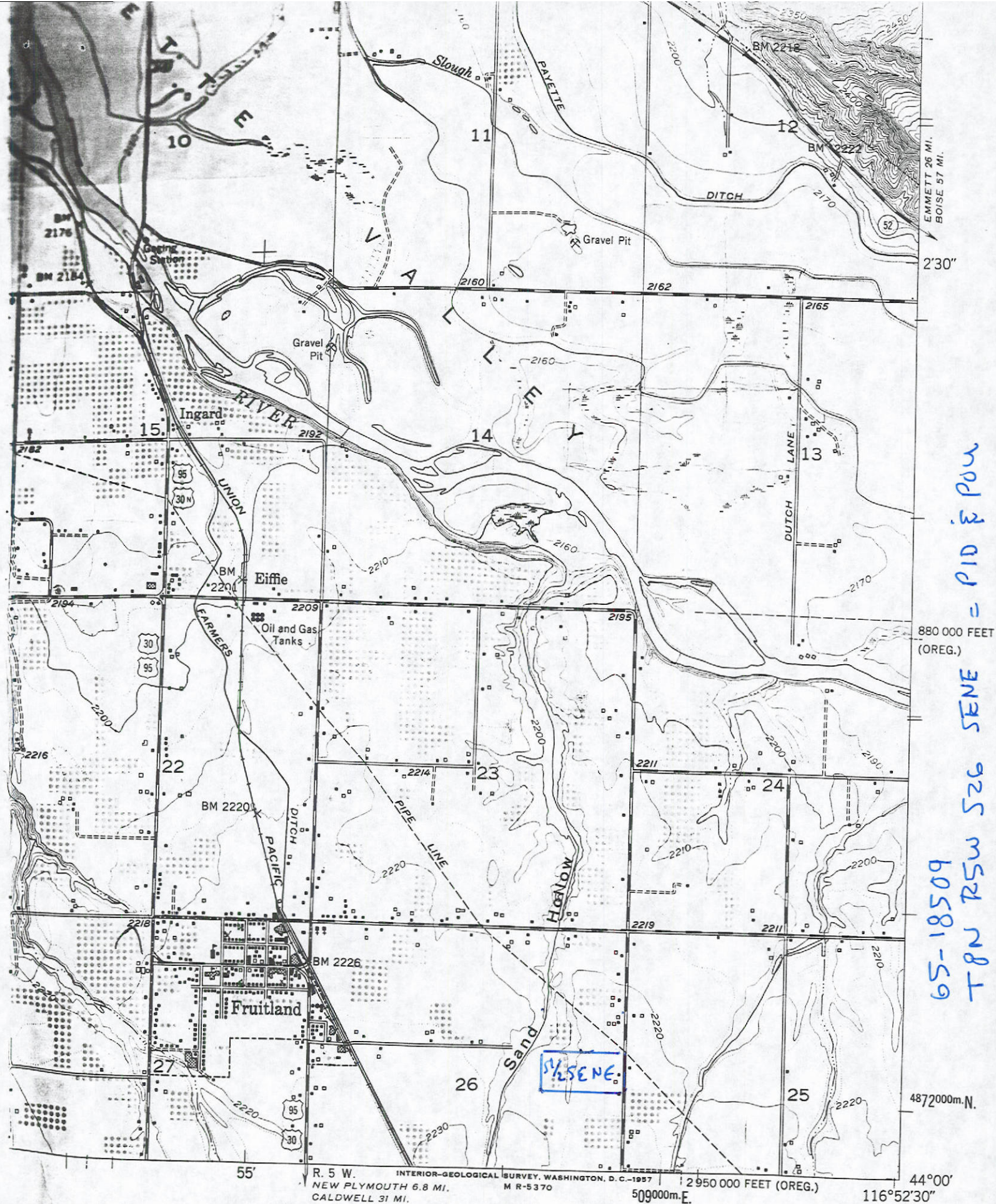




V53
1951

ROAD CLASSIFICATION

Heavy-duty _____ 4 LANE 16 LANE Light-duty _____
Medium-duty _____ 4 LANE 16 LANE Unimproved dirt =====

U.S. Route

State Route

(NAD 1983)

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: **A65-18509**
Date Received: 4/11/1990
Receipt No: M006569
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ILENE G ALLEN 208-452-3865
Address: 7375 ELMORE RD
FRUITLAND ID 83619
AND
Name: LEONARD L ALLEN 208-452-3865
Address: 7375 ELMORE RD
FRUITLAND ID 83619

2. Date of Priority: OCT 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	05W	27	SW	NW	NW		PAYETTE

5. Description of diverting works:
WELL AND PUMP

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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	26	SE	NE		DOMEST	

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:

FARMER'S CO-OP

14. Remarks:

TAX 2 LESS TAX # 3 AND 4 BLK 35
OWNERSHIP CHANGED BY DB 4/13/98.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

MAR 18 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 16 1998

WATER RESOURCES
WESTERN REGION

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 form.
Incomplete forms will be returned.

Water Right No(s):

232916

Adjudication Claim No(s):

2123A65-18509

RECEIVED

APR 18 1998

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/ClaimantDONALD D. & SARAHPAYETTE, IDAHO 83661

4. New Owner/Claimant(s)

ELENE G. ALLEN & LEONARD L. ALLENName Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

7375 ELMORE ROAD

City, State and ZIP Code

FRUITLAND, IDAHO 83619-3606

New Telephone Number

(208) 452-3865

5. Date you acquired the property

JAN 1 1991

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)Elene Allen

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

3. 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

RECEIVED

232916

Sagab

2123

JAN 2 1991

Payette County
Assessor's Office

WARRANTY DEED

For Value Received

DONALD D. OLSON and SARAH A. OLSON, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

ILENE G. ALLEN and LEONARD L. ALLEN, wife and husband

the grantees, whose current address is P.O. Box 413; Fruitland, Idaho 83619

the following described premises, in PAYETTE County, Idaho, to-wit:

A portion of the S1/2SE1/4NE1/4 of Section 26, Twp. 8 N., R. 5 W., B.M., Payette County, Idaho:

Beginning at the Southeast corner of the S1/2SE1/4NE1/4 of Sec. 26, Twp. 8 N., R. 5 W., B.M.;

Thence North along the East line of said S1/2SE1/4NE1/4 a distance of 208.6 feet to the TRUE POINT OF BEGINNING;

Thence West and parallel to the South side line of said SE1/4NE1/4 627 feet to a certain irrigation ditch;

Thence in a Northerly direction following said irrigation ditch 110 feet;

Thence East and parallel to the South side line of said SE1/4NE1/4 627 feet to the East line of said S1/2SE1/4NE1/4;

Thence South along said East line a distance of 110 feet to the TRUE POINT OF BEGINNING.

Reserving an ingress-egress easement on existing road across the Northeast corner of described premises.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, and their heirs and assigns forever. And the said Grantor s 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 excepting reservations, easements, incumbrances, restrictions and rights of way appearing of record and/or existing.

110' x 627' = 68970 ft

= 1.58 Ac

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

Dated: December 14, 1990

Donald D. Olson

Sarah A. Olson

STATE OF IDAHO

COUNTY OF Payette

ss

On this 17th day of December, in the year 19 90, before me, a Notary Public, personally appeared Donald D. Olson and Sarah A. Olson known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing at Payette, Idaho.

My Commission Expires: 9/3/93

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of FIRST AMERICAN TITLE CO,

at 25 minutes past 4 o'clock P.M.,
this 18 day of December,
19 90, in my office, and duly recorded in Book 48
of Deeds at page 232916

LAURA L. STIGILE

Ex-Officio Recorder

By

Patti Thatch

Deputy.

Fees \$ 3.00

Mail to: Mr. and Mrs. Leonard L. Allen

P.O. Box 413

Fruitland, Idaho 83619

INSTRUMENT NO.

232916



First American Title

26-8-5

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: A65-18509
Date Received: 4/11/1990
Receipt No: 11006569
Received By: BAJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SARAH A. OLSON 208-452-3484
Address: 104 NORTHWEST 9TH STREET
FRUITLAND, ID 83619

OR

Name: DONALD D. OLSON 208-452-3484
Address: 104 NORTHWEST 9TH STREET
FRUITLAND, ID 83619

2. Date of Priority: OCT 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	27	SW	NW	NW		PAYETTE

5. Description of diverting works:
WELL AND PUMP

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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	26	SE	NE		DOMEST	

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:
FARMER'S CO-OP

14. Remarks:
TAX 2 LESS TAX # 3 AND 4 BLK 35

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 0

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): Sarah A. Olson Date: 4-11-90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of April 19 90

 B. A. Smith
Notary Public

Seal

Residing at Bon Air
My Commission Expires 4/11/95

AJ0749NP
No. R65-18509

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

DATE: 05/18/00
PAGE: 1

```
=====
OWNER          PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE          NAME & ADDRESS    DATE          WATER USE    FROM TO      RATE        VOLUME
-----
C LEONARD L ALLEN    10/19/1977    DOMESTIC      01-01 12-31    0.040 CFS
C ILENE G ALLEN
  7375 ELMORE RD
  FRUITLAND ID 83619
  (208) 452-3865
                                TOTAL DIVERSION:    0.040 CFS
=====
```

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R05W S27 SENE

PAYETTE County

Place of use Legal Description for: DOMESTIC

```

      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 Lt Ac Lt Ac :
-----
08N 05W 26 :          D          :          :          :          :          :

```

POU County: PAYETTE

Non-Irrigation Uses: 1 HOME

Other Rights: FARMER'S CO-OP

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP TAX 2 LESS TAX # 3 AND 4 BLK 35

Dates: Exam Made Date: Verified Date: 05/18/2000 Objection Filed Date:

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

Comments: Date: 05/18/2000 User-ID: RHOWERTO Subject: TELEPHONE CONVERSATION WITH OWNER LEONARD ALLEN
CLARIFIED POD VS POU LEGAL DESCRIPTION. MR. ALLEN SAID THAT WELL
IS NEXT TO HOME, NOT A MILE PLUS TO THE WEST AS SHOWN ON CLAIM.

C 18

AJ0749NP
No. R65-18509

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

DATE: 05/18/00
PAGE: 2

=====

Comments: Date: 05/18/2000 User-ID: RHOWERTO Subject: TELEPHONE CONVERSATION WITH OWNER LEONARD ALLEN
MR. ALLEN WAS NOT THE ORIGINAL CLAIMANT AND WAS NOT AWARE OF THE
POD DESCRIPTION DIFFERENCE. WARRANTY DEED LEGAL MATCHES POU
DESCRIPTION. SEE FILE.

Audit: 05/18/00 RHOWERTO

AJ5809NP
No. A65-18509

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEONARD L ALLEN	10/19/1977	DOMESTIC	01-01 12-31	0.040 CFS	
C	ILENE G ALLEN 7375 ELMORE RD FRUITLAND ID 83619 (208) 452-3865					
TOTAL DIVERSION:					0.040 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08N R05W S27 SWNNW

PAYETTE 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
08N	05W	26	:														

POU County: PAYETTE

Non-Irrigation Uses:

D/1 1- HOME

Other Rights: FARMER'S CO-OP

Remarks: GEN TAX 2 LESS TAX # 3 AND 4 BLK 35
OWNERSHIP CHANGED BY DB 4/13/98.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

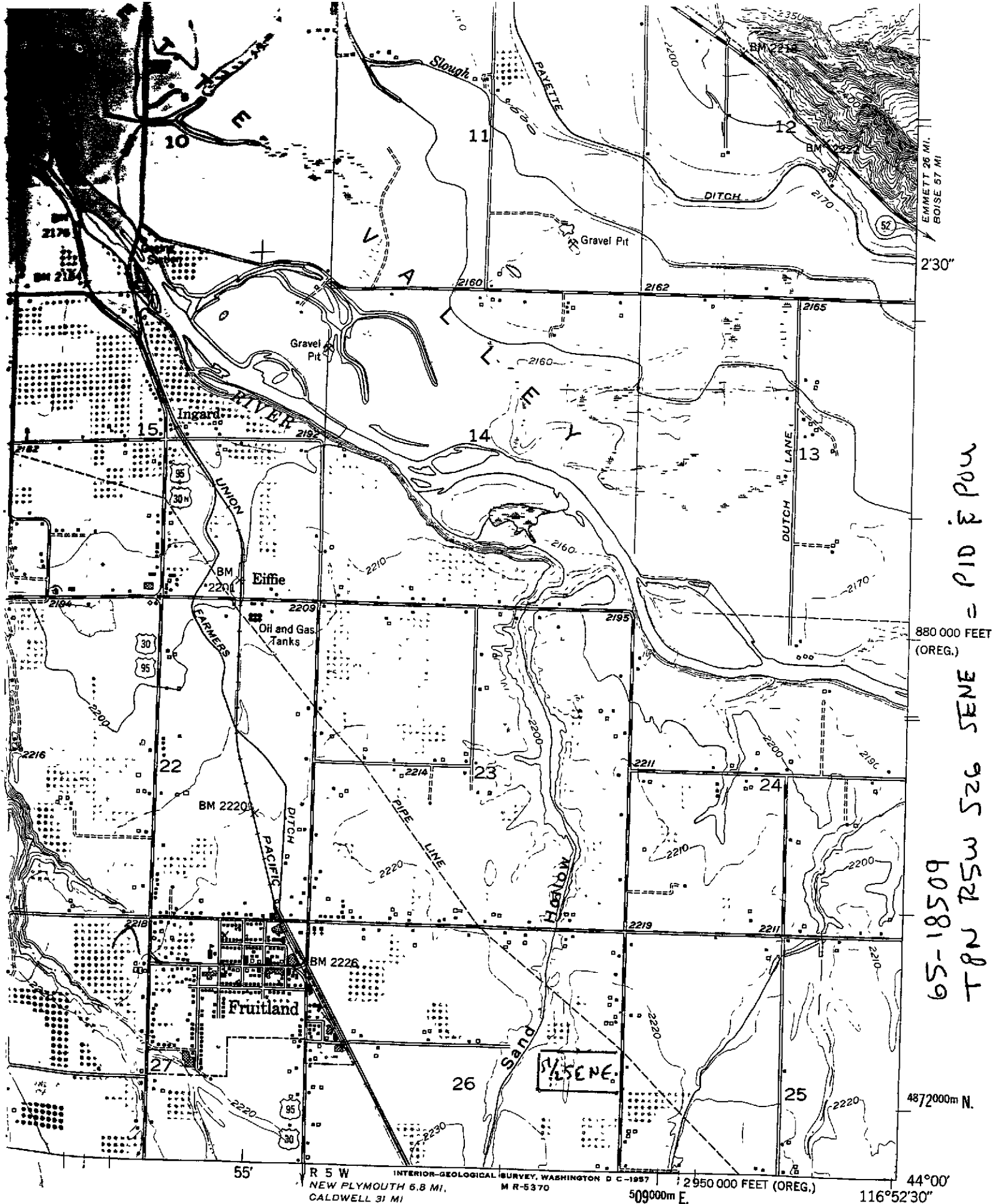
ADD N11
N13

5/18/00

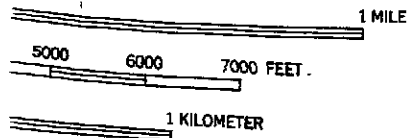
* TIEL CONU with LEONARD ALLEN (OWNER)
SAYS THAT WELL IS NEXT
TO HOME, NOT A MILE TO WEST

WARRANTY DEED SHOWS POU
AS 5/2 SE 1/4 NE 1/4 WHICH
MATCHES CLAIMED POU.

Rch
Ron Howerton
Sr Water Agent



65-18509
T8N R5W S26 SENE = PID & POW



V53
1951

ROAD CLASSIFICATION

Heavy-duty	4 LANE 6 LANE	Light-duty
Medium-duty	4 LANE 6 LANE	Unimproved dirt

NAMPA 1:125'



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

April 13, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A65-18509

ILENE G ALLEN
LEONARD L ALLEN
7375 ELMORE RD
FRUITLAND ID 83619

Dear Mr. & Mrs. Allen:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights 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.

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". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure