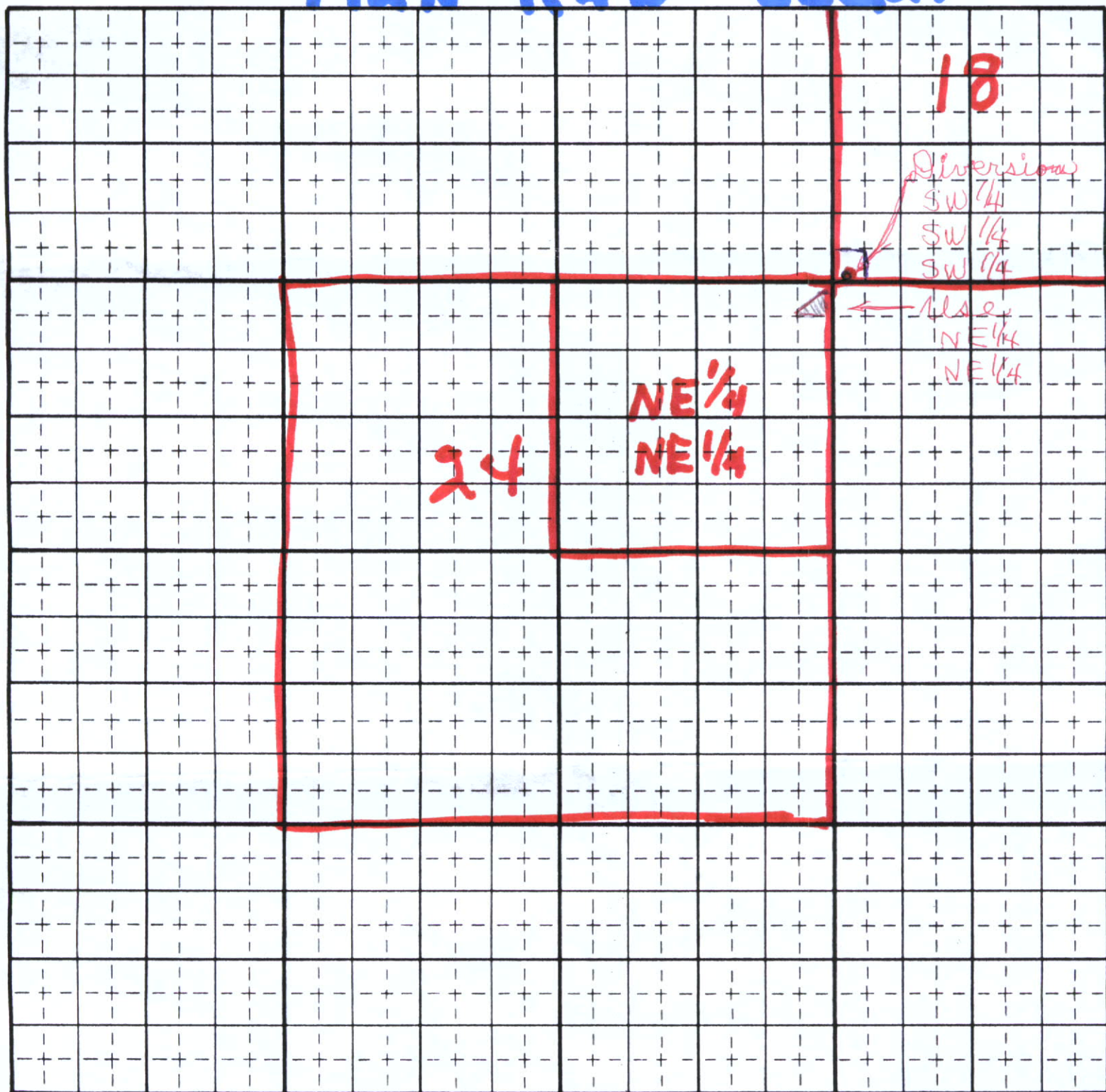


Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T12N R4W SEC.24



See attached legal
MICROFILMED

OCT 22 1996

Last Name R. TARTER

Ident No. _____

Copies: White-State, Yellow-Claimant

ROSS TARTER

Exhibit "A"

Instrument No. 147740

Page 2 of 2 Pages

POOR ORIGINAL

parcel of land situated within the NE1/4NE1/4 of Section 24, Township 12 North, Range 5 West, Boise Meridian, and Government Lot 1 of Section 19, Township 12 North, Range 4 West, Boise Meridian, more particularly described as follows:

Beginning at the northeast corner of the NE1/4NE1/4 of said Section 24 (northwest corner of Government Lot 1 of said Section 19);

Thence S 0°19'11" E - 570.00 feet along the east line of said NE1/4NE1/4 to the TRUE POINT OF BEGINNING;

Thence S 89°40'49" W - 143.00 feet;

Thence S 0°19'11" E, parallel to the east line of said NE1/4NE1/4, a distance of 25.00 feet;

Thence S 89°40'49" W - 187.00 feet;

Thence S 30°50'17" W - 274.37 feet;

Thence N 89°42'38" W - 212.80 feet to a point on the southeasterly right-of-way line of U. S. Highway 95;

Thence southwesterly along the southeasterly right-of-way line of said Highway 95 to the point of intersection of said Highway right-of-way line with the East bank of Mann Creek;

Thence in a southerly direction along the East bank of Mann Creek to a point 2 rods north of the south line of said NE1/4NE1/4;

Thence East, parallel to the south line of said NE1/4NE1/4, to a point on the east line of said NE1/4NE1/4;

Thence S 0°19'11" E - 2 rods along the east line of said NE1/4NE1/4 to the northeast corner of said NE1/4NE1/4 (southwest corner of said Government Lot 1);

Thence East 2 rods along the south line of said Government Lot 1;

Thence N 0°19'11" W, parallel to the west line of said Government Lot 1, a point 570.00 feet south of the north line of said Government Lot 1;

Thence West 4.00 feet to a point on the west right-of-way line of an existing County Road known as Mann Creek Road;

Thence S 89°40'49" W - 29.00 feet to the TRUE POINT OF BEGINNING.

EXCEPTING: The right-of-way as now established of an existing County Road known as Mann Creek Road.

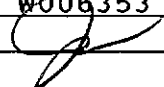
R. TARTER

JUL 25 1900

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: A67-00515B
Date Received: 10/18/1989
Receipt No: W006353
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROSS TARTER 208-549-2216
Address: 1487 MANN CREEK RD
WEISER ID 83672

Name: JACKIE TARTER 208-549-2216
Address: 1487 MANN CREEK RD
WEISER ID 83672

2. Date of Priority: JUN 1, 1874

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	11	SE	SE	NE		WASHINGTON

5. Description of diverting works:
HEDGATE IN MANN CREEK DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.260		

7. Total Quantity Appropriated is:
0.260 C.F.S. (and/or) 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
12N	05W	24	NE	NE		IRR	13.0

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OCT 22 1995

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	13.0
					Total Acres	13.0

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:
NONE.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

E. V. JEFFERSON ET. AL.
Decree Plaintiff

THOMAS HIGGENBOTHAM ET. AL.
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
OCT 22 1996

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A67-00575BDate Received 10-18-89Receipt Number W006353

RECEIVED

OCT 18 1989

Department of Water Resources
Western Regional OfficeNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ross and/or Jackie Tarter Phone 208 549-2216Mailing Address 1487 Mann Ck. Road Weiser Idaho Zip 836722. Date of Priority (Only one (1) per claim) Decreed 1921 See Item #153. Source of water supply (a) Mann Ck. Ditch Res. for priority date
which is tributary to (b) ~~Mann Ck. Ditch~~ Weiser River.4. a. Location of existing point of diversion is: Township 12 N Range 4 W Section 18SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of WashingtonAdditional points of diversion if any: NONE

b. If instream flow, beginning point of claimed instream flow is:

Township 12 N Range 5 W Section 11, SE 1/4 of SE 1/4 of NE 1/4, Pt.Govt. Lot _____ B.M., County of WASH.

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.HEAD GATE IN MANN CREEK DITCH*

MICROFILMED

OCT 22 1990

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3-15 to 11-15 amount .26 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .26 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>12N</u>	<u>5W</u>	<u>24</u>	<u>13</u>																<u>13</u>

Total number of acres irrigated 13

11. In which county (ies) are lands listed above as place of use located? WASH

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks:

Last Name R TARTER Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

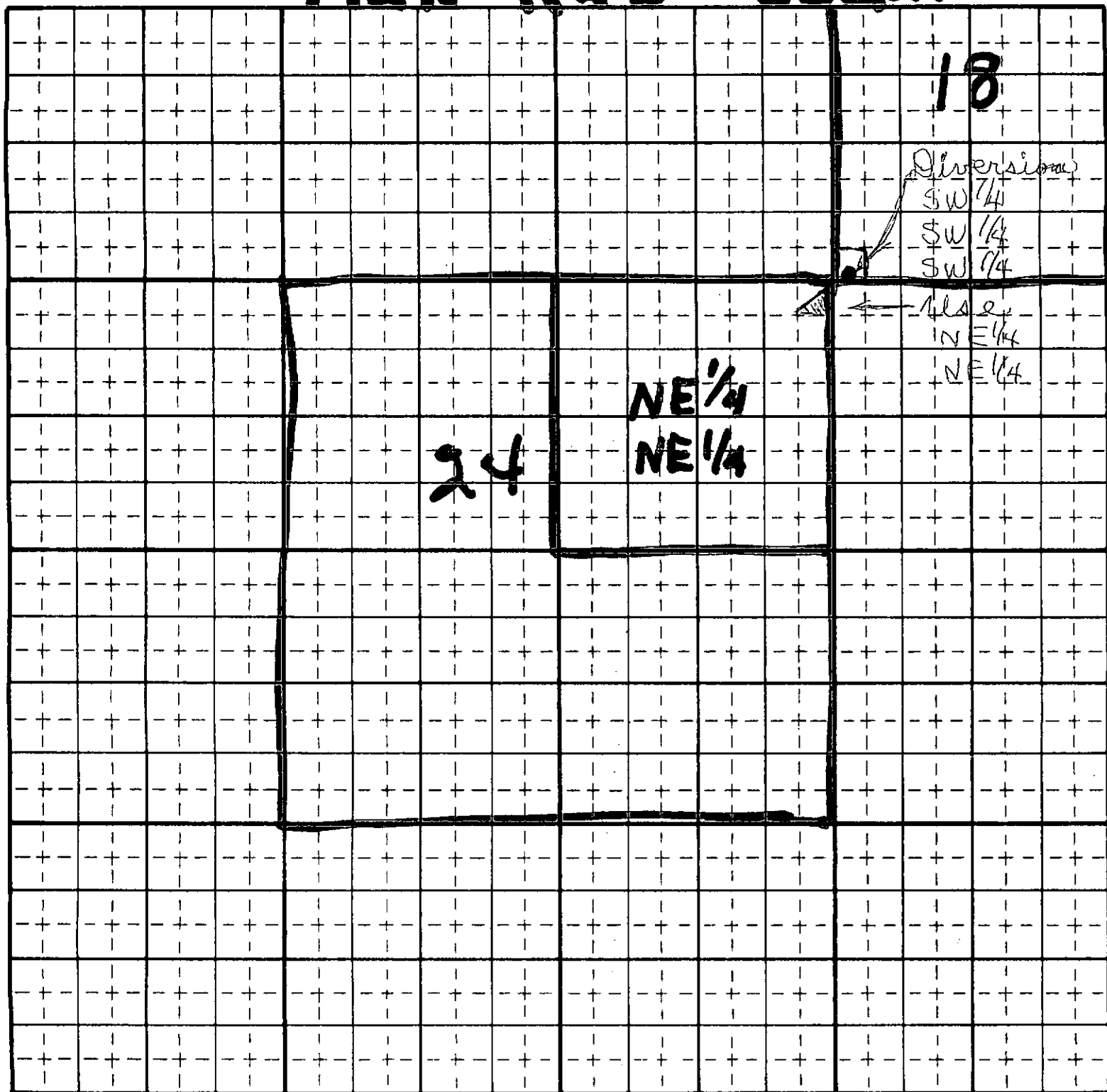
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T12N R4W SEC.24



See attached legal description.

Last Name PARTER

Ident No. _____

Copies: White-State, Yellow-Claimant

OCT 22 1996

ROSS TARTER

Exhibit "A"

Instrument

7-11-12

POOR ORIGINAL

parcel of land situated within the NE1/4NE1/4 of Section 24, Township 12 N, Range 5 West, Boise Meridian, and Government Lot 1 of Section 19, Township 12 North, Range 4 West, Boise Meridian, more particularly described as follows:

Beginning at the northeast corner of the NE1/4NE1/4 of said Section 24 Northwest corner of Government Lot 1 of said Section 19;

Thence S 0°19'11" E - 570.00 feet along the east line of said NE1/4NE1/4 to the TRUE POINT OF BEGINNING;

Thence S 89°40'49" W - 143.00 feet;

Thence S 0°19'11" E, parallel to the east line of said NE1/4NE1/4, 5.00 feet;

Thence S 89°40'49" W - 187.00 feet;

Thence S 30°50'17" W - 274.37 feet;

Thence N 89°42'38" W - 212.80 feet to a point on the southeasterly right-of-way line of U. S. Highway 95;

Thence southwesterly along the southeasterly right-of-way line of said Highway 95 to the point of intersection of said Highway right-of-way line with the East bank of Mann Creek;

Thence southerly direction along the East bank of Mann Creek to a point 2 rods north of the south line of said NE1/4NE1/4;

Thence east, parallel to the south line of said NE1/4NE1/4, to a point on the east line of said NE1/4NE1/4;

Thence S 0°19'11" E - 2 rods along the east line of said NE1/4NE1/4 to the corner of said NE1/4NE1/4 (southwest corner of said Government Lot 1);

Thence south 2 rods along the south line of said Government Lot 1;

Thence N 0°19'11" E, parallel to the west line of said Government Lot 1, to a point 20.00 feet south of the north line of said Government Lot 1;

Thence west 20.00 feet to a point on the right-of-way line of an existing County Road known as Mann Creek Road;

Thence 29.00 feet to the TRUE POINT OF BEGINNING.

EXCEPTING: The right-of-way as now established of an existing County Road known as Mann Creek Road.

R. TARTER

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree ✓
If applicable provide IDWR Water Right Number _____ Priority 1874
Court 7th JUDICIAL Case Number _____ Decree Date 6-3-21
Plaintiff vs Defendant JEFFERSON VS HIGGENBOTHAM

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Jackie Carter Date Oct. 10, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this tenth day of October 19 89

SEAL

Notary Public Louise Carter

Residing at Weiser, Ida.

My Commission Expires 1/31/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name TARTER Ident. Number _____

MICROFILMED
OCT 22 1990

Copies White-State, Yellow-Claimant

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: W006353

Date: 10/18/89
Time: 14:06:51

Received From: TARTER, JACKIE

Type of Payment
ADJUDICATION CLAIM FEE

Program Acct Class
0410162 9337 6490

Amount
\$63.00

Total \$63.00

CHECK 777

Idaho Department of Water Resources

Region: WESTERN

Signature: Lori Harris

MICROFILMED
OCT 22 1996

12-1-92

ADJUDICATION CLAIM REVIEW CHECKLIST

CLAIMANT'S NAME

Tarter, Ross or Jackie

CLAIM IDENT. NO.

A67-00515B

DATE RECEIVED 10-18-89 RECEIPT # 2006353 FEE PAID \$63⁰⁰ FEE REQ'D \$63⁰⁰

	YES	NO	Requir Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☐	☒	
Is the consumptive use correct? N/A	☐	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock? If multiple domestic, is single ownership indicated?	☐	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A If yes, compare claim w/existing right and attach proof report noting any differences in comments. If no, was water right no. found?	☐	☒	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A (If yes, attach a proof report & complete number change) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒	☐	
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A	☒	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	
22. Is the fee enclosed correct? Exempt	☒	☐	

 RECEIVED
 OCT 27 1989

NO

- 4

Claim data entered by: _____ Date _____

Comments: Not sure which WR this is based on, there have
been several splits, (67-00515)-per WRQ4

Correct.