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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: A67-07626A  
Date Received: 2/12/1992  
Receipt No: X777777  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: TERRY KAY TODD  
Address: 1473 SUNNYSIDE RD  
WEISER ID

208-549-1595

83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 10N      | 05W   | 9       |        | NE     | SE     |     | WASHINGTON |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.090 |      | 27.00  |

7. Total Quantity Appropriated is:  
0.090 C.F.S. (and/or) 27.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 10N      | 05W   | 9       | NE     | SE     |     | IRR | 5.0   |
|          |       |         | NW     | SE     |     | IRR | 1.0   |

Section Acres 6.0

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10. Place of Use: Continued

Total Acres                      6.0

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:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-07626, FEE PAID UNDER RECEIPT NO. W014137. SEE ALSO TRANS. NO. 04519. 07/05/1995 MM.

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE FOR THE LANDS ABOVE.

THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE YEAR OF THE DATE OF THIS APPROVAL.

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

15. Basis of Claim: LICENSE



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUN 30 1995

WATER RESOURCES  
WESTERN REGION

Please print or type

(see instructions on back of page)

DATE OF CLOSING: June 27, 1995

LEGAL DESCRIPTION OF PROPERTY: Township 10 N Range 5 W  
 Section 9, 1/4 of 1/4 of 1/4 of 1/4 Govt. Lot BM. N 1/2 SE 1/4  
 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: A67-07626

[x] Name and Address of Former Owner/Claimant(s)(Seller):  
Terry Kay Todd  
1473 Sunnyside Rd.  
Weiser ID 83672

[ ] New Owner/Claimant (Purchaser):  
Grant + Michele Dupre

[ ] New Mailing Address:  
P.O. Box 114  
Port Hadlock, WA  
98339-0114

[ ] New Telephone Number: (360) 385-2563

[x] 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:

NEW OWNER  
Portion B = .06 cfs 4 acres per Attached pg. capital form  
Transfer Appl. #4519  
T.K. Todd retains portion A = .09 cfs 6 acres

[ ] 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) Grant Dupre Date 6-23-95  
Michele Dupre Date 6-23-95

[ ] Signature of Former Owner/Claimant(s) Terry Kay Todd 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: 07/05/1995 By: TT TT

Further Action Needed:

SPLIT - See XFER #4519

Further Action Taken

Date:            By:           

Final Review and Data Entry

Date: 07/05/1995 By: TT TT

Claim Numbers of Split, if any:

A67-07626A, A76-07626B

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

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Residing at 3/27/97  
 Comm. Expires             
 Notary Public           , Idaho

Ex-Officio Recorder  
            
 Fee \$ 3.00  
 Mail to: WEISER VALLEY TITLE

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

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4519  
WATER RIGHT NO. 67-07626A

This is to certify that: TERRY KAY TODD  
1473 SUNNY SIDE RD  
WEISER ID 83661

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.09 CFS              | 27.0 AF              |

SOURCE  
GROUNDWATER

Priority: 05/12/1983

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 9, Township 10N, 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> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 10N                              | 05W        | 9          | NESE 5       | NWSE 1       |              | 6            |
| Total number of acres irrigated: |            |            |              |              |              | 6            |

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 12<sup>th</sup> day of April, 1995

*L. Glen Saylor*  
Chief, Water Alloc. Bureau

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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: A67-07626  
Date Received: 2/11/1992  
Receipt No: W014137  
Received By: AKW

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: TERRY KAY TODD 208-549-1595  
Address: 1473 SUNNYSIDE RD  
WEISER ID 83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 10N      | 05W   | 9       | NW     | SE     |        |     | WASHINGTON |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.150 |      | 45.00  |

7. Total Quantity Appropriated is:  
0.150 C.F.S. (and/or) 45.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 10N      | 05W   | 9       | NE     | SE     |     | IRR | 8.0   |
|          |       |         | NW     | SE     |     | IRR | 2.0   |

Section Acres 10.0

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~~OCT 02 1992~~

10. Place of Use: Continued

Total Acres 10.0

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:

14. Remarks:

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 \_\_\_\_\_

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~~OCT 02 1992~~



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNER

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

**RECEIVED**  
JUL 24 1991

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

LEGAL DESCRIPTION OF PROPERTY: Township 10N Range 5W Department of Water Resources  
Section 9, 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.

SEE ATTACHED WARRANTY DEED

- ☐ 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): CHARLES RAY MOORE AND MARY MAE MOORE  
P.O. BOX 509  
WEISER, ID 83672
- ☐ New Owner/Claimant (Purchaser): TERRY KAY TODD
- ☐ New Mailing Address: 1473 SUNNYSIDE ROAD  
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: 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 Terry Kay Todd Date 5/31/91  
\_\_\_\_\_  
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:

*No claim on file gae 7/31/91*

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

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POOR ORIGINAL

100-91-3086

Instrument No. 152048  
Page 1 of 1 pages

## WARRANTY DEED

For Value Received

CHARLES RAY MOORE AND MARY MAE MOORE, HUSBAND AND WIFE

The grantorS, do hereby grant, bargain, sell and convey unto TERRY KAY TODD,  
A SINGLE PERSON

the grantee, whose current address is 1473 Sunnyside Road, Weiser, ID 83672

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

BEGINNING AT A POINT 1239.09 FEET N 0° 05' W AND 945.51 FEET N 89° 51' W FROM THE SOUTHEAST CORNER OF SECTION 9, TOWNSHIP 10 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN, IDAHO; THENCE N 0° 05' W 1403.81 FEET; THENCE WEST 593.43 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF THE TRACT OF LAND DECREED TO SCHOOL DISTRICT NO 44 OF WASHINGTON COUNTY, IDAHO, BY DECREE ENTERED IN BOOK "F" OF JUDGMENTS ON PAGE 329 DISTRICT COURT RECORDS, WASHINGTON COUNTY, IDAHO; THENCE SOUTH ALONG THE EAST LINE OF SAID SCHOOL DISTRICT TRACT TO THE NORTHERLY LINE OF THE STATE HIGHWAY; THENCE SOUTHEASTERLY ALONG SAID HIGHWAY TO THE PLACE OF BEGINNING.

DUPLICATE

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

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

Dated: MAY 31, 1991

Charles Ray Moore  
CHARLES RAY MOORE

Mary Mae Moore  
MARY MAE MOORE

STATE OF IDAHO, COUNTY OF WASHINGTON  
On this 31ST day of MAY, 19 91,  
before me, a notary public in and for the said State, personally  
appeared

CHARLES RAY MOORE AND  
MARY MAE MOORE

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

Residential  
Comm. Expires

Notary Public  
Idaho

STATE OF IDAHO, COUNTY OF WASHINGTON

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

WEISER VALLEY TITLE  
at 45 minutes past 2 o'clock P. M.,  
this 19TH day of JUNE  
1991, in my office, and duly recorded in ~~BOOK~~ INDEX  
of Deeds ~~BOOK~~

MARY KAUTZ

Ex-Officio Recorder

Fees \$3.00

Mail to: WEISER VALLEY TITLE  
IN PERSON

Comp. Index  
Comp. Ref.  
Film  
Compare  
Card Ref.  
Bk. Ref.  
Up-date  
Return

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CHANGE IN ADDRESS OF NOTICE OF CLAIM

[ ] Water Right Number (s): A67-07626

A67-10838

[ ] Old Mailing Address: \_\_\_\_\_

[ ] New Mailing Address: Terry Kay Todd

1473 Sunny Side Rd

Weiser, Id 83672

New Telephone Number: ( 1549-1595

[ ] Signature of Claimant: Terry Kay Todd

Date: 2/10/92

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: \_\_\_\_\_

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~~OCT 02 1992~~

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OCT 23 1996

FEB 11 1992

Department of Water Resources  
Western Regional Office

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: A67-07626

Date Received: 2/ 7/1992

Receipt No: 0014137

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

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CHARLES RAY MOORE  
Address: P.O. BOX 509  
WEISER ID

83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 10N      | 05W   | 9       | NW     | SE     |     |     | WASHINGTON |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.150 |      | 45.00  |

7. Total Quantity Appropriated is:  
0.150 C.F.S. (and/or) 45.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 10N      | 05W   | 9       | NE     | SE  |     | IRR | 8.0   |
|          |       |         | NW     | SE  |     | IRR | 2.0   |

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10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 10.0  |
|          |       |         |            |     | Total Acres   | 10.0  |

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:

14. Remarks:

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): Lesly Kay Todd Date: 2-10-92  
\_\_\_\_\_  
Date: \_\_\_\_\_

MICROFILMED  
OCT 23 1996

MICROFILMED

OCT 02 1992

State of Idaho )  
County of Washington ) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of February 19 92

Charlotte Herata  
Notary Public

Seal

Residing at Truett, Idaho

My Commission Expires July 20, 1993



**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

Date: July 5, 1995

Re: Original Notice of Claim to a Water Right No. A67-07626

Renumbered to Notice of Claim to a Water Right No. A67-07626A

[ TERRY KAY TODD ]  
1473 SUNNYSIDE RD  
WEISER ID 83672

[ ]

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

ADJUDICATION STAFF  
Department of Water Resources  
Western Region Office  
(208) 334-2190

Enclosure

MICROFILMED  
OCT 23 1996

February 7, 1992

Terry Kay Todd  
1473 Sunnyside Rd.  
Weiser, ID 83672

Dear Ms. Todd:

I am writing in regard to our telephone conversation of February 6, which we discussed the unclaimed water right numbered 67-07626 for the irrigation of 10 acres.

Enclosed you will find two copies of that water right. One is for your records and the other will need to be returned to me. Be sure to review this claim closely for accuracy and to sign it and have it notarized before returning this to my attention. I am also enclosing a form which can be completed for the name change from Moore to yourself. The filing fee for this claim will be \$60.00. This includes the \$50.00 flat rate plus \$1.00 per irrigated acre.

Also, as a result of yesterdays conversation I have changed the number of homes on your domestic claim, A67-10838, listed under item nine from two to one. No other change has been made. Please contact me if you have any questions. I would appreciate it if you would return this second claim within 30 days.

Sincerely,

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

Enclosure: A67-07626 (2 copies)  
Change in address of Notice of Claim

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OCT 23 1996

## CONVERSATION MEMORANDUM

DATE 2-6-92FILE AG 7-10838

NAME OF PARTY

Terry Todd

EMPLOYEE

Linda Querner

RE:

Response to letter of 2-3-92.

The priority month & day of Dec. 31 is ok.  
OK to amend the claim to 1 home usage only.  
There was a second trailer there but it  
has since been moved off

On 2-7-92 I sent her a copy of AG 7-7626  
for her submittal. I told her no late  
fee due because she ~~is~~ did not own property  
at the time of Round 1 service. ML 3  
shows a notice sent to the first owner,  
Moore, & no notice sent to Todd. Ownership  
change is dated 5-31-91

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