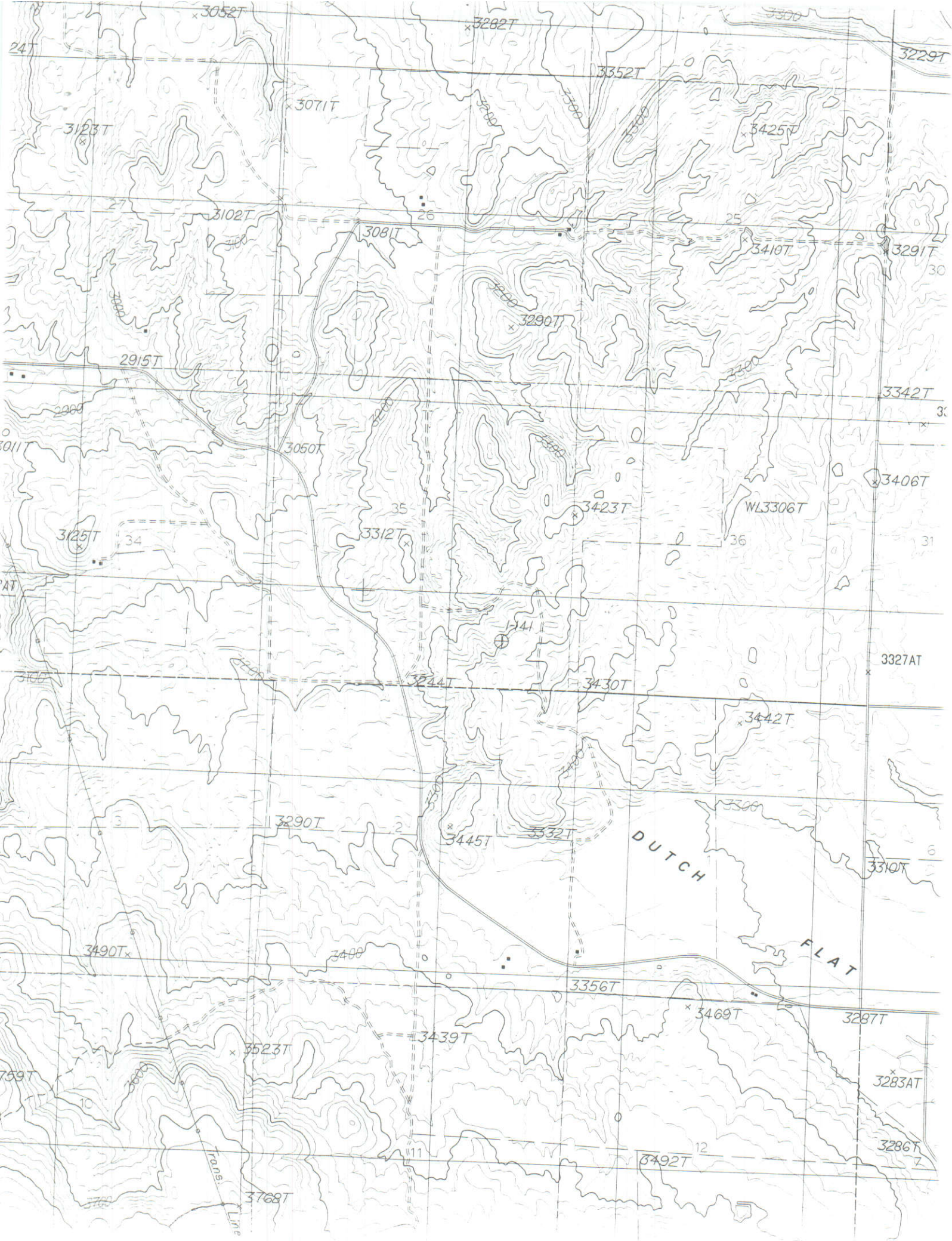




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: **A67-11693**
Date Received: 10/18/1989
Receipt No: C012356
Received By: PN

AMENDED

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

AMENDED

1. Name: LESTER SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE ID 83645
AND/OR
Name: CHERI SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE ID 83645

2. Date of Priority: OCT 28, 1959

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03W	26	NE	SE	NE		WASHINGTON

5. Description of diverting works:
RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			0.50
STOCKWATER FROM STORAGE	01/01	12/31			0.50

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 40 CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	03W	26	SE NE		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

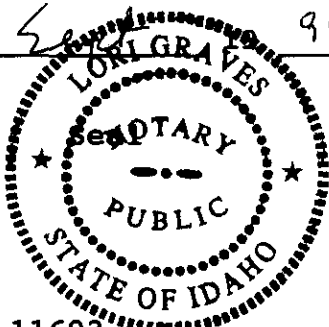
Signature of Claimant(s): [Signature] Date: 9/10/99

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of Sept 99



[Signature]
Notary Public

Residing at Boise

My Commission Expires 6/18/04

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: A67-11693
Date Received: 10/18/1989
Receipt No: C012356
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LESTER SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE, ID 83645
AND/OR
Name: CHERI SWEENEY 208-355-2340
Address: HC 70 BOX 2145
MIDVALE, ID 83645
2. Date of Priority: OCT 28, 1959
3. Source: UNNAMED STREAM Trib. to: SINKS
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 13N | 03W | 26 | NE | SW | NE | | WASHINGTON |
5. Description of diverting works:
RESERVOIR, 72' LONG, 76' WIDE, 7' DEEP.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|-------------------------|-------|-------|--------|------|--------|
| STOCKWATER STORAGE | 01/01 | 12/31 | | | 0.50 |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 | | | 0.50 |
7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.50 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER, 40 CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	03W	26	SW NE		STOCK	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Identification No. Δ67 - 11693
Date Received 10-18-89
Receipt Number CO12354

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

RECEIVED
OCT 18 1989

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) LESTER and/or CHER SWEENEY Phone (208) 355-2340

Mailing Address HC 70 Box 2145 MIDVALE Zip 83645

2. Date of Priority (Only one per claim) 10/28/59 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) UNNAMED STREAM
which is tributary to (b) ~~RESERVOIR~~ SINKS Name or kind of source

4. Location of point of diversion is: Township 13N Range 3W

Section 26, NE 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,

County of WASHINGTON

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72ft long, 76ft wide, 7ft deep.

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

For <u>Stock Storage</u>	purposes from	<u>1/1</u> Month/Day	to	<u>12/31</u> Month/Day	amount	<u>.50</u> (cfs) <u>AK</u>
For <u>Stock from Storage</u>	purposes from	<u>1/1</u>	to	<u>12/31</u>	amount	<u>.50</u>
(Both dates are inclusive)						

7. Total quantity claimed .50 (cfs) AK

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 40 CATTLE

MICROFILMED

OCT 05 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

10. Place of use is: Township: 13N Range 3W
Section 26, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) Cheri Sweeney Date 10/17/89
_____ Date _____

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

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Washington)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 17th day of October 1989

SEAL

Notary Public Altha M Snell

Residing at Peuser, Idaho

My Commission Expires 11-16-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

OCT 05 1992

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

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

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

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

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Sweeney

CLAIM IDENT. NO.

A67-11693

DATE RECEIVED

10/18/89

CR #

C012356

AMOUNT \$

YES

NO

Require
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memo #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A ☐ NO *
- Is the consumptive use correct? ☒ YES ☐ NO N/A ☐ NO *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A ☐ NO *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A ☐ NO *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by:

RMC

Date:

6/13/90

Claim must be returned to claimant:

(Yes) ☐ (No) ☒

Claimant must be notified of modifications:

(Yes) ☐ (No) ☒

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

DB

Date:

6/22/90

Comments:

MICROFILMED

OCT 05 1992

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: SEP-5-1997
PAGE: A-255

RIGHT NUMBER: 67-11693

NAME & ADDRESS: LESTER SWEENEY
CHERI SWEENEY
~~HC 70 BOX 2145~~
MIDVALE ID 83645

2893 Hoppy Hollow Rd

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 0.5 AFY

PRIORITY DATE: 10/28/1959

POINT OF DIVERSION: T13N R03W S26 ✓

~~SENE~~ SENE

Within WASHINGTON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER STORAGE

01-01 12-31

0.5 AFY

STOCKWATER FROM STORAGE

01-01 12-31

0.5 AFY

PLACE OF USE:

STOCKWATER

Within WASHINGTON County

T13N R03W S26 ✓

~~SENE~~ SENE

Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER

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

RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 13N 03W 26 0000

NOTE: Holding this claim from report - cannot verify that the SENE is the location of the pond for stock since this verification was only a county ownership verification. Will need to contact claimant.

Verified by AK Date: 8-27Verification Source: Alpha map

AJ0749NP
No. R67-11693

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

DATE: 09/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LESTER SNEENEY	10/28/1959	STOCKWATER STORAGE	01-01 12-31		0.50 AFA
C	CHERI SNEENEY		STOCKWATER FROM STORAGE	01-01 12-31		0.50 AFA
	2893 HAPPY HOLLOW RD					
	MIDVALE ID 83645					
	(208) 355-2340					
			TOTAL DIVERSION:			0.50 AFA

Water Source: UNNAMED STREAM Tributary to: SINKS Stage: BENEFICIAL USE

Point(s) of Diversion: T13W R03W S26 SENE WASHINGTON County

Place of use Legal Description for: STOCKWATER FROM STORAGE

	NE	NW	SW	SE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
13N	03W	26	: S	:

POU County: WASHINGTON

Other Rights: NONE

Remarks: EXP PARCEL NO. RP 13N03W260000
STOCKWATER, 40 RANGE CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 09/09/1998 User-ID: CWALKER Subject: COPIED FROM REMARKS
RESERVOIR LOCATED IN A DRY CHANNEL FED BY RUNOFF.
RESERVOIR IS 72 FT LONG, 76 FT WIDE, 7 FT DEEP.

Audit: 09/10/98 LHARRIS

PARCEL KEY
TYPE PARCEL NO STATUS
CODE OLD PARCEL NO
MAP NUMBER

NAM/ADDRESS

LEGAL DESCRIPTION

CAT

QUANTITY

UNIT

MARKET

REVIEW
YEAR

PROPERTY ADDRESS: 1102 W GALLOWAY 83672 ** 54,506 *** *HO*

TYPE: LOCATION: 3038
DEED CHANGE DATE: 1997/11/24
COMMENTS:
INSP YR: 1997

RP W23000080160 A SWEENEY, EILENE M
001-00 RP001185 A 802 E LIBERTY ID 83672
WEISER

LOT 16 BLK 8
TROTTS ADD

10,125 1995
28,625 1995

W2300
147754

PROPERTY ADDRESS: 802 E LIBERTY 83672 ** 38,750 *** *HO*

TYPE: LOCATION: 3049
COMMENTS:
INSP YR: 1995

RP 10N05W262400 A SWEENEY, HERBERT J ETUX
051-00 RP002460 A 199 U S HWY 95 ID 83672
WEISER

PARCEL 1 OF BORDER-BARTLETT
SURVEY, BK 1 PG 148,
S26T10R5 2.77 ACRES

11,009 1998
8,866 1998
94,835 1998

10N05W26
143765

PROPERTY ADDRESS: 199 U S HWY 95 83672 2.770 ** 114,710 *** *HO*

TYPE: LOCATION: 5073
COMMENTS:
INSP YR: 1993

RP 13N03W255400 A SWEENEY, LESTER P ETUX
009-00 RP004319 A 2893 HAPPY HOLLOW RD ID 83645
MIDVALE

NWSW S25T13R3
40 ACRES

3 1995
5 1995
3,752 1995
364 1995

144595
153917

PROPERTY ADDRESS: 40.000 ** 4,116 ***

TYPE: LOCATION: 5071
COMMENTS:
INSP YR: 1995

RP 13N03W260000 A SWEENEY, LESTER P ETUX
009-00 RP004326 A 2893 HAPPY HOLLOW RD ID 83645
MIDVALE

E1/2NE; NWNE; NENW; NESW;
N1/2SE; S26T13R3; 280 AC

3 1995
5 1995
10 1995
31 1995
22,110 1995
3,454 1995
6,700 1995
59,131 1995

