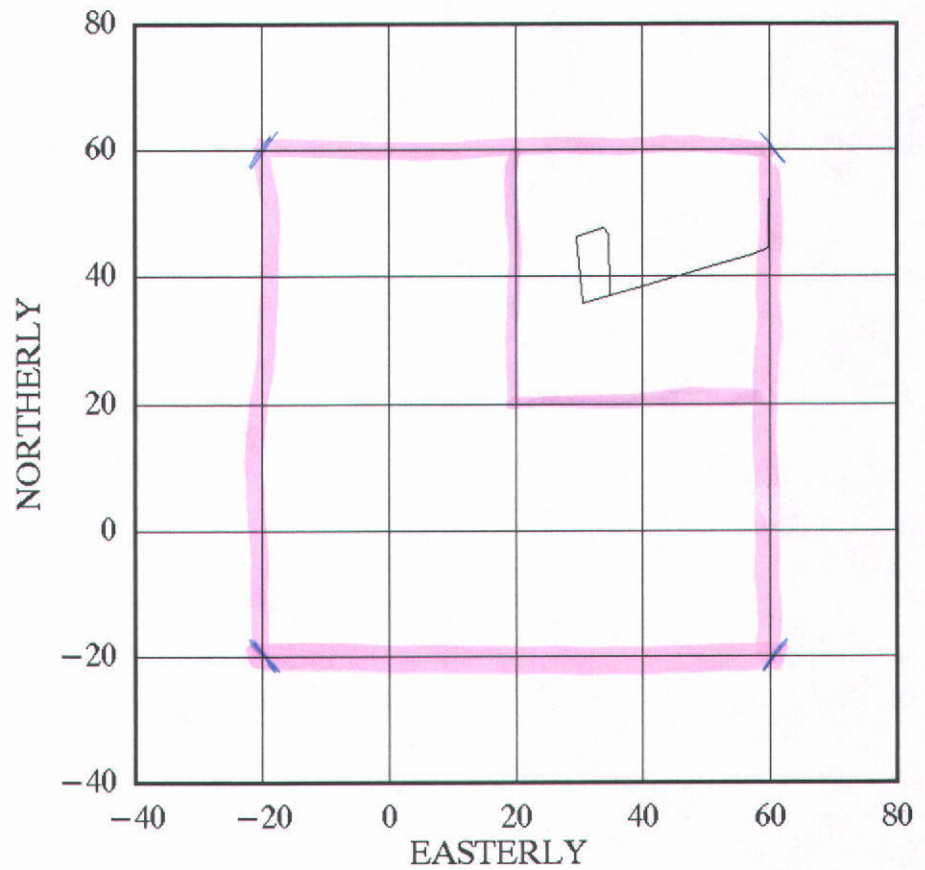


PARCEL PLOT - METES & BOUNDS  
DISTANCE IS IN CHAINS



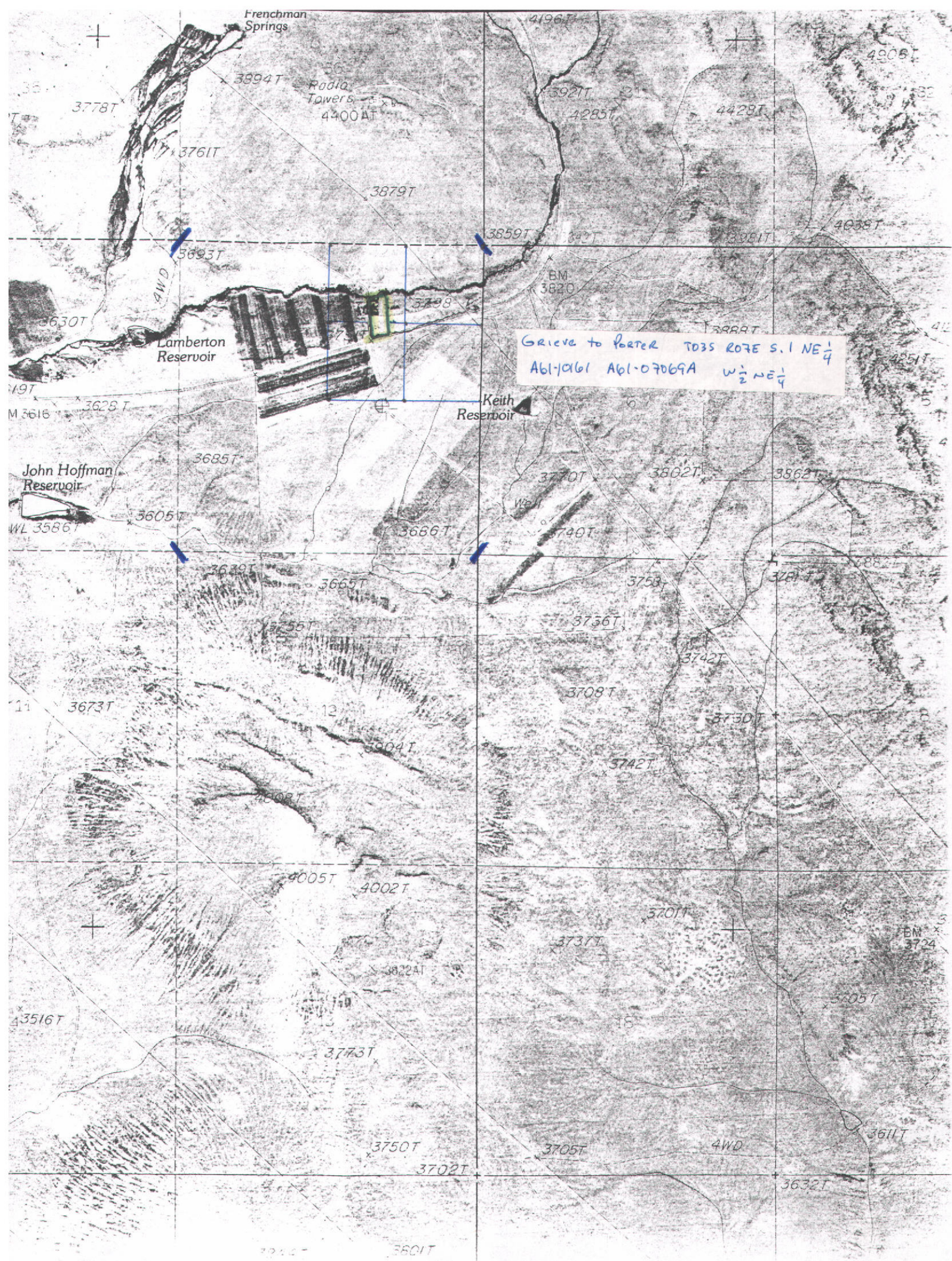
Porter to Percy

T03S R07E S.1

A61-07069E

A61-10161B

01/27/1997  
TTT



58.5 AC  
RANGELAND

3S 8E SEC 6 Q PID

3S 7E SEC 1 ③ PIR  
195 AC  
RANGELAND

A61-10161  
A61-07060

3S 7E  
Q. P. 1000  
SEC 1

⑤  
25 AC  
FEEDING AREA

LINE  
10

⑥  
24 AC  
FEEDING AREA  
NENE  
28

LINE  
SEC 6

OUT 3S 8E

②  
22 AC SE NE  
PENS

PASTURE

⑪  
29 AC  
IRRIGATED PASTURELAND  
HAYLAND

⑭  
167 AC  
RANGELAND

⑮  
34 AC  
IRRIGATED PASTURELAND

⑯  
25 AC  
IRRIGATED PASTURELAND

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: ~~A61-10161B~~

Date Received: 11/ 1/1989

Receipt No: X777777

Received By: \_\_\_\_\_

| COPY FOR<br>YOUR FILES                       | NOTICE OF CLAIM TO A WATER RIGHT<br>ACQUIRED UNDER STATE LAW | COPY FOR<br>YOUR FILES |        |        |                      |     |        |
|----------------------------------------------|--------------------------------------------------------------|------------------------|--------|--------|----------------------|-----|--------|
| 1. Name: HELEN S PERCY                       |                                                              | 208-587-4699           |        |        |                      |     |        |
| Address: PO BOX 248                          |                                                              |                        |        |        |                      |     |        |
| MOUNTAIN HOME ID                             | 83647                                                        |                        |        |        |                      |     |        |
| AND                                          |                                                              |                        |        |        |                      |     |        |
| Name: STEPHEN H PERCY                        |                                                              | 208-587-4699           |        |        |                      |     |        |
| Address: PO BOX 248                          |                                                              |                        |        |        |                      |     |        |
| MOUNTAIN HOME ID                             | 83647                                                        |                        |        |        |                      |     |        |
| 2. Date of Priority:                         | MAY 1, 1872                                                  |                        |        |        |                      |     |        |
| 3. Source: RATTLESNAKE CREEK                 | Trib. to: SNAKE RIVER                                        |                        |        |        |                      |     |        |
| 4. Point of Diversion:                       |                                                              |                        |        |        |                      |     |        |
| Township                                     | Range                                                        | Section                | 1/4 of | 1/4 of | 1/4                  | Lot | County |
| 03S                                          | 07E                                                          | 1                      | NE     | NE     |                      |     | ELMORE |
| 5. Description of diverting works:           |                                                              |                        |        |        |                      |     |        |
| HEADGATES, DITCHES, GRAVITY FLOWS.           |                                                              |                        |        |        |                      |     |        |
| 6. Water is used for the following purposes: |                                                              |                        |        |        |                      |     |        |
| Purpose                                      | From                                                         | To                     | C.F.S  | (or)   | A.F.A.               |     |        |
| IRRIGATION                                   | 05/01                                                        | 10/01                  | 0.076  |        |                      |     |        |
| 7. Total Quantity Appropriated is:           |                                                              |                        |        |        |                      |     |        |
| 0.076 C.F.S. (and/or)                        |                                                              |                        |        |        | A.F.A.               |     |        |
| 8. Total consumptive use is                  |                                                              |                        |        |        | Acre Feet Per Annum. |     |        |
| 9. Non-irrigation uses:                      |                                                              |                        |        |        |                      |     |        |
| NONE                                         |                                                              |                        |        |        |                      |     |        |

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 03S      | 07E   | 1       | NW     | NE  |     | IRR           | 3.0   |
|          |       |         | SW     | NE  |     | IRR           | 2.0   |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 5.0   |
|          |       |         |        |     |     | Total Acres   | 5.0   |

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:  
A61-07069E

14. Remarks:

THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270  
ADDRESS CHANGED 04/13/1995 BY MM.  
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 MM.  
OWNERSHIP CHANGED 01/27/1997 BY MM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

---

Decree Plaintiff

vs

---

Decree Defendant

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

*Reminded to*  
*A61-10161B*  
Ident. Number: ~~A61-10161B~~  
Date Received: 11/ 1/1989  
Receipt No: X777777  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: CRYSTAL G PORTER 208-587-4818  
Address: HC 87 BOX 23  
MOUNTAIN HOME ID 83647  
AND  
Name: SCOTT W PORTER 208-587-4818  
Address: HC 87 BOX 23  
MOUNTAIN HOME ID 83647

2. Date of Priority: MAY 1, 1872

3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03S      | 07E   | 1       | NE     | NE     |     |     | ELMORE |

5. Description of diverting works:  
HEADGATES, DITCHES, GRAVITY FLOWS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 05/01 | 10/01 | 0.076  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 03S           | 07E   | 1       | NW     | NE  |     | IRR | 3.0   |
|               |       |         | SW     | NE  |     | IRR | 2.0   |
| Section Acres |       |         |        |     |     |     | 5.0   |
| Total Acres   |       |         |        |     |     |     | 5.0   |

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:  
A61-07069E

14. Remarks:

THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270

ADDRESS CHANGED 04/13/1995 BY MM..

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 MM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

---

Decree Plaintiff

vs

---

Decree Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAH  
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: ~~A61-10161~~ <sup>461-00270</sup>

Date Received: 11/01/1989

Receipt No: W005062

Received By: Rdh

Returned To ~~NA~~ A61-10161

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JAMES GRIEVE 208-587-9452  
Address: 4670 N 10 W  
MOUNTAIN HOME, ID 83647

OR  
Name: MERRILEE GRIEVE 208-587-9452  
Address: 4670 N 10 W  
MOUNTAIN HOME, ID 83647

2. Date of Priority: MAY 01, 1872

3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03S      | 07E   | 1       | NE     | NE     |     |     | ELMORE |
|          | 08E   | 6       | NW     | NW     |     |     | ELMORE |

5. Description of diverting works:  
HEADGATES, DITCHES, GRAVITY FLOWS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 05/01 | 10/01 | 0.642 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 03S      | 07E   | 1       | NE  |    | NE  |     | IRR           | 28.0  |
|          |       |         | NW  |    | NE  |     | IRR           | 10.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 3.0   |
|          |       |         | SE  |    | NE  |     | IRR           | 1.0   |
|          |       |         |     |    |     |     | Section Acres | 42.0  |
|          |       |         |     |    |     |     | Total Acres   | 42.0  |

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:  
A61-07069A

14. Remarks:  
THIS CLAIM IS COMBINED FROM A61-00269 AND A61-00270

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

---

Decree Plaintiff

vs

---

Decree Defendant

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 X wish to receive and 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): James H. Irvine Date: 1 Nov 1989  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of ADA ) SS.

Subscribed and sworn (or affirmed) before me this 1 day  
of NOV 19 89

Ken Dowd  
Notary Public

Seal

Residing at Don Hovatter  
My Commission Expires Residing at Boise Idaho  
My Commission Expires December 3, 1991

# WESTERN REGION

CLAIM NUMBERS 61-002708 61-070698

AGENT SB DATE 10/21/98

TOTAL ACRES FROM RECOMMENDATION 5

GEOGRAPHIC INFO SYSTEM ACRES \_\_\_\_\_

READY FOR DECREE \_\_\_\_ (YES) SENT FOR DECREE \_\_\_\_ (YES)

| RIGHT<br>NO |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-------------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|             | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| RECOM       |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS         |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
|             |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| RECOM       |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| GIS         |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
|             |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POLYGON CREATED ON 80\_\_

POLYGON # ( ) ( ) ( ) ( ) \_\_\_\_\_ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (77) ( ) ( ) ( ) ( )

ATTRIBUTES OF B51-POD.SHP (84) (73) ( ) ( ) ( )

B51-DBPOU.DBF SB UPDATED BY

B51-DBPOD.DBF SB UPDATED BY

added to B61

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

RDH GPSTABLE

November 20, 1998

NOTICE OF ERROR  
REPLY

RECEIVED  
DEC 15 1998  
WATER RESOURCES  
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:** December 18, 1998

Water right number: 61-00270B

HELEN PERCY  
STEPHEN PERCY  
PO BOX 248  
MOUNTAIN HOME ID 83647

Daytime Telephone Number:  
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
  
  
  
  
  
  
  
  
  
  
2. Describe the changes you wish to make in the proposed recommendation:
  
  
  
  
  
  
  
  
  
  
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12/13/98 SIGNATURE: Stephen Percy  
Please print your name: STEPHEN H. PERCY



AJ0749NP  
No. R61-00270B

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

DATE: 11/20/98  
PAGE: 2

Comments:

Date: 10/21/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS  
THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270  
ADDRESS CHANGED 04/13/1995 BY MM.  
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 MM.  
OWNERSHIP CHANGED 01/27/1997 BY MM.  
FEES PAID UNDER 61-00270 RECEIPT NO. M005062. SB 10/21/1998  
THIS CLAIM WAS NOT COMBINED WITH 61-00269, THEREFORE, I HAVE  
RENUMBERED IT BACK TO 61-00270A & B.

Audit: 11/20/98 LHARRIS



AJ0749NP  
No. R61-00270B

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

DATE: 10/22/98  
PAGE: 2

Comments: Date: 10/21/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS  
THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270  
ADDRESS CHANGED 04/13/1995 BY MM.  
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 MM.  
OWNERSHIP CHANGED 01/27/1997 BY MM.  
FEES PAID UNDER 61-00270 RECEIPT NO. M005062. SB 10/21/1998  
THIS CLAIM WAS NOT COMBINED WITH 61-00269, THEREFORE, I HAVE  
RENUMBERED IT BACK TO 61-00270A & B.

Audit: 10/22/98 SBOCK

CLAIM NUMBER: A61-101618

|                        |                   |               |             |        |               |
|------------------------|-------------------|---------------|-------------|--------|---------------|
| Water Source:          | RATTLESNAKE CREEK | Tributary to: | SNAKE RIVER | Stage: | DECREED       |
| Point(s) of Diversion: | T03\$ R07E S01    |               | NENE        |        | ELMORE County |

**POU County: ELMORE**

Non-Irrigation Uses: NONE

**Other Rights: A61-07069E**

Remarks: GEN THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270  
ADDRESS CHANGED 04/13/1995 BY NM.  
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 NM.  
OWNERSHIP CHANGED 01/27/1997 BY NM.

|        |                        |                                             |                       |
|--------|------------------------|---------------------------------------------|-----------------------|
| Dates: | Exam Made Date:        | Verified Date:                              | Objection Filed Date: |
| Misc:  | Water District Number: | Field Inspection Flag:<br>Presumption Flag: |                       |

5 4 9 0  
 5 2 4 6  
 1 0 0 1  
 5 2 4 6  
 1 0 0 1

15:55:23  
10/20/98

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1  
GENERAL INFORMATION

21  
CLAIM NUMBER: A61-10161B

|                                                                                                             |                                          |
|-------------------------------------------------------------------------------------------------------------|------------------------------------------|
| LAST: GRIEVE<br>ADDRESS: 4670 N 10 W<br>CITY: MOUNTAIN HOME<br>PHONE NUMBER: 208-587-9452<br>OWNER CODE: 0  | FIRST: MERRILLEE<br>STATE: ID ZIP: 83647 |
| LAST: GRIEVE<br>ADDRESS: 4670 N 10 W<br>CITY: MOUNTAIN HOME<br>PHONE NUMBER: 208-587-9452<br>OWNER CODE: 0  | FIRST: JAMES<br>STATE: ID ZIP: 83647     |
| LAST: GRIEVE<br>ADDRESS: 11332 W SECRETARIAT<br>CITY: BOISE<br>PHONE NUMBER: 208-890-8959<br>OWNER CODE: 0  | FIRST: MERRILLEE<br>STATE: ID ZIP: 83713 |
| LAST: GRIEVE<br>ADDRESS: 11332 W SECRETARIAT<br>CITY: BOISE<br>PHONE NUMBER: 208-890-8959<br>OWNER CODE: 0  | FIRST: JAMES<br>STATE: ID ZIP: 83713     |
| LAST: PORTER<br>ADDRESS: HC 87 BOX 23<br>CITY: MOUNTAIN HOME<br>PHONE NUMBER: 208-587-4818<br>OWNER CODE: 0 | FIRST: CRYSTAL G<br>STATE: ID ZIP: 83647 |
| LAST: PORTER<br>ADDRESS: HC 87 BOX 23<br>CITY: MOUNTAIN HOME<br>PHONE NUMBER: 208-587-4818<br>OWNER CODE: 0 | FIRST: SCOTT W<br>STATE: ID ZIP: 83647   |
| LAST: PERCY<br>ADDRESS: PO BOX 248<br>CITY: MOUNTAIN HOME<br>PHONE NUMBER: 208-587-4699<br>OWNER CODE: C    | FIRST: HELEN S<br>STATE: ID ZIP: 83647   |
| LAST: PERCY<br>ADDRESS: PO BOX 248<br>CITY: MOUNTAIN HOME                                                   | FIRST: STEPHEN H<br>STATE: ID ZIP: 83647 |

PHONE NUMBER: 208-587-4699

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE

Y

FIELD

EXAMINER

Y( ) N( )

CLAIM REMARKS: GEN THIS CLAIM IS COMBINED FROM 61-00269 AND 61-00270  
ADDRESS CHANGED 04/13/1995 BY MM.  
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF  
CLAIM NO. A61-10161, FEE PAID UNDER RECEIPT NO. M005062.  
07/16/1996 MM.  
OWNERSHIP CHANGED 01/27/1997 BY MM.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: ( ) - -

DATE OF FIELD EXAM: \_\_/\_\_/\_\_

APPOINTMENT MADE: Y( ) N( )

TIME: \_\_: \_\_ A( ) P( )

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: ( ) - -

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / NOTES:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

A. AJ CLAIM: # A61-10161B PRIORITY DATE: 05-01-1872 STAGE: D

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y( ) N( )

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y( ) N( )

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? Y( ) N( )

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A( ) Y( ) N( )

FIELD EXAM COMPLETED N/A( ) Y( ) N( )

FIELD EXAM SENT TO STATE OFFICE N/A( ) Y( ) N( )

LICENSE ISSUED N/A( ) Y( ) N( )

\* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A( ) Y( ) N( )

\* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y( ) N( )

NOTES: Additional evidence 05-07-06-08

RECOMMENDED PRIORITY DATE:

REVIEWED BY \_\_\_\_\_ DATE \_\_\_\_\_

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT      | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | 1/4 | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|------------|-----------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A61-10161B | 03S       | 07E  | 1   | NE  | NE  | NE  | ELMORE      |        |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A61-10161A R61-10161A

WR RECORDS IN SAME 40 ACRE TRACT  
61-00269  
61-00270  
61-02037

SOURCE: RATTLESNAKE CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y( ) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N( )

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y( ) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N( )

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 7/18/05)

AJ FIELD EXAM (DATE OF FIELD EXAM 7/18/05)

NAME OF EXAMINER

OTHER (DESCRIBE IN NOTES BELOW)

while this was deemed right, land is also covered under 61-07069E for groundwater

## NOTES

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

**POD**

| TWP. | RGE. | SEC. | 1/4 | LOT | COUNTY | DIVERSION NAME | DIVERSION NBR |
|------|------|------|-----|-----|--------|----------------|---------------|
| 03S  | 07E  | 1    | NE  | NE  | ELMORE |                |               |

**SOURCE:**

**TRIB:**

REVIEWED BY:

DATE:

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (\_\_\_\_), SEE LICENSE FILE (\_\_\_\_), OR SEE ATTACHMENT (\_\_\_\_)

1894

**A. ROOT WATER RIGHT NUMBERS:**

|                              |            |
|------------------------------|------------|
| A. ROOT WATER RIGHT NUMBERS: | A61-10161  |
|                              | A61-10581  |
|                              | R61-10581  |
|                              | R61-10161  |
|                              | A61-10161A |
|                              | A61-10161B |
|                              | R61-10161A |

## **B. POU LISTING**

| B. POU LISTING |     |     |     |     |     |                    |                  |                 |                 |                |                  |
|----------------|-----|-----|-----|-----|-----|--------------------|------------------|-----------------|-----------------|----------------|------------------|
| TWP            | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/ACRES    | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
| 03S            | 07E | 1   | NW  | NE  |     | PERCY, HELEN S     | A61-10161B / 3.0 | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | PERCY, HELEN S     | A61-07069E / 3.0 | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | PERCY, HELEN       | A61-10581 / 8.0  | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | HONEYCUTT, JR, H P | A61-07069D / 6.0 | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | A61-10165 /      | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | A61-10166 /      | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | A61-10167 /      | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | PERCY, STEPHEN     | A61-10841 / 6.0  | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | 61-10165 /       | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | 61-10166 /       | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, MERRILEE   | 61-10167 /       | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | HONEYCUTT, JR, H P | A61-10161A / 7.0 | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | HONEYCUTT, JR, H P | R61-10161A / 2.6 | -               |                 |                |                  |
|                |     |     | NW  | NE  | 2   | PERCY, STEPHEN     | R61-00275 / 4.0  | -               |                 |                |                  |
|                |     |     | NW  | NE  | 2   | PERCY, HELEN       | R61-10841 / 4.0  | -               |                 |                |                  |
|                |     |     | NW  | NE  |     | JACKSON, COMMOORE  |                  | 61-00269 /      |                 |                |                  |
|                |     |     | NW  | NE  |     | HEATH, SETH        |                  | 61-00270 /      |                 |                |                  |
|                |     |     | NW  | NE  |     | GRIEVE, JAMES      |                  | 61-07069A / 9.0 |                 |                |                  |
|                |     |     | NW  | NE  |     | PERCY, STEPHEN     |                  | 61-07069B / 6.0 |                 |                |                  |
| 03S            | 07E | 1   | SW  | NE  |     | PERCY, HELEN S     | A61-10161B / 2.0 | -               | 38.0            |                |                  |
|                |     |     | SW  | NE  |     | PERCY, HELEN S     | A61-07069E / 2.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | HONEYCUTT, JR, H P | A61-10161A / 1.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | HONEYCUTT, JR, H P | A61-07069D / 1.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | GRIEVE, MERRILEE   | A61-10165 /      | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | PERCY, STEPHEN     | R61-00275 / 23.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | PERCY, HELEN       | R61-10841 / 23.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | PERCY, STEPHEN     | A61-10841 / 27.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | GRIEVE, MERRILEE   | 61-10165 /       | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | PERCY, HELEN       | A61-10581 / 25.0 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | HONEYCUTT, JR, H P | R61-10161A / 1.3 | -               |                 |                |                  |
|                |     |     | SW  | NE  |     | JACKSON, COMMOORE  |                  | 61-00269 /      |                 |                |                  |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME           | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|----------------|---------------|---------------|-----------------|----------------|------------------|
|     |     |     | SW  | NE  |     | HEATH, SETH    |               | 61-00270 /    |                 |                |                  |
|     |     |     | SW  | NE  |     | GOELET, JOHN   |               | 61-07065 /    |                 |                |                  |
|     |     |     | SW  | NE  |     | GRIEVE, JAMES  |               | 61-07069A /   |                 |                |                  |
|     |     |     | SW  | NE  |     | PERCY, STEPHEN |               | 61-07069B /   |                 |                |                  |

ADDITIONAL POU FOUND

|             |            |      |       |
|-------------|------------|------|-------|
| TOTAL ACRES | A61-10161B | 5.00 | 38.00 |
|-------------|------------|------|-------|

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

Y( ) N( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO.  | SOURCE            | NAME               | DIV. | RATE  | DIV. RATE/ACRE | DIV. | VOL.    | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------------|--------------------|------|-------|----------------|------|---------|-----------|----------------|
| A61-10161B | RATTLESNAKE CREEK | PERCY, HELEN S     |      | 0.076 | 0.015          |      |         |           |                |
| R61-00275  | RATTLESNAKE CREEK | PERCY, STEPHEN     |      | 1.210 | 0.004          |      |         |           |                |
|            | COMBINED RIGHT    |                    |      |       |                |      |         |           |                |
| A61-07069D | GROUNDWATER       | HONEYCUTT, JR, H P |      | 0.360 | 0.020          |      |         |           |                |
| A61-07069E | GROUNDWATER       | PERCY, HELEN S     |      | 0.100 | 0.020          |      |         |           |                |
| R61-10161A | RATTLESNAKE CREEK | HONEYCUTT, JR, H P |      | 0.566 | 0.031          |      |         |           |                |
| A61-10161A | RATTLESNAKE CREEK | HONEYCUTT, JR, H P |      | 0.566 | 0.015          |      |         |           |                |
| A61-10581  | RATTLESNAKE CREEK | PERCY, HELEN       |      | 1.620 | 0.007          |      |         |           |                |
| R61-10841  | GROUNDWATER       | PERCY, HELEN       |      | 4.590 | 0.016          |      | 1108.00 |           | 4.00           |
| A61-10841  | GROUNDWATER       | PERCY, STEPHEN     |      | 6.800 | 0.020          |      |         |           |                |

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

| CLAIM NO. | PURPOSES   | NAME             | MONTH/DAY  | RATE     | VOLUME    |
|-----------|------------|------------------|------------|----------|-----------|
| A61-10165 | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 | TO 12-31 | 0.040 CFS |
| A61-10165 | STOCKWATER | GRIEVE, MERRILEE | FROM 01-01 | TO 12-31 | 0.140 CFS |
| A61-10166 | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 | TO 12-31 | 0.040 CFS |

| CLAIM NO. | PURPOSES   | NAME             | MONTH/DAY           | RATE      | VOLUME |
|-----------|------------|------------------|---------------------|-----------|--------|
| A61-10167 | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 TO 12-31 | 0.040 CFS |        |
| 61-10165  | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 TO 12-31 | 0.040 CFS |        |
| 61-10165  | STOCKWATER | GRIEVE, MERRILEE | FROM 01-01 TO 12-31 | 0.140 CFS |        |
| 61-10166  | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 TO 12-31 | 0.040 CFS |        |
| 61-10167  | DOMESTIC   | GRIEVE, MERRILEE | FROM 01-01 TO 12-31 | 0.040 CFS |        |

Y(☒) N(☐)

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A61-07069E

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☐) Y(☐) N(☒)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDMR NO. \_\_\_\_\_; ( ) TOPOGRAPHIC QUAD, IDMR NO. \_\_\_\_\_;  
(~~/~~) NAPP, IDMR NO. \_\_\_\_\_; (~~/~~) ASCS PHOTO; ( ) OTHER \_\_\_\_\_

**NOTES:**

### RECOMMENDATIONS:-

**TOTAL ACRES:** 20 **N/A( )**

REVIEWED BY:

DATE:

## A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A61-10161B IRRIGATION       | FROM 05-01 TO 10-01       | 0.076 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 0.076 CFS              |                        |

## B. WR RECORDED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|----------------|---------------------------|------------------------|------------------------|
|                |                           |                        |                        |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? ☒ Y ☐ N ☐D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☒ Y ☐ N ☐ N/A ☐

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? ☒ Y ☐ N ☐F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? ☒ Y ☐ N ☐G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? ☒ Y ☐ N ☐

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☒ Y ☐ N ☐ N/A ☐

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? ☒ Y ☐ N ☐ N/A ☐J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☒ Y ☐ N ☐ N/A ☐

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? ☒ Y ☐ N ☐ N/A ☐

NOTES:

Right 61-00370 was charged for 303 lbs  
 of chips were used on 47-303 = 0.012 lbs  
 One extra corner for 0.010 lbs this right

AJ CLAIM TOTAL DIVERSION RATE: 0.076 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? ☒ Y ☐ N

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? ☒ Y ☐ N

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? ☒ Y ☐ N

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? ☒ Y ☐ N

E. FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES 5 x 0.02 CFS/ACRE = 0.1 CFS  
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? ☐ Y ☐ N

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? ☐ Y ☐ N

2. IRRIGATION DIVERSION VOLUME N/A

CLAIMED DIVERSION VOLUME = AF/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

NOTES:

This report was reviewed with 41-07009E  
Should not provide more than 0.02" per case

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| REC.<br>PURPOSE OF USE | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS       | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE        |
|------------------------|------------------------|----------------------------|-----------------------|--------------------------|
| IRRIGATION             | 05-01 10-01            | DATABASE EXAMINER<br>9-076 | DATABASE EXAMINER     | DATABASE EXAMINER<br>0.0 |
|                        |                        | 0000                       |                       |                          |
|                        |                        |                            |                       |                          |
|                        |                        |                            |                       |                          |
|                        |                        |                            |                       |                          |
| TOTAL FOR THIS RIGHT   |                        |                            |                       |                          |

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

FLAG: \_\_\_\_\_  
STANDARD CONDITIONS (CODE): \_\_\_\_\_

STANDARD REMARKS (CODE):  
GNT EΦ1 = 0.1  
EXP FΦL 61-00270A, 269, 275

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP \_\_\_\_\_  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

ACCEPTED  
AS CLAIMED  
( )  
( )  
( )

NEEDS  
REVIEW  
( )  
( )  
( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: ~~61-10161~~ 270

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 2.036  
EXAMINER \_\_\_\_\_  
CFS

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| 61-00269             | A61-10161A               | 0.566             | R61-10161A                | 0.566            | 61-00269            | 1.533             |
| 61-00270             | A61-10161B               | 0.076             | -                         | -                | 61-00270            | 0.503             |
| A61-10161            | A61-10581                | 1.620             | -                         | -                | -                   | -                 |
| TOTAL CFS            |                          | 2.262             |                           | 0.566            |                     | 2.036             |

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 DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

NOTES:

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

NAME OF FIELD EXAMINER: \_\_\_\_\_ TITLE: \_\_\_\_\_

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)                  | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|------------------------------------------------------------|--------------------------------------------------------|------------------------|
| <input type="checkbox"/> ORTHOPHOTOQUAD                    | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| <input type="checkbox"/> TOPOGRAPHIC                       | DATE FIELD CHECKED _____ IDWR ID NO. _____             | Y( ) N( )              |
| <input type="checkbox"/> NAPP                              | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| <input type="checkbox"/> ASCS AERIAL PHOTO                 | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> ASCS COLOR SLIDE                  | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> BLM OR USFS AERIAL PHOTO          | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____                                   | Y( ) N( )              |
| <input type="checkbox"/> SCS SOIL SURVEY MAP               | DATE ISSUED _____                                      | Y( ) N( )              |
| <input type="checkbox"/> SUBDIVISION PLAT MAP              | DATE OF MAP _____                                      | Y( ) N( )              |
| <input type="checkbox"/> OTHER _____                       | DATE _____                                             | Y( ) N( )              |
| <input type="checkbox"/> OTHER _____                       | DATE _____                                             | Y( ) N( )              |
| <input type="checkbox"/> OTHER _____                       | DATE _____                                             | Y( ) N( )              |

LIST OF ATTACHMENTS (CHECK IF ATTACHED) IF ATTACHED, SUPPLY APPROPRIATE INFORMATION PAGES

|                                                        | NO. OF PAGES | NOTES                         |
|--------------------------------------------------------|--------------|-------------------------------|
| <input type="checkbox"/> LICENSING FIELD EXAM          | _____        | DATE OF FIELD EXAM _____      |
| <input type="checkbox"/> WATER RIGHT LICENSE           | _____        | DATE LICENSE SIGNED _____     |
| <input type="checkbox"/> IDWR APPROVED TRANSFER        | _____        | DATE TRANSFER APPROVED _____  |
| <input type="checkbox"/> SYSTEM DESCRIPTION            | _____        | DATE DRAWN _____              |
| <input type="checkbox"/> PHOTOGRAPHS                   | _____        | DATE(S) PHOTOS TAKEN _____    |
| <input type="checkbox"/> SPLIT RIGHT REVIEW            | _____        | DATE REVIEW COMPLETED _____   |
| <input type="checkbox"/> HUBBLE ANALYSIS               | _____        | DATE ANALYSIS COMPLETED _____ |
| <input type="checkbox"/> CONVEYANCE LOSS ANALYSIS      | _____        | DATE ANALYSIS COMPLETED _____ |
| <input type="checkbox"/> FLOW MEASUREMENT CALCULATIONS | _____        | DATE SYSTEM MEASURED _____    |
| <input type="checkbox"/> OTHER _____                   | _____        | DATE _____                    |
| <input type="checkbox"/> OTHER _____                   | _____        | DATE _____                    |

*See for 070609*

15:55:23  
10/20/98

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 17  
QUICKLOOK INFORMATION

37  
CLAIM NUMBER: A61-10161B

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| POINT OF DIV              | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| SOURCE                    | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| PURPOSES OF USE           | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| PERIOD OF USE             | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |
| REMARKS                   | Y                          |                                                 | 2/2/2                      |                        |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

February 3, 1997

HELEN S PERCY  
STEPHEN H PERCY  
PO BOX 248  
MOUNTAIN HOME ID 83647

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

RE: Notices of Claim to a Water Right Nos: A61-07069E & A61-10161B

**RESPONSE DATE: MARCH 6, 1997**

Dear Mrs. and Mr. Percy:

This office is now finalizing the review of the above referenced claims. Reports which summarize the claims are included with this letter. Our investigation of the claims has found that the irrigation from ground water (A61-07069E) cannot be confirmed on our 1974 ortho-photo quad maps, the 1987 NAPP photograph, or by field examinations in 1994 and 1995. However, IDWR did find irrigation from ground water during a field examination on November 24, 1975. IDWR has been unable to confirm use of surface water on the lands between the ditch on the south side of Rattlesnake Creek, and the highway.

Under Idaho law, a water right may be forfeited by five years of continuous nonuse. The use of water may be resumed under some circumstances, but resumption of use after forfeiture will sometimes result in a change in the priority date of the water right to the date the use was resumed.

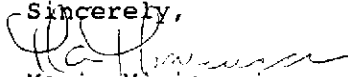
Before IDWR may recommend the claims listed above, you must submit one of two types of evidence. First, you may submit evidence showing use of both surface and ground water during the period of 1976 through 1996. Such evidence must show use frequent enough to leave no five year period of nonuse. This evidence must also precisely describe the lands which were irrigated. Second, you may provide IDWR with the date of resumption of use (including month, day, and year) and some evidence which tends to support that date (if there were periods of more than five years of nonuse).

This request for information pertains only to the land on the east side of the driveway (the land previously owned by the Porters).

Your response must be received by the Response Date shown above. If no response is received, your claims may be recommended for disallowal on the basis that the water rights have been forfeited by nonuse.

Please do not hesitate to contact me at this office if you have any questions or need additional information.

Sincerely,

  
Maria Minicucci

Sr. Water Agent

Enc: Profile reports, A61-07069E & A61-10161B



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

January 27, 1997

[  
HELEN S PERCY  
STEPHEN H PERCY  
PO BOX 248  
MOUNTAIN HOME ID 83647  
]

RE: Notices of Claim to a Water Right Nos. A61-07069E & A61-10161B

Dear Claimants:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the lands and appurtenant water rights to you.

Please be advised that any changes to the water rights, including a change in the point of diversion (well or diversion from the stream), or a change in where the water right is used, requires an approved Application for Transfer from this Department. If you intend on changing the water right in any way, please contact this office immediately for information.

The Department will contact you in the future concerning any requirements that may be needed in order to process the claims for final court decree.

If you have any questions in regard to your water rights, please do not hesitate to contact this office.

Sincerely,

Maria Minicucci  
Sr. Water Agent

MM:m

Enc. A61-07069E, A61-10161B



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

July 16, 1996

CRYSTAL G PORTER  
SCOTT W PORTER  
HC 87 BOX 23  
MOUNTAIN HOME ID 83647

RE: Original Notice of Claim to a Water Right Nos. A61-07069A, A61-10161

New Notice of Claim to a Water Right Nos. A61-07069E, A61-10161B

Dear Mrs. and Mr. Porter:

This office has received and processed a Change of Ownership for a portion of the original claims listed above. This change of ownership required a split of the original claim resulting in the renumbering of this claim by changing or adding alpha suffixes to represent each split of the original claim. The new Notice of Claim to a Water Right No. for your portion is referenced above. Copies of your claims are enclosed with this letter.

If you plan on changing any element of your water right (such as the source, point of diversion from the source, or where the water is used), please contact this office immediately. An approved Application for Transfer from this department is required before a water right can be changed. If you do not plan on changing any of the element of your claim no further action is required at this time. The department will contact you if any additional information is required.

If you have any questions or comments about this letter or your claims, please do not hesitate to contact me. My direct telephone no. is 334-2266, Ext. 112.

Sincerely,

Maria Minicucci

Sr. Water Agent, Adjudication Bureau

MM:m

Enc: A61-07069E, A61-10161B



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

April 13, 1995

PHILIP E. BATT  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

|   |                        |   |   |                       |   |
|---|------------------------|---|---|-----------------------|---|
| [ | H P HONEYCUTT JR       | ] | [ | <u>PREVIOUS OWNER</u> | ] |
|   | PO BOX 451             |   |   | JAMES GRIEVE          |   |
|   | MOUNTAIN HOME ID 83647 |   |   | MERRILEE GRIEVE       |   |
|   |                        |   |   | 11332 W SECRETARIAT   |   |
| [ |                        | ] | [ | BOISE ID 83713        | ] |

Due to a recent notice that the Department of Water Resources sent to the claimant for this property in the Snake River Basin Adjudication it has been brought to our attention that you should be listed as the current owner on the water rights filings for property that you have purchased. We have noted above the name of the claimant that is currently listed as the property owner in our records.

Enclosed is a Change of Ownership form on which we have listed the adjudication claim number and request that you complete the rest of the information, sign the form and attach proof of ownership which includes the legal description of the property, such as a warranty deed or a tax notice and return to us. If you do not return this form to us the claim will remain in the original owner's name.

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

Sincerely,

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

LH:1  
Enclosures

MANT'S NAME: Grieve, JamesDATE: 04/12/1995ITY: ElmoreLOYEE: TITINICUCCI

Mr. Grieve came into the office to discuss his claims. He has sold the property and told the new owners he would see the water rights through. He also wanted to meet IDWR requirements as outlined in CORR of 03/23/1995.

Our conversation centered on the surface water rights and the delivery system. Mr. Grieve indicated that he added a point of diversion for flood irrigation approximately 1982. His property has also been irrigated with surface water from Mr. Percy's pump, through the GW/SW common system. He indicated that he still uses Mr. Percy's pump on Rattlesnake Creek. The system was already interconnected (btwn GW & SW) when he bought the property in 1981.

Mr. Grieve also asserted that the decreed rights on Rattlesnake Creek are "Territorial Rights", that is they preceed statehood and are not subject to state law. I told Mr. Grieve that this was the first time I had heard that term used and I would have to research the issue before I could evaluate its validity.

Mr. Grieve indicated that he would write a letter outlining the changes over time in the water delivery system for his property (he originally owned the properties now owned by the Percys and the Porters).

Mr. Grieve also updated his address in IDWR Records.

04/13/1995: Elmore County assessor's office: New owner of Mr. Grieve's property is H.P. Honeycutt JR, PO Box 451, Mtn Home. Co. O.  
request sent to new owner.

00270

10161

NANT'S NAME: Grieve, JamesDATE: 04/12/1995ITY: ElmoreLOYEE: TITINISUCCI

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04/13/1995: Elmore County assessor's office: New owner of Mr. Grieve's property is H.P. Honeycutt Jr, PO Box 451, Mtn Home. Co. O. Request sent to new owner.

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

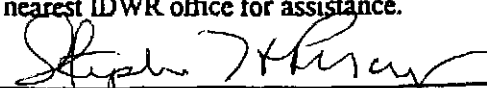
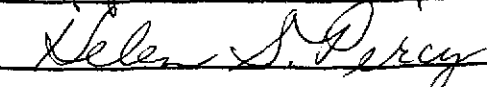
RECEIVED

DEC 17 1996

WATER RESOURCES  
WESTERN 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 Number(s) \_\_\_\_\_  
Adjudication Claim Number(s) A61-07069E & A61-10161B
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 on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) SCOTT W. PORTER & CRYSTAL G. PORTER  
HC 87 BOX 23  
MOUNTAIN HOME, ID 83647
4. New Owner/Claimant(s) STEPHEN H. PERCY & HELEN S. PERCY  
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR  
New Mailing Address PO BOX ~~773~~ 248  
City, State and ZIP Code MOUNTAIN HOME, ID 83647  
New Telephone Number (208) 587-4699
5. Date you acquired the property 12-13-96
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 actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second  
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/Claimant(s)  Date 12/13/96  
 Date 12/13/96
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

## 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, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

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 believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of 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. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (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

RECEIVED

DEC 17 1996

WATER RESOURCES  
WESTERN REGION

FOR VALUE RECEIVED

Scott W. Porter and Crystal G. Porter, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto  
Stephen H. Percy and Helen S. Percy, husband and wife.

GRANTEE(S), whose current address is: PO Box 773-248 Mountain Home, Id 83647  
the following described real property in Elmore County, State of Idaho,  
more particularly described as follows, to wit:

A parcel of land located in the NE 1/4 of Section 1, Township 3 South, Range 7 East, Boise, Meridian; more particularly described as follows:

Commencing at the Northeast corner of Section 1, T3S, R7E, B.M., East line of said Section 1,  
S. 00°58'56" West 1034.83 feet; thence along said right of way  
S. 70°47'12" West 183.39 feet; thence continuing along said right of way  
S. 73°54'48" West 1526.28 feet to the REAL POINT OF BEGINNING; thence  
S. 73°54'48" West 300.00 feet; thence  
N. 05°02'45" West 693.04 feet; thence  
N. 70°41'44" East 215.16 feet; thence  
N. 72°20'30" East 76.78 feet; thence  
S. 33°41'42" East 91.35 feet; thence  
S. 02°02'30" East 626.04 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: December 13, 1996

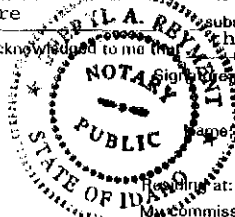
*Scott W. Porter*  
Scott W. Porter

*Crystal G. Porter*  
Crystal G. Porter

STATE OF Idaho, County of Elmore, ss.

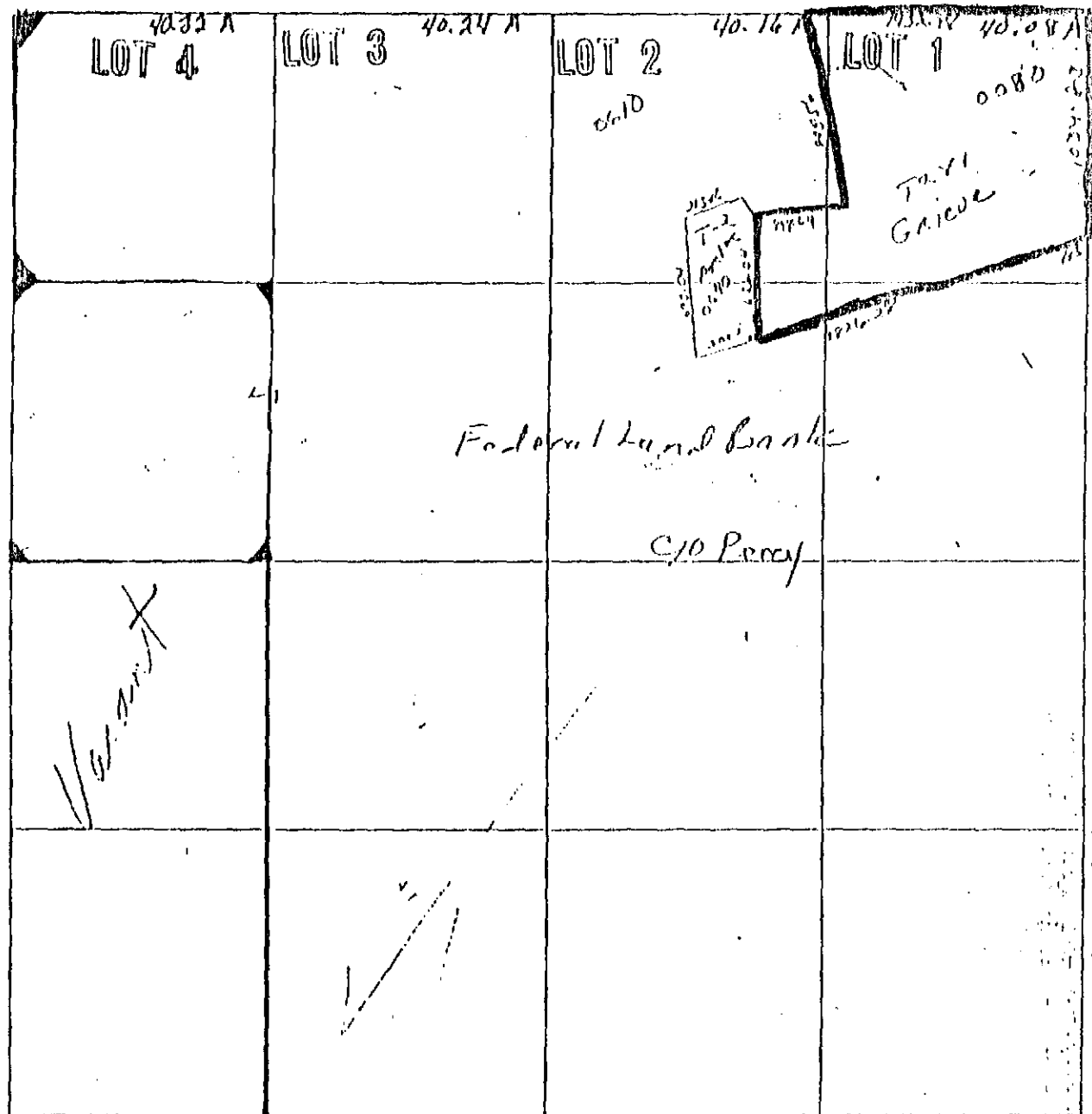
On this 13th day of December  
in the year of 1996, before me, the undersigned, a Notary  
Public in and for said State, personally appeared  
Scott W. Porter, Crystal G. Porter

known or identified to me to be the person whose name  
are subscribed to the within instrument, and  
acknowledged to me that they executed the same.



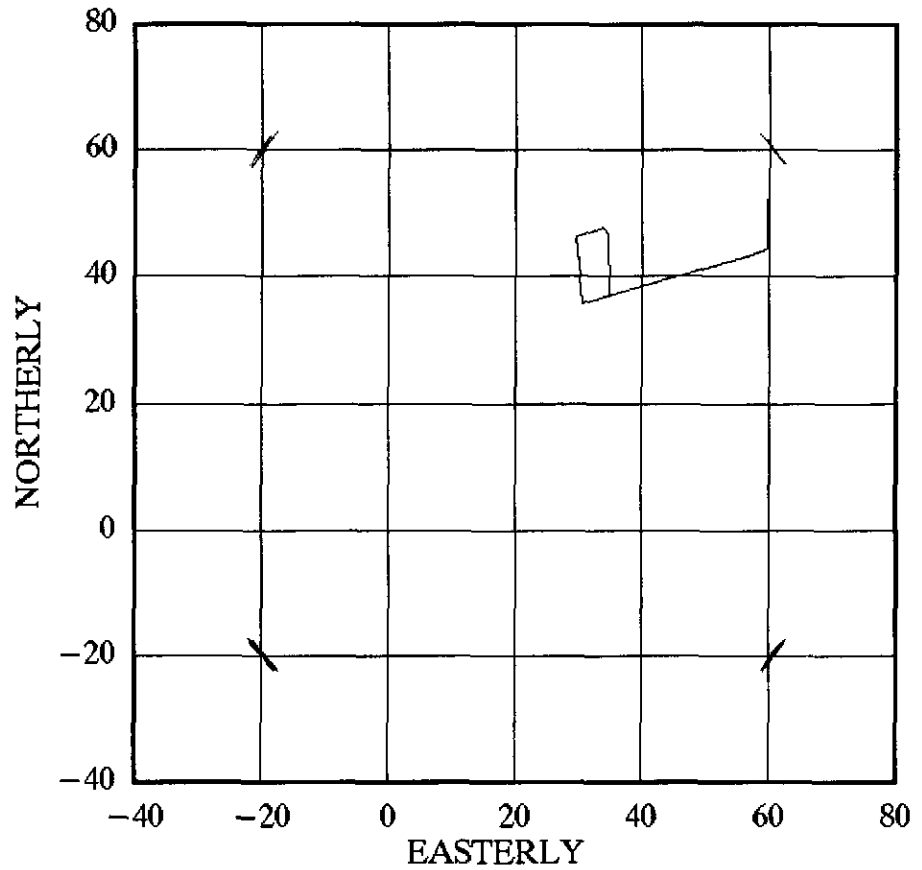
*Sheryl A. Reymont*  
Sheryl A. Reymont  
(type or print)  
at: Mountain Home  
Commission expires: 12/27/99

Section 1 Township 3 So. Range 7 E



RECEIVED  
DEC 17 1996  
WATER RESOURCES  
WESTERN REGION

PARCEL PLOT - METES & BOUNDS  
DISTANCE IS IN CHAINS



Porter to Perry

T03S R07E S.1

A61-07069E

A61-10161 B

01/27/1997

TTT



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 30 1995

WATER RESOURCES  
WESTERN REGION

DATE OF CLOSING: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY: Township 3 SOUTH Range 7 EAST  
 Section 1, NE 1/4 of 1/4 of 1/4 Govt. Lot \_\_\_\_\_, 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: A61-10161 A61-07069A
- [ ] Name and Address of Former Owner/Claimant(s)(Seller): JAMES H. GRIEVE  
11332 W. SECRETARIET  
BOISE ID 83704
- [ ] New Owner/Claimant (Purchaser): SCOTT W. & CRYSTAL G. PORTER
- [ ] New Mailing Address: HC 87 Box 23  
MOUNTAIN HOME ID  
83647
- [ ] New Telephone Number: (208) 587-4818
- [ ] 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:  
WE PURCHASED THE ORIGINAL HOME WITH 5 ACRES  
FROM MR. GRIEVES. HE STILL OWNS 42 ACRES OF  
LAND.
- [ ] Attach proof of ownership, describe proof attached: WARRANTY DEED  
 (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) \_\_\_\_\_ Date \_\_\_\_\_  
Crystal G. Porter Date 14 Feb-95
- [ ] Signature of Former Owner/Claimant(s): \_\_\_\_\_ Date \_\_\_\_\_  
 \_\_\_\_\_ Date \_\_\_\_\_

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

## FOR IDWR USE ONLY:

## Initial Review and Data-Entry

Date: 05/30/1995 By: nn

## Further Action Needed:

split

## Further Action Taken

Date: 07/16/1996 By: nn

## Final Review and Data-Entry

Date: 07/16/1996 By: nn

## Claim Numbers of Split, if any:

A61-10161 A+B, A61-07069 C+D

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

02/13/03

WATER

## INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

# WARRANTY DEED

FOR VALUE RECEIVED

James H. Grieve, a single man

RECEIVED

MAY 30 1995

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto  
Scott W. Porter and Crystal G. Porter, husband and wife

WATER RESOURCES  
WESTERN REGION

GRANTEE(S), whose current address is: US HWY NO. 20 Milemarker Mountain Home, Idaho 83647  
the following described real property in Elmore County, State of Idaho,  
more particularly described as follows, to wit:

A parcel of land located in the NE1/4 of Section 1, Township 3 South, Range 7  
East, Boise Meridian; more particularly described as follows:

Commencing at the NE corner of Section 1, T3S, R7E, B.M., East line of said  
Section 1

S 00°58'56" W 1034.83 feet; thence along said right of way  
S 70°47'12" W 183.39 feet; thence continuing along said right of way  
S 73°54'48" W 1526.28 feet to the real point of beginning; thence  
S 73°54'48" W 300 feet; thence  
N 05°02'45" W 693.04 feet; thence  
N 70°41'44" E 215.16 feet; thence  
N 72°20'30" E 76.78 feet; thence  
S 33°41'42" E 91.35 feet; thence  
S 02°02'30" E 626.04 feet to the Real Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and  
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said  
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all  
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or  
done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and  
agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if  
any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same  
from all lawful claims whatsoever, except those of record.

Dated: August 13, 1993

James H. Grieve

STATE OF Idaho, County of Elmore, ss.

On this 13 day of August  
in the year of 1993, before me, the undersigned, a Notary  
Public in and for said State, personally appeared  
James H. Grieve

known or identified to me as the person whose name  
is subscribed to the within instrument, and  
acknowledged to me that he executed the same.

Signature: *James H. Grieve*

Name: Barbara J. Steele

Residing at: Mountain Home  
My commission expires: 11/04/98

275810

ELMORE COUNTY, IDAHO, ss

Request of

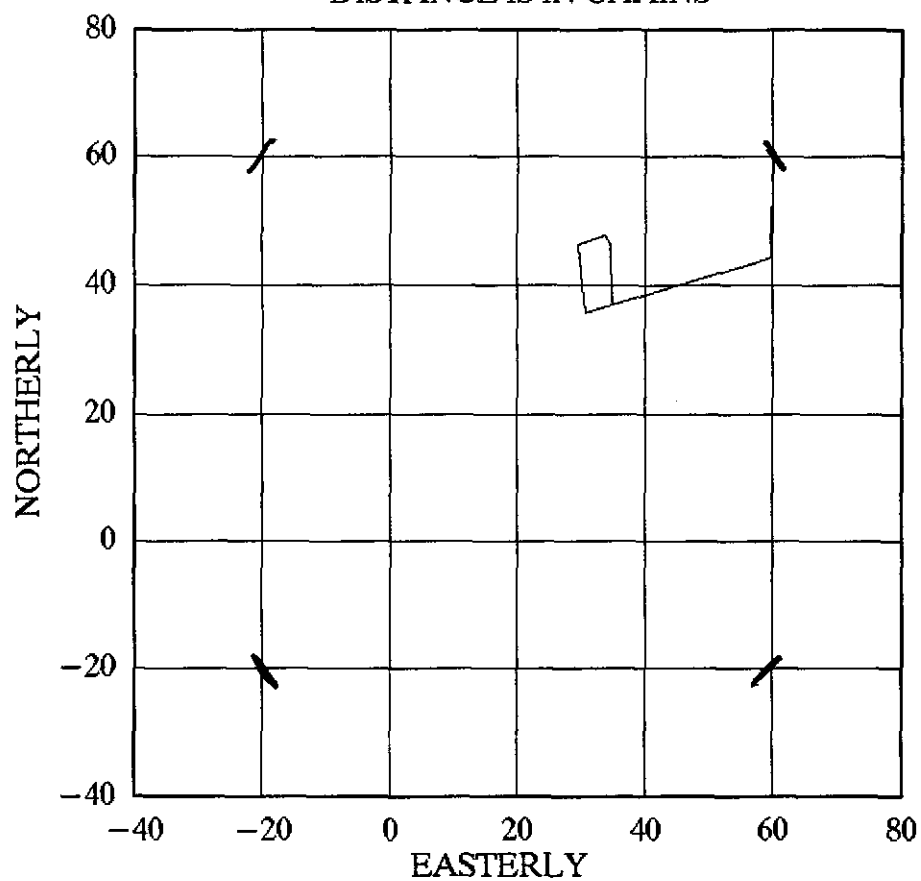
GUARANTY TITLE, INC.

Time 3:44 P.M.  
Date AUG 17 1993  
Book of  
Page

By DOLORES ROBISON  
*Merla A. Decker*

Deputy  
Fee \$ 3.00

PARCEL PLOT - METES & BOUNDS  
DISTANCE IS IN CHAINS



Grieve to Portee

T035 R07E S.1 W  $\frac{1}{2}$  NE  $\frac{1}{4}$

AG1-10160 AG1-07069A



Grieve to Porter TOSS 207E S. 1 NE  $\frac{1}{4}$   
A61-0161 A61-07069A W  $\frac{1}{2}$  NE  $\frac{1}{4}$

385 AC  
RANGELAND

3S 8E SEC 6 Q PID

3S 7E SEC 1 ③ PFW  
1952  
RANGELAND

12-18

A61-10161

A61-07060

⑤  
25 AC  
FEEDING AREA

LINE  
10

⑥  
24 AC  
FEEDING AREA  
NENE  
28

②  
22 AC SE NE  
PENS

PASTURE

OUT

⑪  
29 AC  
IRRIGATED PASTURELAND  
HAYLAND

⑭  
16 AC  
RANGELAND

⑮  
25 AC  
IRRIGATED

⑮  
34 AC  
IRRIGATED PASTURELAND

section 1, thence along said center line of said section to the north and south line of said section thence north along the north and south line to the place of beginning, containing about 143 acres.

76.66 inches dating from May 1, 1872.

61 0269

To be diverted at a certain point on said Rattle Snake Creek from which said point the township corner common to townships two and three south, ranges seven and eight east, Boise Meridian, bears south 53° 39' west 1591 feet.

#### II.

That the plaintiff Seth Reuth be, and he is hereby, awarded the use of the amount of water hereinafter stated from the waters of Rattle Snake Creek for each year from the following dates, diverted at the following points, to wit:

For use upon Lot 1, SE $\frac{1}{4}$  NE $\frac{1}{4}$ , section 1, township 3 south, range 7 East, Boise Meridian, also that portion of the W $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 1, lying east of the line:- commencing at a point 650 feet east of the quarter section corner between section 1 and section 36, running thence at right angles to said section line to the east and west center line of said section 1, except that portion of the above described premises described as follows, to wit; Commencing at a point 826 feet south of the northeast corner of said section 1 at the corner of a prune orchard where an irrigation ditch crosses the line of said section, running thence in a westerly direction along said irrigation ditch 290 feet, thence due south to the east and west center line of said section 1, thence along said center line of said section to the north and south line of said section, thence north along the north and south line of said section to place of beginning.

25.15 inches dating from May 1, 1872.

61 0270

To be diverted at a certain point on said Rattle Snake Creek from which said point the township corner common to townships two and three, ranges seven and eight east, Boise Meridian, bears south 53° 39' west 1591 feet.

#### III.

7 East, Boise Meridian, also that portion of the  $W\frac{1}{2}$  NE $\frac{1}{4}$  of Section 1, lying east of the line:- commencing at a point 650 feet east of the quarter section corner between section 1 and section 36, running thence at right angles to said section line to the east and west center line of said section 1, except that portion of the above described premises described as follows, to wit; Commencing at a point 826 feet south of the northeast corner of said section 1 at the corner of a prune orchard where an irrigation ditch crosses the line of said section, running thence in a westerly direction along said irrigation ditch 790 feet, thence due south to the east and west center line of said section 1, thence along said center line of said section to the north and south line of said section, thence north along the north and south line of said section to place of beginning.

25.15 inches dating from May 1, 1872.

61 0270

To be diverted at a certain point on said Rattle Snake Creek from which said point the township corner common to townships two and three, ranges seven and eight east, Boise Meridian, bears south  $53^{\circ} 39'$  West 1591 feet.

### III.

That the plaintiff Charles H. Lamberton be, and he is hereby, awarded the use of the amount of water hereinafter stated from the waters

of Rattle Snake Creek, in each year from the following dates to be diverted at the following points, to wit:

*Ford*  
For use upon lots 2, 3, 4, and the  $S\frac{1}{2}$  NW $\frac{1}{4}$ ,  $S\frac{1}{2}$  NE $\frac{1}{4}$ , of Section 2 Township 3 south, range 7 east, Boise Meridian.

87 inches dating from May 1, 1875.

61 0271

To be diverted at a certain point on said Rattle Snake Creek from which said point the quarter section corner common to sections one and two, township 3 South, range 7 east, Boise Meridian, bears south  $2^{\circ} 20'$  west 1500.

IV.

That the plaintiff James P. Moss be, and he is hereby awarded the use of the amount of water hereinafter stated from the waters of Rattle Snake Creek, in each year from the following dates to be diverted at the following points, to wit:

*Hoffman*  
For use upon the  $N\frac{1}{2}$  SE $\frac{1}{4}$ ,  $SW\frac{1}{4}$  SE $\frac{1}{4}$ ,  $N\frac{1}{2}$  SE $\frac{1}{4}$  of the SW $\frac{1}{4}$ , of Section 3, township 3 south, range 7 East, Boise Meridian.

26.2 inches dating from May 1, 1880.

61 0272

To be diverted at a point on said Rattle Snake Creek from which said point the quarter section corner common to sections 2 and 3, townships 3 south, range 7 east, Boise Meridian, bears south  $89^{\circ} 49'$  west 704 feet.

V.

*Hoffman*  
That the plaintiff Sarah An Hoffman be and she is hereby awarded the use of the amount of water hereinafter stated from the waters of Rattle Snake Creek, in each year from the following dates to be diverted at the following points, to wit:

For use upon the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 10, and the  $S\frac{1}{2}$  SE $\frac{1}{4}$  of the SW $\frac{1}{4}$ , Sec. 3, township 3 south, range 7 east, Boise Meridian.

24.57 inches dating from May 1, 1890.

61 0273

At a point on said Rattle Snake Creek from which said point the