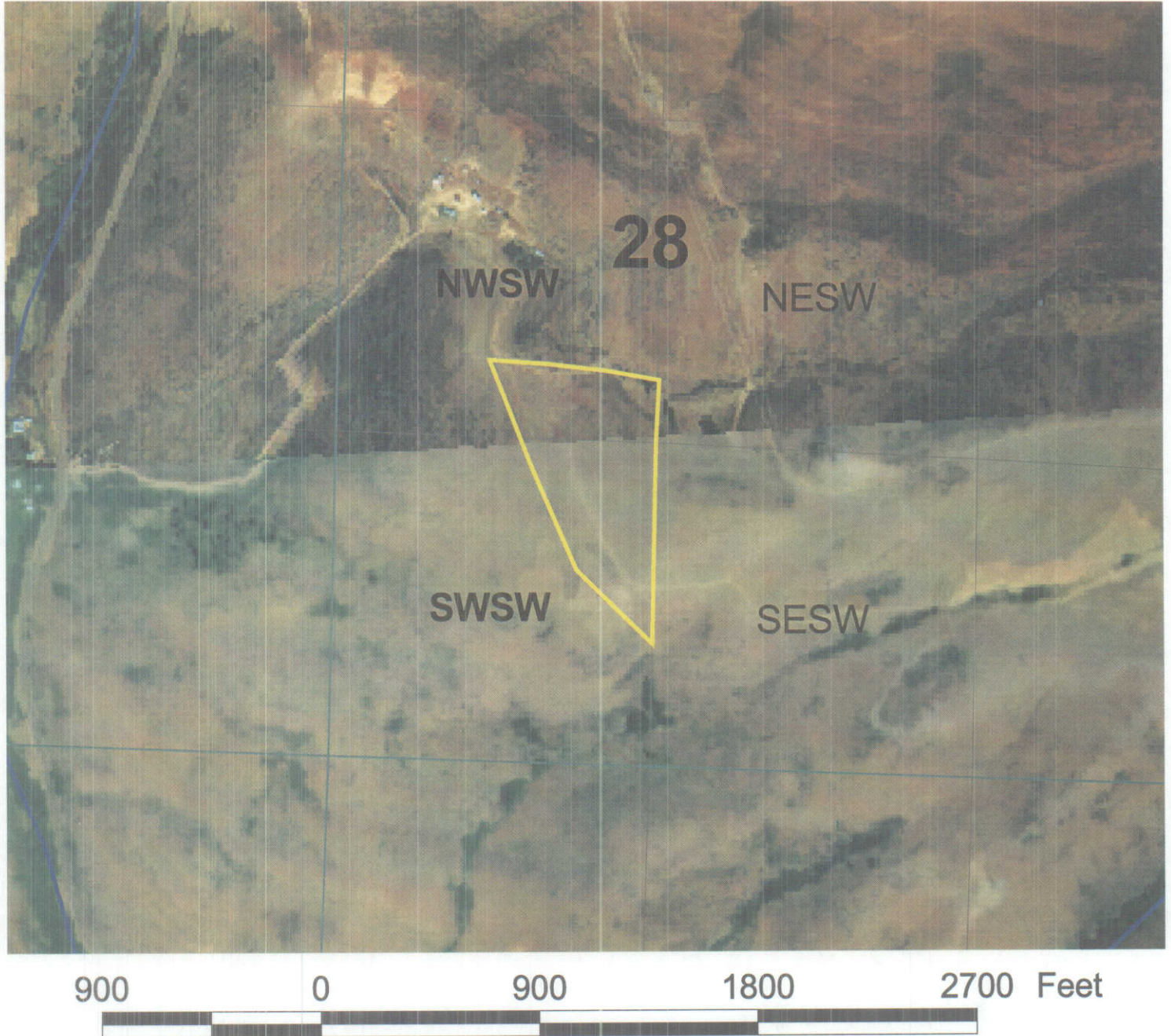




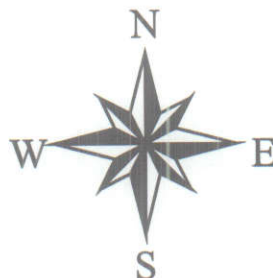
NOT FILMED

OCT 11 1992

Idaho Department of Water Resources
67-2141



T16N, R04W, S28



Prepared by Anita L. Warntjes
January 7, 2004
1993/94 True Color Photo

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: A67-02141
Date Received: 4/19/1989
Receipt No: W002596
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DALE J HOWELL 208-257-3467
Address: 3730 HWY 71
CAMBRIDGE ID 83610
2. Date of Priority: SEP 11, 1923
3. Source: LITTLE PINE CREEK Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 16N | 04W | 27 | NE | NE | NW | | WASHINGTON |
5. Description of diverting works:
4" PIPE IN CREEK TO DITCH W/GRAVITY IRRIGATION.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.220 | | |
| STOCKWATER | 01/01 | 12/31 | 0.030 | | |
7. Total Quantity Appropriated is:
0.220 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/100 HD.
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 16N | 04W | 28 | NW | SW | | IRR | 4.0 |
| | | | NW | SW | | STOCK | |
| | | | SW | SW | | IRR | 7.0 |

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	11.0
					Total Acres	11.0

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:

DOMESTIC USE ON ORIGINAL RIGHT - NO DOMESTIC USE NOW, HOWEVER,
STOCKWATER USE HAS OCCURRED ALONG WITH THE IRRIGATION SINCE THE
PERMIT WAS FILED. DOMESTIC USE CHANGED TO STOCKWATER ON THIS
CLAIM.

|
ADDRESS CHANGE, ROUTE AND BOX TO GRID 5/12/99 SS.

15. Basis of Claim: LICENSE

Water Right Number: 15878

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

67-10014

☐ No account number on mail

☐ Account number illegible

Addressee's Name

DALE J. HOWELL

Old Address (Include apartment or suite number)

HC 69 Box 3700

City, State, and ZIP Code

Cambridge, MA 02141

New Address (Include apartment or suite number)

3730 Hwy 71

City, State, and ZIP Code

Cambridge, MA 02141

This card is furnished: ☒ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

PS Form 3547, June 1995

+ A67-02141 ✓
✓ - 02399 ✓
~~02399~~

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: A67-02141
Date Received: 4/19/1989
Receipt No: W002596
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE J. HOWELL
Address: HC 69, BOX 3700
CAMBRIDGE, ID 83610 208-257-3467

2. Date of Priority: SEP 11, 1923

3. Source: LITTLE PINE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
16N	04W	27	NE NW		WASHINGTON

5. Description of diverting works:
4" PIPE IN CREEK TO DITCH W/GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.220		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 HD.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	04W	28	NW SW		IRR	4.0
			NW SW		STOCK	

A67-02141

Page 1

Date: 04/19/89

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OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	04W	28	SW	SW		IRR	7.0
Section Acres							11.0
Total Acres							11.0

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:
DOMESTIC USE ON ORIGINAL RIGHT - NO DOMESTIC USE NOW, HOWEVER,
STOCKWATER USE HAS OCCURRED ALONG WITH THE IRRIGATION SINCE THE
PERMIT WAS FILED. DOMESTIC USE CHANGED TO STOCKWATER ON THIS
CLAIM.

15. Basis of Claim: LICENSE
Water Right Number: 15878

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 pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

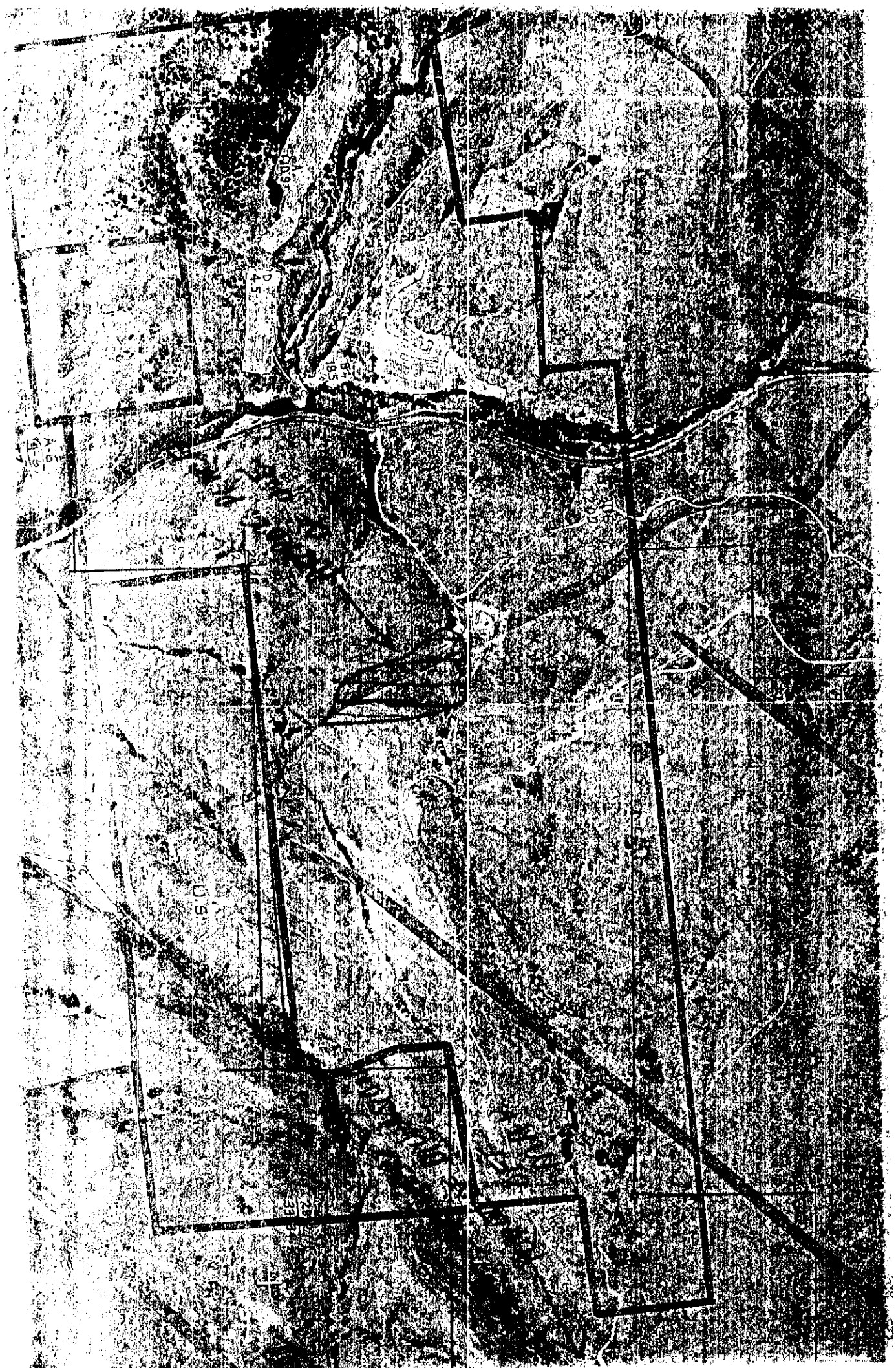
Signature of Claimant(s): Dale J. Howell Date: 4/19/89
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of April 19 89
Jan Thurtell
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94



CONTRACT OF SALE

THIS AGREEMENT, Made and entered into at Weiser, Idaho, this 10th day of April, 1971, by and between KENNETH A. DOWNEY and LILA LEE DOWNEY, husband and wife, of the County of Washington, State of Idaho, parties of the first part; and DALE HOWELL and LAVON HOWELL, husband and wife, of the County of Canyon, State of Idaho, parties of the second part;

WITNESSETH: That the parties of the first part, for and in consideration of the promises and agreements of the parties of the second part as hereinafter set forth, do hereby agree to sell to the parties of the second part, and the parties of the second part, for and in consideration of the promises and agreements of the parties of the first part as hereinafter set forth, do hereby agree to buy of the parties of the first part the following described lands and premises situate in the County of Washington, State of Idaho, to-wit:

IN TOWNSHIP 16 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:

In Section 20: SE1/4NE1/4SE1/4, and all that part of the SE1/4SE1/4 lying East of the right of way of State Highway No. 71

In Section 21: S1/2N1/2NE1/4SW1/4, S 1/2 NE1/4NW1/4SW1/4, S1/2NW1/4SW1/4, S1/2NE1/4SW1/4, S1/2 SW1/4, and W1/2 SW1/4SE1/4;

In Section 27: S1/2S1/2 NE1/4NW1/4, SE1/4SE1/4NW1/4NW1/4, S1/2NW1/4, NE1/4NE1/4SW1/4, W1/2NE1/4SW1/4, NW1/4SW1/4;

→ In Section 28: NW1/4NW1/4, SW1/4, W1/2SE1/4, NE 1/4SE1/4;

In Section 29: All that part of the E1/2E1/2 lying East of the right of way of State Highway No. 71;

In Section 32: All that part of the NE1/4NE1/4 lying East of the right of way of State Highway No. 71.

SAVE AND EXCEPT the following lands and rights in and to lands granted to the United States:

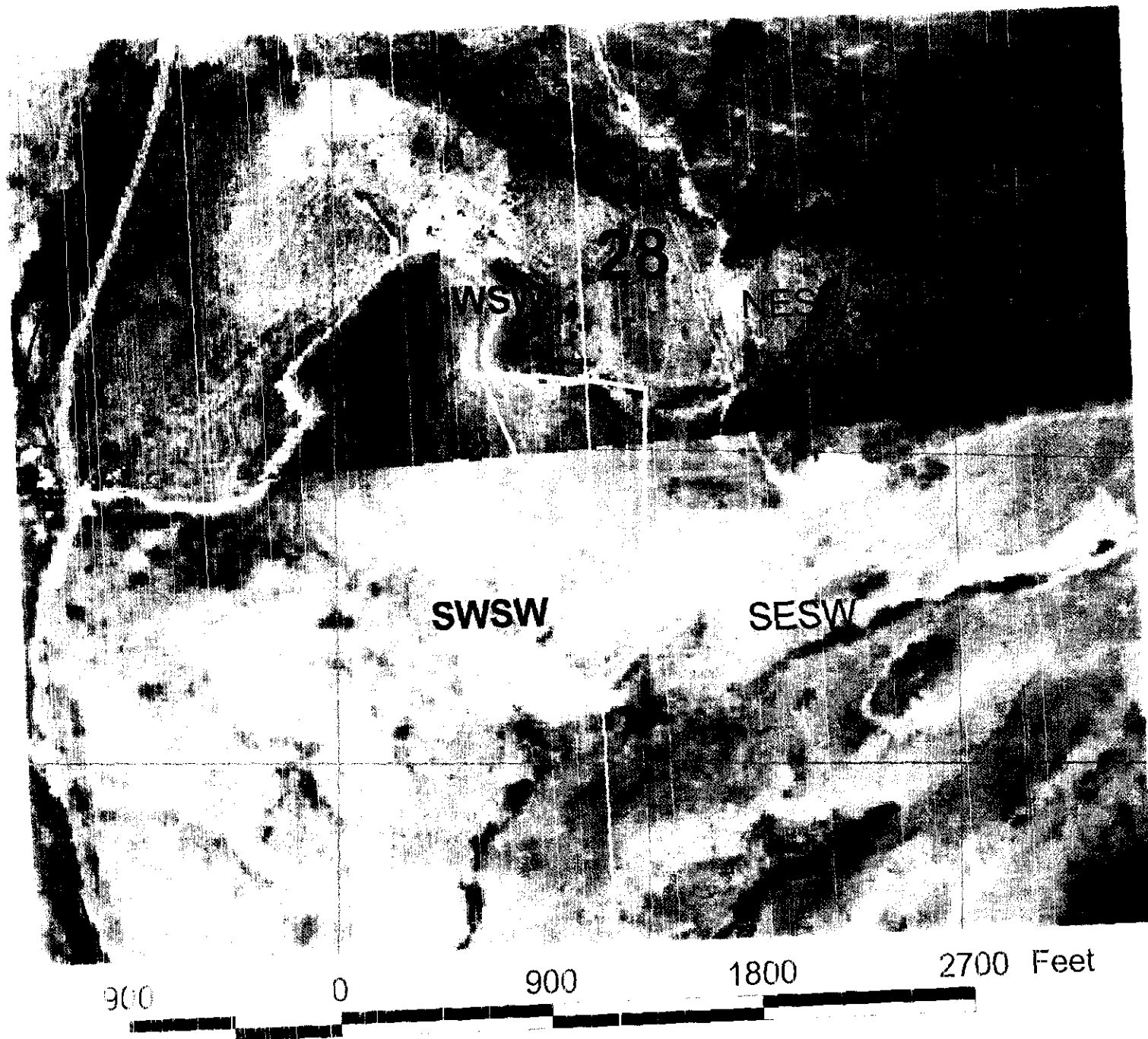
1. A right of way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945;

LAW OFFICES
DONART & HIGGINS
WEISER, IDAHO

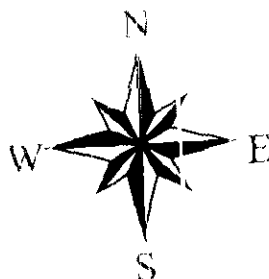
l.ch

Idaho Department of Water Resources

67-2141



T16N, R04W, S28



Prepared by Anita L. Warntjes
January 7, 2004
1993/94 True Color Photo

Misc: Water District Number: 67 Field Inspection Flag: Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY 10 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

April 29, 1999

KARL J. DREHER
DIRECTOR

DALE J HOWELL
3730 HWY 71
CAMBRIDGE ID 83610

Re: Snake River Basin Adjudication (SRBA)
Water Rights #67-10014, A67-02141 & A67-02399
Change of Address

*Records changed, NCAR prepared
5-12-99 ss*

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Dale J Howell
Claimant Signature

208-257-3467
Telephone No.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 6, 1990

John V. Mount
10235 Iowa Ave.
Payette, ID 83661

RE: Water Right Claim from Pine Creek

Dear Mr. Mount:

During your visit to the office last month you left with me some information regarding a potential water right from Pine Creek. I advised you that I would investigate the matter further and provide any additional information to you. The purpose of this letter is to convey the information that I have found.

During our discussions it appeared that perhaps the three acres which you own might have some relationship to licensed water right no. 67-2141. You provided a copy of the 1978 water billing for Water District 67, which shows you to be the present owner of the 0.22 cfs water right.

For your information I have enclosed a copy of licensed water right no. 67-2141. Note that the place of use of the water right is shown to be in the S1/2 SW1/4 Sec. 28, T 16 N, R 4 W, B.M. This is significantly different from the 3 acre place of use that you own, which you described to be within the SE1/4 NE1/4 Sec 35 of the same township. Both locations are different from the location on the water district billing, which describes a variety of tracts within sections 21 and 27 in the same township.

Some additional investigation resulted in the discovery that this water right has already been claimed in the adjudication -- by Dale J. Howell. A copy of this claim is also enclosed.

At this point I would suggest that you review this additional information, and perhaps speak with neighbors about their filings. If, after this review, you still desire to file a claim in the adjudication, I will be most happy to further assist you.

Sincerely,

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

MICROFILMED

OCT 01 1992