

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 24 2012

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
2-10219	Yes ☐	63-2919	Yes ☐		Yes ☐
2-10221	Yes ☐	63-3134C SRBA	Yes ☐		Yes ☐
2-2208	Yes ☐	63-3275A SRBA	Yes ☐		Yes ☐
2-2313	Yes ☐	63-9258	Yes ☐		Yes ☐
63-2795	Yes ☐	63-31487	Yes ☐		Yes ☐

2. Previous Owner's Name: Paul and Marilyn Rasgorshek
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): PMR Land, LLC
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
12770 W. Roosevelt Ave
 Mailing address
Nampa ID 83686
 City State ZIP
(208) 446-7722 paul.rasgorshek@landdb.com
 Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: July 13, 2012

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.

7. Signature: Paul A. Rasgorshek Member, PMR Land, LLC 10/19/12
 Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by HP Date 10-24-12 Receipt No. C096152 Receipt Amt. 200.00
 Approved by _____ Processed by Jat Date 10-26-12

2012030271

RECORDED

WHEN RECORDED

RETURN TO:

McAnaney & Associates, PLLC
1101 W. River Street, Suite 100
Boise, Idaho 83702

2012 JUL 17 PM 1 54

CHRIS YAMAMOTO
CANYON CNTY RECORDER

BY gmhane

SEND TAX NOTICES TO:

PMR Land, LLC

Attn: Paul and Marilyn Rasgorshek, Managers
12770 W. Roosevelt Avenue
Nampa, Idaho 83686

REQUEST Mananey & Assoc

TYPE Quit FEE 1900

QUITCLAIM DEED

GRANTORS, **Paul Rasgorshek** and **Marilyn Rasgorshek**, husband and wife, do hereby REMISE, RELEASE and forever QUITCLAIM, unto **PMR Land, LLC**, an Idaho limited liability company, whose current address is 12770 W. Roosevelt Avenue, Nampa, Idaho 83686, as GRANTEE and to Grantee's successors and assigns, all of Grantors' right, title and interest in and to the real property situated in Canyon County, Idaho, more particularly described as follows:

See Exhibit A attached hereto.

TOGETHER with all tenements, hereditaments and appurtenances there unto belonging.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 13 day of July, 2012.

Paul Rasgorshek
Paul Rasgorshek

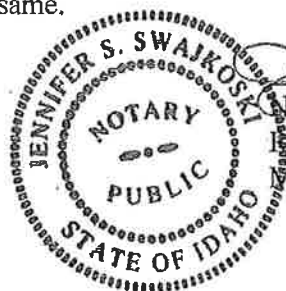
Marilyn Rasgorshek
Marilyn Rasgorshek

QUITCLAIM DEED - 1

M:\Clients\Rasgorshek, Paul A. - 08025\08025.004 - PMR Land, LLC\QCD - 5097 Rim Road and Stage Coach Road to PMR.doc

STATE OF IDAHO)
 : ss.
County of Ada)

On this 18th day of July, 2012, before me, the undersigned, a Notary Public, personally appeared **Paul Rasgorshek** and **Marilyn Rasgorshek**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Jennifer S. Swajkowski
Notary Public for Idaho
Residing at: Bassey ID
My commission expires: 12/17/13

EXHIBIT A

PARCEL 1:

R 28749

A portion of the Southeast quarter of the Southeast quarter of Section 1, Township 1 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Southeast corner of the Southeast Quarter of the Southeast Quarter of Section 1 the REAL POINT OF BEGINNING; thence North 89° 23' 00" West along the South boundary of said Southeast Quarter of the Southeast Quarter a distance of 1,019.28 feet; thence North 9° 17' 20" East a distance of 1,346.98 feet to a point on the North boundary of said Southeast Quarter of the Southeast Quarter; thence South 89° 26' 49" East along said North boundary a distance of 816.44 feet to a point on the East boundary of said Southeast Quarter of the Southeast Quarter; thence South 0° 37' 40" West along said East boundary a distance of 1,332.49 feet to the REAL POINT OF BEGINNING;

PARCEL 2:

R 28748-010-0

A portion of the South Half of the Southeast Quarter and of the Southeast Quarter of the Southwest Quarter of Section 1, Township 1 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Southeast corner of said South Half of the Southeast Quarter; thence

South 89°55'14" West along the South boundary of said South Half of the Southeast Quarter a distance of 1019.28 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°55'14" West along said South boundary a distance of 1641.65 feet to the Southwest corner of said South Half of the Southeast Quarter; thence South 89° 55'14" West along the South boundary of said Southeast Quarter of the Southwest Quarter a distance of 19.97 feet; thence North 0°15'12" West a distance of 1329.57 feet to a point on the North boundary of said Southeast Quarter of the Southwest Quarter; thence North 89°51'07" East along said North boundary a distance of 27.12 feet to the Northwest corner of said South Half of the Southeast Quarter; thence North 89°51'16" East along the North boundary of said South Half of the Southeast Quarter a distance of 1841.51 feet; thence South 8°35'12" West a distance of 1347.09 feet to the TRUE POINT OF BEGINNING.

PARCEL 3:

A non-exclusive 30 foot wide Irrigation Pipeline and Delivery System Easement, being described as follows:

The centerline of which is a buried pipe running from the Northwest corner of Parcel 2 hereinabove described in a Westerly direction approximately 412 feet to a head gate owned by the Hat Butte Mutual Canal Company. Located in the South half of the Southwest quarter of Section 1 Township 1 North, Range 3 West of the Boise Meridian, Canyon County, Idaho.

Said easement was created and granted by Easement Agreement dated July 10, 2001 and recorded July 10, 2001 as Instrument No. 200127385. Said easement is declared to be appurtenant to and for the benefit of the property described as Parcel 2 above.

2012030273

RECORDED

WHEN RECORDED

RETURN TO:

McAnaney & Associates, PLLC
1101 W. River Street, Suite 100
Boise, Idaho 83702

2012 JUL 17 PM 1 54

CHRIS YAMAMOTO
CANYON CNTY RECORDER

BY *[Signature]*

SEND TAX NOTICES TO:

PMR Land, LLC

Attn: Paul and Marilyn Rasgorshek, Managers
12770 W. Roosevelt Avenue
Nampa, Idaho 83686

REQUEST *[Signature]*

TYPE *[Signature]*

FEE *19.00*

QUITCLAIM DEED

GRANTORS, **Paul Rasgorshek** and **Marilyn Rasgorshek**, husband and wife, do hereby REMISE, RELEASE and forever QUITCLAIM, unto **PMR Land, LLC**, an Idaho limited liability company, whose current address is 12770 W. Roosevelt Avenue, Nampa, Idaho 83686, as GRANTEE and to Grantee's successors and assigns, all of Grantors' right, title and interest in and to the real property situated in Canyon County, Idaho, more particularly described as follows:

See Exhibit A attached hereto.

TOGETHER with all tenements, hereditaments and appurtenances there unto belonging.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 13 day of July, 2012.

Paul A. Rasgorshek
Paul Rasgorshek

Marilyn Rasgorshek
Marilyn Rasgorshek

QUITCLAIM DEED - 1

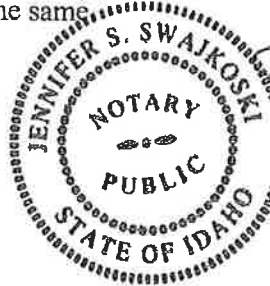
M:\Clients\Rasgorshek, Paul A. - 08025\08025.004 - PMR Land, LLC\QCD - Surrey Lane.doc

STATE OF IDAHO)

: ss.

County of Ada)

On this 18th day of JULY, 2012, before me, the undersigned, a Notary Public, personally appeared **Paul Rasgorshek** and **Marilyn Rasgorshek**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Jennifer S. Swajkowski
Notary Public for Idaho

Residing at: Boise, ID

My commission expires: 12/17/15

EXHIBIT A

PARCEL 1:

R 30222

The Southwest quarter of the Southeast quarter of Section 27, in Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Excepting therefrom that portion conveyed to Winemakers, LLC by Warranty Deed recorded November 19, 1998 as Instrument No. 9842977.

PARCEL 2:

R 30248

R 30251

R 30249

The Southeast quarter and the North half of Section 34, in Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Excepting therefrom that portion of the North half of Section 34 as conveyed to Winemakers, LLC, by Warranty Deed recorded November 19, 1998, as Instrument No. 9842974 and re-recorded January 22, 1999 as Instrument No. 9902579.

Further Excepting therefrom that portion of the North half of Section 34 as conveyed to Winemakers, LLC, by Warranty Deed recorded November 19, 1998 as Instrument No. 9842977.

PARCEL 3:

A Non-Exclusive 40-foot Easement for pipeline purposes as conveyed by Easement Agreement recorded August 20, 1963 in Book 24 at Page 223, as Instrument No. 537879, reference is made to said document for full particulars.

Said Easement is declared to be appurtenant to and for the use and benefit of the property described as Parcel 2 above.

PARCEL 3A:

A Non-Exclusive Easement for pipeline purposes as conveyed by Easement Agreement recorded March 18, 1964 in Book 24 at Page 450, as Instrument No. 547145, reference is made to said document for full particulars.

Said Easement is declared to be appurtenant to and for the use and benefit of the property described as Parcel 2 above.

PARCEL 4:

R 30256 R 30255 R 30254

The West half of the Northwest quarter and the South half of Section 35, in Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

PARCEL 5:

A Non-Exclusive 40-foot Easement for pipeline purposes as conveyed by Easement Agreement recorded August 20, 1963 in Book 24 at Page 223, as Instrument No. 537879, reference is made to said document for full particulars.

Said Easement is declared to be appurtenant to and for the use and benefit of the property described as Parcel 4 above.

QUITCLAIM DEED - 4

M:\Clients\Rasgorshek, Paul A. - 08025\08025.004 - PMR Land, LLC\QCD - Surrey Lane.doc

State of Idaho
Department of Water Resources

Adjudication Recommendation

63-3275A & 63-3134C

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



R03W

R02W

● Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

Taxlots

0 0.25 0.5 1 Miles



Attachment to PMR Land, LLC, Notice of Change in Water Right Ownership

Water Right #	Current Water Right Owner per IDWR Records	Instrument # (conveyance to PMR Land, LLC)
2-10219	Paul and Marilyn Rasgorshek	2012030271
2-10221	Paul and Marilyn Rasgorshek	2012030271
2-2208	Paul and Marilyn Rasgorshek	2012030273
2-2313	Paul and Marilyn Rasgorshek	2012030273
63-2795	Paul and Marilyn Rasgorshek	2012030273
63-2919	Paul and Marilyn Rasgorshek	2012030273
63-3134C	Paul and Marilyn Rasgorshek	2012030271
63-3275A	Paul and Marilyn Rasgorshek	2012030271
63-9258	Paul and Marilyn Rasgorshek	2012030273
63-31487	Paul and Marilyn Rasgorshek	2012030273

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3134C V1

WATER RIGHT NUMBER: 63-3134C V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARILYN RASGORSHEK 12770 W ROOSEVELT AVE NAMPA, ID 83686 (208)466-7722
Current Owner	PAUL A RASGORSHEK 12770 W ROOSEVELT AVE NAMPA, ID 83686 (208)466-7722

Priority Date: 07/09/1958

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.180 CFS	81.00 AF
	<u>Total Diversion:</u>	0.180 CFS	81.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 31, Twp 02N, Rge 02W, B.M.
CANYON 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	
01N	03W	1																	18.0

Total Acres: 18

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E53 Right Nos. 63-3134C and 63-3275A are limited to a total combined annual diversion volume of 135 AF.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
5. E55 Right Nos. 63-3134C and 63-3275A are limited to the irrigation of a combined total of 30 acres in a single irrigation season.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3134C V1

Remarks:

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			08/14/2012	jshurte	Active
Summary			08/14/2012	jshurte	Active

Verification Log:

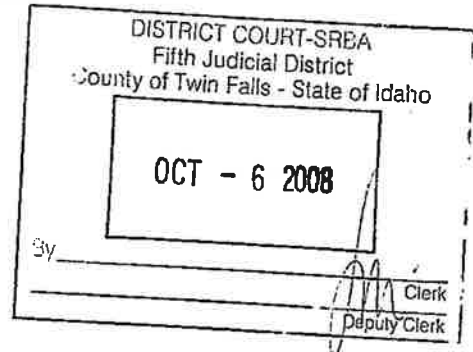
<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	8/14/2012 9:55:29 AM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
Summary	8/14/2012 9:32:52 AM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

Water Supply Bank:

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 63-03134B



NAME AND ADDRESS: MT OLYMPUS INVESTMENTS LLC
1223 S CLEARVIEW AVE STE 103
MESA, AZ 85209

VIELGLUCK LIMITED PARTNERSHIP
1223 S CLEARVIEW AVE STE 5
MESA, AZ 85209

STAGECOACH AND RIM LLC
3850 E BASELINE RD #114
MESA, AZ 85206

SOURCE: GROUND WATER

QUANTITY: 8.07 CFS
3582.00 AFY

Right Nos. 63-3134B and 63-3275B are limited to a total combined
annual diversion volume of 3582 AF.

PRIORITY DATE: 07/09/1958

POINT OF DIVERSION: T01N R02W S06 NESW Within Canyon County
NWNW
S07 SENE
T02N R02W S31 NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	8.07 CFS 3582.00 AFY

PLACE OF USE:	Irrigation	Within Canyon County
	T01N R02W S05	SESW 39.0
	S06 LOT 3	(NENW) 4.4 LOT 4 (NWNW) 31.0
	LOT 5	(SWNW) 38.0 SENW 36.0
		NESW 40.0 LOT 6 (NWSW) 40.0
	LOT 7	(SWSW) 40.0 SESW 39.0
		NESE 30.0 NWSE 36.0
		SWSE 39.0 SESE 39.0
	S07	NENE 27.0 NWNE 40.0
		SWNE 29.0 SENE 21.0
		NENW 40.0 LOT 1 (NWNW) 41.0
	LOT 2	(SWNW) 41.0 SENW 40.0
	R03W S01	SESE 18.0
	T02N R02W S31 LOT 3	(NWSW) 7.6 LOT 4 (SWSW) 1.0
	796.0 Acres Total	

→ split to 63-3134C

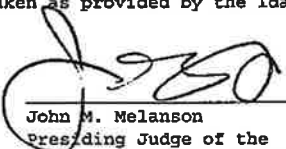
Right Nos. 63-3134B and 63-3275B are limited to the irrigation
of a combined total of 796 acres in a single irrigation season.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

July 13, 2012

Re: Water Right Nos. 63-3134B and 63-3275B

Sun Ridge Dairy, LLC
4890 Dry Lake Road
Nampa, ID 83686

Dear Water Right Holder:

This letter concerns Water Right Nos. 63-3134B and 63-3275B, both of which are currently held in your name. The Idaho Department of Water Resources ("Department") recently discovered errors in the place of use legal descriptions for both of these rights. Specifically, 18 acres in the SESE, Section 1, Township 1N, Range 3W, were erroneously included in the partial decrees for both of these rights issued by the Snake River Basin Adjudication Court ("SRBA") in 2008. As explained further below, the Department now seeks to correct this error.

The original Water Right Nos. 63-3134 and 63-3275 were claimed in the SRBA on 2/28/1990 in the name of Elmer Tiegs. On 3/16/1999, the Department received a change of ownership for both of these rights. The change resulted in splits of these rights; Water Right Nos. 63-3134A and 63-3275A went to Elmer Tiegs and Water Right Nos. 63-3134B and 63-3275B to Desert Sun Farms, Charles and Carol Pintler ("Desert/Pintler"). In 2004 Desert/Pintler sold the land underlying 63-3134B and 63-3275B (including the lands in the SESE of Sec. 1) to Paul and Marilyn Rasgorshek.

In August 2007, the Department received a change of ownership for 63-3134B and 63-3275B from the Rasgorsheks to Stagecoach and Rim LLC, Vielgluck Limited Partnership and Mt Olympus Investments LLC ("Stagecoach"). The deed submitted with the change in ownership did not include the lands in the SESE of Sec. 1. However, the Department apparently did not notice this when it changed the rights' ownership. As a result, on 10/6/2008 the SRBA Court issued partial decrees for these rights to Stagecoach that included the 18 acres in the SESE of Sec. 1. In September 2011, the Department received a change of ownership from Stagecoach changing the name to Sun Ridge Dairy, LLC. The error concerning the 18 acre parcel went unnoticed, even though the deed from Stagecoach to you also does not include any lands in the SESE of Sec. 1. Attached is a map which might help illustrate the discrepancy.

The Department recently discovered the error and now proposes, based on the deeds in our records, to correctly readjust the 18 acres in the SESE, Sec. 1, by putting them back into the Rasgorsheks' name, along with the corresponding proportionate diversion rate (in cubic feet per second or "cfs") and volume (in acre feet per annum). The correction will amount to .18 cfs from 63-3134B and .03 cfs from 63-3275B for a total of .21 cfs and 81 acre feet per annum (4.5

af/ac for 18 acres). After the correction, 63-3134B and 63-3275B will provide for 9.29 cfs and 3501 acre feet per annum to irrigate 778 acres (4.5 af/ac for 778 acres).

These corrections are necessary under the law because a water right is generally appurtenant to the underlying land and thus should be in the landowner's name. In other words, the 18 acres in the SESE of Sec. 1 belong to the Rasgorsheks so the water right appurtenant to those acres should be in the Rasgorsheks' name, too. The proposed changes reflect the reality that the 18 acres in the SESE of Sec. 1 were never appropriately part of 63-3134B and 63-3275B.

Accordingly, the Department plans to submit a Request for Correction of Error to the SRBA Court for these water rights under Rule 60(a), Idaho Rules of Civil Procedure, and request issuance of amended partial decrees. You will receive a copy of the Department's Request. The Request will specify the changes necessary to correct the error (as discussed above, changes to the place of use legal description, number of irrigable acres, and quantity). The Court will likely set a hearing date upon receipt of the Department's Request. You may wish to participate, and the Court does allow telephonic appearances. However, if you do not object to the error correction, then you can either alert the SRBA Court of such or opt not to appear. If you choose the latter course, the Court may proceed with adopting the Department's proposed recommendations for the amended partial decrees.

If you have any questions or problems concerning this letter, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Jan Shurte".

Jan Shurte
Adjudication Technical Analyst
Idaho Department of Water Resources

Cc:
Rabo Agrifinance Inc.
12443 Olive Blvd Ste 50
St. Louis, MO 63141

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 63-3134C
Date Received: 8/14/2012
Receipt No:
Received By:

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

1. Name of Claimant(s)

MARILYN RASGORSHEK Phone: (208)466-7722

12770 W ROOSEVELT AVE
NAMPA ID USA 83686

PAUL A RASGORSHEK Phone: (208)466-7722

12770 W ROOSEVELT AVE
NAMPA ID USA 83686

2. Date of Priority: 07/09/1958

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	31	NW SW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.18	81

7. Total Quantity Appropriated is:
0.18 C.F.S. and/or 81 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
01N	03W	1	SE	SE	IRRIGATION	18	
						Section Acres	18
						Total Acres	18

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split of 63-3134 to reflect a split that was incorrectly completed in August 2007 which gave the 18 acres reflected under this right to Sunridge Dairy which the deeds did not show them buying. These 18 acres should have remained in the name of the Rasgorsheks who still own the property. See letter dated 7-13-2012 for further information.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

Date:

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____