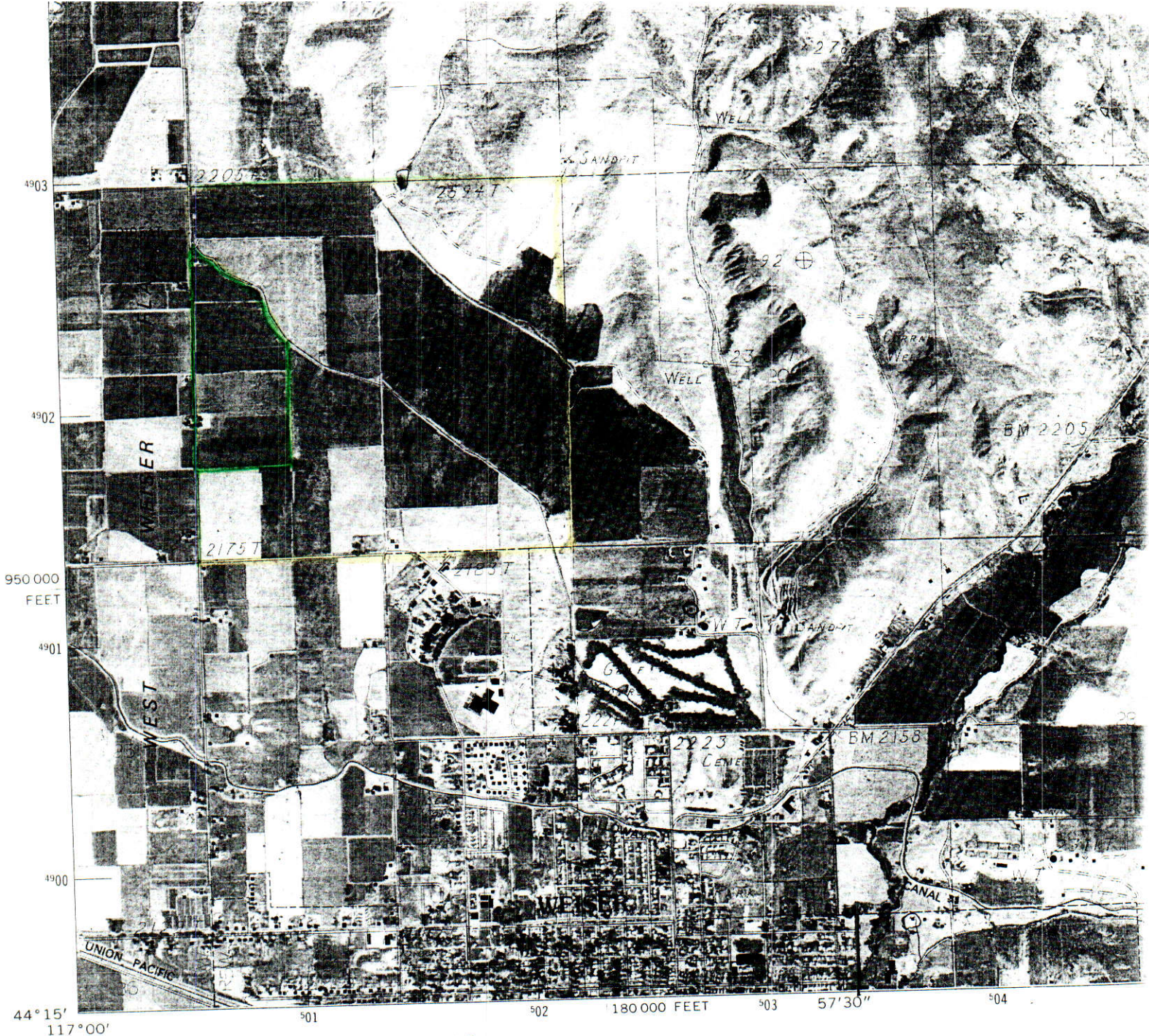


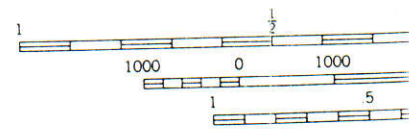
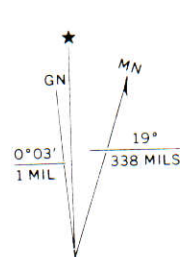


Produced and published by the Geological Survey

Orthophotograph prepared from 1:76,000-scale
aerial photograph taken August 3, 1974

Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-metre Universal Transverse Mercator grid,
zone 11. 1927 North American datum

Photoimagery transformed by scanning techniques
which may produce double or mismatched images;
use the mean of image position for map point



This map has been prepared by the Idaho Department of Water Resources pursuant to Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake River Basin Adjudication. No warranty, either express or implied, is made and no legal responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction firms, particularly Bonneville Blueprint Supply Co., Inc., or its employees for the accuracy, completeness, or usefulness of any information set forth on this map.

THIS MAP COMPLIES
FOR SALE BY U.S. GEOLOGICAL SUR

Copies Of T
At Bonne

A67-10635 + A67-07415

T I I N
R 5 W
S 19
MICROFILMED

AUG 19 1994

POOR ORIGINAL

rf
01-28-94 4-53

POOR ORIGINAL

MICROFILMED

AUG 19 1994

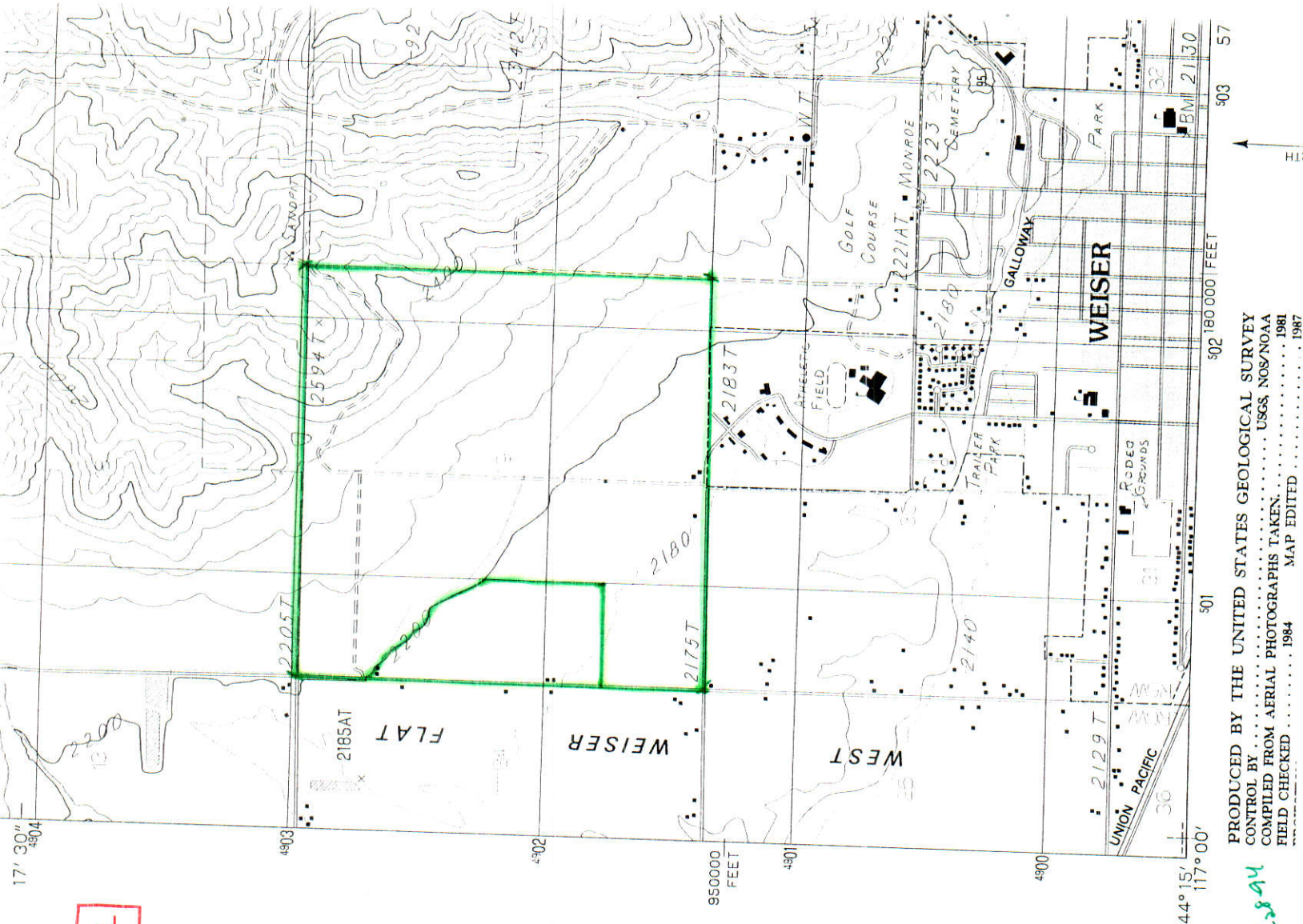
T 11W
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S 19

ALC-10635

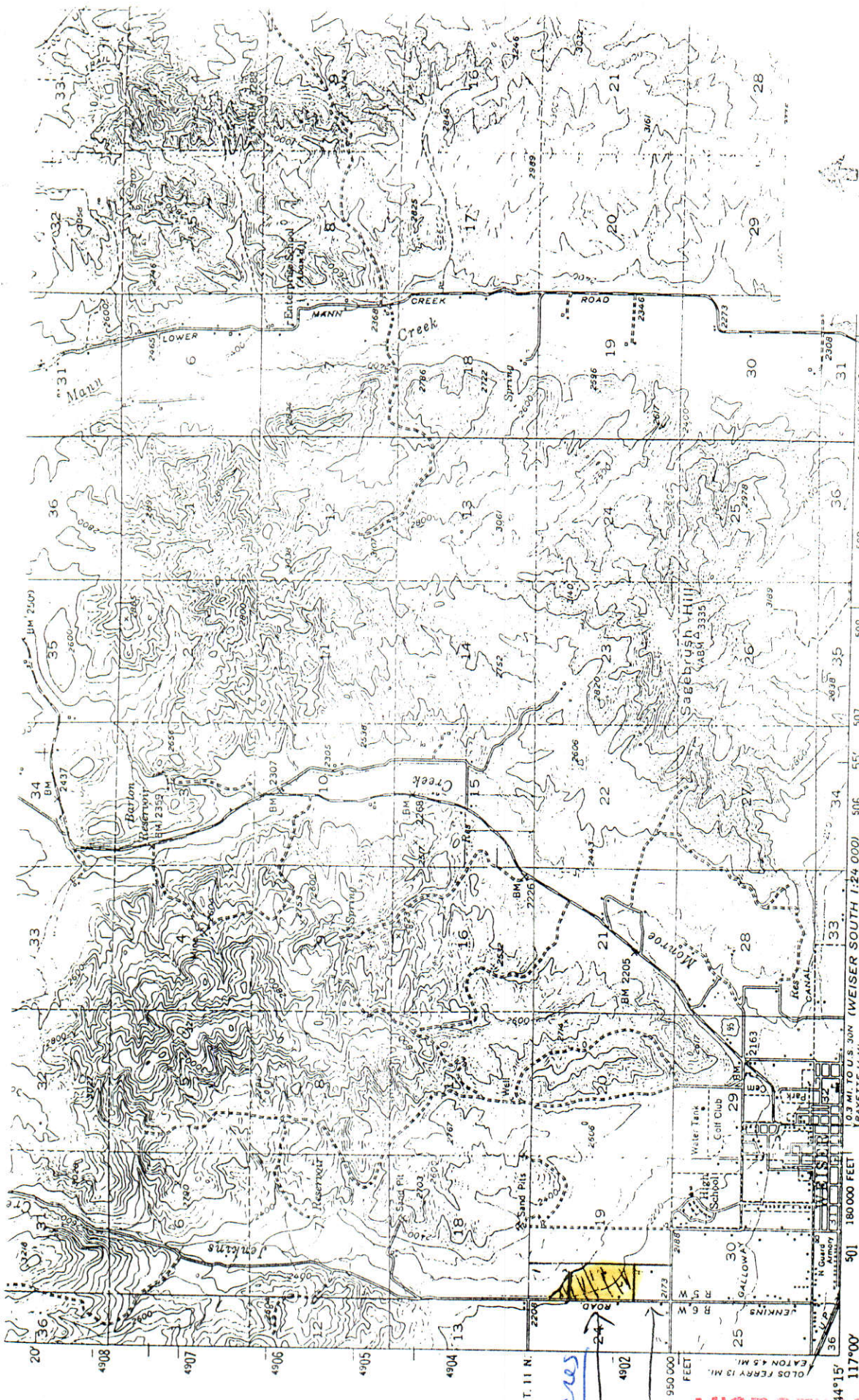
AP67-07415

4-53

2f-2894



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
CONTROL BY USGS NOS/NOAA
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1981
FIELD CHECKED 1984
MAP EDITED 1987



69 Acres
Selling

Kaef

MICROFILMED
AUG 19 1994

MOORE'S HOLLOW
117°00' 44°15'
501 180 000 FEET
PAVETTE 14 MI.
0.3 MI. TO U.S. JUN
WEISER SOUTH 1:24 000
2672 III NWR 5 W.

Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods
Aerial photographs taken 1951. Field check 1953
Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system, west zone
Red tint indicates areas in which only landmark buildings are shown
Dashed land lines indicate approximate locations
1000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue

Maped, edited and published by the Geological Survey

SCALE 1:62 500



COMPLEMENTS OF

Weiser Valley Title

THIS STATEMENT IS MADE
TO ASSURE THE PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225. OR
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST.

POOR ORIGINAL

UTM GRID AND 1953 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET
0°05' 2 MILS
20° 35 MILS

98

AD67-10635 ✓ AD67-07415

14-6-20

DOMESTIC
WELL
NW NW
Sec 19
T12N
S

MICROFILMED
OCT 05 1992

44°15'

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 67-10635
Date Received: 10/6/1989
Receipt No: M004847
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JERROLD B SMITH
870 JENKINS CREEK RD
WEISER ID USA 83672

Phone: (208) 549-2671

NANCY JO SMITH
870 JENKINS CREEK RD
WEISER ID USA 83672

Phone: (208) 549-2671

2. Date of Priority: 09/06/1971

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	05W	19	NW NW	WASHINGTON	

5. Description of diverting works:

85' DEEP, 6" CASING, SUB. PUMP, PIPED TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	19	NW	NW	DOMESTIC	

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:

14. Remarks:

Ownership changed by DB 4/8/2002

15. Basis of Claim: Beneficial Use

RECEIVED

AUG 26 1999

8-23-99

Department of Water Resources

RECEIVED

AUG 26 1999

WATER RESOURCES
WESTERN REGION

Idaho Dept. of Water Resources
Adjudication Bureau

To whom it may concern:

RE: Snake River Basin Adjudication (SRBA)
Washington County - Claim #A67-10635 and
#A67-07415

We are notifying you of a change in
ownership of the above-referenced water
right claims. Please change your
records accordingly.

Gerold B. Smith and Nancy Jo Smith
have purchased the water right claims
of H & S Partnership c/o Robert L. Hart
and Gerold B. Smith, as referenced
by the enclosed recorded Warranty Deed, and
Partnership Dissolution agreement.

If you should have question or concern
please do not hesitate to call me @
(208) 549-2671.

Best Regards

Gerold B. Smith
870 Jenkins Creek Rd
Weiser, Idaho
83672

See original
M + B maps in
A67-7415

WARRANTY DEED

For Value Received

RECEIVED

AUG 26 1999

H & S PARTNERSHIP, an Idaho partnership

Department of Water Resources

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

JERROLD B. SMITH AND NANCY J. SMITH, husband and wife
the grantees, whose current address is

870 JENKINS CREEK ROAD, WEISER, ID 83672

the following described premises, in WASHINGTON

County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO:

A mortgage dated December 14, 1993 to secure an indebtedness in the principal sum of \$112,000.00.

Recorded : December 20, 1993, Instrument No. 158824, Official Records
Mortgagor : H & S Partnership, an Idaho partnership consisting of Robert L. Hert and Beverly Hert, husband and wife and Jerrold B. Smith and Nancy Jo Smith, husband and wife
Mortgagee : Robert A. Parsons and Lola Parsons, husband and wife

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 Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: NOVEMBER 20, 1998

H & S PARTNERSHIP, an Idaho partnership

Robert L. Hert
ROBERT L. HERT, GENERAL PARTNER

Jerrold B. Smith
JERROLD B. SMITH, GENERAL PARTNER

Beverly J. Hert
BEVERLY J. HERT, GENERAL PARTNER

Nancy J. Smith
NANCY J. SMITH, GENERAL PARTNER

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for the said State, personally

INSTRUM

MENT No.

STATE OF IDAHO
COUNTY OF WASHINGTON

} ss.

On this _____ day of NOVEMBER in the
year 19 98, before me, a Notary Public, personally appeared
ROBERT L. HERT & BEVELRY J. HERT AND
JERROLD B. SMITH & NANCY J. SMITH
known or identified to me to be (one of) the partner(s) in the partner-
ship of H & S PARTNERSHIP

and the partner(s) who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that they executed the same
in said partnership name.

Notary Public

Residing at

WEISER

Idaho

COMMISSION EXPIRES:

11/1/2003

8/27/2003

appeared

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

Notary Public

Residing at

Idaho

Comm. Expires

RECEIVED

AUG 26 1999

PARTNERSHIP DISSOLUTION AGREEMENT

Department of Water Resources

This Agreement is entered into on this the 20th day of November, 1998, by and between Robert L. Hert and Beverly J. Hert, husband and wife, hereinafter referred to as "First Party", and Jerrold B. Smith and Nancy J. Smith, husband and wife, hereinafter referred to as "Second Party".

WITNESSETH:

WHEREAS, First Party and Second Party entered into a general partnership known and styled in the name of "H & S PARTNERSHIP", which said partnership was evidenced by a Partnership Agreement dated the 3rd day of December, 1993; and

WHEREAS, the partnership was one for farming, which included the ownership of real property located in Washington County, Idaho; and

WHEREAS, the parties hereto have entered into an agreement wherein First Party will sell and Second Party will buy the real property titled in the partnership name; and

WHEREAS, the parties hereto wish to also liquidate and dissolve the partnership; and

THEREFORE, AND IN ACCORDANCE THEREWITH, the parties hereto agree as follows:

1. The parties hereto agree to liquidate and dissolve this partnership, including removing the assumed business name from the records of Washington County; and
2. That First Party agrees to convey and quitclaim all of their right, title, and interest in and to the assets of H & S Partnership unto the Second Party, upon the parties hereto dissolving this entity so that Second Party can continue to farm or otherwise continue business on their own; and
3. That the parties hereto agree that as set forth in the schedule attached hereto, to pay the debts and divide the assets of the partnership; and
4. That the parties hereto will each be responsible for their own respective income taxes for the year 1998 from said partnership; and
5. That the parties hereto agree that upon distribution of the assets and payment of the debts of the partnership, the partners will be responsible for their own respective attorney fees, costs, and any other cost of the dissolution without contribution or indemnification from the other party; and

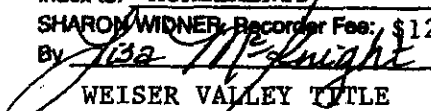
6. That the parties hereto agree that all debts or obligations of the partnership, incurred prior to the date hereof, or as otherwise paid pursuant to the schedule attached hereto, will be paid in the percentages as set forth in the partnership agreement; and
7. That the partners hereto agree that some assets may be distributed in kind, if all partners agree thereto; and
8. This agreement is binding upon the heirs, representatives, fiduciaries, or assigns of the parties hereto.

DATED this 20th day of November, 1998.

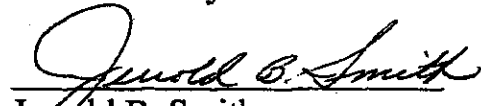
First Party:

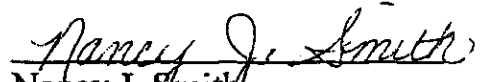

Robert L. Hert


Beverly J. Hert

INSTRUMENT NO. 174735
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WEISER VALLEY TITLE
33 Min. past FIFTEEN o'clock P. M
This 24TH day of NOVEMBER 19 98
Index to: AGREEMENTS
SHARON WIDNER, Recorder Fee: \$12.00
By  Deputy
WEISER VALLEY TITLE

Second Party:


Jerrold B. Smith


Nancy J. Smith

NOTARY

STATE OF IDAHO)

ss:

County of Washington)

On the 20th day of November, 1998, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared, Robert L. Hert and Beyerly J. Hert, husband and wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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


Notary Public for Idaho

Residing in : Weiser

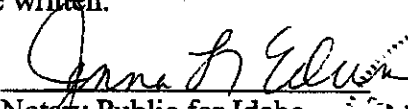
STATE OF IDAHO)

ss:

County of Washington)

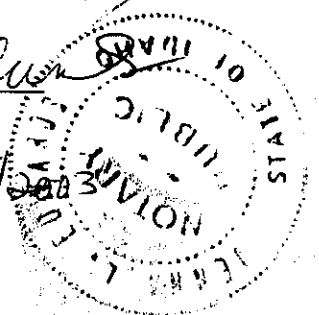
On the 20th day of November, 1998, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared, Jerrold B. Smith and Nancy J. Smith, husband and wife known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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


Notary Public for Idaho

Residing in : Weiser

Comm. Expires: 3/27/2003



File No.: 100-98-6743

IN TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

SECTION 19: Lot 3 and all of that part of Lots 1 and 2 lying Southwesterly of the Institute Canal Right-of-Way;

SAVE AND EXCEPT THE FOLLOWING DESCRIBED TRACTS OF LAND:

①

A parcel of land situated within Government Lot 2 of Section 19, Township 11 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the Northwest corner of Government Lot 2 of Section 19, Township 11 North, Range 5 West, Boise Meridian;

Thence South 0°02'11" West, 97.88 feet along the West line of said Government Lot 2 to the TRUE POINT OF BEGINNING;

thence South 89°57'49" East, 874.86 feet to a point on the Southwesterly right-of-way line of the Institute Canal Company Irrigation Ditch;

thence South 60°38'01" East, 107.27 feet along the Southwesterly right-of-way line said ditch;

thence South 37°22'22" East, 51.58 feet along the Southwesterly right-of-way line of said ditch;

thence South 18°33'51" East, 82.09 feet along the Westerly right-of-way line of said ditch;

thence South 14°08'23" East, 74.07 feet along the Westerly right-of-way line of said ditch;

thence North 89°57'49" West, 1044.03 feet to a point on the West line of said Government Lot 2;

thence North 0°02'11" East, 243.13 feet along the West line of said Government Lot 2 to the TRUE POINT OF BEGINNING.

SUBJECT TO the right-of-way as now established of an existing county road known as Jenkins Creek Road, along the West side of the above described parcel of land.

TOGETHER WITH AND SUBJECT TO a cement irrigation ditch along the East boundary.

CONTINUED

X = 

Y = 60

EXHIBIT "A" CONTINUED

INSTRUMENT NO. 174698
PAGE 3 OF 4

File No.: 100-98-6743

AND ALSO SAVE AND EXCEPT:

② A parcel of land situated within Government Lots 1 and 2 of Section 19, Township 11 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the Southwest corner of Government Lot 1 of Section 19, Township 11 North, Range 5 West, Boise Meridian;

thence North $0^{\circ}02'11''$ East, 200.84 feet along the West line of said Government Lot 1;

thence South $89^{\circ}57'49''$ East, 385.87 feet to a point on the Southwesterly right-of-way of the Institute Canal Company Irrigation Ditch;

thence South $36^{\circ}44'07''$ East, 48.51 feet along said right-of-way line;

thence South $43^{\circ}33'59''$ East, 72.69 feet along said right-of-way line;

thence South $54^{\circ}49'53''$ East, 71.94 feet along said right-of-way line;

thence South $63^{\circ}24'20''$ East, 193.30 feet along said right-of-way line;

thence South $65^{\circ}56'05''$ East, 194.97 feet along said right-of-way line;

thence North $89^{\circ}57'49''$ West, 874.86 feet to a point on the West line of Government Lot 2 of Section 19, Township 11 North, Range 5 West, Boise Meridian;

thence North $0^{\circ}02'11''$ East, 97.88 feet along the West line of said Government Lot 2 to the POINT OF BEGINNING.

SUBJECT TO the right-of-way as now established of an existing county road known as Jenkins Creek Road, along the West side of the above described parcel of land.

AND ALSO SAVE AND EXCEPT:

③ A parcel of land situated within Government Lot 1 of Section 19, Township 11 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the Southwest corner of Government Lot 1 of Section 19, Township 11 North, Range 5 West, Boise Meridian;

thence North $0^{\circ}02'11''$ East, 200.84 feet along the West line of said Government Lot 1 to the TRUE POINT OF BEGINNING;

CONTINUED

$X = \emptyset$
 $Y = 600$
②

EXHIBIT "A" CONTINUED

INSTRUMENT NO. 174698
PAGE 4 OF 4

Order No.: 100-98-6743

thence North 0°02'11" East, 258.16 feet along the West line of said Government Lot 1 to a point on the Southerly right-of-way line of the Institute Canal Company Irrigation Ditch;

thence South 89°57'49" East, 66.93 feet along said right-of-way line;

thence South 67°05'27" East, 28.99 feet along the Southwesterly right-of-way line of said ditch;

thence South 47°25'08" East, 49.24 feet along said right-of-way line;

thence South 55°03'41" East, 223.35 feet along said right-of-way line;

thence South 46°43'03" East, 40.00 feet along said right-of-way line;

thence South 36°44'07" East, 72.91 feet along said right-of-way line;

thence North 89°57'49" West, 385.87 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO the right-of-way as now established of an existing county road known as Jenkins Creek Road, along the West side of the above described parcel of land.

AND ALSO SAVE AND EXCEPT

④ Beginning at the SW corner of Section 19, Township 11 North, Range 5 West, B.M., (which is the intersection lines of the centerlines of the Jenkins Creek Road and Indianhead Road), thence North along the centerline of Jenkins Creek Road 1912 feet more or less to the true point of beginning; thence East 140 feet; thence North 115 feet; thence West 140 feet; thence South 115 feet to the point of beginning.

X = Ø

Y = Ø

INSTRUMENT NO. 174698
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WEISER VALLEY TITLE
40 Min. past TEN o'clock A. M
This 23RD day of NOVEMBER 19 98
Index to: DEEDS
SHARON WIDNER, Recorder Fee: \$12.00
By Sharon Widner Deputy
WEISER VALLEY TITLE

Comp. Index
Comp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return
Copy

RECEIVED

JUN 05 1995

Department of Water Resources

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: A67-10635
Date Received: 10/ 6/1989
Receipt No: M004847
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: W MARTIN SMITH
Address: 880 JENKINS CREEK RD
WEISER ID

83672

AND/OR

Name: PHILLIS G SMITH
Address: 880 JENKINS CREEK RD
WEISER ID

83672

2. Date of Priority: SEP 6, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	19	NW	NW			WASHINGTON

5. Description of diverting works:
85' DEEP, 6" CASING, SUB. PUMP, PIPED TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

RECEIVED

JUN 15 1995

WATER RESOURCES
WESTERN REGION

RECEIVED

JUN 05 1995

Department of Water Resources

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	19	NW NW		DOMEST	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): W. Martin Smith Date: 6-2-95
Phyllis M. Smith Date: 6-2-95

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 2 day

of June 19 95

Delmer M. Jones
Notary Public

Seal

Residing at Weiser

My Commission Expires 5-10-97

CORRECTION
WARRANTY DEED

RECEIVED

MAY 25 1995

Department of Water Resources

For Value Received

ROBERT A. PARSONS AKA ROBERT ALYNN PARSONS AND LOLA G. PARSONS,
HUSBAND AND WIFE

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

W. MARTIN SMITH AND PHYLLIS G. SMITH, HUSBAND AND WIFE
the grantee, whose current address is

880 Jenkins Creek Rd., Weiser, ID 83672

the following described premises, in

County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

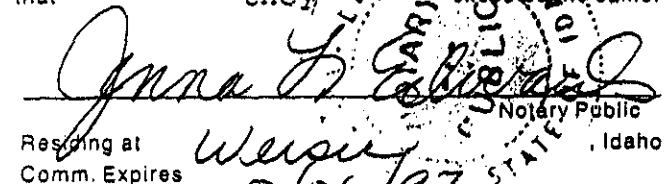
To correctly describe the parcel of land conveyed by Warranty Deed dated July
26, 1991, recorded as Instrument No. 152360 records of Washington County, Idaho.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantees, that the y the owner s in fee simple of said premises; that they are free
from all incumbrances

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

Dated: JULY 30, 1991


ROBERT A. PARSONS
LOLA G. PARSONS

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 30th day of JULY, 1991,
before me, a notary public in and for the said State, personally
appearedROBERT A. PARSONS AND LOLA G.
PARSONSknown 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.
Notary Public
Residing at Weiser, Idaho
Comm. Expires 3/26/97

STATE OF IDAHO, COUNTY OF WASHINGTON

I hereby certify that this instrument was filed for record at the
request of WASHINGTON COUNTY TITLEat 45 minutes past 2:00 o'clock P.M.,
this 1ST day of AUGUST
1991, in my office, and duly recorded in ~~BOOK~~
Deeds ~~BOOK~~ #152376

MARY KAUTZ

Ex-Officio Recorder

By Betty J. Thomas

Deputy.

Fees \$ 6.00

Mail to: WASHINGTON COUNTY TITLE, IN PERSON

Cmp. Index	✓
Cmp. Re.	✓
Film	✓
Compare	✓
Card Re.	✓
Ex. Rel.	✓
Up-date	✓
Return	✓

INSTRUMENT NO.

467-10635

EXHIBIT "A"

RECEIVED

MAY 25 1995

Department of the Interior

A parcel of land situated within Government Lot 1 of Section 19, Township 11 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the Southwest Corner of Government Lot 1 of Section 19, T.11N., R.5W., B.M.;

Thence N 0°02'11"E - 200.84 feet along the west line of said Government Lot 1 to the TRUE POINT OF BEGINNING;

Thence N 0°02'11"E - 258.16 feet along the west line of said Government Lot 1 to a point on the southerly right-of-way line of the Institute Canal Company Irrigation Ditch;

Thence S 89°57'49"E - 66.93 feet along said right-of-way line;

Thence S 67°05'27"E - 28.99 feet along the southwesterly right-of-way line of said Ditch;

Thence S 47°25'08"E - 49.24 feet along said right-of-way line;

Thence S 55°03'41"E - 223.35 feet along said right-of-way line;

Thence S 46°43'03"E - 40.00 feet along said right-of-way line;

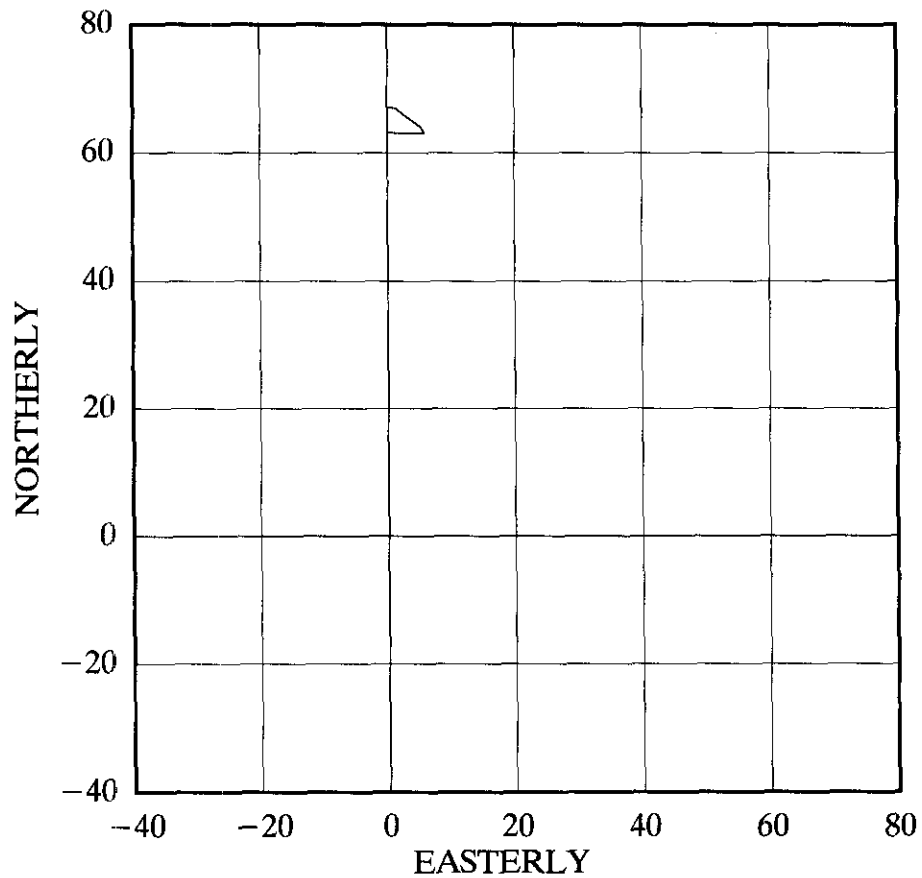
Thence S 36°44'07"E - 72.91 feet along said right-of-way line;

Thence N 89°57'49"W - 385.87 feet the TRUE POINT OF BEGINNING.

SUBJECT TO the right-of-way as now established of an existing County Road known as Jenkins Creek Road, along the west side of the above described parcel of land.

A67-10635

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



W. MARTIN SMITH
PHYLLIS G. SMITH

A67/10635

RECEIVED

MAY 25 1985

Department of Water Resources

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: A67-10635

Date Received: 10/6/1989

Receipt No: M004847

Received By:

*Bob Foster
Dept of Water Resources
I think this
is Martin Smith
not ours*

*See attached for right to
own in full
want an explanation*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: H & S PARTNERSHIP
Address: C/O ROBERT L HERT AND
JEROLD B SMITH
870 JENKINS CREEK RD
WEISER ID

83672

*← Should be the
Smith's Martin
& Phyllis. See
Doris letter of
5-31-95 J*

2. Date of Priority: SEP 6, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
11N	05W	19	NW NW		WASHINGTON

5. Description of diverting works:
85' DEEP, 6" CASING, SUB. PUMP, PIPED TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	19	NW NW		DOMEST	

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:
OWNERSHIP CHANGE, PARSONS TO H & S PARTNERSHIP 01/31/1994 SF.
15. Basis of Claim: BENEFICIAL USE

Weiser Valley Title, Inc.
First American Title of Payette County

*This water right
S/B Transferred to
W. Martin Smith & Phyllis
G Smith (Address on
Deed)*

Weiser
(208) 549-1792

Payette
(208) 642-3351

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: **A67-10635**
Date Received: 10/ 6/1989
Receipt No: M004847
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COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: H & S PARTNERSHIP
Address: C/O ROBERT L HERT AND
JEROLD B SMITH
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Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	19	NW	NW			WASHINGTON

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DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use
11N	05W	19	NW	NW		DOMESTIC

MICROFILMED

AUG 19 1994

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:
OWNERSHIP CHANGE, PARSONS TO H & S PARTNERSHIP 01/31/1994 SF.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

AUG 19 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: DEC 1993

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 ATTACHED LEGAL DESCRIPTION

[] 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: _____

[] Name and Address of Former Owner/Claimant(s)(Seller): ROBERT A. PARSONS AND LOLA PARSONS

P.O. Box 394

McCall, ID 83638

[] New Owner/Claimant (Purchaser):

H & S PARTNERSHIP

[] New Mailing Address:

C/O ROBERT L. HERT and Jerrald B Smith
870 Jenkins Creek Rd

WEISER, IDAHO 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:

see Attached map - 6.9 acres

[] Attach proof of ownership, describe proof attached:

COPY OF RECORDED DEED TO NEW OWNER

(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): Jerrald B. Smith Nancy Jo Smith Date 12/14/93

Robert L. HERT Date 12/15/93

[] Signature of Former Owner/Claimant(s): Robert A. Parsons Date 12/13/93

Lola B. Parsons Date 12/13/93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 01-04-93 By: R. Foster

Further Action Needed:

New Owner Contact

Further Action Taken

Date: 01-28-94 By: R. Foster

Final Review and Data-Entry

Date: 01-31-94 By: OC in D.E.

Claim Numbers of Split, if any:

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

cc: former Kon Dunn A67-10635

RECEIVED

JAN 03 1994

Department of Water Resources

RECEIVED

JAN 25 1994

Department of Water Resources

See below

no split

RF 01-31-94

WARRANTY DEED

For Value Received

ROBERT A. PARSONS AND LOLA PARSONS, HUSBAND AND WIFE

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

H & S PARTNERSHIP, AN IDAHO PARTNERSHIP

the grantee S, whose current address is %870 Jenkins Creek Road, Weiser, ID 83672

the following described premises, in **WASHINGTON**

County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"**TOGETHER WITH 69 SHARES OF IRRIGATION STOCK IN THE INSTITUTE CANAL COMPANY;****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 RESERVATION AND MINERAL CONVEYANCES OF RECORD.****TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees**
THETD heirs and assigns forever. And the said**MICROFILMED****AUG 19 1994**

EXHIBIT "A"

IN TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN,
WASHINGTON COUNTY, IDAHO:

SECTION 19: LOT 3 AND ALL OF THAT PART OF LOTS 1 AND 2 LYING
SOUTHWESTERLY OF THE INSTITUTE CANAL RIGHT OF WAY;

SAVE AND EXCEPT THE FOLLOWING DESCRIBED TRACTS OF LAND:

A PARCEL OF LAND SITUATED WITHIN GOVERNMENT LOT 2 OF SECTION 19,
TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF GOVERNMENT LOT 2 OF SECTION
19, T.11N., R.5W., B.M.;

THENCE S 0 DEGREES 02'11"W - 97.88 FEET ALONG THE WEST LINE OF SAID
GOVERNMENT LOT 2 TO THE TRUE POINT OF BEGINNING;

THENCE S 89 DEGREES 57'49"E - 874.86 FEET TO A POINT ON THE
SOUTHWESTERLY RIGHT-OF-WAY LINE OF THE INSTITUTE CANAL COMPANY
IRRIGATION DITCH;

THENCE S 60 DEGREES 38'01"E - 107.27 FEET ALONG THE SOUTHWESTERLY
RIGHT-OF-WAY LINE OF SAID DITCH;

THENCE S 37 DEGREES 22'22"E - 51.58 FEET ALONG THE SOUTHWESTERLY
RIGHT-OF-WAY LINE OF SAID DITCH;

THENCE S 18 DEGREES 33'51"E - 82.09 FEET ALONG THE WESTERLY RIGHT-
OF-WAY LINE OF SAID DITCH;

THENCE S 14 DEGREES 08'23"E - 74.07 FEET ALONG THE WESTERLY RIGHT-
OF-WAY LINE OF SAID DITCH;

THENCE N 89 DEGREES 57'49"W - 1044.03 FEET TO A POINT ON THE WEST
LINE OF SAID GOVERNMENT LOT 2;

THENCE N 0 DEGREES 02'11"E - 243.13 FEET ALONG THE WEST LINE OF
SAID GOVERNMENT LOT 2 TO THE TRUE POINT OF BEGINNING.

SUBJECT TO THE RIGHT-OF-WAY AS NOW ESTABLISHED OF AN EXISTING
COUNTY ROAD KNOWN AS JENKINS CREEK ROAD, ALONG THE WEST SIDE OF THE
ABOVE DESCRIBED PARCEL OF LAND.

TOGETHER WITH AND SUBJECT TO A CEMENT IRRIGATION DITCH ALONG THE
EAST BOUNDARY.

MICROFILMED

AND ALSO SAVE AND EXCEPT:

AUG 19 1994

A PARCEL OF LAND SITUATED WITHIN GOVERNMENT LOTS 1 AND 2 OF SECTION
19 TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

212-14635 + A67-07415

BEGINNING AT THE SOUTHWEST CORNER OF GOVERNMENT LOT 1 OF SECTION 19, TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN;

THENCE NORTH 0 DEGREES 02'11"E - 200.84 FEET ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1;

THENCE S 89 DEGREES 57'49"E - 385.87 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY OF THE INSTITUTE CANAL COMPANY IRRIGATION DITCH;

THENCE S 36 DEGREES 44'07"E - 48.51 FEET ALONG SAID RIGHT-OF-WAY LINE;

THENCE S 43 DEGREES 33'59"E - 72.69 FEET ALONG SAID RIGHT-OF-WAY LINE;

THENCE S 54 DEGREES 49'53"E - 71.94 FEET ALONG SAID RIGHT-OF-WAY LINE;

THENCE S 63 DEGREES 24'20"E - 193.30 FEET ALONG SAID RIGHT-OF-WAY LINE;

THENCE S 65 DEGREES 56'05"E - 194.97 FEET ALONG SAID RIGHT-OF-WAY LINE;

THENCE N 89 DEGREES 57'49"W - 874.86 FEET TO A POINT ON THE WEST LINE OF GOVERNMENT LOT 2 OF SECTION 19, TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN;

THENCE N 0 DEGREES 02'11"E - 97.88 FEET ALONG THE WEST LINE OF SAID GOVERNMENT LOT 2 TO THE POINT OF BEGINNING.

SUBJECT TO THE RIGHT-OF-WAY AS NOW ESTABLISHED OF AN EXISTING COUNTY ROAD KNOWN AS JENKINS CREEK ROAD, ALONG THE WEST SIDE OF THE ABOVE DESCRIBED PARCEL OF LAND.

AND ALSO SAVE AND EXCEPT:

A PARCEL OF LAND SITUATED WITHIN GOVERNMENT LOT 1 OF SECTION 19, TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE SOUTHWEST CORNER OF GOVERNMENT LOT 1 OF SECTION 19, TOWNSHIP 11 NORTH, RANGE 5 WEST, BOISE MERIDIAN;

THENCE N 0 DEGREES 02'11"E - 200.84 FEET ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1 TO THE TRUE POINT OF BEGINNING;

THENCE N 0 DEGREES 02'11"E - 258.16 FEET ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1 TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THE INSTITUTE CANAL COMPANY IRRIGATION DITCH;

THENCE S 89 DEGREES 57'49"E - 66.93 FEET ALONG SAID RIGHT-OF-WAY

~~15882-1-635~~ ✓ MICROFILMED

AUG 19 1994

Handwritten:
Hobson
City of Portland
10635's
of 10635's

LINE;

THENCE S 67 DEGREES 05'27"E - 28.99 FEET ALONG THE SOUTHWESTERLY
RIGHT-OF-WAY LINE OF SAID DITCH;

THENCE S 47 DEGREES 25'08"E - 49.24 FEET ALONG SAID RIGHT-OF-WAY
LINE.

THENCE S 55 DEGREES 03'41"E - 223.35 FEET ALONG SAID RIGHT-OF-WAY
LINE;

THENCE S 46 DEGREES 43'03"E - 40.00 FEET ALONG SAID RIGHT-OF-WAY
LINE;

THENCE S 36 DEGREES 44'07"E - 72.91 FEET ALONG SAID RIGHT-OF-WAY
LINE;

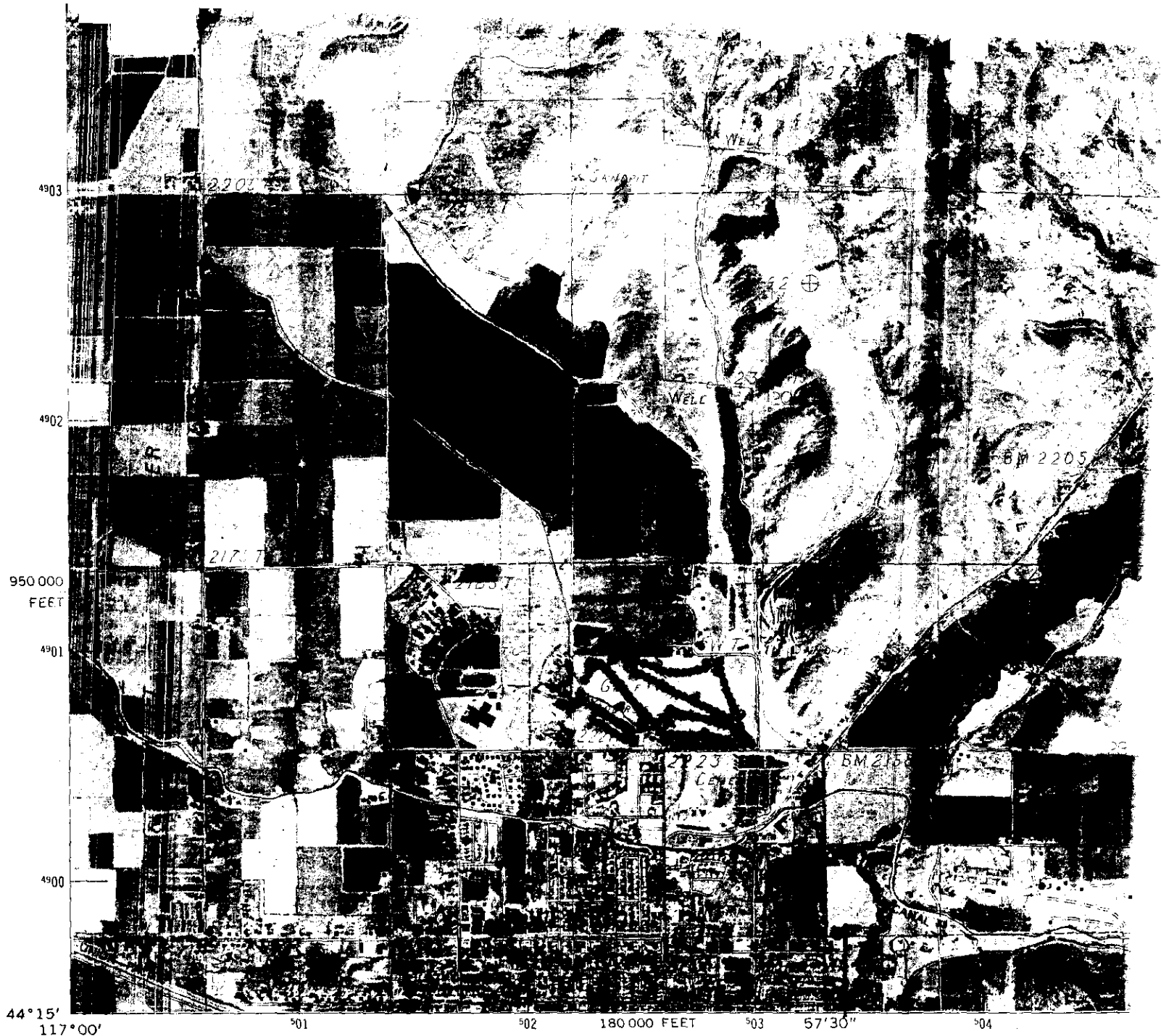
THENCE N 89 DEGREES 57'49"W - 385.87 FEET TO THE TRUE POINT OF
BEGINNING.

SUBJECT TO THE RIGHT OF WAY AS NOW ESTABLISHED OF AN EXISTING
COUNTY ROAD KNOWN AS JENKINS CREEK ROAD, ALONG THE WEST SIDE OF THE
ABOVE DESCRIBED PARCEL OF LAND.

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AUG 19 1994

~~158823~~ 4 A67-07415

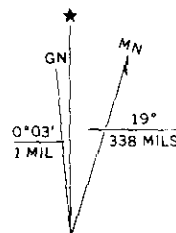


Produced and published by the Geological Survey

Orthophotograph prepared from 1:76,000-scale
aerial photograph taken August 3, 1974

Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-metre Universal Transverse Mercator grid,
zone 11. 1927 North American datum

Photoimagery transformed by scanning techniques
which may produce double or mismatched images;
use the mean of image position for map point



This map has been prepared by the Idaho Department of Water Resources pursuant to
Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake
River Basin Adjudication. No warranty, either express or implied, is made and no legal
responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction
firms particularly Bonneville Blueprint Supply Co., Inc. or its employees for the accuracy,
completeness, or usefulness of any information set forth on this map.

THIS MAP COMPLIES
FOR SALE BY U.S. GEOLOGICAL SUR

T11N
R5W
S19

MICROFILMED

AUG 19 1994

Copies Of T
At Bonne

POOR ORIGINAL

~~A67-10635~~ + A67-07415



pk
01-28-94

4-53

POOR ORIGINAL

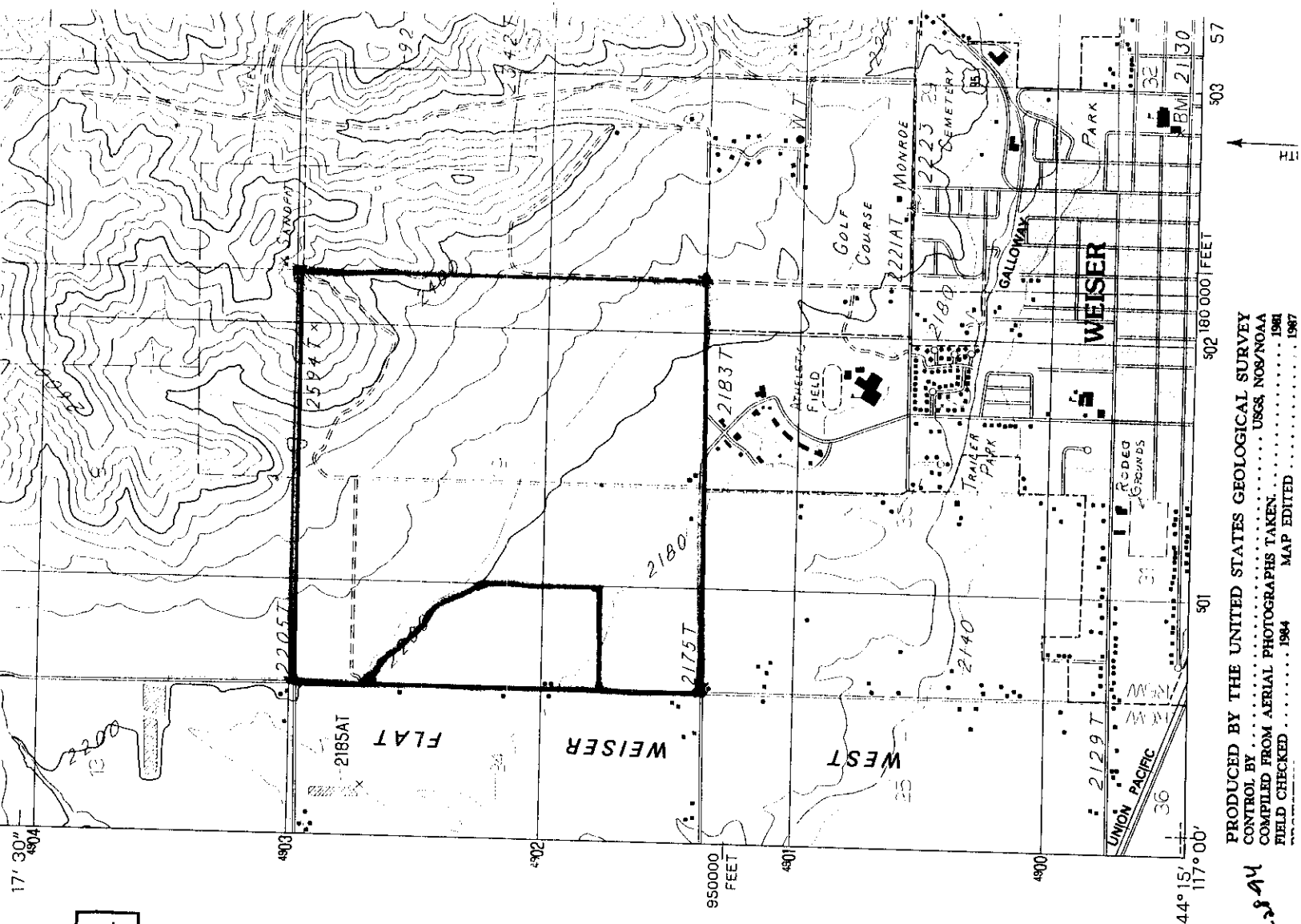
MICROFILMED

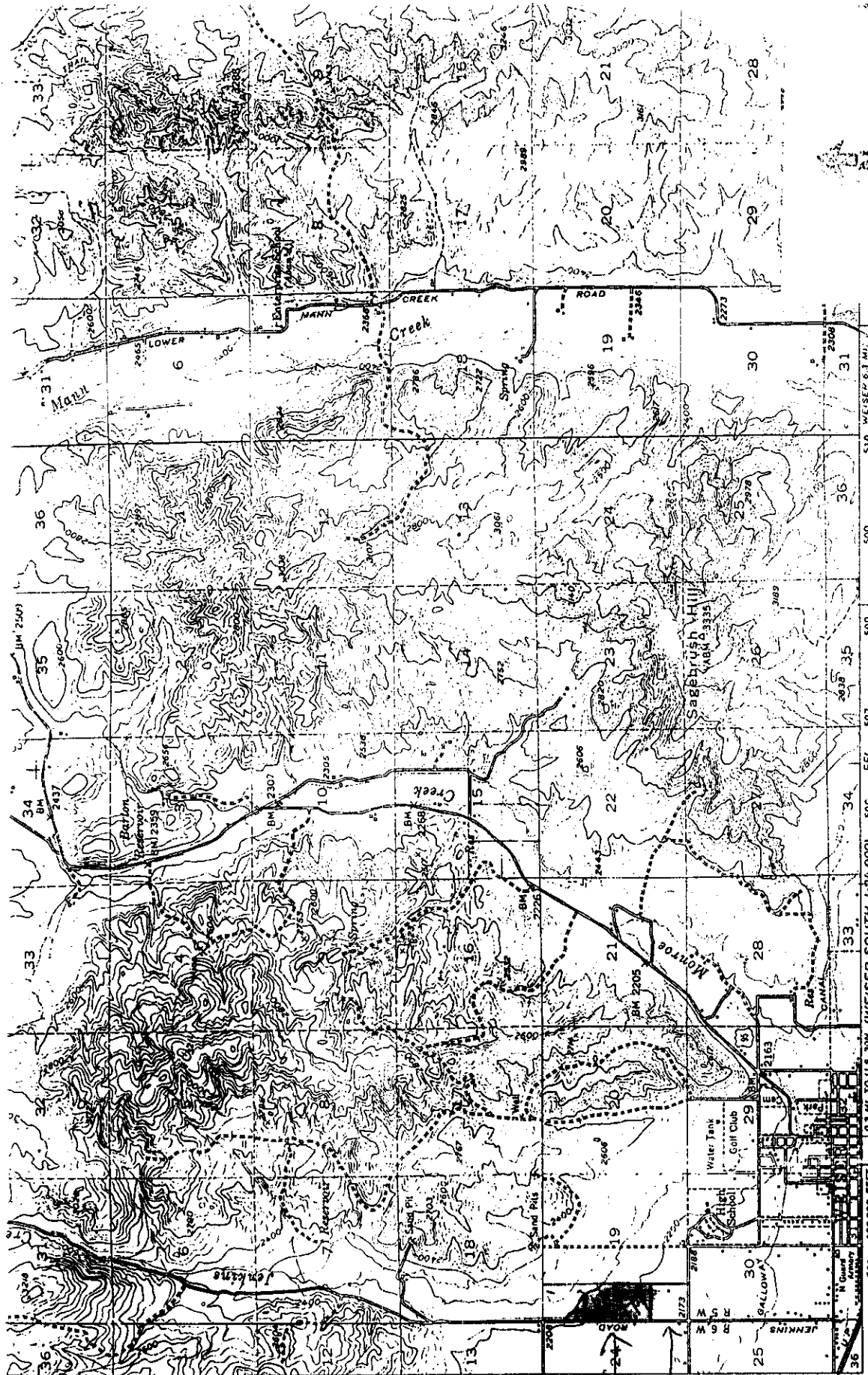
AUG 19 1994

T 11N
R 5W
S 19

~~ALG-16635~~
APG-07415

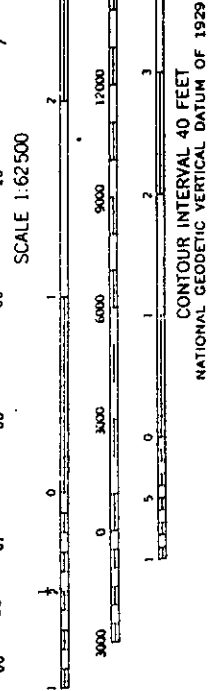
u-53





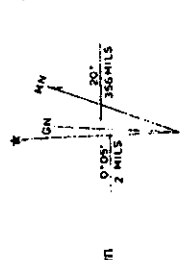
COMPLIMENTS OF Weiser ValleyTitle

THIS MAP IS NOT TO BE USED TO ASSURE PROPERTY LOCATION AND FILE COMPANY DOES NOT GUARANTEE ITS ACCURACY



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

POOR ORIGINAL



UTM GRID AND 1953 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

69 Acres
Sed
Karp

MICROFILMED

AUG 19 1994

Mapped, edited and published by the Geological Survey
Control by USGS and USC&GS
Topography from aerial photographs by multiplex methods
Aerial photographs taken 1951. Field check 1953
Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system, west zone
Red tint indicates areas in which only landmark buildings are shown
Dashed land lines indicate approximate locations
1000-meter Universal Transverse Mercator grid ticks.
zone 11, shown in blue

260-10635 ✓ A67-07415

98

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: A67-10635
Date Received: 10/06/1989
Receipt No: M004847
Received By: Rdh

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

1. Name: ROBERT A. PARSONS 208-549-1539
Address: P.O. BOX 588
WEISER, ID 83672

2. Date of Priority: SEP 06, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
11N	05W	19	NW NW		WASHINGTON

5. Description of diverting works:
85' DEEP, 6" CASING, SUB. PUMP, PIPED TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	19	NW NW		DOMEST	

11. Place of use in counties: WASHINGTON

A67-10635

Page 1

Date: 10/06/89

MICROFILMED
OCT 05 1992

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: _____

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): Robert A. Anderson Date: 10/6/89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of Oct 19 89

Ron Howerton
Notary Public

Seal

Residing at Residing at Boise, Idaho
My Commission Expires December 8, 1994

44°15'

04/08/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-10635

NAME AND ADDRESS: JERROLD B SMITH
870 JENKINS CREEK RD
WEISER ID 83672

NANCY JO SMITH
870 JENKINS CREEK RD
WEISER ID 83672

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/06/1971

POINT OF DIVERSION:

T11N R05W S19 NWNW Lot 1 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS

PLACE OF USE: DOMESTIC Within WASHINGTON County
T11N R05W S19 Lot 1 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use
RP 002941A

SCANNED
APR 09 2004

AJ0749NP
No. R67-10635

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/24/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	W MARTIN SMITH PHILLIS G SMITH 880 JENKINS CREEK RD WEISER ID 83672	09/06/1971	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11N R05W S19 Lot01(NW1/4)

WASHINGTON County

Place of use Legal Description for: DOMESTIC

	NE	NW	SE	SW	NESE	NWSE	SWSE	SWSE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
11N 05W 19	:	:	:	:	:	:	:	:

POU County: WASHINGTON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP RP 002941A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 01/24/99 JSHURTE

DATE: 10/22/98
PAGE: 19

DIVERSION
VOLUME

0.04 CFS

Stage: BENEFICIAL USE

WASHINGTON County

SE

22

Objection Filed Date:

Field Inspection Flag:



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

PHILIP E. BATT
GOVERNOR

May 31, 1995

KARL J. DREHER
DIRECTOR

W MARTIN SMITH AND
PHILLIS G SMITH
880 JENKINS CREEK RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Washington County - Notice of Claim #A67-10635

Dear Mr. & Mrs. Smith:

We have been advised that you are the present owner of the property and water right. Please refer to this water right claim number in any correspondence you may have with the Department.

Before we can modify our records to reflect your new ownership, we need your signature on the enclosed computer-generated Amended Notice of Claim A67-10635. The only change you see to the claim Parsons filed is the replacement of the name and address. If you believe the description of your water right should have other changes, please make the correction and initial the change.

Please sign the enclosed Amended Notice of Claim #A67-10635, have your signature notarized and return the form to my attention. You may want to make a photocopy of the signed claim before returning the original to this office.

Please contact me at 208/327-7862 if you have any questions.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:ss:state:tf

Enclosure:

Copy of Amended Water Right #A67-10635

"How You Will Receive Notice..." Information Sheet

cc: former owner



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

January 31, 1994

H & S Partnership
c/o Robert L. Hert &
Jerold B. Smith
870 Jenkins Creek Rd.
Weiser, ID 83672

RE: Snake River Basin Adjudication (SRBA)
Washington County - Claims #A67-10635 & A67-07415

Dear Claimants:

IDWR has received your notice of the change in ownership of the above-referenced water right claims. Our records have been changed accordingly.

Claims prepared from our computer database are enclosed for your review. If you have any questions, please contact us.

Yours truly,

Idaho Department of Water Resources
Adjudication Bureau

SO:region

Enclosure:

Claims Referenced Above

MICROFILMED

AUG 19 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

January 6, 1994

AG-10635 + AG-07415

Robert L. Hert
H & S Partnership
870 Jenkins Creek Rd.
Weiser, ID 83672

RECEIVED

JAN 25 1994

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Washington County - Ownership Change

Dear Mr. Hert:

We are returning the Notice of the change in ownership for the property you purchased from Robert and Lola Parsons. We need your assistance, please.

Because you did not describe specific water right(s) on your Change of Ownership form, the Department is unable to change the names on the water right(s). Additionally, we are unable to determine the number of acres involved with these water right(s). The Parsons may be able to assist you.

Upon receipt of this missing information, a claim will be prepared from the Agency's computer and send to you for your review and records.

Sincerely,

Robert Foster

Robert Foster
Water Resource Agent
Adjudication Bureau

RF:sf:state:tf
Enclosure:

Original Ownership Change Form

1/23/94

Mr. Foster,

MICROFILMED

AUG 19 1994

*If you have any further questions please
contact Mr. Parsons. Let us know if there are
NO water rights on this property!*

Weiser Valley Title, 549-1792

*Thank you,
Chudy & Vicker*

WATER RIGHT NUMBER - A67-10635 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

*** C - CURRENT OWNER *** PARSONS
1 - P.O. BOX 588
2 -
3 -
CITY- WEISER
PHONE - 208-549-1539
STATE- ID ZIP- 83672

PRIORITY DATE - - - +
09/06/1971
REGION - - - +
14 WESTERN
STAGE - - - +
J - BENEFICIAL USE
STATUS - - - +
SOURCE - - - +
GROUNDWATER
TRIBUTARY - - - +

POINT OF DIVERSION - - - +
COUNTY
RFLG
LOT
TRACT
NW NW
11N 05W 19
(87) WASHINGTON
STREAM INDEX (BLANK IF NO INDEX CODE)

DESCRIPTION
PERIOD FROM PERIOD TO
WATER USE
DIVERSION RATE
DIVERSION VOLUME
43 - DOMESTIC
01/01 12/31 0.040

TOTAL DIV. RATE - +
0.040
TOTAL DIV. VOLUME - +
TOTAL DIV. CAPACITY - +
TOTAL CONSUMPTIVE USE - +
KW USAGE - +
0.0

TWN
11N
RNG
05W
SEC
19
TRACT
NW NW
PLACE OF USE
CODE
ACRES
LOT
DESCRIPTION
DOMESTIC
43
(87) WASHINGTON

DIVERSION MEANS - 85' DEEP, 6" CASING, SUB. PUMP, PIPED TO HOME
NON-IRRIGATION USE - DOMESTIC 1 HOME
OTHER RIGHTS FOR SAME USE - NONE

REMARKS
NO REMARKS FOUND.

OLD WATER RIGHT NUMBERS
NO OLD WATER RIGHT NUMBERS FOUND.

CONDITIONS OF APPROVAL
NO CONDITIONS OF APPROVAL FOUND.

DECREE PLAINTIFF - - - +
DECREE DEFENDANT - - - +
DECREE DATE - +
00/00/0000

-----+
-COMMENTS-
NO COMMENTS FOUND

COURT REPORT FILING	-	00/00/0000	FIELD INSPECTION MADE	-	00/00/0000	CIVIL CASE NUMBER	-	39576
OBJECTION FILED DATE	-	00/00/0000	FIELD INSPECTION FLAG	-		OLD CASE NUMBER	-	
RESPONSE FILED DATE	-	00/00/0000	VERIFIED DATE	-	00/00/0000	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	10/06/1989	LAST AMENDED DATE	-	00/00/0000	TEMPORARY RIGHT	-	P
PROOF DUE DATE	-	00/00/0000	PROOF MADE DATE	-	00/00/0000	WATER DISTRICT	-	
LICENSED DATE	-	00/00/0000	RECEIPT NUMBER	-	M004847	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-		NOTICE OF ERROR FLAG	-	

"Verified By"
 Topo Map/Ortho.PQ
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
 County Records
 Witness Statement
 Project Records
 IDWR Records

57.5 116
12.3 AL

VERIFIED
APR 7 1992

CERTIFIED
MAY 23 1992
WATER EXAMINER