

Ac-7-11300

B-376-1

2

2

FLYING

B-360

D TATOM

Domestic L. MITCHELL

B-394

D ORWIG

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22 23

27 26

park: 0.14
Stokumer 0.03

F# 30
T-387
B. Florence

23 24
26 25

5 18.9
6 24.9
B-252
C. MADSEN
B-144

3 34.3
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31.4
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2.0
0.5

Well

Property Boundary

3000
1000
500
250
125
62.5
31.25
15.625
7.8125
3.90625
1.953125
0.9765625
0.48828125
0.244140625
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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: **A67-11300**
Date Received: 12/12/1989
Receipt No: W007087
Received By: _____

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

1. Name: DAVID WAYNE WEAVER
Address: 1405 MILL STREET
ELY NV

89301

2. Date of Priority: DEC 31, 1890

3. Source: SPRING

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	26	SW	NW	NE		ADAMS

5. Description of diverting works:

PUMPED FROM SPRING TO LAWN & GARDEN, OVERFLOW TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.030		
IRRIGATION	03/15	11/15	0.140		

7. Total Quantity Appropriated is:

0.190 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, LAWN SPRINKLING; STOCKWATER, UP TO 100 HEAD BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	26	NE	NE		IRR	0.5
			NW	NE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	26	SW	NE		IRR	4.5
			SW	NE		STOCK	
			SE	NE		DOMEST	
			SE	NE		STOCK	

Section Acres 7.0

Total Acres 7.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A67-00320,A67-11299

14. Remarks:

POND PROBABLY BEEN THEIR SINCE PRIORITY DATE,BUT HAS BEEN ENLARGED SINCE.

DOMESTIC LAWN AND GARDEN SPRINKLING.

POND IS FROM OVERFLOW OF SPRING.SIZE OF POND MAX IS APPROX 50'DIA MAX DEPTH 3 OR 4' DEEP.

DOMESTIC DRINKING IS FROM WELL NOW, BUT ORIGINAL INSIDE USE PROBABLY WAS FROM THIS SPRING.

OWNERSHIP CHANGED BY LH 9/18/95.

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): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 14 1995

Department of Water Resources

DATE OF CLOSING: 9/18/95

LEGAL DESCRIPTION OF PROPERTY: Township 16 N Range 01 W
Section 23 & 24 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

SEP 15 1995

WATER RESOURCES
WESTERN REGION

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) A67-11299, A67-11300, A67-00320
Assigned by IDWR: A67-07972 + A67-07923
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Duane C Shaffer +/or Ilene M. Shaffer
P.O. Box 336
Council, ID 83612
- ☐ New Owner/Claimant (Purchaser): David Wayne Weaver
- ☐ New Mailing Address: 1405 Mill Street
Ely, NV 89301
- ☐ 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:

POOR ORIGINAL

- ☐ Attach proof of ownership, describe proof attached: Copy of recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) X David Wayne Weaver Date 8/18/95
Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 9-18-95 By: JD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 9-18-95 By: JD

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 1995

For Value Received DUANE CHARLES SHAFFER, aka DUANE C. SHAFFER, and ILENE MARIE SHAFFER, aka ILENE M. SHAFFER, husband and wife

the grantors , do hereby grant, bargain, sell and convey unto
DAVID WAYNE WEAVER, a single man

RECEIVED

SEP 14 1995

the grantee, whose current address is, 1405 Mill Street, Ely, NV 89301 Department of Water Resources

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

RECEIVED

SEP 15 1995

WATER RESOURCES
WESTERN REGION

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

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

Date: August 4, 1995

Duane C. Shaffer
Duane Charles Shaffer, aka Duane C. Shaffer

Ilene M. Shaffer
Ilene Marie Shaffer, aka Ilene M. Shaffer

STATE OF Idaho)
COUNTY OF Adams) SS

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

On this 18th day of Aug in the year of 1995, before me
a Notary Public, personally appeared DUANE CHARLES
SHAFFER, aka DUANE C. SHAFFER, & ILENE MARIE
SHAFFER, aka ILENE M. SHAFFER
known or identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same

at 56 minutes past 4 o'clock PM.
this 18th day of August, 1995, in my
office, and duly recorded in Book

of Deeds at page

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

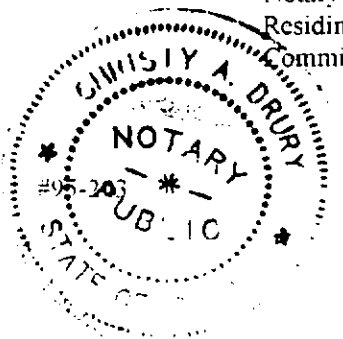
MICHAEL FISK

Ex-Officio Recorder

By: Peggy Link
Deputy

Fees \$6.00

Mail to: Timberline Title & Escrow



MICROFILMED

OCT 23 1996

PARCEL 1

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

Section 26: N1/2NE1/4NE1/4

RECEIVED
SEP 14 1995

PARCEL 2

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

Department of Water Resources

Section 26: E1/2NW1/4, W1/2NE1/4, SE1/4NE1/4, S1/2NE1/4NE1/4

Section 23: SE1/4SW1/4, SW1/4SE1/4

EXCEPTING THEREFROM a parcel in the SW1/4SE1/4 of Section 23 in Township 16 North, Range 1 West more particularly described as follows:

Beginning at the NW corner of said SW1/4SE1/4;

Thence North 89 degrees 44'00" East along the Northerly boundary of said SW1/4SE1/4 a distance of 1317.88 feet to the NE corner of said SW1/4SE1/4;

Thence South 00 degrees 13'47" East along the Easterly boundary of said SW1/4SE1/4 a distance of 1303.87 feet to the SE corner of said SW1/4SE1/4;

Thence South 89 degrees 39'38" West along the Southerly boundary of said SW1/4SE1/4 a distance of 858.13 feet to the centerline of an existing gravel road;

Thence traversing said centerline as follows:

North 13 degrees 40'01" West a distance of 419.51 feet;

Northwesterly 169.43 feet along a curve to the left having a central angle of 47 degrees 48'22", a radius of 203.07 feet and a long chord which bears North 37 degrees 34'13" West a distance of 164.56 feet;

North 61 degrees 28'24" West a distance of 201.35 feet;

Northwesterly 44.68 feet along a curve to the left having a central angle of 15 degrees 54'36", a radius of 160.89 feet and a long chord which bears North 69 degrees 25'42" West a distance of 44.53 feet;

Thence leaving said centerline and bearing North 04 degrees 06'35" West along an existing fenceline a distance of 654.62 feet to the POINT OF BEGINNING.

TOGETHER WITH any and all water rights appurtenant to the property.

SUBJECT TO THE FOLLOWING:

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

POWERLINE EASEMENT granted to IDAHO POWER COMPANY, a corporation, recorded April 23, 1948 in Book 4M of Misc., page 543. Affects E1/2NE1/4 of Section 26.

AN EXISTING ROAD RIGHT OF WAY as set forth in a document granted E. Lucille Mitchell recorded February 1, 1987 as Inst. No. 73748 and also January 7, 1977 as Inst. No. 55524.

MATTERS DISCLOSED in a Record of Survey entitled "Dennis Orwig" recorded as Inst. No. 71281. Affects the SE1/4SW1/4 and the SW1/4SE1/4 of Section 23 and the NW1/4NE1/4 of Section 26.

RIGHT to ride horses and drive cattle on existing roads and trails as set forth in Deed recorded February 11, 1993 as Instr. No. 83554. Affects all of the herein described land.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
test 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: A67-11300
Date Received: 12/12/1989
Receipt No: W007087
Received By: Rh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DUANE C. SHAFFER 208-253-4860
Address: P.O. BOX 336
COUNCIL, ID 83612
OR
Name: ILENE M. SHAFFER 208-253-4860
Address: P.O. BOX 336
COUNCIL, ID 83612

2. Date of Priority: DEC 31, 1890

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	26	SW	NW	NE		ADAMS

5. Description of diverting works:
PUMPED FROM SPRING TO LAWN & GARDEN, OVERFLOW TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.030		
IRRIGATION	03/15	11/15	0.140		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC LAWN SPRINKLING, STOCK UP TO 100HD, BEEF

A67-11300

Page 1

Date: 12/12/89

MICROFILMED

OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	26	NE		NE		IRR	0.5
			NW		NE		IRR	2.0
			SW		NE		IRR	4.5
			SW		NE		STOCK	
			SE		NE		DOMEST	
			SE		NE		STOCK	
Section Acres								7.0
Total Acres								7.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-00320,A67-11299

14. Remarks:

POND PROBABLY BEEN THEIR SINCE PRIORITY DATE,BUT HAS BEEN
ENLARGED SINCE.
DOMESTIC LAWN AND GARDEN SPRINKLING.
POND IS FROM OVERFLOW OF SPRING.SIZE OF POND MAX IS APPROX 50'DIA
MAX DEPTH 3 OR 4' DEEP.
DOMESTIC DRINKING IS FROM WELL NOW, BUT ORIGINAL INSIDE
USE PROBABLY WAS FROM THIS SPRING.

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): Quane C. Shaffer Date: 12/12/89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Dec 19 89

Ron Howerton
Notary Public

Seal

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

MULLER

467-11300

B-376-1

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State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 18, 1995

Re: Notices of Claim to a Water Right Nos. A67-00320, A67-11299,
A67-11300

David Wayne Weaver
1405 Mill Street
Ely, NV 89301

Mr. Weaver:

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.

Claims have not been filed on 67-07972 and 67-07823 in the Snake River Adjudication and are not required to be filed. We have forwarded the ownership change information to our central office for their records on these two water rights.

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
Enclosures

CC: Duane & Ilene Shaffer

MICROFILMED
OCT 23 1996