

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: **A67-04288**
Date Received: 10/11/1989
Receipt No: M004899
Received By: _____

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

1. Name: WILLIAM S JOHNSON
Address: 1815 N CRANE ROAD
MIDVALE ID 83645

AND

Name: ROBIN A STEPHENS
Address: 1815 N CRANE ROAD
MIDVALE ID 83645

2. Date of Priority: JAN 1, 1875

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	01W	36	NW	SE	NW		ADAMS

5. Description of diverting works:
CONCRETE DIV. DAM AMERICAN LINDSAY DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.520		

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

8. Total consumptive use is 78.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	23	NW	NW		IRR	26.0
Section Acres							26.0
Total Acres							26.0

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:
A6704279

14. Remarks:
OWNERSHIP CHANGED BY LH 5/3/96.

15. Basis of Claim: STATUTORY CLAIM

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

APR 30 1996

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: 4/22/96

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 01W
Section 23, NW 1/4 of NW 1/4 of 1/4, Govt. Lot 1/4, BM.

Lot 1/4, Block 1/4, Subdivision/Townsite 1/4.

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: A67-04286
- ☐ Name and Address of Former Owner/Claimant(s)(Seller):
Geneva Barry
P.O. Box 76
Indian Valley, ID 83632
- ☐ New Owner/Claimant (Purchaser):
William S. Johnson & Robin A. Stephens
- ☐ New Mailing Address:
1815 N. Crane Road
Midvale, ID 83645
- ☐ New Telephone Number: ()
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

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

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

- ☐ Signature of New Owner/Claimant(s): Robin A. Stephens Date 4-23-96
William S. Johnson Date 4-23-96
- ☐ 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: 5-2-96 By: RA

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 5-2-96 By: RA

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

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 townsit e 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.

WARRANTY DEED INSTRUMENT NO. 89862

For Value Received, GENEVA G. PETIT, aka GENEVA PETIT ARMATAGE BARRY, aka GENEVA BARRY, formerly a married woman, now a widow

the grantor , does hereby grant, bargain, sell and convey unto WILLIAM S. JOHNSON, an unmarried man, and ROBIN A. STEPHENS, an unmarried woman

the grantees, whose current address is, 1815 N. Crane Road, Midvale, ID 83645

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

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

RESERVING UNTO THE GRANTOR a life estate interest for the use of said property during her lifetime, together with the obligation to pay property taxes and insurance, and maintain the property/improvements as necessary. Failure of the Grantor to physically reside on said property for five (5) months out of each calendar year will terminate said life estate immediatly.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: April 22, 1996

Geneva Barry
GENEVA G. PETIT, aka GENEVA PETIT ARMATAGE BARRY,
aka GENEVA BARRY

RECEIVED
APR 30 1996
WATER RESOURCES
WESTERN REGION

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 22nd day of April in the year of 1996, before me
a Notary Public, personally appeared GENEVA G. PETIT,
aka. GENEVA PETIT ARMATAGE BARRY, aka
GENEVA BARRY

, at 36 minutes past 4 o'clock PM.
this 22nd day of April, 1996, in my
office, and duly recorded in Book

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

of Deeds at page

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

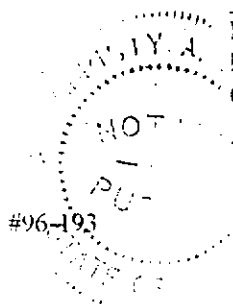
MICHAEL FISK

Ex-Officio Recorder

By: Leaggy Linkal
Deputy

Fees \$ 6.00

Mail to: Timberline Title & Escrow



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OCT 23 1996

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 23: NW1/4NW1/4

EXCEPTING THEREFROM a tract of land in the NW1/4NW1/4 described as commencing at the SW corner of said NW1/4NW1/4; and running

Thence North 32 rods;

Thence East 20 rods;

Thence South 32 rods;

Thence West 20 rods to said corner and PLACE OF BEGINNING.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1996 which are a lien but not yet due or payable.

EASEMENT, and terms and conditions thereof, over the NW1/4NW1/4 of Section 23 granted to FLOOD CONTROL DISTRICT NO. 3 OF IDAHO, recorded July 12, 1965 in Book 26 Deeds page 601.

AFFIDAVIT of nonrevocable declaration of mobile home to real property recorded August 23, 1988 as Instr. No. 76161.

SUBJECT TO LIENS for any taxes deferred by virtue of the designation of the insured property, or any portion thereof, as Forest Lands as provided in Section 63-1701, et. seq., Idaho Code.

THE PRESENCE OF A MOBILE HOME on the subject property, known to us through an Affidavit recorded August 23, 1988 as Instr. No. 76161.

RECEIVED
APR 30 1996
WATER RESOURCES
WESTERN REGION

MICROFILMED
OCT 23 1996

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CIVIL CASE NUMBER: 39576

Ident. Number: A67-04288
Date Received: 10/11/1989
Receipt No: MCC 4899
Received By: JPC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GENEVA BARRY 208-256-4325
Address: P.O. BOX 76
INDIAN VALLEY, ID 83632

2. Date of Priority: JAN 01, 1875

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	01W	36	NW	SE	NW		ADAMS

5. Description of diverting works:
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7. Total Quantity Appropriated is:
0.520 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 78.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	23	NW	NW		IRR	26.0
Section Acres							26.0

10. Place of Use: Continued

Total Acres 26.0

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:
A6704279

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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): Geneva Barry Date: 10/11/89
Date:

State of Idaho)
County of CWA) SS. |

Subscribed and sworn (or affirmed) before me this 11 day
of Oct 19 89

John Dale Carter
Notary Public

Seal

Residing at Bain Id

My Commission Expires 4/2/90



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

May 3, 1996

Re: Notices of Claim to a Water Right Nos. A67-04551, A67-04279,
A67-04288

WILLIAM S JOHNSON
ROBIN A STEPHENS
1815 N CRANE ROAD
MIDVALE ID 83645

Mr. Johnson & Ms. Stephens:

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,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

cc: Geneva Barry

MICROFILMED
OCT 23 1996