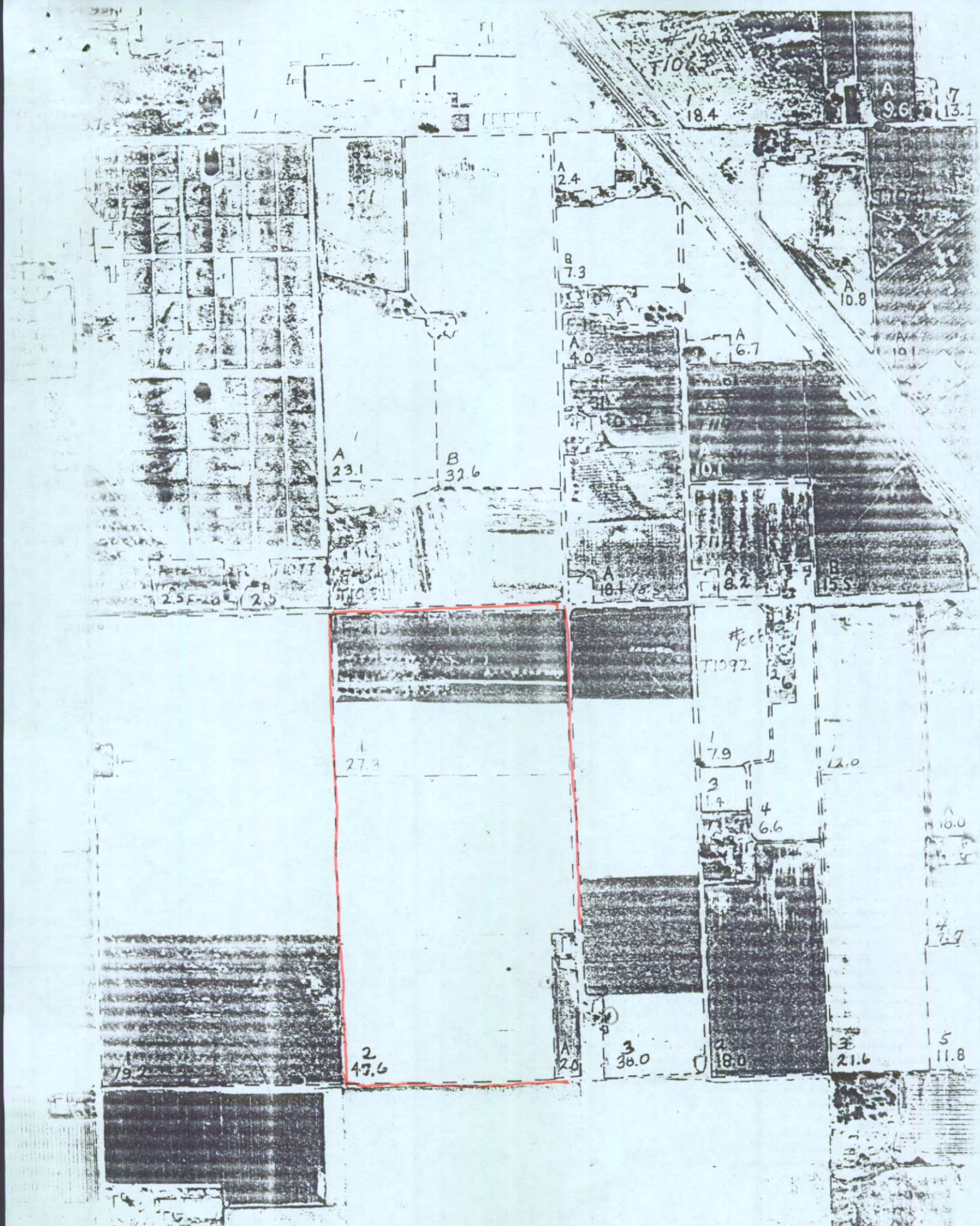




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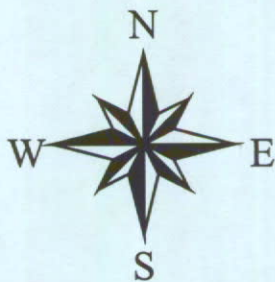
Idaho Department of Water Resources

67-2217



2000 0 2000 4000 Feet

T10N, R 05W, S16



Prepared by Anita L. Warntjes
January 14, 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: **A67-02217**
Date Received: 9/26/1989
Receipt No: M004699
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DARREL L KRAUSE
Address: 505 E GALLOWAY
WEISER ID

208-549-1687

83672

AND

Name: DONNA J KRAUSE
Address: 505 E GALLOWAY
WEISER ID

208-549-1687

83672

2. Date of Priority: MAR 28, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	16	SE	NW			WASHINGTON

5. Description of diverting works:
WELL AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.000		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	16	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
						Section Acres	80.0
						Total Acres	80.0

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:
2 P/D IN SENW, SEC. 16, T10N, R5W.
OWNERSHIP CHANGED BY LH 1/11/95.
ADDRESS CHANGED PER CLAIMANT REQUEST 5/19/98.

15. Basis of Claim: LICENSE

Water Right Number: 22681

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A67-02202

A67-02209

A67-02217

[] Old Mailing Address: P.O. Box 1985

McCall, Idaho 83638

[] New Mailing Address: 505 East Galloway

Weiser Idaho 83672

New Telephone Number: (208) 549-1687

[] Signature of Claimant: Daniel L. Krause

Date: 5-18-98

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

MAY 19 1998

WATER RESOURCES
WESTERN REGION

Krause

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: A67-02217
Date Received: 9/26/1989
Receipt No: M004699
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARREL L KRAUSE 208-634-5137
Address: PO BOX 1985
MC CALL ID 83638
AND
Name: DONNA J KRAUSE 208-634-5137
Address: PO BOX 1985
MC CALL ID 83638

2. Date of Priority: MAR 28, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	16	SE	NW			WASHINGTON

5. Description of diverting works:
WELL AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.000		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	16	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
					Section Acres		80.0
					Total Acres		80.0

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:
2 P/D IN SENW, SEC. 16, T10N, R5W.
OWNERSHIP CHANGED BY LH 1/11/95.

15. Basis of Claim: LICENSE

Water Right Number: 22681

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: _____

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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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

JAN 10 1995

DATE OF CLOSING: 10/1/93

LEGAL DESCRIPTION OF PROPERTY: Township 10N Range 5W BM Department of Water Resources
 Section 16, SE 1/4 of NW 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: A67-02217
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Johnson-Bryant Equipment Co.
P. O. Box 135
Weiser, Idaho 83672
- ☐ New Owner/Claimant (Purchaser): Darrel L. Krause and Donna J. Krause, husband and wife
- ☐ New Mailing Address: P. O. Box 1985
McCall, Idaho 83638
- ☐ New Telephone Number: (208) 634 - 5137
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

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

- ☐ Signature of New Owner/Claimant(s) Darrel L. Krause Date 1-4-95
 Date
- ☐ Signature of Former Owner/Claimant(s): Johnson-Bryant Equipment Co. Date
 By: Victor Bryant 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: 1-11-95 By: JAL

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 1-11-95 By: JAL

Claim Numbers of Split, if any:

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OCT 22 1998

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

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.

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: A67-02217

Date Received: 9/26/1989

Receipt No:

Received By: M104699

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHNSON-BRYANT EQUIPMENT COMPANY 208-549-0418
Address: P.O. BOX 135
WEISER, ID 83672

2. Date of Priority: MAR 28, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	16	SE	NW			WASHINGTON

5. Description of diverting works:
WELL AND PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.000		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	16	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
Section Acres							80.0

A67-02217

Page 1

Date: 09/26/89

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OCT 01 1992

10. Place of Use: Continued

Total Acres 80.0

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:
 2 P/D IN SENW, SEC. 16, T10N, R5W.

15. Basis of Claim: LICENSE
 Water Right Number: 22681

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: 0

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): Daniel Krause Date: 9-26-89
Sec. Johnson Bryant Guy Co Date:

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of Sept 19 89 Bruce A. Schuld
Notary Public



Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

Idaho Department of Water Resources

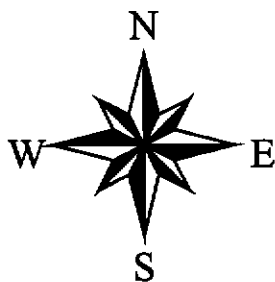
67-2217



2000 0 2000 4000 Feet

A horizontal scale bar with alternating black and white segments, used to indicate distance in feet.

T10N, R 05W, S16



Prepared by Anita L. Warntjes
January 14, 2004
1993/94 True Color Photo



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

May 19, 1998

Re: Notice of Claim to a Water Right No. A67-02202, A67-02209, A67-02217

DARREL L KRAUSE
DONNA J KRAUSE
505 E GALLOWAY
WEISER ID 83672

Dear Mr. & Mrs. Krause:

Enclosed are copies of the above referenced claims which reflect the changes in address of the land and appurtenant water rights covered under the original filing.

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

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 11, 1994

Re: Notices of Claim to a Water Right Nos. A67-02202, A67-02209,
A67-02217

Darrel L. Krause
Donna J. Krause
P.O. Box 1985
Mc Call, ID 83638

Mr. & Mrs. Krause:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

If you have any questions concerning the enclosed claims please feel free to contact this office.

Sincerely,

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

LH:1

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OCT 22 1996

Washington County Title Co.

28 West Idaho Street
Weiser, Idaho 83672

ESCROW CLOSINGS

(208) 549-1455

TITLE INSURANCE

Weiser, Idaho, January 6, 1995

M ATTN: Adjudication Bureau
Idaho Department of Water Resources
Statehouse Mail

Boise, ID 83720-9000

RECEIVED
JAN 10 1995
WATER RESOURCES
WESTERN REGION

RE: JOHNSON-BRYANT EQUIPMENT CO. SALE TO DARREL L. AND
DONNA J. KRAUSE

We have enclosed Notice of Change of Water Right
Ownership - New Property Owner for 3 water right
filings: Nos. A67-02209, A67-02202 and A67-02217.

WASHINGTON COUNTY TITLE CO.

RECEIVED

JAN 10 1995

Department of Water Resources

Lan

MICROFILMED
OCT 22 1996

MEMORANDUM

To: File A67-02217
Smedley Irrigation Claim

From: Roxanne McCarthy

Re: Conflicting Claims

Date: January 21, 1993

=====

The Department received an irrigation claim from Mr. Smedley on January 6, 1993. The claim appeared to be in conflict with the permit statute (priority date 1969) and the land was also claimed by Johnson-Bryant Equipment under licensed right 67-02217. I called Mr. Smedley this date for additional information.

Mr. Smedley, in turn, called Johnson-Bryant and determined that his two acres is indeed a portion of the 40-acre tract originally farmed by J.F. Clabby and licensed under 67-02217. In addition, he was told that the land was originally developed in 1950 and not licensed until later. Mr. Smedley wishes to file a beneficial use claim for his land with a 1950 priority date. I am sending him a new claim form and affidavit form to be filed as evidence of priority.

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AUG 05 1994