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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 65-22059
Date Received: 4/16/90
Receipt No: C016318
Received By:

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

1. Name of Claimant(s): TOM ENGEL
233 N UTAH
FRUITLAND ID USA 83619

Phone: (208) 452-5678

LINDA ENGEL
233 N UTAH
FRUITLAND ID USA 83619

Phone: (208) 452-5678

2. Date of Priority: 06/10/1989

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	05W	22	SW SW SE 12	PAYETTE	

5. Description of diverting works:

100'X6" WELL WITH 1HP SUBMERSIBLE PUMP, PIPED TO HOUSE AND YARD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	4/01	10/01	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	05W	22	SW SE	12	DOMESTIC	

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:

Well address is 214 N Whitley, Fruitland.
Address change per Notice of Error reply. DB 4/11/2001

15. Basis of Claim: Beneficial Use

03/07/2001

RECEIVED

APR 05 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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: April 13, 2001

Water right number: 65-22059

LINDA ENGEL

214 N WHITLEY

FRUITLAND ID 83619

Telephone Number: (208) 452-5678 Evenings

(208) 452-5030 Days

TOM ENGEL

214 N WHITLEY

FRUITLAND ID 83619

Telephone Number: (208) 452-5678 Evening

(208) 452-5030 Days

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:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: MARCH 28, 2001

SIGNATURE:

Linda Engel, Tom Engel

Please print your name:

Linda Engel, Tom Engel

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

✓ DB 4-11-01

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: A65-22059
Date Received: 4/16/1990
Receipt No: C016318
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: TOM ENGEL 208-452-5678
Address: 214 N WHITLEY
FRUITLAND ID 83619
AND
Name: LINDA ENGEL 208-452-5678
Address: 214 N WHITLEY
FRUITLAND ID 83619
2. Date of Priority: JUN 10, 1989
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	22	SW	SW	SE	12	PAYETTE
5. Description of diverting works:
100'X6" WELL WITH 1HP SUBMERSIBLE PUMP, PIPED TO HOUSE AND YARD
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	04/01	10/01	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:
DOMESTIC, 1 HOME, OUTSIDE USE ONLY

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APR 17 1995

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A65-22059**
Date Received: 4/4/1995
Receipt No: C016318
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TOM ENGEL 208-452-5678
Address: 214 N WHITLEY
FRUITLAND ID 83619
AND
Name: LINDA ENGEL 208-452-5678
Address: 214 N WHITLEY
FRUITLAND ID 83619
2. Date of Priority: JUN 10, 1989
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	22	SW	SW	SE	12	PAYETTE
5. Description of diverting works:
100'X6" WELL WITH 1HP SUBMERSIBLE PUMP, PIPED TO HOUSE AND YARD
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	04/01	10/01	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:
DOMESTIC, 1 HOME, OUTSIDE USE ONLY

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	22	SW	SE	12	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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 165-22059Date Received 04/16/1990Receipt Number C0/6318

**NOTICE OF CLAIM
TO A
WATER RIGHT**
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

APR 04 1995

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Tom + Linda Engel Phone (208) 452-5678
Mailing Address 214 N. Whitley Fruitland Zip 83619

2. Date of Priority (Only one per claim) 6-10-89 Month/Day/Year

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

4. Location of point of diversion is: Township 8N Range 5W
Section 22 SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot #12 BM.,
County of Payette

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well, 6" casing, 100' deep, 1 h.p. submersible pump
piped to house and yard

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

For Domestic household purposes from April 1 to October 1 amount 0.04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) "Irrigation well" (1) household served

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

10. Place of use is: Township: 8N Range 5W
Section 22 SW 1/4 of SE 1/4, Govt. Lot #12, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ☒ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
☒ None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

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

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Jim Engel Date 3/25/95
Orinda Engel Date 3/25/95

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

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Idaho)
County of Payette) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 25th day of March 19 95

SEAL

Notary Public [Signature]

Residing at Fruitland, ID.

My Commission Expires 8-29-97

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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

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

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

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

CLAIMANT'S NAME Engel, Linda & TomCLAIM IDENT. NO. 465-22059DATE RECEIVED 04/16/1990 RECEIPT # C016318 FEE PAID \$ 25 FEE REQ'D \$?

	YES	NO	Requi Info
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.			
	☒	☐	Assume 1989
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	N/A
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☒	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒	☐	N/A
Is the consumptive use correct?	☒	☐	N/A
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☒	☐	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐	N/A
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?	☒	☐	N/A
If yes, compare claim w/existing right and attach proof report noting any differences in comments.	☒	☐	
If no, was water right no. found?	☒	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim?	☒	☐	N/A
(If yes, attach a proof report & complete number change)	☒	☐	
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid?	☒	☐	N/A
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
22. Is the fee enclosed correct?	☒	☐	Exempt

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23. Is this claim being rejected and returned to claimant?

24. Can this claim be data entered?

25. Was claim modified?

If yes, do modifications require notification to claimant?

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: TTT

Date 05/20/1994

Claim data entered by: SSherman

Date 04-10-95

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: 05/20/1994: Claim returned regarding Items 6 & 7.

Either claimant did not mean to claim 10,000 CFS, OR
the fee submitted is insufficient. Instruction & booklet
sent w/ rejection letter. TTT

12/06/1994: No response to IDWR corr. received. Refund
requested. TTT

04/17/1995: Claim returned to IDWR S.O. 04/04/1995.

Refund ~~receipt~~ re warrant returned to fiscal
by S. Sherman @ S.O. TTT

04/11/2001

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

RIGHT NUMBER: 65-22059
NAME AND ADDRESS: TOM ENGEL
233 N UTAH
FRUITLAND ID 83619

LINDA ENGEL
233 N UTAH
FRUITLAND ID 83619

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/10/1989

POINT OF DIVERSION:
T08N R05W S22 SWSWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	4/01 10/01	0.040 CFS
DOMESTIC USE FOR LAWN AND GARDEN.		

PLACE OF USE:

DOMESTIC Within PAYETTE County
T08N R05W S22 SWSE

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

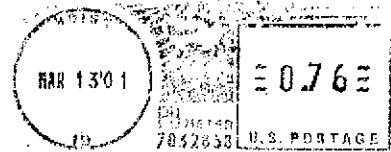
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PARCEL NO. RP F3920000012A
PROPERTY ALSO KNOWN AS LOT 12, LESS HWY & LESS TAX 2 TUSSING SUB.
214 N Whitley, Fruitland

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



RECEIVED

MAR 16 2001

WATER RESOURCES
WESTERN REGION

 **UNDELIVERABLE
AS ADDRESSED,
FORWARDING
ORDER EXPIRED**

TOM ENGEL

LINDA ENGEL
214 N WHITLEY
FRUITLAND ID 83619

65-22059

Sent again
3-19-01

233 N Utah Ave
Fruitland

FOE

AJ0749NP
No. R65-22059

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

DATE: 03/05/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TOM ENGEL	06/10/1989	DOMESTIC	04-01 10-01	0.04 CFS	
C	LINDA ENGEL					
	214 N WHITLEY					
	FRUITLAND ID 83619			TOTAL DIVERSION:	0.04 CFS	
	(208) 452-5678					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08N R05W S22

SWSWE

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	Lt	Ac	:
08N	05W	22	:																	:
			:																	:

POU County: PAYETTE

Other Rights: NONE

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: USE DOMESTIC USE FOR LAWN AND GARDEN.

EXP PARCEL NO. RP F3920000012A
PROPERTY ALSO KNOWN AS LOT 12, LESS HWY & LESS TAX 2 TUSSING
SUB.

Dates: Exam Made Date: Verified Date: 03/05/1998 Objection Filed Date:

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

Audit: 03/05/98 DBUFFING

C18

AJ0749NP
No. R65-22059

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

DATE: 02/24/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TOM ENGEL	06/10/1989	DOMESTIC	04-01 10-01	0.04 CFS	
C	LINDA ENGEL					
	214 N WHITLEY					
	FRUITLAND ID 83619					
	(208) 452-5678					
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R05W S22 SWSWE

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 22	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: PAYETTE

Non-Irrigation Uses: 1 HOME, OUTSIDE USE ONLY

Other Rights: NONE

Conditions of Approval:

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

Remarks: EXP PARCEL NO. RP F3920000012A
PROPERTY ALSO KNOWN AS LOT 12, LESS HWY & LESS TAX 2 TUSSING SUB.

Dates: Exam Made Date: Verified Date: 02/24/1998 Objection Filed Date:

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

Audit: 02/24/98 SEGBERT

USE Remark- lawn & garden

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-26-1997
PAGE: A-600

RIGHT NUMBER: 65-22059

NAME & ADDRESS: TOM ENGEL
LINDA ENGEL
214 N WHITLEY ✓
FRUITLAND ID 83619

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/10/1989

POINT OF DIVERSION: T08N R05W S22 ~~LOT 12 (SWSWSE)~~ Within PAYETTE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 1 HOME, OUTSIDE ✓	04-01 10-01	0.04 CFS

PLACE OF USE: DOMESTIC Within PAYETTE County
T08N R05W S22 ~~LOT 12 (SWSWSE)~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP F3920000012A

Property aka Lot 12, Less Hwy + Less Tax 2, Tussing Sub

Verified by Dmf Date: 12-23-97
Verification Source: Cly Alpha & Put Map



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

April 10, 1995

R. KEITH HIGGINSON
DIRECTOR

TOM AND LINDA ENGEL
214 N WHITLEY
FRUITLAND ID 83619

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A65-22059

Dear Claimants:

Enclosed is a computer-generated copy of Notice of Claim #A65-22059 which you filed for your property in Payette County. You may retain this copy for your records. Please contact us if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region
Enclosure:
Copy of A65-22059

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POOR ORIGINAL

REFUND REQUEST 23

RECEIVED

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: M. M. W. C. C. C. 1
 SUBJ: Receipt No. 0016318 (Please attach Department of Water Resources copy immediately behind blue form)

JAN 18 1995

Date: 12/06/1994

SUBMITTED TO AUDITOR

RE: PayOR Thomas D Engle
 Address 214 N Whitley
FAVITLAND ID 83619
 ON 2-1-95

RECEIVED

FEB 09 1995

WATER RESOURCES
 WESTERN REGION

Claimant(s) if NOT Payor Tom & Linda Engel
 Refund Amount \$ 25 Claim Location (Region) Claimant
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt #
 S.O. Verified Ext. by on D.B. Query by
 Refund Generated By (X) Agent () Claimant
 Refund Category: Rejected Claim
insufficient fees / claim incomplete / withdrawn / o-pmt
 Date of Last Correspondence (copy attached) 5-23-94

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>N/A</u>	<u>?</u>	\$ <u>25</u>	\$ <u>0</u>	<u>0016318</u>
		\$		
		\$		
		\$		
		\$		
		\$		
Total		\$	\$	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached (X) N
Claimant indicated 10,000 CFS on 10/5 claim form. No response received.

Region AJ Spvrs. Approval [Signature] S.O. AJ Spvrs. Approval
 Don Shaff Approval [Signature] Hold 2/10 To Fiscal 02-66-95
1-20-95 Logged 01-19-95
 Data Base Modified? Y/N NA A &/or R Records By on

> Warrens returned uncashed; gave to Debbie Allen 4-4-95.
- P

05/19/94

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State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 17, 1995

LINDA ENGEL
TOM ENGEL
214 N WHITLEY
FRUITLAND ID 83619

RE: Notice of Claim to a Water Right

Dear Ms. and Mr. Engel:

Enclosed please find a copy of one of your previously submitted claims to a water right. You have indicated that the original claim was resubmitted to IDWR, but we can find no record of the claim. You may refile the claim at this time, but an original claim form is required.

Please complete the enclosed form "Notice of Claim to a Water Right" (Form No. 42-1409(2) b 6/89). The form must be filled out completely to be accepted by IDWR. Your previous claim did not have Items 5., 9., or 13. completed. Also, your previous claim indicated 10,000 cfs (equivalent of 4,488,300 gallons per minute), and noted a season of use of April 1 through October 1 for a domestic use. Please refer to the instructions booklet, enclosed with this letter. You can also call any of our offices for assistance.

Please return the completed claim form, with the \$25.00 fee, to this office. If you have not cashed the State of Idaho refund check, you may return that check as payment. Please note that your signature(s) must be dated and notarized.

If you have any questions or need assistance, please do not hesitate to contact our office.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

MM:M

Encs: Claim form 42-1409 (2) b 6/89, with instruction booklet (revised 08/1989)
Copy of claim originally filed 04/16/1990

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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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 24, 1994

TOM AND LINDA ENGLE
214 N WHITLEY
FRUITLAND ID 83619

RE: Snake River Basin Adjudication (SRBA)
Payette County - Receipt #C016318

Dear Claimants:

In our letter to you of February 23, 1994, you were offered some options to record the water right for your property in Payette County. Since we have not received anything further from you, the refund process has been initiated with the State Auditor's Office for the fees you paid. You should receive your check in the near future.

If you later decide to refile, a new claim must be completed within one year with filing fees and appropriate late fees included at the time of submittal.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 23, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[Linda Engel]
Tom Engel
214 N Whitley
[FRUITLAND ID 83619]

Dear Claimant(s):

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

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

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

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

_____ Item No. 3 - Source of Water

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

_____ Item No. 6 - Uses of Water

☒ Item No. 9 - Non-Irrigation Uses

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

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OCT 22 1996

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

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

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

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

X Other: Please also complete Item 5, and indicate in
Item 13 if you use any other water rights at the
same place of use for the same purpose of use.

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

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

Sincerely,

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

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SO:s

Enclosures

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

X Also: Please note instructions for Item 6. 10,000 CFS
appears to be incorrect - please initial changes. *