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Documents
In File

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: A67-07120
Date Received: 9/29/1989
Receipt No: C012572
Received By: OK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF COUNCIL
Address: BOX 606
COUNCIL, ID

83612

208-253-4201

RECEIVED

OCT 27 1989

2. Date of Priority: DEC 15, 1972

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	15	NE	NE			ADAMS

5. Description of diverting works:

#3 WELL WITH PUMP AND STORAGE SYSTEM FOR CITY LIMITS COUNCIL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.800		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
M/ 1000 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	10				MUNI	
		11				MUNI	
		14				MUNI	

A67-07120

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Date: 09/29/89

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OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	01W	15			MUNI	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A6704151,10414,10415.

14. Remarks:
PLACE OF USE IS WITHIN CITY LIMITS OF COUNCIL.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read & 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 a small annual fee for monthly copies of the docket sheet. r y

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Council President Title
City of Council Organization, that I have signed the foregoing
document in the space below as Council President Title of
City of Council Organization and that the statements contained in the
foregoing document are true and correct.

Anna B. Sheppard
Signature of Authorized Agent

Council President, City of Council
Title and Organization

10/19/89
Date

State of Idaho)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of October 1989

May Carter
Notary Public

Seal

Residing at Council, Idaho

My Commission Expires 9/93

4/5/1989

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME City of Council CLAIM IDENT. NO. A67-07120

DATE RECEIVED 10/30/89 CK # C012572 AMOUNT \$ 130⁰⁰

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered? Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	*
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	*
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.	☒	☐	*
Is the period of use included?	☒	☐	*
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	*
8. If required is a consumptive use entered?	☒	☐	*
Is the consumptive use correct?	☒	☐	*
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.	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	*
12. Is the ownership of p.u. checked?	☒	☐	*
13. Are other water rights listed or "none" indicated?	☒	☐	*
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.)	☒	☐	*
15. Is the basis of the claim indicated?	☒	☐	*
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☒	☐	*
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	*
22. Should this claim be data entered?	☒	☐	*

Claim checked by: D Date: 4/4/90Claim must be returned to claimant: (Yes) ☒ (No) ☐Claimant must be notified of modifications: (Yes) ☒ (No) ☐

Receipt Prepared by: [Signature]
 Claim data entered by: [Signature]
 Sent to claimant by: [Signature]

Date: 4/4/90 Checked by: [Signature] Date: [Signature]

Comments: _____

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OCT 02 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 10, 2000

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Change of Water right Ownership
Water Right Nos. A65-04151, A65-07120,
A65-10414 & A65-10415

KARL J. DREHER
DIRECTOR

FRANK L. JONES &/OR
HELEN M. JONES
2084 MISSMAN ROAD
COUNCIL ID 83612

Dear Water users,

Our office received your Notice of Change of Water Right Ownership for the above Water Rights.

However, after reviewing these municipal claims, the ownership cannot be changed without first filing an application for transfer.

Ref: Idaho Code 42-202B.

Thus, before we can modify our records to reflect your notice of change of ownership of the water right referenced above, you will need to file an application for transfer to change the municipal use to Domestic.

If the transfer is approved, then the transfer will change the ownership for this right.

NOTE: It appears that right A67-04151 may be the only water right eligible that you listed for transferring the municipal nature of use to a new use. Spring source, AKA Crystal or Rinehart Spring.

We are returning your Notice of Change of Water Right Ownership and attachments.

We are enclosing instructions and the application for transfer. If you have more questions in processing the transfer, please contact the Water Allocation Staff here at Western Region.

Sincerely,

AJJDJUDICATION STAFF
Enclosures:

Profile reports of above listed rights
Transfer application and instructions

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

JUL 08 1999

WATER RESOURCES
WESTERN REGION

1. Water Right No(s): _____
Adjudication Claim No(s): ~~A67-10414, A67-07120, A67-10415 & A67-04151~~
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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: City of Council
P.O. Box 606, Council, ID 83612
4. New Owner/Claimant(s): Frank L. Jones and Helen M. Jones
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 2084 Missman Road
City, State and ZIP Code: Council, ID 83612
New Telephone Number: (208) 253-4476
5. Date you acquired the property: June 15, 1999
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 you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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 or Claimant(s): Frank L. Jones
Helen M. Jones
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

COPY

For Value Received, CITY OF COUNCIL, a municipal corporation
the grantor, does hereby grant, bargain, sell and convey unto
FRANK L. JONES and HELEN M. JONES, husband and wife
the grantees, whose current address is 2084 Missman Rd., Council, ID 83612
the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED 'EXHIBIT A' MADE A PART HEREOF

Property transferred "AS IS" and "WHERE IS"

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantees, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title.

and that they will warrant and defend the same from all lawful claims whatsoever.

Date: June 16, 1999

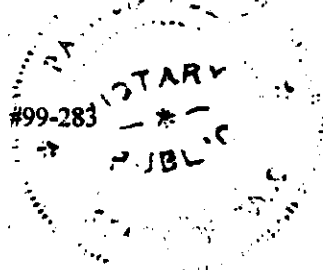
CITY OF COUNCIL, a municipal corporation

By: Katherine B. Ritter
Katherine B. Ritter, City Council President

STATE OF Idaho)
) ss
COUNTY OF Adams)

On this 15 day of June, in the year of 1999, before me
a Notary Public in and for said State, personally appeared
KATHERINE B. RITTER
known or identified to me to be the CITY COUNCIL
PRESIDENT of the CITY OF COUNCIL that executed the
instrument or the person who executed the instrument on
behalf of the CITY OF COUNCIL, and acknowledged to me
that the CITY OF COUNCIL executed the same.

Patricia Hoh
Notary Public
Residing at 2001 N. 7th St. O
Commission expires: 10-23-99



STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 30 minutes past 4 o'clock PM
this 15 day of June, 1999, in my
office, and duly recorded in Book
of Deeds at page

MICHAEL FISK
Ex-Officio Recorder

By: Peggy Linkal
Deputy

Fees \$ 6.00
Mail to: Timberline Title & Escrow

EXHIBIT 'A'

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 11: A tract of land located in the NE1/4 more particularly
described as follows:

Commencing at a point which bears South 52° 45' 24" West 1538.91 feet from
the Section corner common to Sections 2, 1, 11, and 12, T16NR1WBM and is
the REAL POINT OF BEGINNING;

Thence South 00° 21' 39" West 208.71 feet to a point;

Thence North 89° 38' 21" West 208.71 feet to a point;

Thence North 00° 21' 39" East 208.71 feet to a point;

Thence South 89° 38' 21" East 208.71 feet to the REAL POINT OF BEGINNING.