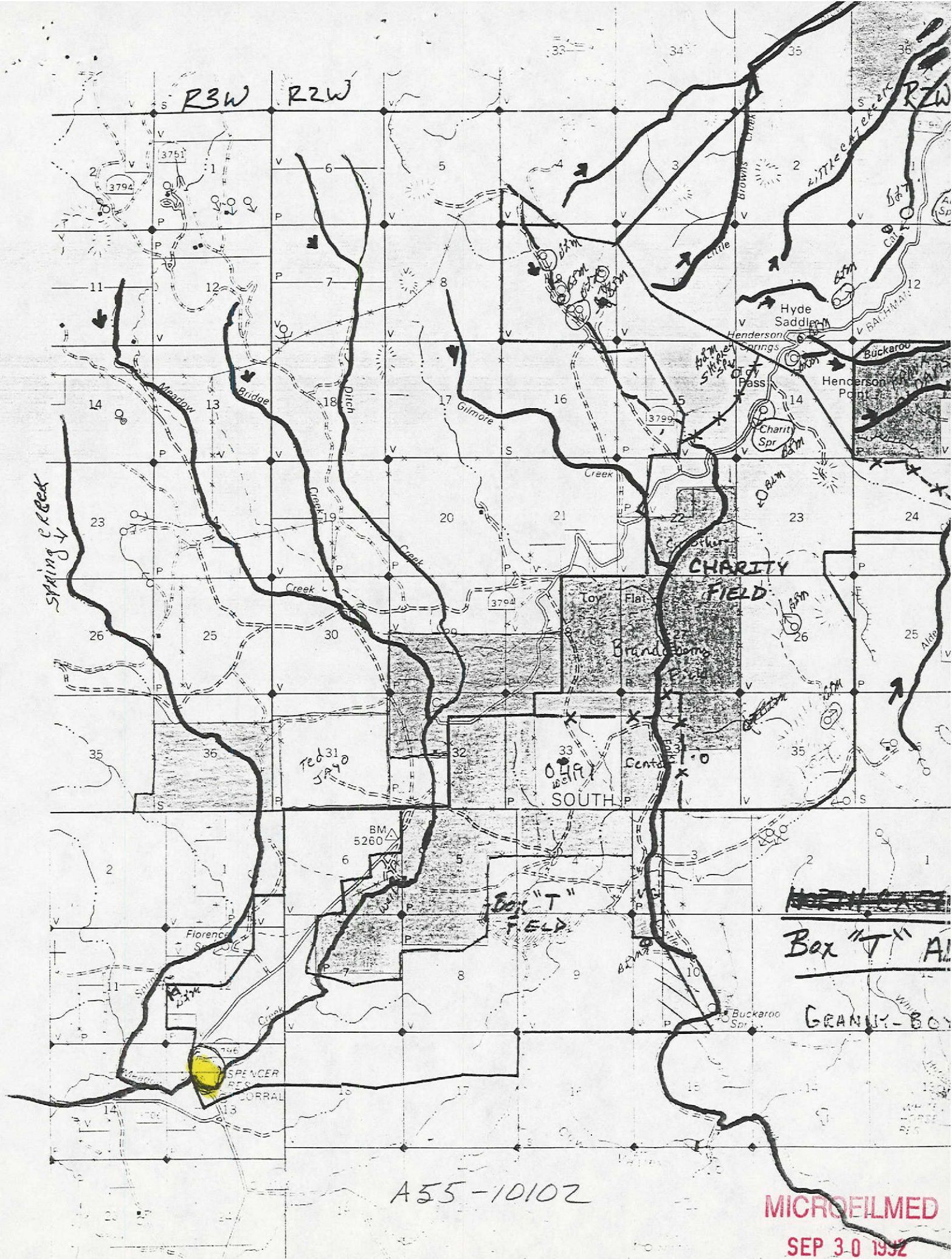
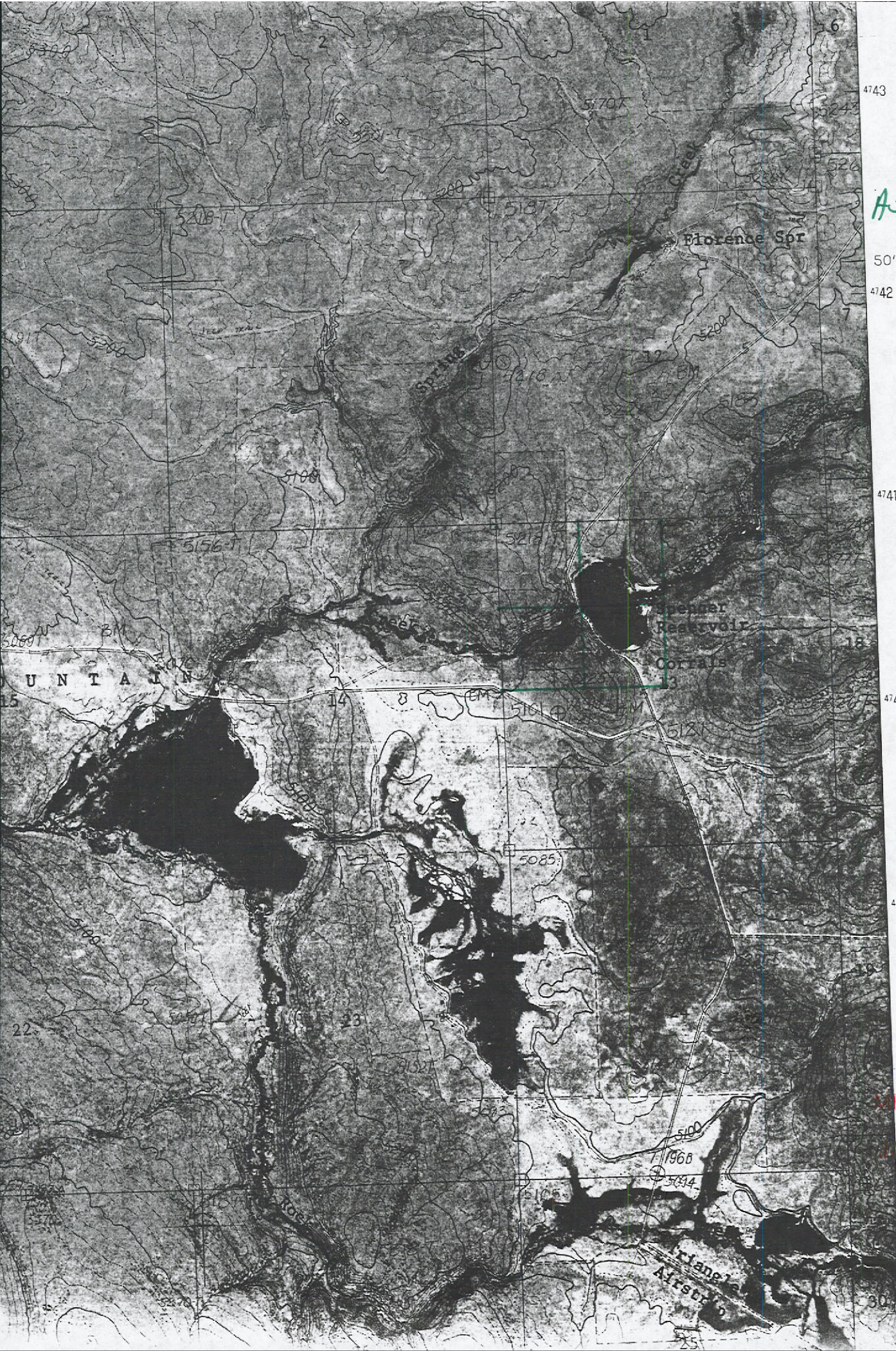






A55-10102

AA55

MICROFILMED

JAN 05 1999

47' 30"

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: **A55-10102**  
Date Received: 1/25/1989  
Receipt No: C005287  
Received By: \_\_\_\_\_

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

1. Name: ROBERT A THOMAS  
Address: HC 79 BOX 2060  
MURPHY ID 83650  
AND  
Name: KELLY A THOMAS  
Address: HC 79 BOX 2060  
MURPHY ID 83650  
AND  
Name: BEN A THOMAS JR  
Address: HC 79 BOX 2060  
MURPHY ID 83650  
AND  
Name: LINDA K FERRIS  
Address: HC 79 BOX 2060  
MURPHY ID 83650

2. Date of Priority: SEP 27, 1930

3. Source: MEADOW CREEK Trib. to: ROCK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 07S      | 03W   | 13      | SE     | NW     | NW     |     | OWYHEE |
|          |       |         | NE     | SW     | NW     |     | OWYHEE |

5. Description of diverting works:  
SPENCER RESERVOIR

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 6.00   |
| STOCKWATER FROM STORAGE | 05/01 | 12/31 |       |      | 6.00   |

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JAN 0 5 1999

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

6.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 800 HEAD CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 07S      | 03W   | 13      | NE     | NW  |     | STO FS |       |
|          |       |         | NW     | NW  |     | STO FS |       |
|          |       |         | SW     | NW  |     | STO FS |       |
|          |       |         | SE     | NW  |     | STO FS |       |

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

INSTREAM WATER FROM SPRING CREEK AND MEADOW CREEK, BOX "T" RES.

14. Remarks:

GRAZING PERMIT FROM BLM.

OWNERSHIP CHANGED BY LH 3/24/97.

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: \_\_\_\_\_

MICROFILMED

JAN 0 5 1999

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 \_\_\_\_\_

MICROFILMED

JAN 0 5 1999

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

COPY

## NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right Number(s) See Schedule A attached hereto and by this reference  
made a part hereof  
Adjudication Claim Number(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 on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant(s) Shirley M. Murdoch, formerly Shirley M. Cox

4. New Owner/Claimant(s) Robert A. Thomas and Kelly A. Thomas, husband and wife;  
Ben A. Thomas, Jr., married person dealing with his sole an  
separate property; Linda K. Ferris, a married person dealing  
with her sole and separate property  
Name connector (check one): ☐ AND, ☐ OR, ☐ AND/OR  
New Mailing Address HC 79 Box 2060, Murphy, ID 83650

City, State and ZIP Code Murphy, Idaho 83650

New Telephone Number ( ) -

5. Date you acquired the property October 1, 1996

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

Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second

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JAN 0 5 1999

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/Claimant(s)  
Robert A. Thomas Date 10-1-96  
Kelly Anne Thomas Date 10-1-96  
Ben A. Thomas Date 10-1-96  
Linda K. Ferris Date 10-1-96

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

1 pay and hold harmless the Grantees hereinbefore named,  
2 for the payment of the money owed.

3 TO HAVE AND TO HOLD The said premises, with their  
4 appurtenances unto the said Grantees, their heirs and assigns  
5 forever. And the said Grantors do hereby covenant to and with  
6 the said Grantees, that they are the owners in fee simple of said  
7 premises; that said premises are free from all encumbrances, and  
8 that they will warrant and defend the same from all lawful claims  
9 whatsoever.

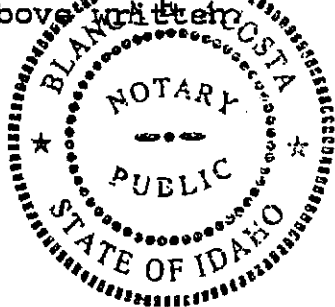
10 Dated this 7th day of October, 1996.

11 Shirley M. Murdoch  
12 MS Murdoch

13 STATE OF IDAHO )  
14 ) ss.  
15 County of Canyon )

16 On this 7th day of October, 1996, before me, the  
17 undersigned, a Notary Public in and for said State, personally  
18 appeared SHIRLEY M. MURDOCH, formerly Shirley M. Cox, and DENNIS  
19 S. MURDOCH, her husband, known to me to be the persons whose  
20 names are subscribed to the within instrument, and acknowledged  
21 to me that they executed the same.

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



25 Shirley M. Murdoch  
26 Notary Public for Idaho  
27 Residing at Nampa, Idaho  
28 My commission expires 12-31-99

29 REQUEST OF

30 Shirley M. Murdoch  
31 24.00

32 OFFICE OF THE CLERK OF THE DISTRICT COURT  
33 DISTRICT OF IDAHO  
34

35 OCT 25 PM 1 54

36 FILED-RECORDED

37 MICROFILMED

38 22005

39 JAN 05 1999

EXHIBIT A

The land referred to in this Commitment is described as follows:

TRACT I:

IN TOWNSHIP 4 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY, IDAHO

Section 27: SW1/4, ✓

W1/2SE1/4, ✓

NE1/4SE1/4 ✓

Section 28: S1/2, ✓

SE1/4NW1/4 LESS a tract of land in SE1/4NW1/4, Sec. 28, T4S, R1E, B. M., Owyhee County, Idaho more particularly described as follows: BEGINNING at the Northeast corner of the said SE1/4NW1/4 of Sec. 28, T4S, R1E, B. M.; a brass cap properly marked and set by the Bureau of Land Management in 1976; thence South 0°38' West a distance of 540.7 feet to an iron pin on the North right-of-way of the County Road; thence South 80°42'44" West a distance of 1348.24 feet along the North right-of-way of the County Road to the West boundary of said SE1/4NW1/4 of Section 28; thence *W1/2 NW1/4 Sec. 28, T4S, R1E, B. M.*

North 0°27' East along West boundary of said SE1/4NW1/4 of Sec. 28, a distance of 773.8 feet to an iron pin on the Northwest corner of said SE1/4NW1/4; thence

South 89°20' East a distance of 1330.56 feet to the POINT OF BEGINNING.

Section 29: S1/2

Section 31: Lots 1 (NW1/4NW1/4), 2 (SW1/4NW1/4), 3 (NW1/4SW1/4), 4 (SW1/4SW1/4),

NE1/4, ✓

E1/2W1/2, ✓

N1/2SE1/4; LESS the following description; A part of Lot 1 (NW1/4NW1/4) Sec. 31, T4S, R1E, B. M., more particularly described to-wit: COMMENCING at the Northwest corner of the NW1/4NW, Sec. 31, T4S, R1E, B. M.; thence

South 0°00' West 704 feet along the West line of said NW1/4NW1/4 to the INITIAL POINT of this description; thence

North 90° East 267 feet; thence

South 0°00' West 256 feet, parallel to the said West line; thence

South 90° West 267 feet, to a point on the West line; thence

North 0°00' East 256 feet along the West line to the INITIAL POINT of this description.

Section 32: NW1/4NE1/4, ✓

N1/2NW1/4 ✓

IN TOWNSHIP 5 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 1: Lot 1 ✓

S1/2NE1/4, ✓

N1/2SE1/4, ✓

SW1/4SE1/4 ✓

Section 4: W1/2SW1/4 ✓

Section 5: SE1/4SE1/4 ✓

Section 8: NE1/4NE1/4 ✓

Section 12: W1/2E1/2, ✓

NE1/4NW1/4 ✓

Section 13: NW1/4NE1/4 ✓

Section 27: S1/2SW1/4, ✓

NE1/4SW1/4, ✓

NW1/4SE1/4 ✓

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JAN 05 1999

**IN TOWNSHIP 5 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO**

Section 24: Lot 2 (SE1/4NE1/4), Lot 3 (NE1/4SE1/4),  
NE1/4SW1/4,  
NW1/4SE1/4

**IN TOWNSHIP 6 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO**

Section 17: NW1/4,  
NW1/4SW1/4

Section 18: N1/2,  
NE1/4SE1/4

Section 19: NW1/4

**IN TOWNSHIP 6 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO**

Section 13: N1/2,  
SW1/4,  
W1/2SE1/4

Section 21: Lot 2 (SW1/4SE1/4)

Section 22: Lot 1 (SE1/4SE1/4), Lot 2 (SW1/4SE1/4), Lot 3 (SE1/4SW1/4),

S1/2NE1/4,  
NE1/4SW1/4,  
N1/2SE1/4

Section 27: ALL

Section 28: NE1/4,  
W1/2SW1/4,  
SE1/4SW1/4,  
SE1/4

Section 29: S1/2

Section 32: N1/2,  
SE1/4

Section 33: N1/2NE1/4,  
N1/2NW1/4,  
SW1/4NW1/4,  
W1/2SW1/4

Section 34: N1/2,  
SW1/4

**IN TOWNSHIP 7 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO**

Section 3: Lot 4,  
SW1/4NW1/4,  
W1/2SW1/4

Section 4: Lots 1, 2, 3, 4,  
S1/2N1/2

Section 5: Lots 1, 2, 3, 4,  
S1/2N1/2,  
SW1/4,  
W1/2SE1/4

Section 6: S1/2SE1/4,  
NE1/4SE1/4

Section 7: NE1/4,  
E1/2NW1/4

Section 8: NW1/4NE1/4,  
N1/2NW1/4

Section 10: NW1/4NW1/4

MICROFILMED

JAN 05 1999

**TRACT II:**

**IN TOWNSHIP 4 SOUTH, RANGE 1 EAST, B.M., OWYHEE COUNTY IDAHO**

Section 28: That part of the SW1/4NW1/4 lying South of the County Road, as now constructed.

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: A55-10102  
Date Received: 1/24/1989  
Receipt No: C005287  
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: SHIRLEY COX 208-834-2028  
Address: HC 79, BOX 2065  
OREANA, ID 83650

2. Date of Priority: SEP 27, 1930

3. Source: MEADOW CREEK Trib. to: ROCK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 07S      | 03W   | 13      | SE     | NW     | NW  |     | OWYHEE |
|          |       |         | NE     | SW     | NW  |     | OWYHEE |

5. Description of diverting works:  
SPENCER RESERVOIR

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 6.00   |
| STOCKWATER FROM STORAGE | 05/01 | 12/31 |       |      | 6.00   |

7. Total Quantity Appropriated is:  
C.F.S. (and/or) 6.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 800 HEAD CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 07S      | 03W   | 13      | NE     | NW  |     | STO FS |       |

A55-10102

Page 1

Date: 01/24/89

MICROFILMED  
SEP 30 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 07S      | 03W   | 13      | NW     | NW  |     | STO FS |       |
|          |       |         | SW     | NW  |     | STO FS |       |
|          |       |         | SE     | NW  |     | STO FS |       |

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

INSTREAM WATER FROM SPRING CREEK AND MEADOW CREEK, BOX "T" RES.

14. Remarks:

GRAZING PERMIT FROM BLM.

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): Shirley Cox Date: 1/24/89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Adair ) SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day  
of January 19 89  
Carter Fritschle  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

Carter Fritschle, Notary Public  
Residing at Eagle, Idaho  
My Commission Expires March 21, 1994



OLD (D) NUMBER -

[illegible]

\*\*\* C - CURRENT OWNER \*\*\*  
COX

SHIRLEY

1 - HC 79, BDX 2065

2 -  
3 -

CITY- OREANA

PHONE - 208-834-2028

STATE- ID ZIP- 83650

| PRIORITY   | DATE            | REGION             | STAGE | STATUS |
|------------|-----------------|--------------------|-------|--------|
| 09/27/1930 | ERROR IN REGION | J - BENEFICIAL USE |       |        |

|                              |                                 |
|------------------------------|---------------------------------|
| + - - - - SOURCE - - - - - + | + - - - - TRIBUTARY - - - - - + |
| MEADOW CREEK                 | ROCK CREEK                      |

| POINT OF DIVERSION |     |     |       |     |      | STREAM INDEX (BLANK IF NO INDEX CODE) |
|--------------------|-----|-----|-------|-----|------|---------------------------------------|
| TWN                | RNG | SEC | TRACT | LOT | RFLG | COUNTY                                |

|     |     |    |          |      |        |
|-----|-----|----|----------|------|--------|
| 07S | 03W | 13 | SE NW NW | (73) | QWYHEE |
| 07S | 03W | 13 | NE SW NW | (73) | QWYHEE |

| + | CODE | DESCRIPTION | PERIOD FROM | PERIOD TO | WATER USE | DIVERSION RATE | DIVERSION VOLUME | + |
|---|------|-------------|-------------|-----------|-----------|----------------|------------------|---|
|---|------|-------------|-------------|-----------|-----------|----------------|------------------|---|

|                              |       |       |      |
|------------------------------|-------|-------|------|
| 05 - STOCKWATER STORAGE      | 01/01 | 12/31 | 6.00 |
| 06 - STOCKWATER FROM STORAGE | 05/01 | 12/31 | 6.00 |

| + - TOTAL DIV. RATE - + |  | + - TOTAL DIV. VOLUME - + |  | + - TOTAL DIV. CAPACITY - + |  | + - TOTAL CONSUMPTIVE USE - + |  | + - KW USAGE - + |  |
|-------------------------|--|---------------------------|--|-----------------------------|--|-------------------------------|--|------------------|--|
|                         |  | 6.00                      |  |                             |  |                               |  |                  |  |

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE<br>CODE | DESCRIPTION | COUNTY  |
|-----|-----|-----|-------|-----|-------|----------------------|-------------|---------|
| 14N | 10E | 36  | 1     | 1   | 0.10  | RES                  | RESIDENTIAL | CLATSOP |

|     |     |    |       |    |                         |       |        |
|-----|-----|----|-------|----|-------------------------|-------|--------|
| 07S | 03W | 13 | NE NW | 06 | STOCKWATER FROM STORAGE | (73 ) | DWYHEE |
| 07S | 03W | 13 | NW NW | 06 | STOCKWATER FROM STORAGE | (73 ) | DWYHEE |
| 07S | 03W | 13 | SW NW | 06 | STOCKWATER FROM STORAGE | (73 ) | DWYHEE |
| 07S | 03W | 13 | SE NW | 06 | STOCKWATER FROM STORAGE | (73 ) | DWYHEE |

+ - - DIVERSION MEANS - SPENCER RESERVOIR

+ - - NON-IRRIGATION USE - STOCKWATER, 800 HEAD CATTLE

+ - - OTHER RIGHTS FOR SAME USE - INSTREAM WATER FROM SPRING CREEK AND MEADOW CREEK, BOX "T" RES.

| + | -----                    | REMARKS | ----- | + |
|---|--------------------------|---------|-------|---|
|   | GRAZING PERMIT FROM BLM. |         |       |   |

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

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

MICROFILMED  
JUL 19 1994

+ - DECREE DATE - +  
00/00/0000

|                         |   |       |
|-------------------------|---|-------|
| CIVIL CASE NUMBER       | - | 39576 |
| OLD CASE NUMBER         | - |       |
| OLD JUDICIAL DISTRICT   | - |       |
| TEMPORARY RIGHT         | - | P     |
| WATER DISTRICT          | - |       |
| FEDERAL/STATE INDICATOR | - | S     |
| PRESUMPTION FLAG        | - |       |

8364)

Change Ownership  
Letter sent 10/1/92 Dad

VERIFIED  
AUG 26 1992

CERTIFIED  
AUG 28 1992  
WATER EXAMINER

**CHECKED** 10/22/92 pms

**"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**

JUL 19 1994

AJ0749NP  
No. R55-10102

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

DATE: 06/27/97  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE               | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-----------------|------------------|-------------------------|-----------------------|-------------------|---------------------|
| C             | KELLY A THOMAS  | 09/27/1930       | STOCKWATER STORAGE      | 01-01 12-31           |                   | 6.00 AFA            |
| C             | BEN A THOMAS JR |                  | STOCKWATER FROM STORAGE | 05-01 12-31           |                   | 6.00 AFA            |
| C             | ROBERT A THOMAS |                  |                         |                       |                   |                     |
| C             | LINDA K FERRIS  |                  |                         |                       |                   |                     |
|               | HC 79 BOX 2060  |                  |                         |                       |                   |                     |
|               | MURPHY ID 83650 |                  |                         |                       |                   |                     |
|               |                 |                  |                         | TOTAL DIVERSION:      |                   | 6.00 AFA            |

Water Source: MEADOW CREEK

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R03W S13 NENW NWNW SNNW SENW OMYHEE County

Place of use Legal Description for: STOCKWATER FROM STORAGE

| 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 |
| 07S | 03W | 13 | :       |       |       |       | :       | S     | S     | S     | S       | :     |       |       |         | :     |       |       |

POU County: OMYHEE

Other Rights: INSTREAM WATER FROM SPRING CREEK AND MEADOW CREEK, BOX "T" RES.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A55-02031 A55-02172 A55-10102 A55-10246 F55-02176 R55-02176 R55-10246

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 PARCEL NO. RP0119103  
STOCKWATER, 800 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 06/27/1997 Objection Filed Date:

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

Comments: Date: 10/02/1992 User-ID: SMITH Subject: COPIED FROM REMARKS  
GRAZING PERMIT FROM BLM.

Date: 03/24/1997 User-ID: LHARRIS Subject: OWNERSHIP CHANGE

MICROFILMED

JAN 0 5 1999

AJ0749NP  
No. R55-10102

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

DATE: 06/27/97  
PAGE: 2

=====

Comments: Date: 03/24/1997 User-ID: LHARRIS Subject: OWNERSHIP CHANGE  
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN  
OWNERSHIP CHANGE.

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 06/27/97 MSCHULTE

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JAN 0 5 1999

4743

AA55-10102

50'

4742

4741

AA55

4740

4739

COPIED

AN 0 5 1999

47' 30"

4737



AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 06/27/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R55-10102

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A55-10102  
R55-10102

## B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                           | AJ<br>#/USE/ACRES | WR<br>#/USE/ACRES | LANDSAT<br>DATA |
|-------------|-----|-----|-----|-----|-----|--------------------------------|-------------------|-------------------|-----------------|
| 07S         | 03W | 13  | NE  | NW  |     | THOMAS, KELLY A                | R55-10102 /06/    | - / /             |                 |
|             |     |     | NE  | NW  |     | THOMAS, ROBERT A               | A55-10102 /06/    | - / /             |                 |
| 07S         | 03W | 13  | NW  | NW  |     | THOMAS, KELLY A                | R55-10102 /06/    | - / /             |                 |
|             |     |     | NW  | NW  |     | AMERICA ACTING THROUGH, UNITED | F55-02176 /06/    | - / /             |                 |
|             |     |     | NW  | NW  |     | THOMAS, ROBERT A               | A55-10102 /06/    | - / /             |                 |
| 07S         | 03W | 13  | SW  | NW  |     | THOMAS, KELLY A                | R55-10102 /06/    | - / /             | 5.0             |
|             |     |     | SW  | NW  |     | THOMAS, ROBERT A               | A55-10102 /06/    | - / /             |                 |
| 07S         | 03W | 13  | SE  | NW  |     | THOMAS, KELLY A                | R55-10102 /06/    | - / /             | 5.0             |
|             |     |     | SE  | NW  |     | THOMAS, ROBERT A               | A55-10102 /06/    | - / /             |                 |
| TOTAL ACRES |     |     |     |     |     | R55-10102                      |                   |                   | 10.00           |

POU COUNTY: Owyhee

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AJ5809NP  
No. R55-10102

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97  
PAGE: 7

| OWNER<br>CODE    | NAME & ADDRESS  | PRIORITY<br>DATE | WATER USE               | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------|------------------|-------------------------|-----------------------|-------------------|---------------------|
| C                | KELLY A THOMAS  | 09/27/1930       | STOCKWATER STORAGE      | 01-01 12-31           | —                 | 6.00 AFA            |
| C                | BEN A THOMAS JR |                  | STOCKWATER FROM STORAGE | 05-01 12-31           | —                 | 6.00 AFA            |
| C                | ROBERT A THOMAS |                  |                         |                       |                   |                     |
| C                | LINDA K FERRIS  |                  |                         |                       |                   |                     |
|                  | HC 79 BOX 2060  |                  |                         |                       |                   |                     |
|                  | MURPHY ID 83650 |                  |                         |                       |                   |                     |
| TOTAL DIVERSION: |                 |                  |                         |                       |                   | 6.00 AFA            |

Water Source: MEADOW CREEK

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R03W S13

SENNW

NESWNW

NENW SENW

OWYHEE County

Place of use Legal Description for: STOCKWATER FROM STORAGE

| 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 |
| 07S | 03W | 13 | :       |       |       |       |       | :       |       |       |       | :       |       |       |       |
|     |     |    | :       | S     | S     | S     | S     | :       |       |       |       | :       |       |       |       |

POU County: OWYHEE

Other Rights: INSTREAM WATER FROM SPRING CREEK AND MEADOW CREEK, BOX "T" RES.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A55-02172 A55-10102 A55-10246 R55-02176 R55-10246

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 PARCEL NO. RP0119103  
STOCKWATER, 800 HEAD CATTLE

Dates: Exam Made Date:

Range

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 10/02/1992 User-ID: SMITH Subject: COPIED FROM REMARKS  
GRAZING PERMIT FROM BLM.

Date: 03/24/1997 User-ID: LHARRIS Subject: OWNERSHIP CHANGE

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*BLM overlap from same source (reservoir) but  
legals are different.*

AJ5809NP  
No. R55-10102

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97  
PAGE: 8

Comments: Date: 03/24/1997 User-ID: LHARRIS Subject: OWNERSHIP CHANGE  
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN  
OWNERSHIP CHANGE.

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 10/02/92 SMITH 03/30/95 POST-STD 03/24/97 LHARRIS 04/03/97 STK-DSHA

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ADJUDICATION MEMORANDUM

CLAIM NO.: A55-10101, A55-10102

SUBJECT: Claim copies

EMPLOYEE: L. Harris

DATE: 3-24-96

Copies of claims were hand delivered to Bob  
Thomas.

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JAN 05 1999



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

*Miller Land Company  
c/o John Miller  
Rt. 1  
Melba ID 83641*

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

MAILING DATE: *October 2, 1992*

RECEIVED

RESPONSE DATE: *October 16, 1992*

OCT 13 1992

RE: NOTICE OF CLAIM NO[S]: *A55-10102*

Department of Water Resources

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

*Shirley Cox  
HC 74, Box 2065  
Oreana ID 83659*

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff  
Manager Adjudication Section

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JUL 19 1994

state:region

Enclosures:

Change of Ownership Form

Change of Address Form

cc: *Shirley Cox*

*Dear Mr. Shaff,*

*As per our phone conversation. This*

*is for the stock water right I have from the Spencer Reservoir that the B.L.M. gave me when all the Federal ranges was adjudicated back in the 1950's. I only use from it when he is not using it with his stock.*

*Sincerely,  
Shirley Cox*

Shirley Cox  
HC 79 Box 2065  
Oreana, Id. 83650



Department of Water Resources  
1301 North Orchard St.  
Boise, Id. 83720-9000  
att: Donald V. Shaff

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JUL 19 1994

RECEIVED  
OCT 07 1992  
Department of Water Resources

Miller Land Co. Inc.  
% John W Miller  
2124C Hy 45  
Merida Idaho

State of Idaho  
Water Resources

Dear Sir:

In regards to Claim A55-10102  
Miller Land Co. Inc. do not have  
a claim with this number. The  
description is on Public land and  
is not irrigated. So there must  
be an error in the description and  
location of the claim.

Yours truly  
John W Miller President  
Miller Land Co. Inc.

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JUL 19 1994

Form 42-1409(7)



**NEW PROPERTY OWNER  
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type  
(see instructions on back of page)

RECEIVED  
OCT 07 1992

Department of Water Resources

DATE OF CLOSING: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.  
Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_.  
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)  
Assigned by IDWR: \_\_\_\_\_
- ☐ Name and Address of Former  
Owner/Claimant(s)(Seller): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- ☐ New Owner/Claimant  
(Purchaser): \_\_\_\_\_  
\_\_\_\_\_
- ☐ New Mailing Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- ☐ New Telephone Number: ( ) \_\_\_\_\_ - \_\_\_\_\_
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- ☐ Attach proof of  
ownership, describe  
proof attached: \_\_\_\_\_

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New  
Owner/Claimant(s): \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_
- ☐ Signature of Former  
Owner/Claimant(s): \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

(Signature of former claimant(s) is not required if proof of ownership is attached.)

**FOR IDWR USE ONLY:**  
Initial Review and Data-Entry  
Date: \_\_\_\_\_ By: \_\_\_\_\_  
Further Action Needed:  
  
Further Action Taken  
Date: \_\_\_\_\_ By: \_\_\_\_\_  
Final Review and Data-Entry  
Date: \_\_\_\_\_ By: \_\_\_\_\_  
Claim Numbers of Split, if any:

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JUL 19 1994

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

## **INSTRUCTIONS**

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

John W. Miller  
2124C Highway 45  
Melba, ID 83641



State of Idaho  
Department of Water Resources  
1301 North Orchard Street  
Boise, ID 83706- 2237

JUL 19 1994

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