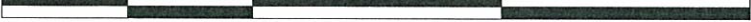


79-14126

T28N R01E
Section(s) 27



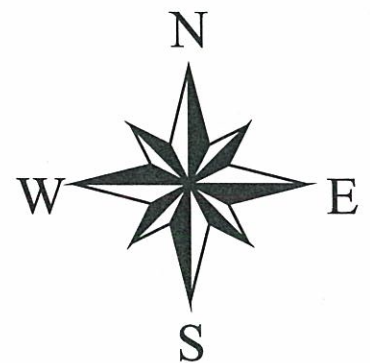
0.2 0 0.2 0.4 Miles



Place of Use



Point of Diversion



Layout prepared on June 16, 2006
By Greg Taylor
Idaho Department of Water Resources

06/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-14126
NAME AND ADDRESS: DWIGHT K HUGHES
PO BOX 134
WHITE BIRD ID 83554

LORINDA L HUGHES
PO BOX 134
WHITE BIRD ID 83554

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.060 CFS
1.600 AFY
PRIORITY DATE: 09/17/1977
POINT OF DIVERSION:

T28N R01E S27 NWSW Lot 1 Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.060 CFS 1.60 AFY

PLACE OF USE: IRRIGATION Within IDAHO County
T28N R01E S27 NENE 0.40

0.4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THIS RIGHT IS A COMBINATION OF 79-7058A&B

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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 79-14126
Date Received: 4/1/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DWIGHT K HUGHES

Phone: (208)839-2271

PO BOX 134

WHITE BIRD ID USA 83554

LORINDA L HUGHES

Phone: (208)839-2271

PO BOX 134

WHITE BIRD ID USA 83554

2. Date of Priority: 09/17/1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
28N	01E	27	NW SW 1	IDAHO	

5. Description of diverting works:

PUMP ABD PIPELINE TO POU

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.06	1.6

7. Total Quantity Appropriated is:
0.06 C.F.S. and/or 1.6 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
28N	01E	27	NE	NE	IRRIGATION	0.4
					Section Acres	0.4
					Total Acres	0.4

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A COMBINATION OF 79-7058A&B

15. Basis of Claim: License

I spoke w/ Lorinda Hughes at 8:15 am on
3-24-05 and explained that we could combine
79-7058A & ~~79-7058B~~ 79-7058B but the priority date
would have to be Sept. 17, 1977. She said
that would be fine.

L. Taylor 3-24-2005

Combine into new number.

.06 cts

1.6 AFA

0.4 acres

P.d. and P.O.U. as licensed

Priority date to Sept. 17, 1977

This is a split of
79-07058.

We would like it to
not be split anymore
We are the sole owners
of both properties.

Please call if you have any
questions.

208 839 2271

Thanks Lorinda Hughes

5/02

Appears that they
bought -7058B portion
from Striveng. Hughes
already owns 7058A portion.

And - 79-10406 is not split.

It's decreed (whole #) &
does not apply. It's
their D+S right.

RECEIVED

APR 17 2002

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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).: A 79 10406 B
Adjudication Claim No(s).: _____
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Estate of Robert L. Davis
P.O. Box 667 Bonners Ferry ID 83805
4. New Owner/Claimant(s) Dwight K. Hughes and Lorinda L. Hughes H/w
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 134 White Bird ID 83534
City, State and ZIP Code _____
New Telephone Number (208) 839-2271
5. Date you acquired the property 11/28/01
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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.
7. Signature of New Owner or Claimant(s) Dwight K. Hughes
Lorinda L. Hughes
(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..

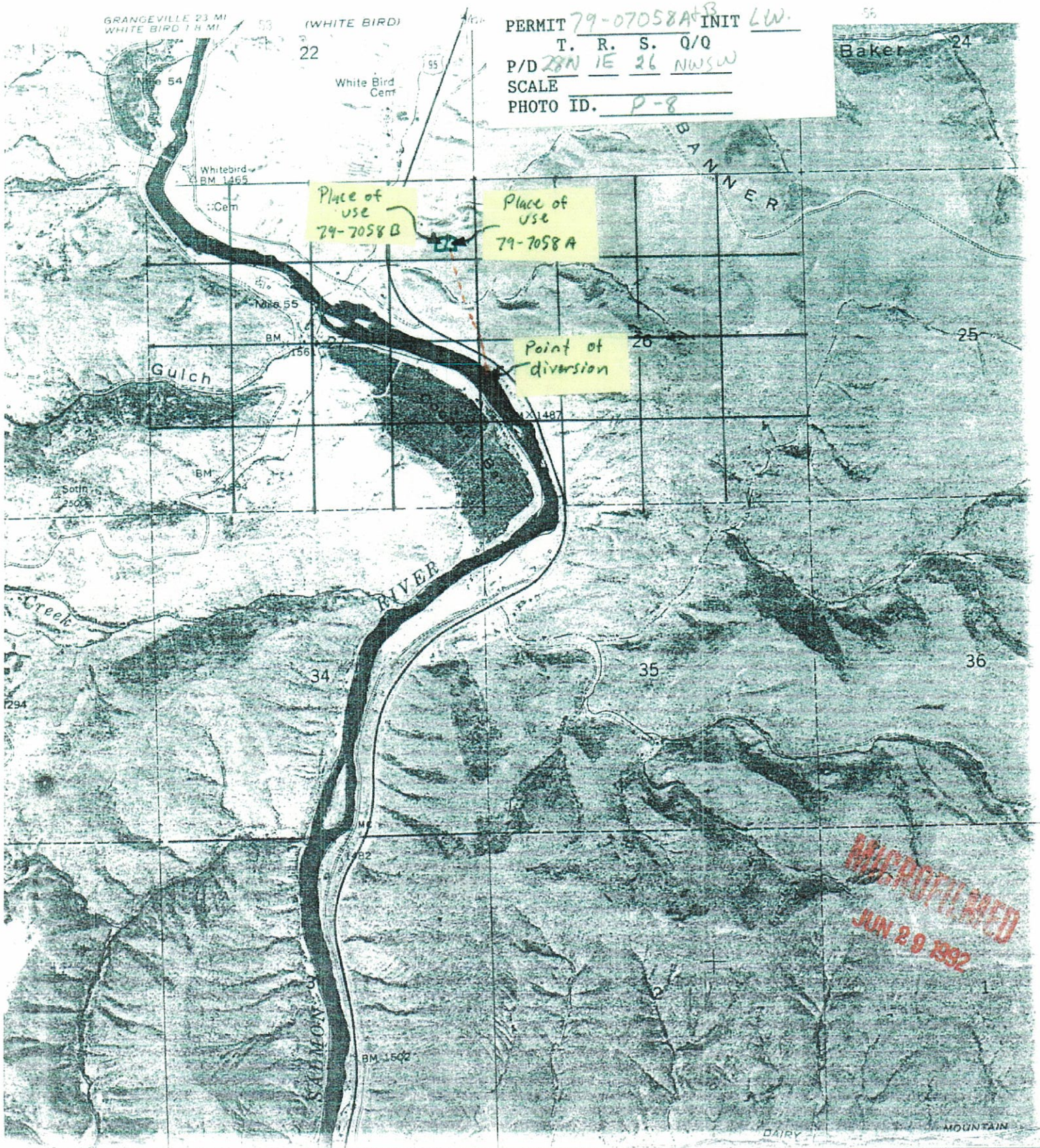
RECEIVED

APR 24 2002

WATER RESOURCES
WESTERN REGIONSCANNED
APR 22 2002

SL

7.5 MI



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 79-7058

WATER RIGHT NUMBER: 79-7058

*MAG left
5-14-02*

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PATTY STUIVENGA BOX 163 WHITE BIRD, ID 83554 (208)839-2318
Current Owner	STEVE STUIVENGA PO BOX 163 WHITE BIRD, ID 83554 (208)839-2318

Priority Date: 08/10/1977

Basis: Permit

Status: Temporary - Parent

<u>Source</u>	<u>Tributary</u>
SALMON RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	0.080 CFS	
<u>Total Diversion:</u>			0.080 CFS	

Location of Point(s) of Diversion

SALMON RIVER NW1/4SW1/4 Sec. 26, Twp 28N, Rge 01E, B.M. IDAHO County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
28N	01E	27	4.0																4.0

Total Acres: 4

Conditions of Approval:Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 79-7058

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

May 30, 1996

PHILIP E. BATT
GOVERNOR

DWIGHT HUGHES
BOX 134
WHITE BIRD ID 83554

KARL J. DREHER
DIRECTOR

RE: Notice of Claim to a Water Right No. A79-07058A

Dear Mr. Hughes:

This letter is to notify you that we have changed the ownership on the above-referenced claim to your name. This claim was filed in the Snake River Basin Adjudication (SRBA) based on a water right permit. The permit has subsequently been licensed, and the license differs substantially from the permit. The differences between the license and permit are the number of irrigated acres, and the amount of water, and the location of the point of diversion and the place of use. A copy of the license is included for your records.

The permit for this water right was issued for more acreage and water than was actually developed by the permit holder. Since the SRBA claim was filed on the permit, the claim makes it appear that you have a larger water right than is licensed. At this time IDWR recognizes the water right as described in the license. The SRBA claim will most likely be recommended to the court as the water right described in the license.

The discrepancies between the legal descriptions of the point of diversion will be resolved by the SRBA examination. The SRBA will not be conducting examinations in your area for several years. However, you may want to start to gather information about the location of the property and the point of diversion from previous owners or neighbors. Any changes in the information contained on the license will require documentation and/or explanation; IDWR will need to know if there have been changes made since the license was issued or if the information on the license is inaccurate.

Mr. Sprayberry also filed an SRBA claim for domestic use from ground water. It is unclear if the ownership of this claim should be changed to your name. If you have also purchased the property represented by this claim (A79-10406), please complete the enclosed Change of Ownership form and return it to this office.

I am returning your check because there is no fee for changing the ownership on an SRBA claim. If you have any questions please do not hesitate to contact me at this office.

Sincerely,

Maria Minicucci

Sr. Water Agent, Adjudication Bureau

MICROFILMED

Enc: Copy of SRBA claim no. A79-07058A; Profile report, A79-10406

OCT 22 1996

MICROFILMED
OCT 22 1996

Sandy Hemenway:
Here is the ap &
25.00 If there
is more info needed,
fill in the blanks
or contact me
Please send me a
receipt on this
transaction

RECEIVED

MAY 28 1996

WATER RESOURCES
WESTERN REGION

Dwight
Hughes

MICROFILMED

OCT 22 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058A

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16TH
day of MAY, 1972.

Acting for R. Keith Higginson, Director

MICROFILMED

OCT 22 1996

RECEIVED

State of Idaho

JUL 09 1992

Department of Water Resources

JUL 17 1992

MAY 18 1992

Department of Water Resources
Eastern District Office

ASSIGNMENT OF PERMIT

Department of Water Resources
Western District Office

Department of Water Resources

I, Charles Sprayberry, hereby assign to Dwight K. Hughes
of P.O. Box 134 Whitebird ID 83554
Address

All my right, title, and interest in and to Permit No. 79-7058A
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of
the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second for
direct diversion, or acre feet for storage)

Made this 8 day of May, 1992

Charles Sprayberry
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Nezperce) ss

On this 8th day of May, 1992, personally appeared before
me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

Beverly S. Taylor
Notary Public residing at
Lewiston, Idaho

s e a l

My commission expires:

04/06/96

MICROFILMED

AUG 08 1994

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	79-07058	James Wickstrom	0.08
SPLIT INTO PARTS A & B BY ASSIGNMENT			
Partial Assignment	79-07058A	Charles Sprayberry	0.04
Partial Assignment	79-07058B	Steve Stuivenga Patty Stuivenga	0.04
Full Assignment	79-07058A	Dwight K Hughes	0.04

MICROFILMED

AUG 08 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

4-9-90

[CHARLES O. SPRAYBERRY
P.O. Box 241
[RIGGINS, ID 83549]

Dear Claimant(s):

This office has received the Notice of Claim(s) to a Water Right for the use of water within the Snake River Drainage Basin. However, due to the items checked below, we cannot process this claim(s). We are returning the claim(s) to you to complete only the following item(s) showing a checkmark in the blank for that item(s). Receipt No. W02420 in the amount of \$ 50 for the filing fee previously submitted is also enclosed.

X Fee - No fee received or inadequate fee received, fee due is \$ 2. SEE PAGE 2 (OTHER)
See enclosed fee schedule for computation of fees.

 Late Notice of Claim - This claim was received on which is after the deadline for filing claims in County. The deadline for this County was . See the enclosed Late Fee Notice for further information.

 Item No. 2 - Date of priority - date water was first put to beneficial use regardless of ownership.

 Item No. 3 - Source of Water

 Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim.

 Item No. 6 - Uses of Water

 Item No. 9 - Non-Irrigation Uses

 Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim.

 Item No. 12 - Ownership of place of use.

MICROFILMED

OCT 06 1992

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

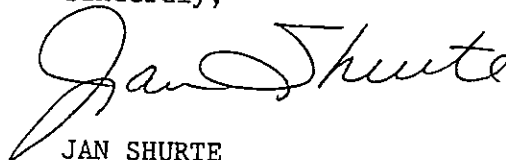
Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

X Other: Fee for filing on your portion of Water
Rt. No. 79-07058 is a \$50 flat fee plus \$1 per
acre or \$2 for 2 acres. Total fee - \$52 - \$50 PD. = \$2 DUE

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s) to our office within 30 days from the date of this letter. If you are returning a claim form, which was received in our office by the deadline for your county, then as long as the corrected claim(s) is returned within the 30 day time period, no late fee will be charged. The claim should be returned to the Western Region Office, 2735 Airport Way, Boise, ID 83705, to the attention of JAN SHURTE.

Please feel free to contact this office if you have any questions concerning this letter.

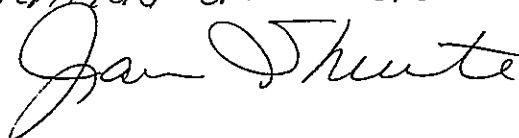
Sincerely,



JAN SHURTE
Water Rights Supervisor
Adjudication Section
Western Region

JS:lh
Enclosures

* NOTE - PLEASE SIGN THE COPY MARKED FOR YOUR SIGNATURE & RETURN TO MY ATTENTION WITH THE REMAINING \$2 FEE. KEEP THE COPY MARKED IN RED FOR YOUR RECORDS. IF YOU HAVE ANY PROBLEMS WITH THE INFORMATION ON YOUR CLAIM, FEEL FREE TO CALL ME.



MICROFILMED
OCT 10 1992

Dear Sir;

I sure hope I did this
right, I made some changes Claim #/
#6 & #15.

Enclosed please find check for
\$55.00 for application fees.

Thank you
Respectfully

Charles J. Jolly

RECEIVED

DEC 1 1998

Department of Water Resources
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

August 29, 1988

R. KEITH HIGGINSON

RECEIVED
DEC 1 1988
Director

Charles O. Sprayberry
P.O. Box 241
Riggins, ID 83549

Department of Water Resources
Western Regional Office

Dear Claimant:

Enclosed are your Notice of Claims this department received on July 22, 1988, along with check #03327433-0 for \$50.00. The reasons for the return of these claims are as follows:

Claim #1 - The priority date (date of first use, item #2) is after May 20, 1971; the mandatory cutoff date for filing rights to old uses. You may still file the Notice of Claim but run the risk of losing the water right if the claim is rejected. An Application for Permit is the form to file which I have enclosed with instructions. The fee for the Application is \$30.00.

Claim #2 - The priority date has been omitted in item #2. Please include this date. In item #10 you have not included domestic use in the quarter-quarter block. If you only have stock use, state this in item #9 and change item #6 to show stockwater, or show a letter D in item #10 in the quarter-quarter block. Show 0.02 cfs in item #6 under cfs to match that of item #7. The fee for this claim is \$25.00.

Claim 1 & 2 - Item #4 is not in the correct form for legal descriptions. I have enclosed a help aide (section grid) and topographic map to assist you in this matter.

Please include a copy of this correspondence when you submit the claim(s) and/or Application for Permit.

Sincerely,

Eldon L. Roush

Eldon L. Roush
Sr. Water Resource Agent
Adjudication Section

ER:lh
Enclosures

MICROFILMED

OCT 06 1992

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 NL

Ident. Number

Date Received

Receipt Number

Claim #2

RECEIVED
JUL 25 1992

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing

Please type or print clearly

1. Name of Claimant (s) Charles O. Sprayberry Phone _____
Mailing Address PO Box 241 Riggins Id Zip 83549

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) Ground water (well)
which is tributary to (b) _____

4. Location of point of diversion is: Township 38 N Range 1 E
Section 27, 1/4 of E 1/4 of _____, Govt. Lot _____, B.M.,
County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well with a pump, Holding
Tank, and pipeline

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)
For Domestic purposes from 1/1 to 12/31 amount 9 GPM (cfs)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) Domestic (1) horse

MICROFILMED
OCT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
23N	1E	27				S												

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

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: _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Charles J. Joly Date 1-8-88
Charles J. Joly Date 1-8-88

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.

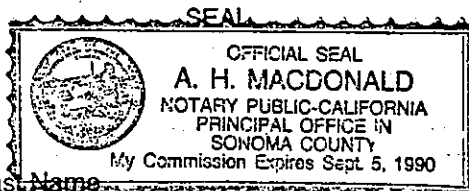
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or CALIFORNIA) SS.

County of Sonoma)

Subscribed and sworn (or affirmed) before me this 8th day of July 19 88



Notary Public A. H. Macdonald
Residing at 16315 Main St. Guerneville, Ca. 95446
My Commission Expires 9/5/90

Last Name _____ dent No. _____

Charles J. Joly Claimant
MICROFILMED

OCT 06 1992

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: W002420

Date: 03/17/89
Time: 07:33:31

Received

From: SPRAYBERRY, CHARLES O.

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$50.00
Total		\$50.00

MONEY ORDER

Idaho Department of Water Resources

Region: WESTERN

Signature: Elden J. Ponder

Orig. Receipt - 2nd copy made &
sent due to change in #. Will
keep this one in file for reference
as to who signed it, etc.

MICROFILMED

OCT 06 1992

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER Larry Waters DATE SUBMITTED 7-16-90
ADJUDICATION AGENT _____ RESPONSE DUE DATE _____
COUNTY Idaho OWNER'S NAME Sprayberry

PERMIT DATA	<u>T</u>	<u>R</u>	<u>S</u>	<u>Q/Q</u>	<u>T</u>	<u>R</u>	<u>S</u>	<u>Q/Q</u>
P/D	<u>28N</u>	<u>11E</u>	<u>26</u>	<u>NWSN</u>	_____	_____	_____	_____
P/U	<u>11</u>	<u>11</u>	<u>27</u>	<u>WENE</u>	_____	_____	_____	_____

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
☐ Claim filed for permit and copy attached *
☐ Claim filed although not required (proof filed after 11-19-87).
☐ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different
Claims (new number - different right)

- ☐ Name index search
☐ Non-data entry claims search
☐ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file	Attached
--------------------------------	------------------------------	---------------------------------	----------

<u>A 79-7058A</u> Adj No.	<u>7-23-90</u>	☒	☐
_____ Adj No.	_____	☐	☐
_____ Adj No.	_____	☐	☐

* copies included only if pertinent to permit field exam

MICROFILMED

OCT 06 1992

State of Idaho
Department of Water Resources

RECEIVED
JUN - 3 1992

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058A

Department of Water Resources
Western Regional Office

Priority: August 10, 1977

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

0.8 AF

This is to certify, that CHARLES SPRAYBERRY
PO BOX 241

RIGGINS ID 83549 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 8, 1977; and
has submitted Proof of Beneficial Use on January 1, 1900. An examination indicates
that the works have a diversion capacity of .350 cfs of water from:

SALMON RIVER

tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	0.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWSW), Sec. 26, Township 28N, Range 01E
IDAHO 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>
28N	01E	27	NENE	0.2		0.2

Total number of acres irrigated: 0.2

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

MICROFILMED

OCT 06 1992

State of Idaho
Department of Water Resources

AMENDED

WATER RIGHT LICENSE

AMENDED

WATER RIGHT NO. 79-07058A

Priority: August 10, 1977

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

0.8 AF

This is to certify, that CHARLES SPRAYBERRY
PO BOX 241

RIGGINS ID 83549 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 8, 1977; and
has submitted Proof of Beneficial Use on July 6, 1982. An examination indicates
that the works have a diversion capacity of .350 cfs of water from:

SALMON RIVER

tributary to **SNAKE RIVER**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	0.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWSW), Sec. 26, Township 28N, Range 01E
IDAHO 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>
28N	01E	27	NENE	0.2		0.2

Total number of acres irrigated: 0.2

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

MICROFILMED

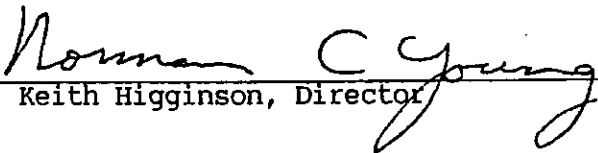
AUG 08 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058A

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28TH
day of DECEMBER, 19 92.


Acting for R. Keith Higginson, Director

MICROFILMED

AUG 08 1994

pls file

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

In Re Snake River Basin Adjudication Case
No. 39576

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

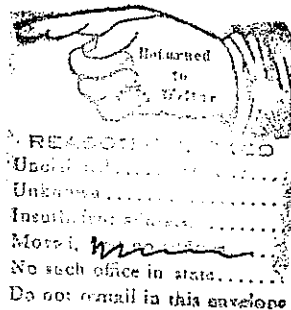
TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

40048
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720



RECEIVED

SEP 05 1996

**WATER RESOURCES
WESTERN REGION**

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

**AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED.**

RECEIVED

APR 21 1995

Department of Water Resources

**STEVE STUIVENGA
PATTY STUIVENGA
PO BOX 163
WHITE BIRD ID 83554**

83554-0163



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: A79-07058A
Date Received: 7/22/1988
Receipt No: W002420
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DWIGHT HUGHES 208-839-2271
Address: BOX 134
WHITE BIRD ID 83554

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	01E	27	SE	NE			IDAHO

5. Description of diverting works:
PUMP & PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
28N	01E	27	SE	NE		IRR	2.0

Section Acres

2.0
MICROFILMED
OCT 22 1996

10. Place of Use: Continued

Total Acres 2.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
79-07197.

14. Remarks:

THIS IS A SPLIT OF 79-07058. THIS CLAIM REPRESENTS A TRANSFER IN THE POINT OF DIVERSION AND PLACE OF USE AS FOLLOWS: POINT OF DIVERSION- FROM. . . T.28N, R.01E, SEC. 26, NWSW, TO T.28N, R. 01E, SEC. 27, SENE(GOVT.LOT6), PLACE OF USE- FROM . . .T.28N, R. 01E, SEC. 27, NENE, TO T. 28N, R. 01E, SEC. 27, SENE. ***** NOTE: THIS CLAIM WAS ORIGINALLY ENTERED AS ADJ. CLAIM NO. A79-07058B BECAUSE THERE WAS ALREADY AN A79-07058A IN THE ADJ. CLAIMS DATA BASE. HOWEVER, IN THE WATER RIGHTS DATA BASE, THIS WATER RIGHT WAS SPLIT AND MR. SPRAYBERRY HAD THE A SPLIT AND THE STUIVENGA'S HAD THE B SPLIT. SOMEHOW WHEN THE STUIVENGA'S FILED THEIR ADJ. CLAIM THEY WERE GIVEN THE "A" PORTION. SO, WHEN MR. SPRAYBERRY CAME IN HE WAS GIVEN THE "B". IN ORDER TO HELP KEEP THE RECORDS STRAIGHT MR. SPRAYBERRY HAS NOW BEEN ASSIGNED THE A ON HIS ADJUDICATION CLAIM AND MR. & MRS. STUIVENGA THE B PORTION. MR. SPRAYBERRY IS BEING SENT A COPY OF HIS CLAIM NO. A79-07058A AND THE STUIVENGA'S ARE BEING NOTIFIED OF THE NUMBER CHANGE FOR THEIR ADJUDICATION CLAIM FROM AN "A" SUFFIX TO A "B" SUFFIX TO CORRESPOND WITH THEIR WATER RIGHT NUMBERS. OWNERSHIP CHANGED 05/30/1996 BY MM. WARRANTY DEED SUBMITTED, AS WELL AS ASSIGNMENT OF PERMIT ALREADY IN FILE. PERMIT ON WHICH THE CLAIM IS BASED HAS SINCE BEEN LICENSED. MM.

15. Basis of Claim: PERMIT



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 28 1996

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: 5/18/96

LEGAL DESCRIPTION OF PROPERTY: Township 28N Range 01E
 Section 26, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
 Lot 1 (NWSW), Block , Subdivision/Townsite . Idaho County
 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: 79-07058 1A.

☐ Name and Address of Former Owner/Claimant(s)(Seller): Charles Sprayberry

☐ New Owner/Claimant (Purchaser): Dwight Hughes

☐ New Mailing Address: Box 134
White Bird Idaho 83554

☐ New Telephone Number: (208) 839 - 2271

☐ 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 Attached.
~~Property Tax Receipt 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) Dwight K Hughes Date 5/18/96

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: 05/28/1996 By: RTD

Further Action Needed:

CORR. Re: license

Further Action Taken

Date: 05/30/1996 By: RTD

Final Review and Data-Entry

Date: 05/30/1996 By: RTD

Claim Numbers of Split, if any:

1/2

MICROFILMED

OCT 22 1996

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

RECEIVED

MAY 28 1996

WATER RESOURCES
WESTERN REGION

POOR ORIGINAL

14:54 012008002080

APR 20 1996

358320

WARRANTY DEED

GOVERNMENT
RECORDS
INDEXED
FILED
APR 20 1996
BY

THIS INDENTURE, made this 22nd day of May, 1991, by and between CHARLES O. SPRAYBERRY, a/k/a CHARLES SPRAYBERRY, and ROSE M. SPRAYBERRY, husband and wife, GRANTORS, and DWIGHT K. HUGHES, a single man, of Post Office Box 134, Whitebird, Idaho 83554, GRANTEE:

W I T N E S S E T H :

That the said Grantors, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America, and other good and valuable considerations to them in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said Grantee, his heirs and assigns forever, all of the following described real property situate in the County of Idaho, State of Idaho, to wit:

Being a portion of lot 6, Section 27, Township 28 North, Range 1 East, Boise Meridian, also being Northeastely of and adjacent to U.S. Highway No. 95, Project No. F-41131381 Highway Survey as shown on the plans thereof now on file in the Office of the State of Idaho Department of Highways, more particularly described as follows:

Commencing at the East Quarter Corner of said Section 27, as projected by the Idaho Department of Highways; thence North along the East line of said Section 27, a distance of 122.02 feet to a point that bears North 25°58'33" East 259.08 feet from Station 372+62.38 of said U.S. Highway No. 95 Survey; thence North 51°51'07" West 281.18 feet to the point of beginning, which bears North 25°36'00" East 320.00 feet from Station 375+33.12 of said U.S. Highway No. 95 Survey; said point of beginning being marked by a Department of Highways concrete monument stamped (375+35.12); thence North 62°29'08" West along the Northechly boundary of said U.S. Highway No. 95, a distance of 284.00 feet to a 5/8 inch diameter rebar marked LS 955; thence North 49°11'07" East 359.38 feet to a 3/8 inch diameter rebar marked LS 955, buried in the center of an access road; thence South 61°43'00" East 178.00 feet to a 1 inch diameter iron pipe marked LS 955; thence South 09°09'30" West 144.52 feet to a 1 inch diameter pipe marked LS 955; thence South 47°56'55" West 217.40 feet to the point of beginning.

SUBJECT TO an Easement by and between E.R. Zwiesler and Margate Zwiesler, husband and wife, T.G. Zwiesler, Ada H. Zwiesler, and the Pacific Telephone and Telegraph Company, a California corporation, recorded April 18, 1931, under Instrument No. 95390, records of Idaho County, Idaho.

WARRANTY DEED

-1-

APR 20 1996
REGIONAL AND TOWN

POOR ORIGINAL

Interest in said Easement assigned to the Idaho Telephone Company by Pacific Northwest Bell Telephone Company, by Instrument No. 232099, recorded August 30, 1968, records of Idaho County Idaho.

SUBJECT TO Well and Sewage System Agreement by and between James L. Wickstrom, a single man, and Rosa M. Wickstrom, a single woman, and Charles O. Sprayberry, a single man, recorded June 27, 1986, under Instrument No. 327764, records of Idaho County, Idaho.

SUBJECT TO Right of Way Easement by and between Charles Sprayberry and Idaho County Light and Power Co-Operative, Inc., a corporation, recorded March 17, 1989, under Instrument No. 346573, records of Idaho County, Idaho.

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity of the said Grantors.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances, unto the said Grantee and to his heirs and assigns forever.

AND the said Grantors, for themselves, their heirs, executors, and administrators, do covenant, grant, bargain and agree to and with the said Grantee, his heirs and assigns, that at the time of the enrolling and delivery of these premises they were well seized of the premises above conveyed as of good, sure, perfect, absolute and indefeasible estate of inheritance, in law in fee simple and have good right, full power and lawful authority to grant, bargain, sell and convey the same in the manner and form aforesaid, and that the same are free and clear from all other and former grants, bargains, liens, taxes, assessments and encumbrances of whatever kind or nature whatsoever EXCEPTING the 1991 real property taxes and SUBJECT TO Deed of Trust in the original amount of \$22,000, dated June 12, 1986, recorded on June 27, 1986 as Instrument No. 327763 in which Charles O. Sprayberry, a single man, is Grantor, Idaho County Title Company, Inc. is Trustee and James L. Wickstrom, a single man, and Rosa M. Wickstrom, a single woman, are Beneficiaries. That the beneficial interest of said Deed of Trust was assigned to Western United Life

WARRANTY DEED

-2-

Notary Public
Ketchikan and Fairbanks

03/05/96 14:55 012089832096

ID CO TITLE CO

44004/006

POOR ORIGINAL

Assurance Company, a corporation, by Assignment of Deed of Trust, recorded September 28, 1988, under Instrument No. 343898, records of Idaho County, Idaho. Said Deed of Trust is being assumed by the Grantee herein.

AND the above bargained premises in the quiet and peaceable possession of the said Grantee, his heirs and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said Grantors shall and will WARRANT AND FOREVER DEFEND.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year in this indenture first hereinabove written.

Charles O. Sprayberry
CHARLES O. SPRAYBERRY
a/k/a Charles Sprayberry
Rose M. Sprayberry
ROSE M. SPRAYBERRY

STATE OF IDAHO)
County of Ada) ss

On this 1st day of May, 1991, before me Charles O. Sprayberry, the undersigned, a Notary Public in and for the State of Idaho, personally appeared CHARLES O. SPRAYBERRY and ROSE M. SPRAYBERRY, husband and wife, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first hereinabove written.

Charles O. Sprayberry
Notary Public in and for the State
of Idaho, residing at 1200 N. 1st St.
My Commission Expires: 12/31/92

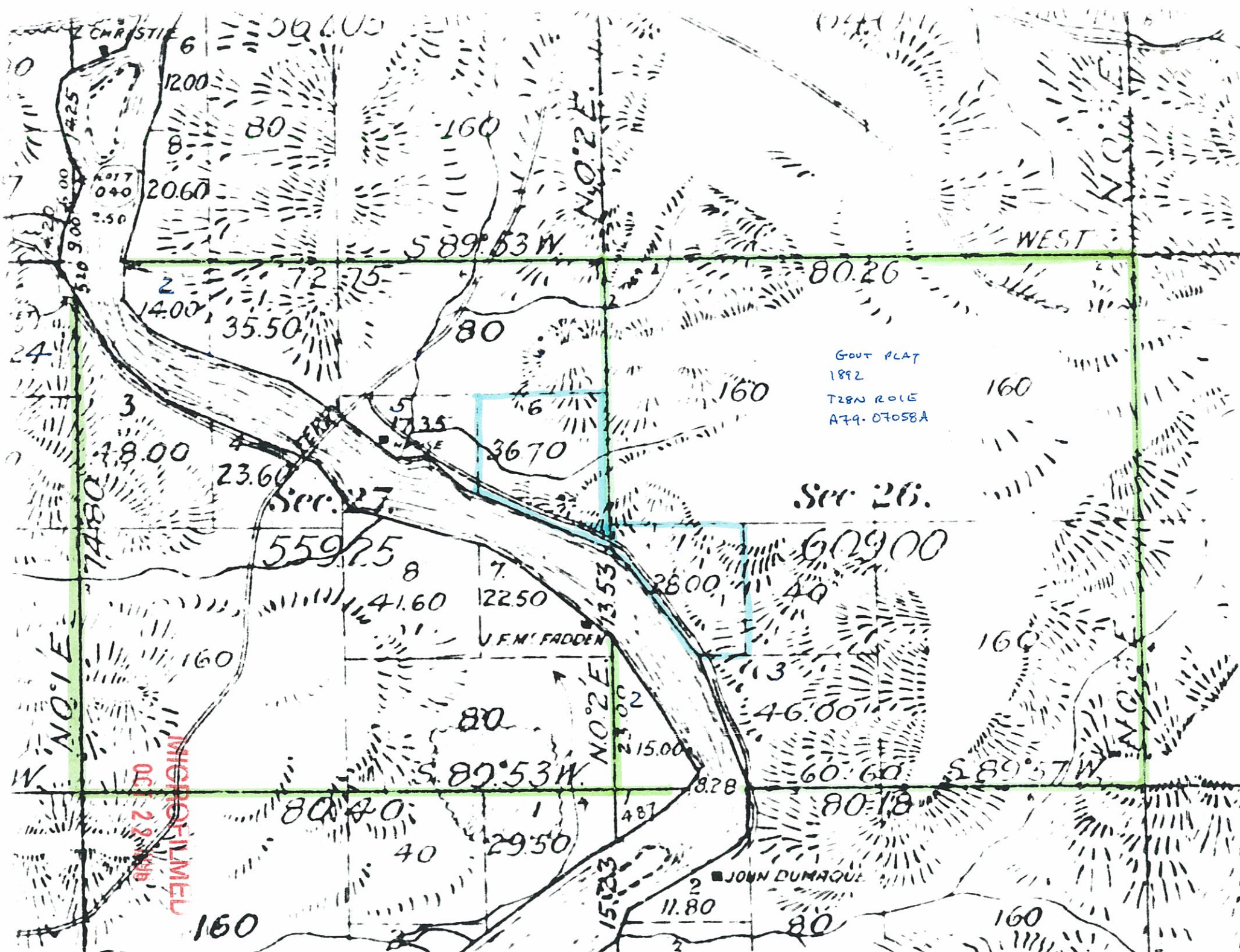
Charles O. Sprayberry
Notary Public in and for the State
of Idaho, residing at 1200 N. 1st St.
My Commission Expires: 12/31/92
Rose M. Sprayberry
Witness
1991 May 1

WARRANTY DEED

-3-

Notary Public
Notation and Seal

MICROFILMED
OCT 22 1996



RECEIVED

MAY 03 1990

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

Western Regional Office

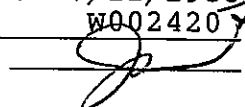
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-07058A

Date Received: 7/22/1988⁴²

Receipt No: W002420 Y001233

Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CHARLES O. SPRAYBERRY
Address: P.O. BOX 241
RIGGINS, ID

208-839-2376

83549

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	27	SE	NE			IDAHO

5. Description of diverting works:
PUMP & PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	27	SE	NE		IRR	2.0

Section Acres 2.0

A79-07058A

Page

1

Date: 04/06/90

MICROFILMED

OCT 06 1992

10. Place of Use: Continued

Total Acres 2.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
79-07197.

14. Remarks:

THIS IS A SPLIT OF 79-07058. THIS CLAIM REPRESENTS A TRANSFER IN THE POINT OF DIVERSION AND PLACE OF USE AS FOLLOWS: POINT OF DIVERSION- FROM. . . T.28N, R.01E, SEC. 26, NWSW, TO T.28N, R. 01E, SEC. 27, SENE(GOVT.LOT6), PLACE OF USE- FROM . . .T.28N, R. 01E, SEC. 27, NENE, TO T. 28N, R. 01E, SEC. 27, SENE. *****
NOTE: THIS CLAIM WAS ORIGINALLY ENTERED AS ADJ. CLAIM NO. A79-07058B BECAUSE THERE WAS ALREADY AN A79-07058A IN THE ADJ. CLAIMS DATA BASE. HOWEVER, IN THE WATER RIGHTS DATA BASE, THIS WATER RIGHT WAS SPLIT AND MR. SPRAYBERRY HAD THE A SPLIT AND THE STUIVENGA'S HAD THE B SPLIT. SOMEHOW WHEN THE STUIVENGA'S FILED THEIR ADJ. CLAIM THEY WERE GIVEN THE "A" PORTION. SO, WHEN MR. SPRAYBERRY CAME IN HE WAS GIVEN THE "B". IN ORDER TO HELP KEEP THE RECORDS STRAIGHT MR. SPRAYBERRY HAS NOW BEEN ASSIGNED THE A ON HIS ADJUDICATION CLAIM AND MR. & MRS. STUIVENGA THE B PORTION. MR. SPRAYBERRY IS BEING SENT A COPY OF HIS CLAIM NO. A79-07058A AND THE STUIVENGA'S ARE BEING NOTIFIED OF THE NUMBER CHANGE FOR THEIR ADJUDICATION CLAIM FROM AN "A" SUFFIX TO A "B" SUFFIX TO CORRESPOND WITH THEIR WATER RIGHT NUMBERS.

15. Basis of Claim: PERMIT

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): Charles J. Joly Date: 4-27-90

Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of April 19 90

Patricia M. Cope
Notary Public

Seal

Residing at White Bird
My Commission Expires 10-2-93

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: A79-07058B
Date Received: 3/17/1989
Receipt No: W002420
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES O. SPRAYBERRY
Address: P.O. BOX 241
RIGGINS, ID 83549
208-839-2376

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	26	SE	NE			IDAHO

5. Description of diverting works:
PUMP AND PIPELINT TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	27	SE	NE		IRR	2.0
Section Acres							2.0

A79-07058B

Page 1

Date: 04/06/90

MICROFILMED
OCT 06 1992

10. Place of Use: Continued

Total Acres 2.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
79-07197

14. Remarks:

THIS IS A SPLIT OF 79-07058.

THIS CLAIM IS BASED ON 79-07058A UNDER THE NAME OF CHARLES
SPRAYBERRY.

A79-07058A WAS CLAIMED BY STEVE AND PATTY STUIVENGA ON 07/07/1988
BUT CLAIM SHOULD HAVE BEEN A79-07058B. SPARAYBERRY'S SHOULD HAVE
BEEN CLAIM # A79-07058A. (SEE WR DATA BASE) ELR*****
THIS CLAIM REPRESENTS A TRANSFER IN THE POINT OF DIVERSION AND
PLACE OF USE AS FOLLOWS:

POINT OF DIVERSION-	FROM....	T28N R01E SEC.26	NWSW
	TO.....	T28N R01E SEC.27	SENE GOVT. LOT 6
PLACE OF USE	FROM....	T28N R01E SEC.27	NENE
	TO.....	T28N R01E SEC.27	SENE

15. Basis of Claim: PERMIT

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 _____

REPLACE BY

A79-02058 B

RECEIVED

DEC 1 1988

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSDepartment of Water Resources
Western Regional Office

CIVIL CASE NUMBER: 39576

Ident. Number ~~72-10151~~ *claim of 4-6-90*Date Received 7-22-88Receipt Number W002420IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMRECEIVED
JUL 25 1988NOTICE OF CLAIM
TO A
WATER RIGHTRECEIVED
JUL 22 1988Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Charles O Sprayberry Phone (208) 839-2376
Mailing Address PO Box 241 Riggins Idh Zip 835492. Date of Priority (Only one (1) per claim) 8-7-873. Source of water supply (a) Salmon River
which is tributary to (b) Snake River4. Location of point of diversion is: Township 28 N Range 1 E
Section 27, 1/4 of SE 1/4 of NE 1/4, Govt. Lot 6, B.M.,
County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. submerged pump, pipeline

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For ~~stockwater~~ purposes from 1-1 (Both dates are inclusive) to 12/31 amount 0.04 (cfs)
For Irrigation purposes from _____ to _____ amount _____7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) stockwater, horses, headMICROFILMED
Triple White Slide, Yellow-Claimant

OCT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
28 N	1 E	27				D			D									
						S												

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

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: _____

15. Basis of Claim (check one) Beneficial Use ☒ Decree ☐ Posted Notice ☐ License ☐ Permit ☒

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Charles J. [Signature] Date 7-8-88
_____ 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 _____

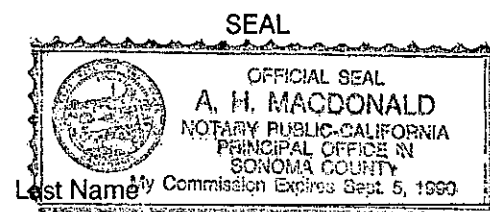
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or CALIFORNIA)
County of SONOMA) SS.

Subscribed and sworn (or affirmed) before me this 8th day of July 19 88



Notary Public A. H. Macdonald
Residing at 16315 Main St. Guerneville, Ca. 95446

My Commission Expires 9/5/90
Ident No. _____

MICROFILMED
Date of Microfilm _____ Claimant

OCT 06 1992

IN THE DISTRICT COURT OF THE
STATE OF IDAHO, IN AND FOR

Claim # 1

Need To File
Application For PermitInclude Tributary
Correct legal descriptionT OF THE
FALLS

ER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMRECEIVED
JUL 25 1988

NOTICE

WATER

Department of Water Resources
Western Regional OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED
JUL 22 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Charles O Sprayberry Phone (208) _____Mailing Address PO Box 241 Riggs Id. Zip 835492. Date of Priority (Only one (1) per claim) 7-783. Source of water supply (a) Salmon River
which is tributary to (b) _____4. Location of point of diversion is: Township 28 N Range 1 E
Section 27, E 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.,
County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. submerged pump, pipeline

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For stockwater purposes from 1-1 (Both dates are inclusive) to 12/31 amount 0.04 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwa
livestock) Stock water, horses 2 headNeed 1/4 1/4 s
P.O.D.
tributary

MICROFILMED

OCT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
28 N	1 E	27				D												

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

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: _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Charles J. [Signature] Date 7-8-88
_____ 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.

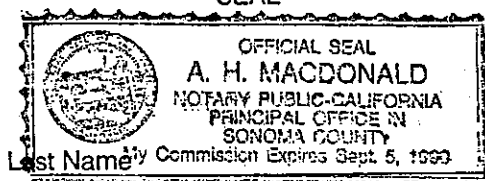
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or CALIFORNIA)
County of SONOMA) SS.

Subscribed and sworn (or affirmed) before me this 8th day of July 19 88

SEAL



Notary Public A. H. Macdonald
Residing at 16315 Main St. Guerneville, Ca. 95446
My Commission Expires 9/5/90

Ident No. _____

Copy Made State of California Claimant

MICROFILMED

OCT 06 1992

WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 79-07058A

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPRAYBERRY

CHARLES

1 - P.O. BOX 241

2 -

3 -

City- RIGGINS

State- ID Zip- 83549

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
WICKSTROM

JAMES

1 -

2 -

3 -

City- WHITE BIRD

State- ID Zip- 83354

Phone - 208-000-0000

+ - - Priority Date - - +
08/10/1977+ - - Region - - - +
14+ - - Stage - - - +
P - PERMIT

+ - - Status - - - +

+ - - Source - - - - - +
SALMON RIVER+ - - Tributary - - - - - +
SNAKE RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
28N	01E	26	NW SW			(49)	IDAHO

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.040	

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +
0.040		

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description
28N	01E	27	NE NE		2.0	01	IRRIGATION

Total Acres: 2.0

- - Diversion Means - PUMP.

- - Non-Irrigation Use -

- - Other Rights for Same Use -

- - Remarks
No Remarks found.

*Proof reports
to show why
suffixes were
changed - now
match with
water right
numbers. J*

MICROFILMED

OCT 06 1992

WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 79-07058A

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 02/01/1982
Approved/Denied - 10/13/1977
Proof Made Date - 01/01/1900
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 07/23/1985
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee - N
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

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

Water Right Number - 79-07058B Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***

STUIVENGA STEVE 1 - P.O. BOX 163
2 -
3 -
City- WHITE BIRD State- ID Zip- 83554
Phone - 208-000-0000

STUIVENGA PATTY 1 - P.O. BOX 163
2 -
3 -
City- WHITE BIRD State- ID Zip- 83554
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

WICKSTROM JAMES 1 -
2 -
3 -
City- State- ID Zip-
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +

08/10/1977 14 P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

SALMON RIVER SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
28N	01E	26	NW SW		(49)	IDAHO

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	03/15	11/15	0.040	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

0.040

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
28N	01E	27	NE NE		2.0	01	IRRIGATION	(49) IDAHO

Total Acres: 2.0

- - Diversion Means - PUMP.

- - Non-Irrigation Use -

OCT 06 1992
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OCT 06 1992

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

Water right number - 79-07058B Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 02/01/1982	Field Exam Made	- 00/00/0000	Field Exam Fee	- N
Approved/Denied	- 10/13/1977	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 07/23/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

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OCT 06 1992

WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 79-07058

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
00/00/0000 14

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
SPLIT INTO 79-7058A & B.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -

OCT 06 1992

MICROFILMED

STATE DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

08/21/89 08:10:37
Page 2

Water right number - 79-07058

Adj. flag translation: Standard Water Right Number

+ - - - - Water Rights Dates and Flags Area - - - - - +

Decree Date - 00/00/0000

MICROFILMED

OCT 06 1992

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Charles Spryberry

CLAIM IDENT. NO.

A79-070588

DATE RECEIVED

07/22/88

CK #

MO

AMOUNT \$

50.00

- | | YES | NO | Required Info? |
|--|------------------|-----------|----------------|
| 1. Is the name and address complete with zip code? | <u>✓</u> | <u> </u> | <u> </u> * |
| 2. Is a priority date entered? | <u>✓</u> | <u> </u> | <u> </u> * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>✓</u> | <u> </u> | <u> </u> * |
| 3. (a) Is a source entered? | <u>✓</u> | <u> </u> | <u> </u> * |
| (b) Is a tributary to entered? (if required) | <u> </u> N/A | <u> </u> | <u> </u> |
| 4. Is the legal description of the p.d. sufficient? | <u>✓</u> | <u> </u> | <u> </u> * |
| 5. Is there a description of the diverting works? | <u>✓</u> | <u> </u> | <u> </u> |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u> </u> | <u> </u> | <u> </u> ✓ |
| Is the period of use included? | <u>✓</u> | <u> </u> | <u> </u> |
| Is a quantity claimed for each use? | <u>✓</u> | <u> </u> | <u> </u> * |
| 7. Is a total quantity claimed entered? | <u>✓</u> | <u> </u> | <u> </u> |
| 8. If required is a consumptive use entered? | <u> </u> N/A | <u> </u> | <u> </u> ✓ |
| Is the consumptive use correct? | <u> </u> N/A | <u> </u> | <u> </u> ✓ |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | <u> </u> N/A | <u> </u> | <u> </u> * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>✓</u> | <u> </u> | <u> </u> * |
| 11. Is (are) the county(ies) entered? | <u>✓</u> | <u> </u> | <u> </u> |
| 12. Is the ownership of p.u. checked? | <u>✓</u> | <u> </u> | <u> </u> |
| 13. Are other water rights listed or "none" indicated? | <u> </u> | <u> </u> | <u> </u> ✓ |
| 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.) | <u> </u> N/A | <u> </u> | <u> </u> ✓ |
| 15. Is the basis of the claim indicated? | <u>✓</u> | <u> </u> | <u> </u> |
| 16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) | <u> </u> | <u> </u> | <u> </u> ✓ |
| 17. Is the claim signed by the claimant, and is the signature appropriate? | <u>✓</u> | <u> </u> | <u> </u> * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>✓</u> | <u> </u> | <u> </u> * |
| 19. Was this claim filed on time, or was an extension granted? | <u>✓</u> | <u> </u> | <u> </u> * |
| 20. Is the fee enclosed correct? | <u> </u> Exempt | <u> </u> | <u> </u> ✓ * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | <u> </u> N/A | <u> </u> | <u> </u> ✓ |
| 22. Should this claim be receipted and data entered? | <u>✓</u> | <u> </u> | <u> </u> |

Claim checked by: EJR Date: 08/21/89Claim must be returned to claimant: (Yes) (No) for letter sent for \$2 fee.Claimant must be sent a copy of amended claim for approval: (Yes) (No)Receipt Prepared by: EJRDate: 08/17/89Claim data entered by: EJRDate: 08/21/89Checked by: Sent to claimant by: EJRDate: 08/21/89

MICROFILMED

Comments: Fee Dec-88 \$200 - Claim filed on wrong form; new claim generated &sent to claimant for signature & fee of \$2.00 (recpt # W002120)See letter of claim # 11/1/89 for number change (suffix only)

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: A79-07058B
Date Received: 7/07/1988
Receipt No: M000316
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: STEVE STUIVENGA 208-839-2318
Address: P.O. BOX 163
WHITE BIRD, ID 83554
OR
Name: PATTY STUIVENGA 208-839-2318
Address: P.O. BOX 163
WHITE BIRD, ID 83554

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	26	SW	SE	NE		IDAHO

5. Description of diverting works:
5 HP PUMP, 2" PVC PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A79-07058B

Page 1

Date: 04/06/90

MICROFILMED

OCT 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	27	SE	NE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
A79-10131.

14. Remarks:

A79-07058 IS NOT BEING FILED ON. CLAIMANT NO LONGER IRRIGATING THE 4 ACRES IN SECTION 27. THEY HAVE SPLIT THIS RIGHT WITH ANOTHER PARTY.*****
NOTE: THIS CLAIM WAS ORIGINALLY ENTERED AS ADJ. CLAIM NO. A79-07058A IN ERROR SINCE THE SPLIT OF WATER RIGHT NO. 79-07058 HAD OCCURRED BEFORE THE ADJ. CLAIM WAS FILED AND IN THAT SPLIT OF THE ORIG. RIGHT THE CLAIMANTS, MR. & MRS. STUIVENGA RECEIVED THE "B" SUFFIX RATHER THAN THE "A" SUFFIX WHICH WENT TO CHARLES O. SPRAYBERRY. THEN, WHEN MR. SPRAYBERRY FILED HE WAS GIVEN THE "B" SUFFIX ON HIS ADJ. CLAIM BECAUSE THE "A" WAS FILED ON BY MR. & MRS. STUIVENGA. THEREFORE, IN ORDER TO HELP KEEP THE RECORDS STRAIGHT MR. & MRS. STUIVENGA'S CLAIM HAS BEEN CHANGED TO THE "B" SUFFIX AND MR. SPRAYBERRY'S CLAIM TO THE "A" SUFFIX TO CORRESPOND WITH THE WATER RIGHTS RECORDS. CLAIMANTS ARE BOTH BEING SENT COPIES OF THEIR CLAIMS AND NOTIFIED OF THE NUMBER CHANGE.

15. Basis of Claim: PERMIT

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 _____

NOTE: This copy is to show the receipt has been
changed to reflect the change in
Mr. Sprayberry's Adj. Claim
number's suffix. See remarks on
Amended claim in file. J

W002420

03/17/89
07:33:31

SPRAYBERRY, CHARLES O.

ADJUDICATION FEE

0410162 9337 6490

\$50.00

\$50.00

MONEY ORDER

WR/NO: A79-07058A

Idaho Department of Water Resources

Region: WESTERN

Signature: _____

MICROFILMED

OCT 06 1992

NOTE: This copy is to show the receipt has
been changed to reflect the change
in the suffix on their Adj. claim number
See remarks on amended claim. Jz

M000316

07/07/88
17:18:51

STUIVENGA, PATTY

ADJUDICATION FEE	0410162 9337 6490	\$77.00
------------------	-------------------	---------

\$77.00

CHECK 2795

WR/NO: A79-10131 A79-07058B

Idaho Department of Water Resources

Region: MOBILE I

Signature: _____

MICROFILMED
OCT 06 1992

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: A79-07058A
Date Received: 7/07/1988
Receipt No: M000316
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE STUIVENGA 208-839-2318
Address: BOX 163
WHITE BIRD, ID 83554

OR
Name: PATTY STUIVENGA 208-839-2318
Address: BOX 163
WHITE BIRD, ID 83554

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	01E	27	SW	SE	NE		IDAHO

5. Description of diverting works:
5 HP PUMP, 2" PVC PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A79-07058A

Page 1

Date: 07/08/88

MICROFILMED

OCT 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	27	SE	NE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
A79-10131

14. Remarks:

15. Basis of Claim: PERMIT

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): Patty Shuvenga Date: 7-22-88

Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 22 day

of Jay 19 88

John Dale Corbin
Notary Public

Seal

Residing at Bon ID

My Commission Expires 6/2/94

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: A79-07058
Date Received: 7/07/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE STUIVENGA 208-839-2318
Address: BOX 163
WHITE BIRD, ID 83554

OR
Name: PATTY STUIVENGA 208-839-2318
Address: BOX 163
WHITE BIRD, ID 83554

2. Date of Priority: AUG 10, 1977

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	26	NW	SW			IDAHO

5. Description of diverting works:
PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A79-07058

Page 1

Date: 07/07/88

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OCT 11 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	27	NE	NE		IRR	4.0
Section Acres							4.0
Total Acres							4.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: PERMIT

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): X Patty Shuwenga Date: X 7-7-88

Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 7 day

of July 19 88

John Dale Coover
Notary Public

Seal

Residing at Bain Id
My Commission Expires 6/2/94

STEVE : PATTY STUIVENGA

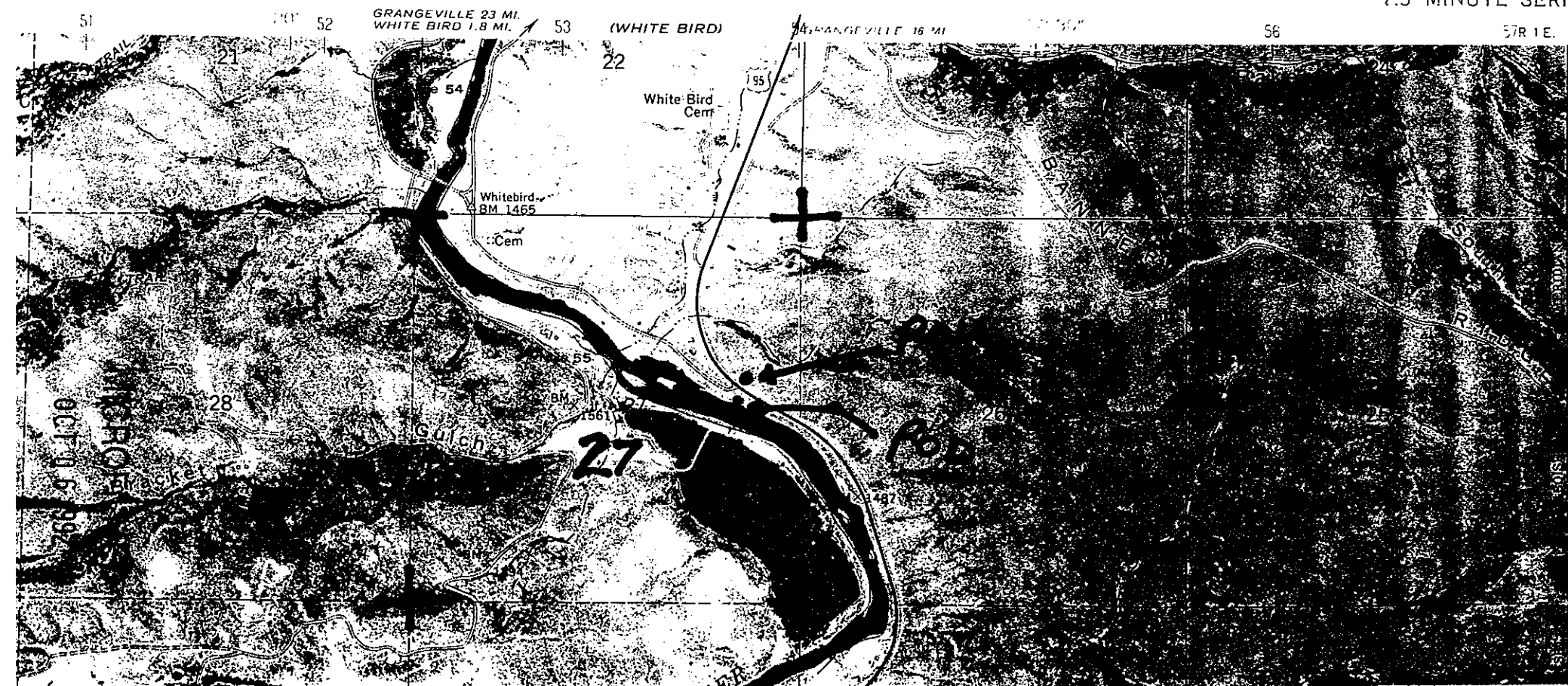
IRR.

T28N R1E

SW SE NE

SLATE CREEK

7.5 MINUTE SERIES



CONVERSATION MEMORANDUM

DATE 8-9-88

FILE _____

NAME OF PARTY Stuaringa, Steve

EMPLOYEE S. Warner

RE: Consumptive use

Other rights - none

add remarks: A79-07058 is not
being filed on. Claimant no longer
irrigating the 4 acres in Sec. 27. They
have split this right with another
party.

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OCT 06 1992

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

08/21/89 08:13:29

Page 1

Water Right Number - 79-07058A

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPRAYBERRY

CHARLES

1 - P.O. BOX 241

2 -

3 -

City- RIGGINS

Phone - 208-000-0000

State- ID Zip- 83549

*** O - ORIGINAL OWNER ***
WICKSTROM

JAMES

1 -

2 -

3 -

City- WHITE BIRD

Phone - 208-000-0000

State- ID Zip- 83354

+ - - Priority Date - - +
08/10/1977+ - - Region - - - +
14+ - - Stage - - - +
P - PERMIT

+ - - Status - - - +

+ - - Source - - - - - +
SALMON RIVER+ - - Tributary - - - - - +
SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	County
28N	01E	26	NW SW			(49) IDAHO	

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.040	

+ - Total Div. Rate - + 0.040 + - Total Div. Volume - + + - Total Div. Capacity - +

Twn	Rng	Sec	Tract	Lot	Place of Use Acres	Code	Description	County
28N	01E	27	NE NE		2.0	01	IRRIGATION	(49) IDAHO

Total Acres: 2.0

+ - Diversion Means - PUMP.

+ - Non-Irrigation Use -

+ - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.OCT 06 1992
MICROFILMED

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

08/21/89 08:13:29
Page 2

Water right number - 79-07058A

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 02/01/1982	Field Exam Made	- 00/00/0000	Field Exam Fee	- N
Approved/Denied	- 10/13/1977	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 07/23/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED

OCT 06 1992

Old (D) Number -

+ - - - - - - - - - - Address - - - - - - - - - - - - - - - +

State- ID Zip- 83554

State- ID Zip- 83554

| State- | ID | Zip- |
|--------|----|------|
|--------|----|------|

Phone - 208-000-0000

+ - - - Status - - - - +

+ - - - - Tributary - - - - - +
SNAKE RIVER

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040

Total Acres: 2.0

- - Non-Irrigation Use -

MICROFILMED
OCT 06 1992

+ - - Other Rights for Same Use -

MICROFILMED

OCT 06 1992

| | | | | | |
|------------------|--------------|-----------------|--------------|------------------|-----|
| Proof Due Date | - 02/01/1982 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - N |
| Approved/Denied | - 10/13/1977 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 01/01/1900 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Start Work Date | - 00/00/0000 | Verified Date | - 07/23/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | | | | |

OCT 06 1992

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

08/21/89 08:10:37
Page 1

Water Right Number - 79-07058 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

00/00/0000 14

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

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

+ - - - - Code Description Period From Period To Diversion Rate Diversion Volume - - - - - +

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

+ - - - - TwN Rng Sec Tract Lot Acres Place of Use Code Description County - - - - - +

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - SPLIT INTO 79-7058A & B. Remarks - - - - - +

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

| | | |
|-------------------------------|------------------------------|---------------------|
| Proof Due Date - 00/00/0000 | Field Exam Made - 00/00/0000 | Field Exam Fee - |
| Approved/Denied - 00/00/0000 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 00/00/0000 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Start Work Date - 00/00/0000 | Verified Date - 00/00/0000 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - |
| Licensed Date - 00/00/0000 | Appl Received - 00/00/0000 | Transfer/Amended - |

MICROFILMED

OCT 06 1992

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

Water right number - 79-07058

Adj. flag translation: Standard Water Right Number

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Decree Date - 00/00/0000

MICROFILMED

NOV 16 1997

7/28/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Stueringa, Steve

CLAIM IDENT. NO.

A79-07058
A79-07058A

DATE RECEIVED

7-7-88

CK #

AMOUNT \$

YES 58A + 58 NO

1. Is the name and address complete with zip code? ☒ ☒
2. Is priority date entered? ☒ ☒

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). Use care if claim is returned. Refer to Adjudication Memos # 1 (Adj. Claims/Applications) and # 9 (Rejection of Claims). Explain in Comments.

3. (a) Is a source entered? ☒ ☒
- (b) Is a tributary to entered? (if required) ☒ ☒
4. Is the legal description of the p.d. complete? ☒ ☒ No map
5. Is there a description of the diverting works? ☒ ☒
6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form. ☒ ☒
- Is the period of use included? ☒ ☒
- Is a quantity claimed for each use? ☒ ☒
7. Is a total quantity claimed entered? ☒ ☒
8. Is the consumptive use correct? ☒ ☒
- If required is a consumptive use entered? ☒ ☒
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. ☒ ☒
10. Is (are) the place(s) of use entered? ☒ ☒
11. Is (are) the county(ies) entered? ☒ ☒
12. Is the ownership of p.u. checked? ☒ ☒
13. Are other water rights listed or "none" checked? ☒ ☒
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.) ☒ ☒
15. Is the basis of the claim checked? ☒ ☒
16. Is the claim signed by the claimant?
Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ ☒
- Has the claim been signed, sealed, and dated by a notary? ☒ ☒
- Is the fee enclosed correct? ☒ ☒
- If this claim is based on an existing water right, has the identification number been entered? ☒ ☒ N/A ☒
- Should this claim be receipted and data entered? ☒ ☒

Claim checked by:

Comments:

Consumptive use, Other rights 07058 not checked

MICROFILMED

State of Idaho
Department of Water Resources

AMENDED

WATER RIGHT LICENSE

AMENDED

WATER RIGHT NO. 79-07058B

Priority: September 17, 1977

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

0.8 AF

This is to certify, that PATTY STUIVENGA
STEVE STUIVENGA

209 E S 7TH

GRANGEVILLE ID 83530

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 8, 1977; and has submitted Proof of Beneficial Use on July 6, 1982. An examination indicates that the works have a diversion capacity of .350 cfs of water from:

SALMON RIVER

tributary to SNAKE RIVER

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION | 03/15 to 11/15 | 0.03 CFS | 0.8 AF |

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWSW), Sec. 26, Township 28N, Range 01E
IDAHO 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 28N | 01E | 27 | NENE | 0.2 | | 0.2 |

Total number of acres irrigated: 0.2

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

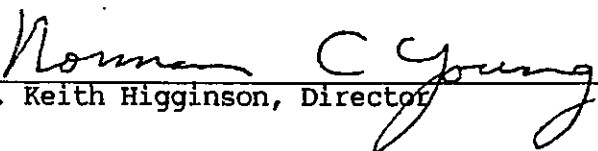
MICROFILMED
OCT 22 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28TH
day of DECEMBER, 19 92.


Acting for R. Keith Higginson, Director

MICROFILMED
OCT 22 1996

State of Idaho
Department of Water Resources

JUN - 8 1992

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058B

Department of Water Resources
Regional Office

Priority: September 17, 1977

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 0.8 AF

This is to certify, that PATTY STUIVenga
STEVE STUIVenga

209 E S 7TH
GRANGEVILLE ID 83530

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 8, 1977; and has submitted Proof of Beneficial Use on January 1, 1900. An examination indicates that the works have a diversion capacity of .350 cfs of water from:

SALMON RIVER tributary to SNAKE RIVER

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION | 03/15 to 11/15 | 0.03 CFS | 0.8 AF |

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWSW), Sec. 26, Township 28N, Range 01E
IDAHO 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 28N | 01E | 27 | NENE | 0.2 | | 0.2 |

Total number of acres irrigated: 0.2

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

MICROFILMED

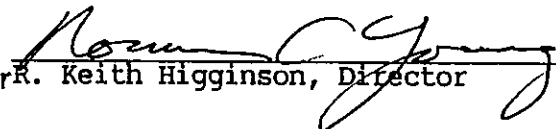
OCT 06 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07058B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16th
day of MAY, 1992


Acting for R. Keith Higginson, Director

MICROFILMED
OCT 06 1992