

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 63-31956
Date Received: 3/15/1990
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RANDY UPSON
18149 USTICK RD
CALDWELL ID USA 83605

Phone: (208) 459-1297

KELLY UPSON
18149 USTICK RD
CALDWELL ID USA 83607

Phone: (208) 459-1297

2. Date of Priority: 12/12/1949

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	03W	6	SW NW 5	CANYON	
03N	03W	6	NE NW 3	CANYON	
03N	03W	6	NW NW 4	CANYON	

5. Description of diverting works:

3 WELLS; 2 ABOUT 200ft & 1 ABOUT 250ft DEEP, GRAVITY & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.05	10

7. Total Quantity Appropriated is:

0.05 C.F.S. and/or 10 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	
03N	04W	1	NE	NE	1	IRRIGATION	3
Section Acres							3
Total Acres							3

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 claim is the result of a split due to change in ownership for a portion of 63-2791A. DB 6/23/04

AC. IRR.=190.

INDICATED THE NUMBER OF ACRES IN THE E1/2NE1/4 OF SECTION 1.

CLAIM AMENDED PER TRANSFER NO. 5463 APPROVED 10/01/99.

FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF TRANSFER IN ADJUDICATION FILE.

15. Basis of Claim: License

Form 42 248/42-1409(6) July, 2000

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

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

RECEIVED
 FEB 26 2004
 WATER RESOURCES
 WESTERN REGION

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
21308	A63-02791D				
	A63-2791A	split			

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) Charles and Harriet Siewert
4. New Owner/Claimant(s) 17734 Lonkey Ln, Caldwell Idaho 83607
Randolph and Kelly Upson
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address 18149 Ustick Rd
- City, State and ZIP Code Caldwell, Idaho 83607
- New Telephone Number 208 459-1297
5. Date you acquired the property April 11 2003

Cell #:

859-1924
 between 8-4 pm

Form 42-249/42-1409(6) July, 2000

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 Right and/or Adjudication Claim Number <u>21308 / A63-02791D</u>		
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	<u>12 Acre Ft per annum</u>	<u>3 Acres</u>
Stock	<u>4 Acre Ft per annum</u>	<u>3 cattle</u>
Domestic		<u>Home in the future</u>
Other		
Total	<u>16 Plus Acre Ft.</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>163-2791A</u>		
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		<u>3 acres</u>
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Randolph L. Upson
(include title if applicable) YH Upson

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 DB Date 2-26-04 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2791A

WATER RIGHT NUMBER: 63-2791A

Owner Type Name and Address

Current Owner CHARLES SIEWERT
17734 LONKEY LN
CALDWELL, ID 83605
(208)459-4739

Original Owner GEORGE A WEITZ
1102 W LINDEN
CALDWELL, ID 83605
(208)459-8861

Current Owner HARRIET SIEWERT
17734 LONKEY LN
CALDWELL, ID 83605
(208)459-4739

Original Owner GEORGE A WEITZ INC
RT 6
CALDWELL, ID 83605

63-31956

Upson portion

Priority Date: 12/12/1949

Basis: License

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	~~3.270~~ CFS .05	~~638.00~~ AF 10
<u>Total Diversion:</u>		~~3.270~~ CFS	~~638.00~~ AF
		.05 cfs total	10 total AF

Location of Point(s) of Diversion

GROUND WATER	L5 (SW1/4NW1/4) Sec. 6,	Twp 03N,	Rge 03W, B.M.	CANYON County
GROUND WATER	L3 (NE1/4NW1/4) Sec. 6,	Twp 03N,	Rge 03W, B.M.	CANYON County
GROUND WATER	L4 (NW1/4NW1/4) Sec. 6,	Twp 03N,	Rge 03W, B.M.	CANYON County

Place of UseIRRIGATION Within CANYON County

~~T03N R03W S06 Lot 3 NENW~~ 40.0	~~T03N R03W S06 Lot 4 NWNW~~ 40.0
~~T03N R03W S06 Lot 5 SWNW~~ 37.0	~~T03N R03W S06 SENW~~ 40.0
<u>T03N R04W S01</u> ^{lot 1} NENE 17.0	~~T03N R04W S01 SENE~~ 10.0
3	

Total Acres: ~~184~~

3 total

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2791A

Remarks:

1. General AC. IRR.=190.
INDICATED THE NUMBER OF ACRES IN THE E1/2NE1/4 OF SECTION 1.
CLAIM AMENDED PER TRANSFER NO. 5463 APPROVED 10/01/99.
FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF TRANSFER
IN ADJUDICATION FILE.

Comments:Dates and Other Information:

Claim Received Date: 3/15/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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200321745
INSTRUMENT NO.

WARRANTY DEED

FOR VALUE RECEIVED CHARLES F. SIEWERT and HARRIET A. SIEWERT, the Grantors, do hereby grant, bargain, sell and convey unto RANDOLPH LYNN UPSON and KELLY O. UPSON, the Grantees, whose address is 18149 Ustick Road, Caldwell, Idaho 83607, the following described premises, including any homestead claim pursuant to the Idaho Homestead Law, Idaho Code, Section 55-1001, et seq., to-wit:

This parcel is a portion of Government Lot 1 ^{NENE} of Section 1, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1;

thence North 89°33'07" West along the North boundary of said Government Lot 1 a distance of 274.77 feet;

thence South 00°23'38" West along the West boundary of a 28.00-foot wide Ingress-Egress easement, as shown on Record of Survey Instrument No. 9816445, on file in the Office of the Recorder, Canyon County, Idaho, a distance of 401.84 feet to the TRUE POINT OF BEGINNING;

thence continuing South 00°23'38" West along said ingress-egress easement a distance of 553.13 feet;

thence North 89°33'07" West parallel with the North boundary of said Government Lot 1 a distance of 234.37 feet to the Southeast corner of Parcel 3 as shown on Record of Survey Instrument No. 9615493, on file in said Office of the Recorder;

thence North 00°31'09" West along the east boundary of said Record of Survey a distance of 553.21 feet;

thence South 89°33'07" East parallel with the North boundary of said Government Lot 1 a distance of 243.19 feet to the TRUE POINT OF BEGINNING.

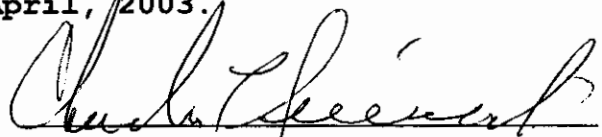
SUBJECT TO United States patent restrictions and/or State of Idaho deed restrictions;

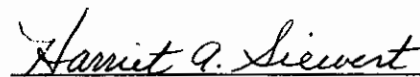
SUBJECT TO all taxes and assessments for the year 2003 and all subsequent years;

SUBJECT TO any easements or rights-of-way of record and/or usage.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns, forever. And the Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that said premises are free from all encumbrances save and except as above set forth; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of April, 2003.


CHARLES F. SIEWERT


HARRIET A SIEWERT

STATE OF IDAHO)
 : ss
County of Canyon)

On this 11th day of April, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES F. SIEWERT and HARRIET A. SIEWERT, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

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


Notary Public for Idaho
Residing at Greenleaf, Idaho



200321745

RECORDED

2003 APR 11 PM 3 52

NOEL HALE
CANYON CNTY RECORDER
BY Debra Dorman

REQUEST Debra + Debra
TYPE Real Fee 900

AGREEMENT

RANDOLPH LYNN UPSON and KELLY G. UPSON will purchase from CHARLES F. SIEWERT and HARRIET A. SIEWERT for Fifteen Thousand One Hundred and Fifty Dollars (\$15,150.00), the following described real property, to-wit:

This parcel is a portion of Government Lot 1 of Section 1, Township 3 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1;

thence North 89°33'07" West along the North boundary of said Government Lot 1 a distance of 274.77 feet;

thence South 00°23'38" West along the West boundary of a 28.00-foot wide Ingress-Egress easement, as shown on Record of Survey Instrument No. 9816445, on file in the Office of the Recorder, Canyon County, Idaho, a distance of 401.84 feet to the TRUE POINT OF BEGINNING;

thence continuing South 00°23'38" West along said ingress-egress easement a distance of 553.13 feet;

thence North 89°33'07" West parallel with the North boundary of said Government Lot 1 a distance of 234.37 feet to the Southeast corner of Parcel 3 as shown on Record of Survey Instrument No. 9615493, on file in said Office of the Recorder;

thence North 00°31'09" West along the east boundary of said Record of Survey a distance of 553.21 feet;

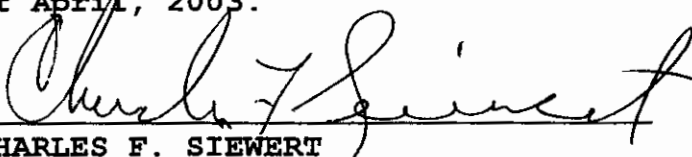
thence South 89°33'07" East parallel with the North boundary of said Government Lot 1 a distance of 243.19 feet to the TRUE POINT OF BEGINNING.

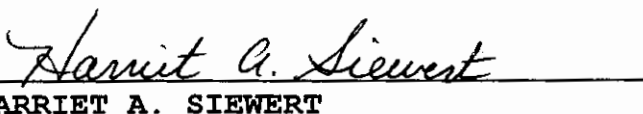
The purchase price will be paid in cash.

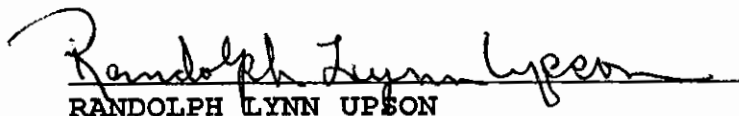
RANDOLPH LYNN UPSON and KELLY G. UPSON will pay to CHARLES F. SIEWERT and HARRIET A. SIEWERT one-third (1/3) of the survey costs of \$824.00 which one-third (1/3) share is \$274.66.

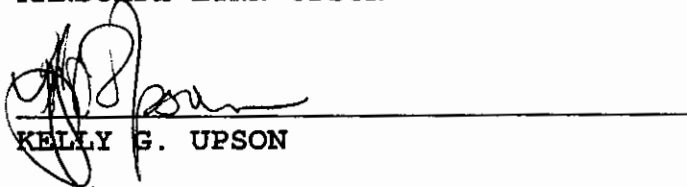
There will be no proration of the real property taxes. CHARLES F. SIEWERT and HARRIET A. SIEWERT will pay all property taxes for the year 2002 and all prior years. RANDOLPH LYNN UPSON and KELLY G. UPSON will assume all taxes for the year 2003 and then will also pay all taxes and assessments accruing for all subsequent years.

Dated this 9 day of April, 2003.


CHARLES F. SIEWERT


HARRIET A. SIEWERT


RANDOLPH LYNN UPSON


KELLY G. UPSON

63-31956

3N 4W
Sec. 1

Section Line



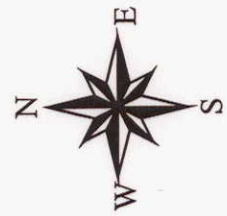
QQ Lines



Tax Lot Data



Metes & bounds description



NENE
Gov't Lot 1

Upson
3 ac

0.02 0 0.02 0.04 Miles



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: **A63-02791A**
Date Received: 3/15/1990
Receipt No: X777777
Received By: _____

AMENDED

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

AMENDED

1. Name: CHARLES SIEWERT 208-459-4739
Address: 17734 LONKEY LN
CALDWELL ID 83605
OR
Name: HARRIET SIEWERT 208-459-4739
Address: 17734 LONKEY LN
CALDWELL ID 83605

2. Date of Priority: DEC 12, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	6	NE	NW		3	CANYON
			NW	NW		4	CANYON
			SW	NW		5	CANYON

5. Description of diverting works:

3 WELLS; 2 ABOUT 200' & 1 ABOUT 250' DEEP, GRAVITY & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.270		638.00

7. Total Quantity Appropriated is:

3.270 C.F.S. (and/or) 638.00 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	Lot	Use	Acres
03N	03W	6	NE	NW	3	IRR	40.0
			NW	NW	4	IRR	40.0
			SW	NW	5	IRR	37.0
			SE	NW		IRR	40.0
						Section Acres	157.0
	04W	1	NE	NE		IRR	17.0
			SE	NE		IRR	10.0
						Section Acres	27.0
						Total Acres	184.0

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:
NONE

14. Remarks:
AC. IRR.=190.
INDICATED THE NUMBER OF ACRES IN THE E1/2NE1/4 OF SECTION 1.
CLAIM AMENDED PER TRANSFER NO. 5463 APPROVED 10/01/99.
FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF
TRANSFER IN ADJUDICATION FILE.

15. Basis of Claim: LICENSE

Water Right Number: 21308

Western AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5463
WATER RIGHT NO. 63-02791B

RECEIVED

OCT 08 1999

WATER RESOURCES
WESTERN REGION

This is to certify that: HEIDI SIEWERT
JAMES C SIEWERT
17977 LONKEY LN
CALDWELL ID 83605

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.11 CFS	27.0 AF

SOURCE

GROUNDWATER

Priority: 12/12/1949

LOCATION OF POINT(S) OF DIVERSION: Lot 1 (NENE), Sec. 1, Township 03N, Range 04W *
SENE , Sec. 1, Township 03N, Range 04W *
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	04W	1	Lot 1 (NENE) 4	SENE 2		6
Total number of acres irrigated:						6

CONDITIONS OF APPROVAL AND REMARKS

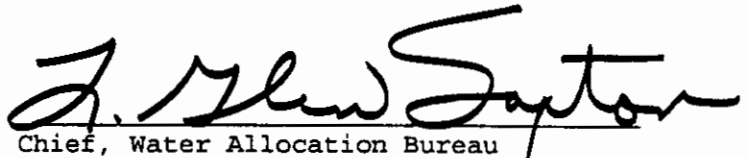
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

TRANSFER NO. 5463
WATER RIGHT NO. 63-02791B

CONDITIONS OF APPROVAL AND REMARKS

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 7. A single point of diversion is located on or near the line between Lot 1 (NENE) and SENE, S01, T03N, R04W.

Dated this 1st day of October, 1999


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 63-02791

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5463

DATE: October 1, 1999

Transfer 5463 changes the point of diversion under a portion of Right 63-02791, splitting the right into Parts A and B. The applicant's have purchased a portion of the original land under this right and want to drill their own well on their parcel.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include drilling permit requirements, future measuring & annual reporting, irrigation overlap, and standard transfer conditions.

Transfer No. 5463

[illegible]

2 of 910

Transfer No. _____

PART 1

Additional Information:

Description of diversion system PROPOSED 8" WELL WITH 3 HP PUMP
OR SPRINKLER & SOME GRAVITY (DRIP) IRRIGATION.

the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of mortgage or contract agreeing to the proposed changes.

Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I do certify that I have examined Application for Transfer of Water Rights No. _____
Application is hereby _____, subject to the following limitations and conditions:

I hand this _____ day of _____, 19 _____.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .11 CFS for IRRIGATION purposes from 3-15 to 11-15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

(ADDING DIVERSION POINT (1 WELL))

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	
3N	4W	1	4			2													6

Total acres 6

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.27 for IRRIGATION purposes from 3-15 to 11-15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	NW	6	3N	3W	CANYON	
4		NW	NW	"	"	"	"	
5		SW	NW	"	"	"	"	

3. Lands irrigated or place of use:

Twp.	Rge.	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	
3N	3W	6					15	15	15	15									157
3N	4W	1	17																27

Total acres 184

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 103-02791 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-02791 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNWATER tributary to _____

4. Date or priority 12-12-1949

5. Water is used for the following purpose: - SEE ATTACHED COMPUTER PRINT-OUT.

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used the same purpose as described above NE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See MAP : Aerial
photo Pg. 9
Attachment A.

PART 3**B. CHANGES IN NATURE OF USE** N/A

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

NONE

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 13th day of April, 19 99.

(Signature of Applicant)

(Notary Public)

My commission expires 9-14-2000**FOR DEPARTMENT USE ONLY**

Transfer contains 10 pages and 31 attachments * DAN 5-20-99
Received by [Signature] Date 4-13-99 Protest filed by _____
Prelim. check by DAN Fee 100.00 DAN FOR J.S.
Receipted by [Signature] Date 4-13-99 W025058 (\$100)
Published in Press Tribune Copies of protest forwarded by _____
Pub. dates 6-3 & 10-99 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial
_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

CANYON COUNTY

W-100-110

PAGE 7 OF 9-10

TAX NOTICE FOR CALENDAR YEAR 1998 Real Property

ACCOUNT NO.

8R33130-012- -0

H

SIEWERT, JAMES C
& SIEWERT, HEIDI L-H/W
17977 LONKEY LN
CALDWELL ID 83605

PARCEL NO. 03N04W010599
01-3N-4W NE
TX 98383 IN GOVT LT 1 IN NENE & IN
SENE-E OF FISK LATERAL
USTICK RD, CA

CODE AREA 059-00 4,600 QTY 6.54
TOTAL VALUE 4,600

TAXING DISTRICT	RATE	AMOUNT
APPLICABLE VALUE	4,600	
PEST	.000057613	.26
AMBULANCE	.000194475	.90
CAN HWY 4	.001080222	4.96
FIRE CA	.001190368	5.48
SCH 139 VV	.007233957	33.28
COUNTY	.004693118	21.58

TOTAL LEVY .014449753

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ACCEPTED

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

KEEP TOP PORTION FOR YOUR RECORDS.

TOTAL TAX 66.46

TRACIE LLOYD

Please Make Checks Payable To:
CANYON COUNTY TAX COLLECTOR
P.O. BOX 1010
CALDWELL, IDAHO 83606
(208) 454-7354

TOTAL DUE 66.46

DATE: 03/31/99
PAGE: 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. A63-02791

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

C CHARLES STEWERT 12/12/1949 IRRIGATION 03-15 11-15 3.38 CFS 3.38 CFS 665.00 AFA

C HARRIET STEWERT 17734 LONKEY LN CALDWELL ID 83605 (208) 459-4739

TOTAL DIVERSION: 3.38 CFS
CONSUMPTIVE USE: 3.38 CFS

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion: T03N R03W S06 Lot03(NENW) Lot04(NENW) Lot05(SUNW) CANYON County

Place of use Legal Description for: IRRIGATION

NE		NW		SE		SW	
NE	SE	NE	SE	NE	SE	NE	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac	NESE NENW SUNW SEMW : Lt Ac Lt Ac Lt Ac Lt Ac
03N 03W 6 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :	03-40 04-40 05-37 40 :
03N 04W 1 :	12 :	12 :	12 :	12 :	12 :	12 :	12 :
TOTAL ACRES				190.0			

POU County: CANYON

Other Rights: NONE

Remarks: GEN AC. IRR.=190.
INDICATED THE NUMBER OF ACRES IN THE E1/2NE1/4 OF SECTION 1.

Dates: Exam Made Date: Verified Date: 06/18/1985 Objection Filed Date:

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

49 GPM (.11CFS)

21 AF/ANN

FOR 6 AC

3.50 per ac

Y 6.5

page 14.16 (2.50)

WR5809NP
No. 63-02791

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/12/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE A. WEITZ INC. CALDWELL ID 83605	12/12/1949	IRRIGATION	00/00 00/00	3.380 CFS	
TOTAL DIVERSION:					3.380 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R03W S06 Lot 03(NENW) Lot 04(NWNW) Lot 05(SWNW) CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		SUM
03N	03W	6	:	03N	04W	1	:	03N	04W	1	:	03N	04W	1	:	157.0
TOTAL ACRES															157.0	

Pou County: CANYON

Remarks: GEN AC. IRR.=190.

Dates: App. Received: Priority Date: 12/12/1949
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

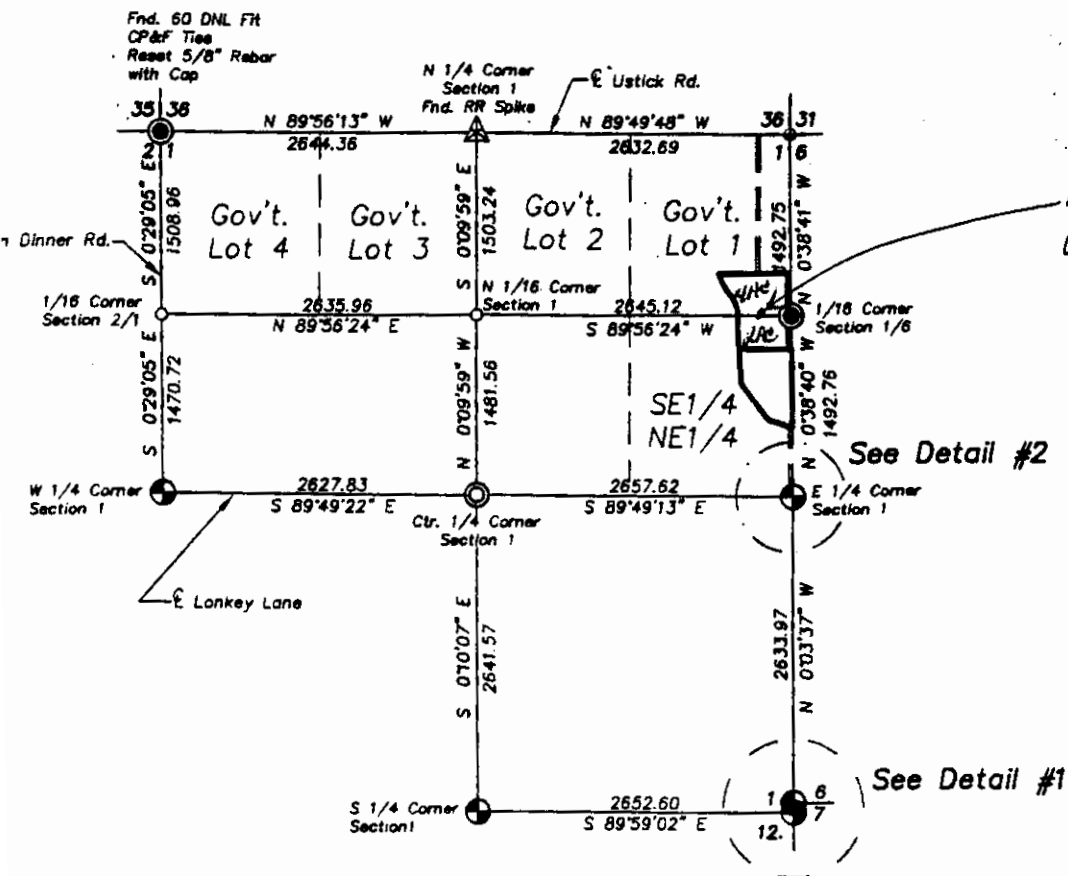
Misc: Water District Number: Field Exam Fee:

Audit: 06/18/85 05/01/88 CONVERT 06/27/89 CURTIS

Ustick Rd.

N 89°49'48" W

2632.69



2645.12

S 89°56'24" W

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: A63-02791
Date Received: 3/15/1990
Receipt No: W011146
Received By: hw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES SIEWERT 208-459-4739
Address: 17734 LONKEY LN.
CALDWELL, ID 83605

OR

Name: HARRIET SIEWERT 208-459-4739
Address: 17734 LONKEY LN.
CALDWELL, ID 83605

2. Date of Priority: DEC 12, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	03W	6	NE	NW	NW	3	CANYON
			NW	NW	NW	4	CANYON
			SW	NW	NW	5	CANYON

5. Description of diverting works:

3 WELLS; 2 ABOUT 200' & 1 ABOUT 250' DEEP, GRAVITY & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.380		

7. Total Quantity Appropriated is:

3.380 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 665.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	6	NE	NW	3	IRR	40.0
			NW	NW	4	IRR	40.0
			SW	NW	5	IRR	37.0
			SE	NW		IRR	40.0
						Section Acres	157.0
	04W	1	NE	NE		IRR	21.0
			SE	NE		IRR	12.0
						Section Acres	33.0
						Total Acres	190.0

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:
NONE

14. Remarks:
AC. IRR.=190.
INDICATED THE NUMBER OF ACRES IN THE E1/2NE1/4 OF SECTION 1.

15. Basis of Claim: LICENSE
Water Right Number: 21308

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: 4

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): Charles Weirant Date: 3-15-90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of March 19 90 Linda Werner
Notary Public

Seal

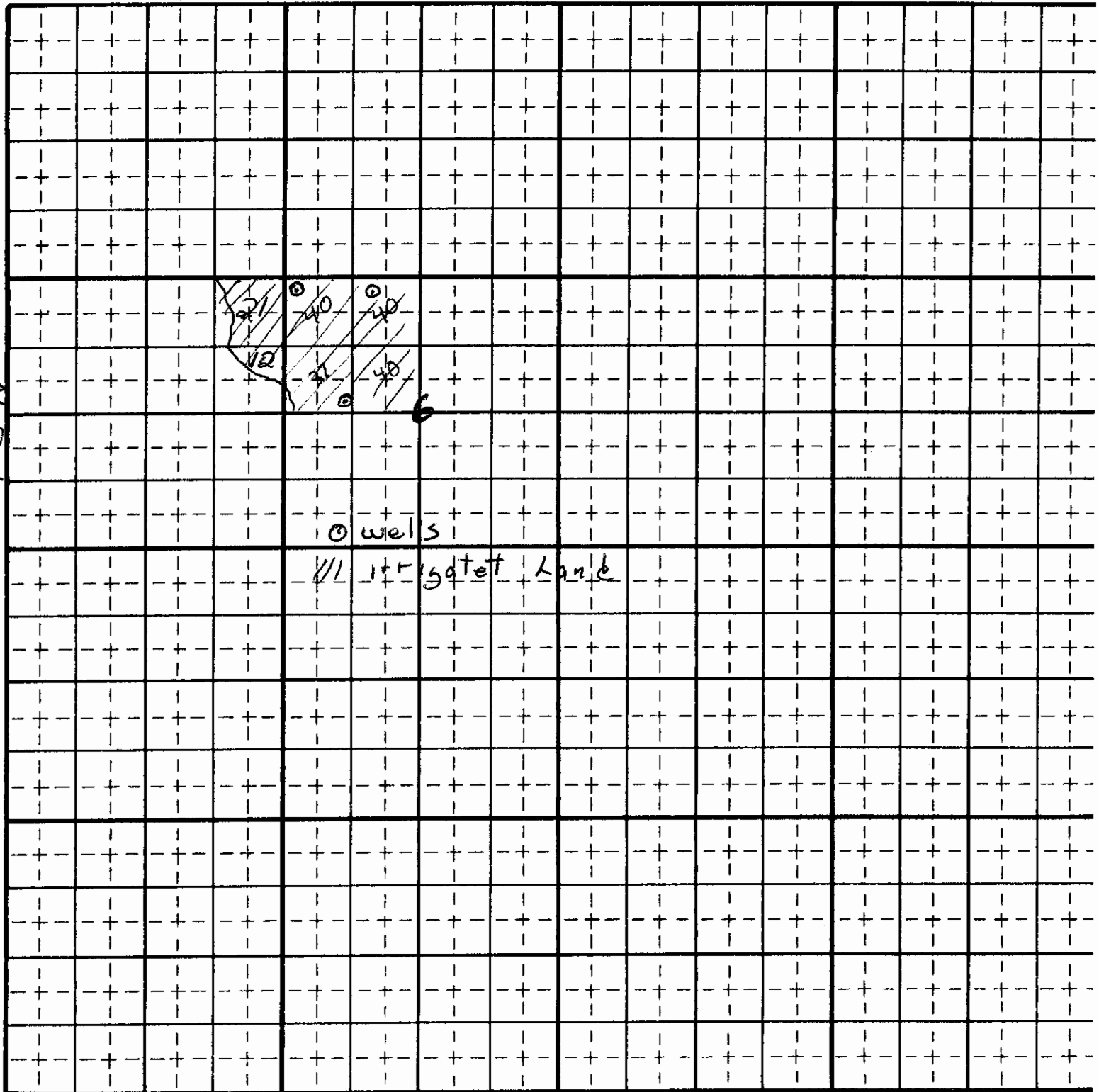
Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission EXPIRES DEC. 8, 1994

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R4W R3W

T 32



~~MICROFILMED~~

~~AUG 18 1992~~

Last Name

Siewert

Ident No.

55#
No. 558480566

Copies: White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

WR0728NP
(OD-124)

Water Right Number - 63-02791

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 21308

+ - - - - Last Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
GEORGE A. WEITZ INC.

- 1 -
- 2 -
- 3 -

City- CALDWELL
Phone - 208-000-0000

State- ID Zip- 83605

*** O - ORIGINAL OWNER ***
WEITZ

GEORGE A.

- 1 -
- 2 -
- 3 -

City-
Phone - 208-000-0000

State- ID Zip-

+ - - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/12/1949
L - LICENSE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +

Trn	Rng	Sec	Tract	Lot	Rflg	County
03N	03W	6	NE NW	3	(27)	CANYON
03N	03W	6	NW NW	4	(27)	CANYON
03N	03W	6	SW NW	5	(27)	CANYON

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 3.380

+ - - - - Total Div. Rate - + + - - - Total Div. Volume - + + - - - Total Div. Capacity - +

Trn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
03N	03W	6	NE NW	3	40.0	01	IRRIGATION	(27)	CANYON
03N	03W	6	NW NW	4	40.0	01	IRRIGATION	(27)	CANYON
03N	03W	6	SW NW	5	37.0	01	IRRIGATION	(27)	CANYON
03N	03W	6	SE NW	6	40.0	01	IRRIGATION	(27)	CANYON
03N	04W	1	NE NE	1	21	01	IRRIGATION	(27)	CANYON
03N	04W	1	SE NE	1	12	01	IRRIGATION	(27)	CANYON

Total Acres: 157.0

+ - - - - Diversion Means -

MICROFILMED

AUG 18 1992

Water right number -	63-02791	Adj. flag translation:	Standard Water Right Number	
+ - - Other Rights for Same Use -				
+ - - - - -		Remarks - - - - -		- - - - - +
		AC. IRR.=190.		
+ - - - - -				- - - - - +
		Conditions of Approval - - - - -		- - - - - +
		No Conditions of Approval found.		
+ - - - - Decree Plaintiff - - - +		+ - - - - Decree Defendant - - - +		+ - - Decree Date - + 00/00/0000
+ - - Audit Fields -				
+ - - - - -		Water Rights Dates and Flags Area - - - - -		- - - - - +
		Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
		Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
		Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
		Start Work Date - 00/00/0000	Verified Date - 06/18/1985	DLE/Carey Act -
		Order Show Cause - 00/00/0000	Receipt Number -	Water District -
		Licensed Date - 08/28/1979	Appl Received - 00/00/0000	Transfer/Amended -
		Decree Date - 00/00/0000		

~~MICROFILMED~~

~~AUG 18 1992~~