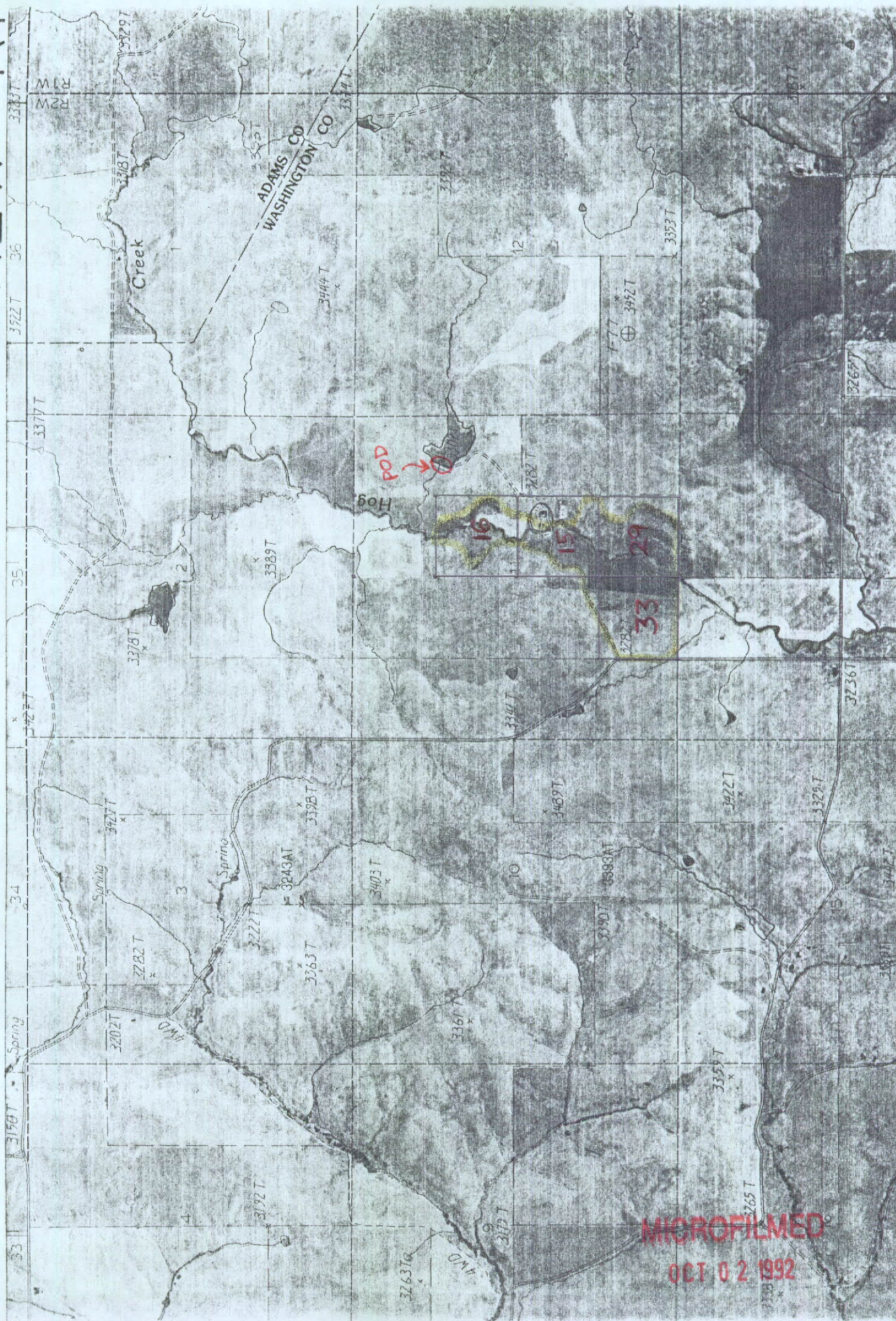


300 000 FEET

R2W R1



32
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OCT 02 1992

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: A67-07112
Date Received: 9/01/1989
Receipt No: 6010808
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO COURTRIGHT 208-549-3378
Address: 2225 VALLEY VIEW DR.
WEISER, ID 83672

2. Date of Priority: OCT 10, 1972

3. Source: UNNAMED DRAIN Trib. to: HOG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	02W	11	NW	SE	NE		WASHINGTON

5. Description of diverting works:
DAM, RESERVOIR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31	1.000		100.00
IRRIGATION FROM STORAGE	03/15	11/15	1.000		100.00

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 100.00 A.F.A.

8. Total consumptive use is 279.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	02W	11	SW	NE		IRR	16.0
			SE	SW		IRR	33.0

A67-07112

Page 1

Date: 09/01/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	11	NW	SE		IRR	15.0
			SW	SE		IRR	29.0
						Section Acres	93.0
						Total Acres	93.0

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:

15. Basis of Claim: PERMIT

(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.

For Individuals:

Signature of Claimant(s): Leo Cowright Date: 9-1-89
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 1ST day
of SEPTEMBER 19 89 Jeff. Pened

Jeff Lepel
Notary Public

Seal

Residing at _____

My Commission Expires

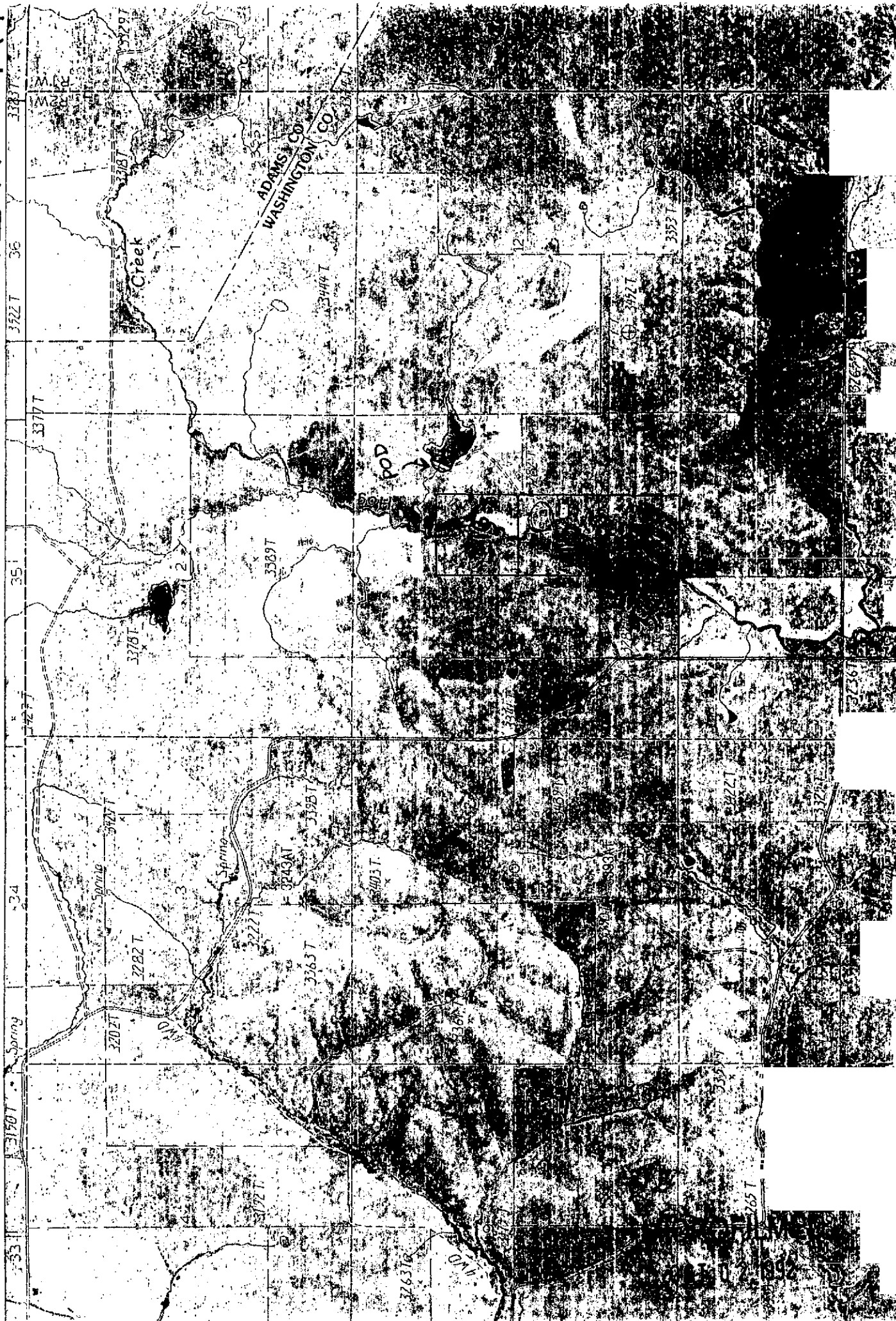
Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

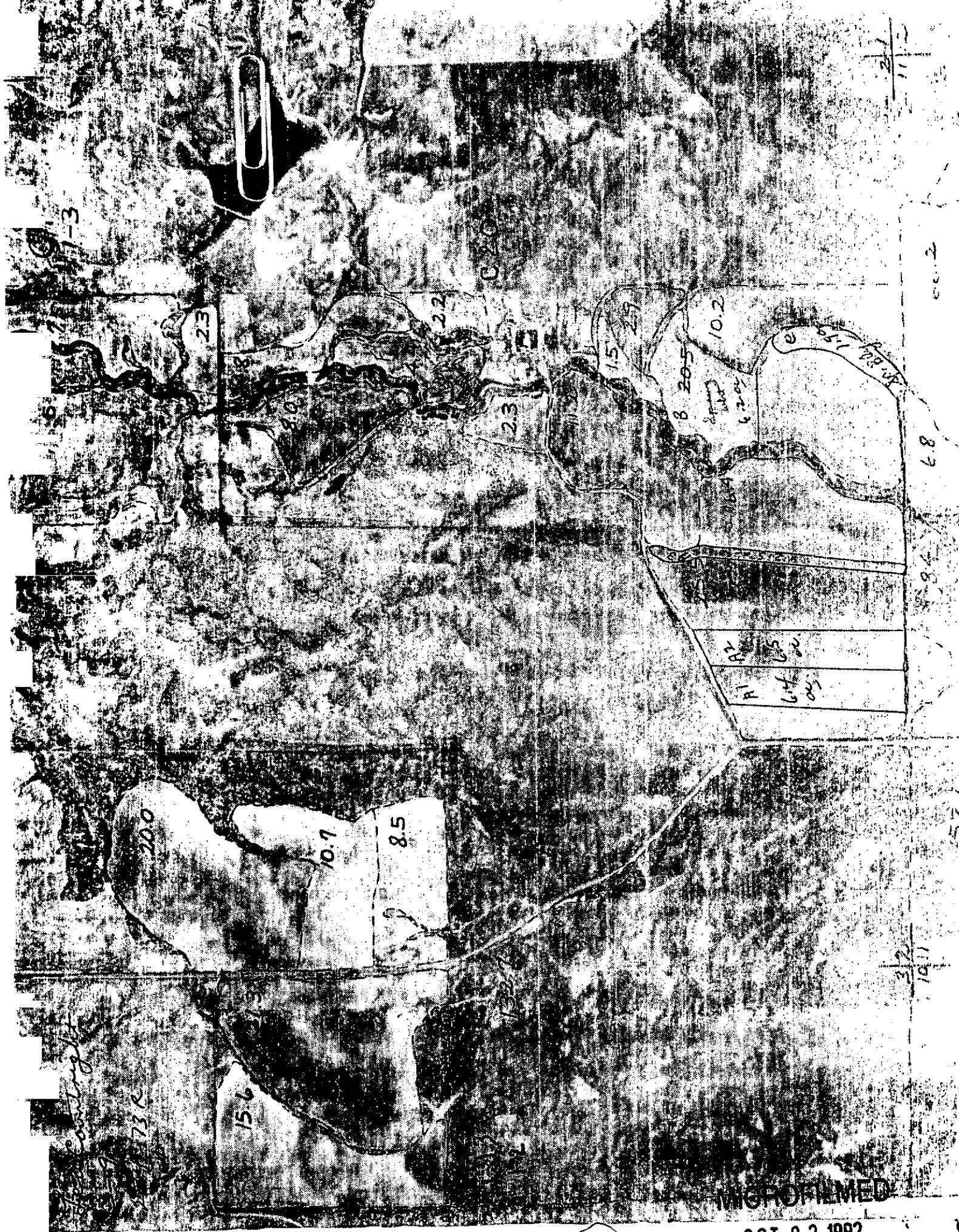


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OCT 02 1992

R2W R1E





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OCT 02 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

AUG 12 1996

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

August 12, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NEW PROPERTY OWNER
2225 VALLEY VIEW DR
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim No. #A67-07112 & A67-10153

Dear New Property Owner:

A legal notice mailed recently by IDWR was returned to us by the Post Office. The notice was mailed to an apparent former owner at your address who has or had this property or others in the area.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use.

Please contact this office at 208/327-7862 or call us toll-free at 800/451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region
Enclosure:

Form 42-248/42-1409(6)

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

**In Re Snake River Basin Adjudication Case
No. 39576**

**Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.**

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

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

57202
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

*167-04022-0 done
r-07112 ✓
r-10153 ✓*



RECEIVED
APR 21 1995
Department of Water Resources

**LEO COURTRIGHT
2225 VALLEY VIEW DR
WEISER ID 83672**

**COURTESY 83672020 IN 04/15/95
RETURN TO SENDER
NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER**

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

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

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

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

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

FURTHER INFORMATION

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

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

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07112

Priority: October 10, 1972

Maximum Diversion Rate: 0.60 CFS
Maximum Diversion Volume: 254.7 AF

This is to certify, that LEO COURTRIGHT
C/O DORA COURTRIGHT
2225 VALLEY VIEW DR
WEISER ID 83672

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 10, 1972; and
has submitted Proof of Beneficial Use on November 10, 1977. An examination indicates
that the works have a diversion capacity of .600 cfs of water from:

UNNAMED STREAMS tributary to HOG CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.60 CFS	254.7 AF
IRRIGATION STORAGE	10/01 to 04/01		90.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		90.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	1.7 AF
Totals		0.60 CFS	254.7 AF

LOCATION OF POINT(S) OF DIVERSION:
Rediversion

SENE , Sec. 11, Township 13N, Range 02W
NWSE , Sec. 11, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	11	SWNE 17	NESW 2	SESW 36	
			NWSE 17	SWSE 24		96

Total number of acres irrigated: 96

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement established standards of diversion and use efficiency.

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OCT 23 1996

State of Idaho
Department of Water Resources

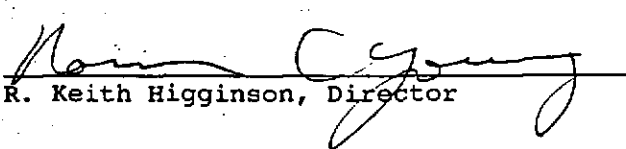
WATER RIGHT LICENSE

WATER RIGHT NO. 67-07112

CONDITIONS/REMARKS:

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
6. This right when combined with Right 67-07137 shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. The Director retains jurisdiction of the right to require measuring devices of a type approved by the Department be maintained at the points of diversion into the reservoir.
8. Two points of diversion are located within SENE, S11, T13N, R02W.
9. Stockwater use is for 125 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 3rd
day of OCTOBER, 1994.


Acting for R. Keith Higginson, Director

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OCT 23 1996



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

August 17, 1994 R. KEITH HIGGINSON
DIRECTOR

LARY C WALKER
PO BOX 828
WEISER ID 83672

RE: Snake River Basin Adjudication Notice of Claim No. A67-07112

Dear Mr. Walker:

We have received your correspondence regarding the possible ownership change for the above-referenced claim.

While researching this claim, two other claims filed by Mr. Courtright were found. Profile reports, which summarize the claims, are enclosed for all three of Mr. Courtright's claims. As you can see, Mr. Wolfe has already submitted a change of ownership for claim number A67-04022. Mr. Wolfe submitted a warranty deed which supports his ownership of the property. This warranty deed does not indicate that Dora Courtright retained any ownership rights, but lists the property by legal description, and includes the property to which both claim number A67-04022 and A67-07112 are appurtenant. Since Mr. Wolfe listed only claim number A67-04022 on the change of ownership form, that was the only claim changed to his name.

In order to change the ownership on claim number A67-07112, please complete the enclosed change of ownership forms. Since Dora Courtright is not listed as a claimant, documentation of her ownership of the claim must be submitted, along with a change of ownership form which lists Leo Courtright as the previous owner and Dora Courtright as the new owner. Ms. Courtright must sign this form as the new owner.

Once Dora Courtright's ownership is established, documentation of the contract agreement between Dora Courtright and the Wolfes is required. On the second change of ownership form please list Ms. Courtright as both the previous owner (provided proof of her ownership is submitted) and as a new owner. The Wolfes should be also listed as new owners; all parties must sign the form as new owners.

When the Change of Ownership form is received with the supporting documentation, the Wolfes will be listed as Present owners of the property and Ms. Courtright will be listed as the Current owner of claim number A67-07112. This will assure that both parties receive notices in the Snake River Basin Adjudication.

If no response to this letter is received, claim number A67-07112 will remain in the name of the current claimant (Leo Courtright) and all correspondence will be sent to that name and address.

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OCT 23 1996

Page 2.
Courtright

If you have any questions or need additional assistance, please contact this office.

Sincerely,



Maria Minicucci
Water Agent, Adjudication Bureau

Encs.: Change of Ownership forms
Profile Reports: A67-04022, A67-07112, A67-10153

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OCT 23 1996

RECEIVED

JUL 28 1994

WATER RESOURCES
WESTERN REGION

FAX (208) 549-0404

LARY C. WALKER

Attorney at Law

232 East Main Street

Post Office Box 828

Weiser, Idaho 83672

Telephone (208) 549-0390

July 21, 1994

Mr. Jim Johnson, Water Rights Supervisor
Idaho State Department of Water
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

RE: Water Right No. 67-07112

Dear Jim:

Enclosed is the Application for Amendment signed by my client, Dora Courtwright, who is the surviving spouse of Leo Courtwright and the owner of all of the real property appurtenant to this water right.

It's my understanding that upon receiving this along with the \$50 application fee, which I have enclosed, the license for this water right is ready to be issued. We would request that it be issued in the name of the applicant and then we will file that with the escrow holder as the Courtwrights have sold their property to Jim and Carol Wolfe, who now reside on the premises. While this license will be placed with the escrow holder because Wolfes are buying this property on contract, it will be retained as security. Once the Wolfes pay the contract off, the water right along with the deed and all other evidence of ownership will transfer to them.

My concern, however, is the fact that during the interim period we're dealing with this Snake River adjudication matter and there should be some way to provide that both the Courtwrights and the Wolfes get notice of pending matters of concern that would affect their water rights. With that notice, Courtwrights can take action if the Wolfes don't so

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OCT 23 1996

**Mr. Jim Johnson, Water Rights Supervisor
Idaho State Department of Water
July 21, 1994
Page 2**

they can protect their security and the Wolfes can have notice so that they take action to protect the property they're buying. You might give this some thought and see if there's a way this can be done to protect both parties.

Sincerely,

LARY C. WALKER LAW OFFICE

Lary C. Walker

**LCW:plb
Enclosures**

**MICROFILMED
OCT 23 1996**