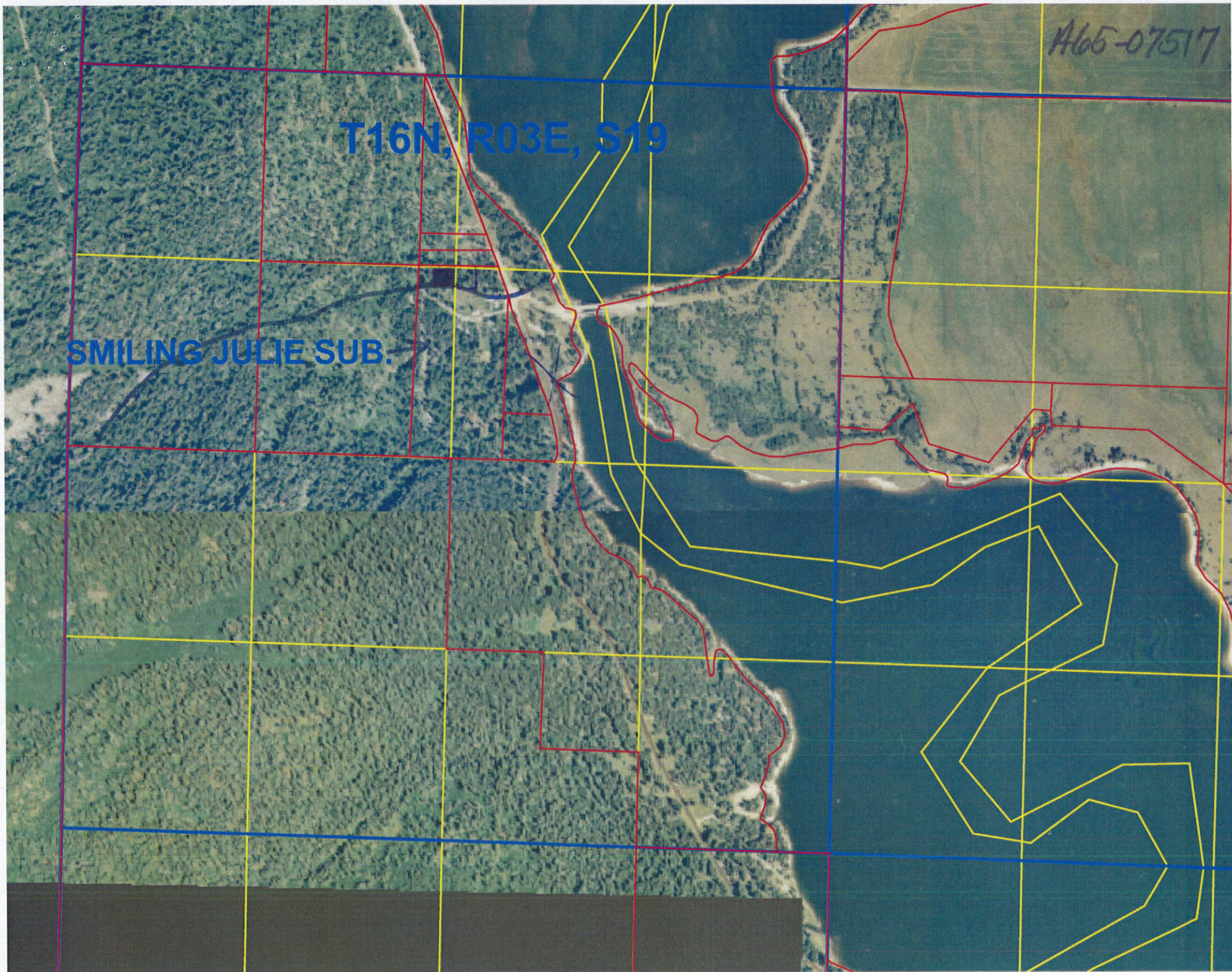


1465-07517

T16N, R03E, S19

SMILING JULIE SUB.



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder has completed development to the extent shown below of Permit No. 65-7517

Name(s) of Permit Holder: Norman R. Cole

Post Office Address: 210 Faye Ln. Nampa Idaho 83651

Tel. No. 966-1680

Source of Water: Unnamed creek

Extent of Use: Domestic 2 (number of household(s))
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

7-15-1979 Date

Norman R. Cole
 Signature of Permit Holder

Ms license or BV field exam

Ms AD claim on microscope

Ms Dec relating to BGS MS filing
under Code on Summerville

RP 0024800000110

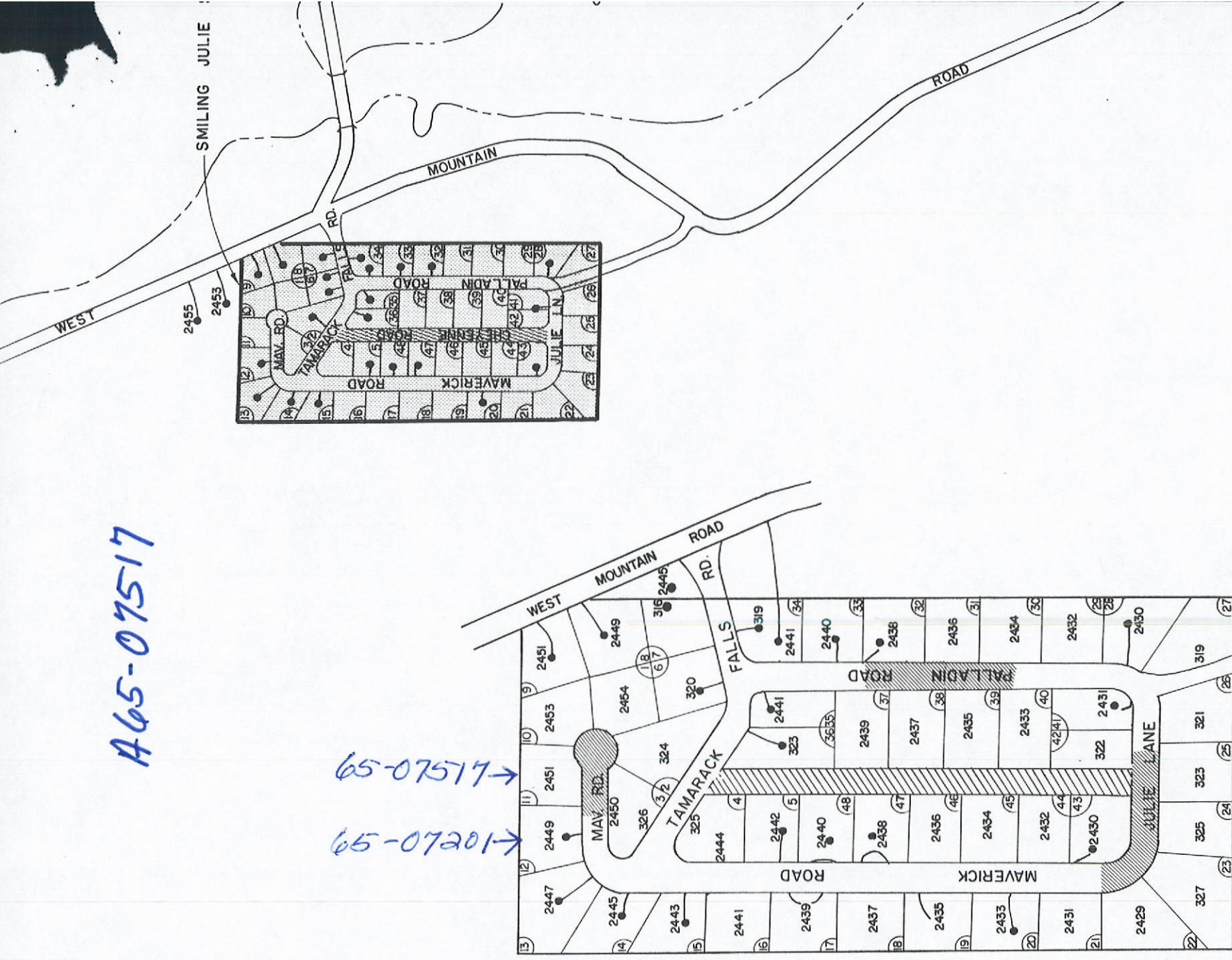
Whiting, R. C. & Steele

2445 Center Ave
~~Payette~~ 83661

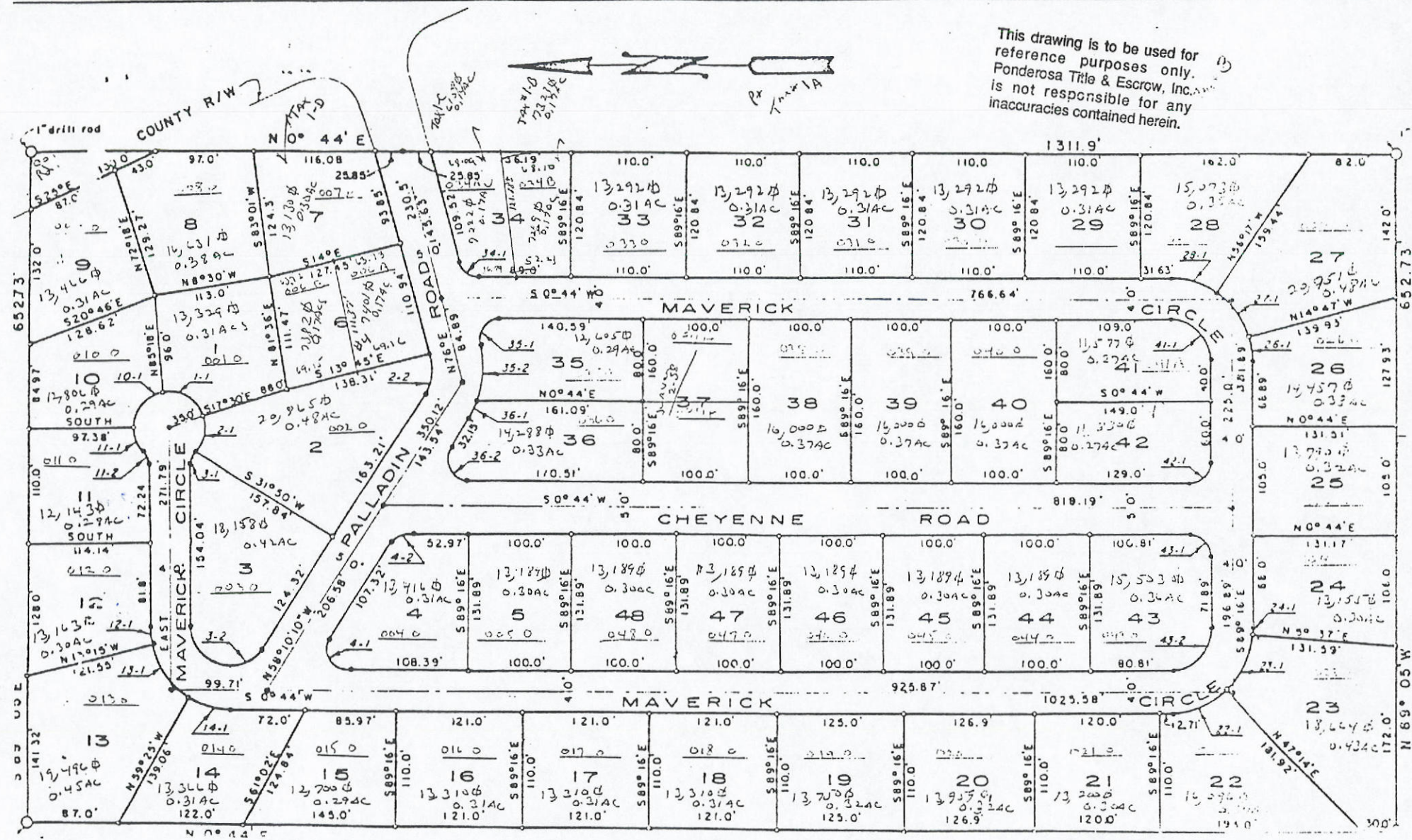
A65-07517

65-07517 →

65-07201 →



This drawing is to be used for reference purposes only. Ponderosa Title & Escrow, Inc. is not responsible for any inaccuracies contained herein.



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: A65-07517
Date Received: ~~9/6/1988~~ 8/23/99
Receipt No: X999999
Received By: NTS

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SHEILA WHITING 208-642-9767
Address: 2445 CENTER AVE
PAYETTE ID 83661

Name: R.C. WHITING 208-642-9767
Address: 2445 CENTER AVE
PAYETTE ID 83661

2. Date of Priority: OCT 24, 1974

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	03E	19	SW	NE		5	VALLEY

5. Description of diverting works:
1" GRAVITY FLOW PIPELINE TO POU

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		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE CABIN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	03E	19	SW	NE	5	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
65-07201

14. Remarks:

SOURCE KNOWN LOCALLY AS SMILING JULIE CREEK.
P/D &P/U KNOWN AS LOTS 11, SMILING JULIE SUBDIVISION.
CHANGE OF OWNERSHIP 8/23/1999 BY MTS.
THIS FILING CORRECTS LEGAL DESCRIPTION ERRORS IN THE ORIGINAL
LICENSE 65-07517 AND REFLECTS THE CORRECT OWNERSHIP.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Shela A. Whitling Date: 8-23-99

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23 day
of August 19 99

Melvin T. Schultz
Notary Public

Seal

Residing at Bosse, Idaho
My Commission Expires 7-24-2001

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).: _____
 Adjudication Claim No(s).: A65-07517

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Jerry Summerall
RT P, Nune, ID 83634

4. New Owner/Claimant(s) R.C. & Sheila Whiting
 Name Connector (Check one) ☐ and, ☐ or, ☒ and/or
 New Mailing Address 2445 Center Ave
 City, State and ZIP Code Payette, ID 83661
 New Telephone Number () _____

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) x Sheila A Whiting
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

INSTRUCTIONS

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

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

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

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

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

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

7-11

WARRANTY DEED

For Value Received

Thomas C. Whiting and Elizabeth Whiting, husband and wife
11615 S. W. Springwood, Tigard, Oregon 97223

the grantor S , do hereby grant, bargain, sell and convey unto

R. C. Whiting and Sheila A. Whiting, husband and wife
P. O. Box 519, Payette, Idaho 83661

the grantee S , the following described premises, located in Valley County, Idaho
to-wit:

Lot 11 Smiling Julie Subdivision as shown on the official plat thereof
on file and of record in the office of Recorder of Valley County, Idaho.

Together with all water rights appurtenant thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S ,
their heirs and assigns forever. And the said GrantorS do hereby covenant to and with the
said Grantee S , that they the owner S in fee simple of said premises, that they are free
from all incumbrances None

and that they will warrant and defend the same from all lawful claims whatsoever

Thomas C. Whiting (SEAL)

Elizabeth Whiting (SEAL)

____ (SEAL)

Dated: February 2, 1981 _____ (SEAL)

STATE OF ~~IDAHO~~ ^{Oregon}, COUNTY OF ~~Blaine~~ ^{Blaine}
On this 2 day of February, 1981,
before me, a notary public in and for said State, personally
appeared Thomas C. Whiting and Elizabeth Whiting
known to me to be the person S whose name S
subscribed to the within instrument, and acknowledged to
me that they executed the same
Elizabeth Whiting
Residing at Payette, Idaho
Comm Expires 1-3-82

STATE OF IDAHO, COUNTY OF Valley
I hereby certify that this instrument was filed for
record at the request of Whiting Real Estate
at 25 minutes past 10 o'clock
a. m., this 15 day of Dec,
1983, in my office, and duly recorded in Book
214 of Deeds at page 1
P. C. Whiting
Ex-Officio Recorder
By P. C. Whiting Deputy.
Fees \$ 2.00
Mail to: 250 S. 8th St
Payette 83661

INSTRUMENT NO. 132957

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: A65-07517
Date Received: 9/ 6/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERRY SUMMERALL 208-466-6002
Address: RT 1
KUNA ID 83634

2. Date of Priority: OCT 24, 1974

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	03E	19	SE	SE	NW		VALLEY
			SE		NW		VALLEY

5. Description of diverting works:
1" GRAVITY FLOW PIPELINE TO POU

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		2.40

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 2.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE CABIN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	03E	19	SE	NW		DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCE KNOWN LOCALLY AS SMILING JULIE CREEK.
P/D & P/U KNOWN AS LOTS 11 & 12, SMILING JULIE SUBDIVISION.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

8-20-99

The original executed claim has not been found.
M.S.

8-23-99

See Amended claim dated 8-23-99.
MTL

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 09/06/88 WERNER

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

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

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 09/06/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

002485800110
002485800120

DATA ENTRY

ENTERED 8-16 93 15

CHECKED 10/21/93 DLD

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

Whiting, R C & Sheila
2445 Center Ave
Payette 83661

CHANGE OF OWNERSHIP
LETTER SENT 2-4-94 Paul VERIFIED

JUN 14 1993

~~CERTIFIED
JUN 23 1993
WATER EXAMINER~~

WATER RIGHT NUMBER - A65-07517

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SUMMERALL

JERRY

1 - RT 1

2 -

3 -

CITY- KUNA

PHONE - 208-466-6002

STATE- ID ZIP- 83634

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
10/24/1974 / 14 WESTERN L - LICENSE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
UNNAMED CREEK / CASCADE RESERVOIR /+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)16N 03E 19 SE NW / (85) VALLEY
SE NW / (85) VALLEY+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC / 01/01 12/31 0.080 / 2.40 /

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.080 , 2.40 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

16N 03E 19 SE NW / 43 DOMESTIC (85) VALLEY

+ - - DIVERSION MEANS - 1" GRAVITY FLOW PIPELINE TO PDU

+ - - NON-IRRIGATION USE - D/CNE CABIN

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
SOURCE KNOWN LOCALLY AS SMILING JULIE CREEK.
P/D & P/U KNOWN AS LOTS 11 & 12, SMILING JULIE SUBDIVISION.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

AJ0749NP
No. R65-07517

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

DATE: 10/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHEILA WHITING	10/24/1974	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	R C WHITING					
	2445 CENTER AVE			TOTAL DIVERSION:	0.040 CFS	1.20 AFA
	PAYETTE ID 83661					
	(208) 642-9767					

Water Source: UNNAMED STREAM

Tributary to: CASCADE RESERVOIR

Stage: LICENSE

Point(s) of Diversion: T16N R03E S19 Lot05(SWNE)

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
16N	03E	19	:					05-D	:											:

POU County: VALLEY

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.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS.

Remarks: EXP PARCEL NOS.RP002480000110
SOURCE IS ALSO KNOWN AS SMILING JULIE CREEK.
PROPERTY IS ALSO KNOWN AS LOT 11, SMILING JULIE SUB.

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

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

AJ0749NP
No. R65-07517

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

DATE: 10/13/99
PAGE: 2

=====

Comments: Date: 08/23/1999 User-ID: MSCHULTE Subject: AMENDED CLAIM FILING
THE AMENDED CLAIM FILED ON 8/23/1999 CORRECTS THE ERRORS IN THE
LEGAL DESCRIPTIONS IN THE ORIGINAL LICENSE AND CLARIFIES THE
CORRECT OWNERSHIP OF LOT 11, SMILING JULIE SUB.
65-07201 COVERS LOT 12, SMILING JULIE SUB. THAT IS OWNED BY THE
SAME CLAIMANT AS THIS FILING.

Date: 09/25/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit: 10/13/99 MSCHULTE

September 29, 1999

**NOTICE OF ERROR
REPLY**

RECEIVED

OCT 07 1999

Department of Water Resources

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

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

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

RECEIVED

OCT 08 1999

**WATER RESOURCES
WESTERN REGION**

Water right number: 65-07517

SHEILA WHITING
R C WHITING
2445 CENTER AVE
PAYETTE ID 83661

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

Is basis of claim correct?

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

DATE: 10-6-99 SIGNATURE: Sheila A Whiting
Please print your name: Sheila A. Whiting

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

RIGHT NUMBER 65-07517

NAME AND ADDRESS. SHEILA WHITING
R C WHITING
2445 CENTER AVE
PAYETTE ID 83661

RECEIVED
OCT 08 1999
WATER RESOURCES
WESTERN REGION

SOURCE. UNNAMED STREAM TRIBUTARY: CASCADE RESERVOIR

QUANTITY. 0.04 CFS
1.2 AFY

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

PRIORITY-DATE: 10/24/1974

POINT OF DIVERSION T16N R03E S19 LOT 5 (SWNE) Within VALLEY County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
			1 2 AFY

PLACE OF USE. DOMESTIC Within VALLEY County
T16N R03E S19 LOT 5 (SWNE)

OTHER MATTERS 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.

EXPLANATORY MATERIAL. BASIS OF CLAIM (DECREED) ?
PARCEL NOS. RP062480000110
SOURCE IS ALSO KNOWN AS SMILING JULIE CREEK
PROPERTY IS ALSO KNOWN AS LOT 11, SMILING JULIE SUB

AJ5809NP
No. A65-07517

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/05/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JERRY SUMMERALL RT 1 KUNA ID 83634 (208) 466-6002	10/24/1974	DOMESTIC	01-01 12-31	0.080 CFS	2.40 AFA
TOTAL DIVERSION:					0.080 CFS	2.40 AFA

Water Source: UNNAMED CREEK

Tributary to: CASCADE RESERVOIR

Stage: LICENSE

Point(s) of Diversion:

T16N R03E S19

SENW

~~SENW~~

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
16N	03E	19	:					:				D	:					:						:	

POU County: VALLEY

Non-Irrigation Uses: D/ONE CABIN

Other Rights: NONE

Remarks: GEN SOURCE KNOWN LOCALLY AS SMILING JULIE CREEK.
P/D & P/U KNOWN AS LOTS 11 & 12, SMILING JULIE SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 09/06/88 WERNER 03/30/95 POST-STD

"R" created
RP002480000110 &
EXP- B01 & J01

Needs ownership change to Whiting per Cnty Assessor

WR5809NP
No. 65-07517

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/05/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	NORMAN R. COLE 210 FAYE LN. NAMPA ID 83651	10/24/1974	DOMESTIC	01/01 12/31	0.080 CFS	2.40 AFA
TOTAL DIVERSION:					0.080 CFS	2.40 AFA

Water Source: UNNAMED CREEK

Tributary to: CASCADE RESERVOIR

Stage: LICENSE

Point(s) of Diversion:

T16N R03E S19

SENW

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
16N	03E	19	:					:				D	:					:						:	

Pou County: VALLEY

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

65-02702	65-02716	65-02717	65-02721	65-02736	65-02759	65-02784	65-05077	65-05268	65-07054
65-07566	65-07636	65-07737	65-09597	65-12066	65-12173	65-12261	65-12655		

Remarks: GEN SOURCE KNOWN LOCALLY AS SMILING JULIE CREEK.
P/D &P/U KNOWN AS LOTS 11 & 12, SMILING JULIE SUBDIVISION.

Dates:	App. Received:	Priority Date:	10/24/1974
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		04/12/1982

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/12/82 04/30/88 CONVERT

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
(→) NAPP <i>GIS map</i>	DATE OF PHOTO <i>1987</i> IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
(→) SUBDIVISION PLAT MAP	DATE OF MAP <i>Smiling Julie Sub</i>	Y(☒) N()
(→) OTHER <i>PRBA claim</i>	DATE <i>10-24-74</i>	Y(☒) N()
(→) OTHER <i>BU Proof card</i>	DATE <i>10-15-79</i>	Y(☒) N()
(→) OTHER <i>POU Review report</i>	DATE <i>8-20-99</i>	Y(☒) N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
(→) WATER RIGHT LICENSE	DATE LICENSE SIGNED <i>7-30-80</i>	<i>1</i>	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:20:33
08/20/99

PAGE: 2
QUICKLOOK INFORMATION

2
CLAIM NUMBER: A65-07517

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	-		MS In office 8-20-99	N		MS 8-20-99	MS 8-20-99	
POINT OF DIV	-			N				
SOURCE	-			N				
PLACE OF USE	-			N				
DIV. AMOUNT CFS/VOLUME	-			N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE	-			N				
PERIOD OF USE	-			N				
BASIS OF CLAIM	-			N				
REMARKS	-			Y				

BARCODE UPDATED
WHOM/DATE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 25, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JERRY SUMMERALL
6524 ROBINSON RD.
KUNA, ID 83634

RE: A65-07517

Dear Mr. Summerall:

In September, 1988 you filed the above referenced claim in the Snake River Basin Adjudication (SRBA). The claim is based on water right license 65-07517 which was issued for two domestic uses from an Unnamed Stream for Lots 11 & 12, Smiling Julie Subdivision.

On August 23, 1999 Mrs. Sheila Whiting filed a change of ownership for A65-07517 and amended the claim to cover only Lot 11. The change of ownership is supported by a deed and the Valley County records that indicate the Whitings are the owners of both Lots 11 & 12.

The current Valley County Assessor's records indicate you own Lot 10, Smiling Julie Subdivision. When you filed the SRBA claim in 1988 for license 65-07517, there must have been some confusion as to which lots the license was appurtenant. Norman Cole filed the Application for Permit in 1974 to develop a water right on Lots 10 & 11. However, the license issued in 1980 specifies the water right was developed on Lots 11 & 12 but not on Lot 10.

If you have been or intend to use a surface water source on your Lot 10 you should file an Application for Permit. I can mail you the form and instructions if you need them and there are water right agents in this office to assist you in preparing and filing the application.

If you have any questions or additional discussion concerning this matter call me at the number below.

Cordially,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
Senior Water Rights Agent
(208) 334-2190



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

August 20, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

R.C. & Sheila Whiting
2445 Center Ave.
Payette, ID 83661

Re: A65-07517

Dear Mr. & Mrs. Whiting:

According to the Valley County Assessor's Office you are the owners of Lots 11 & 12, Smiling Julie Subdivision. Jerry Summerall filed a claim in the Snake River Basin Adjudication (SRBA) for a domestic use for this property from an Unnamed Stream known as Smiling Julie Subdivision. As owner of the property, the SRBA claim filing should be recorded in your names.

Enclosed for your information is a copy of a computer print out known as a profile report that describes the elements of the water right claim filed by Mr. Summerall. Also, enclosed is a change of ownership form for your signature that will authorize us to change the SRBA claim into your names. Please include with the signed form a copy of a deed that conveys the property to you or copies of tax records that reflect your ownership.

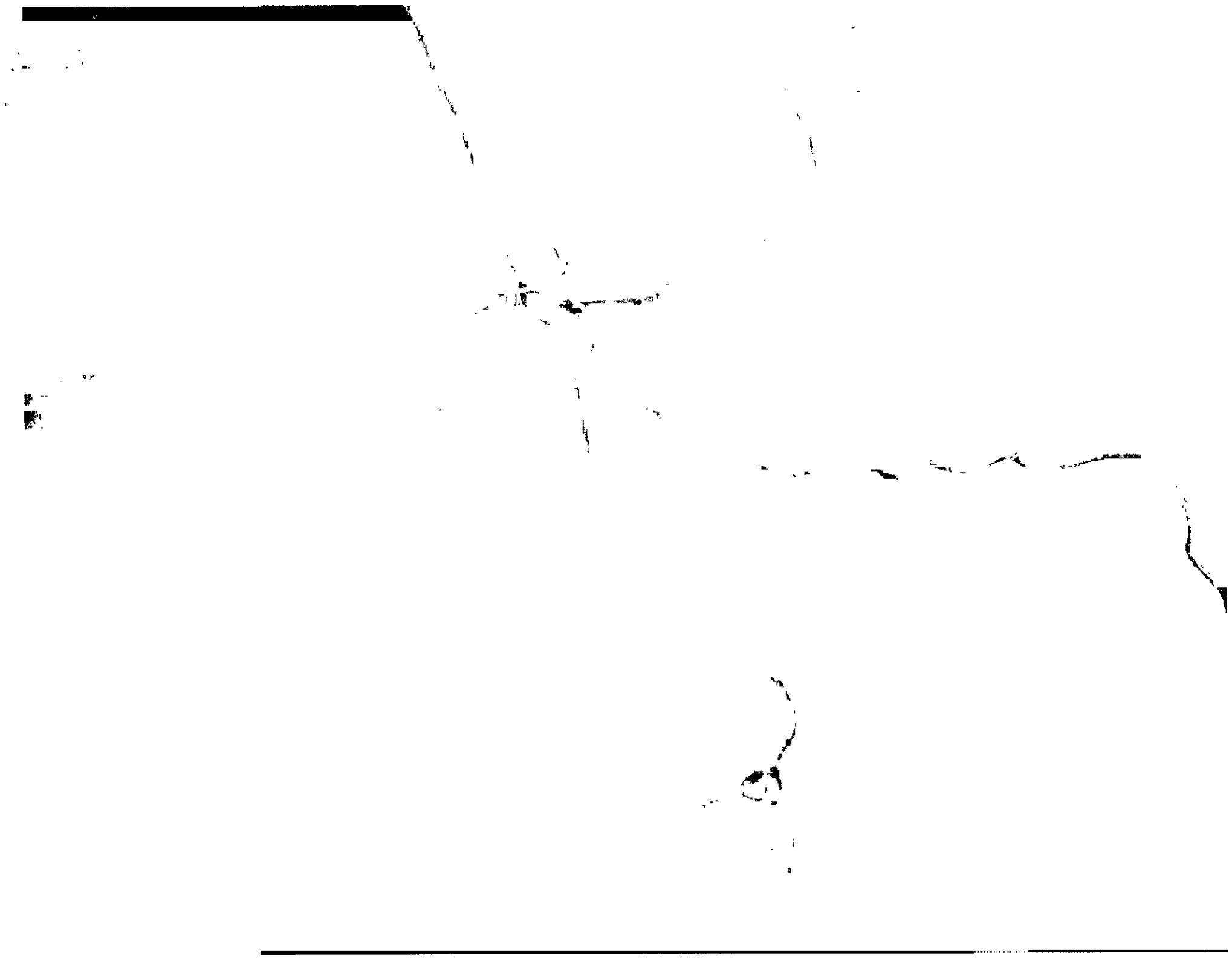
We are preparing to make our recommendation to the SRBA court by September 10th so your immediate attention to the matter would be appreciated. Please call me at the number below if you have any questions.

Cordially,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
Sr. Water Rights Agent
Dept. of Water Resources
208-334-2190

Enc.



valley.

IDENT. NO.

RECEIVED
OCT 2

НОСТ 2-197

Department of Water Resources

(Name of Claimant)

claims a right to the diversion

(Mailing Address)

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) Oct. 24, 1974

- [illegible]

Total No. of acres.

Domestic for 2 families

- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks _____
- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____

☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

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

Individual

Oct. 24, 1974
(Date)

(Signature of Claimant)

(Signature of Spoker)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Ada

Organization
Real

On this 24th day of October, in the year 1974, before me,

a notary public, personally appeared Juanita K. Cole
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or _____) executed the same. Signed J. P. Wooten,

Notary Public residing at

My commission expires 8-6-78

9 KN 12/21/77

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder has completed development to the extent shown below of Permit No. 65-7517.

Name of Permit Holder: Norman A. Cole
 Present Address: 710 Fayette St., Nampa, Idaho 83651
 Post Office Address: 710 Fayette St., Nampa, Idaho 83651

Point of Use: Underground
 Estimated Use: 252 (number of households)
☐ Domestic ☐ Stock ☐ Irrigation ☐ Industrial ☐ Other

Permitting District: 1 ☐ Yes ☐ No
 Permit Fee: 1 ☐ Yes ☐ No
 The above information is true and correct to the best of my knowledge and belief.

Signature: Norman A. Cole
 Date: 6-27-65

His presence is in the of course

The AD continues on main floor

The Del. is going to BGS AD along
another side on main floor.

RP 003480000110

W. H. T. R. C. R. H. H. H.

2145 C. H. H. H.
P. H. H. H. 82661

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 551

INDICATES TOTAL

SOURCE: UNNAMED STREAM

TRIBUTARY TO: CASCADE RESERVOIR

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
65-7448	ANDERSON, JUNIOR E. & ANDERSON, BARBARA J. 4050 CHRISTINE, BOISE, IDAHO 83705 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	12/26/1973	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	LOT5 S32 T16N R 3E	LOT5 S32 T16N R 3E	PERMIT
65-7453	GABICA, JOE & GABICA, VIRGINIA 6004 GRUNDER DRIVE, BOISE, IDAHO 83705 REMARKS: LOT 2, BLOCK 1, ALLENS 4TH SUBDIVISION & LOT 40, ALLENS 3RD SUBDIVISION.	1/ 4/1974	DOMESTIC	1/ 1 12/31	.60 AFA .02 CFS	SWNE S 3 T13N R 3E	NWNE SWNE S 3 T13N R 3E	LICENSE
65-7512	SHIELDS, DWAIN E. & SHIELDS, SHARLYNE Y. 613 CLWOOD DRIVE, BOISE, IDAHO 83706 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	9/27/1974	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SENW S19 T16N R 3E	SENW S19 T16N R 3E	PERMIT
65-7517	CULLE, NORMAN R. ROUTE 1, KUNA, IDAHO 83634 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	10/24/1974	DOMESTIC	1/ 1 12/31	2.40 AFA .08 CFS	SENW S19 T16N R 3E	SENW S19 T16N R 3E	PERMIT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7517 Priority October 24, 1974 Amount .08 cfs

THIS IS TO CERTIFY, that NORMAN R. COLE
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 65-7517 issued pursuant to Application for Permit dated October 24, 1974,
and has submitted proof to the Department of Water Resources on October 15, 1979
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .08 cfs of water from an unnamed creek,
tributary to Cascade Reservoir, and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (2 homes)	from January 1 to December 31	at .08 cfs and	2.4 acre feet
	from to	cfs and	
	from to	cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the SE 1/4 Sec. 19, Twp. 16N,
Rge. 3E, B.M. in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
16N	3E	19								X									

Total number of acres irrigated _____

Source known locally as Smiling Julie Creek.

Lots 11 & 12, Smiling Julie Subdivision.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
July, 19 80.

Director

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 08/20/99

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-07517

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-07517
R65-07517

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
TOTAL ACRES							A65-07517		

POU COUNTY:

A. ROOT WATER RIGHT NUMBERS: A65-08568
R65-08568

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
TOTAL ACRES							A65-08568		

POU COUNTY:

A. ROOT WATER RIGHT NUMBERS: A65-08578
R65-08578

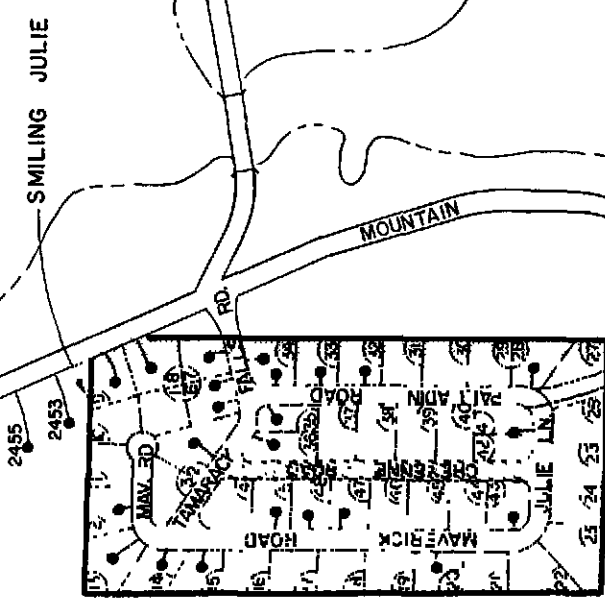
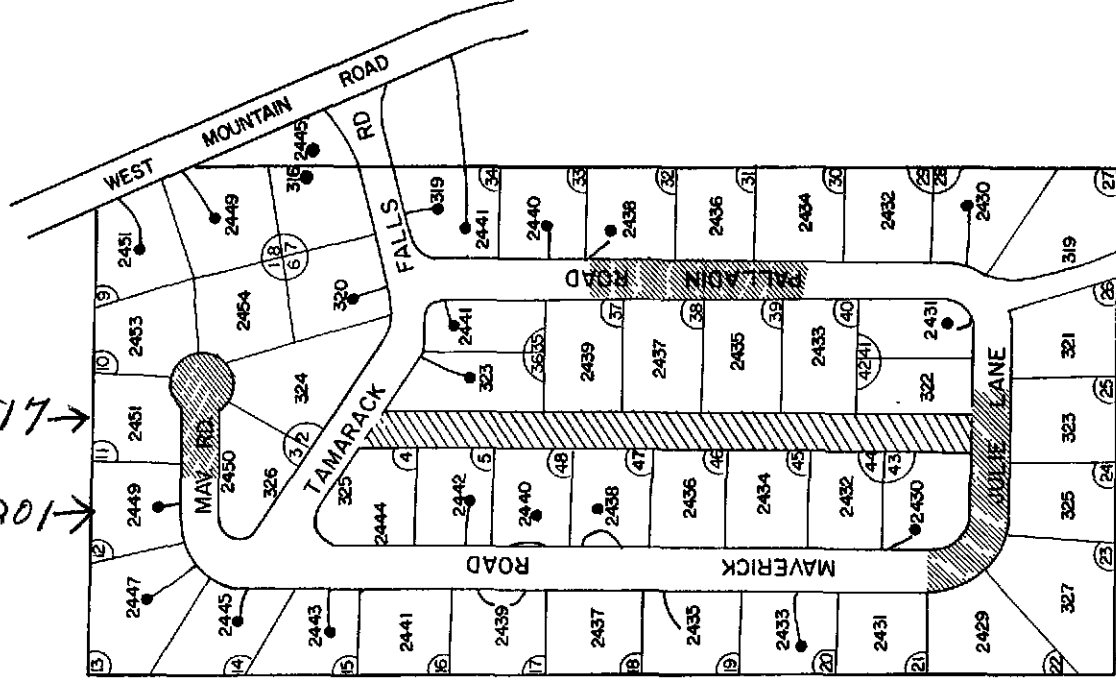
B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
TOTAL ACRES							A65-08578		

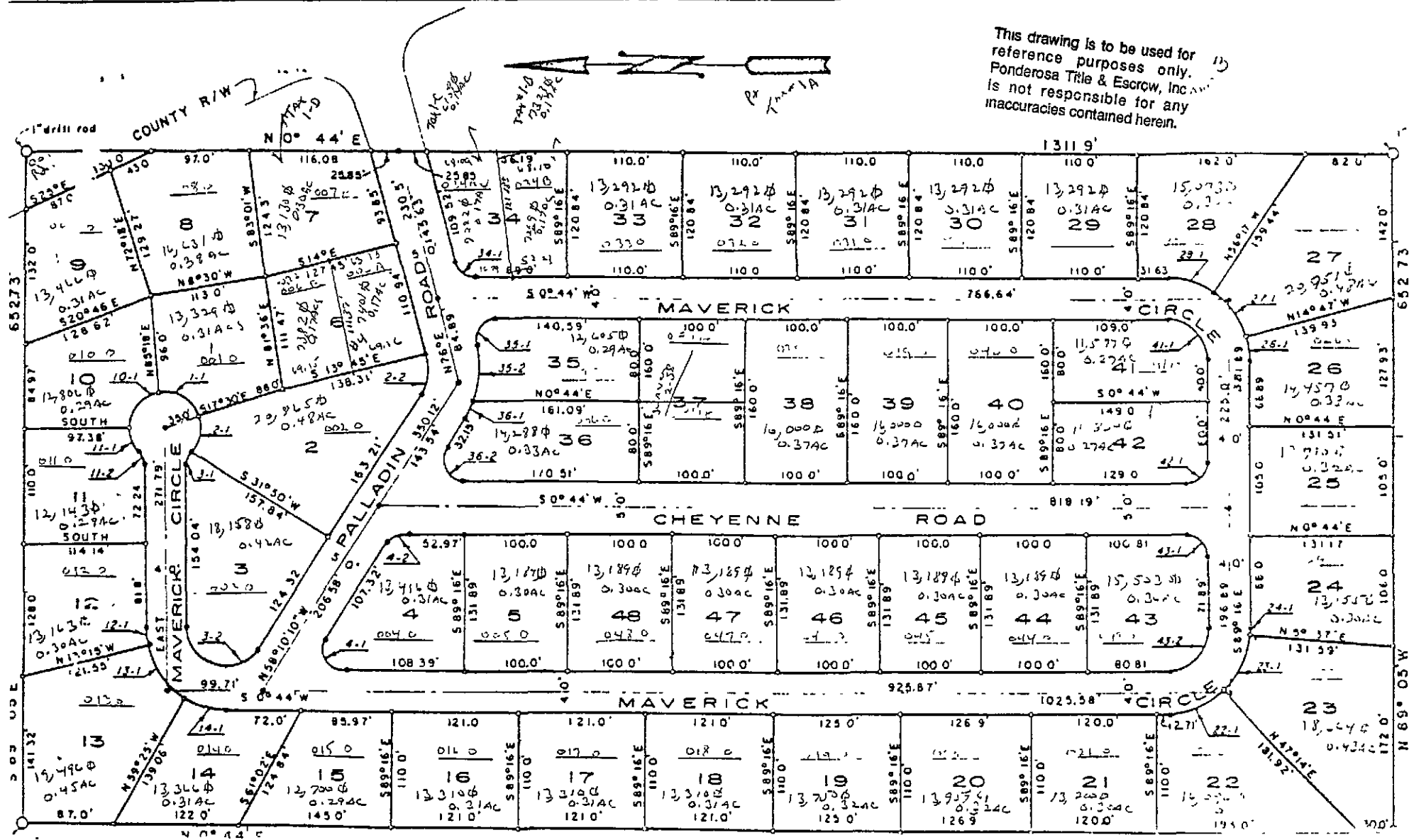
POU COUNTY:

A65-07517

65-07517 →
65-07201 →



SEC. 19, T.16N., R.3E.





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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

. RC + Sheila Whiting
. 2445 Center Ave
. Payette Id 83661

MAILING DATE: Feb 14, 1994

RESPONSE DATE: Feb 29, 1994

RE: NOTICE OF CLAIM NO[S]: A65-07517

Dear Claimant(s):

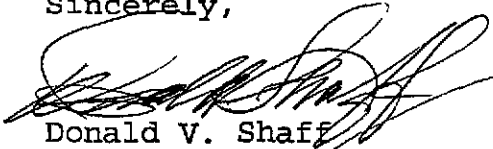
We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address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

. Jerry Summrell
. Rt 1
. Luna Id 83634

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

state:region

Enclosures:

Change of Ownership Form
Change of Address Form

2/22/94 Ganni Smith
2/24/94 Jon Shurte
Western Regional
2735 Airport Way
Boise
83705



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

. RC + Sheila Whiting
. 2445 Center Ave
. Payette Id 83661

MAILING DATE: Feb 4, 1994

RESPONSE DATE: Feb 24, 1994

RE: NOTICE OF CLAIM NO[S]: A65-07517

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:

. Jerry Summrell } Hasn't sold any property.
. Rt 1 } Whittings are neighbors. Gave
. Luna Id 83634 } legal (T16N, R03E, S19 SE 1/4 NW 1/4) -
Jerry will check plc 3/2/94.

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

state:region

Enclosures:

Change of Ownership Form
Change of Address Form