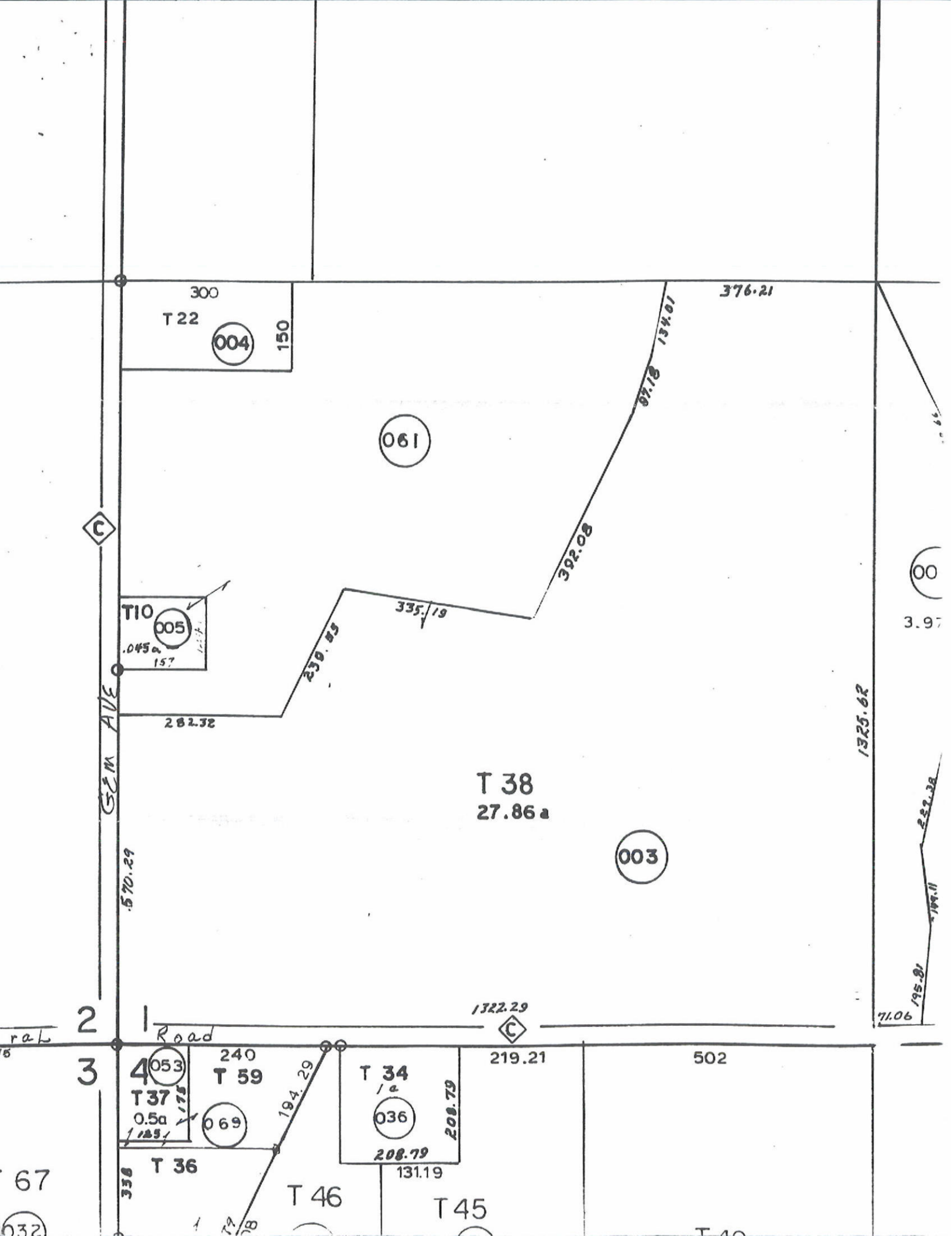
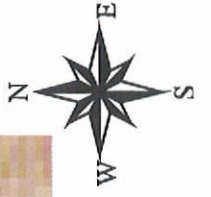


alw 2-13-78



T07N, R02W, S36, SWNE



0.3 Miles

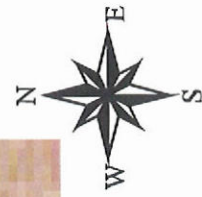
0.2

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0

1987 NAPP

T07N, R02W, S36, SWNE



0.3 Miles

0.2

0.1

0

1987 NAPP

RECEIVED

JAN 10 2001

Department of Water Resources

AMENDED

RECEIVED

JAN 10 2001

WATER RESOURCES
WESTERN REGION

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 65-5357
Date Received: 2/15/90
Receipt No: W008929
Received By:

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

1. Name of Claimant(s)

DANNY YETT Phone: (208) 365-7100
2670 GEM AVE
EMMETT ID USA 83617

OR

FRANCES YETT Phone: (208) 365-7100
2670 GEM AVE
EMMETT ID USA 83617

2. Date of Priority: 04/01/1910

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	02W	36	NW SW NE	GEM

5. Description of diverting works:

WELL, APPROX. 150' DEEP, 1 1/2 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A
STOCKWATER	01/01	12/31	0.04	21.4
DOMESTIC	01/01	12/31	0.04	2.4

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 23.8 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
450 DAIRY CATTLE, 100 HEIFERS
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	02W	36	SW	NE	STOCKWATER	
			SW	NE	DOMESTIC	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

~~Envelope~~
14. Remarks:

STOCKWATER, 450 DAIRY CATTLE, 100 HEIFERS.

15. Basis of Claim: Decreed

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.

(b.) 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): Danny B. Yett Date: 01.03.01

Frances B. Yett Date: 01.03.01

State of Idaho)

County of 9th) SS.

Subscribed and sworn (or affirmed) before me this 3rd

of JANUARY 2001

Lyle M. Jerome
Notary Public

Residing at EMMAIT

My commission Expires 12-29-03

01/10/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-5357

NAME AND ADDRESS: DANNY YETT
FRANCES YETT
2670 GEM AVE
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
23.8 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T07N R02W S36 NWSWNE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.04 CFS 21.40 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS 2.40 AFY

PLACE OF USE:

STOCKWATER Within GEM County
T07N R02W S36 SWNE
DOMESTIC Within GEM County
T07N R02W S36 SWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STOCKWATER, 450 DAIRY CATTLE, 100 HEIFERS



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 25, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DANNY YETT OR
FRANCES YETT
2670 GEM AVE
EMMETT ID 83617

NOTICE OF CLAIM NO.
65-5357

Ref: AMENDED CLAIM

Dear Danny and Frances,

1. Enclosed is a copy of the above referenced claim, which reflects the AMENDED CHANGES of the stockwater uses, covered by this WATER RIGHT.
2. You will note that I listed 450 Dairy Cattle and 100 Heifers. I found this additional information on the original Payette River Basin Adjudication claim. This will be the maximum IDWR may recommend for this decreed right in the Snake River Basin Adjudication.
3. If you need additional water or wanting to add more stock, you will need to file the enclosed application for permit.
4. Please sign and date the Amended claim in front of a Notary, return it in the enclosed return envelope.

Sincerely,

Ron Howerton
Senior Water Agent
Adjudication Staff

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DANNY YETT
FRANCES YETT
2670 GEM AVE
EMMETT ID 83617

Re: Notice of Claim to a Water Right No. A65-05357

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

AJ0749NP
No. R65-05357

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

DATE: 06/16/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHRISTINA FRINGS	04/01/1910	STOCKWATER	01-01 12-31	0.020 CFS	21.40 AFA
C	JOHN FRINGS		DOMESTIC	01-01 12-31	0.040 CFS	2.40 AFA
	2670 GEM AVE					
	EMMETT ID 83617					
	(208) 365-6793					
				TOTAL DIVERSION:	0.040 CFS	23.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T07N R02W S36

NWSWNE

GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07N	02W	36	:					S	:										

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
07N	02W	36	:					D	:										

POU County: GEM

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N12

Remarks: EXP

STOCKWATER, 200 DAIRY CATTLE

450 DAIRY COW HEIFERS

Dates: Exam Made Date:

Verified Date:

06/16/2000

Objection Filed Date:

Misc:

Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Comments: Date: 06/16/2000 User-ID: RHOWERTO Subject: COPIED FROM REMARKS
HISTORICAL USE ON THIS CLAIM HAS INCLUDED UP TO 400 DAIRY CATTLE.

Date: 06/16/2000 User-ID: RHOWERTO Subject: DIVERSION RATE COMMENT

MORE
PER
PREA
CLAIM

R2H
6-16-00
1-10-01

AJ0749NP
No. R65-05357

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

DATE: 06/16/00
PAGE: 2

=====

Comments: Date: 06/16/2000 User-ID: RHOWERTO Subject: DIVERSION RATE COMMENT
CLAIMANT CLAIMED MORE CFS THAN DECREED, RECOMMENDED DECREED
AMOUNT.
NOTE: PRBA DECREED A LARGE VOLUME AMOUNT FOR STOCK WHICH ALLOWED
THE STOCKWATER SUFFICIENT WATER FOR THE NUMBER OF STOCK IN RIGHT.

Audit: 06/16/00 RHOWERTO

WR5809NP
No. 65-05357

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/16/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JEAN L. CIHIGOYENETCHE	04/01/1910	STOCKWATER	01/01 12/31	0.020 CFS	21.40 AFA
C	ANNIE M. CIHIGOYENETCHE		DOMESTIC	01/01 12/31	0.040 CFS	2.40 AFA
	2670 GEM AVE.					
	EMMETT ID 83617					
				TOTAL DIVERSION:	0.040 CFS	23.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T07N R02W S36

SWNE

GEM 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
07N 02W 36																

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

Pou County: GEM

Dates:	App. Received:	Priority Date:	04/01/1910
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

1- HOME
Stockwater, 200 DAIRY COWS (within PRBA Amount)
CLAIMED 450 DAIRY & 100 HEIFERS IN PRBA

N11 ← OK
(N13 NOT DIMINISHES OVER 14.6 AF) NO

2-13-79

ADJUDICATION DIVISION

REPORT OF EXAMINERS

Claim No. 05357

1. Name of Applicant... A. L. Hart... R. Carral.....
2. Priority... 4-1-1910.....
3. Source of Water... Ground Water.....
4. Determine Purpose and Quantity of Water Found Used:
 (Quantity) (Dom., Irr., Stk. water, etc.) (Mo.-Day) (Mo.-Day)
 ... Domestic Use Domestic Period of Use From... 6-1... To 1-3-31
 Use Period of Use From..... To.....
 Use Period of Use From..... To.....
5. Location of Point of Diversion: SWNE of Section 36
 Twp. 7N, Rge. 2W County of Can
6. Describe Diversion Works: well w/ pump.....
7. Describe Location of Use:

TWP.	RGE.	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7N</u>	<u>2W</u>	<u>36</u>			<u>X</u>														

TWP.	RGE.	COUNTY.	SCALE: 1" = 1 MILE															

8. Purpose Other Than Irrigation: Domestic 2 hr school
W/ lawn in area 100' long.....
9. Remarks: New turn house well of S. and also
S. of house white house S of house
area hand being reason for increased dimension
note
 This examination was made on the 4 day of April, 1922

(Signed) Erwin Ballou
 EXAMINER.

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 67

INDICATES TOTAL

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.90*AFA *.06*CFS		SAME AS OTHER USE	
65-3373	BLASER, M. L. & BLASER, F. S. ROUTE 2, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NENW S31 T 7N R 2W	NENW S31 T 7N R 2W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .03 CFS *2.60*AFA *.04*CFS		SAME AS OTHER USE	
65-4612	BROCKUS, LEWIS ROUTE 1, NEW PLYMOUTH, IDAHO 83655	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNE S12 T 7N R 5W	SWNE S12 T 7N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.40 AFA .02 CFS *1.60*AFA *.04*CFS		SAME AS OTHER USE	
65-5272	BUZZARD, EVERETT ROUTE 1, PAYETTE, IDAHO 83661 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF WASHOE IRRIGATING & WATER POWER CO. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1910	IRRIGATION	3/15 11/15	— AFA .10 CFS	SWSW S 4 T 8N R 5W	NWSW 11 SWSW 41 S 4 T 8N R 5W #5*	BENEFICIAL USE
65-10502	BUZZARD, EVERETT & BUZZARD, LEONE ROUTE 1, BOX 110, PAYETTE, IDAHO 83661 REMARKS: BLOCK 5, PAYNE TRACT.	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSW S 4 T 8N R 5W	SWSW S 4 T 8N R 5W	BENEFICIAL USE
65-5751	CAPPS, ALONZO V. & CAPPS, NONA LEE ROUTE 1, FRUITLAND, IDAHO 83619	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S26 T 8N R 5W	SESE S26 T 8N R 5W	BENEFICIAL USE
65-5858	CARICO, BERTHA A. WILFONG 419 NORTH 10TH ST., PAYETTE, IDAHO 83661	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSE S 1 T 7N R 5W	NWSE S 1 T 7N R 5W	BENEFICIAL USE
65-5083	CHASE, WINFRED G. & CHASE, FERN O. 2112 GEKELER LANE, BOISE, IDAHO 83706	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SENE S17 T 6N R 2W	SENE S17 T 6N R 2W	BENEFICIAL USE
65-5357	CIHIGOYENETCHE, JEAN L. & CIHIGOYENETCHE, ANNIE M. ROUTE 2, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	2.40 AFA .04 CFS	SWNE S36 T 7N R 2W	SWNE S36 T 7N R 2W	BENEFICIAL USE

We sold this property in 1993
to : John & Christina Frings
2670 Ham Ave
Emmett.

Just got home after 1 month and
just got our mail.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 5, 1995

CHRISTINA FRINGS
JOHN FRINGS
2670 GEM AVE
EMMETT ID 83617

RE: Notice of Claim to a Water Right

Dear Ms. and Mr. Frings:

Enclosed please find a partially completed notice of claim which was submitted to this office. The claim was originally filed and paid for by Ms. Jean Cihigoyenetché, but the claim was not complete and was returned for additional information. Ms. Cihigoyenetché informed this office that you are now the owners of the property.

This claim appears to be for a well on the property used for domestic and stockwater purposes. We have changed the names on the claim to reflect your ownership, and entered the information from the original claim. The highlighted items require completion; an instruction pamphlet is enclosed to assist you. You can also call this office with any questions you may have.

Please return the completed claim, with your notarized signature(s) to this office within 30 days of the date of this letter. If no response to this letter is received, it will be assumed that you do not wish to file the claim, and a refund will be issued to the original claimant.

Please contact this office if you have any questions or require additional information.

Sincerely,

Maria Minicucci

Water Agent, Adjudication Bureau

MM:m

Enc: Partially completed notice of claim
Dom/Stock form instructions
"How you will receive notice" information sheet & docket sheet subs.
"Idaho Water Rights - A Primer" pamphlet

MICROFILMED

OCT 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

3-1-95

[
Jean Cihigoyenette
1414 E. Park
Emmett ID 83617
]

RECEIVED

APR 04 1995

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you to complete items required that were incomplete on your claim form. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim(s).

_____ Fee - No fee received or inadequate fee received, fee due is _____.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

_____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range. Lot and block for subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

_____ Item No. 6 - Uses of Water

_____ Item No. 9 - Non-Irrigation Uses

_____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

MICROFILMED

OCT 21 1996

Item No. 12 - Ownership of place of use - It appears that the places of use filed on this claim are owned by separate individuals. This claim form can only be used when the places of use are under single ownership, even when all the uses are from one source. Enclosed are claim forms to be used to file on each separately owned place of use. The claim being returned will need to be modified to show one owner, with the changes initialed and dated. The \$25 fee for this claim has been submitted, however, the additional claims returned need to submit a \$25 fee each.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

✓ Other: The enclosed documents were returned to us by the Post office. Please see Special Note below. If you are the present owner, please be sure to show the correct address on the claim.

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one was requested), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any other claims, information or fees requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,



Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

HHT:h

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED

OCT 21 1996

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

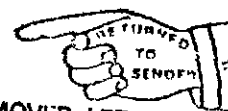
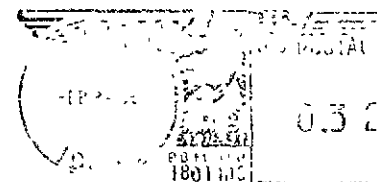
Boise, Idaho 83705-5082

BQ1A370A 02-24-95 1A30

1414 E. Park

Emmett

Jean Cihigoyenette
2670 Gem Ave
Emmett ID 83617



- ☐ MOVED, LEFT NO ADDRESS
- ☒ FORWARDING ORDER EXPIRED
- ☐ ATTEMPTED NOT KNOWN
- ☐ UNCLAIMED ☐ REFUSED
- ☐ NO SUCH STREET
- ☐ NO SUCH NUMBER
- ☐ INSUFFICIENT ADDRESS

RECEIVED

FEB 27 1995

WATER RESOURCES
WESTERN REGION

MICROFILMED

OCT 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

2-24-95

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED
APR 04 1995
WATER RESOURCES
WESTERN REGION

[
Jean Cihigoyenette
2670 Gem Ave
Emmett ID 83617
]

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you to complete items required that were incomplete on your claim form. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim(s).

_____ Fee - No fee received or inadequate fee received, fee due is _____.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

✓ _____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range. Lot and block for subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

✓ _____ Item No. 5

✓ _____ Item No. 6 - Uses of Water

✓ _____ Item No. 7

✓ _____ Item No. 9 - Non-Irrigation Uses

_____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

MICROFILMED

OCT 21 1996

Item No. 12 - Ownership of place of use - It appears that the places of use filed on this claim are owned by separate individuals. This claim form can only be used when the places of use are under single ownership, even when all the uses are from one source. Enclosed are claim forms to be used to file on each separately owned place of use. The claim being returned will need to be modified to show one owner, with the changes initialed and dated. The \$25 fee for this claim has been submitted, however, the additional claims returned need to submit a \$25 fee each.

✓
Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

Other: _____

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one was requested), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any other claims, information or fees requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Helen

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

HHT:h

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED

OCT 21 1996

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 65-5357
Date Received: 2/15/90
Receipt No: W008929
Received By:

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

1. Name of Claimant(s): FRANCES YETT
2670 GEM AVE
EMMETT ID USA 83617

Phone: (208) 365-7100

DANNY YETT
2670 GEM AVE
EMMETT ID USA 83617

Phone: (208) 365-7100

2. Date of Priority: 04/01/1910

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	02W	36	NW SW NE	GEM

5. Description of diverting works:

WELL, APPROX. 150' DEEP, 1 1/2 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.13	
DOMESTIC	1/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	02W	36	SW NE SW NE		DOMESTIC STOCKWATER	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

HISTORICAL USE ON THIS CLAIM HAS INCLUDED UP TO 400 HEAD OF DAIRY CATTLE
Ownership changed by DB 10/6/2000.

15. Basis of Claim: Decreed

RECEIVED

SEP 28 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
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 No(s): N/A
 Adjudication Claim No(s): AL65-05357

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** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 John and Christina Frings
2670 Gem Ave., Emmett, ID 83617

4. New Owner/Claimant(s) Danny and/or Frances Yett
 Name Connector (Check one): [] and, [] or, ☒ and/or
 New Mailing Address 2670 Gem Ave.
 City, State and ZIP Code Emmett, ID 83617
 New Telephone Number (208) 365-7100

5. Date you acquired the property 07.22.97

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right <u>N/A</u>	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Danny Yett
 or Claimant(s) Frances Yett

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 portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

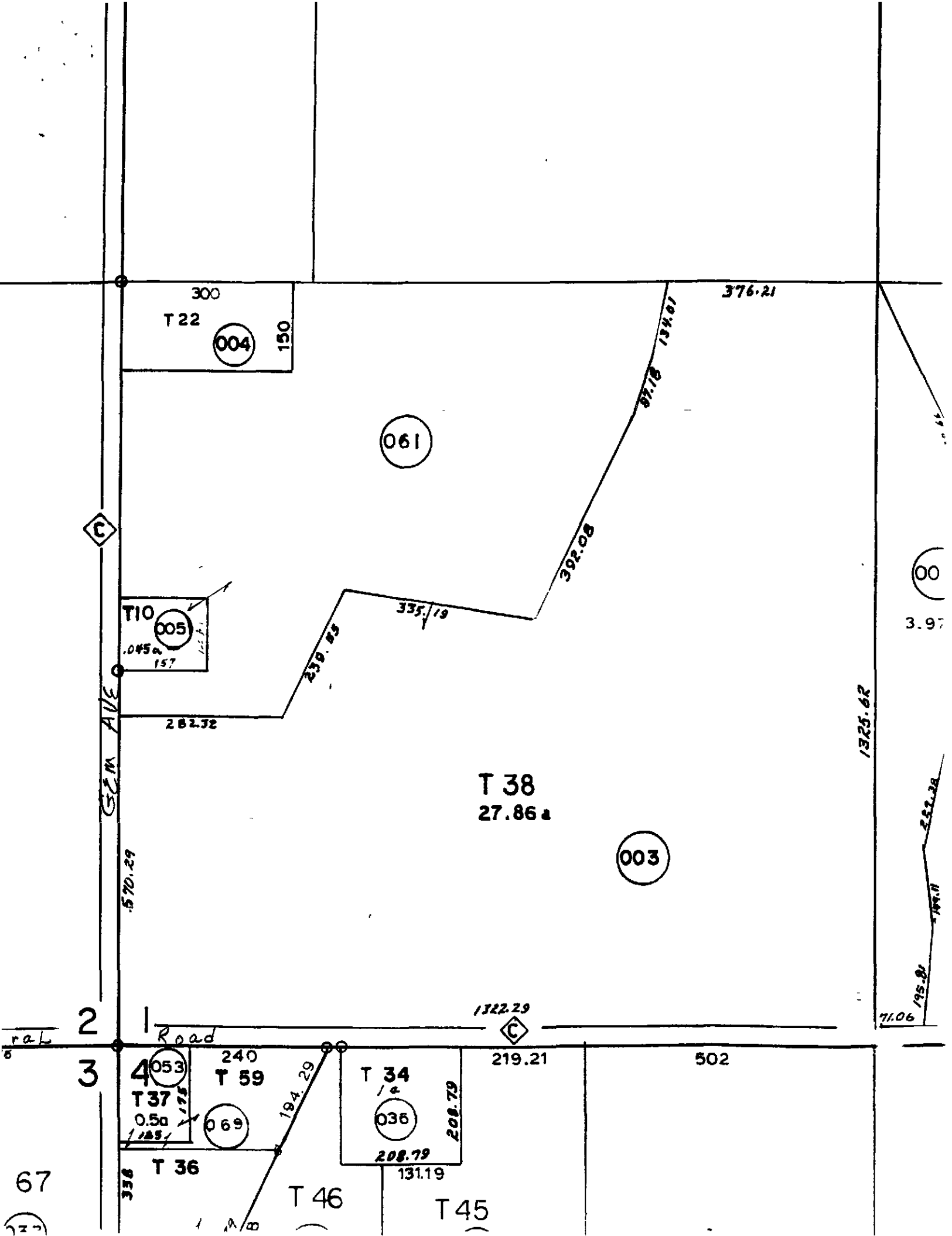
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return 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., Suite 200
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



WARRANTY DEED

GRANTORS, JOHN G. FRINGS and CHRISTINA FRINGS, husband and wife, of Emmett, County of Gem, State of Idaho, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto DANNY R. YETT and FRANCES A. YETT, husband and wife, whose current address is 1150 NE Norton Lane, City of McMinnville, County of Oregon, as GRANTEE, and to Grantee's heirs and assigns forever, all of the following described real estate located in Gem County, Idaho:

See Exhibit A which is attached hereto and incorporated herein by reference as if set out in full.

Said tract of land including all water and ditch rights appurtenant to or used in connection with the properties conveyed hereby.

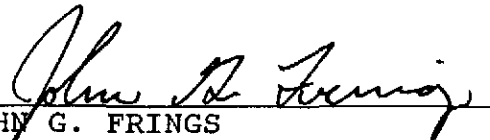
TOGETHER with all improvements and appurtenances thereto.

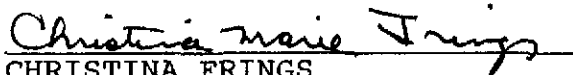
Subject to such rights of way, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

Grantor, for itself, its heirs and assigns does hereby covenant, warrant and shall defend the quiet and peaceable possession of said premises by the Grantee, its heirs and assigns forever against the lawful claims of all persons.

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

IN WITNESS WHEREOF, GRANTOR has hereunto subscribe its name to this instrument this 15 day of July, 1997.


JOHN G. FRINGS


CHRISTINA FRINGS

STATE OF IDAHO)
)
County of Gem) ss.

On this 15 day of July, 1997, before me, the undersigned, a Notary Public for Idaho, personally appeared JOHN G. FRINGS and CHRISTINA FRINGS, husband and wife, known to me to be the persons whose names are subscribed to the within 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 Emmett, Idaho
My Commission Expires 6-30-2000

COMMITMENT FOR TITLE INSURANCE

File No. : 3-20214

SCHEDULE A (Continued)

Legal Description (continued)

TRACT I

All of the SW 1/4 NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gem County, Idaho,

EXCEPTING THEREFROM a tract of land described as follows:

A tract of land situated in the SW 1/4 NE 1/4 of Section 36, T. 7 N., R. 2 W., B.M., Gem County, Idaho, described as follows:

Beginning at the center quarter corner of said Section 36, being the REAL POINT OF BEGINNING; thence

North 0°06'57" West along the center quarter line, a distance of 570.29 feet;

thence

North 87°53'24" East, a distance of 282.32 feet; thence

North 25°27'47" East, a distance of 239.55 feet; thence

South 81°36'22" East, a distance of 335.19 feet; thence

North 26°04'17" East, a distance of 392.08 feet; thence

North 18°05'08" East, a distance of 97.18 feet; thence

North 11°16'34" East, a distance of 134.01 feet to a point on the North line of the SW 1/4 NE 1/4; thence

North 89°46'21" East, a distance of 376.21 feet to the NE corner of said SW 1/4 NE 1/4; thence

South 0°03'29" East along the East line of said SW 1/4 NE 1/4, a distance of 1325.52 feet to the SE corner of the SW 1/4 NE 1/4; thence

South 89°53'10" West along the South line of the SW 1/4 NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

TRACT II

A tract of land situated in the SW 1/4 of the NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gem County, Idaho, described as follows:

BEGINNING at the center quarter corner of said Section 36, being the REAL POINT OF BEGINNING; thence

North 0°06'57" West along the center quarter line, a distance of 570.29 feet; thence

North 87°53'24" East, a distance of 282.32 feet; thence

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North 26°04'17" East, a distance of 392.08 feet; thence

North 18°05'08" East, a distance of 97.18 feet; thence

North 11°16'34" East, a distance of 134.01 feet to a point on the North line of the SW 1/4 of the NE 1/4; thence

North 89°46'21" East, a distance of 376.21 feet to the Northeast corner of said SW 1/4 of the NE 1/4; thence

South 0°03'29" East along the East line of said SW 1/4 of the NE 1/4, a distance of 1325.52 feet to the Southeast corner of the SW 1/4 of the NE 1/4; thence

South 89°53'10" West along the South line of the SW 1/4 of the NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

Exhibit A

QUITCLAIM DEED

GRANTORS, DANNY R. YETT and FRANCES A. YETT, husband and wife, of McMinnville,, County of _____, State of Oregon, for a good and valuable consideration, the receipt of which is hereby acknowledged do REMISE, RELEASE and forever QUITCLAIM unto JOHN G. FRINGS and CHRISTINA FRINGS, husband and wife, whose current address is 2670 Gem Avenue, Emmett, County of Gem, State of Idaho, as GRANTEE, and to Grantee's heirs and assigns forever, all of the following described real estate, situated in Gem County, State of Idaho, to-wit:

See Exhibit A which is attached hereto and incorporated herein by reference as if set out in full.

Said tract of land including all water and ditch rights appurtenant to or used in connection with the properties conveyed hereby.

Subject to such rights, easements, restrictions and zoning regulations as appear of record or by use upon the premises.

Grantor does hereby acknowledge that it is the intention of this instrument to convey not only its entire present interest in the above described property, but also any, every and all right, title and interest after acquired by Grantor, its heirs and assigns.

In executing this deed, grantor is not acting under any misrepresentation as to the effect thereof, nor any duress, undue influence or misrepresentation by grantee, grantee's agents or attorney, and this quitclaim deed is not and shall not be intended or interpreted as a mortgage, trust conveyance, or similar security device. The intent and purpose of this deed is that said described property and all improvements thereon or to be placed thereon, and any rents, issues or returns thereof or to be derived therefrom, and any right, title and interest of said grantors thereto now or in the future, shall, upon delivery and recordation of this deed, be the property of grantees, and grantee's heirs, successors or assigns, free and clear of any right, title, interest or claims whatsoever kind or nature, of said grantors.

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

IN WITNESS WHEREOF, the said GRANTOR has hereunto set its hand
this 18 day of July, 1997.

Danny R. Yett
DANNY R. YETT

Frances A. Yett
FRANCES A. YETT

STATE OF Oregon)
County of Yamhill) ss.

On this 18 day of July, 1997, before me, the undersigned, a Notary Public for said State, personally appeared DANNY R. YETT and FRANCES A. YETT, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Jon R. Johnson
Notary Public for Oregon
Residing at Mc Minnville
My Commission Expires 7-25-99

COMMITMENT FOR TITLE INSURANCE

File No.: 3-20214

SCHEDULE A (Continued)

Legal Description (continued)

TRACT I

All of the SW 1/4 NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gem County, Idaho,

EXCEPTING THEREFROM a tract of land described as follows:

A tract of land situated in the SW 1/4 NE 1/4 of Section 36, T. 7 N., R. 2 W., B.M., Gem County, Idaho, described as follows:

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South 81°36'22" East, a distance of 335.19 feet; thence
North 26°04'17" East, a distance of 392.08 feet; thence
North 18°05'08" East, a distance of 97.18 feet; thence
North 11°16'34" East, a distance of 134.01 feet to a point on the North line of the SW 1/4 NE 1/4; thence
North 89°46'21" East, a distance of 376.21 feet to the NE corner of said SW 1/4 NE 1/4; thence
South 0°03'29" East along the East line of said SW 1/4 NE 1/4, a distance of 1325.52 feet to the SE corner of the SW 1/4 NE 1/4; thence
South 89°53'10" West along the South line of the SW 1/4 NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

TRACT II

A tract of land situated in the SW 1/4 of the NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gem County, Idaho, described as follows:

BEGINNING at the center quarter corner of said Section 36, being the REAL POINT OF BEGINNING; thence
North 0°06'57" West along the center quarter line, a distance of 570.29 feet;
thence
North 87°53'24" East, a distance of 282.32 feet; thence
North 25°27'47" East, a distance of 239.55 feet; thence
South 81°36'22" East, a distance of 335.19 feet; thence
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North 18°05'08" East, a distance of 97.18 feet; thence
North 11°16'34" East, a distance of 134.01 feet to a point on the North line of the SW 1/4 of the NE 1/4; thence
North 89°46'21" East, a distance of 376.21 feet to the Northeast corner of said SW 1/4 of the NE 1/4; thence
South 0°03'29" East along the East line of said SW 1/4 of the NE 1/4, a distance of 1325.52 feet to the Southeast corner of the SW 1/4 of the NE 1/4; thence
South 89°53'10" West along the South line of the SW 1/4 of the NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

Exhibit A

MEMORANDUM OF CONTRACT

Sellers: JOHN G. FRINGS and CHRISTINA FRINGS
2670 Gem Avenue
Emmett, Idaho 83617

Buyers: DANNY R. YETT and FRANCES A. YETT
1150 N.E. Norton Lane
McMinnville, OR. 97128

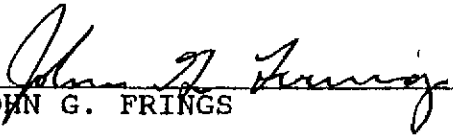
Property:

See Exhibit A which is attached hereto and incorporated herein by reference as if set out in full.

NOTICE IS HEREBY GIVEN that the Sellers named herein have entered into a Real Estate Purchase Agreement with the Buyers named herein for the sale of the above-described real property. Completion of the Real Estate Purchase Agreement by the Buyers shall result in the property being conveyed to the Buyers. The recording of a quitclaim deed from Buyers to Sellers shall be conclusive proof that the Buyers' interest has been forfeited, that the real estate purchase agreement has been terminated and that the Buyers no longer have any interest in the described property.

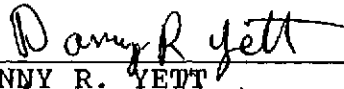
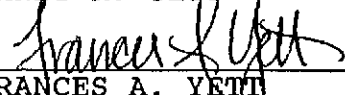
DATED this 15th day of July, 1997.

SELLERS:


JOHN G. FRINGS

CHRISTINA FRINGS

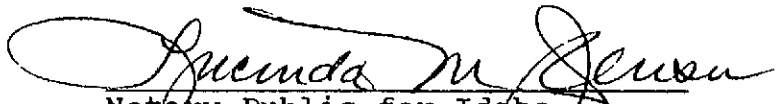
BUYERS:

X 
DANNY R. YETT
X 
FRANCES A. YETT

STATE OF IDAHO)
) ss.
County of Gem)

On this 15 day of July, 1997, before me, the undersigned, a Notary Public for Idaho, personally appeared JOHN G. FRINGS and CHRISTINA FRINGS, husband and wife, known to me to be the persons whose names are subscribed to the within 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 Emmett, Idaho
My Commission Expires 6-30-2000

STATE OF Oregon)
County of Yamhill) ss.

On this 18 day of July, 1997, before me, the undersigned, a Notary Public for said State, personally appeared DANNY R. YETT and FRANCES A. YETT, husband and wife, known to me to be the persons whose names are subscribed to the within 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.



Jon R Johnson
Notary Public for Oregon
Residing at McMinnville
My Commission Expires 7-26-99

COMMITMENT FOR TITLE INSURANCE

File No.: 3-20214

SCHEDULE A (Continued)

Legal Description (continued)

TRACT I

All of the SW 1/4 NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gen County, Idaho,

EXCEPTING THEREFROM a tract of land described as follows:

A tract of land situated in the SW 1/4 NE 1/4 of Section 36, T. 7 N., R. 2 W., B.M., Gen County, Idaho, described as follows:

Beginning at the center quarter corner of said Section 36, being the REAL POINT OF BEGINNING; thence
North 0°06'57" West along the center quarter line, a distance of 570.29 feet;
thence
North 87°53'24" East, a distance of 282.32 feet; thence
North 25°27'47" East, a distance of 239.55 feet; thence
South 81°36'22" East, a distance of 335.19 feet; thence
North 26°04'17" East, a distance of 392.08 feet; thence
North 18°05'08" East, a distance of 97.18 feet; thence
North 11°16'34" East, a distance of 134.01 feet to a point on the North line of the SW 1/4 NE 1/4; thence
North 89°46'21" East, a distance of 376.21 feet to the NE corner of said SW 1/4 NE 1/4; thence
South 0°03'29" East along the East line of said SW 1/4 NE 1/4, a distance of 1325.52 feet to the SE corner of the SW 1/4 NE 1/4; thence
South 89°53'10" West along the South line of the SW 1/4 NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

TRACT II

A tract of land situated in the SW 1/4 of the NE 1/4 of Section 36, Township 7 North, Range 2 West, B.M., Gen County, Idaho, described as follows:

BEGINNING at the center quarter corner of said Section 36, being the REAL POINT OF BEGINNING; thence
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North 89°46'21" East, a distance of 376.21 feet to the Northeast corner of said SW 1/4 of the NE 1/4; thence
South 0°03'29" East along the East line of said SW 1/4 of the NE 1/4, a distance of 1325.52 feet to the Southeast corner of the SW 1/4 of the NE 1/4; thence
South 89°53'10" West along the South line of the SW 1/4 of the NE 1/4, a distance of 1322.89 feet to the REAL POINT OF BEGINNING.

Exhibit A

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: **A65-05357**
Date Received: 2/14/1990
Receipt No: W008929
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CHRISTINA FRINGS
Address: 2670 GEM AVE
EMMETT ID

208-365-6793

83617

AND/OR

Name: JOHN FRINGS
Address: 2670 GEM AVE
EMMETT ID

208-365-6793

83617

2. Date of Priority: APR 1, 1910

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02W	36	NW	SW	NE		GEM

5. Description of diverting works:

WELL, APPROX. 150' DEEP, 1 1/2 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.130		

7. Total Quantity Appropriated is:

0.170 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME; S/200 DAIRY CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02W	36	SW	NE		DOMEST	
			SW	NE		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:

HISTORICAL USE ON THIS CLAIM HAS INCLUDED UP TO 400 HEAD OF
DAIRY CATTLE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. AG-5-5357Date Received 02/14/1990Receipt Number W008929NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1 Name of Claimant (s) CHRISTINA AND/OR JOHN FRINGS Phone () 365-6793Mailing Address 2670 GEM AVE, EMMETT ID 4-1-1980 Zip 836172 Date of Priority (Only one per claim) August 20, 1972 Month/Day/Year3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____
Name or kind of source
which is tributary to (b) _____4. Location of point of diversion is: Township 07N Range 02WSection 36, NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,County of GEM

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. ≈ 150' deep, 1 1/2 hp

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)For Stockwater purposes from 1-1 (Both dates are inclusive) to 12-31 amount 0.050.137. Total quantity claimed 0.09 (cfs) 0.178. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 0/1 home, 5/200 dairy cattle

MICROFILMED

OCT 21 1996

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

2. All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 07N Range 02W

Section 36, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) **Domestic** **Stock** **Domestic and Stock**

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? GEM

12. Do you own the property listed above as place of use? Yes x No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right

13. Describe any other water rights used at the same place and for the same purposes as described above.

(X) None or _____

14. Remarks: Historical use on this claim has included up to 400 head of dairy cattle

15. Basis of Claim (Circle One) **Beneficial Use** **Posted Notice** **License** **Permit** **Decree**

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John Truitt Date 4-28-95

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Ada)
County of _____) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 28 day of April 19 95

SEAL

Notary Public Linda Werner

Residing at Eagle ID

My Commission Expires 12-8-2000

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

OCT 21 1996

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

ADJUDICATION DIVISION

REPORT OF EXAMINERS

Claim No. 275357

1. Name of Applicant... A. L. & F. R. Carral.....
2. Priority... 4-1-1910.....
3. Source of Water... Ground Water.....
4. Determine Purpose and Quantity of Water Found Used:
 (Quantity) (Dom., Irr., Stk. water, etc.) (Ho.-Day) (Ho.-Day)
0.8 Use Domestic Period of Use From 1-1 To 1-2-31
 Use Period of Use From To
 Use Period of Use From To
5. Location of Point of Diversion: SWNE of Section 36
 Twp. 7N, Rge. 2W County of Can
6. Describe Diversion Works: W. & L. W. pumps.....
7. Describe Location of Use:

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7N</u>	<u>2W</u>	<u>36</u>			<u>X</u>														

TWP. _____ RGE. _____ COUNTY _____ SCALE: 1" = 1 MILE

+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+
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+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+

8. Purpose Other Than Irrigation: Domestic 2 household
W. lawn in area 100' long 100' wide.....

9. Remarks: New turn house well of S. end also
S. 1/4 W. 1/4 house S. of turn
from hand dig near for increased diversion
 This examination was made on the 4 day of April, 1922

(Signed) Erwin Bailey
EXAMINER.

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OCT 21 1996

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

Identification No. _____
Date Received _____
Receipt Number 0008929

RECEIVED
NOTICE OF CLAIM
TO A
WATER RIGHT

FEB 14 1990

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

RECEIVED

APR 04 1995

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Cihigoyenatche, Jean Phone (208) 365-4841
Mailing Address 2670 Gem Ave, Emmett, ID Zip 83617

2. Date of Priority (Only one per claim) _____ Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 7N Range 2W
Section 36, NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of Gem

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For _____ purposes from _____ Month/Day to _____ Month/Day amount _____ (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) _____

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OCT 21 1996

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

UNRECORDED

0001 1 1 1988

10. Place of use is: Township: 7N Range 2W
Section 36, NW 1/4 of SW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? GEM
12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____
14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Karen C. Hogenetche Date 2-13-90
Anne C. Hogenetche Date 2-13-90

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
document in the space below as _____ Organization _____
Title _____ of _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____
Title and Organization _____

State of Idaho Idaho)
County of Gem) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 13th day of February 1990
SEAL Notary Public Karen Browne
Residing at Emmett, Idaho
My Commission Expires 9-3-93

Last Name Browne Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

OCT 21 1996

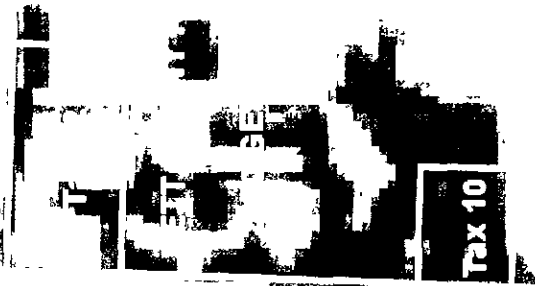
It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

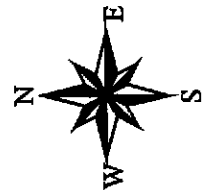
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

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T07N, R02W, S36, SWNE



RAILROAD

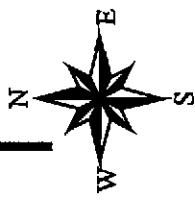


0.3 Miles



1987 NAPP

T07N, R02W, S36, SWNE



0.3 Miles



1987 NAPP