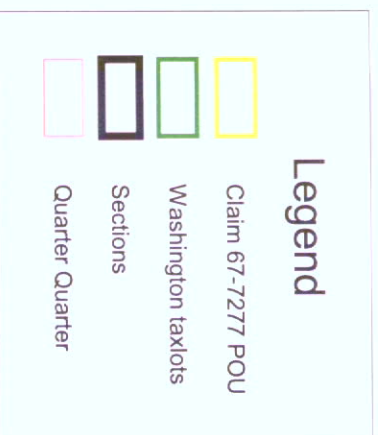


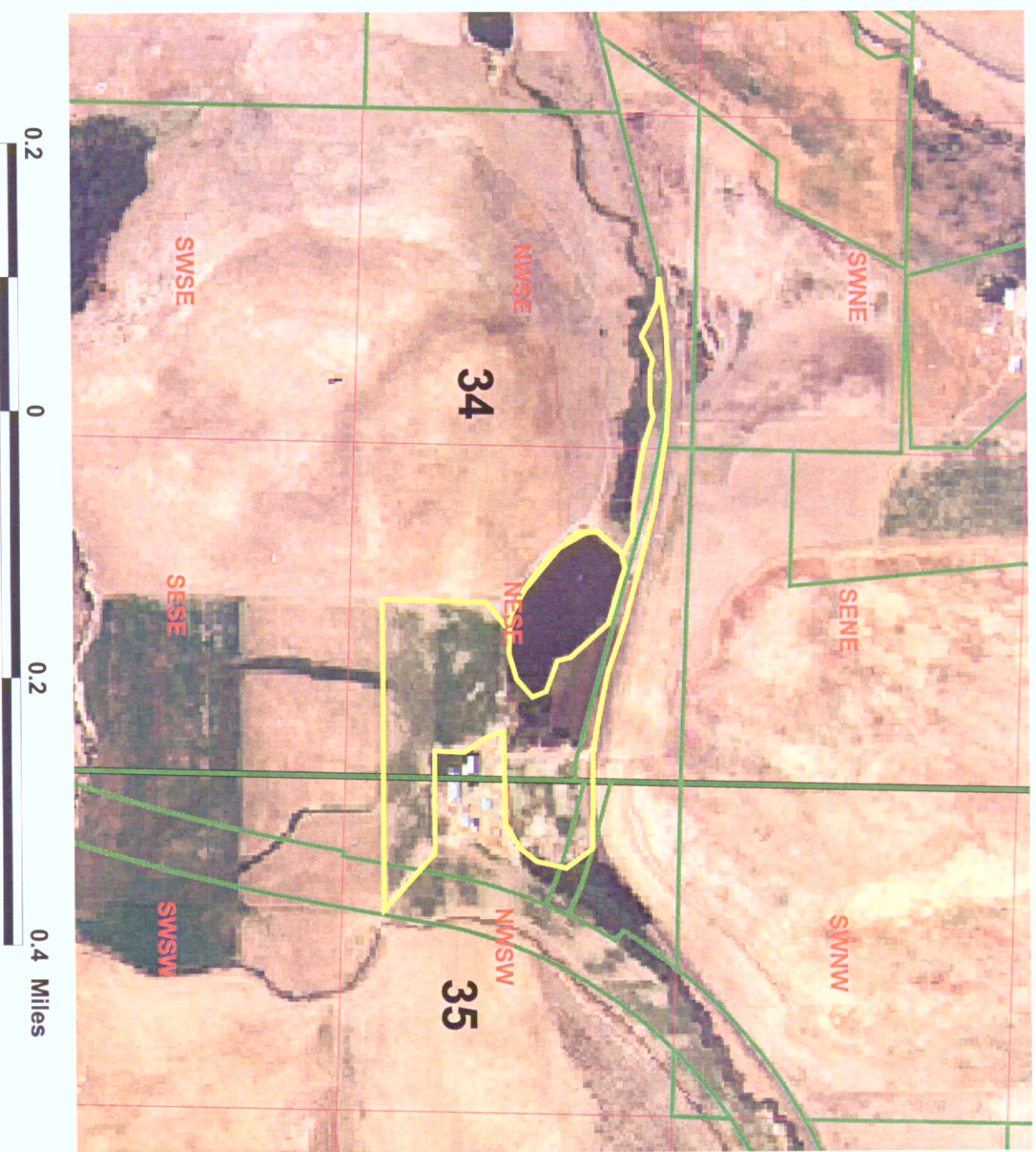


# Idaho Department of Water Resources

## 67 - 7277



T 12N, R 05W, Sections 34, 35



Licensed  
12/5/90  
per D-Base.  
kw

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: **A67-07277**  
Date Received: 10/16/1989  
Receipt No: W006289  
Received By: \_\_\_\_\_

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

1. Name: MONTE SPIERING 208-549-0988  
Address: 1240 DEVILS ELBOW RD  
WEISER ID 83672

AND/OR

Name: HOLLY SPIERING 208-549-0988  
Address: 1240 DEVILS ELBOW RD  
WEISER ID 83672

2. Date of Priority: JUN 3, 1976

3. Source: UNNAMED STREAM Trib. to: MONROE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N      | 05W   | 34      | NE     | SE     |     |     | WASHINGTON |

5. Description of diverting works:  
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION FROM STORAGE | 04/01 | 09/30 |       |      | 60.00  |
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 30.00  |

7. Total Quantity Appropriated is:  
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use    | Acres |
|----------|-------|---------|--------|-----|---------------|--------|-------|
| 12N      | 05W   | 34      | NE     | SE  |               | IRR FS | 10.0  |
|          |       |         | NE     | SE  |               | IRR S  |       |
|          |       |         | NW     | SE  |               | IRR FS | 2.0   |
|          |       |         |        |     | Section Acres |        | 12.0  |
|          |       | 35      | NW     | SW  |               | IRR FS | 15.0  |
|          |       |         |        |     | Section Acres |        | 15.0  |
|          |       |         |        |     | Total Acres   |        | 27.0  |

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:

CLAIM NO. A67-00722, A67-00674.

14. Remarks:

NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS  
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.  
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.  
OWNERSHIP CHANGED BY KW 4/8/1993.  
OWNERSHIP CHANGED BY LH 3/19/97.

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 \_\_\_\_\_

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

RECEIVED

MAR 07 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) 167-07277, 167-07368, 167-07367  
Adjudication Claim Number(s) \_\_\_\_\_
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) Evelyn S Martin  
413 E Maple Rawlins Wyoming, 82301
4. New Owner/Claimant(s) Monte, Holly Spiering  
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR  
New Mailing Address 1240 Devils Elbow Rd  
City, State and ZIP Code Weiser Idaho, 83672  
New Telephone Number (208) 549-0988
5. Date you acquired the property Jan 17-97
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 \_\_\_\_\_ 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) Monte R. Spiering Date 2-22-97  
Holly K. Spiering Date 2/22/97
8. 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.

## WARRANTY DEED

For Value Received

THE MYRON W. MARTIN TRUST u/t/a dated February 6, 1985 and THE EVELYN S. MARTIN TRUST u/t/a dated February 6, 1985

The grantor, do es hereby grant, bargain, sell and convey unto

MONTE R. SPIERING AND HOLLY K. SPIERING, husband and wife  
the grantee s, whose current address is

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

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

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 Grantee s that s he is the owner in fee simple of said premises; that they are free from all incumbrances

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

Dated: NOVEMBER 22, 1996

Evelyn S. Martin Successor Trustee Evelyn S. Martin Trustee  
EVELYN S. MARTIN, SUCCESSOR TRUSTEE EVELYN S. MARTIN, TRUSTEE

STATE OF IDAHO  
COUNTY OF WASHINGTON  
On this 22nd day of November, in the year 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Evelyn S. Martin, Successor Trustee, known or identified to me, to be the person whose name is subscribed to the within instrument as TRUSTEE, and acknowledged to me that he executed the same as such TRUSTEE.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal of the day and year in this certificate first above written.

Sharon Wipner  
Notary Public for Idaho  
Residing at  
My Commission Expires 3/27/97

STATE OF IDAHO, COUNTY OF  
I hereby certify that this instrument was filed for record at the request of WEISER VALLEY TITLE

at 02 minutes past FIFTEEN o'clock P.M.,  
this 21ST day of JANUARY  
19 97, in my office, and duly recorded in Book  
of Deeds XXXXXX 168444

SHARON WIPNER  
Ex-Officio Recorder

By Lisa McKnight

Fees \$ 6.00  
Mail to: WEISER VALLEY TITLE

Cmp. Index  
Cmp. Rel.  
Fim  
Compare  
Ca. d. Rel.  
Bk. Rel.  
Deputy-Data  
Return  
Copy

RECEIVED

MAR 07 1997

WATER RESOURCES  
WEISER VALLEY TITLE

EXHIBIT "A"

RECEIVED

MAR 07 1997

WATER RESOURCES  
WESTERN REGION

FILE NO.: 100-96-5556

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 34: SE $\frac{1}{4}$ ; EXCEPTING those portions lying within the boundaries of Barton Reservoir site, EXCEPTING THEREFROM all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  lying northerly of the right of way for U.S. Highway No. 95 as described in Deed recorded September 23, 1987 as Instrument No. 143666, Official Records, EXCEPTING those portions lying within the right of way of U.S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

Section 35: The West 60 rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$ , All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  lying southerly of North and South Highway as conveyed to Claud Gann recorded March 30, 1972 as Instrument No. 96932, Official Records, The East 20 Rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$ , and E $\frac{1}{2}$ SW $\frac{1}{4}$ ; EXCEPTING those portions lying within the right of way of U.S. Highway No. 95, EXCEPTING THEREFROM that portion conveyed to Washington County by Deed recorded July 12, 1988 as Instrument No. 145663, Official Records AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

In Township 11 North, Range 5 West of the Boise Meridian, Washington, Idaho;

Section 2: S $\frac{1}{2}$ NE $\frac{1}{4}$ , Lots 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 35: All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ NE $\frac{1}{4}$  that lies North and/or Northerly of the State Highway as conveyed to Claud Gann in Deed recorded April 27, 1984 as Instrument No. 132973, Official Records, NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; EXCEPTING those portions lying within the right of way of U.S. Highway 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.



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: **A67-07277**  
Date Received: 10/16/1989  
Receipt No: W006289  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: MYRON W MARTIN  
Address: 1240 ~~HIGHWAY 95~~ *Devils Elbow Rd.\**  
WEISER ID 83672  
AND  
Name: EVELYN S MARTIN  
Address: 1240 ~~HIGHWAY 95~~ *Devils Elbow Rd.\**  
WEISER ID 83672

2. Date of Priority: JUN 3, 1976

3. Source: UNNAMED STREAM Trib. to: MONORE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N      | 05W   | 34      | NE     | SE     |     |     | WASHINGTON |

5. Description of diverting works:  
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION FROM STORAGE | 04/01 | 09/30 |       |      | 60.00  |
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 30.00  |

7. Total Quantity Appropriated is:  
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE.

MICROFILMED

AUG 05 1994

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use   | Acres |
|----------|-------|---------|--------|-----|---------------|-------|-------|
| 12N      | 05W   | 34      | NE     | SE  |               | IRR   | 10.0  |
|          |       |         | NE     | SE  |               | IRR S |       |
|          |       |         | NW     | SE  |               | IRR   | 2.0   |
|          |       |         |        |     | Section Acres |       | 12.0  |
|          |       | 35      | NW     | SW  |               | IRR   | 15.0  |
|          |       |         |        |     | Section Acres |       | 15.0  |
|          |       |         |        |     | Total Acres   |       | 27.0  |

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:  
CLAIM NO. A67-00722, A67-00674.

14. Remarks:  
NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS  
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.  
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.  
OWNERSHIP CHANGED BY KW 4/8/1993.

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: \_\_\_\_\_

**MICROFILMED**

**AUG 05 1994**

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 \_\_\_\_\_

MICROFILMED



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 6 1993

Department of Water Resources

DATE OF CLOSING: 12/15/92

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, B.M. \_\_\_\_\_  
Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_

If you have additional legal descriptions, please attach separate sheet.

SEE COPY OF RECORDED WARRANTY DEED ATTACHED HERETO

- [ ] 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) Department of Water Resources  
Western Regional Office

- [ ] Water Right Number(s)  
Assigned by IDWR: A67-07277 A67-07368 A67-07367

- [ ] Name and Address of Former  
Owner/Claimant(s)(Seller): CLAUD GANN AND THEN FLOYD HINTON  
1240 HIGHWAY 95, WEISER, IDAHO 83672

- [ ] New Owner/Claimant  
(Purchaser): MYRON W. MARTIN AND EVELYN S. MARTIN

- [ ] New Mailing Address: 1240 HIGHWAY 95  
WEISER, IDAHO 83672

- [ ] New Telephone Number: ( ) \_\_\_\_\_ - \_\_\_\_\_

- [ ] Does the change in ownership result in a splitting of the water right owned/claimed? yes XX 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: RECORDED WARRANTY DEED GANN TO HINTON AND  
HINTON TO MARTIN  
(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) X Myron W Martin Date 12/14/92  
X Evelyn S Martin Date 12/14/92

- [ ] Signature of Former  
Owner/Claimant(s): Floyd C Hinton Date 12/14/92  
Jachalin Hinton Date 12/14/92

(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: 12/15/92 By: 4/8/93

Claim Numbers of Split, if any:

MICROFILMED

AUG 05 1994

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

RECEIVED

INSTRUMENT NO. 155774  
PAGE 2 OF 2

1993

Exhibit "A"

Department of Water Resources  
Western Regional Office

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 34: SE1/4; EXCEPTING those portions lying within the boundaries of Barton Reservoir site, EXCEPTING THEREFROM all that part of the NW1/4SE1/4 lying northerly of the right of way for U. S. Highway No. 95 as described in Deed recorded September 23, 1987 as Instrument No. 143666, Official Records, EXCEPTING those portions lying within the right of way of U. S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

Section 35: The West 60 rods of the W1/2SW1/4, All that part of the SE1/4NW1/4 lying southerly of North and South Highway as conveyed to Claud Gann recorded March 30, 1972 as Instrument No. 96932, Official Records, The East 20 Rods of the W1/2SW1/4, and E1/2SW1/4; EXCEPTING those portions lying within the right of way of U. S. Highway No. 95, EXCEPTING THEREFROM that portion conveyed to Washington County by Deed recorded July 12, 1988 as Instrument No. 145663, Official Records AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

In Township 11 North, Range 5 West of the Boise Meridian, Washington County, Idaho;

Section 2: S1/2NE1/4, Lots 3 and 4, SE1/4NW1/4; EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

In Township 12 North, Rnge 5 West of the Boise Meridian, Washington County, Idaho:

Section 35: All that part of the SE1/4NW1/4 and SW1/4NE1/4 that lies North and/or Northerly of the State Highway as conveyed to Claud Gann in Deed recorded April 27, 1984 as Instrument No. 132973, Official Records, NW1/4NE1/4; EXCEPTING those portions lying within the right of way of U.S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

MICROFILMED

AUG 05 1994

TOGETHER WITH ANY AND ALL WATER RIGHTS, INCLUDING SHARES IN MONROE CREEK IRRIGATION DISTRICT.

SUBJECT TO ALL VALID OUTSTANDING RESERVATIONS, EASEMENTS, RIGHTS-OF-WAY, RESTRICTIONS, DEDICATIONS, MINERAL LEASES, MINERAL RESERVATIONS, AND MINERAL CONVEYANCES OF RECORD.

## WARRANTY DEED

For Value Received

FLOYD HINTON AND JACKALIN HINTON, husband and wife

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

MYRON W. MARTIN AND EVELYN S. MARTIN, husband and wife  
the grantee s, whose current address is  
1240 ~~DEVIN'S DR~~ WEISER, ID 83672  
the following described premises, in WASHINGTON County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S  
THEIR heirs and assigns forever. And the said Grantor S do hereby covenant to and  
with the said Grantee S, that They the ownerS in fee simple of said premises; that they are free  
from all incumbrances

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

Dated: DECEMBER 14, 1992

Floyd Hinton  
FLOYD HINTON

Jackalin Hinton  
JACKALIN HINTON

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 14<sup>th</sup> day of DECEMBER, 19 92,  
before me, a notary public in and for the said State, personally  
appeared

FLOYD HINTON AND JACKALIN HINTON

known or identified to me to be the person S whose name S  
subscribed to the within instrument, and acknowledged to me  
that THEY executed the same.

Jane B. Edwards  
Notary Public

Residing at  
Comm. Expires

WEISER  
3/27/97

STATE OF IDAHO, COUNTY OF WASHINGTON

I hereby certify that this instrument was filed for record at the  
request of WEISER VALLEY TITLE

at 10 minutes past 14:00 o'clock P M.,  
this 15TH day of DECEMBER  
19 92, in my office, and duly recorded in ~~BOOK~~  
of Deeds at ~~Page~~ # 155992

MARY KAUTZ

Ex-Officio Recorder

Fees \$ 6.00

Mail to: WEISER VALLEY TITLE

Deputy. ☒ Cmp. Index  
Cmp. Rel.  
Film  
Compare  
Card Rel.  
Bk. Rel.  
Up-date  
Return

INSTRUMENT NO.

**from the desk of**

CLAUD GANN

TO Id, Dept of water  
note-

I have sold the  
Ranch at Weiser.

I now live in  
Okanogan, wa.

The new owners of  
the Ranch is Floyd and  
Jacklin Hinton.

The Hinton's address is  
1240 Hiway ~~200~~ 95 N.

Their Phone No. is  
549-2626.

Sincerely  
Claud Gann

MICROFILMED

AUG 05 1994

Rec'd 6/7/90-  
back  
of note.  
KW  
4/8/93

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: A67-07277  
Date Received: 10/16/1989  
Receipt No: 4006239  
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CLAUD GANN 208-549-1582  
Address: 1240 HWY 95 NORTH  
WEISER, ID 83672

2. Date of Priority: JUN 03, 1976

3. Source: UNNAMED STREAM Trib. to: MONORE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N      | 05W   | 34      | NE     | SE     |     |     | WASHINGTON |

5. Description of diverting works:  
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION FROM STORAGE | 04/01 | 09/30 |       |      | 60.00  |
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 30.00  |

7. Total Quantity Appropriated is:  
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 12N      | 05W   | 34      | NE     | SE  |     | IRR   | 10.0  |
|          |       |         | NE     | SE  |     | IRR S |       |

A67-07277

Page 1

Date: 10/16/89

MICROFILMED  
AUG 05 1994

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 12N      | 05W   | 34      | NW         | SE  | IRR           | 2.0   |
|          |       |         |            |     | Section Acres | 12.0  |
|          |       | 35      | NW         | SW  | IRR           | 15.0  |
|          |       |         |            |     | Section Acres | 15.0  |
|          |       |         |            |     | Total Acres   | 27.0  |

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:  
CLAIM NO. A67-00722, A67-00674.

14. Remarks:  
NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS  
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.  
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.

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 X 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): Claude Gann Date: 10-16-89  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of AOA ) SS.

Subscribed and sworn (or affirmed) before me this 16th day  
of October 19 89 Jan Sherte  
Notary Public

Seal

Residing at Meridian ID  
My Commission Expires 8-14-94

# Idaho Department of Water Resources

## 67 - 7277

**Legend**

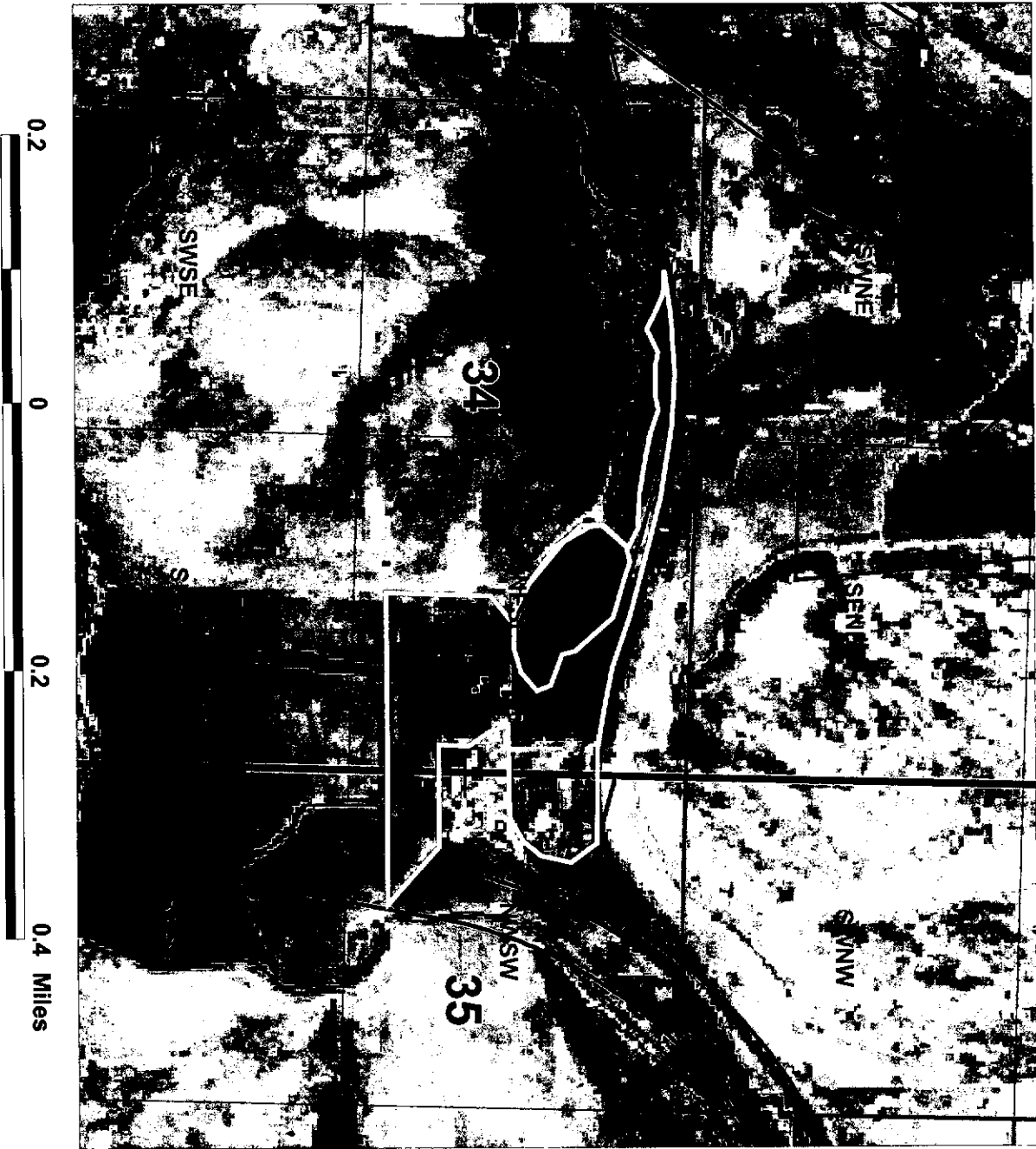
Claim 67-7277 POU

Washington taxlots

Sections

Quarter Quarter

T 12N, R 05W, Sections 34, 35





**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

March 20, 1997

Re: Notices of Claim to a Water Right Nos. A67-00722, A67-07277,  
A67-07367, A67-07368, A67-07369, A67-10868, A67-10869, A67-10870

MONTE SPIERING  
HOLLY SPIERING  
1240 DEVILS ELBOW RD  
WEISER ID 83672

Dear Mr. & Mrs. Spiering:

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.

Please be advised that there are several other water rights appurtenant to the lands you have purchased. These rights (A67-00722, A67-07369, A67-10868, A67-10869 and A67-10870) were also in the name of Myron and Evelyn Martin, but have been changed to your names to clarify our records.

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,

Lori Harris  
Technical Records Specialist  
Adjudication Section  
Western Region Office

LH:1

Enclosures



**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

April 22, 1993

RE: Notice of Claims to Water Right Nos. A67-00722, A67-07369,  
A67-10868, A67-10869, A67-10870, A67-07277, A67-07367 and  
A67-07368

Myron W. & Evelyn S. Martin  
1240 Devils Elbow Rd.  
Weiser, ID 83672

Dear Mr. and Mrs. Martin:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the lands and appurtenant water rights covered under the original filings. Please note that I have also changed the address on the claims that I had previously sent you copies of (i.e. A67-07277, A67-07367 and A67-07368).

The Department will contact you in the future concerning any other 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 me.

Sincerely,

KAY WALKER  
Sr. Water Resource Agent  
Adjudication Bureau

KW:k  
Enclosures

MICROFILMED

AUG 05 1994

When the new Highway 95 was  
built the address here was  
changed to Devils Elbow Road

1240 Devils Elbow Road  
Weiser, Idaho 83672

4-15-93

Attn: Kay Walker, Sr. Resource Agent  
Idaho Dept. of Water Resources  
2735 Airport Way  
Boise, Idaho 83705-5082

POOR ORIGINAL

Dear Kay:

In your letter of April 8, 1993

you mentioned that there are several  
(Claude & Evelyn Hann)  
other water rights appurtenant to our  
lands. We would be happy to have  
these additional water rights but do  
not know how to apply. Any help  
you could give us would certainly  
be appreciated.

RECEIVED

APR 19 1993

Department of Water Resources  
Western Regional Office

Sincerely,

Myron W. and Evelyn S. Martin

MICROFILMED

AUG 05 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

April 8, 1993

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

RE: Notice of Claims to Water Right Nos. A67-07277, A67-07368  
& A67-07367

Myron W. & Evelyn S. Martin  
1240 Highway 95  
Weiser, ID 83672

Dear Claimants:

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

Please be advised that there are several other water rights appurtenant to the lands you have purchased. These rights are in the name of Claud & Evelyn Gann and should be changed over to your names in order to clarify our records. Enclosed for your information are profile reports of these water rights. I have partially completed a change in ownership form for your convenience. Please put your telephone number on the line indicated, sign the form and return it to our office for processing.

The Department will contact you in the future concerning any other 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 me.

Sincerely,

KAY WALKER  
Sr. Water Resource Agent  
Adjudication Bureau

KW:k  
Enclosures

MICROFILMED

AUG 05 1994

June 11, 1990

Claud Gann  
P.O. Box 1308  
Okanogan, WA 98840

Dear Mr. Gann:

Per your letter received on June 7, 1990, enclosed is a Change of Ownership form for Claim No's. A67-00722, A67-07277, A67-07367, A67-07368, A67-07369, A67-10868, A67-10869 and A67-10870.

The Change of Ownership form signed by you would allow us to change the name on these claims to the new owners without any proof of ownership from them. Once this form is returned, we will change the name on these claims and send a copy of each to the new owners.

These eight claims cover the use of Monroe Creek for 68 inches of water on 68 acres, an unnamed stream used for a storage reservoir for the irrigation of 27 acres, two wells to be used for stockwater and domestic purposes for 40 head stock and one home. Also the use of Mann Creek for 39 1/2 inches of water on 54 acres, and three springs for 40 head stock (2 springs) and 60 head stock (1 spring). If you have other claims we did not locate, please let us know when you return the Change of Ownership form.

If you have any questions concerning the Change of Ownership form, please contact me.

Sincerely,

Jan Shurte  
Water Rights Supervisor  
Adjudication Section

JS:lh  
Enclosures

MICROFILMED

AUG 05 1994