

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: A72-02088B
Date Received: 11/29/1989
Receipt No: 5010674
Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHILLIP A. JOHNSON 208-838-2313
Address: H/C 67, BOX 725
CLAYTON, ID 83227

OR
Name: VALERIE L. JOHNSON 208-838-2313
Address: H/C 67, BOX 725
CLAYTON, ID 83227

2. Date of Priority: APR 26, 1947

3. Source: BURNT CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	16E	29	NE	SW	NE		CUSTER

5. Description of diverting works:
EARTH & ROCK DAM IN CREEK WITH DITCH & PIPE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	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:
NONE

A72-02088B

Page 1

Date: 12/13/89

MICROFILMED
MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	16E	29	NW SE		IRR	2.0
Section Acres						2.0
Total Acres						2.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

A72-04183, & WELL PERMIT - DRILLED 6/27/1983

14. Remarks:

AC. IRR. = 2.

15. Basis of Claim: LICENSE

Water Right Number: 19840

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): x *Valerie L. Johnson* Date: x 12-13-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of December 1989

Robert V. Worstell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires January 16, 1995

SOURCES



PHILLIP JOHNSON

JOHN067 T632272005 1800 05 08/25/00
JOHNSON RETURN TO SENDER
TEMPORARILY AWAY
RETURN TO SENDER

83227X970

72-02088B



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TAIT JOHNSON
1317 N 141ST AVE
OMAHA NE 68154

RE: SRBA Claim(s) ~~72-02088B~~

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Phillip and Valerie Johnson

In Re SRBA

Case No. 39576

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

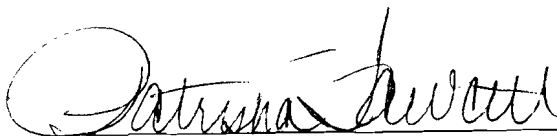
Dated:

Page 1

CERTIFICATE OF MAILING

I certify that on 8/21, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Phillip Johnson
Valerie Johnson
HC 67 Box 721
Clayton ID 83227
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Tait Johnson
1317 N 141st Ave
Omaha NE 68154
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

08/15/2000

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

RIGHT NUMBER: 72-2088B

NAME AND ADDRESS: TAIT JOHNSON
1317 N 141ST AVE
OMAHA, NE 68154

SOURCE: BURNT CREEK TRIBUTARY: Salmon River

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/26/1947

POINT OF DIVERSION: T11N R16E S29 LOT 3 SESWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	5-01 9-30	0.04 CFS

PLACE OF USE:

DOMESTIC Within CUSTER County
T11N R16E S29 LOT 3 SWNE

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 - License

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583

COPY

200 AUG 21 AM 10:13

STATE OF IDAHO
TWIN FALLS, IDAHO
FILED

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

In Re SRBA	)	SUBCASE NO. 72-02088B
	)	
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

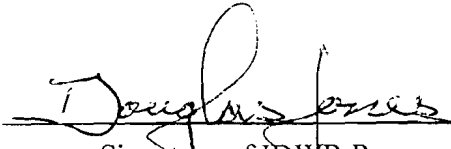
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐Yes ☒No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 8/21/00

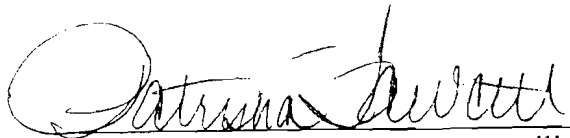


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/21, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Phillip Johnson
Valerie Johnson
HC 67 Box 721
Clayton ID 83227
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Tait Johnson
1317 N 141st Ave
Omaha NE 68154
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

08/15/2000

RIGHT NUMBER: 72-2088B

NAME AND ADDRESS: TAIT JOHNSON
1317 N 141ST AVE
OMAHA, NE 68154

SOURCE: BURNT CREEK TRIUTARY: Salmon River

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/26/1947

POINT OF DIVERSION: T11N R16E S29 LOT 3 SESWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	5-01 9-30	0.04 CFS

PLACE OF USE:

DOMESTIC Within CUSTER County
T11N R16E S29 LOT 3 SWNE

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THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
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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

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TAIT JOHNSON
1317 N 141ST AVE
OMAHA NE 68154

RE: SRBA Claim(s) 72-02088B

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Phillip and Valerie Johnson

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

10385 p. deeded
02088B - NCAR
RECEIVED
AUG 10 2000
 Department of Water Resources
 Southern Region

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): 72-10385 , 72-02088B

Adjudication Claim No(s): A72-10385 , A72-02088B

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 Phillip and Valerie Johnson/
Tait Johnson and Terri Johnson

416 Waldruh Drive, Bellevue, NE 68005

4. New Owner/Claimant(s) Tait Johnson

New Mailing Address Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
1317 N. 141st Avenue

City, State and ZIP Code Omaha, NE 68154

New Telephone Number (402) 445-4990

5. Date you acquired the property 6/25/98

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

ORIGINAL

7. Signature of New Owner(s) Tait Johnson
or Claimant(s) TAIT JOHNSON

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

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

INSTRUCTIONS

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

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

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

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes 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., Suite 200
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

WARRANTY DEED

For Value Received

0204881

PHILLIP A. JOHNSON and VALERIE L. JOHNSON, husband and wife,

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

TAIT P. JOHNSON and TERRI B. JOHNSON, husband and wife,

the grantee S, whose current address is 416 Waldruh, Bellevue, NB 68005,

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

SEE EXHIBIT "A," ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor S do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: September 2nd, 1993.

Phillip A. Johnson
PHILLIP A. JOHNSON

Valerie L. Johnson
VALERIE L. JOHNSON

STATE OF IDAHO
COUNTY OF CUSTER

On this 2nd day of September, in the year 1993, before me, a Notary Public, personally appeared PHILLIP A. JOHNSON & VALERIE L. JOHNSON h/w 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.

Dorothy Kindt
Notary Public
Residing at Challis, Idaho.

My Comm. Expires: 3/12/98

STATE OF IDAHO, COUNTY OF CUSTER

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

at 28 minutes past 9 o'clock AM.,
this 7th day of September, 1993, in my office, and duly recorded in Book of Deeds at page

Ethel M. Peck

Ex-Officio Recorder

By Wanda J. Murphy
Deputy.

Fees \$ 6.00
Mail to:

INSTRUMENT NO.

Chicago Title Insurance
Company of Idaho



EXHIBIT "A"

A parcel of land located in H.E.S. 583, Section 29, T. 11 N., R. 16 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at Corner 2 of said H.E.S. 583 run thence S. 18° 36' 02" W. along Line 2-3 H.E.S. 583 a distance of 186.71 ft. to a point on the southerly right-of-way of Highway 75, the POINT OF BEGINNING;

Thence continuing S. 18° 36' 02" W. a distance of 384.86 ft.;

Thence N. 57° 40' 22" W. a distance of 260.01 ft. to a point on the southerly right-of-way of Highway 75;

Thence N. 56° 36' 40" E. along said right-of-way a distance of 410.16 ft. to the POINT OF BEGINNING.

SUBJECT TO that certain Right of First Refusal granted to ANTHONY MARIANI and LAURI MARIANI, husband and wife, by Memorandum of Understanding of even date, by and between PHILLIP A. JOHNSON and VALERIE L. JOHNSON, husband and wife, Sellers, and ANTHONY MARIANI and LAURI MARIANI, husband and wife, Buyers.

122

216121
Custer County Rec. of
Bradford Coenen
Welsh
Time 11:10 A.M.
7-13 1998
Ethel M Peck, Clerk
Wanda J. Murphy
Deputy
\$ 6⁰⁰

QUITCLAIM DEED

TERRI B. JOHNSON, GRANTOR, in consideration of Ten Dollars (\$10.00) and other valuable consideration, received from GRANTEE, TAIT P. JOHNSON, quitclaims to GRANTEE, TAIT P. JOHNSON, 1317 North 141st Avenue, Omaha, Nebraska 68154, the following described real estate commonly known as H/C 67, Box 721, Clayton, Idaho 83227:

A parcel of land located in H.E.S. 583, Section 29, T. 11 N., R. 16 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at Corner 2 of said H.E.S. 583 run thence S. 18° 36' 02" W. along Line 2-3 H.E.S. 583 a distance of 186.71 ft. to a point on the southerly right-of-way of Highway 75, the POINT OF BEGINNING;

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Thence N. 56° 36' 40" E. along said right-of-way a distance of 410.16 ft. to the POINT OF BEGINNING.

SUBJECT TO that certain Right of First Refusal granted to ANTHONY MARIANI and LAURI MARIANI, husband and wife, by Memorandum of Understanding by and between PHILLIP A. JOHNSON and VALERIE L. JOHNSON, husband and wife, Sellers, and ANTHONY MARIANI and LAURI MARIANI, husband and wife, Buyers.

(THIS DEED IS GIVEN PURSUANT TO A DECREE OF DISSOLUTION ENTERED ON THE 12TH DAY OF MAY, 1998 IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA, IN THE CASE ENTITLED TAIT JOHNSON V. TERRI B. JOHNSON, AT DOC. 970, NO. 012.)

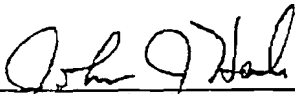
EXECUTED: June 25, 1998.

TERRI B. JOHNSON

216121

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on
June 25, 1998, by TERRI B. JOHNSON.



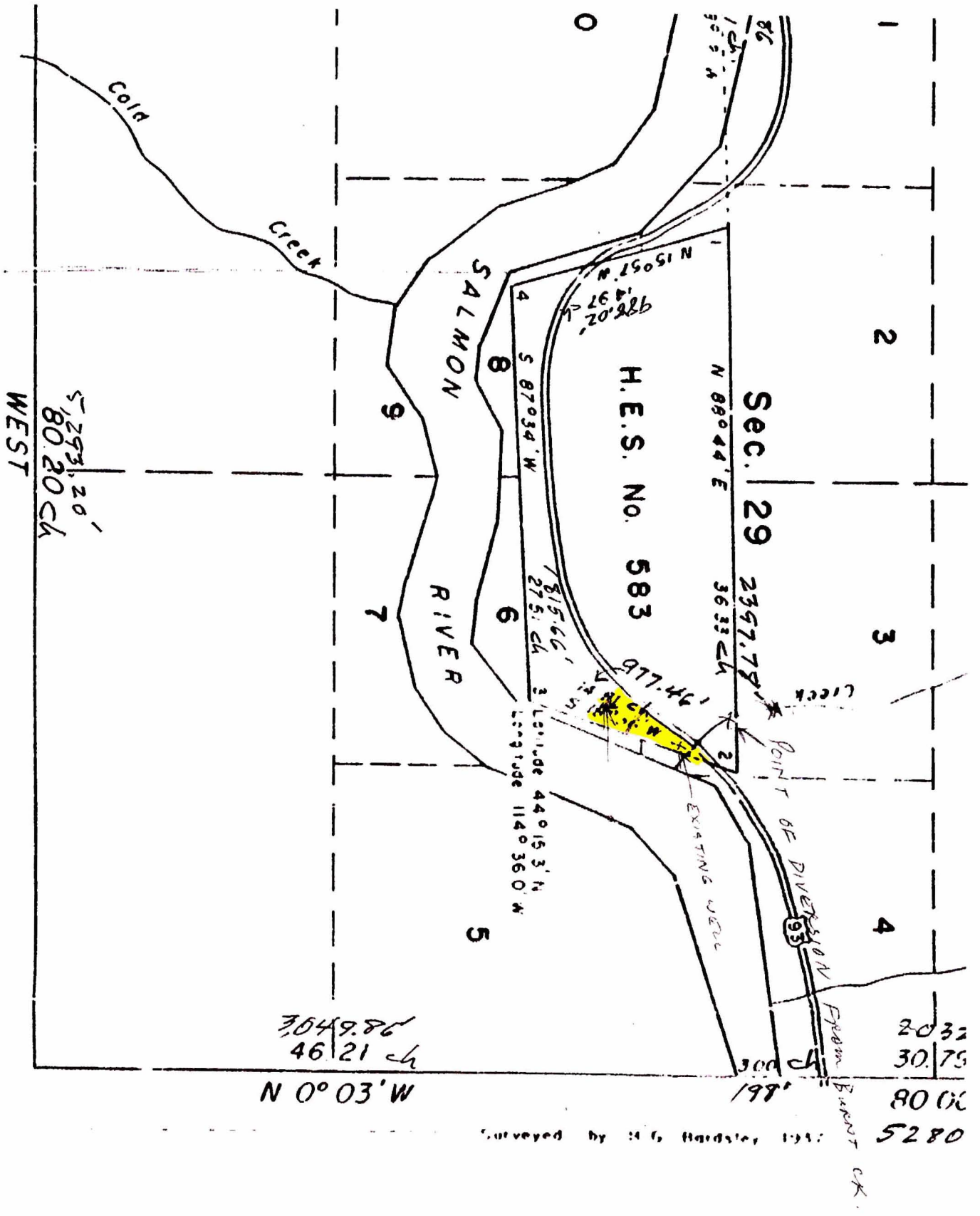
Notary Public

Please return to:
D. C. Bradford
BRADFORD, COENEN & WELSH
1650 First National Center
1620 Dodge Street
Omaha, Nebraska 68102-1505



This plat is
notes, and
accordance
tions of the

was
UNI



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.

RECEIVED
AUG 09 2000
 Department of Water Resources
 Southern Region

1. Water Right No(s): 72-10385, 72-02088B

Adjudication Claim No(s): A72-10385, A72-02088B

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** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

Phillip and Valerie Johnson/
 Tait Johnson and Terri Johnson

416 Waldrup Drive, Bellevue, NE 68005

4. New Owner/Claimant(s)

Tait Johnson

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
1317 N. 141st Avenue

City, State and ZIP Code

Omaha, NE 68154

New Telephone Number

(402) 445-4990

5. Date you acquired the property

6/25/98

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

COPY

7. Signature of New Owner(s)
 or Claimant(s)

Tait Johnson
 TAIT JOHNSON

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.

HOLLAND & HART^{LLP}
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE
CHEYENNE • JACKSON HOLE
SALT LAKE CITY

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

LINDA B. JONES
ljones@hollandhart.com

August 9, 2000

Douglas Jones
Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED
AUG 10 2000
Idaho Department of Water Resources
Southern Region

Re: Water Right Nos. 72-10385 and 72-02088B

Dear Mr. Jones:

Enclosed please find the original Notice of Change of Water Right Ownership relating to the above-referenced Water Right Nos. I inadvertently sent a copy with the packet and am therefore forwarding the original to you.

Sorry for any inconvenience this may have caused. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

HOLLAND & HART^{LLP}



Linda B. Jones

LBJ:clh
Enclosure
2695441_1.DOC

HOLLAND & HART ^{LLP}
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE
CHEYENNE • JACKSON HOLE
SALT LAKE CITY

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

LINDA B. JONES
ljones@hollandhart.com

August 8, 2000

Douglas Jones
Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED
AUG 09 2000
Department of Water Resources
Southern Region

Re: Change in Ownership

Dear Mr. Jones:

Enclosed is a Notice of Change of Water Right Ownership for Tait Johnson, covering water rights Nos. 72-10385 and 72-02088B. Please let me know if there is anything further required in order to change ownership of these water rights of record.

Sincerely,

HOLLAND & HART ^{LLP}


Linda B. Jones

LBJ:cd
Enclosure
cc: Tait Johnson
2694899_1.DOC



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

April 12, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TAIT P JOHNSON
1317 N 141ST AVE
OMAHA NE 68154

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM **72-02088B**
ADDRESS CHANGE FOR DECREED WATER RIGHT 72-10385

Dear Claimant(s):

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. The form you submitted was replaced with form 42-248/42-1409(6) in 1996 (copy enclosed). The new form requires submittal a copy your deed, title policy or contract of sale and a plat or survey map as listed under item 2 of the new Notice of Change of Water Right Ownership form.

Enclosed is your original ownership change form. Please attach the required information and return the entire packet in the enclosed self-addressed envelope. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Also enclosed please find a print-out of decreed water right 72-10385 showing your new mailing address. This copy is for your records. Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: APRIL 2, 1999

RECEIVED

APR 07 1999

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 11 N. Range 16 E.
Section 29, SE 1/4 of SW 1/4 of NE 1/4, Govt. Lot 3, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A72-02088B
- [] Name and Address of Former Owner/Claimant(s)(Seller): PHILLIP A. AND VALERIE L. JOHNSON
H/C 67, Box 721, CLAYTON, ID 83227
- [] New Owner/Claimant (Purchaser): TAIT P. JOHNSON
- [] New Mailing Address: 1317 N. 141ST AVE.
OMAHA, NE 68154
- [] New Telephone Number: (402) 445-4990
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Tait P. Johnson Date 4/2/99
- [] Signature of Former Owner/Claimant(s): + Phillip A. Johnson Date 4/2/99
+ Valerie L. Johnson Date 4/2/99

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

VERIFIED BY JK 2/28/97

FEB-28-1997
0002

1

RIGHT NUMBER: 72-02088B

NAME AND ADDRESS: PHILLIP A JOHNSON
VALERIE L JOHNSON
HC 67 BOX 725
N/E 67 BOX 725
CLAYTON ID 83227

SOURCE: BURNT CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/26/1947

POINT OF DIVERSION: T11N R16E S29 LOT 3 (SESWNE) Within CUSTER County
N/2SWNE

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME
IRRIGATION NONE

yard

3/6/97

PERIOD OF USE
Irrigation Season
IRRIGATION SEASON

QUANTITY
0.04 CFS
0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T11N R16E S29 Lot 3 (SWNE)

IRRIGATION Within CUSTER County
T11N R16E S29 NWSE 1/2B

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.

DATE: 01/17/97
PAGE: 3

Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

change
POU QQ
as shown.
see 2/27/97

Qk 2/27/97

AJ5809NP
No. R72-02088B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 4

=====

Comments: Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 11/13/92 CLELLAND 12/02/93 CLELLAND 03/30/95 POST-STD 01/14/97 DS1-PROD

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

DATE: 12/02/93
PAGE: 1

10

DIVERSION
VOLUME

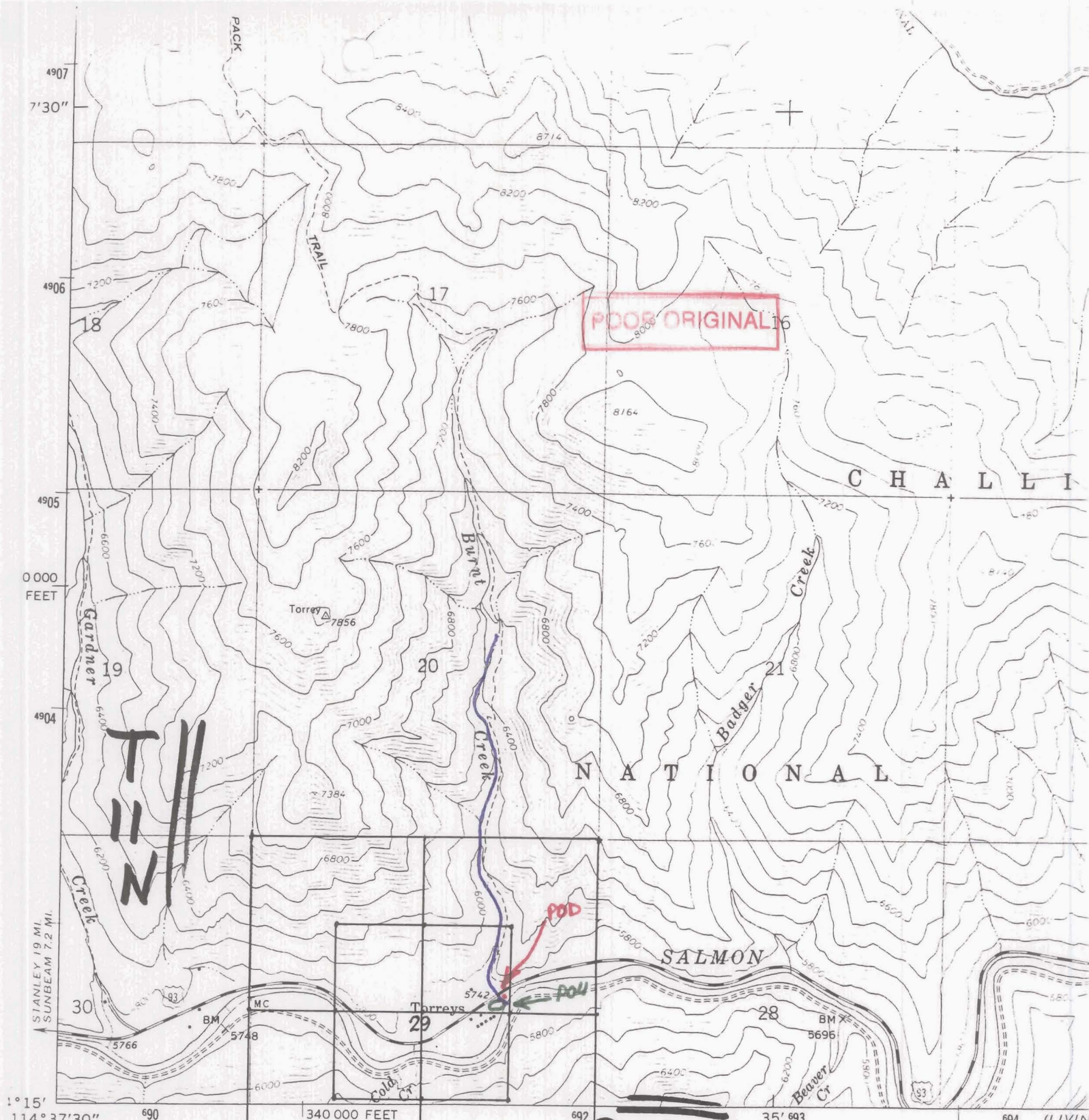
0.04 CFS

Stage: LICENSE

CUSTER County

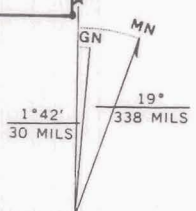
D

MICROFILMED
NOV 01 1994



1° 15' 114° 37' 30" 690 340 000 FEET 692 35' 693 694 (LIVIN
 2) Mapped, edited, and published by the Geological Survey
 Control by USGS and USC&GS
 Topography by photogrammetric methods from aerial
 photographs taken 1957. Field checked 1964
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 central zone
 1000-meter Universal Transverse Mercator grid ticks,
 zone 11, shown in blue
 Where omitted, land lines have not been established

R16 E



1 1/2
 1000 1000 2000
MICROFILMED
 T. R. S. 2/Q
 NOV 01 1994
 P/D
 PHOTO U 72
 DT. & ID. 1964

UTM GRID AND 1964 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

A72-2088B

THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOGICAL SURVEY, DE
 A FOLDER DESCRIBING TOPOGRAPHIC

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A72-2088B

RE: PROOF OF PRIORITY A72-4183 & A72-4182

DATE 12-2-93

NAME OF PARTY

BILL KNIGHT (Manager/owner @ Tony's)
 4 LORI 838-2313

I called to talk to Phil Johnson and he has sold the place @ Tony's. Spoke to New owner Bill Knight and requested the proof of priority info or I will have to disallow the 2 claims.

He gave me Phil Johnson's phone number, 838-2355, and said he will be back home by 12-4-93.

I agreed to call Phil J. and get info and encouraged him to do the same.

→ I will send a change of ownership to Knight at address same as in the claim.

UPDATE: 12-13-93 by Steve Clelland

I talked w/ Bill Knight on 12-8-93 @ Tony's and he said the ownership change does not concern A72-2088B only the other two rights. Confirmed by receipt of the ownership form today @ WDR.

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PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:39:41
06/02/92

CLAIM NUMBER: 472-020888

~~LAST: TOUREY
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0~~

FIRST: CLYDE A.
STATE: ID ZIP: X

LAST: JOHNSON
ADDRESS: H/C 67, BOX 725
CITY: CLAYTON
PHONE NUMBER: 208-838-2313
OWNER CODE: C

FIRST: PHILLIP A.
STATE: ID ZIP: 83227

LAST: JOHNSON
ADDRESS: H/C 67, BOX 725
CITY: CLAYTON
PHONE NUMBER: 208-838-2313

FIRST: VALEKIE L.
STATE: ID ZIP: 83227

OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: AC. IRR. = 2.

DATABASE FIELD
EXAMINER
Y

MICROFILMED
MAY 01 1994

CONTACT PERSON: Phil Johnson

DATE OF FIELD EXAM: 6/15/93 APPOINTMENT MADE: Y () N ()) TIME: : A () P ()

ACCOMPANIED BY: Phil Johnson

PHONE NUMBER: () -
PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

We found the entire place and I sketched the layout & Systems
and Mr. Johnson explained the operation of the wells, pumps and
burnt creek waters to me.

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NOV 01 1994

A. AJ CLAIM: # A72-020888 PRIORITY DATE: 04-26-1947 STAGE: L

B. WR RECORD: # 72-02088 PRIORITY DATE: 04-26-1947 STAGE: L

C. FIELD EXAM REQUIRED? DATABASE N FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (Y/N) *X*
IF YES EXPLAIN.

REMARKS: *no license*

RECOMMENDED PRIORITY DATE:
04-26-1947

REVIEWED BY *su* DATE *12-2-93*

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NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENITY
A72-020888	11N	16E	29	NE	SW	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-020886 NONE

WR RECORDS IN SAME 40 ACRE TRACT

72-04182
72-07409

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENITY
72-02088	11N	16E	29		SW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

72-04182

NONE

A72-02088A
A72-02088C
A72-02088D
A72-02088E
A72-02088F
A72-02088G
A72-04182
A72-10122
A72-10322
A72-10323
A72-10344
A72-10415

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

Y
N

DATABASE

FIELD
EXAMINER

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NOV 01 1994

REMARKS:

Confirmed by: Field Exam, Topo 472-1964, ADCS map R20-1978,
License Exam and Gort lot maps

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:	TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
W 16 E 29	SE	SW	NE	03	37		

SOURCE: BURNT CREEK

TRIP: SALMON RIVER

REVIEWED BY:

See

DATE:

12-2-93

Changed 10 Ac 1/4
from claim

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NOV 01 1994

A. ROOT WATER RIGHT NUMBERS:

A72-02088A
A72-02088B

A72-02088C

A72-02088D

A72-02088E

A72-02088F

A72-02088G

A72-02088H

A72-02088I

A72-02088J

A72-02088K

A72-02088L

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
11N	16E	29	NW	SE		JOHNSON, PHILLIP A.	A72-02088B 2.0	72-04183 3.0			
			NW	SE		JOHNSON, PHILLIP A.	A72-04183 3.0	72-02093 4.0			
			NW	SE		JOHNSON, TAIT	A72-10385 1	72-07451 1			
			NW	SE		KAMSAY, E. A.					
			NW	SE		KAMSAY, ADELLA					
			NW	SE		ALEXANDER, WILLIAM L.					
			NW	SE		JOHNSON, VALENTINE L.					

TOTAL ACRES A72-02088B 2.00

E. IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, YES (X) NO ()
YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y

FIELD EXAMINER

POU COUNTY: CUSTER

MICROFILMED

1994

Place shown to me by Mr. Johnson is very small and limited. Application of water. POU & POU have been moved since delivery problems with the original pipeline from the original POU. Due to the multiple uses and splits of this right the only use available & in use remains a Domestic Irrigation of 1/2 acre or less. This use is found. See 12-2-93

Did not find 2 ACRES under this system of 2 ACRES & irrigated by this much source & irrigated by this much

Domestic

Found: 1/2 AC

use 1/2 acre for irrigation

PRESUMPTION FLAG:

REMARKS:

Confirmed by field exams, Napp 121 NE, #441-185 dated 8-22-88,
ASCS R20 map dated 1978, Gortlop Map, and license exam.

RECOMMENDATIONS:

TOTAL ACRES:

Domestic

REVIEWED BY:

su

DATE:

12-2-93

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NOV 01 1994

A. A1 CLAIMED USES:

PURPOSES
A72-020888 IRRIGATION

5-149-30

MONTH/DAY
FROM ~~04-01~~ TO ~~10-11-01~~

DIVERSION QUANTITY

.040 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.040 CFS

B. W2 RECORDED USES:

PURPOSES
72-02088 IRRIGATION
72-02088 HOMESTIC

MONTH/DAY
FROM TO

DIVERSION QUANTITY

.200 CFS
.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATEBASE FIELD
EXAMINER

Y
Y
Y

X

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO ME STANDARDS FOR OTHER?

Y() N(X)
Y(X) N()

Explain in remarks, below.

REMARKS:

Old wing season.

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NOV 01 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.040 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? (Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~A72-04183, 1 WELL PERMIT - DRILLED 6/27/1983~~

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

7451 Permit made 1990 (not in 1984) Domestic Use only

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-02088H	BURNT CREEK	JOHNSON, PHILLIP A.	0.040	0.020		
A72-04183	SALMON RIVER	JOHNSON, PHILLIP A.	0.260	0.026		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10385	DOMESTIC	JOHNSON, TAIT	FROM 01-01 TO 12-31	0.030 CFS	
72-10385	STOCKWATER	JOHNSON, TAIT	FROM 01-01 TO 12-31	0.020 CFS	

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NOV 01 1994

10.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES $\times 0.02$ CFS/ACRE = CFS
(taken from p/u review)

1b. CALCULATIONS

DUES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AE/A

ACRES $\times$ CONSUMPTIVE VOL. AE/A FOR AREA =

TOTAL CONSUMPTIVE USE AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES $\times$ DIVERSION VOL. AE/A FOR AREA =

TOTAL DIVERSION VOLUME AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

*Reduce from irrigation use to
Domestic use...
allows recommendation of
full amount claimed as Diverted
with $\leq 1/2$ acre of irrigation
under DWR Domestic standard.
and better describes the use found.*

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NOV 01 1994

*See
12-2-73*

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AE/A

REC. CONS.
USE

Domestic

5-1 9-30

0.04

N/A

Domestic

TOTAL FOR THIS RIGHT

REVIEWED BY: *Sc*

DATE: *12-2-93*

J02

~~*J02*~~

MICROFILMED
NOV 01 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED
()
()
()
NEEDS REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-02088
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT *R* CLAIM NUM.	*R* DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-02088A	0.020	R72-02088A	0.020	-	-
-	A72-02088B	0.040	-	-	-	-
-	A72-02088C	0.040	R72-02088C	0.040	-	-
-	A72-02088D	0.040	R72-02088D	0.040	-	-
A72-02088	A72-02088E	0.040	R72-02088E	0.040	72-02088	0.200
-	A72-02088F	0.020	R72-02088F	0.020	-	-
-	A72-02088G	0.080	-	-	-	-
-	R72-02088A	0.020	R72-02088A	0.020	-	-
-	R72-02088C	0.040	R72-02088C	0.040	-	-
-	R72-02088D	0.040	R72-02088D	0.040	-	-
A72-02088	R72-02088E	0.040	R72-02088E	0.040	72-02088	0.200
-	R72-02088F	0.020	R72-02088F	0.020	-	-
TOTAL CFS		0.440		0.320		0.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

See attached split file.

MICROFILMED
MAR 01 1994

AUTHENTICATION:

SIGNATURE: 

DATE: 12-2-93

NAME OF FIELD EXAMINER:

TITLE:

MICROFILMED
MAR 01 1994

92:38:41
06/02/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 14
BUICKLOOK INFORMATION

CLAIM NUMBER: A72-020898

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		5-4-93 6-15-93 See	N	156	See 12-2-93	See 12-2-93	See 12-2-93
SOURCE				Y				
FACE OF USE	Y			N	12456			
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			N				
PURPOSES	Y			Y	56			
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y	6.			

*VERIFIED BY * CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
MAP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

See
2-10-93

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED
NOV 01 1994

~~502~~ 502

MICROFILMED
NOV 01 1994

Field Notes by SCC
6-15-93
w/ Phil Johnson

ALEXANDER

472-7409

POOR ORIGINAL



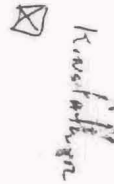
KAREN



ROOS



W. KIRBY



KIRBY

Brant Co.

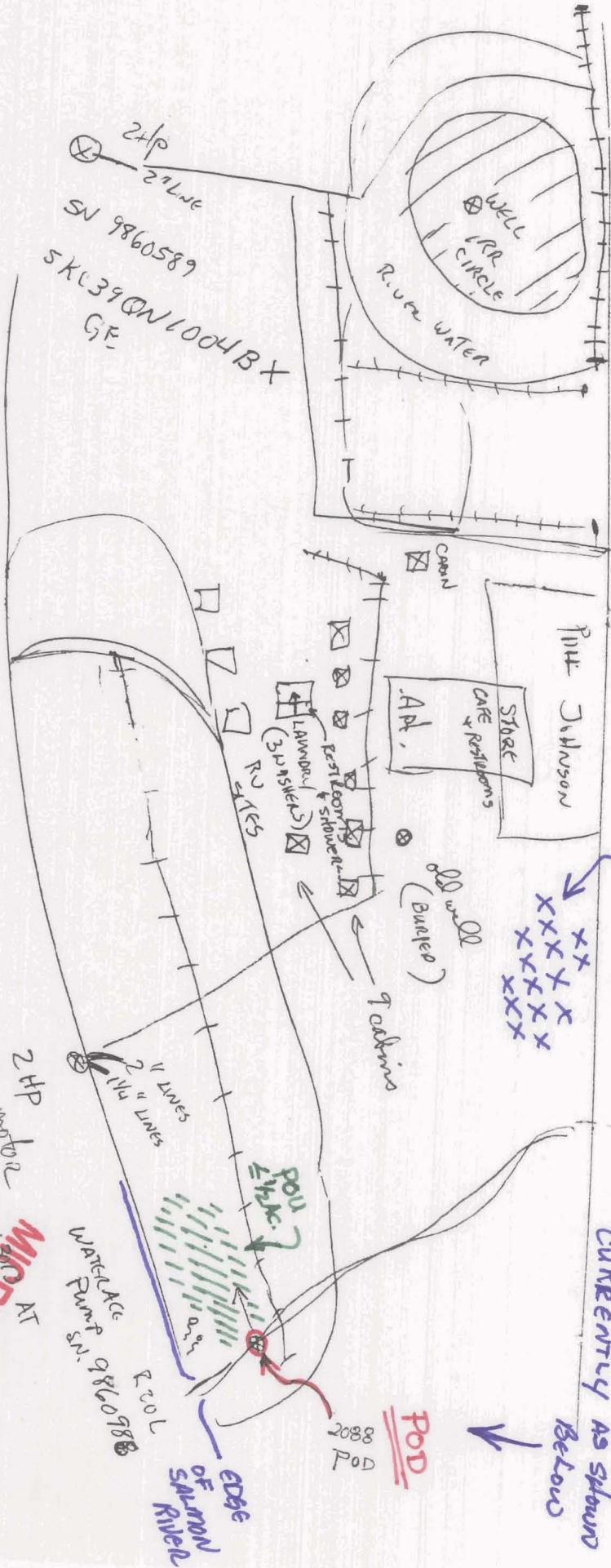
472-2088E

6-15-93
w/ Phil Johnson

ORIGINAL POU
AS LICENSED

Due to Delivery
Problems, use is
currently as shown
Below

POD
2088
POD

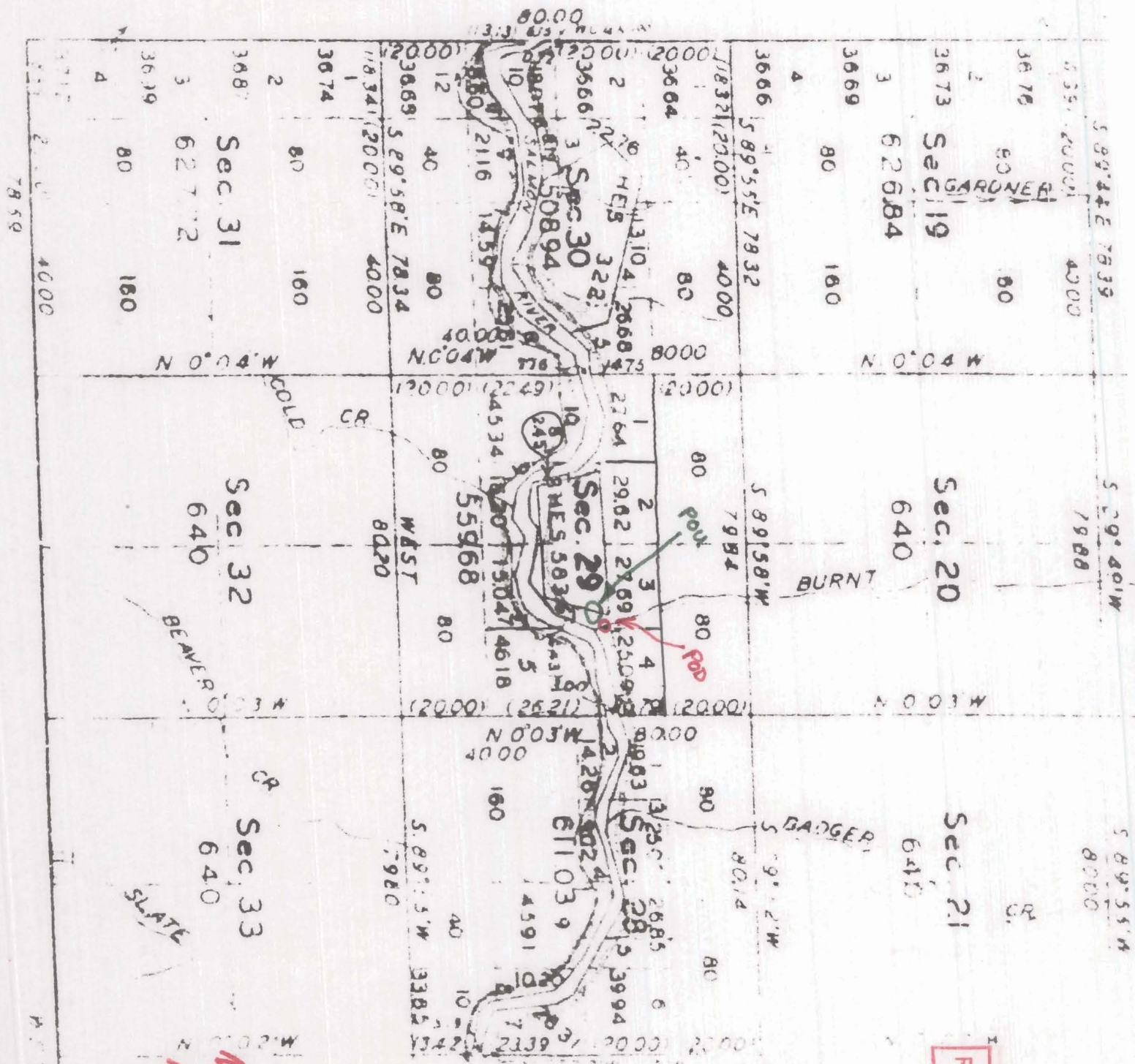


2HP
2 1/2" Lines
SN 9860589
SKC39QW1004BX
GE

2HP
GE motor
SKC39QW
NOV 01 1994

MICROFILMED
NOV 01 1994

Waterline
Pump SN 9860589
2 1/2" Lines
2 1/2" Lines
edge of main
River

$$T \approx R \approx 1$$


POOR ORIGINAL

MICROFILMED
NOV 01 1994

20/21
30/29

ABCs MAP
R20 from Assessors
Office
Custer Co.
c.1978

POOR ORIGINAL

J.S. SMITH

P. JOHNSON

SPLIT REVIEW
72-2088

12-2-93 sec

Recommend:

→ Claims do not exceed licensed rates
split right as shown on left due to
change in Nature of Use to Domestic.

Domestic
0.02 cfs A72-2088 A
KARREN

Domestic 0.02

(Decided from
KINZEE
9-15-87)

Domestic
0.04 cfs A72-2088 B
JOHNSON

2.0 ACRES 0.04
IRRIGATION

(A72-4182, 4183)

Domestic
0.02 A72-02088 C
SCHERMEIER

Domestic 0.02
(0.5 ACRES)

(A72-10322 Dom.)
8th well 1963

Domestic
0.04 cfs A72-02088 D
SCHERMEIER

Domestic 0.04 (MCKINNEY)
(0.5 ACRES)

Domestic
0.04 cfs A72-2088 E
KINSFATHER

Domestic 0.04

(A72-10344, 10345)
1970 well .04 1950 .04 2 houses
DEED: 1980

Domestic
0.02 cfs A72-2088 F
ROOS

Domestic 0.02

(REED 9-14-73)

0.18 cfs
= TOTAL OF RIGHT

DISALLOW

A72-2088 G

4.0 ACRE 0.08

(72-7409)

12-1-93 sec ALEXANDER

IRRIGATION * NOT PART OF THIS SPLIT

LICENSE:

0.20 cfs

10 ACRES

TOTAL CLAIMED 0.26 cfs

8.5
ACRES

TOTAL ACREAGE EST. CLAIMED

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Custer County
Highway 93 ~~Between mile post 21 & 22~~

11

POOR ORIGINAL

DAM (ROCK)
6' WIDE
8' POOL LONG
3' DEEP

1" PIPE
FROM DAM

DAM ON
BURNT CR.

BURNT CR.

ALEXANDER

DANKARN

WELL
72-02088E

505 ROOS
200'
164'

McKINLEY

KINSEATER

HIGHWAY 93

VAL
DAIL

A72-02088B

"TORREYS"

PHIL JOHNSON

1-838-2313

POD MICROFILMED

MAY 09 1994

Map taken
from ROOS

2-10-93
su

SALMON RIVER

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19840

POOR ORIGINAL

This proof is for... Beneficial use

In Water District No.

1. Name of applicant Edgar A. & Adella Murray, of Custer County, Idaho.
2. Source of water supply: Burnt Creek
3. Location of point of diversion: Is in the SE 1/4 NE 1/4 of Section 29,
T. 11 N. R. 16 E. County of Custer
4. Describe works as they exist, giving dimensions and capacities of same: The diversion dam is 8 ft. high and 4 ft. long. The ditch is 1 ft. deep and 1 1/2 ft. wide near the head. The ditch passes through a board flume 1 ft. high and 1 ft. wide and 30 ft. long, around a rock point. The ditch takes all of the water from Burnt Creek. Water for domestic use is piped from the ditch 100 ft. from diversion point through 600 ft. of 1 3/4 inch pipe. Piped water is used in kitchen, bath house, and lawn.
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: Water has been turned into works of diversion for several years.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

H. E. Survey # 583, in approximately Section 29, Twp. 11 N., Range 16 E., B.M. (Unsurveyed) a total of ten acres is under cultivation on this homestead. Beginning 100 feet below the point of diversion south to Highway 93 and from Burnt Creek west along Highway 93 about 1200 ft. a strip of land with an area of 8 acres is irrigated. Across the Highway 93 south around cabins and gas station small trees and a lawn are irrigated which covers 2 acres.

Domestic use is in kitchen of lounge and showers in bath house.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Salmon River

Remarks: All of the water from Burnt Creek is diverted for use. No water reaches the Salmon River by Burnt Creek stream bed. Burnt Creek is in a small draw and does not produce much water.

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This examination was made on the 17 th day of October 19 51

(Signed)

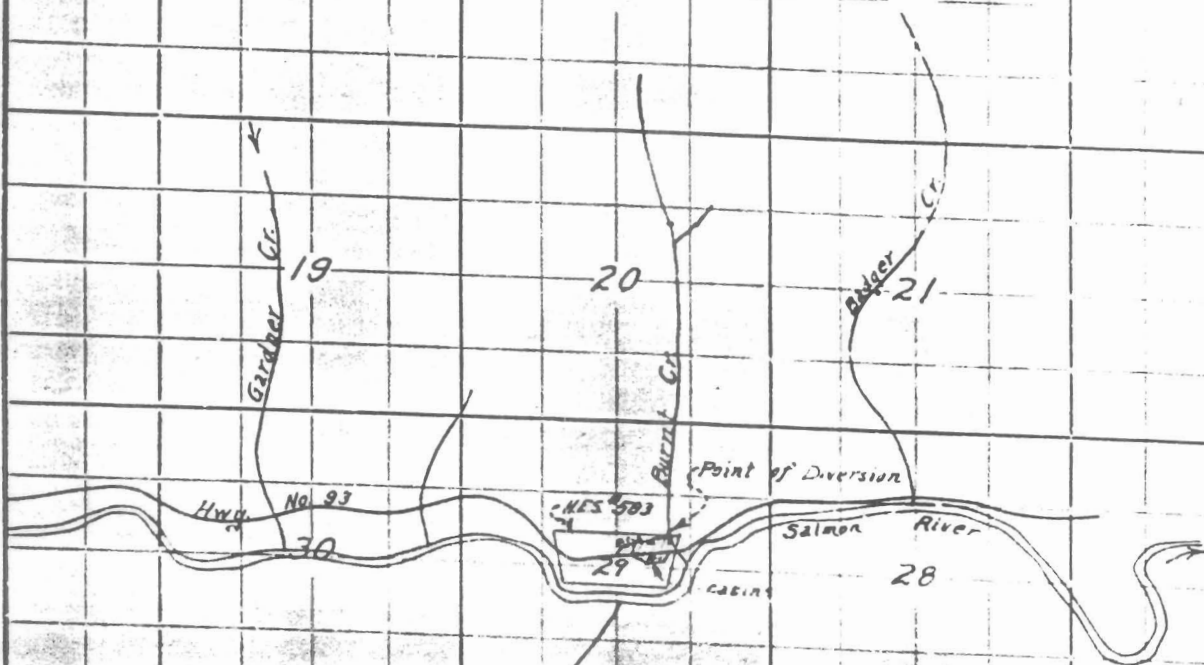
Alfred H. Lavin

Examiner.

19840

POOR ORIGINAL

T. 11 N., R. 16 E. S. 1 M.



33
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Scale: 2 inches Equals 1 Mile. Draw Map in Ink.

19840

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

POOR ORIGINAL

Permit No. 19840

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Edgar A. Ramsay, Clayton, Idaho Engineer (Address, 9/10
Torrey's Ranch, Clayton, Idaho Adella Ramsay

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. # 19840. Dated June 5 ~~1946~~ 1946

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Burat Creek 1/4 mile North at the land herein after described
in approximately Sec. 29 T. 11 N. R. 16 E. B. M. and is in S. 1/4 NE 1/4

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Small dam and Headgate which is capable of directing all
of the water at the creek to the irrigation & Calinary system
Calinary system consists of 8 in. of 1 1/2 inch pipe to convey
water to buildings & grounds

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for Calinary Purposes, Used for irrigation
H.E. Sorey No 583 containing 25.52 acres

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19840

Ques. 7. If for other than irrigation purposes; state how applied, amount, power generated, etc.

Ans. Sec (6.)

POOR ORIGINAL

Ques. 8. What is the minimum amount of water required for the purpose above?

Ans.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. By Purchase of land etc.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water Used for Irrigation Since H.E. Filed and for Culinary Use Since 1929

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign)

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that

said testimony was subscribed and sworn to before me, at my office in CHANIS,

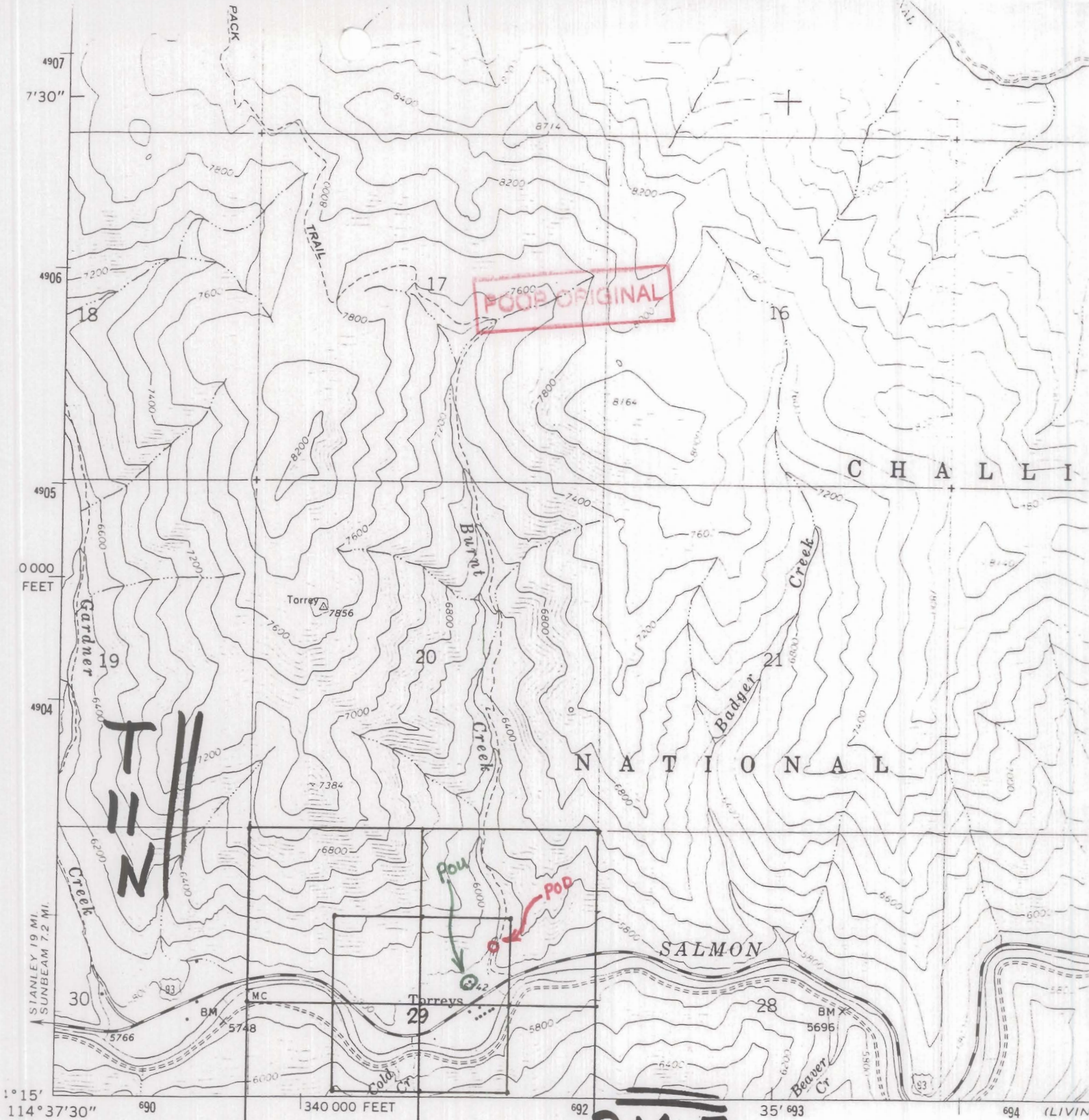
County of CUSTER, State of Idaho, on this 28TH day of APRIL,

A. D. 1951,

Oliver T. Davis

My commission expires 2-1-55

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2) Mapped, edited, and published by the Geological Survey
 Control by USGS and USC&GS
 Topography by photogrammetric methods from aerial photographs taken 1957. Field checked 1964
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system, central zone
 1000-meter Universal Transverse Mercator grid ticks, zone 11, shown in blue
 Where omitted, land lines have not been established

R16E



UTM GRID AND 1964 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

A72-02088C

1 1/2
 1000 0 1000 2000
 T. R. S. Q/Q
 P/D
 PHOTO U72
 DT.&ID. 1964

THIS MAP COMPLIES WITH
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DE
 A FOLDER DESCRIBING TOPOGRAPHIC

Water Right Number - 72-02088

Prefix Translation:

WATER RIGHT

Old (D) Number - 19840

*** C - CURRENT OWNER ***
RAMSAY
E. A.
1 -
2 -
3 -
City- CLAYTON
Phone -
State- ID Zip- 83227

RAMSAY
ADELLA
1 -
2 -
3 -
City- CLAYTON
Phone -
State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
TORREY

CLYDE A.

1 -
2 -
3 -
City-
Phone -
State- Zip-

Priority Date - + 04/26/1947 + - - - - Region - - - - + L - License - - - - + Status - - - - +

Source - - - - - BURNT CREEK + - - - - Tributary - - - - - SALMON RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - -
11N 16E 29 SW NE (37) CUSTER

Code Description Period from Period to Water Use - - - - - Diversion Rate Diversion Volume - - - - -
01 - IRRIGATION 0.200
43 - DOMESTIC

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +

+ - - - - -
Twn Rng Sec Tract Lot Acres Place of Use - - - - - Description - - - - - County - - - - -
11N 16E 29 SW NE 01 IRRIGATION (37) CUSTER
11N 16E 29 SE NW 01 IRRIGATION (37) CUSTER
11N 16E 29 NE SW 01 IRRIGATION (37) CUSTER
11N 16E 29 NW SE 01 IRRIGATION (37) CUSTER

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

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Water right number - 72-02098

Prefix Translation:

WATER RIGHT

Remarks - P/U H.E.S. #583 LOCATED WITHIN PORTIONS OF THE SAME, SEMU, NESW
AC. IRR. = 10.

Old Water Right Numbers -
No Old Water Right Numbers found.

Conditions of Approval -
No Conditions of Approval found.

Decree Plaintiff - - - +

Decree Defendant - - - +

Decree Date - +
00/00/0000

-Comments-
No Comments Found

Audit Fields - 02/11/85 05/28/88 CONVERT

Water Rights Dates and Flags Area

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 02/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 07/10/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

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