

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: **A65-07155B**
Date Received: 10/17/1988
Receipt No: X777777
Received By: _____

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

1. Name: JAMES M AXELTON 208-343-0633
Address: 5955 COLLISTER DR
BOISE ID 83703

OR

Name: IVONA AXELTON 208-343-0633
Address: 5955 COLLISTER DR
BOISE ID 83703

2. Date of Priority: AUG 18, 1970

3. Source: DEER CREEK Trib. to: CASCADE RESERVOIR

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	03E	7				4	VALLEY
			NW	SW		3	VALLEY

5. Description of diverting works:
COLLECTION BOX 1,100 FT. OF PLASTIC PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		3.00

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 3.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/4 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03E	7		4	DOMEST	
			NW SW	3	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
A65-17233

14. Remarks:

PARCEL OF LAND IN LOTS 3 AND 4.
THIS NUMBER IS A RESULT OF A SPLIT. SEE NO. A65-07155.

15. Basis of Claim: BENEFICIAL USE

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES MAY 21 1998NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.1. Water Right No(s).: 65-17233 65-67155

Adjudication Claim No(s).: _____

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Lyle M. & Elvera Axelton6534 Hummel Dr.4. New Owner/Claimant(s) James M. or Ivonne AxeltonName Connector (Check one): [] and, [] or, ☒ and/orNew Mailing Address 5955 Collier Dr.City, State and ZIP Code Boise, Idaho 83703New Telephone Number (208) 343-06335. Date you acquired the property 6/30/1993

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) James M. Axelton

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.

4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.

5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.

8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

*IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190
 IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033
 IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450
 IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

THIS DEED is made by James M. Axelton, as Personal Representative of the Estates of Lyle M. and Elvera A. Axelton, deceased, as Grantors. The Grantee is James M. Axelton, Trustee of the Lyle M. and Elvera A. Axelton Family Trust, U/T/A dated August 31, 1989, whose address is 5955 Collister, Boise, Idaho 83703.

WHEREAS, Grantor is the qualified Personal Representative of said estate, filed as Probate Number 3P-15701, in Ada County, Idaho; and,

WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;

THEREFORE, FOR NO CONSIDERATION RECEIVED, Grantor conveys and releases to Grantee the real property in Valley County, Idaho described in Exhibit "A" attached and incorporated by reference herein.

Executed this 30th day of July, 1993.


James M. Axelton
Personal Representative
of the Estate of Lyle M. and Elvera A.
Axelton, Deceased

STATE OF IDAHO)
 : ss.
County of Ada)

On this 30th day of July, 1993, before me, a notary public in and for said State, personally appeared James M. Axelton, known to me to be the Personal Representative of the decedents Lyle M. Axelton and Elvera A. Axelton, and the person whose name is subscribed to the within instrument in his capacity as Personal Representative, and acknowledged to me that he executed the same.

Sara Torrea
Notary Public for Idaho;
Residing at Boise, Idaho.
Commission Expires: 4-22-97

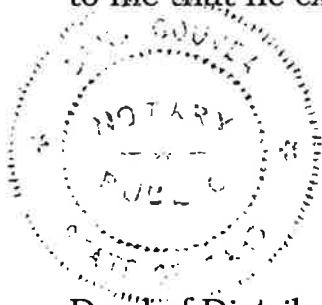


EXHIBIT A

In Valley County:-

A parcel of land located in Lots 3 and 4, Section 7, Township 14 North, Range 3 East, Boise Meridian more particularly described as follows:

Beginning at a point which is N. 89 degrees 53.7' E. a distance of 887.6 feet from the south 1/16 corner common to Sections 12 and 7, T. 14 N., R. 3 E., B.M.;

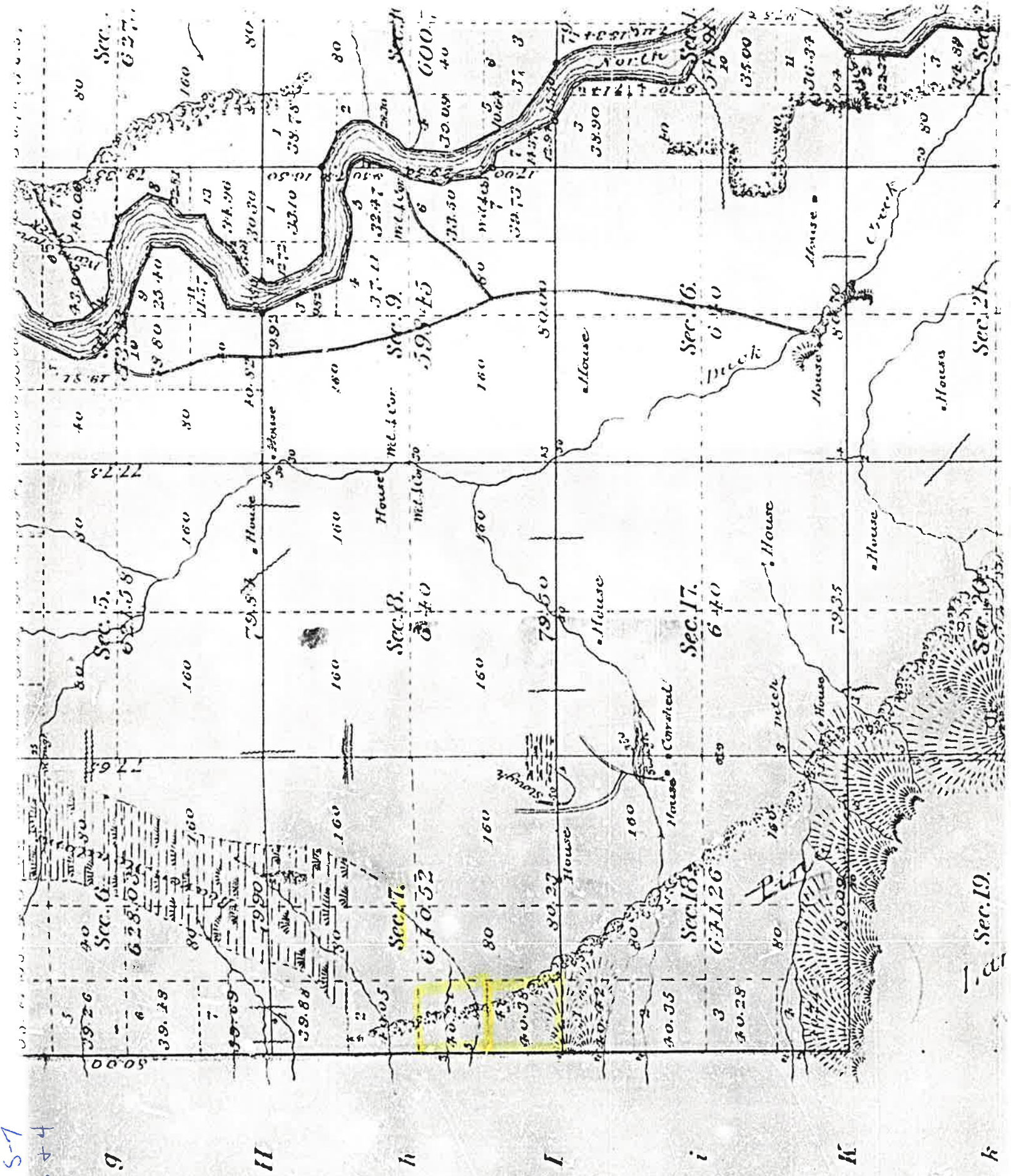
Thence N. 0 degrees 06.3' W. a distance of 144.0 feet to a point; thence S. 48 degrees 16.83' E. a distance of 380.65 feet to a point; thence S. 13 degrees 25.1' W. a distance of 40.0' to a point; thence S. 35 degrees 54.8' W. a distance of 20.9 feet to a point; thence N. 57 degrees 47.2' W. a distance of 310.0 feet to the point of beginning. Containing 0.68 acres more or less. Together with an easement for constructing, using and maintaining a reservoir and pipeline over and across adjoining real property as conveyed by God's Acres, a corporation, by that certain easement dated August 1, 1965, and recorded December 8, 1969 in the Office of the Recorder, Valley County, Idaho. Together with an easement ten (10) feet in width for the construction, use, and maintaining of a water system and pipeline through adjacent real property granted by Lyle M. Axelton et ux and Walter Hamilton Johnson et ux, the center line of which easement is described as follows:

Commencing at a point which is N. 89 degrees 53.7' E. a distance of 887.6 feet from the south 1/16 corner common to Sections 12 and 7, T. 14 N., R. 3 E., B.M.; thence N. 0 degrees 06.3' W. a distance of 144.0 feet to a point; thence N. 89 degrees 53.7' E. a distance of 83.7 feet to the point of beginning of the center line of said ten (10) foot easement;

Thence S. 14 degrees 20.3' E. a distance of 99.96 feet to a point on the boundary of contiguous property.

Together with their appurtenances.

14N 3E S-7
lots 3 + 4



14N 3E S-7
lots 3 + 4

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

CHANGE (SMT) TO A65-07155B

Ident. Number: A65-07155

Date Received: 10/17/1988

Receipt No: X999999

Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYLE M. AXELTON 208-375-5833
Address: 6534 HUMMEL DRIVE
BOISE, ID 83709

OR
Name: ELVERA A. AXELTON 208-375-5833
Address: 6534 HUMMEL DRIVE
BOISE, ID 83709

2. Date of Priority: AUG 18, 1970

3. Source: DEER CREEK Trib. to: CASCADE RESERVOIR

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	03E	7				4	VALLEY
			NW	SW		3	VALLEY

5. Description of diverting works:
COLLECTION BOX 1,100 FT. OF PLASTIC PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		3.00

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 3.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/4 HOMES.

A65-07155

Page 1

Date: 10/17/88

MICROFILMED
SEP 23 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03E	7		4	DOMEST	
			NW SW	3	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
A65-17233

14. Remarks:
PARCEL OF LAND IN LOTS 3 AND 4.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

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 X 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): Eyle M. Lutton Date: Oct 17, 1988

Date: _____

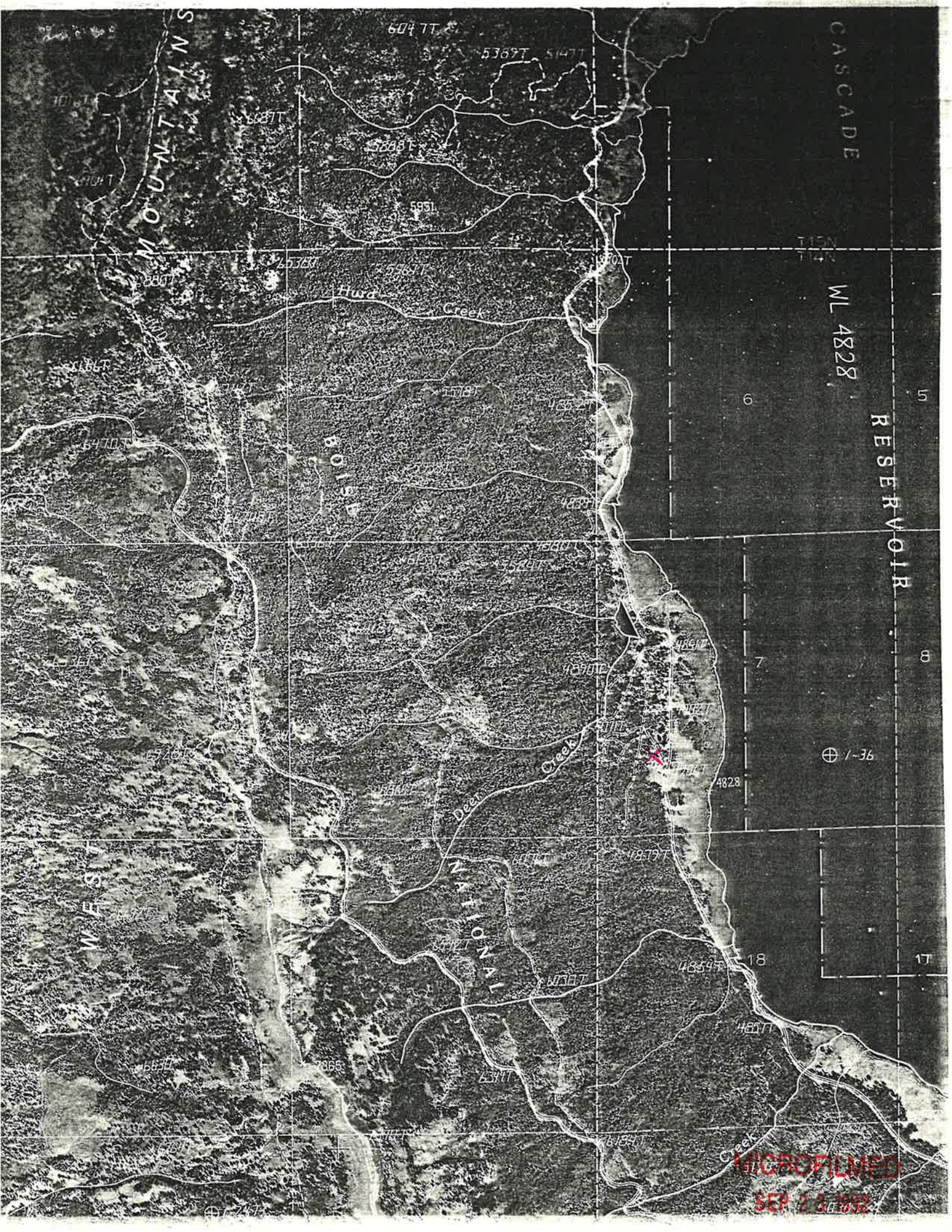
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of October 19 88.

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise
My Commission Expires 1-19-1994



SEP 23 1992

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Prototested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 65
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 01/21/1986				

SEP 23 1992

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 05 1999

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

RECEIVED

OCT 08 1999

WATER RESOURCES
WESTERN REGION

Water right number: 65-07155B

JAMES M AXELTON
IVONA AXELTON
5955 COLLISTER DR
BOISE ID 83703

Daytime Telephone Number: 377-6818
Evening Telephone Number: 343-0633

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 9/30/99 SIGNATURE: James M. Axelton
Please print your name: JAMES M. AXELTON

AJ0749NP
No. R65-07155B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES M AXELTON C IVONA AXELTON 5955 COLLISTER DRIVE BOISE ID 83703 (208) 343-0633	08/18/1970	DOMESTIC	01-01 12-31	0.060 CFS	2.25 AFA
TOTAL DIVERSION:					0.060 CFS	2.25 AFA

Water Source: DEER CREEK

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T14N R03E S07 Lot03(NWSW)

VALLEY County

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
14N 03E 7	:	:	: 03-D 04-D	:

POU County: VALLEY

Non-Irrigation Uses: 3 HOMES

Other Rights: A65-17233

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag: Presumption Flag:

Comments: Date: 03/10/1997 User-ID: CORR2 Subject: COPIED FROM REMARKS
PARCEL OF LAND IN LOTS 3 AND 4.
1201 W MTN RD.

Date: 07/23/1998 User-ID: DBUFFING Subject: COPIED FROM REMARKS
RP 14N03E07S990 A

Date: 09/24/1999 User-ID: JSHURTE Subject: REDUCTION IN # OF HOMES/PD CHANGE

AJ0749NP
No. R65-071558

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/24/99
PAGE: 2

Comments: Date: 09/24/1999 User-ID: JSHURTE Subject: REDUCTION IN # OF HOMES/PD CHANGE

PER FIELD EXAM CONDUCTED FOR PROOF OF B/U THE PD IS IN THE NMSV,
LOT 3 FOR ALL THE HOMES. ADDED PD FOR THIS CLAIM SHOULD BE DONE
BY A TRANSFER. THE NUMBER OF HOMES WAS REDUCED TO 3 DUE TO A
FILING ON THIS CLAIM BY ROBERT BRUECK FOR 1 HOME WHICH IS LOCATED
ON THE JOHNSON'S PROPERTY WHICH WERE ONE OF THE TWO ORIGINAL
LICENSE OWNERS. SINCE ORIGINAL LICENSE WAS FOR 4 HOMES TO THE
AXELTON'S AND JOHNSON'S AND BRUECK PURCHASED PROPERTY PREVIOUSLY
BELONGING TO JOHNSON'S AND SHOWN ON THE FIELD EXAM MAP, THEN ONE
OF THE 4 HOMES IS BEING DECREED TO BRUECK. THE REMAINING 3 WILL
BE DECREED UNDER THIS RIGHT. BRUECK'S CLAIM IS 65-07155A.

Audit: 09/24/99 JSHURTE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7155 Priority August 18, 1970 Amount 0.08 cfs

THIS IS TO CERTIFY, that Lyle M. & Elvera A. Axelton -and- Walter Hamilton Johnson & Clara L. Johnson of Boise, Idaho, have complied with the terms and conditions of Permit No. 65-7155 issued pursuant to Application for Permit dated August 18, 1970 and has submitted proof to the Department of Water Resources on September 29, 1975 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 0.08 cfs of water from Deer Creek tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.08</u> cfs and	<u>3.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 3.0 acre feet per year, said waters to be diverted within the NW 1/4 SW 1/4 of Sec. 7, Twp. 14 N, Rge. 3 E, B.M. in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14 N	3 E	7									X	(4 families)							

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of July, 19 76.

Director



New Log Cabin
on EXK Rd

Gods Acres

WILLIAMSON SERVICES, INC.
P.O. Box 1000, Las Vegas, NV 89101
Phone 702-422-0000

Division of Property by Owners
W. J. JOHNSON - L. A. AXELTON

Date: 7-2-75 H. J. JOHNSON

DATE OF EXAM 7-12-76

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE
Irrigation Q = 0.08 c.f.s. V = 3.0 AF/Ann. from 1-1 to 12-31
Domestic Q = 0.08 c.f.s. V = 3.0 AF/Ann. from 1-1 to 12-31
Livestock Q = 0.08 c.f.s. V = 3.0 AF/Ann. from 1-1 to 12-31

Is water co-mingled? yes no X

Name source N/S, Rge E/W, B.M., Sec. Sub 1/4 1/4 County

Exchange? yes no X

Name source exchanged with N/S, Rge E/W, B.M., Sec. Sub 1/4 1/4 County

Point of injection: N/S, Rge E/W, B.M., Sec. Sub 1/4 1/4 County

Point of exchange: N/S, Rge E/W, B.M., Sec. Sub 1/4 1/4 County

Total Q measured 0.08 c.f.s. Method of measurement estimate

Total Q recommended 0.08 c.f.s. Meter No. 1.84P Type 1.84P Condition 1.84P

Total V recommended 3.0 AP/ANN

Recommended Amendments:

P.D. 1.2
Place of Use 1.2
Other 3.0
Name 1.2

MEASUREMENT CALCULATION:
Total V = 3.0 3 cabins without irrigation for 0.6 AP each x 3 = 1.84P + 1 cabin with irrigation 1.84P for a total of 3.0 AP/ANN

SYSTEM DESCRIPTION:
2" plastic pipe as intake behind low concrete dam with
2" plastic pipe to play of use - water goes to 3 cabins
and the mobil home - also has 5 trees for summer use
trucks - one cabin irrigates 50 trees

REMARKS:

Examiner's Signature Peter J. Chamberlain Date 7-13-76

Checked by 1.2 Date 7-15-76

Approved by 1.2 Date 7-15-76

RECORDED
MAP NO. 1

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.

65-7155

DEC 10 1973

6534 Hummel Drive, Boise, Idaho 83705 claims a right to the diversion
(Mailing Address)

The extent and nature of said claim is as follows:
Date of acquisition (When was the water first applied to a beneficial use, or date that permit was issued) 8/18/1970

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that right was perfected) Dec. 31
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Deer Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive) Jan. 1 to Dec. 31
- Use Domestic 3.0 cu ft Period of Use From Jan. 1 (Mo., Day) To Dec. 31 (Mo., Day)
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive)
- Use _____ Period of Use From _____ (Mo., Day) To _____ (Mo., Day)
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive)
- Use _____ Period of Use From _____ (Mo., Day) To _____ (Mo., Day)
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive)
- (4) Quantity of water claimed: .08 ✓ Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute. 31 cu ft
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4 SW 1/4
Sec. 7 ✓, Twp. 14 N ✓, Rge. 3 E ✓, B.M.; additional points: _____
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. Collection box, 100' of plastic pipeline.
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for four families.

- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks _____
- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____
- ☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

December 10, 1973

State of

Idaho

County of _____

On this 10th day of July

On this 14th day of April, 1988,
a notary public, personally appeared John D. Hester
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or other legal entity) executed the same. John D. Hester

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

Notary Public residing at

My commission expires _____

8KN 1/5/78

AJ5809NP
No. R65-07155

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/20/98
PAGE: 23

*RENEWED
to R65-07155B*

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYLE M AXELTON	08/18/1970	DOMESTIC	01-01 12-31	0.08 CFS	3.00 AFA
C	ELVERA A AXELTON					
	6534 HUMMEL DRIVE					
	BOISE ID 83709					
	(208) 375-5833					
TOTAL DIVERSION:					0.08 CFS	3.00 AFA

Water Source: DEER CREEK

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion:

T14N R03E S07 Lot04() Lot03(NMSW)

VALLEY County

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
NENE NUNE SUNE SENE : NENW NUNW SNWV SENW : NESW NMSW SWSW SESW : NESE NWSE SWSW SESE :			
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :			
14N 03E 7 :		03-D	

Lots Without 1/4 1/4 Description: DOMESTIC
14N 03E 7 04-D

POU County: VALLEY

Non-Irrigation Uses: 4 HOUSES

Other Rights: A65-17233

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP RP 14N03E075990 A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/10/1997 User-ID: CORR2 Subject: COPIED FROM REMARKS
PARCEL OF LAND IN LOTS 3 AND 4.
1201 W MTN RD.

Audit: 03/10/97 CORR2

*Check for split in fb.
Should be changed to R65-07155B*

DATE: 01/20/98
PAGE: 20

WATER RIGHT PROFILE REPORT

DIVERSION
VOLUME

3.00 AFA

3.00 AFA

Stage: DECREED

VALLEY County

MS

[illegible]

08/18/1970

Field Exam Fee:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A65-07155

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - - - - LAST NAME - - - - - +	+ - FIRST NAME - - +	+ - - - - - - - - - - ADDRESS - - - - - +
1	2	3
4	5	6
7	8	9
10	11	12
13	14	15
16	17	18
19	20	21
22	23	24
25	26	27
28	29	30
31	32	33
34	35	36
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349	350	351
352	353	354
355	356	357
358	359	360
361	362	363
364		

*** C - CURRENT OWNER ***
AXELTON

LYLE M.

1 - 6534 HUMMEL DRIVE

2 -

3 -

CITY- BOISE

STATE- ID ZIP- 83709

PHONE - 208-375-5833

AXELTON

ELVERA A.

1 - 6534 HUMMEL DRIVE

2 -

3 -

CITY- BOISE

STATE- ID ZIP- 83709

PHONE - 208-375-5833

```

+ - - PRIORITY DATE - - +           + - - - REGION - - - +           + - - - STAGE - - - +           + - - - STATUS - - - - +
      08/18/1970                14 WESTERN                D - DECREED

```

+ - - - - SOURCE - - - - +	+ - - - - TRIBUTARY - - - - +
DEER CREEK	CASCADE RESERVOIR

[illegible]

14N 03E 7 4 (85) VALLEY

44 NW 35 7 NW SW 3 (85) VALLEY

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
1	1	1	1	1	1	1

43 - DOMESTIC	01/01	12/31	0.080	3.00
---------------	-------	-------	-------	------

+ - TOTAL DIV. RATE - +		+ - TOTAL DIV. VOLUME - +		+ - TOTAL DIV. CAPACITY - +		+ - TOTAL CONSUMPTIVE USE - +		+ - KW USAGE - +	
0.080		3.00				0.0			

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
-----	-----	-----	-------	-----	-------	----------------------	-------------	--------

14N 03E 7 4 43 DOMESTIC (85) VALLEY

14N 03E 7 NW SW 3 43 DOMESTIC (85) VALLEY

+ - - DIVERSION MEANS - COLLECTION BOX 1,100 FT. OF PLASTIC PIPELINE

+ - - NON-IRRIGATION USE - D/4 HOMES.

+ - - OTHER RIGHTS FOR SAME USE - A65-17233

+	-----	REMARKS	-----	+
	PARCEL OF LAND IN LOTS 3 AND 4.			

+ - - - - OLD WATER RIGHT NUMBERS - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

1201 W. Mtn. Rd.

WATER RIGHT NUMBER - A65-07155

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +
STATE OF IDAHO

+ - - - - DECREE DEFENDANT - - - +
A & C CORP., ET AL.

+ - DECREE DATE - +
01/21/1986

+ - - AUDIT FIELDS - 10/17/88 HOWERTON

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

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

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/17/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

RP 14N03E07S990 A

DATA ENTRY

ENTERED

CHECKED 7H374

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

JUN 14 1992

CERTIFIED

DEC 14 1992

WATER EXAMINER