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Documents

In File

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 65-22312
Date Received: 12/26/00
Receipt No: C051625
Received By:

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): GEORGE E BRIGGS JR
5040 FREEMONT RD
NEW PLYMOUTH ID USA 83655

Phone:

JEAN M BRIGGS
5040 FREEMONT RD
NEW PLYMOUTH ID USA 83655

Phone:

2. Date of Priority: 06/01/1998

3. Source: GROUND WATER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	03W	17	SE SE	PAYETTE

5. Description of diverting works:

115-FT WELL WITH 1HP SUBMERSIBLE PUMP, 2-INCH CASING.

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

9. Non-irrigation uses:

Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	03W	17	SE SE	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:

Ownership changed by DB 1/25/2001.

15. Basis of Claim: Beneficial Use

Chris this p13
was not
2.11, 2.11 C18
also 1.244A
1.2700
1.274A

No Vax Profile
Reports Available

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

**RECEIVED
JAN 03 2001**

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

**WATER RESOURCES
WESTERN REGION**

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 (under the "split" heading), 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
SEE ATTACHED	65-22312				

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

3. Name and Address of Former Owner/Claimant(s) BENJAMIN T. ECHEVARRIA & HEATHER T. ECHEVARRIA
3730 EAST IDAHO STREET, #69, ELKO, NEVADA 89801
4. New Owner/Claimant(s) GEORGE E. BRIGGS, JR. & JEAN M. BRIGGS
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 5040 FREEMONT ROAD, NEW PLYMOUTH, IDAHO 83655
- City, State and ZIP Code NEW PLYMOUTH, IDAHO 83655
- New Telephone Number () NONE YET
5. Date you acquired the property 12/28/00

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) Sharon Briggs

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 <u>N/A</u>
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

**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).: _____

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 _____

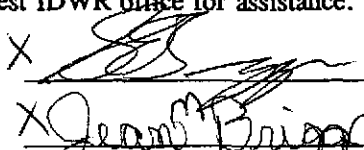
4. New Owner/Claimant(s) _____
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address _____
 City, State and ZIP Code _____
 New Telephone Number () _____

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  _____
 (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..

Order No.: FA-13164

6/1/1998 /
7N 3W Sec 17
SESE

SCHEDULE "A" CONTINUED

FEE SIMPLE interest in the land described in the Commitment is owned, at the Commitment Date by:

BENJAMIN J. ECHEVARRIA AND HEATHER T. ECHEVARRIA, husband and wife.

The land referred to in this Commitment is described as follows:

A parcel of land in the Northeast quarter of the Southeast quarter and in the North half of the Southeast quarter of the Southeast quarter in Section 17, Township 7 North, Range 3 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said North half of the Southeast quarter of the Southeast quarter;

thence South 300 feet to the TRUE POINT OF BEGINNING;

thence East parallel with the North boundary of said North half of the Southeast quarter of the Southeast quarter a distance of 467 feet;

thence North parallel with the West boundary of said Northeast quarter of the Southeast quarter and said North half of the Southeast quarter of the Southeast quarter a distance of 467 feet;

thence West 467 feet to a point on said West boundary;

thence South along said West boundary 467 feet to the POINT OF BEGINNING.

#65-22 3/2

The purported property address is: 5040 Fremont Road, New Plymouth, Idaho 83655.

*this is a copy of the legal description that came with
the title commitment from first american title*
Jim H.

JAN 03 2001

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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C051625

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BENJAMIN T ECHEVARRIA Phone: (208)278-5611

5040 FREEMONT RD

NEW PLYMOUTH ID USA 83655

2. Date of Priority: 06/01/1998

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	03W	17	SE SE	PAYETTE

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7. Total Quantity Appropriated is:

0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	03W	17	SE	SE	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:

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: _____

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): B. Edwards Date: 12-26-00

Date:

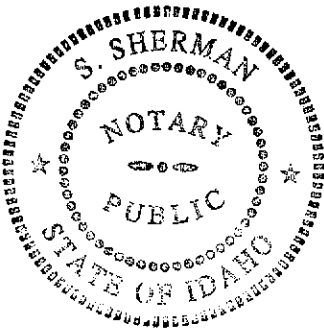
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of Dec 2000 S. Sherman

Notary Public

Residing at Boise ID

My commission Expires 11-14-2004



12-04-00 14:00 FAX 2000420000 13100 PAYETTE 00047

6/1/1998 /
7N 3W Sec 17
SESE

Order No.: FA-13164

SCHEDULE "A" CONTINUED

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thence South 300 feet to the TRUE POINT OF BEGINNING;

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thence North parallel with the West boundary of said Northeast quarter of the Southeast quarter and said North half of the Southeast quarter of the Southeast quarter a distance of 467 feet;

thence West 467 feet to a point on said West boundary;

thence South along said West boundary 467 feet to the POINT OF BEGINNING.

#65-22 3/2

The purported property address is: 5040 Fremont Road, New Plymouth, Idaho 83655.

this is a copy of the legal description that came with the title commitment from First American title

Jim L.

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

RIGHT NUMBER: 65-22312
 NAME AND ADDRESS: GEORGE E BRIGGS JR
 5040 FREEMONT RD
 NEW PLYMOUTH ID 83655

 JEAN M BRIGGS
 5040 FREEMONT RD
 NEW PLYMOUTH ID 83655

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
 1.20 AFY

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

PRIORITY DATE: 06/01/1998

POINT OF DIVERSION:

T07N R03W S17 SESE Within PAYETTE County

PURPOSE AND
 PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE:

DOMESTIC Within PAYETTE County
 T07N R03W S17 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

RIGHT NUMBER: 65-22312 ✓
NAME AND ADDRESS: GEORGE E BRIGGS JR
5040 FREEMONT RD
NEW PLYMOUTH ID 83655

JEAN M BRIGGS ✓
5040 FREEMONT RD
NEW PLYMOUTH ID 83655

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS ✓
1.20 AFY ✓

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

PRIORITY DATE: 06/01/1998 ✓

POINT OF DIVERSION:

T07N R03W S17 SESE Within PAYETTE County ✓

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
INSTREAM STOCK WATER		1.20 AFY

PLACE OF USE:

DOMESTIC Within PAYETTE County

T07N R03W S17 SESE

IRRIGATION Within VALLEY County

T18N R03E S06 SWSE 1.0

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER, RANGE CATTLE

01/31/2001

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

RIGHT NUMBER: 65-22312

NAME AND ADDRESS: JEAN M BRIGGS
GEORGE E BRIGGS JR
5040 FREEMONT RD
NEW PLYMOUTH, ID 83655

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
1.2 AFY

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

PRIORITY DATE: 06/01/1998

POINT OF DIVERSION: T07N R03W S17 SESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE:

DOMESTIC Within PAYETTE County
T07N R03W S17 SESE

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

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 3, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FIRST AMERICAN TITLE OF PAYETTE COUNTY
31 S MAIN
PO BOX 345
PAYETTE ID 83661

RE: Water Right No. A65-22321
Check No. 15738

To Whom It May Concern:

This office has received the above referenced check associated with an ownership change, recently submitted. However, after further research, the \$25 fee is not necessary for this particular water right claim, and the check is being returned to you.

Thank you for your patience and cooperation. If you have any questions regarding these water rights, feel free to contact this office at (208) 334-2190.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures