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MICROFILMED
OCT 23 1996

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MICROFILMED
OCT 23 1996

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MICROFILMED
OCT 23 1996

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irrigation well

MICROFILMED

OCT 12 1992

NOT TO SCALE

1/3 mi.

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: **A67-07726**
Date Received: 10/23/1989
Receipt No: C012481
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DANIEL E SLOAN
Address: PO BOX 352
COUNCIL ID

83612

OR

Name: MALLORY J SLOAN
Address: PO BOX 352
COUNCIL ID

83612

2. Date of Priority: JAN 21, 1988

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	NE	SE	NE		ADAMS

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/130 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	21	NE	NE		IRR	15.0
			NW	NE		IRR	2.0
			SW	NE		IRR	4.0
			SE	NE		IRR	19.0
						Section Acres	40.0
		22	NW	NW		IRR	2.0
						Section Acres	2.0
						Total Acres	42.0

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:
NO. 67-7685

14. Remarks:
OWNERSHIP CHANGE BY MTS 9/11/1995
OWNERSHIP CHANGE BY DB 12/18/97.

15. Basis of Claim: PERMIT

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

OCT 17 1997

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A67-07685, A67-07726, A67-11102, A67-11104, A67-11105, A67-11106,
A67-11107, A67-11109
Adjudication Claim Number(s) A67-11103
also
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 on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Gary D. Atkins
P.O. Box 93, Teton Village, WY 83025
4. New Owner/Claimant(s) Daniel E. Sloan or Mallory J. Sloan
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
New Mailing Address P.O. Box 352,
City, State and ZIP Code Council, ID 83612
New Telephone Number () -
5. Date you acquired the property 10/1/97
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 actually irrigated n/a Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
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/Claimant(s) Daniel E. Sloan Date 9/30/97
Mallory J. Sloan Date 9/30/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

For Value Received, GARY D. ATKINS and PENNY ATKINS, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
DANIEL E. SLOAN and MALLORY J. SLOAN, husband and wife
the grantees, whose current address is P.O. Box 352, Council, ID 83612
the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do 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: September 30, 1997

Gary D. Atkins
GARY D. ATKINS

Penny Atkins
PENNY ATKINS

STATE OF Idaho
COUNTY OF Adams

On this 1st day of Oct, in the year of 1997, before me
a Notary Public, personally appeared
GARY D. ATKINS & PENNY ATKINS
known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same.

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

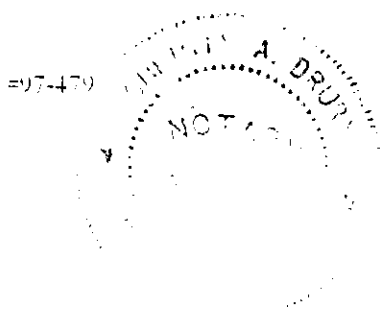
at 35 minutes past 11 o'clock AM.
this 1st day of Oct, 1997, in my
office, and duly recorded in Book
of Deeds at page

Christy A. Busby
Notary Public
Residing at Fruitvale, Idaho
Commission expires: 8/4/98

MICHAEL FISK
Ex-Officio Recorder

By: Peggy Linkal
Deputy

Fees \$ 15.00
Mail to: Timberline Title & Escrow



PARCEL 1

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel lying in portions of the NE1/4NW1/4, SE1/4NW1/4, SW1/4NW1/4 and NW1/4NW1/4 more particularly described as follows:

Commencing at the NW corner of said NE1/4NW1/4;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West (formerly North 83 degrees 23'45" West) a distance of 250.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 26'05" West (formerly North 83 degrees 23'45" West) a distance of 579.59 feet to a point which was formerly described as lying South 00 degrees 19'50" West 712.00 feet, and North 83 degrees 23'45" West from the NE corner of the NW1/4NW1/4 of said Section 22;

Thence North 77 degrees 07'18" West (formerly North 77 degrees 06'21" West) a distance of 152.22 feet;

Thence South 02 degrees 04'45" West (formerly South 02 degrees 05'42" West) a distance of 2,044.94 feet (formerly 2,044.74 feet) to a point on the Southerly boundary of said SW1/4NW1/4 which lies 293.45 feet Easterly from the SW corner of said SW1/4NW1/4;

Thence South 89 degrees 59'02" East (formerly North 89 degrees 57'44" West) along said Southerly boundary a distance of 1,536.21 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence North 00 degrees 39'14" East along said right-of-way a distance of 1,441.74 feet to a line which lies 30.00 feet

Northerly from and parallel with an existing dirt access road;

Thence traversing said parallel line as follows:

South 89 degrees 54'18" West a distance of 138.02 feet;

Southwesterly 290.24 feet along a curve to the left having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears South 61 degrees 45'05" West a distance of 278.70 feet;

South 33 degrees 35'52" West a distance of 238.93 feet;

Southwesterly 285.10 feet along a curve to the right having a central angle of 56 degrees 06'40", a radius of 291.12 and a long chord which bears South 61 degrees 39'12" West a distance of 273.84 feet;

Thence North 00 degrees 08'45" East a distance of 963.38 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 60.00 foot ingress-egress easement, the Northerly boundary of which is described as follows:

Commencing at the NW corner of the NE1/4NW1/4 of Section 22, Township 16 North, Range 1 West;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West a distance of 250.00 feet;

Thence South 00 degrees 08'45" West a distance of 963.38 feet to the Northerly boundary of said 60.00 foot easement and the TRUE POINT OF BEGINNING;

Thence traversing said Northerly boundary as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40", a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12" East a distance of 273.84 feet;

North 33 degrees 35'52" East a distance of 238.93 feet;

Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05" East a distance of 278.70 feet;

North 89 degrees 54'18" East a distance of 342.41 feet to a point on the Westerly right-of-way of U.S. Highway 95, which point is the TERMINATION POINT for this easement.

ALSO SUBJECT TO a 30.00 foot ingress-egress easement the centerline of which is described as follows:
Commencing at the SW corner of the SE1/4NW1/4 of said Section 22;
Thence North 89 degrees 59'02'' West a distance of 15.00 feet to the TRUE POINT OF BEGINNING;
Thence North 00 degrees 08'45'' East a distance of 15.00 feet;
Thence South 89 degrees 59'02'' East a distance of 494.50 feet to a point which lies on a line 15.00 feet Westerly from and parallel with the Westerly right-of-way of the Union Pacific Railroad;
Thence North 00 degrees 39'14'' East along said right-of-way a distance of 1,366.70 feet to a point on a line lying 30.00 feet Southerly from an existing dirt access road which point is the TERMINATION POINT for this easement.

PARCEL 2

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel of land in the NW1/4 described as follows:
Commencing at the NW corner of the NE1/4NW1/4;

Thence South 00 degrees 08'45'' West along the Westerly boundary of the NE1/4NW1/4 a distance of 712.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 24'42'' West a distance of 250.00 feet;
Thence South 00 degrees 08'45'' West parallel with said Westerly boundary a distance of 963.38 feet to a line which lies 30 feet Northerly from and parallel with the centerline of an existing dirt access road;

Thence traversing said parallel line as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40'', a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12'' East a distance of 273.84 feet;

Thence North 33 degrees 35'52'' East a distance of 238.93 feet;
Thence Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26'', a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05'' East a distance of 278.70 feet;

Thence North 89 degrees 54'18'' East a distance of 138.02 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence traversing said right-of-way North 00 degrees 39'14'' East a distance of 13.36 feet;

Thence Northeasterly 419.14 feet along a curve to the right having a central angle of 08 degrees 06'00'', a radius of 2,964.79 feet and a long chord which bears North 04 degrees 42'14'' East a distance of 418.79 feet;

Thence North 08 degrees 45'14'' East a distance of 44.21 feet;

Thence leaving said right-of-way South 89 degrees 54'14'' West parallel with the Northerly boundary of said NE1/4NW1/4 a distance of 547.17 feet to the POINT OF BEGINNING.

SUBJECT TO a non-exclusive easement for ingress and egress, and right-of-way for utility purposes over and across the now existing roads located along the East and North boundaries of the above described parcel and over and on that certain road from U.S. Highway 95 adjacent to the entire South boundary.

PARCEL 3

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: NW1/4SW1/4 EXCEPTING THEREFROM the S1/2S1/2NW1/4SW1/4 of said section, township and range.

SUBJECT TO an easement and road right-of-way 30 feet in width running in a generally North and South direction on and along the East boundary of the above described property with the East sideline of said easement and right-of-way being the East boundary of the parcel.

TOGETHER WITH a full use easement and right-of-way 30 feet in width and linking the existing East-West road North of the premises with the NE corner of the above described parcel. The easement and right-of-way herein granted shall proceed in a North to South direction commencing at the existing road and terminating at the North line of the premises near to the NE corner thereof.

PARCEL 4

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: S1/2S1/2NW1/4SW1/4

SUBJECT TO a non-exclusive easement and road right-of-way for purposes of ingress and egress to adjacent and neighboring lands which easement shall be 30 feet in width with its Eastern edge being the Eastern boundary of the herein described parcel.

PARCEL 5

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Sections 21 and 22: The SE1/4NE1/4 and a portion of the NE1/4NE1/4 of Section 21, and a portion of the NW1/4NW1/4 and of the SW1/4NW1/4 of Section 22, said Township and Range, more particularly described as follows:

Commencing at the NE corner of the NE1/4NE1/4 of Section 21; Thence South 89 degrees 44'17" West along the Northerly boundary of said NE1/4NE1/4 a distance of 706.76 feet to the Easterly bank of the Weiser River, which point is also the TRUE POINT OF BEGINNING;

Thence continuing South 89 degrees 44'17" West a distance of 621.13 feet to the NW corner of said NE1/4NE1/4;

Thence South 00 degrees 14'25" West along the Westerly boundary of said NE1/4NE1/4 and said SE1/4NE1/4 a distance of 2626.01 feet to the SW corner of said SE1/4NE1/4;

Thence North 89 degrees 39'31" East along the Southerly boundary of the said SE1/4NE1/4 a distance of 1322.11 feet to the SE corner of said SE1/4NE1/4;

Thence South 89 degrees 57'44" East along the Southerly boundary of said SW1/4NW1/4 of said Section 22 a distance of 293.45 feet;

Thence North 02 degrees 05'42" East a distance of 2044.74 feet;

Thence North 77 degrees 06'21" West a distance of 210.00 feet;

Thence North 34 degrees 07'45" West a distance of 214.23 feet (formerly South 33 degrees 24'46" East a distance of 215.30 feet);

Thence North 85 degrees 52'50" West a distance of 765.06 feet (formerly South 85 degrees 18'16" East);

Thence North 44 degrees 36'12" West a distance of 115.05 feet (formerly South 44 degrees 03'50" East a distance of 120.54 feet) to a point on the Easterly bank of the Weiser River;

Thence North 30 degrees 10'21" East along said Easterly bank a distance of 162.12 feet (formerly South 32 degrees 40'32" West a distance of 160.54 feet);

Thence North 20 degrees 50'39" East (formerly South 23 degrees 20'50" West) along said Easterly bank a distance of 81.90 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive full use easement and right-of-way on and over an existing road, linking the East line of the subject premises with the Westerly right-of-way of United States Highway 95, the entirety of which existing road is lying and situated in the NW1/4 of Section 22, Township 16 North, Range 1 West, Boise Meridian, and the centerline of which is more particularly described as follows:

Commencing at the SW corner of said NW1/4;
Thence South 89 degrees 57'44" East along the Southerly boundary of said NW1/4 a distance of 293.45 feet;
Thence North 02 degrees 05'42" East a distance of 1225.79 feet to the TRUE POINT OF BEGINNING;
Thence South 62 degrees 37'17" East a distance of 122.14 feet;
Thence Southeasterly a distance of 199.38 feet along a curve to the left having a central angle of 11 degrees 04'04", a radius of 1032.14 feet and a long chord which bears South 68 degrees 09'19" East a distance of 199.06 feet;
Thence South 73 degrees 41'21" East a distance of 166.41 feet;
Thence South 65 degrees 51'18" East a distance of 168.50 feet;
Thence Northeasterly a distance of 451.35 feet along a curve to the left having a central angle of 80 degrees 31'53", a radius of 321.12 feet and a long chord which bears North 73 degrees 52'46" East a distance of 415.10 feet;
Thence North 33 degrees 36'49" East a distance of 238.93 feet;
Thence Northeasterly a distance of 260.77 feet along a curve to the right having a central angle of 56 degrees 18'26", a radius of 265.34 feet and a long chord which bears North 61 degrees 46'02" East a distance of 250.40 feet;
Thence North 89 degrees 55'15" East a distance of 364.45 feet to the Westerly right-of-way of United States Highway 95 which is the termination point of this easement.

PARCEL 6

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 15: That portion of the W1/2NW1/4 lying East of the Weiser River and South of a line 990 feet South of and parallel to the North boundary of said Section 15.

ALSO

The North 50 feet of Lot 5 of the Brady Addition to the City of Council, Idaho, as said lot is numbered and designated on the official amended plat of Brady Addition to the City of Council, Idaho on file in the office of the County Recorder of Adams County, Idaho.

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: A67-07726

Date Received: 10/23/1989

Receipt No: C012481

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY D ATKINS
Address: PO BOX 93
TETON VILLAGE WY 83025
2. Date of Priority: JAN 21, 1988
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	NE	SE	NE		ADAMS

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/130 RANGE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	21	NE	NE		IRR	15.0
			NW	NE		IRR	2.0
			SW	NE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	21	SE	NE		IRR	19.0
						Section Acres	40.0
		22	NW	NW		IRR	2.0
						Section Acres	2.0
						Total Acres	42.0

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:
NO. 67-7685

14. Remarks:
OWNERSHIP CHANGE BY MTS 9/11/1995

15. Basis of Claim: PERMIT

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)
) SS.
County of _____)

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

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

DATE OF CLOSING: 5/25/95

RECEIVED

JUN 20 1995

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 16N Range 01W
Section 21+22, 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

JUN 27 1995

WATER RESOURCES
WESTERN REGION

☐ 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:

A67-07685, A67-07726, A67-11102, A67-11104,
A67-11105, A67-11106, A67-11107, A67-11109

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Stephen or Jo Beth Mehen
105 W. Curling Drive
Boise, ID 83702

☐ New Owner/Claimant
(Purchaser):

Gary D. Atkins

☐ New Mailing Address:

P.O. Box 93
Teton Village, WY 83025

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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:

Copy of recorded Warranty Deed

(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)

Gary Atkins

Date 5/25/95

Date

☐ Signature of Former
Owner/Claimant(s):

Date

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: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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

1/2/95 (1/2/95)

1995

WARRANTY DEED

INSTRUMENT NO. 0700

For Value Received STEPHEN M. MEHEN, also shown of record as STEPHEN MEHEN, and JOSEPHINE BETH MEHEN, also shown of record as JOSEPHINE B. MEHEN, also shown of record as JO BETH MEHEN, husband and wife

RECEIVED

JUN 20 1995

Department of Water Resources

the grantors , do hereby grant, bargain, sell and convey unto

GARY D. ATKINS, a single man
the grantee, whose current address is, P.O. Box 93, Teton Village, WY 83025
728 Palmetto, Eagle, ID 83616

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

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

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

Date: May 25, 1995

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JUN 27 1995

WATER RESOURCES
WESTERN REGION

Stephen M. Mehen
Stephen M. Mehen, aka Stephen Mehen

Josephine Beth Mehen
Josephine Beth Mehen, aka Josephine B. Mehen, aka Jo Beth Mehen.

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

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

On this 25th day of May, in the year of 1995, before me
a Notary Public, personally appeared STEPHEN M.
MEHEN, aka STEPHEN MEHEN, & JOSEPHINE BETH
MEHEN, aka JOSEPHINE B. MEHEN, aka JO BETH
MEHEN

at 49 minutes past 3 o'clock PM.
this 25 day of May, 19 95 in my
office, and duly recorded in Book ----

known or identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same

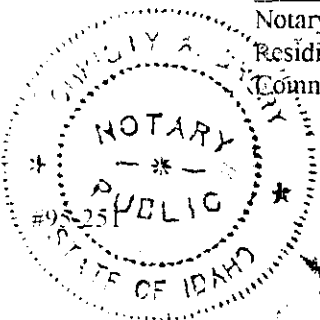
of Deeds at page

Christy A. Bury Michael Fisk
Notary Public Ex-Officio Recorder

Residing at Franklin, Idaho
Commission expires: 8/4/98

By: Sarah J. Wilson
Deputy

Fees \$21.00
Mail to: Timberline Title & Escrow



RECORDED

JUN 27 1995

POOR ORIGINAL

PARCEL 1

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel lying in portions of the NE1/4NW1/4, SE1/4NW1/4, SW1/4NW1/4 and NW1/4NW1/4 more particularly described as follows:

Commencing at the NW corner of said NE1/4NW1/4;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West (formerly North 83 degrees 23'45" West) a distance of 250.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 26'05" West (formerly North 83 degrees 23'45" West) a distance of 579.59 feet to a point which was formerly described as lying South 00 degrees 19'50" West 712.00 feet, and North 83 degrees 23'45" West from the NE corner of the NW1/4NW1/4 of said Section 22;

Thence North 77 degrees 07'18" West (formerly North 77 degrees 06'21" West) a distance of 152.22 feet;

Thence South 02 degrees 04'45" West (formerly South 02 degrees 05'42" West) a distance of 2,044.94 feet (formerly 2,044.74 feet) to a point on the Southerly boundary of said SW1/4NW1/4 which lies 293.45 feet Easterly from the SW corner of said SW1/4NW1/4;

Thence South 89 degrees 59'02" East (formerly North 89 degrees 57'44" West) along said Southerly boundary a distance of 1,536.21 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence North 00 degrees 39'14" East along said right-of-way a distance of 1,441.74 feet to a line which lies 30.00 feet

Northerly from and parallel with an existing dirt access road;

Thence traversing said parallel line as follows:

South 89 degrees 54'18" West a distance of 138.02 feet;

Southwesterly 290.24 feet along a curve to the left having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears South 61 degrees 45'05" West a distance of 278.70 feet;

South 33 degrees 35'52" West a distance of 238.93 feet;

Southwesterly 285.10 feet along a curve to the right having a central angle of 56 degrees 06'40", a radius of 291.12 and a long chord which bears South 61 degrees 39'12" West a distance of 273.84 feet;

Thence North 00 degrees 08'45" East a distance of 963.38 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 60.00 foot ingress-egress easement, the Northerly boundary of which is described as follows:

Commencing at the NW corner of the NE1/4NW1/4 of Section 22, Township 16 North, Range 1 West;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West a distance of 250.00 feet;

Thence South 00 degrees 08'45" West a distance of 963.38 feet to the Northerly boundary of said 60.00 foot easement and the TRUE POINT OF BEGINNING;

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Thence traversing said Northerly boundary as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40'', a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12'' East a distance of 273.84 feet;
 North 33 degrees 35'52'' East a distance of 238.93 feet;
 Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26'', a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05'' East a distance of 278.70 feet;
 North 89 degrees 54'18'' East a distance of 342.41 feet to a point on the Westerly right-of-way of U.S. Highway 95, which point is the TERMINATION POINT for this easement.

ALSO SUBJECT TO a 30.00 foot ingress-egress easement the centerline of which is described as follows:

Commencing at the SW corner of the SE1/4NW1/4 of said Section 22;
 Thence North 89 degrees 59'02'' West a distance of 15.00 feet to the TRUE POINT OF BEGINNING;
 Thence North 00 degrees 08'45'' East a distance of 15.00 feet;
 Thence South 89 degrees 59'02'' East a distance of 494.50 feet to a point which lies on a line 15.00 feet Westerly from and parallel with the Westerly right-of-way of the Union Pacific Railroad;
 Thence North 00 degrees 39'14'' East along said right-of-way a distance of 1,366.70 feet to a point on a line lying 30.00 feet Southerly from an existing dirt access road which point is the TERMINATION POINT for this easement.

PARCEL 2

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel of land in the NW1/4 described as follows: Commencing at the NW corner of the NE1/4NW1/4;

Thence South 00 degrees 08'45'' West along the Westerly boundary of the NE1/4NW1/4 a distance of 712.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 24'42'' West a distance of 250.00 feet;
 Thence South 00 degrees 08'45'' West parallel with said Westerly boundary a distance of 963.38 feet to a line which lies 30 feet Northerly from and parallel with the centerline of an existing dirt access road;

Thence traversing said parallel line as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40'', a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12'' East a distance of 273.84 feet;

Thence North 33 degrees 35'52'' East a distance of 238.93 feet;
 Thence Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26'', a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05'' East a distance of 278.70 feet;

Thence North 89 degrees 54'18'' East a distance of 138.02 feet to the Westerly right-of-way of the Union Pacific Railroad;

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Department of Public Lands

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Thence traversing said right-of-way North 00 degrees 39'14" East a distance of 13.36 feet;
 Thence Northeasterly 419.14 feet along a curve to the right having a central angle of 08 degrees 06'00", a radius of 2,964.79 feet and a long chord which bears North 04 degrees 42'14" East a distance of 418.79 feet;
 Thence North 08 degrees 45'14" East a distance of 44.21 feet;
 Thence leaving said right-of-way South 89 degrees 54'14" West parallel with the Northerly boundary of said NE1/4NW1/4 a distance of 547.17 feet to the POINT OF BEGINNING.

SUBJECT TO a non-exclusive easement for ingress and egress, and right-of-way for utility purposes over and across the now existing roads located along the East and North boundaries of the above described parcel and over and on that certain road from U.S. Highway 95 adjacent to the entire South boundary.

PARCEL 3

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: NW1/4SW1/4 EXCEPTING THEREFROM the S1/2S1/2NW1/4SW1/4 of said section, township and range.

SUBJECT TO an easement and road right-of-way 30 feet in width running in a generally North and South direction on and along the East boundary of the above described property with the East sideline of said easement and right-of-way being the East boundary of the parcel.

TOGETHER WITH a full use easement and right-of-way 30 feet in width and linking the existing East-West road North of the premises with the NE corner of the above described parcel. The easement and right-of-way herein granted shall proceed in a North to South direction commencing at the existing road and terminating at the North line of the premises near to the NE corner thereof.

PARCEL 4

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: S1/2S1/2NW1/4SW1/4

SUBJECT TO a non-exclusive easement and road right-of-way for purposes of ingress and egress to adjacent and neighboring lands which easement shall be 30 feet in width with its Eastern edge being the Eastern boundary of the herein described parcel.

PARCEL 5

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Sections 21 and 22: The SE1/4NE1/4 and a portion of the NE1/4NE1/4 of Section 21, and a portion of the NW1/4NW1/4 and of the SW1/4NW1/4 of Section 22, said Township and Range, more particularly described as follows:

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Commencing at the NE corner of the NE1/4NE1/4 of Section 21;
Thence South 89 degrees 44'17" West along the Northerly boundary
of said NE1/4NE1/4 a distance of 706.76 feet to the Easterly bank
of the Weiser River, which point is also the TRUE POINT OF
BEGINNING;

Thence continuing South 89 degrees 44'17" West a distance of
621.13 feet to the NW corner of said NE1/4NE1/4;

Thence South 00 degrees 14'25" West along the Westerly boundary
of said NE1/4NE1/4 and said SE1/4NE1/4 a distance of 2626.01 feet
to the SW corner of said SE1/4NE1/4;

Thence North 89 degrees 39'31" East along the Southerly boundary
of the said SE1/4NE1/4 a distance of 1322.11 feet to the SE
corner of said SE1/4NE1/4;

Thence South 89 degrees 57'44" East along the Southerly boundary
of said SW1/4NW1/4 of said Section 22 a distance of 293.45 feet;

Thence North 02 degrees 05'42" East a distance of 2044.74 feet;

Thence North 77 degrees 06'21" West a distance of 210.00 feet;

Thence North 34 degrees 07'45" West a distance of 214.23 feet
(formerly South 33 degrees 24'46" East a distance of 215.30
feet);

Thence North 85 degrees 52'50" West a distance of 765.06 feet
(formerly South 85 degrees 18'16" East);

Thence North 44 degrees 36'12" West a distance of 115.05 feet
(formerly South 44 degrees 03'50" East a distance of 120.54
feet) to a point on the Easterly bank of the Weiser River;

Thence North 30 degrees 10'21" East along said Easterly bank a
distance of 162.12 feet (formerly South 32 degrees 40'32" West a
distance of 160.54 feet);

Thence North 20 degrees 50'39" East (formerly South 23 degrees
20'50" West) along said Easterly bank a distance of 81.90 feet
to the TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive full use easement and right-of-way
on and over an existing road, linking the East line of the
subject premises with the Westerly right-of-way of United States
Highway 95, the entirety of which existing road is lying and
situated in the NW1/4 of Section 22, Township 16 North, Range 1
West, Boise Meridian, and the centerline of which is more
particularly described as follows:

Commencing at the SW corner of said NW1/4;

Thence South 89 degrees 57'44" East along the Southerly boundary
of said NW1/4 a distance of 293.45 feet;

Thence North 02 degrees 05'42" East a distance of 1225.79 feet
to the TRUE POINT OF BEGINNING;

Thence South 62 degrees 37'17" East a distance of 122.14 feet;

Thence Southeasterly a distance of 199.38 feet along a curve to
the left having a central angle of 11 degrees 04'04", a radius
of 1032.14 feet and a long chord which bears South 68 degrees
09'19" East a distance of 199.06 feet;

Thence South 73 degrees 41'21" East a distance of 166.41 feet;

Thence South 65 degrees 51'18" East a distance of 168.50 feet;

Thence Northeasterly a distance of 451.35 feet along a curve to
the left having a central angle of 80 degrees 31'53", a radius
of 321.12 feet and a long chord which bears North 73 degrees
52'46" East a distance of 415.10 feet;

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Thence North 33 degrees 36'49" East a distance of 238.93 feet;
Thence Northeasterly a distance of 260.77 feet along a curve to
the right having a central angle of 56 degrees 18'26", a radius
of 265.34 feet and a long chord which bears North 61 degrees
46'02" East a distance of 250.40 feet;
Thence North 89 degrees 55'15" East a distance of 364.45 feet to
the Westerly right-of-way of United States Highway 95 which is
the termination point of this easement.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien
but not yet due or payable.

EASEMENTS for rights-of-way for roads, irrigation ditches, canals
and public utilities as now established.

RIGHT-OF-WAY of the UNION PACIFIC RAILROAD COMPANY, including any
rights acquired pursuant to Acts of Congress. (Parcels 1 and 2)

RIGHT-OF-WAY and terms and conditions thereof contained in a Deed
granted to PACIFIC & IDAHO NORTHERN RAILWAY COMPANY, recorded
November 24, 1900 in Book A Deeds page 624.

POWER LINE EASEMENT granted to IDAHO POWER COMPANY, recorded
February 6, 1980 in Book 10M Misc. page 132 as Instr. No. 60225.
(Parcels 1, 2 and 5)

EASEMENT DEED, including terms and conditons thereof, granted to
THE WEISER RIVER FLOOD CONTROL DISTRICT NO. 3, recorded August
27, 1956 in Book 23 Deeds page 498. (Parcels 1, 2 and 5)

EASEMENT granted to DAVID ROCKE WILSON and CLAUDIA LOUISE WILSON,
as set forth in a Warranty Deed recorded June 9, 1981 as Instr.
No. 62472.

EASEMENT granted to PATRICK V. TRAINOR and NINA L. TRAINOR, as
set forth in a Warranty Deed recorded March 20, 1982 as Instr.
No. 63743.

EASEMENT granted to PATRICK V. TRAINOR and NINA L. TRAINOR, and
PAUL ERIK E. JENSE and MARJORIE ANN JENSEN, as set forth in a
Grant of Easement recorded April 19, 1983 as Instr. No. 65905.

EASEMENT granted to DARREL J. MORRIS and DOROTHY A. MORRIS, as
set forth in a Warranty Deed recorded June 3, 1983 as Instr. No.
66173.

EASEMENT granted to ROBERT L. WITHROW and VIOLA MAY WITHROW, as
set forth in a Warranty Deed recorded November 14, 1983 as Instr.
No. 67101.

EASEMENT granted to ANSON J. LONGTIN and LUCILLE G. LONGTIN, as
set forth in a Warranty Deed recorded February 15, 1984 as Instr.
No. 67616.

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EASEMENT granted to DARREL J. MORRIS and DOROTHY A. MORRIS, as set forth in a Warranty Deed recorded October 3, 1985 as Instr. No. 71103.

EASEMENT granted to CHARLES A. SAFE and JANICE SAFE, as set forth in a Sheriff's Deed recorded June 22, 1989 as Instr. No. 77243.

EASEMENT with terms and conditions granted to ROBERT A. BUTTS, and to STEPHEN M. MEHEN and JOSEPHINE B. MEHEN, as set forth in Deeds recorded July 3, 1979 and June 22, 1989 as Instr. Nos. 59232 and 77245, respectively.

ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by the Weiser River.

ANY CLAIM arising from the difference in the mean high water line of the Weiser River and the meander line as shown by the original government survey.

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Department of Water Resources

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JUN 21 1995

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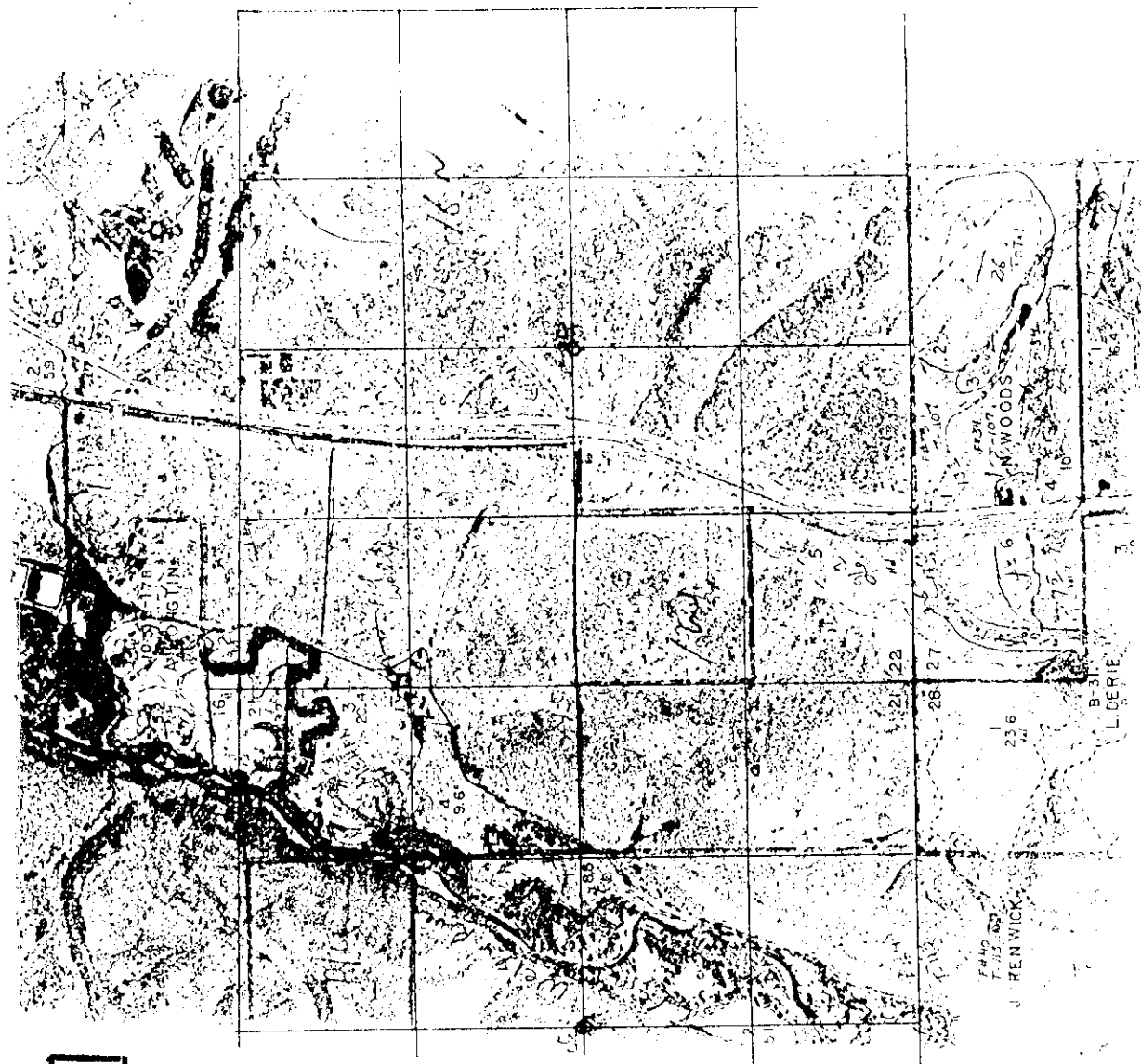


Amazonian S. N.

(A. d. d.)

3027

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POOR ORIGINAL

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07726

Priority: January 21, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.44 CFS
189.7 AF

This is to certify, that STEPHEN MEHEN

105 W. CURLING
BOISE, ID 837020000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 21, 1988; and has submitted Proof of Beneficial Use on August 30, 1988. An examination indicates that the works have a diversion capacity of .440 cfs of water from a GROUNDWATER 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	03/15 to 11/15	0.44 CFS	188.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	1.7 AF
Totals		0.44 CFS	189.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW, Sec. 22, Township 16N, Range 01W
ADAMS 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>
16N	01W	21	NENE 27	SENE 15		42
		22	NWNW 4	SWNW 1		5

Total number of acres irrigated: 47

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
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.

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POOR ORIGINAL

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POOR ORIGINAL

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Overlaid
Overlaid has amount 67-07885, includes River, for some of same
areas of General by ground water.
Live conditions R05.
Drilling permit 67-88-2-016 approved 7/30/88.
1 old permit, permit shows 2 facets for pld.
Pld within facets shown on permit but #/ac. per facet different than
permit, total acre remains within limits of permit.

I. RECOMMENDATIONS

1. Recommended Amounts

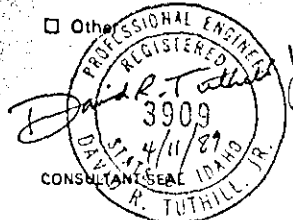
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	.44	186.8
Stockwater	1/1	12/31	.02	1.7
Totals:			.44	188.5

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Steve Lester
Signature Steve Lester
Certification Date _____
Field Report Preparation Date 9/8/88



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

921-90
SC

MICROFILMED

OCT 23 1988

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: A67-07726
Date Received: 10-23-89
Receipt No: C012481
Received By: SWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN MEHEN 208-338-9166
Address: 105 W. CURLING
BOISE, ID 83702-0000

OR

Name: JO BETH MEHEN 208-338-9166
Address: 105 W. CURLING
BOISE, ID 83702-0000

2. Date of Priority: JAN 21, 1988

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	NE	SE	NE		ADAMS

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.200		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/130 RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	21	NE		NE		IRR	15.0
			NW		NE		IRR	2.0
			SW		NE		IRR	4.0
			SE		NE		IRR	19.0
							Section Acres	40.0
		22	NW		NW		IRR	2.0
							Section Acres	2.0
							Total Acres	42.0

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:
NO. 67-7685

14. Remarks: *I chose to file this claim*

15. Basis of Claim: PERMIT

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: 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): Stephen Meher Date: 10-23-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of October 1989 Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

ATE

NE 14

STOVNEFB.6

10.5 B-178
A. CNGTINE

5.2

16

21

32

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96

85

76

59

irrigation well

$\frac{1}{3}$ mi.

MICROFILM-20
OCT 02 1962

NOT TO SCALE



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

December 18, 1997

Re: Notice of Claim to a Water Right No. A67-07685, A67-07726,
A67-11102, A67-11103, A67-11104, A67-11105, A67-11106,
A67-11107, A67-11109

DANIEL E SLOAN
MALLORY J SLOAN
PO BOX 352
COUNCIL ID 83612

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership 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