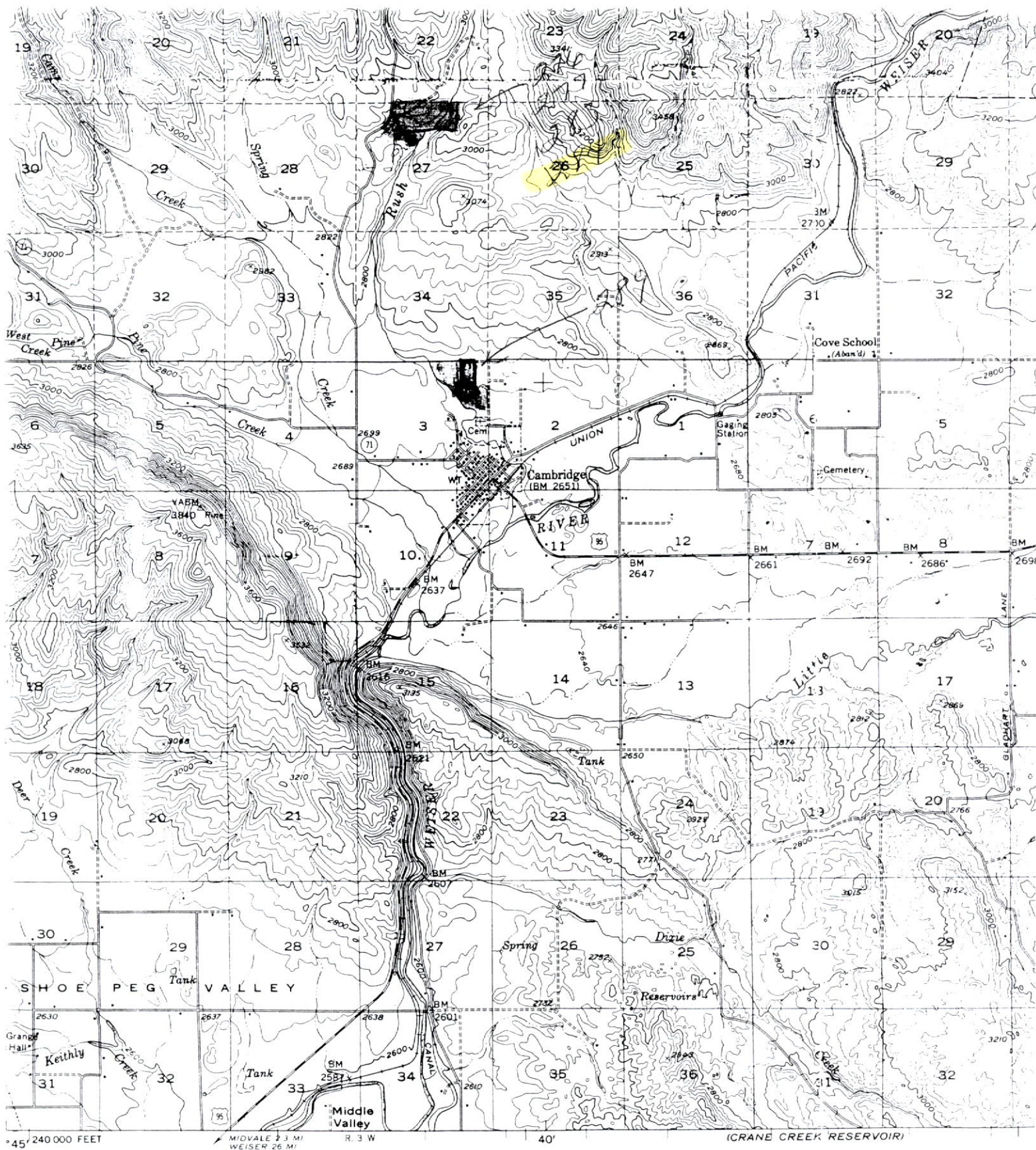




45° 24' 00" FEET

MIDVALE 2.3 MI WEISER 26 MI

40'

(CRANE CREEK RESERVOIR)

Mapped, edited, and published by the Geological Survey

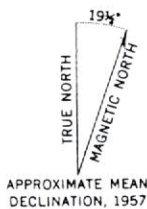
Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods
Aerial photographs taken 1951. Field check 1957

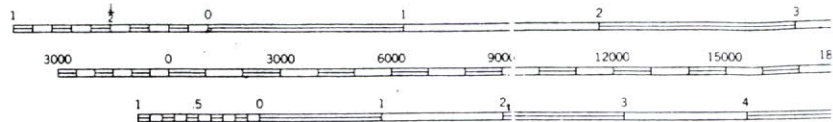
Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
west zone
1000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue

Dashed land lines indicate approximate locations

Unchecked elevations are shown in brown



SCALE 1:62500



CONTOUR INTERVAL 40 FEET
DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 2, COLORADO OR WASHINGTON :
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

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 67-00284
Date Received: 10/20/89
Receipt No:
Received By:

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

1. Name of Claimant(s): MARJORIE BEMIS
PO BOX 188
CAMBRIDGE ID USA 83610

Phone: (208)257-3817

2. Date of Priority: 05/01/1894

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
15N	03W	22	NE SW SE	WASHINGTON

5. Description of diverting works:

ROCK DAM, HEADGATE W/WEIR, 1 M.OF DITCH 18"TO36"W BY 6"TO12"DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.12	165

7. Total Quantity Appropriated is:
0.12 C.F.S. and/or 165 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	03W	27	NW	NE	IRRIGATION	15
			NE	NW	IRRIGATION	15
			NW	NW	IRRIGATION	5
			SW	NW	IRRIGATION	20
					Section Acres	55
					Total Acres	55

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:

ADDED DIVERSION AND NO. OF IRRIGATED ACRES WHICH WAS NOT SHOWN IN THE
PREVIOUSLY DECREED WATER RIGHT

SEE NOS. A67-00284A & A67-00284B

This right is the result of a change in ownership, and combined right of 67-00284A and 67-00284B. DB 11/7/2000.

15. Basis of Claim: Decreed

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): _____
Adjudication Claim No(s): AL67-00283A, AL67-00284A, AL67-00276D
+ AL67-00277D
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant ETHEL PEARSON + ROBIN THORSEN
PO BOX 205, CAMBRIDGE
4. New Owner/Claimant(s) MARJORIE BENIS
Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address PO BOX 188
City, State and ZIP Code CAMBRIDGE, ID 83610
New Telephone Number 208) 252-3817
5. Date you acquired the property 3-1997
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right <u>55+/-</u>	Number and type of stock _____
Diversion rate in CFS _____	
Number of homes you acquired _____	Other uses _____

7. Signature of New Owner(s) or Claimant(s) Marjorie Benis

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

WARRANTY DEED

For Value Received

ETHEL J. PEARSON AND ROBIN THORSEN, both single persons

The grantors, do hereby grant, bargain, sell and convey unto
MARJORIE BEMIS TRUST

the grantee, whose current address is
P.O. BOX 188, CAMBRIDGE, ID 83610
the following described premises, in WASHINGTON

County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

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
her 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

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

Dated: MARCH , 1997

Ethel J. Pearson
ETHEL J. PEARSON

Robin Thorsen
ROBIN THORSEN

STATE OF IDAHO, COUNTY OF WASHINGTON
On this day of MARCH, 1997,
before me, a notary public in and for the said State, personally
appeared

ETHEL J. PEARSON AND ROBIN THORSEN

known 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.

Residing at
Comm. Expires

WEISER
11/4/97

Notary Public
, Idaho

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the
request of

at minutes past o'clock M.,
this day of
19, in my office, and duly recorded in Book
of Deeds at Page

Ex-Officio Recorder

By Deputy.

Fees \$
Mail to:

INSTRUMENT NO.

EXHIBIT "A"

FILE NO.: 100-97-5784

IN TOWNSHIP 15 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

A portion of the NW $\frac{1}{4}$ of Section 27 being more particularly described as follows:

Beginning at a point on the East line of said NW $\frac{1}{4}$ of Section 27 from which point the Northeast corner of said NW $\frac{1}{4}$ bears North 00°31'42" East a distance of 1556.25 feet;
Thence from said point of beginning South 00°31'42" West, along said East line, 850.00 feet;

Thence West 300.00 feet;

Thence North 77°35' West 458.00 feet;

Thence West 56.00 feet;

Thence South 62°05' West 297.00 feet;

Thence North 68°50' West 165.00 feet;

Thence South 86°29' West 978.14 feet to a point on the centerline of Rush Creek Road;

Thence along said road centerline the following Eight (8) consecutive courses:

1) North 09°21' East 250.99 feet;

2) Along the Arc of a curve to the left having a radius of 400 feet, a length of 273.43 feet and a chord that bears North 10°14' West 268.14 feet;

3) North 29°49' West 139.36 feet;

4) Along the Arc of a curve to the right having a radius of 300 feet; a length of 412.42 feet and a chord that bears North 09°34' East 380.70 feet;

5) North 48°57' East 151.90 feet;

6) Along the Arc of a curve to the right having a radius of 600 feet, a length of 105.94 feet and a chord that bears North 54°00'30" East 105.80 feet;

7) North 59°04' East 371.47 feet and

8) Along the Arc of a curve to the left having a radius of 800 feet, a length of 210.90 feet and a chord that bears North 51°30'52" East 210.29 feet;

Thence South 46°02'16" East 801.54 feet;

Thence South 80°22'10" East 690.04 feet to a point in the centerline of Rush Creek;

Thence along said centerline the following Two (2) courses:

1) North 51°28'20" East 40.54 feet and

2) North 66°00' East 113.00 feet;

Thence East 141.00 feet to the POINT OF BEGINNING.

Reserving therefrom a Twenty foot wide Easement for construction and maintenance of a Water Pipeline, said Easement being described as follows:

Beginning at a point on the East line of the NW $\frac{1}{4}$ of said Section 27 from which point the Northeast corner of said NW $\frac{1}{4}$ bears North 00°31'42" East 1556.25 feet;

thence from said point of beginning and along the East line of said Easement South 00°31'42" West 400 feet;

thence along the centerline of said Easement the following Two (2) consecutive courses:

1) South 77°36'10" West 500 feet; and

2) South 22°52'20" West 300 feet, more or less, to a point on the South line of the property herein described.

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: A67-00284A
Date Received: 10/20/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ETHEL PEARSON 208-257-3541
Address: PO BOX 205
CAMBRIDGE ID 83610
OR
Name: ROBIN THORSEN 208-257-3541
Address: PO BOX 205
CAMBRIDGE ID 83610

2. Date of Priority: MAY 1, 1894

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	03W	22	NE	SW	SE		WASHINGTON

5. Description of diverting works:
ROCK DAM, HEADGATE W/WEIR, 1 M.OF DITCH 18"TO36"W BY 6"TO12"DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.050		

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

8. Total consumptive use is 69.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	03W	27	NW	NW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	27	SW	NW		IRR	20.0
Section Acres							23.0
Total Acres							23.0

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:
A67-00283

14. Remarks:

ADDED DIVERSION AND NO. OF IRRIGATED ACRES WHICH WAS NOT SHOWN IN THE PREVIOUSLY DECREED WATER RIGHT.
THIS CLAIM IS A RESULT OF A CHANGE OF OWNERSHIP FOR A PORTION OF CLAIM A67-00284, FEE PAID UNDER CLAIM W006479. MTS
CHANGE OF OWNERSHIP BY MTS 6/4/96. FEE PAID UNDER RECEIPT W006479

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR
Decree Plaintiff

WILLIAM ALLISON
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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: **A67-00284B**
Date Received: 10/20/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARJORIE BEMIS 208-257-3817
Address: PO BOX 188
CAMBRIDGE ID 83610
2. Date of Priority: MAY 1, 1894
3. Source: RUSH CREEK Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 15N | 03W | 22 | NE | SW | SE | | WASHINGTON |
5. Description of diverting works:
ROCK DAM, HEADGATE W/WEIR, 1 M.OF DITCH 18"TO36"W BY 6"TO12"DEEP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.070 | | |
7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 96.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	03W	27	NW	NE		IRR	15.0
			NE	NW		IRR	15.0
			NW	NW		IRR	2.0

Section Acres

32.000000

10. Place of Use: Continued

Total Acres 32.0

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:
A67-00283

14. Remarks:

ADDED DIVERSION AND NO. OF IRRIGATED ACRES WHICH WAS NOT SHOWN IN
THE PREVIOUSLY DECREED WATER RIGHT.

THIS CLAIM IS A RESULT OF A CHANGE OF OWNERSHIP FOR A PORTION OF
CLAIM A67-00284. FEE PAID UNDER RECEIPT NO WOO6479. MTS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and
understand the form entitled "How you will receive notice in the Snake River
Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay
a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

Date: _____

MICROFILMED
007 22 1995

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

05/24/96 16:38:12
Page 1

Water Right Number - A67-00284 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT CLAIM

1 -
2 -
3 -
City- CAMBRIDGE
Phone - 208-000-0000
State- ID Zip- 83610

*** O - ORIGINAL OWNER ***
POYNER

HUB B

ATTEBERRY

W G

State- ID Zip- X

1 -
2 -
3 -
City- X
Phone - 208-000-0000
1 - 3494 RUSH CREEK RD
2 -
3 -

ATTEBERRY

SHIRLEY S

State- ID Zip- 836105110

1 -
2 -
3 -
City- CAMBRIDGE
Phone - 208-000-0000
1 - 3494 RUSH CREEK RD
2 -
3 -

State- ID Zip- 836105110

City- CAMBRIDGE
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1894 14 WESTERN 14 WESTERN Z - SEE REMARKS

+ - - Source - - - + + - - Tributary - - - +
RUSH CREEK WEISER RIVER
SPLIT CLAIM SEE REMARKS

+ - - Point of Diversion - - - +
TwN Rng Sec Tract Lot Rflg County

15N 03W 22 NE SW SE (87) WASHINGTON

+ - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code 01 - IRRIGATION 03/15 11/15 0.120

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.120 0.120 165.0

+ - - Place of Use - - - +
TwN Rng Sec Tract Lot Acres Description County
15N 03W 27 NW NE 15.0 01 IRRIGATION (87) WASHINGTON
15N 03W 27 NE NW 15.0 01 IRRIGATION (87) WASHINGTON
15N 03W 27 NW NW 5.0 01 IRRIGATION (87) WASHINGTON
15N 03W 27 SW NW 20.0 01 IRRIGATION (87) WASHINGTON
Total Acres: 55.0

MICROFILMED
OCT 22 1996

Water right number - A67-00284

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A67-00283

Remarks

ADDED DIVERSION AND NO. OF IRRIGATED ACRES WHICH WAS NOT SHOWN IN THE PREVIOUSLY DECREED WATER RIGHT.
SEE NOS. A67-00284A & A67-00284B

[illegible]

Conditions of Approval

+ + - - .	Decree Plaintiff	- - - +	+ - - -	Decree Defendant	- - - +	+ - Decree Date	-
	JOHN I. MUIR			WILLIAM ALLISON		09/00/0000	

-Comments-

No Comments Found

+ - - Audit Fields - - + 00/00/00

+ Adjudication Rights Dates and Flags Area - - - - - +

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	-	10/20/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	W006479	Water District	-	67
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	OR	Presumption Flag	-	C
						Notice of Error Flag	-	

MICROFILMED
OCT 22 1996