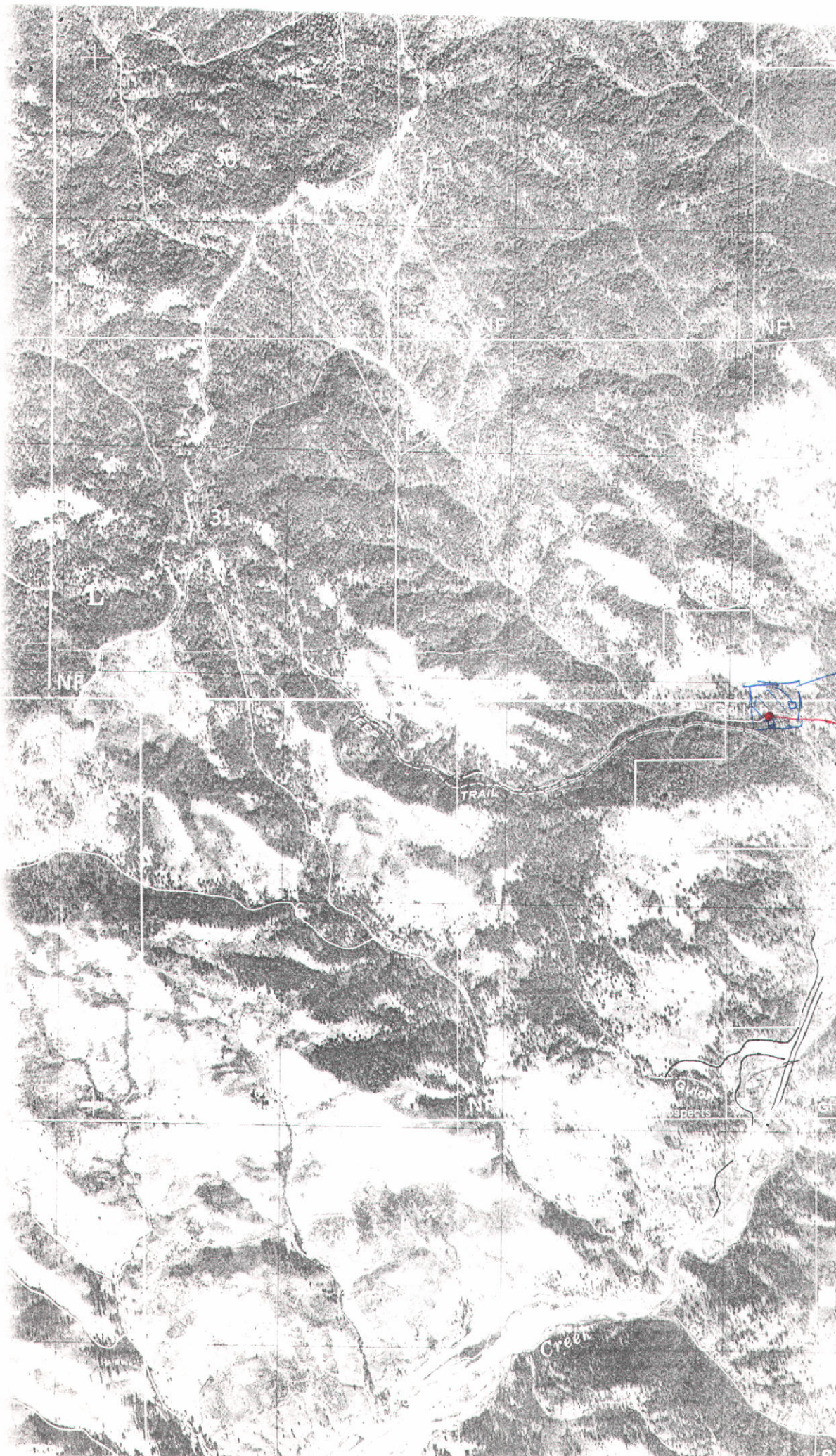




50'

4853

4852

(IDAHO CITY)

4851

4850

4849

4848

4847

ALB3-02625

MICROFILMED

AUG 18 1992

POW

R6N

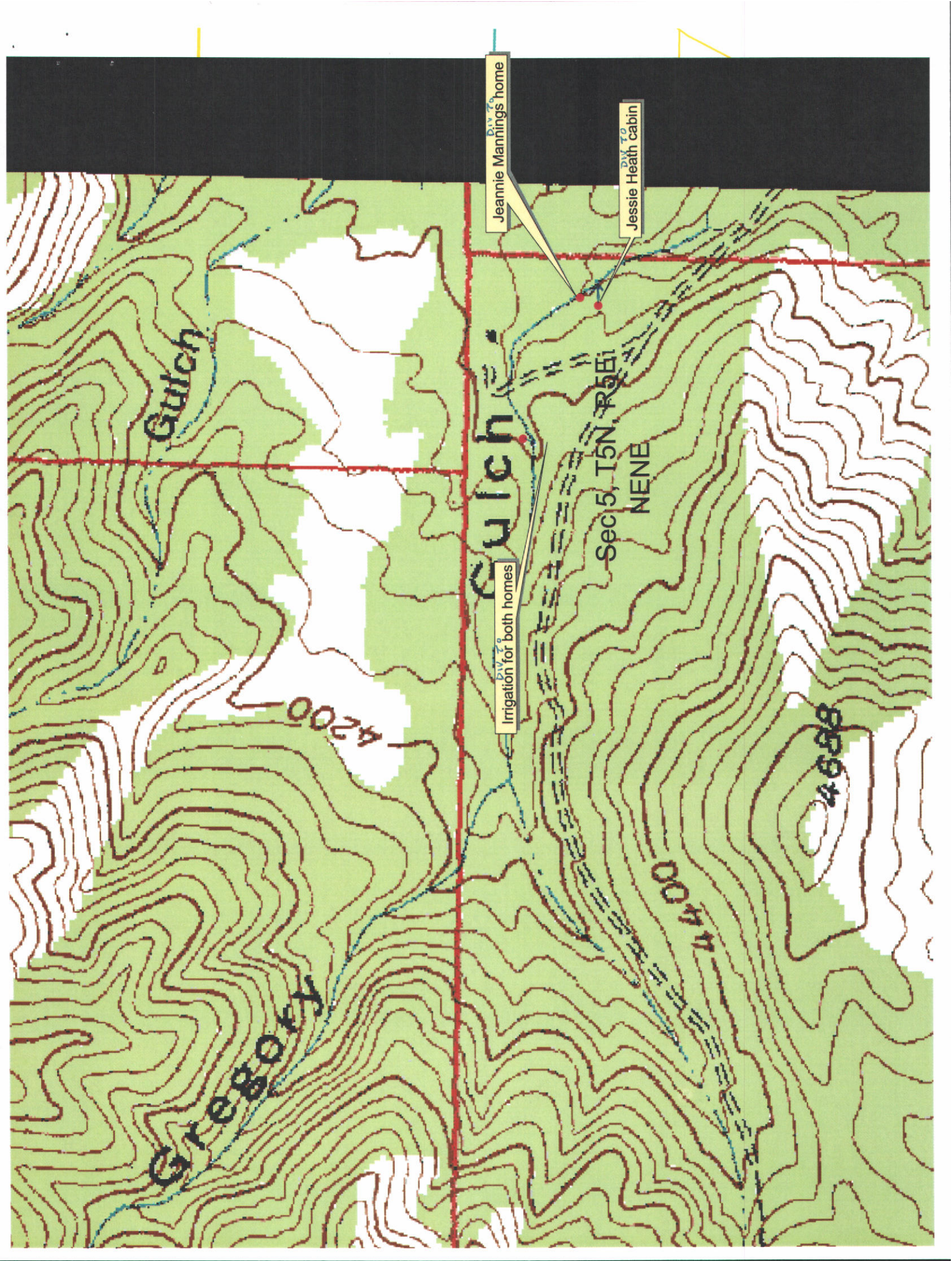
POD

T5M

R5E

POD: Sec 5
NE, NE, NE

10 Acres



Jeannie Mannings home

Jessie Heath cabin

Irrigation for both homes

Gulch

Gulch

Gregory

Sec 5, T5N, R5E
NENE

4200

4400

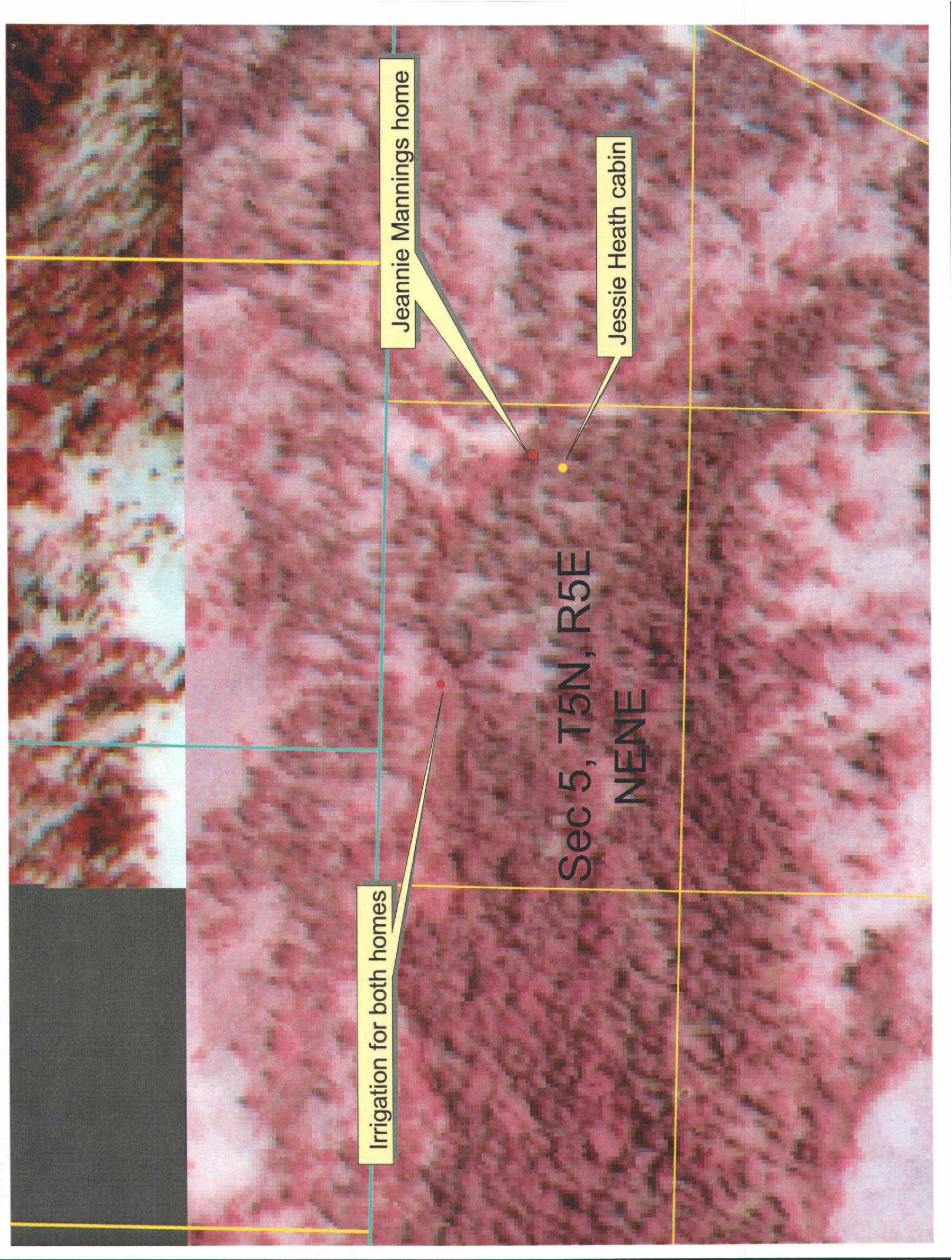
4600

Irrigation for both homes

Jeannie Mannings home

Jessie Heath cabin

Sec 5, T5N, R5E
NENE



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: A63-02625
Date Received: 3/16/1989
Receipt No: MO63027
Received By: RB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FLORENCE E. MANNING 208-392-4464
Address: BOX 67
IDAHO CITY, ID 83631

AND/OR
Name: JAMES H. MANNING 208-392-4464
Address: BOX 67
IDAHO CITY, ID 83631

2. Date of Priority: OCT 24, 1945

3. Source: TOLLGATE CREEK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	05E	5	NE	NE	NE		BOISE

5. Description of diverting works:
PIPE IN STREAM TO HOLDING TANK, PUMP TO HOUSE AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.200		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ TWO HOUSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05E	5	NE	NE		IRR	5.0
						Section Acres	5.0
06N	05E	33	SW	SW		IRR	5.0
						Section Acres	5.0
						Total Acres	10.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
REINSTATED 2/23/1951.

15. Basis of Claim: PERMIT
Water Right Number: 19710

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: 1

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): Florence E. Manning Date: March 16 - 89
_____ Date: _____

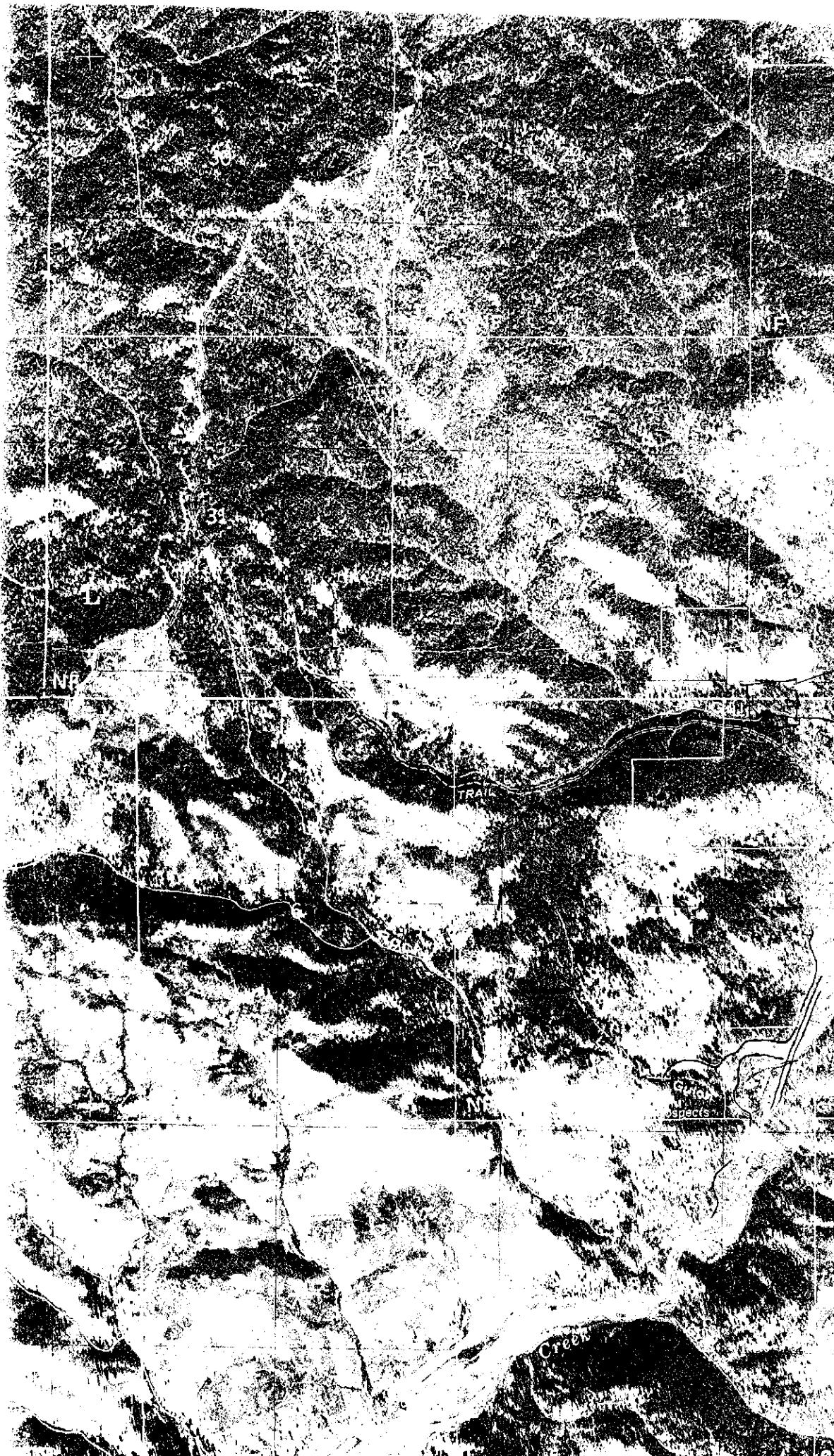
State of Idaho)
County of Boise) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of March 19 89

Anna Baumhoff
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12-7 1994



NEP

NEP

NEP

(IDAHO CITY)

NEP

NEP

NEP

NEP

NEP

R5E

POD: Sec 5
NE, NE, NE

10 Acres

A63-02625
MICROFILMED

AUG 18 1992

08/09/2002

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

RIGHT NUMBER: 63-2625

NAME AND ADDRESS: JAMES H MANNING
PO BOX 67
IDAHO CITY ID 83631

FLORENCE E MANNING
PO BOX 67
IDAHO CITY ID 83631

SOURCE: GREGORY GULCH

TRIBUTARY: MORES CREEK

QUANTITY: 0.06 CFS
2.4 AFY

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

PRIORITY DATE: 10/24/1945

POINT OF DIVERSION:

T05N R05E S5 NENE Lot 1 Within BOISE County
3 POINTS OF DIVERSION LOCATED IN T05N, R05E, S05, NENE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.060 CFS 2.40 AFY

PLACE OF USE: DOMESTIC Within BOISE County
T05N R05E S05 Lot 1 NENE

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: License

DOMESTIC USE IS FOR 2 HOMES.

Western

State of Idaho
Department of Water Resources
Water Right License

RECEIVED

JAN 14 2002

WATER RESOURCES
WESTERN REGION

WATER RIGHT NO. 63-02625

Priority: October 24, 1945

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 2.4 AF

It is hereby certified that JAMES H MANNING
PO BOX 67
IDAHO CITY ID 83631 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 24, 1945; and has
submitted Proof of Beneficial Use on November 02, 1956. An examination indicates that the works have
a diversion capacity of 0.06 cfs of water from:

SOURCE

GREGORY GULCH CREEK

Tributary: MORES CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GREGORY GULCH CREEK L1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 5, Twp 05N, Rge 05E, B.M., BOISE County
GREGORY GULCH CREEK L1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 5, Twp 05N, Rge 05E, B.M., BOISE County
GREGORY GULCH CREEK L1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 5, Twp 05N, Rge 05E, B.M., BOISE County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 05E 5	X																
	L1																

CONDITIONS OF APPROVAL

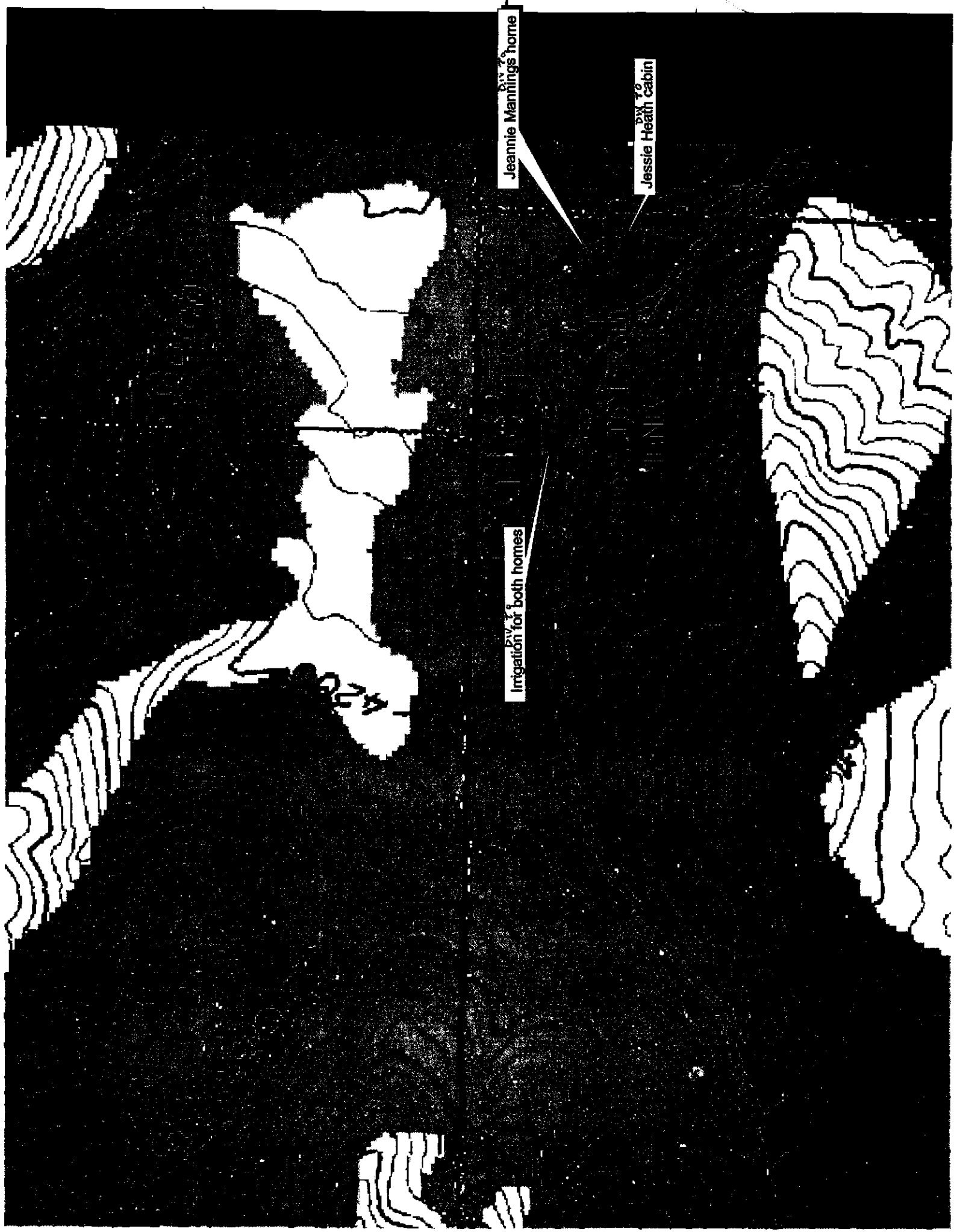
1. Domestic use is for 2 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 10TH day of JANUARY, 2002.

Acting for


KARL J. DREHER
Director



Jeannie Mannings home

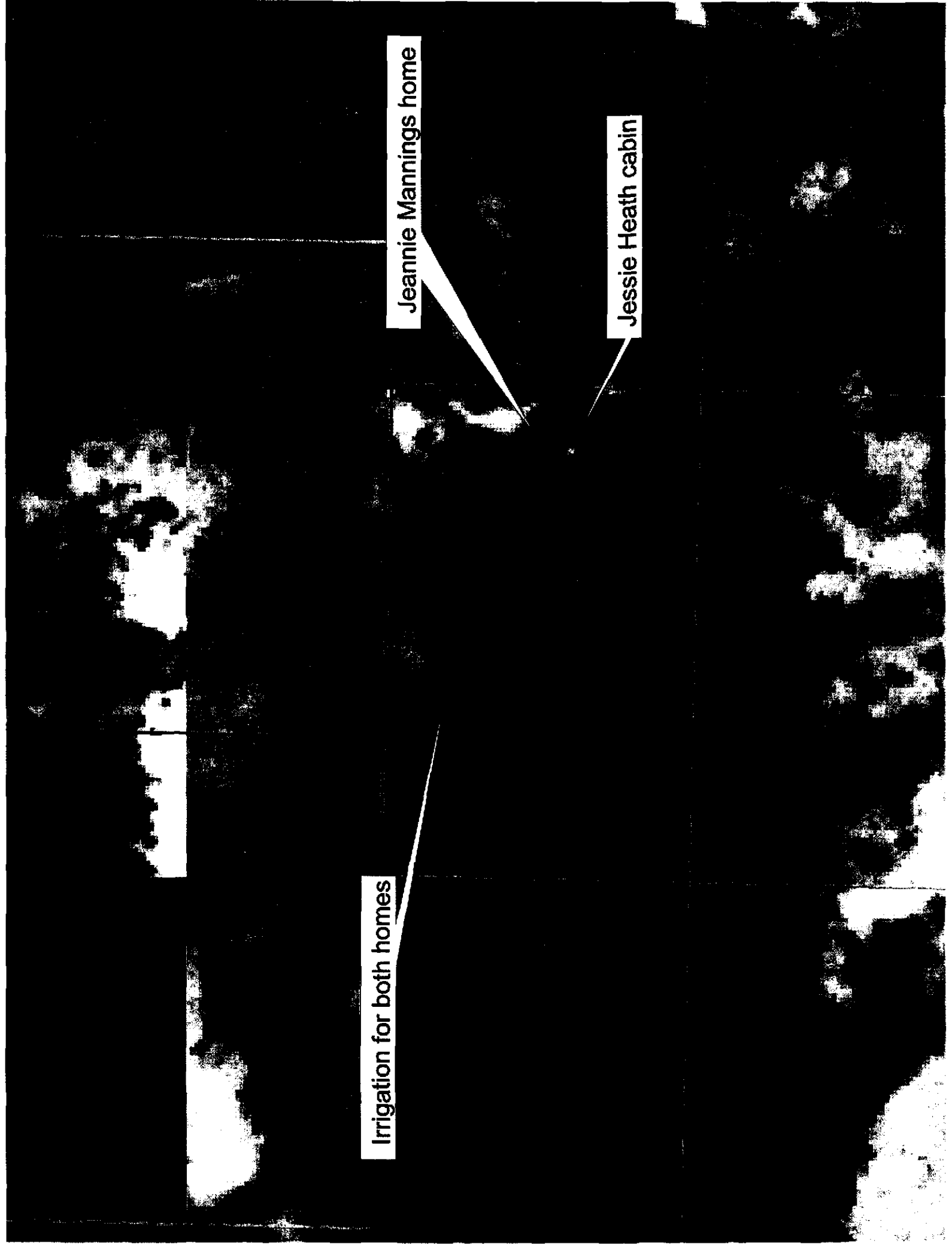
Jessie Heath cabin

Irrigation for both homes

Irrigation for both homes

Jeannie Mannings home

Jessie Heath cabin



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A63-2625

1. No Change NAME IS SAME
NEW OWNER: UNKNOWN - Family Trust. CgD requested 9/13/2001
No Change ADDRESS
NEW ADDRESS: _____

2. No Change - DATE OF PRIORITY: Completed evidence submitted
Incomplete - Claimant should be asked during the exam when was water first
used and submit proof of date of priority.

Priority date, per claimant, is: 10/24/1945
(If the priority date, based on your exam, seems questionable, explain below.)

3. No Change — SAME SOURCE
☒ Source is different than that claimed:

Source found: Gregory Gulch.

4. No Change — POINT OF DIVERSION
Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS
Incomplete description, list below:

3 points of diversion. #1 Top one goes to both homes
for irrigation (Pipe in stream, gravity). Other two are for
cabins (1 each). Both are screened intakes to pump houses.

6. No Change - WATER USES
Different uses, (list uses found):

See License

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount _____ CFS _____ AFA

Changes found, the new total is, Amount _____ CFS _____ AFA

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: 2 Stock # _____ List types: _____

Additional comments: _____

9. No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

License exam sent to S.O. by Lori Graves. Rec. as licensed

See license file for photos.

SYSTEM DIAGRAM INCLUDED

NA

Shown on GIS Layout

CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 09/25/2001

FIELD EXAMINER:

MARIA TINKOVACI

Print Name

[Signature]

Signature

RECEIVED
APR 21 1994
Department of Water Resources

April 18, 1994

R. Keith Higginson
Director, Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

Dear Sir,

Enclosed is a copy of a notice which was forwarded to me (quite by luck) concerning a water right that my parents evidently filed for before their demise. Unfortunately, they have both passed away and left no word in their wills or other legal documents about "water rights". I have been appointed Personal Representative for my mother's estate and am concerned that there could be a potential problem regarding water rights on the estate's properties in Boise County. I do not have access to any of the addresses listed in this notice as to where the Director's Report is to be posted for inspection. I will be in Idaho in July and what I need to know is...will that be soon enough to take care of things or do I need to worry about it NOW? The estate is still in the process of being settled and will probably be that way for the remainder of this year. But I do not want to jeopardize the estate's claim to any water rights that have previously been filed. I hope you can appreciate my position!

If you would advise me as to the importance of doing something about this before July, I would be extremely grateful!

Very truly yours,

Jessie L. Heath
Jessie L. Heath

5094 N. Ridge Club Drive
Las Vegas, NV 89103
(702) 876-1184

AG-02625

MICROFILMED
JUL 25 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 22, 1994

JESSIE L HEATH
5094 N RIDGE CLUB DR
LAS VEGAS NV 89103

RECEIVED

APR 25 1994

WATER RESOURCES
WESTERN REGION

RE: Snake River Basin Adjudication (SRBA)
Boise County - Claim #A63-02625

Dear Ms. Heath:

Notice of the change in ownership of the above-referenced water right has been received. I have enclosed a Profile Report of this water right for your information as well as some literature about the SRBA which you may find interesting.

Also enclosed is a Change of Ownership form for you to complete and return so that we may modify our records to reflect you as Personal Representative of your mother's estate. Please include documentation of your being appointed Personal Representative.

Upon receipt of the above documents, a Notice of Claim will be prepared from the Agency's computer and sent to you for your review and records. If you have any questions, you may contact us toll-free at 1/800-451-4129.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region

Enclosures:

Profile Report of A63-02625
Ownership Change Form
Newspaper Insert

MICROFILMED

JUL 25 1994

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

In Re Snake River Basin Adjudication Case
No. 39576

Notice of Filing Director's Report of the
Shoshone Bannock 1990 Fort Hall
Indian Water Right Agreement.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT OF THE SHOSHONE BANNOCK 1990 FORT HALL INDIAN WATER RIGHT AGREEMENT HAS BEEN FILED
WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORT, AND
DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

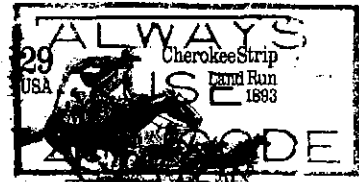
IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORT OF THE SHOSHONE
BANNOCK 1990 FORT HALL INDIAN WATER RIGHT AGREEMENT
IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT

40960

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

RECEIVED
APR 21 1994
Department of Water Resources



CHANGE

BD1A370A 04-09-94 1914

SHOULD READ: THE ESTATE OF FLORENCE E. MANNING
JESSIE L. HEATH, PERSONAL REPRESENTATIVE
AFTER 7/1/94 P.O. BOX 452 IDAHO CITY, IDAHO 83631

FLORENCE E. MANNING
JAMES H. MANNING
BOX 57
IDAHO CITY ID 83631

Holly & Jessie Heath
5894 No Ridge Club Drive
Las Vegas, Nevada 89143

11227

MICROFILMED

JUL 25 1994

WHERE DIRECTOR'S REPORT IS AVAILABLE FOR INSPECTION

A complete copy of the Director's Report is available for inspection at the SRBA District Court, all offices of IDWR, and the office of the District Court Clerk for each county within the Snake River Basin listed below:

Ada County
650 Main
Boise 83702

Butte County
248 W. Grand
Arco 83213

Custer County
801 Main
Challis 83226

Jerome County
300 N. Lincoln
Jerome 83338

Nez Perce County
1230 Main
Lewiston 83501

Twin Falls County
425 Shoshone St. N.
Twin Falls 83303

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report of the Shoshone Bannock 1990 Fort Hall Indian Water Rights Agreement is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the Shoshone Bannock 1990 Fort Hall Indian Water Rights Agreement. These abstracts are in the form of a proposed Partial Final Consent Decree determining the rights of the Shoshone-Bannock Tribes to the use of water in the Upper Snake River Basin.

A complete copy of the Director's Report is available for inspection at all offices of IDWR, and at the other locations printed on this notice. Copies of all or a portion of the Director's Report are available from each of the offices of IDWR, subject to payment of costs of mailing and/or copying.

The Director's Report of the Shoshone Bannock 1990 Fort Hall Indian Water Rights Agreement containing the claims filed has also been filed with the court. The report, which includes claim documents, is available for inspection at the IDWR State Office and the court. Copies of all or a portion of the Director's Report of the Shoshone Bannock 1990 Fort Hall Indian Water Rights Agreement are available from the IDWR State Office subject to payment of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Report with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be **received** by the court on or before June 1, 1994. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim by the Shoshone-Bannock Tribes, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The Shoshone Bannock Tribes or the United States may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court. The response must be filed using the court approved response form that is available from IDWR, which contains instructions for filing the response. The response must be received by the court on or before October 3, 1994. A copy of the response must be mailed to IDWR and the United States as shown on the response form, and to the objector at the address shown on the objection.

If you wish to participate in proceedings on an **objection filed by someone else**, then you may file a response to the objection. You must use the court approved response form that is available from IDWR.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to **your water right, your objection, or your response**. You will not be mailed notice of **other** objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by IDWR. A subscription to the docket sheet may be obtained from any office of IDWR for a small annual fee (\$7.50 for the calendar year 1994).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceedings on other reports. It is **very important that you subscribe to the docket sheet** if you wish to stay informed of these other proceedings. For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice, if you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resources

Offices of IDWR and SRBA District Court

IDWR State Office, 1301 N. Orchard St., P.O. Box, Boise, ID 83720-0098; (208) 327-7906, or toll-free (800) 451-4129.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A63-02625

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent T. Plimucci

Date Sept. 13, 2001

Contact Person(s) Jessie L. Heath

Nature of Contact Field Exam

Substance of Communication Last used for irrigation & 1993-1989

Sister uses for her own garden (-in law)

JACKSONS downstream

Jeanne Manning 392-4228. (left msg @ 3:30 pm)

Property in Manning Trust - paperwork not yet completed

* Send paperwork (Paperwork (copy form w/INSTR) sent 9/13)

9/24/2001: Jeanne Manning: # Dam is in creek.

To house + garden

Turnport MP 26 Manning Lane

Follow road up to house



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 13, 2001

Jessie L Heath
5094 N Ridge Club Drive
Las Vegas NV 89103

RE: Adjudication Claim No. A63-02625

Mrs. Heath,

Enclosed is the form for changing the ownership of your parents' water right claim. The instructions are attached to the form.

Please fill out the form and return it to this office with the appropriate documentation and filing fee.

Please do not hesitate to contact this office if you have any questions. Our telephone number is listed at the top of this letter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Maria Minicucci', is written over a horizontal line.

Maria Minicucci
Sr. Water Resource Agent