

**T07N R04W
S20**

Idaho Department of Water Resources

**Claims: 65-12234
Prepared by:
RON HOWERTON
Modified: 4-9-01**

 **Place of use**

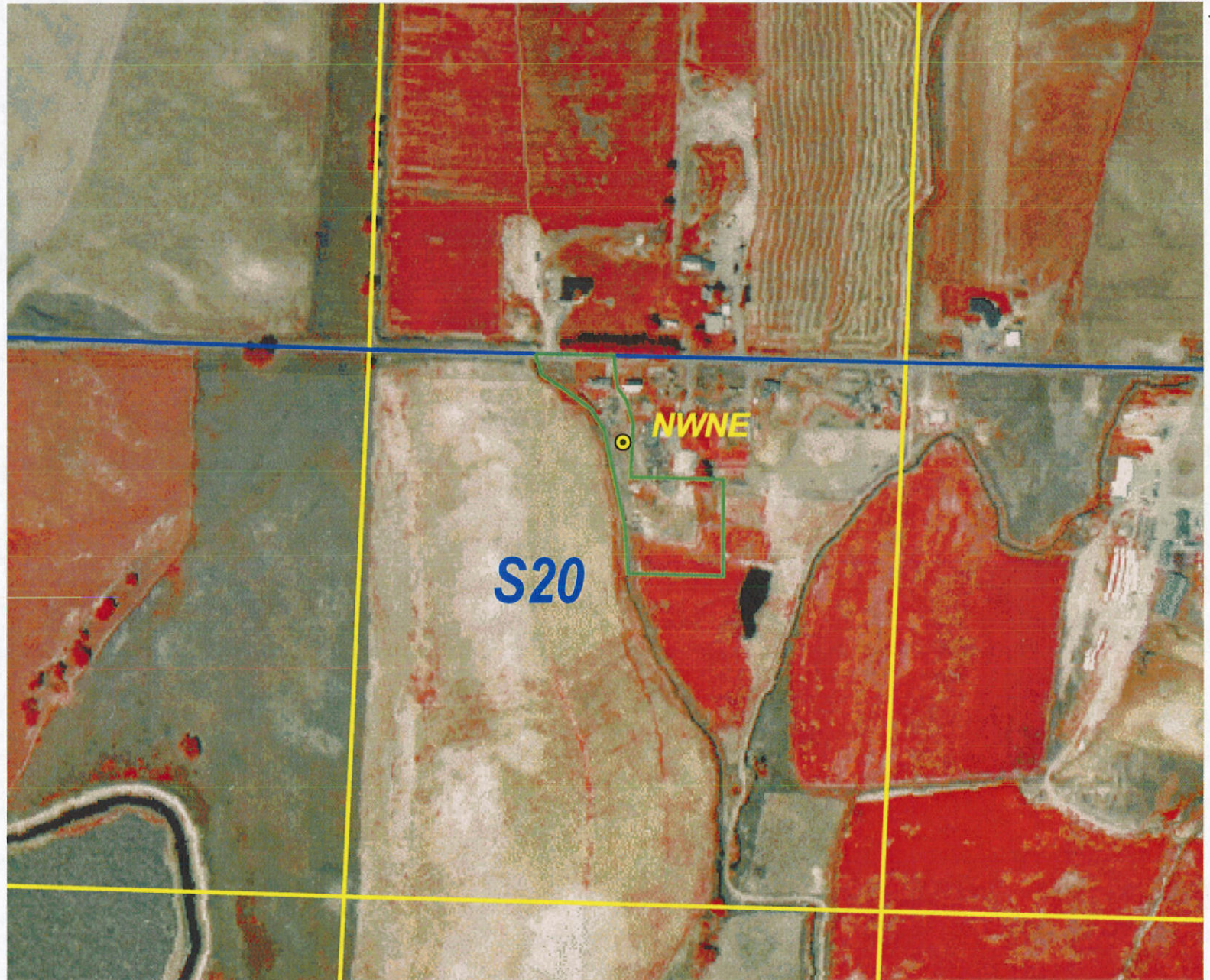
 **POD**

 **SECTION**

 **1/4 1/4**



1997 NAPP



0

0.25

0.5 Miles



**T07N R04W
S20**

Idaho Department of Water Resources

**Claims: 65-12234
Prepared by:
RON HOWERTON
Modified: 4-9-01**

 **Place of use**

 **POD**

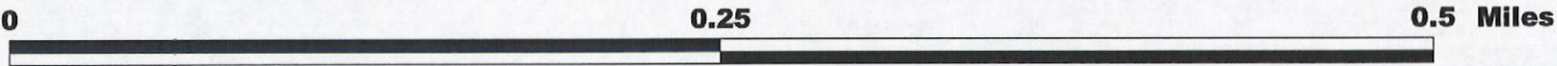
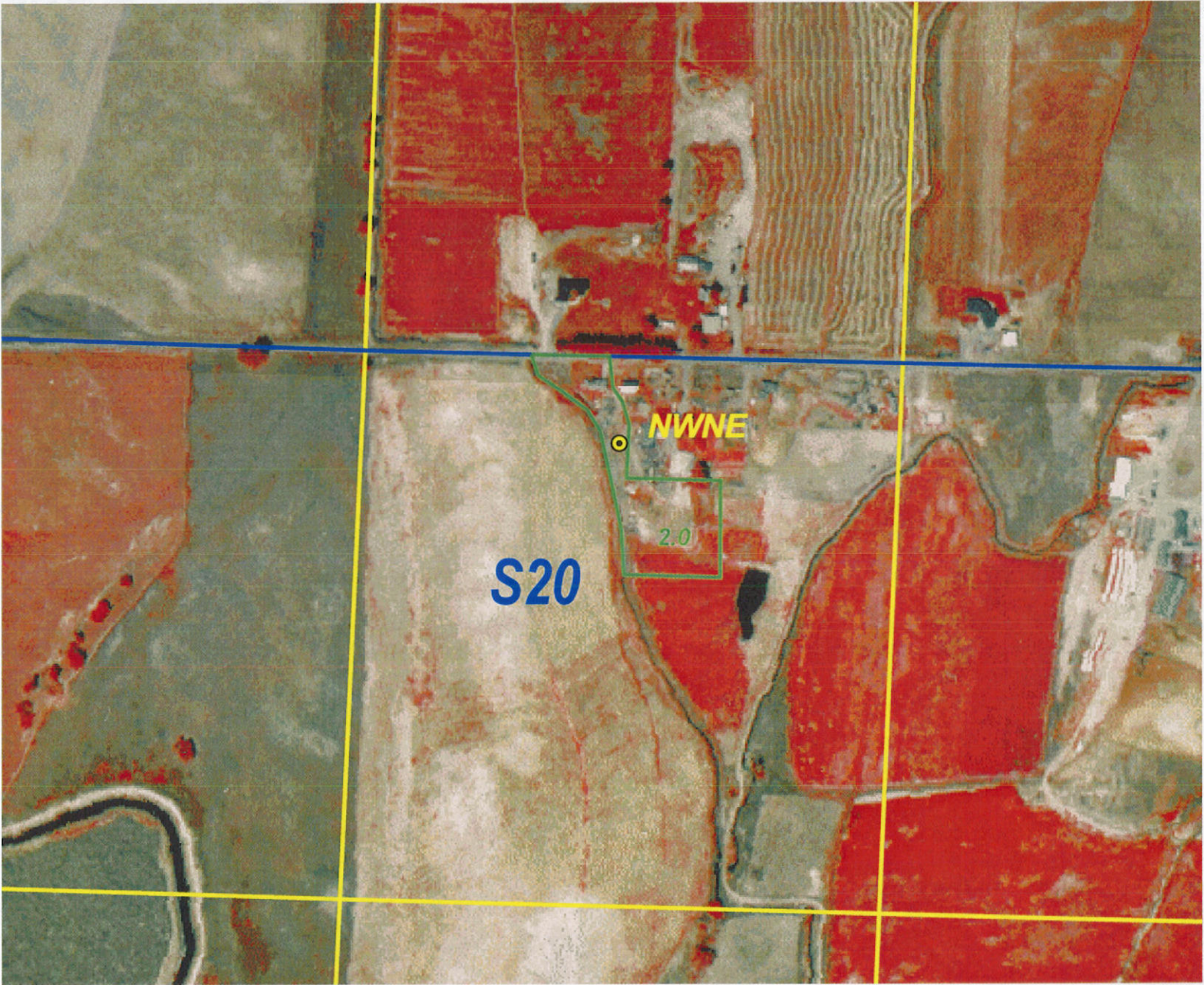
 **SECTION**

 **1/4 1/4**

2.0 Acres



1997 NAPP



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 65-12234
Date Received: 4/11/90
Receipt No: W011882
Received By:

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

1. Name of Claimant(s): GUY D WERNER Phone: (208) 278-3042
3873 SW 4TH
NEW PLYMOUTH ID USA 83655

JEANETTE WERNER Phone: (208) 278-3042
3873 SW 4TH
NEW PLYMOUTH ID USA 83655

2. Date of Priority: 05/11/1979

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	04W	20	NW NE	PAYETTE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.04	9
STOCKWATER	1/01	12/31	0.02	0.2
DOMESTIC	1/01	12/31	0.03	1.2

7. Total Quantity Appropriated is:
0.09 C.F.S. and/or 10.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	04W	20	NW NE		STOCKWATER	
			NW NE		IRRIGATION	2
			NW NE		DOMESTIC	
					Section Acres	2
					Total Acres	2

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 4/17/2001

15. Basis of Claim: License

04/17/2001

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

RIGHT NUMBER: 65-12234

NAME AND ADDRESS: GUY D WERNER
JEANETTE WERNER
3873 SW 4TH
NEW PLYMOUTH, ID 83655

SOURCE: GROUND WATER

QUANTITY: 0.09 CFS
10.4 AFY

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

PRIORITY DATE: 05/11/1979

POINT OF DIVERSION: T07N R04W S20 NWNE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.04 CFS 9.00 AFY
STOCKWATER	01-01 12-31	0.02 CFS 0.20 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.03 CFS 1.20 AFY

PLACE OF USE:

IRRIGATION Within PAYETTE County
T07N R04W S20 NWNE 2
STOCKWATER Within PAYETTE County
T07N R04W S20 NWNE
DOMESTIC Within PAYETTE County T07N R04W S20
NWNE

2 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE 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 - License

STOCKWATER, 15 RANGE CATTLE

01/05/2001

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

RIGHT NUMBER: 65-12234

NAME AND ADDRESS: WILMA M NELSON
3805 SW 4TH
NEW PLYMOUTH, ID 83655

SOURCE: GROUND WATER

QUANTITY: 0.09 CFS
10.4 AFY

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

PRIORITY DATE: 05/11/1979

POINT OF DIVERSION: T07N R04W S20 NWNE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.04 CFS 9.00 AFY
STOCKWATER	01-01 12-31	0.02 CFS 0.20 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.03 CFS 1.20 AFY

PLACE OF USE:

IRRIGATION Within PAYETTE County
T07N R04W S20 NWNE 2
STOCKWATER Within PAYETTE County
T07N R04W S20 NWNE
DOMESTIC Within PAYETTE County T07N R04W S20
NWNE

2 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE 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 - License

STOCKWATER, 15 RANGE CATTLE

AJ0749NP
No. R65-12234

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

DATE: 03/29/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILMA M NELSON 3805 SW 4TH NEW PLYMOUTH ID 83655 (208) 278-3056	05/11/1979	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.040 CFS 0.020 CFS 0.030 CFS	9.00 AFA 0.20 AFA 1.20 AFA
TOTAL DIVERSION:					0.090 CFS	10.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREE L/C

Point(s) of Diversion: T07N R04W S20 NWNE

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07N	04W	20	:			02														2.0
TOTAL ACRES																			2.0	

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	04W	20	:			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	04W	20	:			D														

POU County: PAYETTE

Conditions of Approval:

- 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 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.
- N09 - THE QUANTITY OF WATER DECREEED FOR THIS WATER RIGHT FOR
 - DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
 - HISTORICAL BENEFICIAL USE.
- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
 - STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

1- HOME
Exp
Rmk: Stockwater, 15 RANGE CATTLE

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

Misc: Water District Number: Field Inspection Flag:

**T07N R04W
S20**

Idaho Department of Water Resources

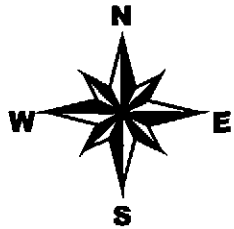
**Claims: 65-12234
Prepared by:
RON HOWERTON
Modified: 4-9-01**

 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**



1997 NAPP



**T07N R04W
S20**

Idaho Department of Water Resources

Claims: 65-12234

Prepared by:

RON HOWERTON

Modified: 4-9-01

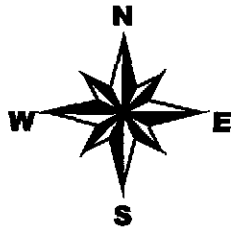
 **Place of use**

● **POD**

 **SECTION**

 **1/4 1/4**

2.0 Acres



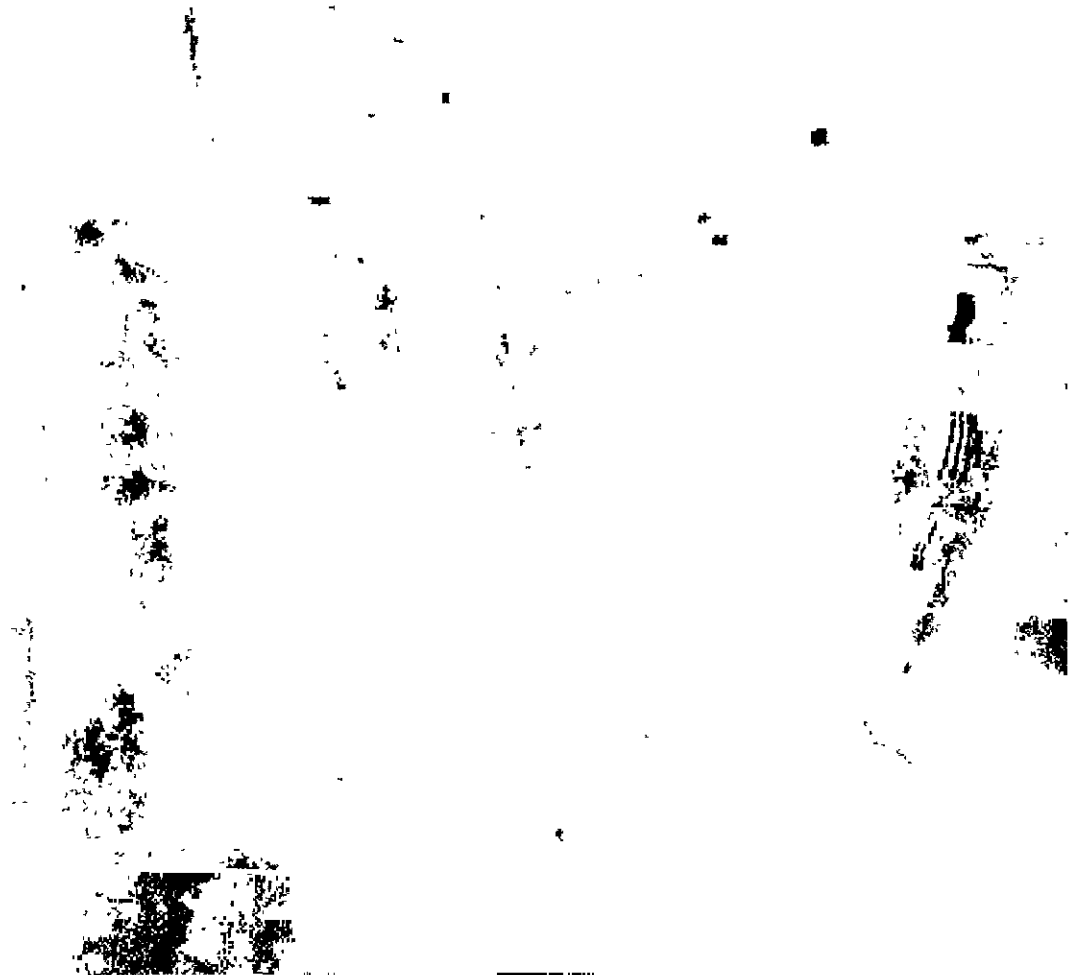
1997 NAPP



0

0.25

0.5 Miles



Agent: Ron Howerton
Sr Water Agent

WR0749NP
No. 65-12234

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J. DOYLE NELSON	05/11/1979	IRRIGATION	03/15 11/15	0.040 CFS	9.00 AFA
C	WILMA M. NELSON		STOCKWATER	01/01 12/31	0.020 CFS	0.20 AFA
	RT. 1 BOX 1053B		DOMESTIC	01/01 12/31	0.030 CFS	1.20 AFA
	NEW PLYMOUTH ID 83655					
TOTAL DIVERSION:					0.090 CFS	10.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.150 CFS

Point(s) of Diversion: T07N R04W S20 NWNE PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
07N	04W	20	:		02	:			:				:						:												2.0	
																TOTAL ACRES										2.0						

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

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

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-04361

Other Water Rights Listing Overlapping Place(s) of use:
65-04361

Dates:	App. Received:	05/11/1979	Priority Date:	05/11/1979
	Proof Due Date:	06/01/1984	Proof Made Date:	06/01/1984
	Exam Made Date:	09/24/1985	Exam Sent to S.O.:	
	Licensed Date:	08/10/1988		

Misc: Water District Number: Field Exam Fee:

Audit: 05/31/88 CURTIS 08/23/88 CURTIS

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12234

Priority: May 11, 1979 Amount: 0.09 CFS 10.4 AFA

This is to certify, that J. DOYLE NELSON
WILMA M. NELSON

RT. 1 BOX 1053B

NEW PLYMOUTH, ID 83655

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 11, 1979, and has submitted proof to the Department of Water Resources on June 1, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	9.0 AFA
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AFA
DOMESTIC	01/01 to 12/31	0.03 CFS	1.2 AFA
	Totals	0.09 CFS	10.4 AFA

LOCATION OF POINT OF DIVERSION(S):

NWNE , Sec. 20, Township 07N, Range 04W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	04W	20	NWNE	2		2

Total number of acres irrigated: 2

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECORDED

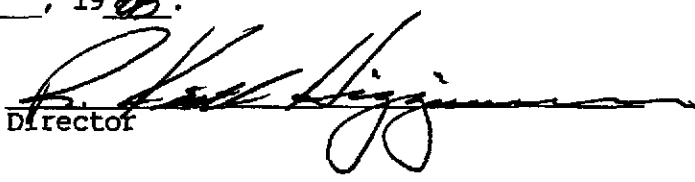
OCT 03 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12234

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 10th
day of August, 1988.


Director

MICROFILMED

OCT 03 1988

Permit No.

CONTACT WITH PERMIT HOLDER

DATE _____

INITIALS

REMARKS

Appointment letter mailed:

☐ Telephone call made
(List Telephone No. used)

☐ Appointment scheduled for:
(Date, time, location)

RECEIVED

~~APR 02 1987~~

Department of Water Resources

EXAMINATION

Date 4/24/85 Accompanied by Mr. Nelson Total Q measured Calc. - 15 CFS
Source G.W. Tributary to _____ Supp. annubar measurement sheet used? _____

f source is surface water, estimate total flow of source

Methods of measurement CALCULATED Meets permit requirements? OK

Measurement calculations

$$\frac{21.12}{70' + (30 \text{ psi} \times 2.31)} = .15 \text{ CFS}$$

ALLOW 03 DOMESTIC W/LAWN + 12 AFA
 .02 STOCKWATER - 15 HD + .0134 x 15 = .2 AFA .02 x 1.98 x 365 = 14.5 AFA
 .06 IRRIGATION (2 AC x .03 CFS) + 9.0 AFA (2.0 x 4.5 = 9.0) .06 x 1.98 x 245 = 29.1

[illegible]

system Description 6" well w/ submersed pump & motor.
Pump set at 76', SWL 70'. Pipeline from well to home
& stock tank. Irrigation via movable handlines

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 4.5 AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Domestic - 1 HOME W/LAWN	.03	1.2	1-1	12-31
Irrigation - 2 AC (only)	.06	.2	3-15	11-15
Stockwater - 15 hd stock.	.02	9.0	1-1	12-31
Total	.11 CFS	10.4 AFA		

Remarks NO GOUT LOT

104 AFA
MICROFILMED

OCT 03 1986

[illegible]

(Include distance from pump to measuring device, if applicable.)

Place(s) of Use

[illegible]

OCT 04 1988

Date

White file E.H. 3/27/84

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12234

Priority: May 11, 1979 Amount: 0.09 CFS 10.4 AFA

This is to certify, that J. DOYLE NELSON
WILMA M. NELSON

RT. 1 BOX 1053B

NEW PLYMOUTH, ID 83655

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 11, 1979, and has submitted proof to the Department of Water Resources on June 1, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	9.0 AFA
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AFA
DOMESTIC	01/01 to 12/31	0.03 CFS	1.2 AFA
Totals		0.09 CFS	10.4 AFA

LOCATION OF POINT OF DIVERSION(S):

NWNE , Sec. 20, Township 07N, Range 04W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	04W	20	NWNE	2		2

Total number of acres irrigated: 2

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

A hand-drawn map on grid paper. A vertical line is labeled "Rwy" at the bottom. A horizontal line is labeled "Interstate Highway" at the top. A diagonal line runs from the bottom left to the top right. A wavy line branches off the diagonal line, labeled "Black Canyon Canal". A small "N" is written near the top right of the diagonal line.

A. ROOT WATER RIGHT NUMBERS: A65-12234

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	04W	20	NW	NE		NELSON, WILMA M	A65-12234 /	2.0	65-12234 /	2.0	41.0
			NW	NE		LARGE CLAIM	A65-0290021/	-	/		
			NW	NE		WERNER, GUY D	A65-04361 /	3.0	65-04361 /	3.0	
			NW	NE		WERNER, GUY D	A65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	R65-04361 /	3.0	-	/	
07N	04W	20	NW	NE		NELSON, WILMA M	A65-12234 /	65-12234 /	2.0	41.0	
			NW	NE		LARGE CLAIM	A65-0290021/	-	/		
			NW	NE		WERNER, GUY D	A65-04361 /	3.0	65-04361 /	3.0	
			NW	NE		WERNER, GUY D	A65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	R65-04361 /	3.0	-	/	
07N	04W	20	NW	NE		NELSON, WILMA M	A65-12234 /	65-12234 /	2.0	41.0	
			NW	NE		LARGE CLAIM	A65-0290021/	-	/		
			NW	NE		WERNER, GUY D	A65-04361 /	3.0	65-04361 /	3.0	
			NW	NE		WERNER, GUY D	A65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	65-18432 /	-	/		
			NW	NE		WERNER, JEANETTE	R65-04361 /	3.0	-	/	

ADDITIONAL POU FOUND

TOTAL ACRES A65-12234 2.00 6.00 123.00

POU COUNTY: PAYETTE

2

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-12234	GROUNDWATER	NELSON, WILMA M	0.090	0.045	10.40	5.20
A65-0290021	LARGE CLAIM	LARGE CLAIM	75.600		16344.80	
A65-04361	GROUNDWATER	WERNER, GUY D	0.150	0.050	1.20	0.40
R65-04361	GROUNDWATER	WERNER, JEANETTE	0.150	0.050	4.00	1.33

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-12234	DOMESTIC	NELSON, WILMA M	FROM 01-01 TO 12-31	0.030 CFS	1.20 AF/A
A65-12234	STOCKWATER	NELSON, WILMA M	FROM 01-01 TO 12-31	0.020 CFS	0.20 AF/A
A65-12234	IRRIGATION	NELSON, WILMA M	FROM 03-15 TO 11-15	0.040 CFS	9.00 AF/A
A65-18432	DOMESTIC	WERNER, GUY D	FROM 01-01 TO 12-31	0.040 CFS	
A65-18432	STOCKWATER	WERNER, GUY D	FROM 01-01 TO 12-31	0.040 CFS	
65-18432	DOMESTIC	WERNER, JEANETTE	FROM 01-01 TO 12-31	0.040 CFS	
65-18432	STOCKWATER	WERNER, JEANETTE	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: BLACK CANYON IRR.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 12 N/A()

REVIEWED BY: 40A

DATE: 4-19-60

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-12234	DOMESTIC	FROM 01-01 TO 12-31	0.030 CFS	1.20 AF/A
A65-12234	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	0.20 AF/A
A65-12234	IRRIGATION	FROM 03-15 TO 11-15	0.040 CFS	9.00 AF/A
TOTAL DIVERSION RATE/VOLUME			0.090 CFS	10.40 AF/A

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-12234	DOMESTIC	FROM 01-01 TO 12-31	0.030 CFS	1.20 AF/A
65-12234	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	0.20 AF/A
65-12234	IRRIGATION	FROM 03-15 TO 11-15	0.040 CFS	9.00 AF/A
TOTAL DIVERSION RATE/VOLUME			0.090 CFS	10.40 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
DOMESTIC	01-01	12-31	0.030	_____	1.20	_____	7.0	_____
STOCKWATER	01-01	12-31	0.020	_____	0.20	_____	7.0	_____
IRRIGATION	03-15	11-15	0.040	_____	9.00	_____	7.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.090	_____	10.40	_____	7.0	_____

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (☐)

REVIEWED BY: *SLH*

DATE: 3-29-00

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

Denise,
This is ok for
ownership change.

~~Please send my~~
~~pop with a~~
~~500~~
preliminary
recommendation +
a notice of
tenant reply

Thanks
Ran

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

RECEIVED

MAR 27 2001

WATER RESOURCES
WESTERN REGION

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-12234	65-12234				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Wilma M Nelson
4. New Owner/Claimant(s) 3805 SW 4th, New Plymouth, ID 83655
- ☒ Guy D. &/or Jeanette Werner
 Name Connector (Check one) ☐ and, ☐ or, ☒ and/or
- New Mailing Address 3873 SW 4th
- City, State and ZIP Code New Plymouth, ID 83655
- New Telephone Number (208) 278-3042
5. Date you acquired the property June 1998

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Larry D. Warner
Jeanette Warner

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

DEED OF DISTRIBUTION

In accordance with the Order entered by the Court in the Estates, **JEANETTE WERNER, MYRON NELSON and EARL D. NELSON**, the Grantors, the duly-appointed, qualified and acting Co-Personal Representatives of the Estates of **J. DOYLE NELSON and WILMA M. NELSON, Deceased**, pursuant to appointment by the Magistrate Division of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Payette, Case No. SP IE 97-00403*M, do hereby grant, bargain, transfer and convey without warranty unto **JEANETTE M. WERNER**, a married woman as her sole and separate property, the Grantee, all right, title and interest of the said **J. DOYLE NELSON and WILMA M. NELSON, Deceased**, and of their estates, in and to the following described premises located in Payette County, Idaho, to-wit:

Land in the County of Payette, State of Idaho:

A tract of land in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, Twp. 7 N., R. 4 W., B.M., lying between Black Canyon Irrigation District Laterals A-12.7-0.2 and A-12.7, being more particularly described as follows:

Beginning at the Northeast corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence West along the North sideline of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 627 feet to the TRUE POINT OF BEGINNING;
thence South and parallel with the East side line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 300 feet;
thence East and parallel with the North side line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the center of said Lateral A-12.7-0.2;
thence following said Lateral in a Southwesterly direction to the point where said Lateral intersects the Easterly side of said Lateral A-12.7;
thence following said Lateral A-12.7 in a Northwesterly direction to a point on the North boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence East to the point of beginning, containing 7 acres more or less.

Together with all water and water rights, ditches and ditch rights, minerals and mineral leases, tenements and hereditaments, appurtenances and fixtures, easements, rights, privileges, permits and licenses thereunto belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever.

State of Idaho, County of Payette
 I certify that this instrument was filed for record at the request of *Jeanette Werner*
 Time *1:20* P M Date *Aug 5, 1998* Instrument # *275826 - Needs*
 Laura L. Stigile, Ex-Officio Recorder by *Judy A. Hamann* Deputy Fee \$ *18.00*

DATED this _____ day of _____, 1998.

JEANETTE WERNER,
 Co-Personal Representative
 of the Estates of **J. DOYLE**
NELSON and **WILMA M. NELSON,**
 Deceased.

Myron Nelson

MYRON NELSON,
 Co-Personal Representative
 of the Estates of **J. DOYLE**
NELSON and **WILMA M. NELSON,**
 Deceased.

EARL D. NELSON,
 Co-Personal Representative
 of the Estates of **J. DOYLE**
NELSON and **WILMA M. NELSON,**
 Deceased.

STATE OF IDAHO)
 : ss.
 County of Payette)

On this, the _____ day of _____, 1998,
 before me, the undersigned, a Notary Public in and for said
 State, personally appeared **JEANETTE WERNER,** a Co-Personal
 Representative of the Estates of **DOYLE NELSON** and **WILMA M.**
NELSON, deceased, known or identified to me to be the person
 whose name is subscribed to the foregoing instrument, and
 acknowledged to me that she executed the same as said Co-Personal
 Representative.

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

 Notary Public for said State
 Residing at:
 Commission expires:

WARRANTY DEED

For Value Received

JEANETTE M. WERNER, A MARRIED WOMAN

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

GUY D. WERNER AND JEANETTE M. WERNER, HUSBAND AND WIFE

whose current address is 3873 SW 4TH AVENUE
NEW PLYMOUTH, IDAHO 83655

the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said grantor does hereby covenant to and with the said grantees that she is the owner in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

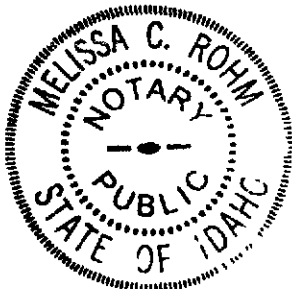
Dated: AUGUST 13, 1998

Jeanette M. Werner
JEANETTE M. WERNER

STATE OF IDAHO, COUNTY OF PAYETTE

On this 13TH day of AUGUST, 1998, before me, a notary public in and for the said State, personally appeared JEANETTE M. WERNER known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Melissa C. Rohm
MELISSA C. ROHM Notary Public
Residing at PAYETTE, Idaho
Comm. Expires 09/03/99



275978

STATE OF IDAHO } SS
County of Payette

I hereby certify that this instrument was filed for record at the request of

Jeanette M. Werner

Time *11:46 AM*Date *Aug. 13, 1998*Instrument # *275978-Deeds*

LAURAL STIGILE

By *Judy D. Sammler* Officio Recorder
Deputy
Fee *\$6.00*

EXHIBIT "A"

Land in the County of Payette, State of Idaho:

A tract of land in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, Twp. 7 N., R. 4 W., B.M., lying between Black Canyon Irrigation District Laterals A-12.7-0.2 and A-12.7, being more particularly described as follows:

Beginning at the Northeast corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence West along the North sideline of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 627 feet to the TRUE POINT OF BEGINNING;
thence South and parallel with the East side line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 300 feet;
thence East and parallel with the North side line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the center of said Lateral A-12.7-0.2;
thence following said Lateral in a Southwesterly direction to the point where said Lateral intersects the Easterly side of said Lateral A-12.7;
thence following said Lateral A-12.7 in a Northwesterly direction to a point on the North boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence East to the point of beginning, containing 7 acres more or less.

Together with all water and water rights, ditches and ditch rights, minerals and mineral leases, tenements and hereditaments, appurtenances and fixtures, easements, rights, privileges, permits and licenses thereunto belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever.

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: A65-12234
Date Received: 4/11/1990
Receipt No: W011882
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILMA M. NELSON 208-278-3056
Address: 3805 SW 4TH
NEW PLYMOUTH, ID 83655

2. Date of Priority: MAY 11, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	04W	20	NW	NE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		1.20
STOCKWATER	01/01	12/31	0.020		0.20
IRRIGATION	03/15	11/15	0.040		9.00

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) 10.40 A.F.A.

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	04W	20	NW	NE		IRR	2.0
			NW	NE		STOCK	

A65-12234

Page 1

Date: 04/11/90

MICROFILMED
SEP 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	04W	20	NW	NE		DOMEST	
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
BLACK CANYON IRR.

14. Remarks:

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 _____

52.00
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: A65-12234
Date Received: 3/02/1990 4/10/90
Receipt No:
Received By: HW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. DOYLE NELSON
Address: ~~RT. 1 BOX 1053B~~ 3805 So. W 4th
NEW PLYMOUTH, ID 83655 278-3056

Name: WILMA M. NELSON
Address: ~~RT. 1 BOX 1053B~~ 3805 So. W 4th
NEW PLYMOUTH, ID 83655

2. Date of Priority: MAY 11, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	04W	20	NW	NE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		1.20
STOCKWATER	01/01	12/31	0.020		0.20
IRRIGATION	03/15	11/15	0.040		9.00

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) 10.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-12234

Page 1

Date: 03/02/90

MICROFILMED
SEP 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	04W	20	NW	NE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

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): Stelma M. Nelson Date: 10 Apr 90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10 day
of April 19 90

Linda Werner
Notary Public

Seal

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