

Scale: 2 inches equals 1 mile

[illegible]

Copies: White-State, Yellow-Claimant

POOR ORIGINAL

67-7561

N

CRP-86-173.2

I 95.5

2726  
3435

A 22.2

2 3.0

5.9

5.8

7 173.2

6 10.9

P.U.

17ac.

2 15.8

1 17.9

3 8.0

10.5

D-47  
D-47  
7532

W 28.2

28 27  
39 34

T 533

4 1.3

19.6

1.4

5 7.9

Pump

POND

ALSO  
1.02 AIGATE. OUT OF DOTTED LINE

MICROFILMED  
OCT 23 1996

# Idaho Department of Water Resources

## 67-7361



T12N R05W S34



500 0 500 1000 Feet

Prepared by Sandy Egbert  
4-2-04  
1993/94 True Color Aerial Photo

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-07361

Date Received: 10/17/1989

Receipt No: C012313

Received By: \_\_\_\_\_

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

1. Name: THOMAS WELLER

Address: PO BOX 455

ST HELENS OR

97051

OR

Name: BONNIE WELLER

Address: PO BOX 455

ST HELENS OR

97051

2. Date of Priority: OCT 17, 1977

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      | SE     | NE     | SW  |     | WASHINGTON |

5. Description of diverting works:

EARTH-FILL DAM, APPROX. 1 SURFACE ACRE, 10 A.F. CAPACITY

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 5.00   |
| IRRIGATION FROM STORAGE | 03/15 | 11/15 |       |      | 15.00  |
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 0.70   |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 0.70   |

7. Total Quantity Appropriated is:

0.280 C.F.S. (and/or) 15.70 A.F.A.

8. Total consumptive use is

49.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 50 RANGE

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|---------------|-------|---------|--------|-----|-----|--------|-------|
| 12N           | 05W   | 34      | NE     | SW  |     | IRR FS | 14.0  |
| Section Acres |       |         |        |     |     |        | 14.0  |
| Total Acres   |       |         |        |     |     |        | 14.0  |

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:

WASTEWATER FROM CLAUDE GANN PLACE ABOVE AND SEEPAGE ARE TRIBUTARY  
TO RESERVOIR.  
OWNERSHIP CHANGED BY LH 6/27/94.  
CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 9/23/94.

15. Basis of Claim: LICENSE

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 )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 14 1994

WATER RESOURCES  
WESTERN REGION

DATE OF CLOSING: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
 Section \_\_\_\_\_, \_\_\_\_\_ 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.

- ☐ 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: AG7-7361
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- ☐ New Owner/Claimant (Purchaser): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- ☐ New Mailing Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- ☐ 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: \_\_\_\_\_

(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) Thomas J. Weller. Date 9-9-94  
 \_\_\_\_\_ 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

MICROFILMED

OCT 23 1996

03/17/2018

400 4 1 930

03/17/2018

## INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-07361**  
Date Received: 10/17/1989  
Receipt No: C012313  
Received By: \_\_\_\_\_

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

1. Name: WILLIAM T PALLIS 208-549-2180  
Address: 1240 MONROE CREEK ROAD  
WEISER ID 83672

2. Date of Priority: OCT 17, 1977

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      | SE     | NE     | SW  |     | WASHINGTON |

5. Description of diverting works:  
EARTH-FILL DAM, APPROX. 1 SURFACE ACRE, 10 A.F. CAPACITY

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 5.00   |
| IRRIGATION FROM STORAGE | 03/15 | 11/15 |       |      | 15.00  |
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 0.70   |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 0.70   |

7. Total Quantity Appropriated is:  
0.280 C.F.S. (and/or) 15.70 A.F.A.

8. Total consumptive use is 49.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 50 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 12N      | 05W   | 34      | NE     | SW  |     | IRR FS | 14.0  |

MICROFILMED  
AUG 05 1994

10. Place of Use: Continued

Section Acres 14.0

Total Acres 14.0

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:

WASTEWATER FROM CLAUDE GANN PLACE ABOVE AND SEEPAGE ARE TRIBUTARY  
TO RESERVOIR.

OWNERSHIP CHANGED BY LH 6/27/94.

15. Basis of Claim: LICENSE

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  
AUG 05 1994



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 19 1994

WATER RESOURCES  
WESTERN REGION

RECEIVED

JUN 24 1994

WATER RESOURCES  
WESTERN REGIONDATE OF CLOSING: 8-20-93

LEGAL DESCRIPTION OF PROPERTY: Township 12 NORTH Range 5 WEST  
 Section 34, 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.

[ ] 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)

[X] Water Right Number(s) Assigned by IDWR: A67-00720 A67-00721 A67-07361

[ ] Name and Address of Former Owner/Claimant(s)(Seller): BUDDY R. + BARBARA A. ALLEN  
1240 MONROE CRR. RD

[ ] New Owner/Claimant (Purchaser):

WEISER, ID 83672  
WILLIAM T. PAUL'S

[ ] New Mailing Address:

1240 MONROE CRR. RD.  
WEISER, ID 83672

[ ] New Telephone Number:

(208) 549-2180

[ ] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no  
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[ ] Attach proof of ownership, describe proof attached:

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)

William T. Paul's

Date 8-20-93

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: 6-27-94 By: JD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 6-27-94 By: JD

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  
AUG 21 1984

## INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

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If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

## WARRANTY DEED

For Value Received BUDDY R. ALLEN AND BARBARA ANN ALLEN,  
HUSBAND AND WIFE

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

WILLIAM T. PALLIS, A SINGLE PERSON

the grantee, whose current address is 1240 MONROE CREEK ROAD, WEISER, ID 83672

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

IN TOWNSHIP 12 NORTH, RANGE 5 WEST, BOISE

SECTION 34: All that part of the South 25 acres of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  and all that part of the South 25 acres of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  lying Easterly of Monroe Creek Road; and all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$  lying Southeasterly of Monroe Creek Road and Northerly of Devil's Elbow Road (formerly U.S. Highway 95); and all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$  lying Northerly of Devil's Elbow Road (formerly U.S. Highway 95).

ALSO IN SECTION 34: All that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  lying Northerly of Devil's Elbow Road (formerly U.S. Highway 95) and Easterly of Monroe Creek Road as the same now cross said NW $\frac{1}{4}$ SW $\frac{1}{4}$ .

TOGETHER WITH ALL WATER, WATER RIGHTS, DITCHES AND DITCH RIGHTS APPURTENANT THERETO AND IN ANYWISE BELONGING.

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 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: AUGUST 20, 1993

BUDDY R. ALLEN

BARBARA ANN ALLEN

STATE OF IDAHO, COUNTY OF WASHINGTON  
On this 20TH day of AUGUST, 1993,  
before me, a notary public in and for the said State, personally  
appeared

BUDDY R. ALLEN AND  
BARBARA ANN ALLEN

known and 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.

Notary Public

Residing at WEISER, Idaho  
Comm. Expires 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 42 minutes past 14:00 o'clock P. M.,  
this 23RD day of AUGUST  
1993, in my office, and duly recorded in ~~XXX~~  
of ~~DEEDS~~ DEEDS # 157750

MARY KAUTZ

Ex-Officio Recorder

By Carol R. Hurst

Deputy.

Fees \$ 3.00

Mail to: WEISER VALLEY TITLE

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

INSTRUMENT NO.

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: **A67-07361**  
Date Received: 10/17/1989  
Receipt No: C012313  
Received By: \_\_\_\_\_

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

1. Name: BUDDY R ALLEN  
Address: 1240 MONROE CREEK RD  
WEISER ID 83672  
AND  
Name: BARBARA ANN ALLEN  
Address: 1240 MONROE CREEK RD  
WEISER ID 83672
2. Date of Priority: OCT 17, 1977
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      | SE     | NE     | SW  |     | WASHINGTON |

5. Description of diverting works:  
EARTH-FILL DAM, APPROX. 1 SURFACE ACRE, 10 A.F. CAPACITY
6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 5.00   |
| IRRIGATION FROM STORAGE | 03/15 | 11/15 |       |      | 15.00  |
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 0.70   |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 0.70   |

7. Total Quantity Appropriated is:  
0.280 C.F.S. (and/or) 15.70 A.F.A.
8. Total consumptive use is 49.0 Acre Feet Per Annum.
9. Non-irrigation uses:  
STOCKWATER FOR UP TO 50 HEAD/RANGE

**MICROFILMED**

**AUG 05 1994**

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 12N           | 05W   | 34      | NE     | SW  |     | IRR | 14.0  |
| Section Acres |       |         |        |     |     |     | 14.0  |
| Total Acres   |       |         |        |     |     |     | 14.0  |

corrected to  
irrig. from  
storage 5/9/94  
KW

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:

WASTEWATER FROM CLAUDE GANN PLACE ABOVE AND SEEPAGE ARE TRIBUTARY  
TO RESERVOIR.

15. Basis of Claim: LICENSE

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 )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

MICROFILMED  
AUG 05 1994



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 1 1992

DATE OF CLOSING: 7/10/92

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 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.

[ ] 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: \_\_\_\_\_

Department of Water Resources  
Western Regional Office

[ ] Name and Address of Former Owner/Claimant(s)(Seller): JOSEPH W. SUMRALL, SR.

[ ] New Owner/Claimant (Purchaser): BUDDY R. & BARBARA ANN ALLEN

[ ] New Mailing Address: 1240 MONROE CREEK RD.  
WEISER, ID 83672

[ ] 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: RECORD 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) Buddy R. & Barbara Ann Allen Date 7-10-92

[ ] Signature of Former Owner/Claimant(s) Joseph W. Sumrall Sr. Date 7-10-92

(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: \_\_\_\_\_ By: \_\_\_\_\_

Claim Numbers of Split, if any:

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

## WARRANTY DEED

For Value Received

JOSEPH W. SUMRALL, SR, a single person

RECEIVED

SEP 1 1992

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

Department of Water Resources

BUDDY R. ALLEN AND BARBARA ANN ALLEN, husband and wife

the grantees, whose current address is

1240 MONROE CREEK RD., WEISER, ID 83672

the following described premises, in

WASHINGTON

County Idaho, to-wit:

IN TOWNSHIP 12 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

SECTION 34: All that part of the South 25 acres of the SE1/4NW1/4 and all that part of the South 25 acres of the SW1/4NE1/4 lying Easterly of Monroe Creek Road; and all that part of the NE1/4SW1/4 lying Southeasterly of Monroe Creek Road and Northerly of Devil's Elbow Road (formerly U. S. Highway 95); and all that part of the NW1/4SE1/4 lying Northerly of Devil's Elbow Road (formerly U.S. Highway 95).

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 do es hereby covenant to and with the said Grantees, that he the owner in fee simple of said premises; that they are free from all incumbrances

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

Dated: JULY 10, 1992

JOSEPH W. SUMRALL, SR.

STATE OF IDAHO, COUNTY OF WASHINGTON  
On this 10TH day of JULY, 1992,  
before me, a notary public in and for the said State, personally appeared

JOSEPH W. SUMRALL, SR.

known by me to be the person whose name  
subscribed to the within instrument, and acknowledged to me  
that he executed the same.Notary Public  
IdahoResiding at  
Comm. ExpiresWEISER  
3/27/97STATE OF IDAHO, COUNTY OF WASHINGTON  
I hereby certify that this instrument was filed for record at the  
request of WEISER VALLEY TITLEat 20 minutes past 15:00 o'clock P. M.,  
this 13TH day of JULY  
19 92, in my office, and duly recorded in ~~BOOK~~  
of Deeds at ~~BOOK~~ # 154928MARY KAUTZ  
Ex-Officio Recorder

Fees \$3.00

Mail to: WEISER VALLEY TITLE

Deputy:   
Clerk:   
Recorder:   
Notary:   
Up to:   
Notary

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: A67-07361  
Date Received: 10/17/1989  
Receipt No: C012313  
Received By: \_\_\_\_\_

RECEIVED

APR 02 1991

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT  
Western Regional Office ACQUIRED UNDER STATE LAW

1. Name: JOSEPH W. SUMRALL, SR. 208-549-2664  
Address: 1240 MONROE CREEK RD.  
WEISER, ID 83672

2. Date of Priority: OCT 17, 1977

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      | SE     | NE     | SW  |     | WASHINGTON |

5. Description of diverting works:  
EARTH-FILL DAM, APPROX. 1 SURFACE ACRE, 10 A.F. CAPACITY

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION STORAGE      | 01/01 | 12/31 |       |      | 5.00   |
| IRRIGATION FROM STORAGE | 03/15 | 11/15 |       |      | 15.00  |
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 0.70   |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 0.70   |

7. Total Quantity Appropriated is:  
0.280 C.F.S. (and/or) 15.70 A.F.A.

8. Total consumptive use is 49.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER FOR UP TO 50 HEAD/RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 12N      | 05W   | 34      | NE     | SW  |     | IRR | 14.0  |

A67-07361

Page 1

Date: 04/01/91

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10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 14.0  |
|          |       |         |            |     | Total Acres   | 14.0  |

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:  
WASTEWATER FROM CLAUDE GANN PLACE ABOVE AND SEEPAGE ARE TRIBUTARY  
TO RESERVOIR.

15. Basis of Claim: LICENSE

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 )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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:

Ident. Number

Date Received

Receipt Number

39576

A67-07361

10-17-89

C012313

## NOTICE OF CLAIM

TO A

## WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources

OCT 17 1989

Please type or print clearly

1. Name of Claimant (s) SUMRALL, SR. JOSEPH W. Phone (208) 549-2664Mailing Address 1240 MONROE CK. RD., WEISER, ID Zip 836722. Date of Priority (Only one (1) per claim) 10/17/19773. Source of water supply (a) UNNAMED STREAM (SEEPAGE & RUN-OFF)  
which is tributary to (b) MONROE CREEK4. a. Location of existing point of diversion is: Township 12N Range 5W Section 34,  
SE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of WASHINGTON

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.EARTH-FILL DAM, APPROX 1 SURFACE  
ACRE, 10 AF. CAPACITY, GLORY-HOLE & GRASS-WATERWAY SPILLWAYS.

MICROFILMED

AUG 05 1994

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION STORAGE purposes from 01/01 to 12/31 amount \_\_\_\_\_ or 5.0  
For IRRIGATION FROM STORAGE purposes from 3/15 to 11/15 amount \_\_\_\_\_ or 15.0 AF  
For STOCKWATER STORAGE purposes from 01/01 to 12/31 amount \_\_\_\_\_ or 0.70 AF  
For STOCKWATER FROM STORAGE purposes from 01/01 to 12/31 amount \_\_\_\_\_ or 0.70 AF

7. Total quantity claimed (a) \_\_\_\_\_ (cfs) and/or (b) 15.70 (acre feet)

8. Total consumptive use claimed is 49.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) STOCKWATER FOR UP TO 50 HEAD / RANGE

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 12N | 5W  | 34  |        |       |       |       |        |       |       |       | 140    |       |       |       |        |       |       |       | 14.0   |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 14.0

11. In which county (ies) are lands listed above as place of use located? WASHINGTON

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
\_\_\_\_\_ or None (X)

14. Remarks: WASTEWATER FROM CLAYDE GANN PLACE ABOVE & SEEPAGE  
ARE TRIBUTARY TO RESERVOIR.

MICROFILMED

AUG 05 1994

Last Name SUMRALL Ident No. A67-07361

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

**Scale: 2 inches equals 1 mile**

[illegible]

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit ☒   
 Decree \_\_\_\_\_   
 If applicable provide IDWR Water Right Number 67-07361   
 Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_   
 Plaintiff vs Defendant \_\_\_\_\_

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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Joseph W. Small Date 10/13/89   
 \_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_   
 of \_\_\_\_\_, that I have signed the foregoing   
 Organization \_\_\_\_\_   
 document in the space below as \_\_\_\_\_ of \_\_\_\_\_   
 Title \_\_\_\_\_ Organization \_\_\_\_\_   
 and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_   
 Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )   
 County of WASHINGTON ) SS.

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day of OCTOBER 1989

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

MICROFILMED

AUG 05 1994

Sumrall   
 Last Name 67-07361 Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

9/24/1989

## SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Sumrall

CLAIM IDENT. NO.

A67-07361

DATE RECEIVED

10/17/89

CK #

C012313

AMOUNT \$

54<sup>00</sup>

YES

NO

Required Info?

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

Claim checked by:

J

Date:

5/22/96

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

Comments:

10 ACRES OVERLAPS AND PD. ON A67-00721.

MICROFILMED

AUG 05 1994



Sept 12, 1994

Dear Linda Warner,

Thank you for your quick response to my questions.

Enclosed are Deed of Reconveyance & Notice of Change of Water Right Ownership signed by Mrs. Weller. Also information from 1992 inquiries we made.

We feel confident Water Right #67-07361 belongs to our property but unsure of any water right from Monroe Creek through diversion.

Please advise your findings, & any more information you need.

RECEIVED

SEP 14 1994

WATER RESOURCES  
WESTERN REGION

MICROFILMED

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

R. KEITH HIGGINSON  
DIRECTOR

September 6, 1994

THOMAS OR BONNIE WELLER  
PO BOX 455  
ST HELENS OR 97051

Dear Mrs. Weller;

In response to your phone call of this morning, Tuesday, I am enclosing some forms which will assist in the determination of which water rights are appurtenant to the property purchased from Mr. Sumrall.

Enclosed are three profile reports which show water rights for lands in the NE1/4SW1/4, Section 34, T12N, R5W. The key is in determining which rights are appurtenant to which lands. I have also enclosed a map of the area.

Please review this information. If you think any, or all, of these rights are for the land you now own, you may want to file a Notice of Claim to a Water Right on them. In the meantime, I will enclose the change of ownership form for claim number A67-07361.

Sincerely,

A handwritten signature in cursive script that reads "Linda A. Werner".

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

Enclosures

MICROFILMED  
OCT 23 1996

POOR ORIGINAL

Order No. 100-91-3281

Twp. 12 N. R. 5 W B.M. Sec. 34 NESW

INSTRUMENT NO. 156369  
PAGE 1 OF 1

RECEIVED

SEP 14 1994

WATER RESOURCES  
WESTERN REGION

## DEED OF RECONVEYANCE

WEISER VALLEY TITLE, INC., an Idaho Corporation, as  
Trustee  
in the deed of trust executed by THOMAS J. WELLER, a single person

Volume n/a at page n/a, Instrument No. 153734 recorded February 10, 1992 in  
County, Idaho, pursuant to the written request of the beneficiary, does hereby GRANT and RECONVEY unto  
Mortgage records of Washington  
the PARTIES ENTITLED THERETO,

without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporate name subscribed by its President, and the seal affixed by its Secretary, is pursuant to a resolution authorizing the execution of this reconveyance duly adopted by its Board of Directors.

Dated: February 17, 1993

WEISER VALLEY TITLE, INC., ~~TRUSTEE~~

Jonathan P. Edwards President.

Jenna L. Edwards Secretary.

STATE OF IDAHO } ss.  
COUNTY OF Washington }  
On this 17th day of February in the year 1993, before me, a Notary Public in and for said State, personally appeared Jenna L. Edwards known to me to be the secretary of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

I, JENNIFER W. WILKES, Notary Public for the State of Idaho, do hereby certify that the foregoing is a true and correct copy of the original instrument as the same is on file in my office, and I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho,  
Residing at Weiser, Idaho.

Comm. Exp. 11/14/97

STATE OF IDAHO, COUNTY OF WASHINGTON  
I Hereby Certify that this instrument was filed for record at the request of WEISER VALLEY TITLE  
at 41 minutes past 14:00 o'clock P.M.,  
this 23RD day of FEBRUARY  
1993, in my office, and duly recorded in Book  
of Satisfaction ~~XXXXXX~~ OF MORTGAGE

MARY KAUTZ  
By *[Signature]* Ex-Officio Recorder  
Deputy, Elk River  
Fees \$ 3.00  
Mail to: WEISER VALLEY TITLE  
Up-date Return  
Comp. Index  
Comp. Rec.  
Comp. Card Rel.

INSTRUMENT No.

OCT 23 1996

MICROFILMED

55

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CRP-86-152

POOR-OR-GINA

D-47  
D-47  
T532

22

# UNCLASSIFIED

OCT 23 1996

ALSO  
22.4.78. MIT OF DOTTED LINE



# 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

June 27, 1994

Re: Notice of Claim to a Water Right No. A67-00720, A67-00721, A67-07361

William T. Pallis  
1240 Monroe Creek Rd.  
Weiser, ID 83672

Mr. Pallis:

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

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

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

Sincerely,

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

LH:1

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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

MAY 25, 1994

CECIL D. ANDRUS  
GOVERNOR

WILLIAM T. PALLIS  
1240 MONROE CREEK RD.  
WEISER ID 83672

R. KEITH HIGGINSON  
DIRECTOR

Dear Wateruser(s):

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items checked below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S).**

\_\_\_\_\_ There is no existing water right in our records either under the former owner's name or for the legal description given. If, after contacting the former owner, you find more information concerning a water right, please contact us.

\_\_\_\_\_ Legal description of property. Please complete showing the legal description by 1/41/4 (40-acre tract), section, township and range for the property changing ownership. If you only have a subdivision lot & block legal description, please send us a copy of your subdivision plat map.

\_\_\_\_\_ It appears you receive your water from an irrigation district, ditch company, municipality or community water company. If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

\_\_\_\_\_ Name and address of former owner (seller). This will clarify the original owner of the water right.

\_\_\_\_\_ Name, address and phone number of new owner (purchaser).

\_\_\_\_\_ This change in ownership appears to result in a splitting of the water right. A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by 1/4 1/4 with the number of acres in each 1/41/4 (if applicable) and the point of diversion by 1/41/4, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion.  
**Enclosed is a computer copy of this right for your review.**

X  
\_\_\_\_\_ **Proof of ownership is needed.** This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by 1/41/4, Section, Township and Range. See page 2 "Other"

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\_\_\_\_ Signature of new owner (purchaser) is needed on this form.

X other: We need to have a copy of the Warranty  
Deed conveying the property from Buddy & Barbara  
Allen to yourself. The attached deed between Sumrall  
and Allen is not needed for our files.

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed(if one exists), will remain in the original owner's name.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

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

LH:1  
Enclosures

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# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 19 1994

WATER RESOURCES  
WESTERN REGIONDATE OF CLOSING: 8-20-93

LEGAL DESCRIPTION OF PROPERTY: Township 12 NORTH Range 5 WEST  
 Section 34, 1/4 of 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.

☐ 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: A67-00720 A67-00721 A67-07361

☐ Name and Address of Former Owner/Claimant(s)(Seller): BUDDY R. + BARBARA A. ALLEN  
1240 MONROE CRR. RD  
WEISER, ID 83672

☐ New Owner/Claimant (Purchaser): WILLIAM T. PAUL'S

☐ New Mailing Address: 1240 MONROE CRR. RD.  
WEISER, ID 83672

☐ New Telephone Number: (208) 549-2180

☐ 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: 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) William T. Paul's Date 8-20-93

☐ Signature of Former Owner/Claimant(s): \_\_\_\_\_ 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

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AUG 05 1994



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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

July 14, 1992

THOMAS J WELLER  
PO BOX 223  
ST HELENS OR 97051

RE: Water Rights applicable to NESW Sec. 34, Twp. 12N, Rng. 5W,  
Joseph W Sumrall, Owner.

Dear Mr. Weller:

Per Mrs. Weller's telephone request this date for water rights applicable to the above referenced legal description, enclosed you will find summary reports representing database information. Also enclosed are photocopies of the license and from the field exam on Water Right No. 67-07361.

As I told Mrs. Weller, we cannot define through the database which of the smaller acreages within the quarter/quarter (40 acres) covered under any water right applies to your 22 acres. You may recognize through the maps, etc., which water right, or portions thereof, may apply to you. You may wish to consult with Mr. Sumrall as to which water rights, or portions thereof, apply to your land.

If I can be of further assistance, please feel free to call our offices.

Sincerely,

CINDY ZIMMERMAN  
Clerical Specialist

Enclosures

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OCT 23 1996

## WARRANTY DEED

For Value Received

JOSEPH W. SUMRALL, SR, a single person

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

BUDDY R. ALLEN AND BARBARA ANN ALLEN, husband and wife

the grantees, whose current address is

1240 MONROE CREEK RD., WEISER, ID 83672

the following described premises, in

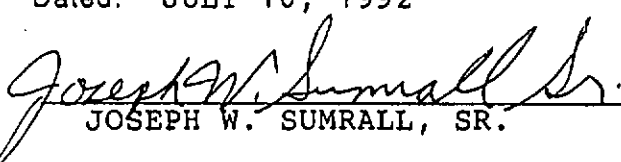
WASHINGTON

County Idaho, to-wit:

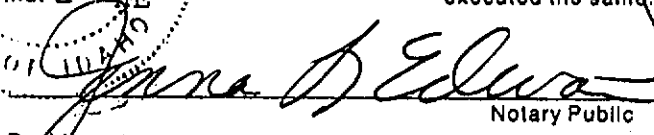
IN TOWNSHIP 12 NORTH, RANGE 5 WEST, BOISE MERIDIAN, WASHINGTON  
COUNTY, IDAHO:SECTION 34: All that part of the South 25 acres of the SE1/4NW1/4  
and all that part of the South 25 acres of the SW1/4NE1/4 lying  
Easterly of Monroe Creek Road; and all that part of the NE1/4SW1/4  
lying Southeasterly of Monroe Creek Road and Northerly of Devil's  
Elbow Road (formerly U. S. Highway 95); and all that part of the  
NW1/4SE1/4 lying Northerly of Devil's Elbow Road (formerly U.S.  
Highway 95).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 do es hereby covenant to and  
with the said Grantees, that he the owner in fee simple of said premises; that they are free  
from all incumbrances

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

Dated: JULY 10, 1992

  
JOSEPH W. SUMRALL, SR.STATE OF IDAHO, COUNTY OF WASHINGTON  
On this 10TH day of JULY, 1992,  
before me, a notary public in and for the said State, personally  
appeared

JOSEPH W. SUMRALL, SR.

known to me to be the person whose name  
subscribed to the within instrument, and acknowledged to me  
that he executed the same  
Notary Public  
IdahoResiding at  
Comm. ExpiresWEISER  
3/27/97STATE OF IDAHO, COUNTY OF WASHINGTON  
I hereby certify that this instrument was filed for record at the  
request of WEISER VALLEY TITLEat 20 minutes past 15:00 o'clock P. M.,  
this 13TH day of JULY  
19 92, in my office, and duly recorded in ~~BOOK~~  
of Deeds at ~~Page~~ # 154928MARY KAUTZ  
Ex-Officio Recorder

Fees \$3.00

Mail to: WEISER VALLEY TITLE

Comp. In  
Deputy. Comp. R.  
File  
Compar  
Card R.  
Ex. Ret  
Up dat  
Return



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

October 21, 1992

Re: Notices of Claim to a Water Right No.'s A67-00720, A67-00721 &  
A67-07361

Buddy R. Allen  
Barbara Ann Allen  
1240 Monroe Creek Rd.  
Weiser, ID 83672

Mr. & Mrs. Allen:

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

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

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

Sincerely,

*Jan Shurte by LDI*

JAN SHURTE  
WATER RIGHT SUPERVISOR  
ADJUDICATION SECTION

JS:lh  
Enclosure

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AUG 05 1994



## State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

EXHIBIT "A"

January 30, 1992

Joseph W. Sumrall  
Route 2, Box 149  
Weiser, ID 83672

RE: Sumrall Dam

D67-7361

Dear Mr. Sumrall:

In reference to our recent meeting and inspection of your dam, The Department has re-evaluated the risk below the dam. Our inspection on January 21st revealed that the dam poses little, if any hazard; and therefore the risk of the dam has been lowered from significant to low. In accordance with the attached order, the dam is too small for the Department's jurisdiction and will be taken off the active inventory.

Approximately every five (5) years the Department will re-examine the site to determine whether the downstream risk has changed, or the size of the dam has increased such that the dam again falls under the jurisdiction of the Department. Please notify the Department if there is further development of the area below the dam, or if you propose to raise the dam to increase its storage capacity.

We recommend that you continue to maintain the structure to assure safe operation in the future. Routine maintenance should include removing large growth, controlling rodent activity and filling in large burrows, and repairing eroded areas on the dam as necessary. Also, as discussed with you on January 21st, the earth channel spillway will be enlarged slightly by increasing the base width to 10 feet, and deepening the channel approximately one foot, so that the crest of the earth channel spillway is approximately 0.5 ft above the gloryhole spillway.

When the sale of the property is finalized, please inform the Department of the name, address and phone number of the new owner.

If you have any questions, please contact me (phone 327-7952) at the State Office, Dam Safety Section, or contact John Westra (phone 334-2190) in our Western Regional Office in Boise.

Sincerely,

A. Michael Stubblefield, P.E.  
Dam Safety Section

cc: IDWR - Western Region  
✓ Sharon Harp, Century 21

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BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF REMOVING SUMRALL )  
DAM FROM THE INVENTORY OF DAMS )  
AS DESIGNATED BY IDAHO CODE, )  
TITLE 42, CHAPTER 17. )

ORDER

The Department of Water Resources (Department), being charged with the duties related to dams and reservoirs and enforcing specific statutes of the State of Idaho relating to water storage dams. Field investigations by the Department revealed that a water storage dam owned by Joseph Sumrall is too small for jurisdiction by the Department. Based upon the investigations and understanding of the law, the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Sumrall Dam, located in Section 34, Township 12 North, Range 5 West, B.M., in Washington County, Idaho is 12.5 feet in height and stores approximately 8 acre-feet of water.
2. An investigation and inspection of the area on January 17, 1992, revealed the dam is located in a low risk area.
3. Section 42-1711, Idaho Code states in part, ". . . The following are not considered dams for the purposes of Sections 42-1710 through 42-1721, Idaho Code: (2) Barriers constructed in low risk areas as determined by the director, which impound ten (10) acre-feet or less at maximum water storage elevation, regardless of height. . .".

ORDER - IN THE MATTER OF SUMRALL DAM - PAGE 1

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OCT 23 1996

## CONCLUSIONS OF LAW

1. The dam and reservoir as presently exist are too small for jurisdiction of the Department under the Dam Safety Statutes of the State of Idaho.

## ORDER

IT IS, THEREFORE, HEREBY ORDERED, that Sumrall Dam be removed from jurisdiction of the Department under the Dam Safety Statutes of the State of Idaho.

Dated this 30<sup>th</sup> day of January, 1992.

  
Bobby D. Fleenor  
Chief, Resource Protection Bureau

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 67-07361

Priority: October 17, 1977

Maximum Diversion Rate:  
Maximum Diversion Volume:<sup>1</sup>

0.28 CFS  
15.7 AF

This is to certify, that JOSEPH W. SUMRALL, SR.  
1240 MONROE CREEK RD.

WEISER, ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 17, 1977; and has submitted Proof of Beneficial Use on March 10, 1983. An examination indicates that the works have a diversion capacity of .280 cfs of water from:

UNNAMED STREAM

tributary to MONROE 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              | 03/15 to 11/15       | 0.28 CFS                 | 15.0 AF              |
| IRRIGATION STORAGE      | 01/01 to 12/31       |                          | 5.0 AF               |
| IRRIGATION FROM STORAGE | 03/15 to 11/15       |                          | 5.0 AF               |
| STOCKWATER STORAGE      | 01/01 to 12/31       |                          | 0.7 AF               |
| STOCKWATER FROM STORAGE | 01/01 to 12/31       |                          | 0.7 AF               |
| Totals                  |                      | 0.28 CFS                 | 15.7 AF              |

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 34, Township 12N, Range 05W  
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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 12N        | 05W        | 34         | NESW         | 14           |              | 14           |

Total number of acres irrigated: 14

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use  
PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use  
PLACE OF USE: STOCKWATER STORAGE, same as IRRIGATION use  
PLACE OF USE: STOCKWATER FROM STORAGE, same as IRRIGATION use

RECEIVED

SEP 14 1994

WATER RESOURCES  
WESTERN REGION

MICROFILMED

SEP 19 1990

MICROFILMED

OCT 23 1996



IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

WR5809NP  
No. 67-07361

| OWNER            |                                                                    | PRIORITY<br>DATE | WATER USE               | USE PERIOD |       | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------|------------------|-------------------------|------------|-------|-------------------|---------------------|
| CODE             | NAME & ADDRESS                                                     |                  |                         | FROM       | TO    |                   |                     |
| C                | JOSEPH W. SUMRALL, SR.<br>1240 MONROE CREEK RD.<br>WEISER ID 83672 | 10/17/1977       | IRRIGATION              | 03-15      | 11-15 | 0.28 CFS          | 15.0 AFA            |
|                  |                                                                    |                  | IRRIGATION STORAGE      | 01-01      | 12-31 |                   | 5.0 AFA             |
|                  |                                                                    |                  | IRRIGATION FROM STORAGE | 03-15      | 11-15 |                   | 5.0 AFA             |
|                  |                                                                    |                  | STOCKWATER STORAGE      | 01-01      | 12-31 |                   | 0.7 AFA             |
|                  |                                                                    |                  | STOCKWATER FROM STORAGE | 01-01      | 12-31 |                   | 0.7 AFA             |
| TOTAL DIVERSION: |                                                                    |                  |                         |            |       | 0.28 CFS          | 15.7 AFA            |

Stage: LICENSE

Tributary to: MONROE CREEK

Water Source: UNNAMED STREAM

Point(s) of Diversion Capacity: 0.28 CFS

Point(s) of Diversion: T12N R05W S34 NE SW

Place of use Legal Description for: IRRIGATION

| T           | R   | S  | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | SESE | SUM  |
|-------------|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|------|------|
|             |     |    |    |    |    |    |    |    |    |    |    |    |    |    |      |      |
| 12N         | 05W | 34 | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :    | 14.0 |
| TOTAL ACRES |     |    |    |    |    |    |    |    |    |    |    |    |    |    | :    | 14.0 |

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

Place of use location for STOCKWATER FROM STORAGE is the same location as described for: IRRIGATION

Pou County: WASHINGTON

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 31
- R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

Dates: App. Received: 10/17/1977  
Proof Due Date: 04/01/1983  
Exam Made Date: 06/23/1988  
Licensed Date: 08/24/1990

Priority Date: 10/17/1977  
Proof Made Date: 03/10/1983  
Exam Sent to S.O.:

Misc: Water District Number: 67 Field Exam Fee: R (Received)

AJ5809NP  
No. A67-07361

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/14/92  
PAGE: 5

| OWNER<br>CODE    | NAME & ADDRESS                                                                       | PRIORITY<br>DATE | WATER USE                                                                                      | USE PERIOD<br>FROM TO                                    | DIVERSION<br>RATE | DIVERSION<br>VOLUME                       |
|------------------|--------------------------------------------------------------------------------------|------------------|------------------------------------------------------------------------------------------------|----------------------------------------------------------|-------------------|-------------------------------------------|
| C                | JOSEPH W. SUMRALL, SR.<br>1240 MONROE CREEK RD.<br>WEISER ID 83672<br>(208) 549-2664 | 10/17/1977       | IRRIGATION STORAGE<br>IRRIGATION FROM STORAGE<br>STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE | 01-01 12-31<br>03-15 11-15<br>01-01 12-31<br>01-01 12-31 |                   | 5.0 AFA<br>15.0 AFA<br>0.7 AFA<br>0.7 AFA |
| TOTAL DIVERSION: |                                                                                      |                  |                                                                                                | 0.28 CFS                                                 | 15.7 AFA          |                                           |
| CONSUMPTIVE USE: |                                                                                      |                  |                                                                                                |                                                          | 49.0 AFA          |                                           |

Water Source: UNNAMED STREAM

Tributary to: MONROE CREEK

Stage: LICENSE

Point(s) of Diversion:

T12N R05W S34

SENESE

WASHINGTON County

POU County:

Non-Irrigation Uses: STOCKWATER FOR UP TO 50 HEAD/RANGE

Other Rights: NONE

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the  
- watermaster of State Water District No. .  
R31 - This right when combined with all other rights shall provide no  
- more than .02 cfs per acre nor more than 4.0 afa per acre for the  
- lands above.

Remarks: WASTEWATER FROM CLAUDE GANN PLACE ABOVE AND SEEPAGE ARE TRIBUTARY  
TO RESERVOIR.

Dates: Exam Made Date:

Verified Date:

Misc:

Water District Number: 67

Field Inspection Flag:  
Presumption Flag:

MICROFILMED  
OCT 23 1996

| SD-0604-2 Township: 12N |       | Range: 05W |           | Section: 34            |   | Tract: NESW   |          | Lot:       |           |
|-------------------------|-------|------------|-----------|------------------------|---|---------------|----------|------------|-----------|
| S                       | L     | STATE      |           | O                      | S | Max # Records |          | 21         |           |
| E                       | O     | Water      |           | Name                   | W | T             | Priority | Use        |           |
| L                       | Tract | T          | Right No. | Last, First            | N | AC            | G        | Date       | Code Desc |
| -                       | -     | -          | -         | -                      | - | -             | -        | -          | -         |
| -                       | NESW  | -          | 67-00720  | SUMRALL, SR., JOSEPH W | C | 10            | D        | 04/01/1888 | 01 IRR    |
| -                       | NESW  | -          | 67-00721  | SUMRALL, SR., JOSEPH W | C | 10            | D        | 04/01/1880 | 04 STOCK  |
| -                       | NESW  | -          | 67-07361  | SUMRALL, SR., JOSEPH W | C | 14            | L        | 10/17/1977 | 01 IRR    |
| -                       |       |            |           |                        |   |               |          |            | 02 IRR S  |
| -                       |       |            |           |                        |   |               |          |            | 03 IRR FS |
| -                       |       |            |           |                        |   |               |          |            | 05 STOC S |
| -                       |       |            |           |                        |   |               |          |            | 06 STO FS |
| -                       |       |            |           |                        |   |               |          |            | 01 IRR    |

(Enter=Continue)

(GOLD 7=This Query)

(Menu \_\_\_\_\_)

MICROFILMED  
OCT 23 1996

| OWNER CODE                           | NAME & ADDRESS                                                                        | PRIORITY DATE | WATER USE                | USE PERIOD FROM TO         | DIVERSION RATE       | DIVERSION VOLUME       |
|--------------------------------------|---------------------------------------------------------------------------------------|---------------|--------------------------|----------------------------|----------------------|------------------------|
| C                                    | JOSEPH W. SUMRALL, SR.<br>1240 MONROE CREEK ROAD<br>WEISER ID 83672<br>(208) 549-2664 | 04/01/1888    | IRRIGATION<br>STOCKWATER | 03-15 11-15<br>01-01 12-31 | 0.62 CFS<br>0.04 CFS | 140.0 AFA<br>0.7 AFA   |
| TOTAL DIVERSION:<br>CONSUMPTIVE USE: |                                                                                       |               |                          |                            | 0.66 CFS             | 140.7 AFA<br>108.5 AFA |

Water Source: MONROE CREEK  
 Tributary to: WEISER RIVER  
 Stage: DECREED  
 Point(s) of Diversion: T12N R03W S22 SESW  
 S34 SENW  
 WASHINGTON County  
 WASHINGTON County

Place of use Legal Description for: IRRIGATION

|     |     | NE |      | NW |    | SW |    | SE |             |      |
|-----|-----|----|------|----|----|----|----|----|-------------|------|
| T   | R   | S  | : Lt | Ac | Lt | Ac | Lt | Ac | Lt          | Ac   |
| 12N | 05W | 34 | :    |    |    |    |    |    |             |      |
|     |     |    | :    | 18 | :  | 03 | :  | 10 | :           |      |
|     |     |    |      |    |    |    |    |    | TOTAL ACRES | 31.0 |

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: WASHINGTON

Non-Irrigation Uses: S/50 RANGE.

Other Rights: 67-00721, 67-07361

Remarks: THE TOTAL AMOUNT OF WATER DIVERTED USING THIS RT. AND RT.  
 67-0721 SHALL NOT EXCEED 0.8 CFS OR 180 AF/YR.

Dates: Exam Made Date: Verified Date:  
 Misc: Water District Number: Field Inspection Flag:  
 Presumption Flag:

| OWNER<br>CODE    | NAME & ADDRESS                                                                        | PRIORITY<br>DATE | WATER USE                | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE    | DIVERSION<br>VOLUME  |
|------------------|---------------------------------------------------------------------------------------|------------------|--------------------------|----------------------------|----------------------|----------------------|
| C                | JOSEPH W. SUMRALL, SR.<br>1240 MONROE CREEK ROAD<br>WEISER ID 83672<br>(208) 549-2664 | 04/01/1880       | IRRIGATION<br>STOCKWATER | 03-15 11-15<br>01-01 12-31 | 0.46 CFS<br>0.04 CFS | 104.0 AFA<br>0.7 AFA |
| TOTAL DIVERSION: |                                                                                       |                  |                          | 0.50 CFS                   | 104.7 AFA            |                      |
| CONSUMPTIVE USE: |                                                                                       |                  |                          |                            | 80.5 AFA             |                      |

Water Source: MONROE CREEK  
 Point(s) of Diversion: T12N R05W S27 S34  
 NESENW  
 Tributary to: WEISER RIVER  
 Stage: DECREED  
 WASHINGTON County  
 WASHINGTON County

Place of use Legal Description for: IRRIGATION  
 NE  
 NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :  
 T R S : Lt AC Lt AC Lt AC Lt AC : Lt AC Lt AC Lt AC : Lt AC Lt AC Lt AC : Lt AC Lt AC Lt AC : SUM  
 12N 05W 34 : 10 : 03 : 10 :  
 TOTAL ACRES : 23.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: WASHINGTON

Non-Irrigation Uses: S/50 RANGE.

Other Rights: 67-00720

Remarks: THE TOTAL AMOUNT OF WATER DIVERTED USING THIS RT. AND RT.  
 67-0720 SHALL NOT EXCEED 0.8 CFS OR 180 AF/YR.

Dates: Exam Made Date: Verified Date:  
 Misc: Water District Number: Field Inspection Flag:  
 Presumption Flag:

Idaho Department of Water Resources

67-7361



T12N R05W S34



500 0 500 1000 Feet

Prepared by Sandy Egbert  
4-2-04  
1993/94 True Color Aerial Photo