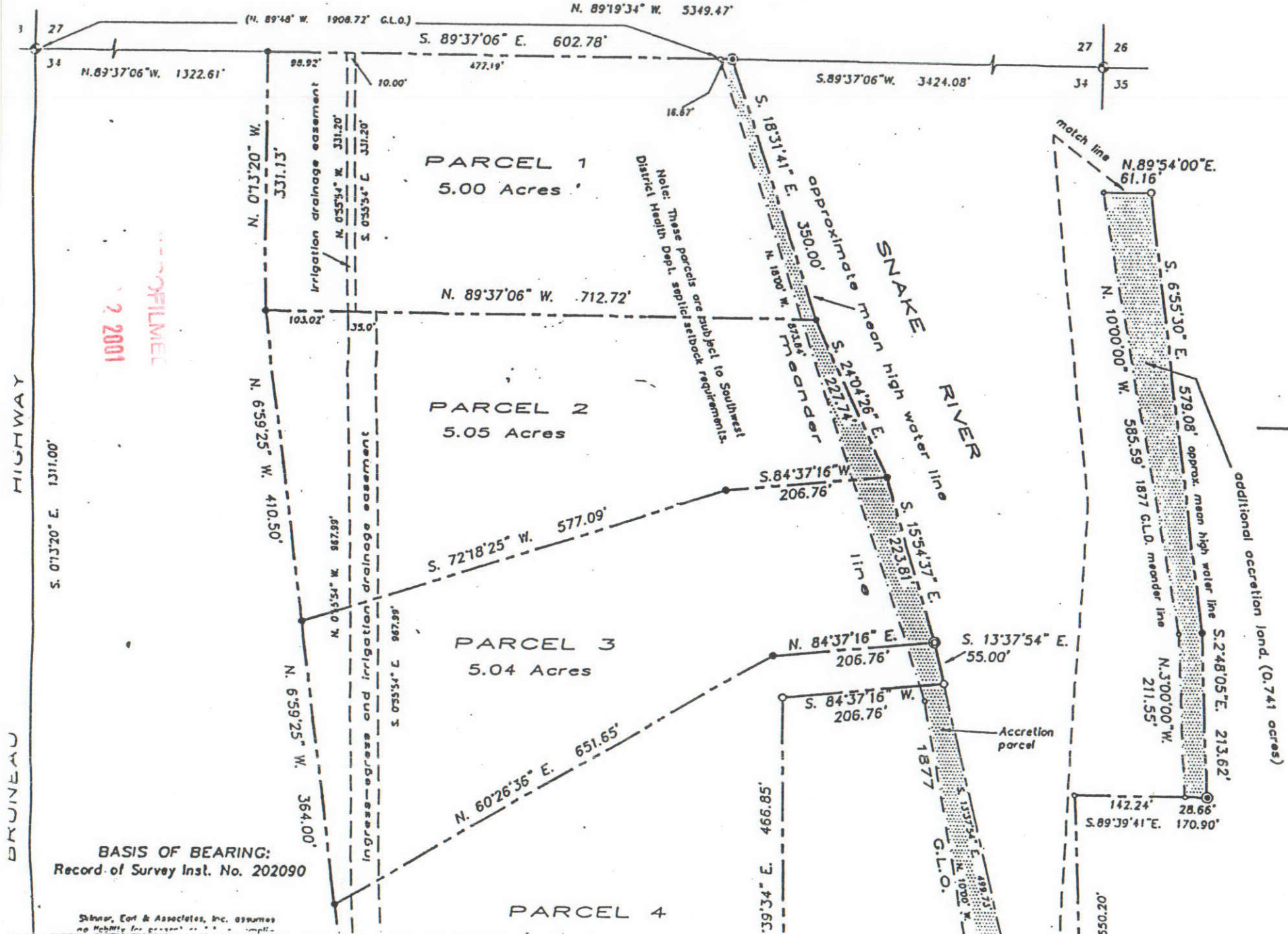
© U.S. 1/4 sec. Sec. 34

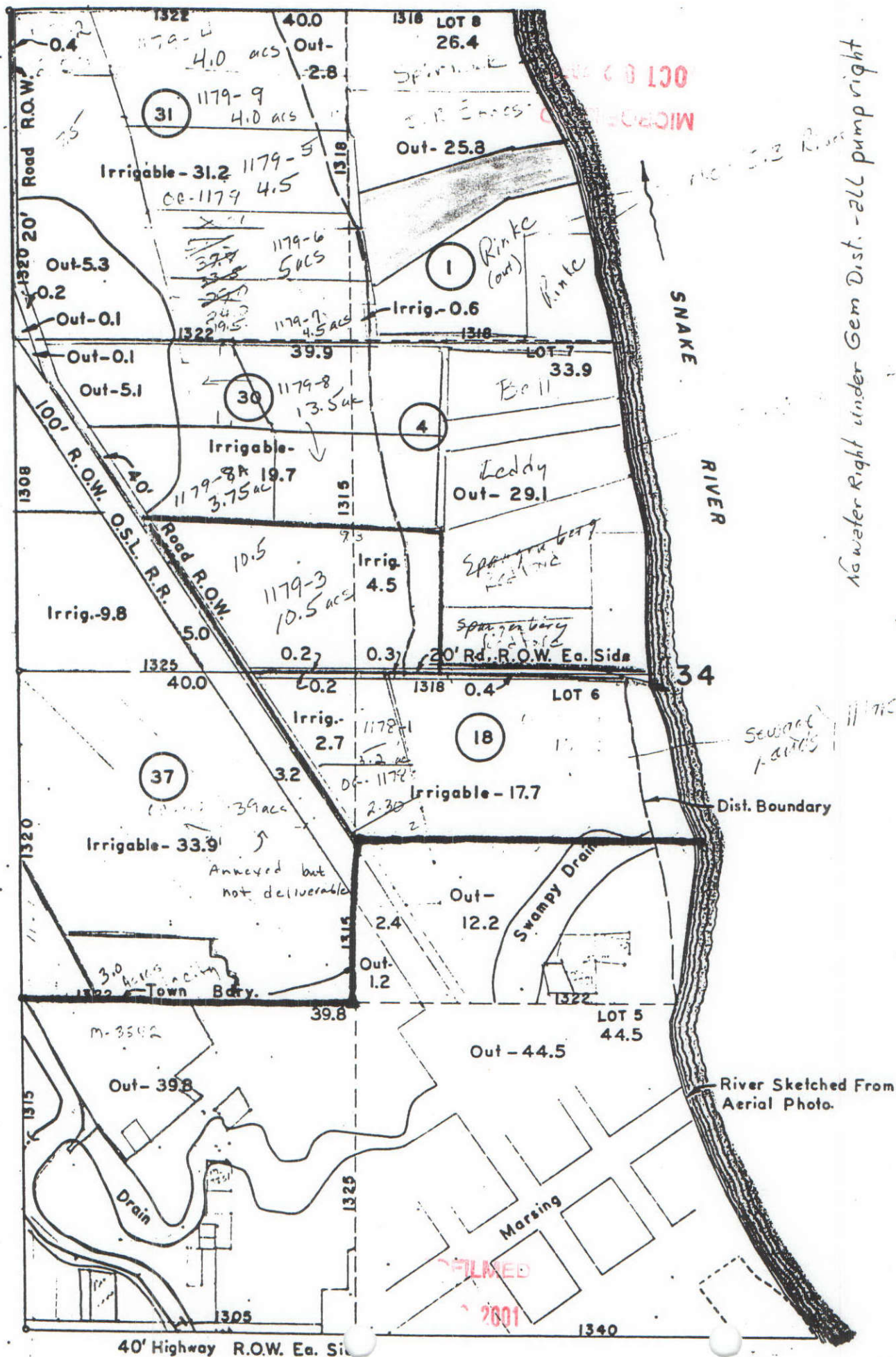
RECORD OF SURVEY

A PORTION OF GOV'T LOT 8 OF SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, IDAHO

Ray Holt
987-0920

SC





No water right under Gem Dist. - all pump right

FOR OFFICE USE ONLY
Amt. of Fee \$ 50.00
Receipt No. 257938
Receipt By: [Signature]
Date Received: 11-20-01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 19 2001

PROOF OF BENEFICIAL USE

Department of Water Resources

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.

1. Permit No. 2-10183 Telephone No. (707) 263-3172
2. Name of Permit Holder(s): ZEN SUGARWALA & MELISSA SUGARWALA
3. Mailing Address: 7255 BOGGS LANE
City KELSEYVILLE State CA Zip 95451
4. Source of Water: SNAKE RIVER If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): — Stockwater (No. and type of stock): —
Irrigation (No. of acres): 5 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 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 ✓
Has the measuring device been installed? Yes _____ or No ✓
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: ROGER MCILVEEN Telephone Number: (208) 896 5474
Address: ROUTE 1, MARSING, IDAHO - 83639
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Zen Sugarwala
(include your title, if on behalf of company or organization)

Date: 11-14-2001
MICROFILMED

DEC 17 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 2-10183

Priority: 07/16/2001

Maximum Diversion Rate: 0.04 CFS

This is to certify, that ZEN SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

And/Or

MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

has applied for a permit to appropriate water from:

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

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>
IRRIGATION	03/01 to 11/15	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L7 SE¼NW¼ Sec. 34, Twp 03N, Rge 04W, B.M. OWYHEE 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	
03N 04W 34					1.3												1.3
					L 8												

Total Acres: 1.3

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2002**.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
5. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

MICROFILMED

1997-10-01

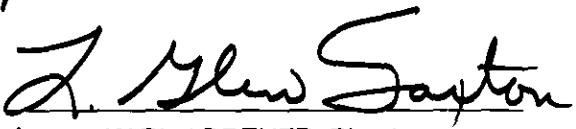
State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 2-10183

CONDITIONS OF APPROVAL

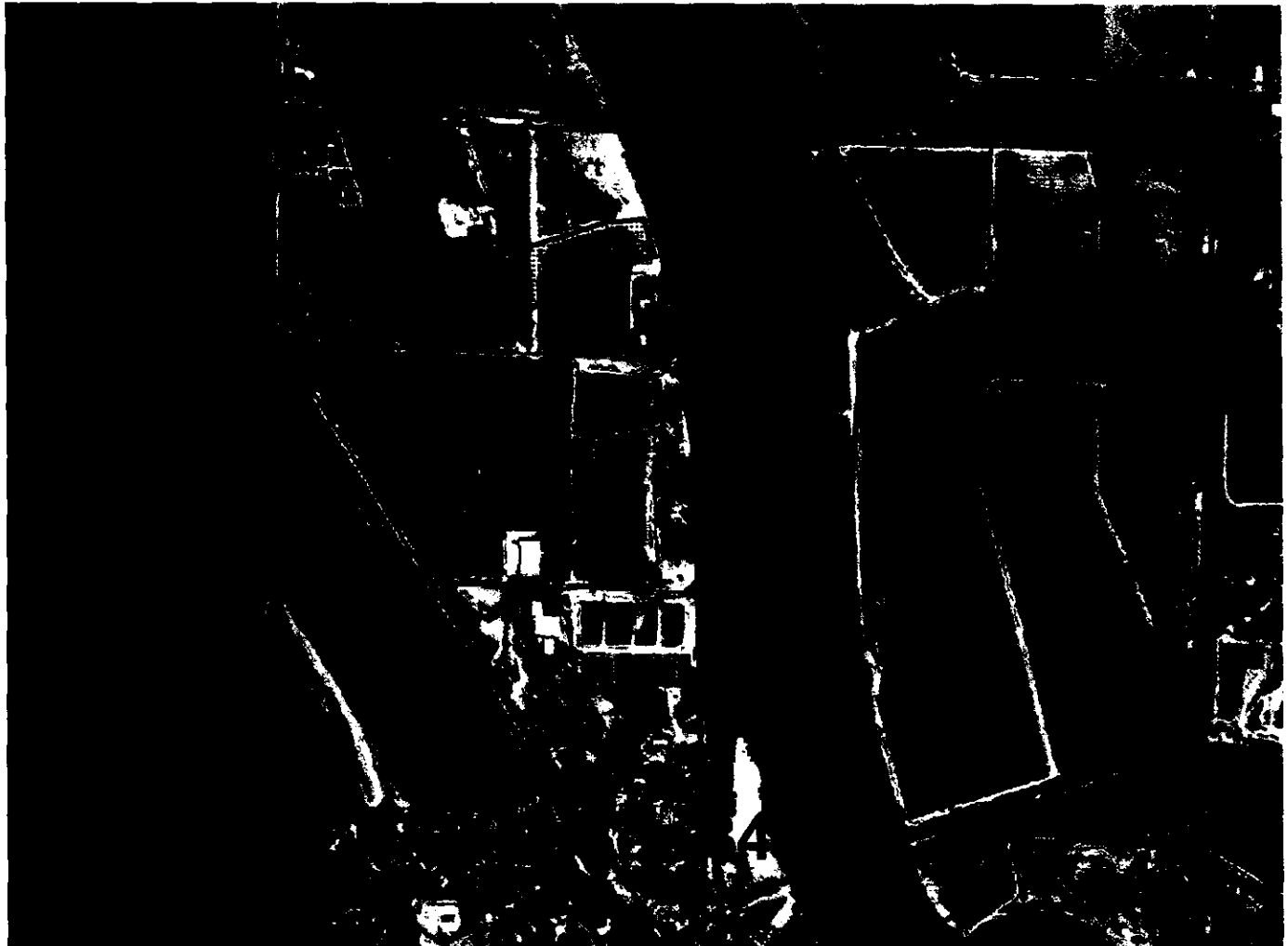
6. This right when combined with all other rights shall provide no more than 0.04 cfs nor exceed a combined annual maximum diversion volume of 5.9 af at the field headgate for the lands above.
7. Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 18th day of September, 2001.

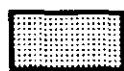

for KARL J DREHER, Director

MICROFILMED
9/12/01

1994 Aerial Photo Surgarwala Permit



0.3 0 0.3 0.6 Miles



P/U



P/D



Sections
1/4 1/4



RECEIVED

SEP 11 2001

Page 1

Ident. No. 57-11527

02-10183

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

AMMENDED

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED

JUL 16 2001

WATER RESOURCES
WESTERN REGION

1. Name: **ZEN SUGARWALA**
7255 BOGGS LN
KELSEYVILLE CA 95451

AND/OR

MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

2. Source: **SNAKE RIVER** Tributary to: **COLUMBIA RIVER**
3. Location of Point of Diversion:
#1 **SNAKE RIVER** **L7 SE1/4NW1/4** **Sec. 34, Twp 03N, Rge 04W, B.M.**
OWYHEE County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u> <u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	

5. Total quantity to be appropriated is: **0.04 CFS**

6. Proposed diverting works:

POINT OF DIVERSION #1

- a. Type and size of devices used to divert water from the source: **PUMP AND 2" IRRIGATION PIPE TO SPRINKLERS**

- b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;
- c. Proposed well diameter is _____ inches;
Proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85F being sought?
- e. If well is already drilled, when? _____;
Drilling Firm _____;
Drilling Permit No. _____.

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	04W	34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	1.25
																			1.25

Total Acres: 1.25

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

Point of Diversion #1: **ROBERT L BELL - Common ditch used by entire subdivision.**

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

Warranty deed on 02-10174 (a portion of 02-02133J0 only conveyed 3.75 acres of irrigation for 5 acres of land. All 5 acres are irrigated. This application is to allow irrigation of entire 5 acre parcel.

11. 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

Received by _____ Date _____ Time _____ Preliminary check by DAN

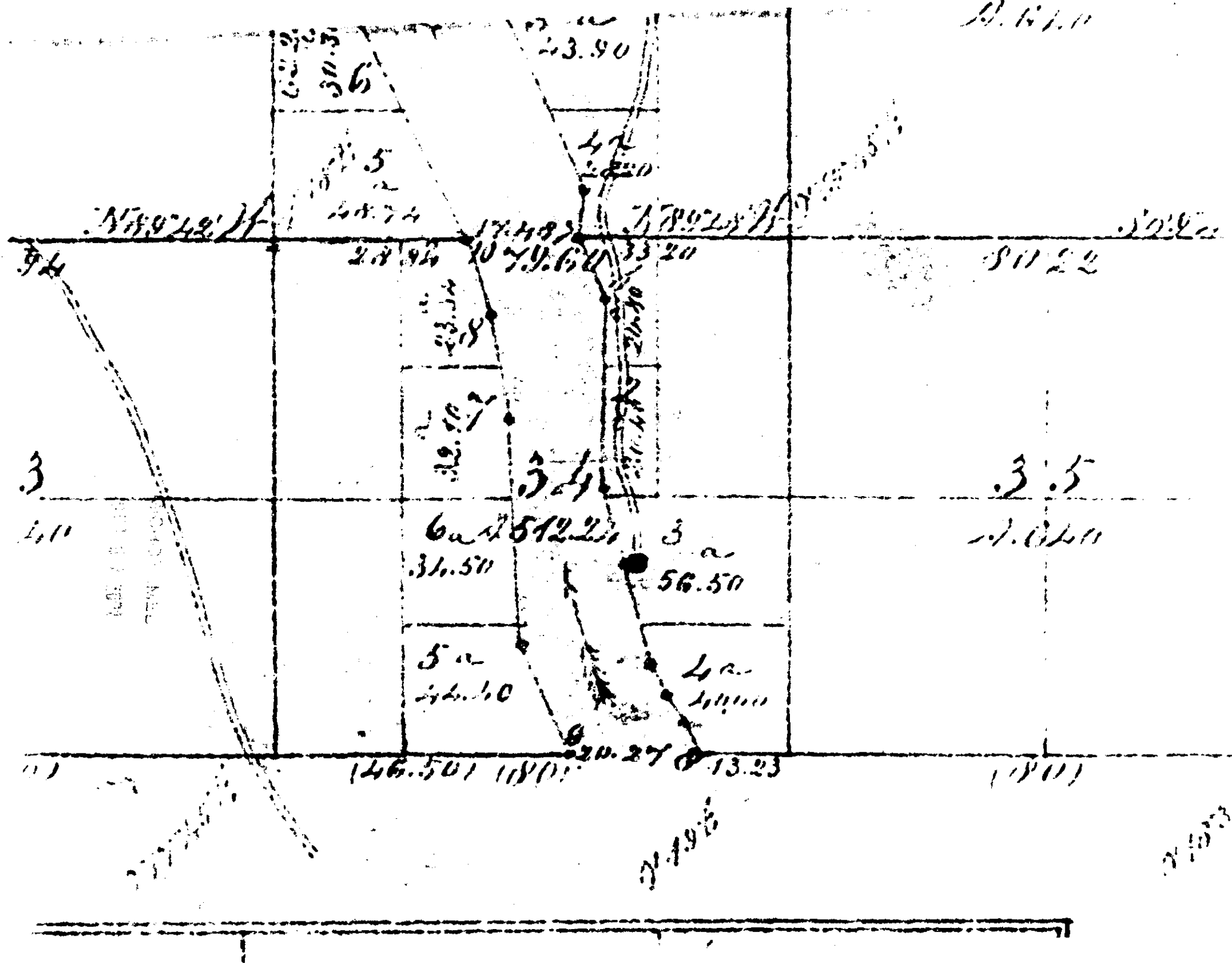
Publication prepared by ST Date 8-1-8-01 Published in _____

Publication approved ST Date 9-4-01 **OWYHEE AVALANCHE**

Receipt No. W027807

Date: 5/24/2001

Received by: Sue Bock



Ident. No. 69-11587

ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR PERMIT

MAY 24 2001

To appropriate the public waters of the State of Idaho

WATER RESOURCES
WESTERN DIVISION

1. Name of Applicant Zenar Melissa Segarmada Phone 707-263-3172
Post Office address 7255 Boggs Ln Kelseyville, CA 95451
2. Source of water supply Snake River which is a tributary of Columbia River
3. Location of point of diversion is 1/4 of SE 1/4 of NW 1/4, Govt. Lot 7
Sec. 34 Township 3N Range 4W B.M. Quayle County; additional points of diversion if any: none
4. Water will be used for the following purposes:
Amount 0.04 for 1.25 purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 1.25 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. pump 2" IRR DISE, 32 inch
 - b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85° F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____:
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity if KW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

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9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	4W	31						1.25											1.25

Total number of acres to be irrigated 1.25

10. Describe any other water rights used for the same purposes as described above. Spill from 22-02113T

11. a. Who owns the property at the point of diversion? Self Beel, Bob

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

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

12. Remarks: Wanted land on 22-02113T only conveyed 3.75 acres, all 5 acres purchased are irrigated. This app is to bring up to 5 acres.

13. MAP OF PROPOSED PROJECT ATTACHED ☒ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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

Jay Sugarwala
(Applicant)

Received by SB Date 5-24-01 Time 12:35 Preliminary check by W027807
Fee \$ 100.00 Receipted by S.B. # 4934 Date 5-24-01
Publication prepared by SB Date 8-1-8-01 Published in OWYHEE AVALANCHE
Publication approved: _____ Date MICHO



LOWE
DAD
10-6-69

5

2

8

10

17

MICHO

16

XO
T3N T2E



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

December 5, 2001

ZEN SUGARWALA
MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 2-10183

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED
DEC 16 2001



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

September 19, 2001

ZEN SUGARWALA
MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

RE: Permit No. 2-10183

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 a party 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.

Enclosed is 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 licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

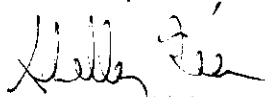
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

MICRO FILMED

NOV 6 2001

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klr

Enclosure(s)

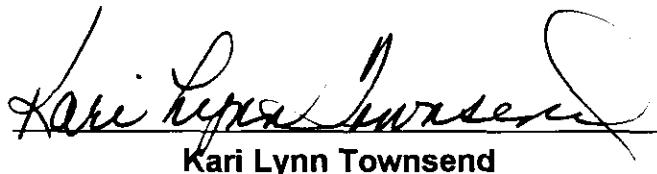
MICROFILMED
NOV 07 2001

CERTIFICATE OF MAILING

I hereby certify that on September 19, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 2-10183

**ZEN SUGARWALA
MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

RECEIVED
SEP 21 2001

**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).

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.

MICHAEL L. LAMAR
JUL 11 2016

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 2-10174
Date Received: 1/3/89
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

ZEN SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA USA 95451

Phone: (707) 263-3172

MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA USA 95451

Phone: (707) 263-3172

2. Date of Priority: 04/05/1954

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	04W	34	SE NW 7	OWYHEE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.08	

7. Total Quantity Appropriated is:
0.08 C.F.S.

MICROFILMED
JUN 2 1989

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	04W	34	NE NW	8	IRRIGATION	3.75
Section Acres						3.75
Total Acres						3.75

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 02-02113J. DB 2/27/2001.
Ownership changed by DB 5/25/2001.

15. Basis of Claim: License

MICRO CLAIM
OCT 0 2 2003

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

RECEIVED
MAY 21 2001
WATER RESOURCES
WESTERN REGION

3N 4W S34
 L+8
 Parcel #3

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
	02-10174				

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) Ray Holt ← Vance Van Hall
Route 1 Box 16, Marsing ID
4. New Owner/Claimant(s) Marsing ID Zen & Melissa Sugarwala
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 7255 Boggs Lane
- City, State and ZIP Code Kelseyville CA 95451
- New Telephone Number (707) 263-3172
5. Date you acquired the property 9-20-00 MICRO

896-5474
 Sharon (sister)
 1 wk

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 Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	0.15 CFS	5 acres alfalfa
Stock		(5.04)
Domestic		
Other		
Total	0.15 C.F.S.	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
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)
(include title if applicable)

Zep Sagarwala *Melissa Sagarwala*

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

233821

FILED - COPIED

233

CO SEP 15 PM 4:39

A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave / Boise, Idaho 83704 / (208) 377-2700

WARRANTY DEED

Pioneer Title
9.00

For Value Received

RAYMOND F. HOLT and JOELINA E. HOLT, husband and wife

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

MELISSA SUGARWALA and ZEN SUGARWALA, trustees of The 1998 Sugarwala Family Revocable Trust,
dated September 29, 1998

hereinafter referred to as Grantee, whose current address is

7255 BOGGS LANE, KELSEVILLE, CA 95451

the following described premises, to-wit:

SEE LEGAL DESCRIPTION MARKED AS EXHIBIT "A", ATTACHED HERETO AND MADE A PART
HERE, OFFICIAL RECORDS OF OWYHEE COUNTY, IDAHO.

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: September 15, 2000.

Raymond F. Holt
RAYMOND HOLT

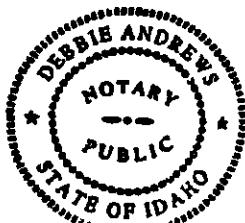
Joelina E. Holt her atty in fact
JOELINA HOLT
by Raymond F. Holt

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On This 20th day of September, in the year 2000, before me, a Notary Public in and for said State, personally appeared Raymond F. Holt and ~~Joelina E. Holt~~ known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.



MIC

Notary Public of Idaho

Residing at BOISE

Commission expires: 10/14/2003

ACKNOWLEDGMENT - Attorney in Fact

STATE OF Idaho, County of Ada, ss.

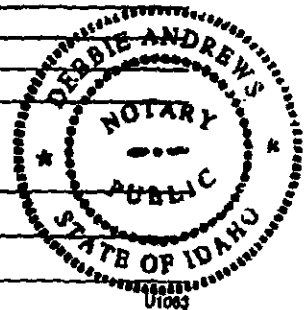
On this 20th day of September, in the year of 2000, before me
Debbie Andrews, a notary public
personally appeared Raymond F. Holt,
known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in
fact of Joelina E. Holt

and acknowledged to me that he subscribed the name of Joelina E. Holt
thereto as principal, and his own name as attorney in fact.

Notary Public: Debbie Andrews

Residing at: Boise, Idaho

My Commission Expires: 10/14/03



10/10/2001

PO 3555

EXHIBIT "A"

This parcel is a portion of Government Lot 8 of Section 34, Township 3 North, Range 4 West of the Boise Meridian and is more particularly described as follows:

COMMENCING at the Northwest corner of said Section 34; thence

South 89° 37' 06" East along the North boundary of said Section 34 a distance of 1322.61 feet; thence

South 0° 13' 20" East a distance of 331.13 feet; thence

South 6° 59' 25" East a distance of 410.50 feet to the TRUE POINT OF BEGINNING; thence

North 72° 18' 25" East a distance of 577.09 feet; thence

North 84° 37' 16" East a distance of 206.76 feet to a point on the mean high water line of the Westerly bank of the Snake River; thence

South 15° 54' 37" East along the meander of said high water line a distance of 223.81 feet; thence

South 84° 37' 16" West a distance of 206.76 feet; thence

South 60° 26' 36" West a distance of 651.65 feet; thence

North 6° 59' 25" West a distance of 384.00 feet to the TRUE POINT OF BEGINNING.

RECORD OF SURVEY # 2

A PORTION OF GOVERNMENT LOT 7, SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWHIEE COUNTY, IDAHO



SCALE 1" = 100'

Dist	Ref	Adj L	Comp	On Sta
0-1	451.71	22.00	32.75	2.427171
0-2	261.11	22.00	18.25	2.478111

SURVEY
4

BASIS OF BEARING:
Record of Survey Incl. No. 203080

GUSTAFSEN Co.

BELL
PARCEL 1
4.268 Acres

LEDDY
PARCEL 2
4.268 Acres

REDFORD
PARCEL 3
5.947 Acres

REDFORD
PARCEL 4
3.001 Acres

SIMPSON

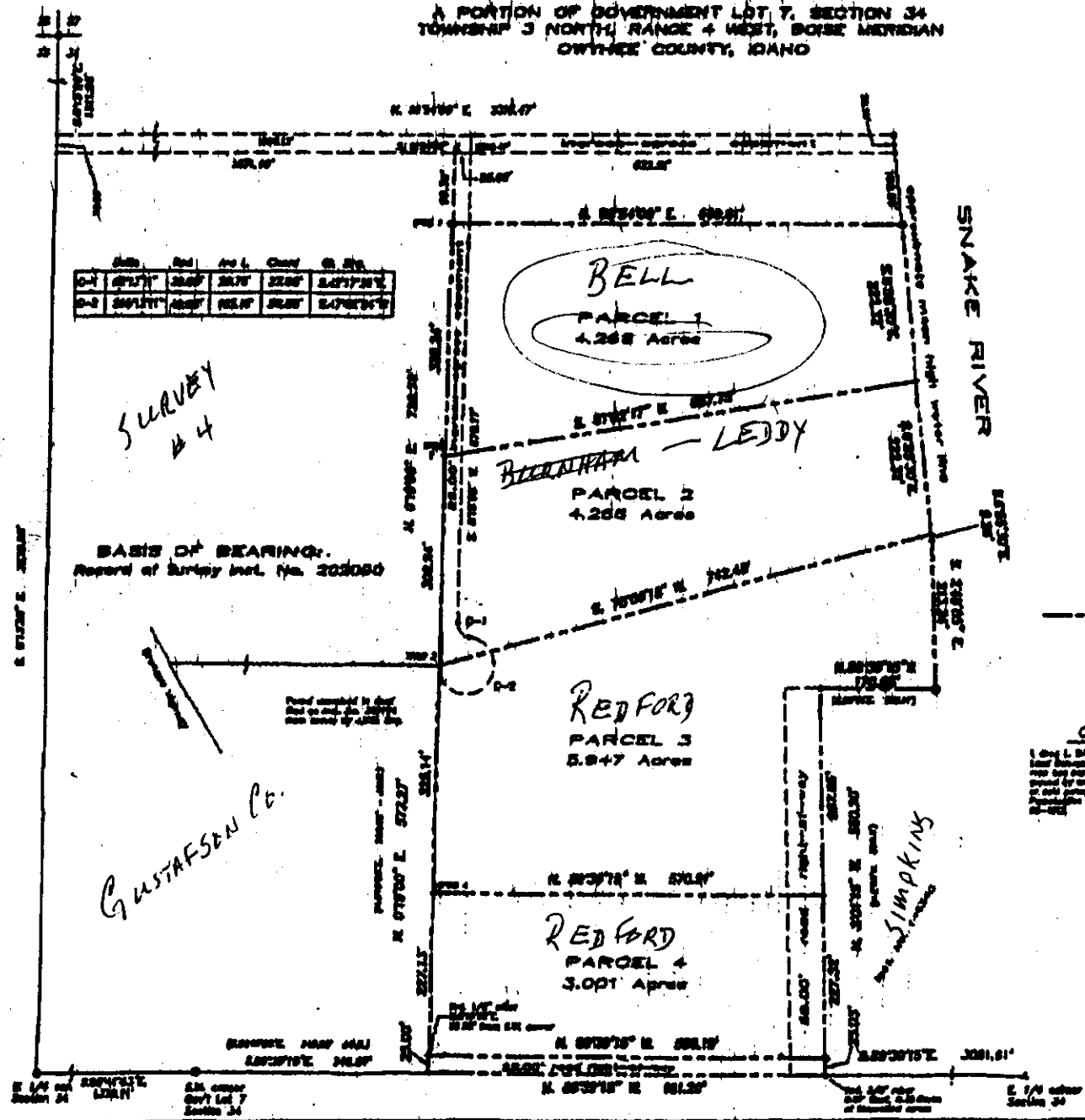
LEGEND

- BOUNDARY MARKERS - PEGS
- 1/4" BOUND - PEGS
- 1/2" BOUND - SET WITH PLASTER CAP
- 1/2" BOUND - PEGS
- 1/2" BOUND - SET WITH PLASTER CAP
- CALCULATED POINT
- A. BOUNDARY MARK - PEGS
- BC. BOUNDARY MARK
- PROPERTY BOUNDARY LINE
- () CASE OF ERROR

CERTIFICATION

I, VANCE VAN HALL, Surveyor, do hereby certify that I am a Professional Surveyor, licensed by the State of Idaho, and that the above is a true and correct copy of the original survey as the same was made and that it is a correct copy of the original survey as the same was made and that it is a correct copy of the original survey as the same was made.

Survey No. 203080		VANCE VAN HALL	
Drawn by G.L.S.		Vance Van Hall, Surveyor	
State REG. 11, 1907			
State REG.			
Job No. 203080			



RECORD OF SURVEY # 1

A PORTION OF GOV'T LOT 8 OF SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, IDAHO

200212

FILED-20000000

72 JUN 26 AM 9 34

Surveyed and
corrected survey, according
to the provisions of the
Idaho Survey Act of 1900
and the Survey Act of 1909
by
J. H. HALL
Surveyor



SCALE: 1" = 100'

DATA OF BEARING:
Record of Survey Book No. 200000

LEGEND

- SHADE OF SHEDDING - FOUND
- 1/4" BEAM - FOUND
- 3/4" BEAM - SET WITH PLASTER MAP
- 1/2" BEAM - FOUND
- 1/2" BEAM - SET WITH PLASTER MAP
- GALVANIZED PILE
- WOODEN CORNER
- - - - - PROPERTY BOUNDARY LINE
- () DATA OF BEARING

CERTIFICATION

I, J. H. Hall, do hereby certify that I am a Licensed Surveyor in the State of Idaho, and that the above is a true and correct copy of the original survey as the same was made and as the same is now shown to me by the Surveyor General of the State of Idaho, and that I am a member of the Idaho Surveyors Association and that I am a member of the Idaho Surveyors Association and that I am a member of the Idaho Surveyors Association.



Surveyed by
J. H. HALL

VANCE VAN HALL

Drawn by SLE

Date map 11, 1900

Scale 1" = 100'

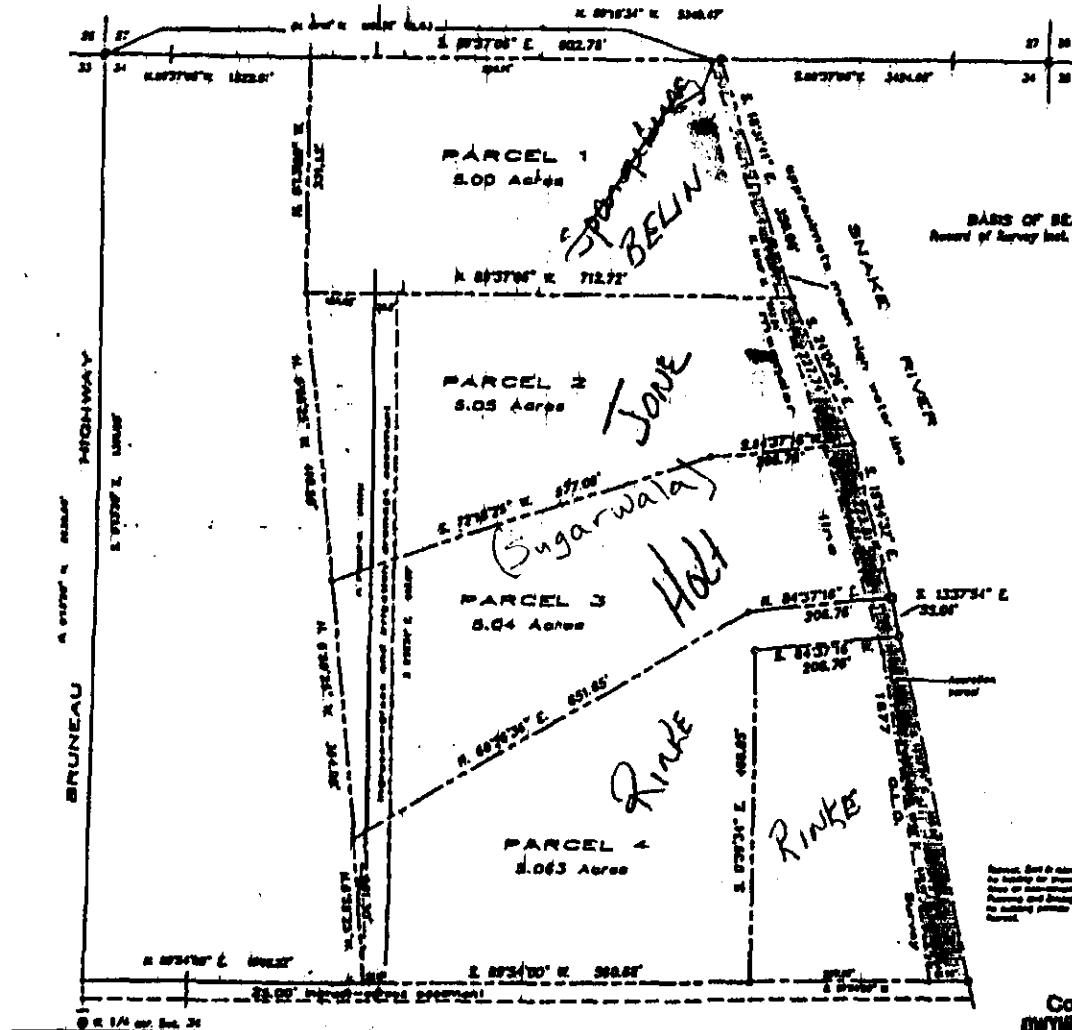


Idaho Surveyors Association
J. H. HALL
Surveyor

Survey, Book & description, the surveyor is hereby authorized to make a correct copy of the original survey as the same was made and as the same is now shown to me by the Surveyor General of the State of Idaho, and that I am a member of the Idaho Surveyors Association and that I am a member of the Idaho Surveyors Association.

Compliments of
OWYHEE COUNTY TITLE CO.
P.O. Box 8 405-2589

THIS SKETCH IS MADE SOLELY TO ASSIST
IN LOCATING THE PROPERTY. THE COMPANY
ASSUMES NO LIABILITY FOR ERRORS,
IF ANY, WHEN AN ACTUAL SURVEY.



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 02-10174
Date Received: 1/3/89
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): RAYMOND F HOLT
2100 N ZIRCON PL
MERIDIAN ID USA 83642

Phone: (208) 887-0920

2. Date of Priority: 04/05/1954

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
03N	04W	34	SE	NW 7	OWYHEE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.08	

7. Total Quantity Appropriated is:
0.08 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

MICROFILMED
JAN 10 1989

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	04W	34	NE NW	8	IRRIGATION	3.75
Section Acres						3.75
Total Acres						3.75

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 02-02113J. DB 2/27/2001.

15. Basis of Claim: License

MICRO
02/27/2001

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 18 2000

SEP 19 2000

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

Department of Water Resources

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
	A02-02113J	4			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *N/A*
- 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) VANCE VAN HALL
P.O. Box 816 MARSING ID. 83639
4. New Owner/Claimant(s) RAYMOND F. HOLT
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2100 N ZIRCON PL.
- City, State and ZIP Code MERIDIAN ID 83642
- New Telephone Number (208) 8870920
5. Date you acquired the property 18 AUG 1992

02-2113J VANCE VAN HALL 11.6

.23cfs

0.0198cfs
(or) 0.02

02-10173

VAN Hall

7.85 Acres

0.15cfs

Lot 8 NE 1/4 3.95

Hall 02-10174

3.75 Acres

0.08cfs

Lot 8 NE 1/4 3.75

MICRO

001 02 2001

WARRANTY DEED

For Value Received
VANCE VAN HALL, a married man dealing as his sole and separate property

the grantor , does hereby grant, bargain, sell and convey unto
RAYMOND F. HOLT and JOELINA E. HOLT, husband and wife

the grantee s , whose current address is, 2100 N. Zircon Place, Meridian, ID
the following described premises, to-wit: 83642

Real Property more fully described on Exhibit "A" attached hereto
and by reference thereto made a part hereof:

RESERVING unto the Grantor, his heirs, successors or assigns in
interest in the remaining portion of the NW $\frac{1}{4}$ of Section 34, T3N,
R4W, Boise Meridian, a permanent easement across that portion of
the real property lying Westerly of the Ingress-egress and drainage
easement described on Exhibit "A" for construction, maintenance and
repair of a pond, including the right to permanently flood with water
any portion of the property so reserved.

209757
FILED-RECORDED
93 MAR 1 AM 11 47
BARBARA JAYO
OWYHEE COUNTY RECORDER
BY *[Signature]*
DEPUTY
INDEXED
MICROFILMED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and
with the said Grantee s, that he is the owner in fee simple of said premises; that said
premises are free from all incumbrances except taxes and assessments for the year
1993 and subsequent years.

and that he will warrant and defend the same from all lawful claims whatsoever.
Dated: August 18, 1992

Vance Van Hall
Vance Van Hall

STATE OF IDAHO, COUNTY OF Owyhee 93
On this 26th day of August, 1992
before me, a notary public in and for said State, personally
appeared
Vance Van Hall

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

[Signature]
Notary Public
Boise, Idaho
Residing at
Comm. Expires 7/10/93

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

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

Ex-Officio Recorder -
By Deputy.
Fees \$
Mail to:

INSTRUMENT No.

Exhibit "A" To Warranty Deed Van Hall to Ho

This parcel is a portion of Government Lot 8 of Section 34, Township 3 North, Range 4 West of the Boise Meridian and is more particularly described as follows:

COMMENCING at the Northwest corner of said Section 34; thence South 89°37'06" East along the North boundary of said Section 34 a distance of 1322.61 feet; thence South 0°13'20" East a distance of 331.13 feet; thence South 6°59'25" East a distance of 410.50 feet to the TRUE POINT OF BEGINNING; thence North 72°18'25" East a distance of 577.09 feet; thence North 84°37'16" East a distance of 206.76 feet to a point on the mean high water line of the Westerly bank of the Snake River; thence South 15°54'37" East along the meander of said high water line a distance of 223.81 feet; thence South 84°37'16" West a distance of 206.76 feet; thence South 60°26'36" West a distance of 651.65 feet; thence North 6°59'25" West a distance of 364.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 35.00 foot easement for Ingress-egress and drainage described as follows: COMMENCING at the northwest corner of Section 34, Township 3 North, Range 4 West, Boise Meridian; thence South 89°37'06" East along the north boundary of said Section 34 a distance of 1322.61 feet; thence South 0°13'20" East a distance of 331.13 feet; thence South 89°37'06" East parallel with said north boundary a distance of 103.02 feet to the TRUE POINT OF BEGINNING of said easement; thence South 0°55'54" East a distance of 967.99 feet to a point on the north boundary of the easement shown in the document filed as Instrument No. 151317, records of Owyhee County; thence North 89°54'00" East (record N.89°52'40"E.) along said boundary a distance of 35.00 feet; thence North 0°55'54" West a distance of 967.99 feet; thence North 89°37'06" West a distance of 35.00 feet to the TRUE POINT OF BEGINNING for said easement.

Subject to exceptions and reservations contained in patents from the United States.

Subject to all easements, restrictions and reservations of record and of use.

Subject to any change in the meander line of the Snake River and to any accretion land relating thereto.

Subject to Affidavit and Declaration of Restrictive Covenants and Conditions and Amendments thereto recorded in the official records of the Owyhee County recorder.

FILED

SEP 13 1971

Ray Holt 887-0920



Skinner, Earl &
Associates, Inc.

1802 Blaine • Caldwell, ID 83405
(208) 454-0933

Greg L. Skinner PLS
Gerald L. Earl PLS

May 13, 1992

Description

Parcel 3

This parcel is a portion of Government Lot 8 of Section 34, Township 3 North, Range 4 West of the Boise Meridian and is more particularly described as follows:

COMMENCING at the northwest corner of said Section 34;

Thence South 89°37'06" East along the north boundary of said Section 34 a distance of 1322.61 feet;

Thence South 0°13'20" East a distance of 331.13 feet;

Thence South 6°59'25" East a distance of 410.50 feet to the TRUE POINT OF BEGINNING;

Thence North 72°18'25" East a distance of 577.09 feet;

Thence North 84°37'16" East a distance of 206.76 feet to a point on the mean high water line of the westerly bank of the Snake River;

Thence South 15°54'37" East along the meander of said high water line a distance of 223.81 feet;

Thence South 84°37'16" West a distance of 206.76 feet;

Thence South 60°26'36" West a distance of 651.65 feet;

Thence North 6°59'25" West a distance of 364.00 feet to the TRUE POINT OF BEGINNING.

This parcel contains 5.04 acres and includes use of and is subject to an ingress-egress and drainage easement described as follows:

on Exhibit "A" and "B" attached hereto and made a part thereof.

MICRO

EXHIBIT "3"

ESCROW INSTRUCTIONS

TO: OWYHEE COUNTY TITLE COMPANY

Escrow No. 43692

Date: August 12, 1992

Page 3

Seller shall at Seller's expense install a gravel access road on the Ingress and Egress Easement as shown on the recorded Survey. Buyer shall assume a prorated share of future maintenance as set forth in existing documents.

Buyer acknowledges Seller has disclosed that a portion of the property being purchased is accretion land from the Snake River and title to said land is subject to further proceedings for which the Seller shall remain liable for the completion thereof. Seller cannot warrant title to said land but will convey what ever interest, if any, the Seller may acquire.

Buyer and Seller acknowledge that no agreement of Purchase and Sale exists between the parties, and these instructions are for the benefit of the Title Company who shall act a Closing Agent.

~~Buyer acknowledges that only 3.75 acres of irrigation water rights~~ are available for transfer with this property. With recording of Warranty and Deed of Trust, Closing Agent is authorized to notify proper agency of transfer but is not insuring or guaranteeing water or Water Rights.

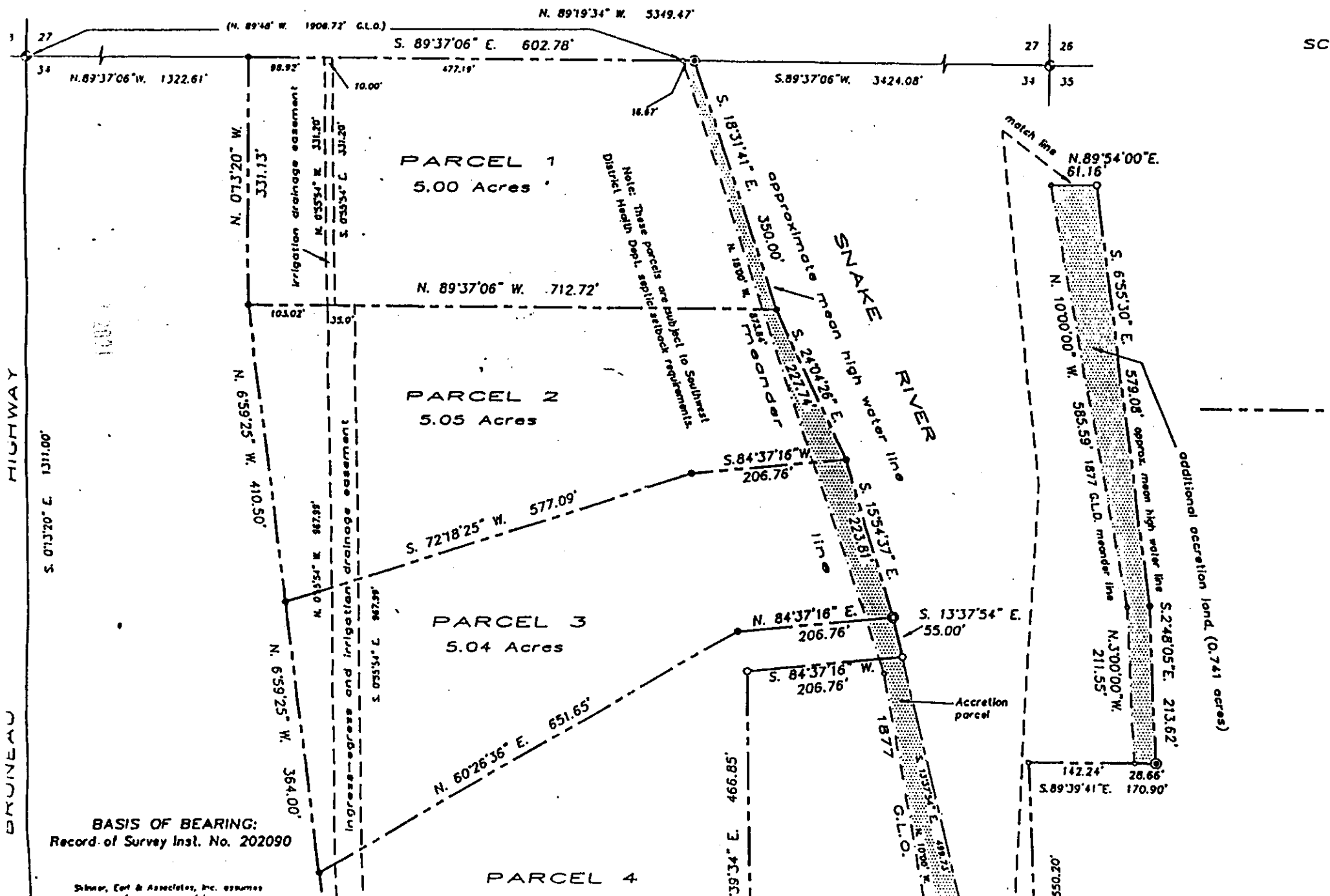
Buyer and Seller agree that upon payment of an additional \$5,000.00 principal plus all accrued interest and required payments to date of said \$5,000.00 principal payment, that a partial release of one acre may be obtained. Buyer shall pay all costs and have said acre surveyed and staked and one acre shall not be closer than 50 feet from the high water line of the Snake River as shown on the current survey. Buyer shall pay any partial release fees charged by Escrow Holder or Trustee.

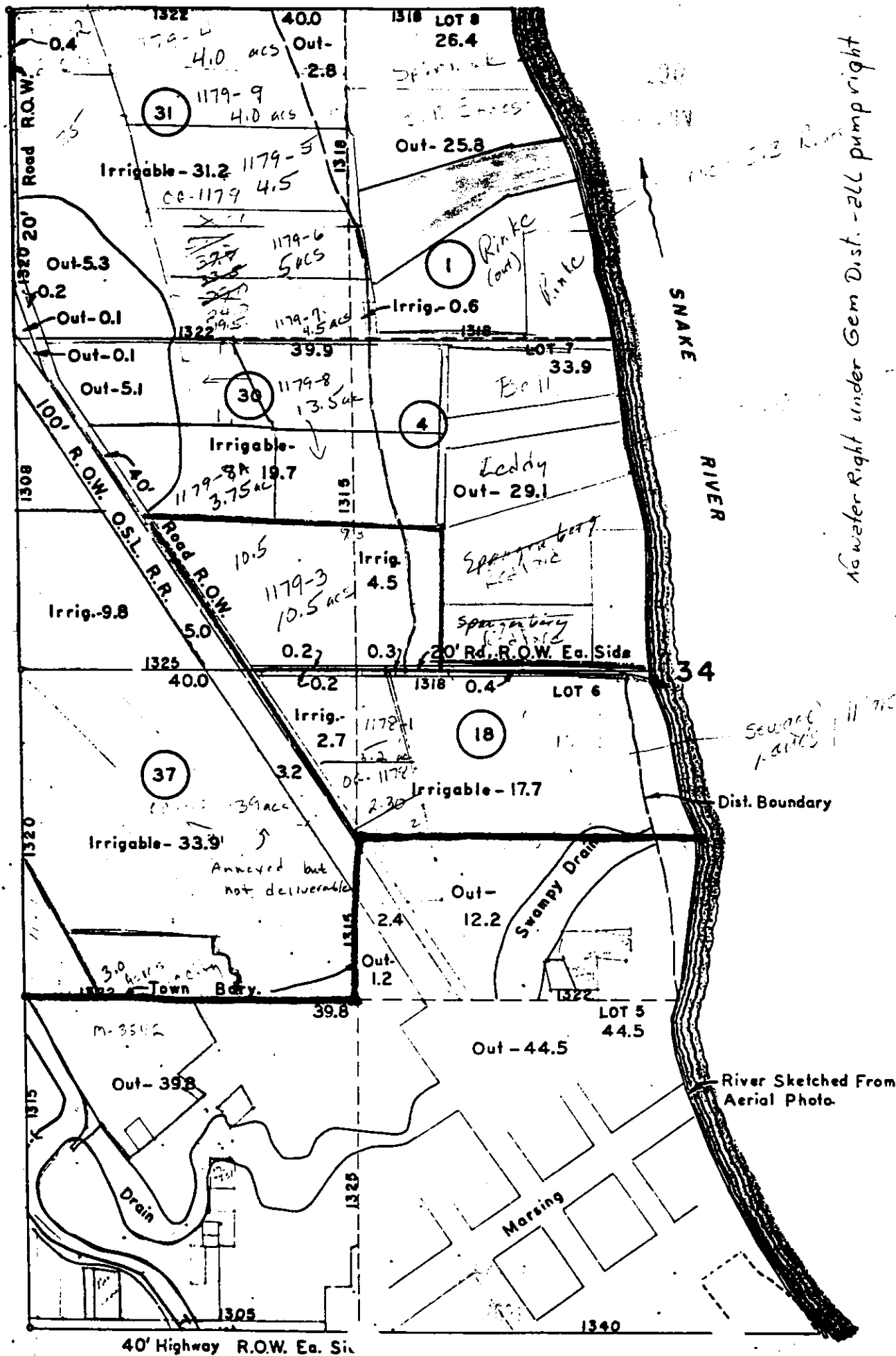
Seller is executing an Easement to Idaho Power Company for an underground power line along the 50 foot setback line. Title will be transferred subject to Easement.

Ray Hart
887-0920

RECORD OF SURVEY

A PORTION OF GOV'T LOT 8 OF SECTION 34
TOWNSHIP 3 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02113J
Date Received: 1/ 3/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: VANCE VAN HALL 208-896-4848
Address: RT 1 BOX 16
MARSING ID 83639

2. Date of Priority: APR 5, 1954

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	04W	34	SE	NW		7	OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.230		

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	04W	34	NE	NW	8	IRR	7.7
			SE	NW	7	IRR	3.9

Section Acres 11.6

A02-02113J

Page 1

Date: 08/12/97

DEC 9 2 2001

10. Place of Use: Continued

Total Acres 11.6

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A02-02113G. 8/12/97 LH

15. Basis of Claim: LICENSE

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION RECEIVED

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

AUG 3 1 2001

WATER RESOURCES
WESTERN REGION

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

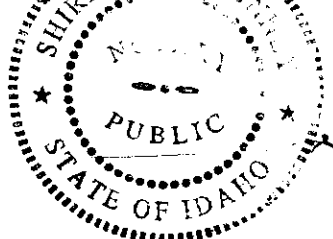
August 1 & 8, 2001

SIGNED: _____

STATE OF IDAHO)
COUNTY OF)

On this 29th day of August in the year of 2001 before me, a

Notary Public, personally appeared JOE E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Shirley Newberry
Notary Public for Idaho

Residing at Homedale, Idaho

My commission expires: 10/10/06

APPLICATION FOR PERMIT

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

2-10183 ✓
ZEN SUGARWALA
MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451
Point(s) of Diversion L7
SENV
S34 T03N R04W OWYHEE
County
Source SNAKE RIVER
Tributary To COLUMBIA
RIVER

Use: IRRIGATION
03/15 To 11/15 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 07/16/2001
Place Of Use: IRRIGATION
T03N R04W S34 NENW Lot

8

Number of Acres 1.25

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests

may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 08/06/2001. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER,
Director

8/1 & 8/8/01



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

July 25, 2001

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit No. 77-14141 in the Name of Gordon Titus
Application for Permit No. 02-10183 in the Name of Zen &/or Melissa Sugarwala
Application for Permit No. 63-31266 in the Name of Eric &/or Mary Pokorney
Application for Permit No. 63-31267 in the Name of Robert &/or Rebecca Wright

Dear Sir:

Enclosed are copies of the above-referenced applications for permit that the proposed use is from surface water. 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 your agency desires 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 August 20, 2001.

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

Sincerely,

Gary Spackman

GS:st

Encl.

RECEIVED

JUL 26 2001

MICROFILMED

RECEIVED



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

July 25, 2001

ROBERT L BELL
RT 1 BOX B
MARSING ID 83639

Re: Application for Permit No. 02-10183 in the Name of Zen &/or Melissa Sugarwala

Dear Sir:

Enclosed is a copy of the above-referenced application for permit that 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 August 20, 2001.

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

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman". The signature is written in a cursive, flowing style with a large, sweeping 'G' and a long, horizontal tail stroke.

Gary Spackman

GS:st

Encl: Copy of Application

2001 JUL 27 PM 4:00

MICHAEL J. DREHER

601 334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 7, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ZEN AND MELISSA SUGARWALA
7255 BOGGS LANE
KELSEYVILLE CA 95451

RE: APPLICATION FOR PERMIT FOR SNAKE RIVER WATER

Dear Applicant:

Our office received your application for permit on 5/24/2001. We are unable to process your application until the following information is clarified.

- 1.) In Section # 4 you put 1.25 in the area that describes the type of use. I am assuming from the remaining information on your application that you should have put **IRRIGATION** in this area.
- 2.) In Section # 5 you listed the total quantity of water to be diverted as 1.25 cfs. You only listed 0.04 cfs for the diversion rate in Section # 4, therefore I am assuming that this should be 0.04 cfs also. This is enough water to irrigate 1.25 acres of land.
- 3.) In Section # 9 you listed the acres to be irrigated as being in the NWNW $\frac{1}{4}$ $\frac{1}{4}$ of Section 34. However, the legal description that you refer to for Snake River Basin Adjudication (SRBA) claim 02-10174 (a portion of 02-02113J) describes a 5 acre parcel that is totally in the NENW of Section 34.
- 4.) The map that you supplied shows the point of diversion and the place of use as both being in the SENW $\frac{1}{4}$ $\frac{1}{4}$ of Section 34. Judging from the other information that you have supplied I assume that your property is in the NENW of Section 34.
- 5.) A Request to Process form was not submitted with the application for permit. In order to process any application for permit in the State of Idaho one of these forms must accompany the application.

In reviewing your application for permit I felt that I had all of the information needed to properly complete the application form. Therefore, I created an amended application form for you. Please review the form and make sure that all the information is correct. **If the information is correct, Please sign the form and return it to our office within 30 days of this letter. If the form is not correct please make any necessary changes and initial the changes prior to signing the form and returning it to our office.**

RECORDED

JUN 13 1991

page 2
Sugarwala

I have also sent a request to process form with this application. Please choose one of the three choices on the form, sign and date the form, and return it to our office. If you choose one of the first 2 choices you will need to supply documentation to prove that your water use is in the local public's best interest (first choice) or a mitigation plan (second choice). The third choice does not require any documentation at this time. The purpose of the form is to make you aware of the salmon recovery issue and let you know that at some point in time your water use may be curtailed to supply water for the salmon recovery effort. Most of the applicant's in our office choose the third choice in order to avoid preparing costly studies or mitigation plans required in the first two choices. If you need more information on this subject there is a letter attached to the request to process form or you may contact me at the above address.

I have sent a copy of your original application for permit with this letter that shows the areas that needed corrected. Please compare it and the amended application to your records to make sure the amended application is correct prior to signing it and sending it back to our office. I have also sent profile report of your adjudication claim for the original 3.75 acres. You may want to use this document to double-check the application for permit.

If you have any questions or concerns please do not hesitate to contact me at the above address.

Respectfully,



Daniel A. Nelson
Sr. Water Right Agent

Enclosures:

MICHAEL
001 02 1001

Memo to File 02-2113J and splits

May 25, 2001

Sue Bock

Raymond Holt filed a change of ownership on 02-2113J. Mr. Holt purchased 5.04 acres from Vance Van Hall; however, the warranty deed limited the number of irrigated acres to 3.75. Subsequently the Sugarwala's purchased from Holt. The Sugarwala's have been informed that only 3.75 acres of irrigation can be conveyed to them. Their property is located in Govt lot 8 see attached maps. On May 24, 2001 they filed an application for permit for 1.25 acres to cover their entire parcel.

Robert Bell also purchased from Van Hall. The remainder of the right, 7.85 acres was put in Bell's name when the change of ownership was submitted. This was an oversight on our part. Bell has 2 pieces of property 4.2 acres and 2.8 acres; however both parcels of land are located govt lot 7. The number of acres remaining in Lot 7 is 3.9 acres this is the amount of land the Bell's claim will reflect.

The remainder of the right, 3.95 acres in govt lot 8 will stay in Van Hall's name until a new change of ownership has been submitted.

ENCLOSURE

MAY 25 2001



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

February 27, 2001

RAYMOND F HOLT
2100 N ZIRCON PL
MERIDIAN ID 83642

Re: Original Notice of Claim to a Water Right No. 02-02113J

Renumbered Notice of Claim to a Water Right No. 02-10174

Dear Claimant:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Denise Buffington
Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosure

M.C.

001 0 2 001



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

July 25, 2001

Legal Notice Department

Owyhee Avalanche

PO Box 97

Homedale ID 83628

RE: Application for Permit No. 2-10183

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 08/20/2001. Your cooperation is appreciated.

Sincerely

A handwritten signature in cursive script, appearing to read 'Sue', is written over the word 'Sincerely'.

Sue Taylor
Senior Secretary

MICROFILMED

SEP 25 2001

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

2-10183

ZEN SUGARWALA
MELISSA SUGARWALA
7255 BOGGS LN
KELSEYVILLE CA 95451

Point(s) of Diversion L7 SENW S34 T03N R04W OWYHEE County Source SNAKE RIVER
Tributary To COLUMBIA RIVER

Use: IRRIGATION 03/15 To 11/15 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 07/16/2001

Place Of Use: IRRIGATION

T03N R04W S34 NENW Lot 8

Number of Acres 1.25

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 08/20/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on August 1 and 8, 2001.

MICROFILMED

OCT 02 2001

RECEIVED

JUL 16 2001

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant ZEN AND/OR MELISSA SUGARWALA
Mailing Address 7255 BOGGS LANE
KELSEYVILLE CA 95451
Application No. 57-11587
(if known)

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

✓ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Zep Sugarwala
7/10/01

Date

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

NO. 42 - 11
JUL 16 2001