



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

January 4, 2007

Shingle Creek LLC
Box 1160
Riggins, ID 83549

RE: 78-2033

We have received your Notice of Error requesting that stock water use be added to our recommendation. To accomplish this you need to file an amended claim that lists stock water as a purpose of use. Unfortunately, we cannot process an amendment before we have to file the Director's Report. We suggest that after you receive your copy of the Director's Report, you file an objection using Standard Form #1 (Objection) with the court. Also send an amended claim with the Standard Form #4 (Notice of Late Notice of Claim or Amended Notice of Claim) and an Amended Claim adding stock water to purpose of use. Forms #1 & #4 can be found on line at - <http://www.srba.state.id.us/srba2.htm>.

If you have any questions feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent

11/15/2006

NOTICE OF ERROR
REPLY

RECEIVED

NOV 30 2006

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 78-2033

SHINGLE CREEK LLC

PO BOX 1160

RIGGINS ID 83549

Telephone Number: (208) 628-3462

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

source, point of diversion, use

2. Describe the changes you wish to make in the proposed recommendation:

Change point of diversion to T24/R1W, Sect 6, SESE.

Add stockwater use

Change source to Mc Glimmerich, but to NFD Shingle C.

3. Give a brief explanation as to why you disagree with these portions:

Use of some of diversion system became impractical.

Mc Glimmerich. warrant of diversion system.

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11/25/06

SIGNATURE: Shingle Creek LLC William D. DeVeny (mgr)

Please print your name: William D DeVeny, manager

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

12/26/2006

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

RIGHT NUMBER: 78-2033

NAME AND ADDRESS: SHINGLE CREEK LLC
PO BOX 1160
RIGGINS ID 83549

SOURCE: MC GLIMMERE CREEK

TRIBUTARY: NORTH FORK SINGLE CREEK

QUANTITY: 2.640 CFS

PRIORITY DATE: 06/26/1924

POINT OF DIVERSION:

T24N R01W S26 NWSESE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.640 CFS

PLACE OF USE: IRRIGATION in IDAHO County

T24N R01W S25	SESW	5.00	T24N R01W S25	SWSE	0.50
T24N R01W S36	NENE	6.50	T24N R01W S36	NWNE	8.00
T24N R01W S36	SWNE	37.00	T24N R01W S36	SENE	36.00
T24N R01W S36	NENW	23.00	T24N R01W S36	NWNW	1.00
T24N R01W S36	SWNW	1.00	T24N R01W S36	SENW	14.00

132 ACRES TOTAL

Right Numbers 78-4087 and 78-2033 are limited to the irrigation of a combined total of 133 acres in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

03/02/2006

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

RIGHT NUMBER: 78-2033

NAME AND ADDRESS: SHINGLE CREEK LLC
PO BOX 1160
RIGGINS ID 83549

SOURCE: PAPOOSE CREEK
PAPOOSE CREEK
SHINGLE CREEK

TRIBUTARY: RAPID RIVER
TRIBUTARY: SQUAW CREEK
TRIBUTARY: RAPID RIVER

QUANTITY: 2.640 CFS

PRIORITY DATE: 06/26/1924

POINT OF DIVERSION:

T24N R01W S27 NWNE Within IDAHO County
T24N R01W S27 NWNWSW Within IDAHO County
T24N R01W S33 NESE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.640 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R01W S25	SESW	5.00	T24N R01W S25	SWSE	0.50
T24N R01W S36	NENE	6.50	T24N R01W S36	NWNE	8.00
T24N R01W S36	SWNE	37.00	T24N R01W S36	SENE	36.00
T24N R01W S36	NENW	23.00	T24N R01W S36	NWNW	1.00
T24N R01W S36	SWNW	1.00	T24N R01W S36	SENW	14.00

132 ACRES TOTAL

Right Numbers 78-4087 and 78-2033 are limited to the irrigation of a combined total of 133 acres in a single irrigation season.

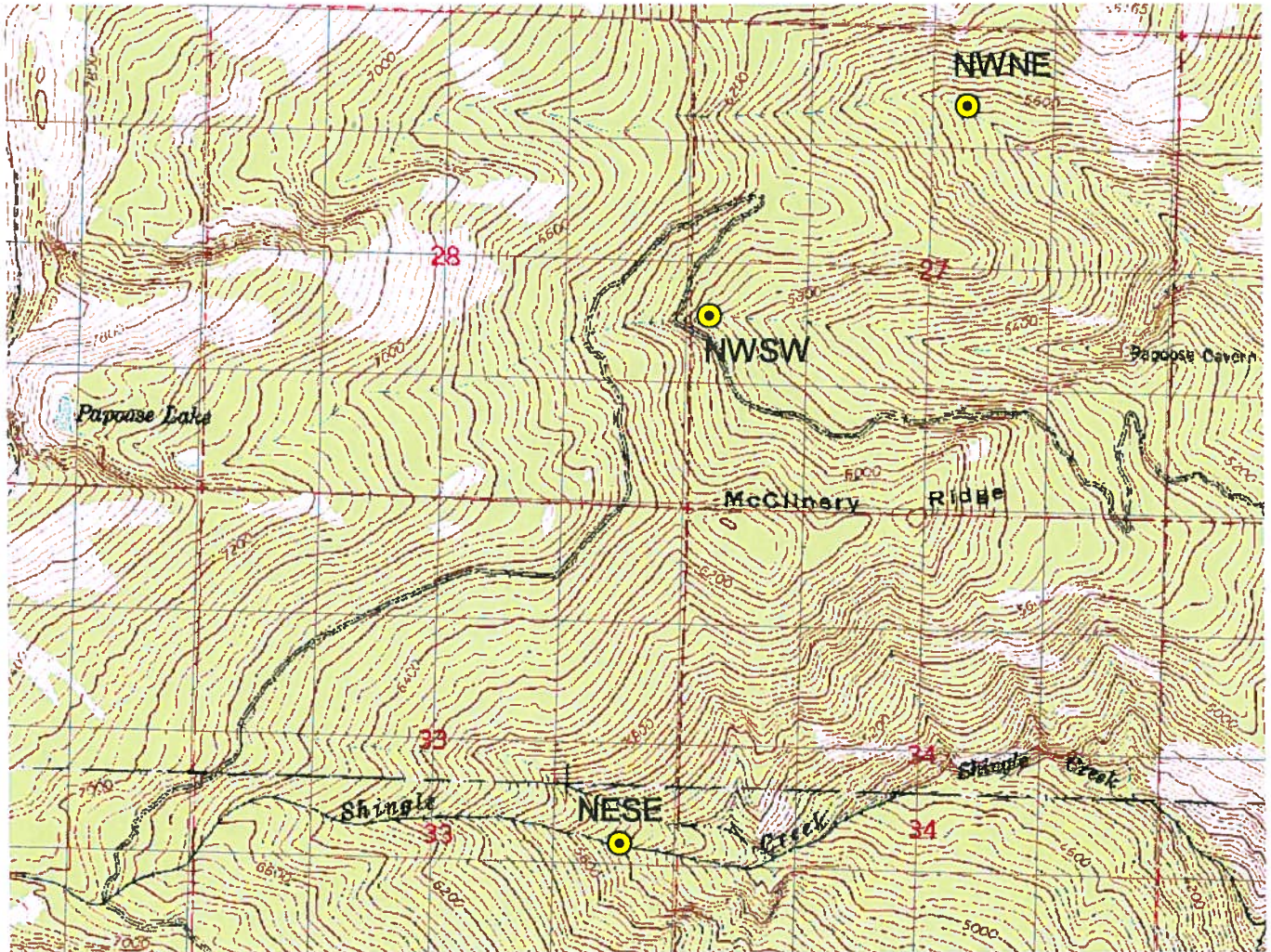
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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

1. other amended claim for stockwater

78-2033



0 1000 2000 Feet



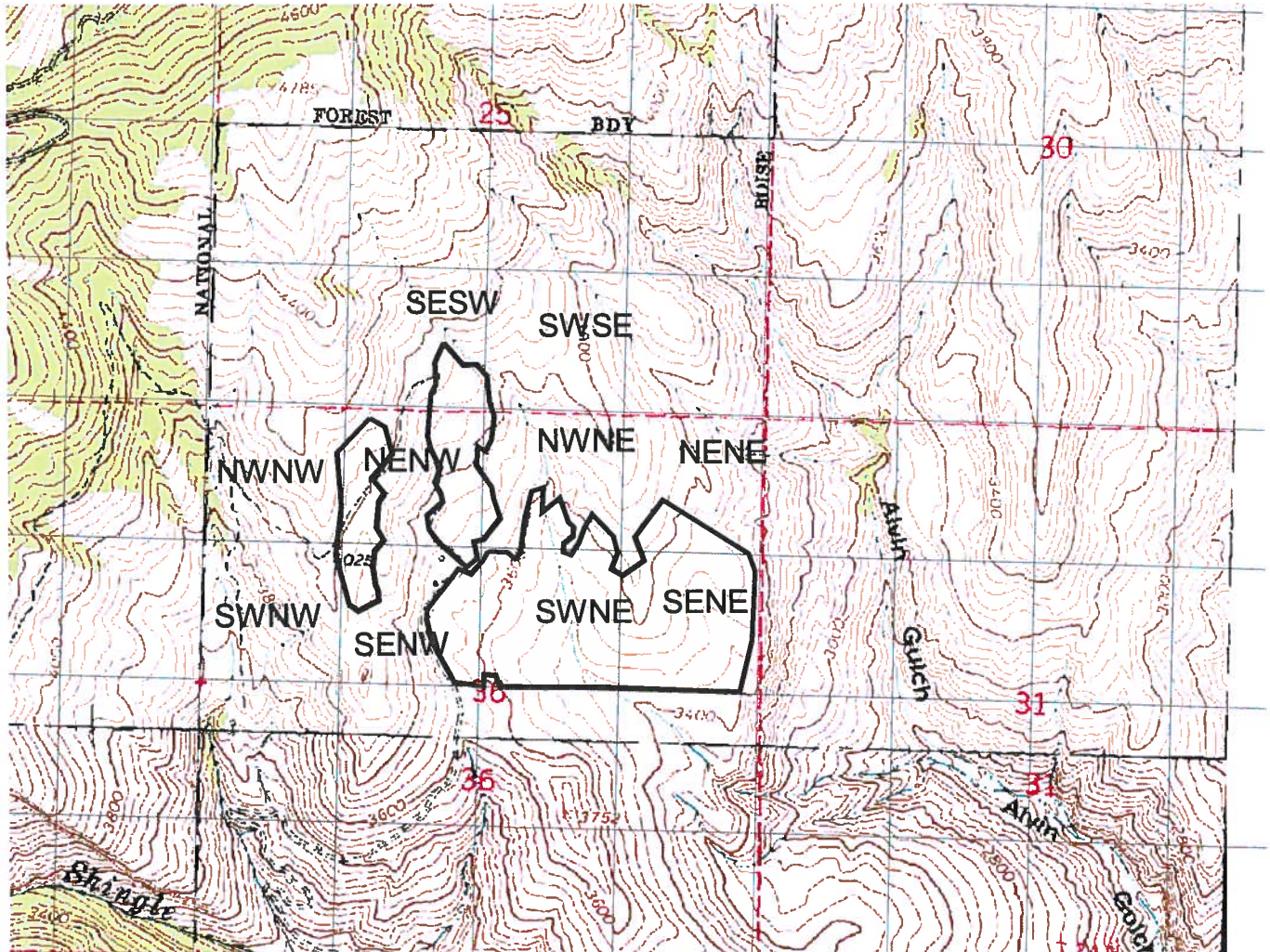
Section 27 & 33
T24N R1W



● Point of Diversion

Map prepared on March 2, 2006
By Kenneth Knoblock
Idaho Department of Water Resources

78-2033



0 1000 2000 Feet

Sections 25 & 36
T24N R1W

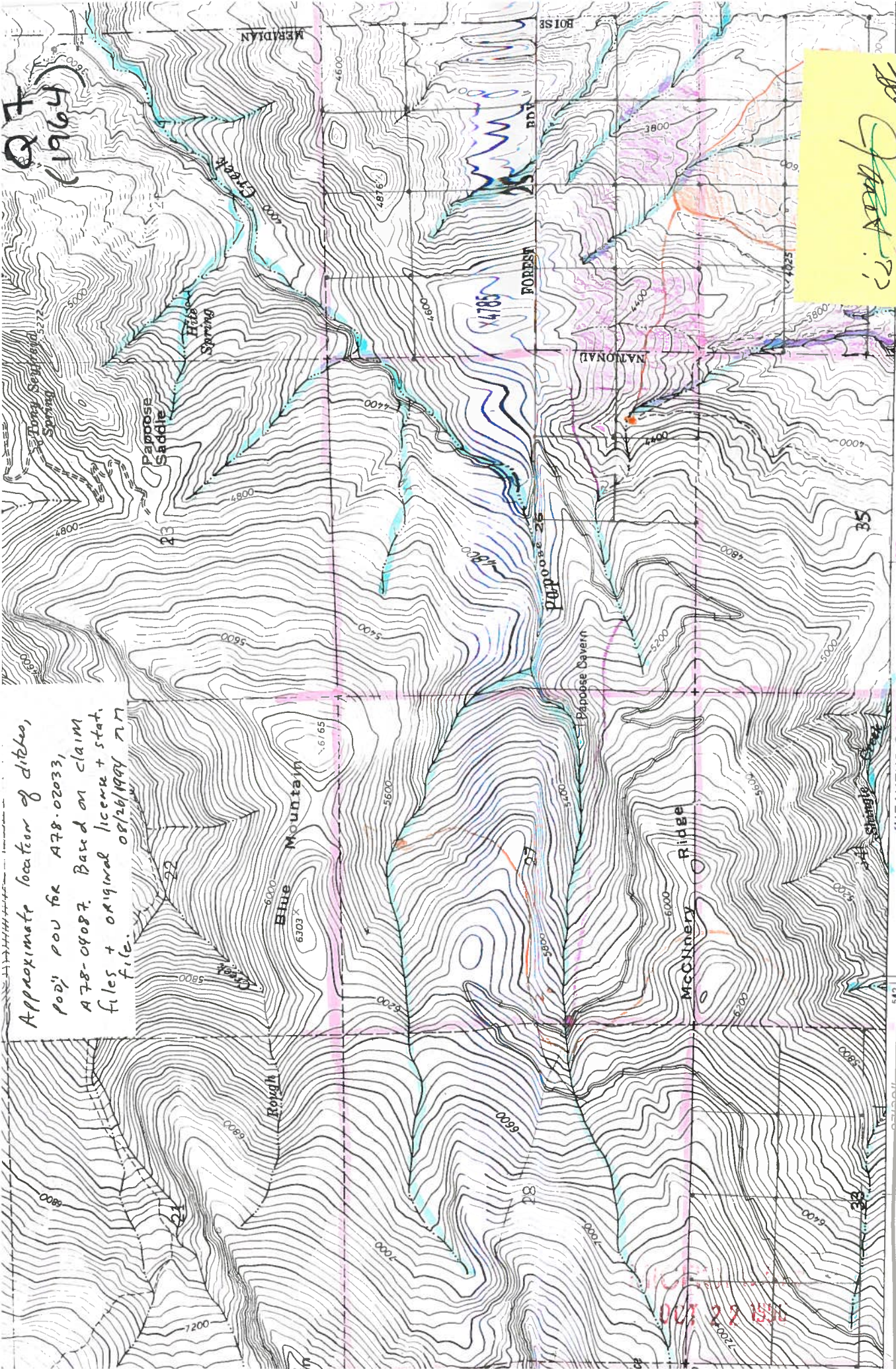
 Place of Use

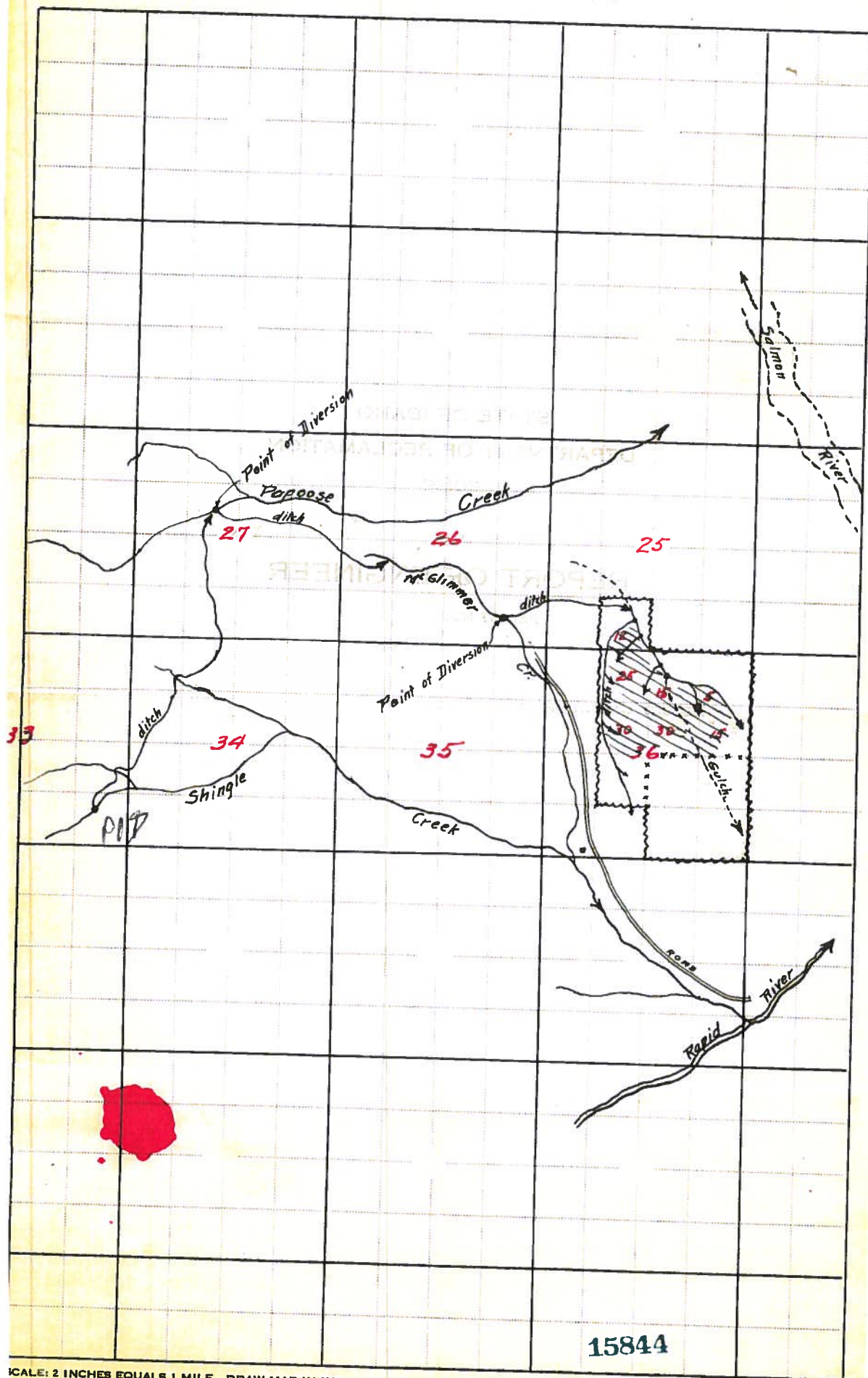
Map prepared on March 2, 2006
By Kenneth Knoblock
Idaho Department of Water Resources

Approximate location of ditches,
POD" POV for A78-02033,
A78-04087. Based on claim
files + original license + stat.
file. 08/26/1994 NM

Q7
(1964)

Chad??





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 78-2033
Date Received: 7/29/88
Receipt No: C002071
Received By:

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

1. Name of Claimant(s): SHINGLE CREEK LLC
PO BOX 1160
RIGGINS ID USA 83549

Phone: (208) 628-3462

2. Date of Priority: 06/26/1924

3. Source: PAPOOSE CREEK
SHINGLE CREEK

Trib. to: SQUAW CREEK
RAPID RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
24N	01W	27	NW NE	IDAHO
24N	01W	27	NW NW SW	IDAHO
24N	01W	33	NE SE	IDAHO

5. Description of diverting works:

HEADGATE INTO DITCHES TO P/U. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	12/01	2.64	

7. Total Quantity Appropriated is:
2.64 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01W	25	SE SW		IRRIGATION	12
					Section Acres	12
24N	01W	36	SE NW		IRRIGATION	30
			NE NE		IRRIGATION	5
			NW NE		IRRIGATION	15
			SW NE		IRRIGATION	30
			SE NE		IRRIGATION	15
			NE NW		IRRIGATION	25
					Section Acres	120
					Total Acres	132

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:

OWNERSHIP CHANGED 09/22/1994 BY MM
SPELLING OF DEVENY CORRECTED 09/26/1994 BY MM. SEE CORR IN FILE A78-10315 OR A78-10322
Ownership changed by DB 1/24/2001.

15. Basis of Claim: License



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 1/15/2001

LEGAL DESCRIPTION OF PROPERTY: Township 24N Range 1W
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. see attachment

RECEIVED

JAN 22 2001

WATER RESOURCES
WESTERN REGION

- ☐ 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: A78-04087 and A78-02033
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Willis D. & Betty G. DeVeney
Box 239 and Box 1160
Riggins, ID 83549
- ☐ New Owner/Claimant (Purchaser): Shingle Creek LLC
Box 1160
- ☐ New Mailing Address: Riggins, ID 83549
- ☐ New Telephone Number: (208) 628 3462
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Quit Claim Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Shingle Creek LLC Date _____
By: [Signature] manager Date 1/18/2001
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

0415102

QUITCLAIM DEED

THIS QUITCLAIM DEED,

Executed This Fifteenth Day of January 2001 by first party,
Willis D. and Betty G. DeVeney, husband and wife,
whose post office address is Box 1160, Riggins, Idaho 83549
to second party, Shingle Creek LLC, an Idaho limited liability
company, whose post office address is Box 1160,
Riggins, Idaho 83549

WITNESSETH, That the said first party, for good and valuable consideration and for the sum of ten Dollars (\$10.00) and other valuable considerations paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Idaho, State of Idaho to wit:

As more particularly set forth in Exhibit "A", which Exhibit "A" is incorporated herein by reference as if set forth in full.

TOGETHER with the appurtenances and all the state and rights of the Grantor in and to such premises, but subject to all matters apparent, reservations, exceptions, and all matters of record, and all matters of title.

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of:

Charlene Hinkley
Witness

Willis D. DeVeney
First Party

Sandra Karlin
Witness

Betty G. DeVeney
Second Party

State of Idaho

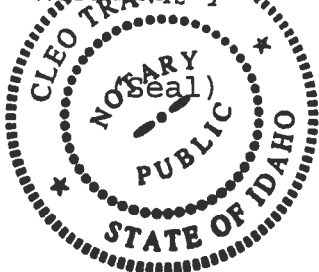
County of Idaho

On January 16, 2001 before me, Cleo Travis

appeared Willis & Betty De Veney

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Signature: Cleo Travis

Affiant Known Produced ID

Type of ID _____

EXHIBIT "A"

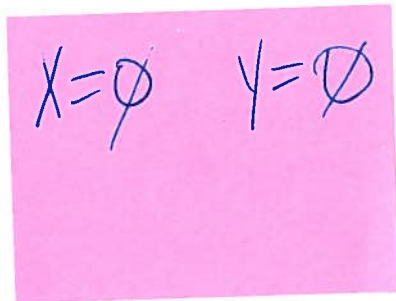
Township 24 North, Range 1 West, Boise Meridian, Idaho County, Idaho

- Sec. 25: S1/2S1/2SW1/4NW1/4, SW1/4, NW1/4SE1/4, S1/2SE1/4
Sec. 26: E1/2NE1/4SE1/4, S1/2SW1/4NE1/4SE1/4, SE1/4SE1/4
Sec. 36: NE1/4SW1/4 Less that part and portion of NE1/4SW1/4
lying and being SE of a line running from the NE corner
of said NE1/4SW1/4 to the Southwest corner of said
NE1/4SW1/4 in said Sec. 36.
✓ N1/2, NW1/4SW1/4 ✓

Excluding and excepting the following described portion of said property, to with:

Being a portion of Section 36, Township 24 North, Range 1 West, Boise Meridian, Idaho County, Idaho, more particularly described as follows:

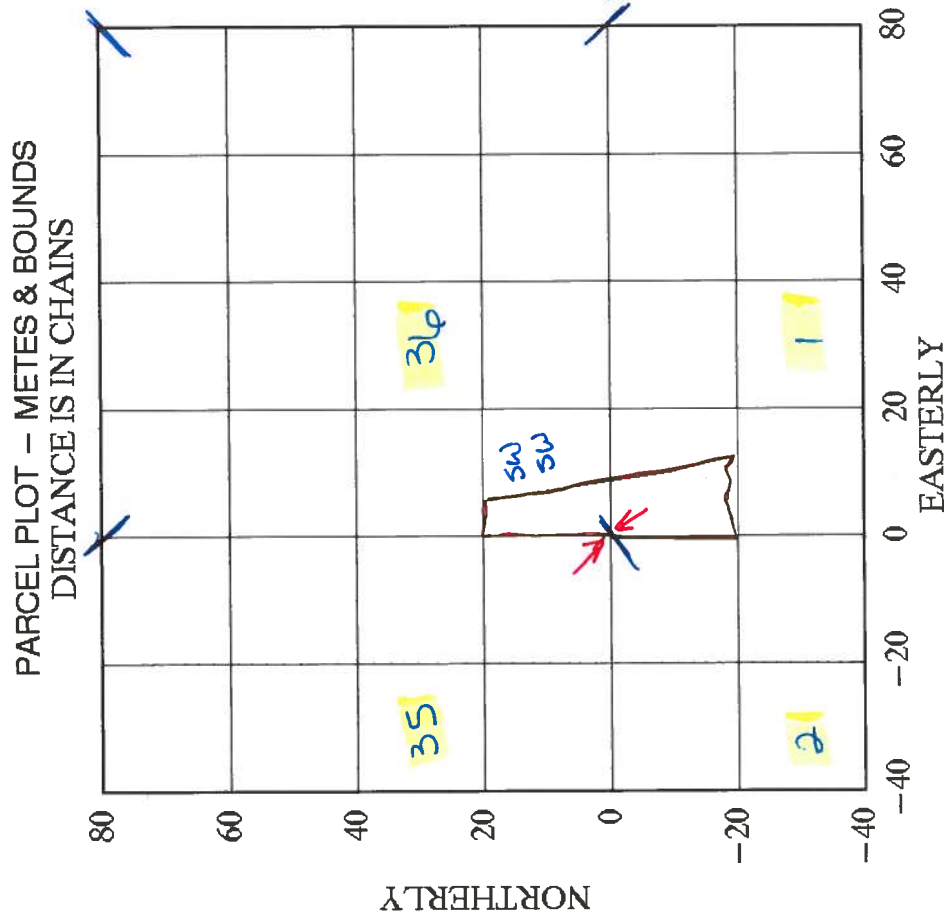
Beginning at the 1/4 Section Corner to said Sections 35 and 36, which is marked by a 2" iron pipe with a brass cap;
thence North $01^{\circ} 08' 16''$ East along the section line
1316.37 feet to the North 1/16 corner between said
Sections 35 and 36, which is marked by a 2" iron pipe with
a brass cap;
thence - East 369.85 feet to a 1" iron pipe;
thence South $08^{\circ} 52' 51''$ East - 1941.84 ft. to a 1" iron pipe;
thence South $12^{\circ} 26' 34''$ East - 699.88 ft. to a 1" iron pipe;
thence North $46^{\circ} 02' 34''$ West - 134.26 ft. to a 1" iron pipe;
thence South $88^{\circ} 00' 57''$ West - 39.92 ft. to a 1" iron pipe;
thence south $64^{\circ} 27' 07''$ West - 111.95 ft. to a 1" iron pipe;
thence North $81^{\circ} 11' 18''$ West - 252.04 ft. to a 1 1/2" iron
pipe;
thence South $74^{\circ} 02' 56''$ West - 389.19 ft. to the South 1/16
corner between said Sections 35 and 36, which is marked by a
2" iron pipe with a brass cap;
thence North $00^{\circ} 37' 23''$ East along the section line
1310.79 feet to the point of beginning.



STATE of IDAHO	
County of Idaho	
Recorded at request of <u>Beth DeVener</u>	
at <u>9:55 AM</u>	on <u>1/11/01</u>
ROSE E. GEMRING	
By <u>Beth DeVener</u>	Recorder
Fees \$ <u>1.00</u>	Deputy

m/ Box 1160
Riggins Id 83549

DeVeny / Shingle Creek (Exception)



METES AND BOUNDS TABLE ***PRESS ALT P TO PRINT GRAPH***

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	0.00	0.00					
	0.05	19.94	0.00	8.00	16.00	NE	1316.37
	5.65	19.94	90.00	0.00	0.00	NE	369.85
	10.19	-9.12	8.00	52.00	51.00	SE	1941.84
	12.48	-19.48	12.00	26.00	34.00	SE	699.88
-QUAD COEF-	11.01	-18.07	46.00	2.00	34.00	NW	134.26
IF NE, X=1,Y=1	10.41	-18.09	88.00	0.00	57.00	SW	39.92
IF SE, X=1,Y=-1	8.88	-18.82	64.00	27.00	7.00	SW	111.95
IF SW, X=-1,Y=-1	5.11	-18.23	81.00	11.00	18.00	NW	252.04
IF NW, X=-1,Y=1	-0.56	-19.86	74.00	2.00	56.00	SW	389.19
	-0.35	0.00	0.00	37.00	23.00	NE	1310.79
	-0.35	0.00					

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: A78-02033
Date Received: 7/29/1988
Receipt No: C002071
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: WILLIS D DE VENY 208-628-3462
Address: PO BOX 1160
RIGGINS ID 83549
AND
Name: BETTY G DE VENY 208-628-3462
Address: PO BOX 1160
RIGGINS ID 83549

2. Date of Priority: JUN 26, 1924

3. Source: SHINGLE CREEK Trib. to: RAPID RIVER
PAPOOSE CREEK SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01W	27		NW	NE		IDAHO
			NW	NW	SW		IDAHO
		33		NE	SE		IDAHO

5. Description of diverting works:
HEADGATE INTO DITCHES TO P/U. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
OCT 22 1990

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01W	25	SE	SW		IRR	12.0
						Section Acres	12.0
		36	NE	NE		IRR	5.0
			NW	NE		IRR	15.0
			SW	NE		IRR	30.0
			SE	NE		IRR	15.0
			NE	NW		IRR	25.0
			SE	NW		IRR	30.0
						Section Acres	120.0
						Total Acres	132.0

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:
NONE

14. Remarks:

OWNERSHIP CHANGED 09/22/1994 BY MM.

SPELLING OF DEVENY CORRECTED 09/26/1994 BY MM. SEE CORR IN FILE
A78-10315 OR A78-10322.

15. Basis of Claim: LICENSE

Water Right Number: 15844

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A78-02070/04173/07157/10328
07277/10338/10340/10341/11965
10339/02033/04087/10315
[] Old Mailing Address: Willis & Betty DeVeny
P.O. Box 239
Riggins 83549
[] New Mailing Address: P.O. Box 1160

New Telephone Number: (208) 628-3462

[] Signature of Claimant: Betty H. DeVeny
Date: 8/1/95

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-1-95 By: RTF

Further Action Needed: 0

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 8-1-95 By: RTF

SEND TO YOUR NEAREST
REGION OFFICE:

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

Southern Region Office
222 Shoshone St. East
Twin Falls ID 83301
(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4639

MICROFILMED
OCT 22 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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ACQUIRED UNDER STATE LAW

COPY FOR
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Address: BOX 1160
RIGGINS ID

83549

208-628-3462

AND

Name: BETTY G DEVENY
Address: BOX 1160
RIGGINS ID

83549

208-628-3462

2. Date of Priority: JUN 26, 1924

3. Source: SHINGLE CREEK
PAPOOSE CREEK

Trib. to: RAPID RIVER
SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01W	27		NW	NE		IDAHO
			NW	NW	SW		IDAHO
		33		NE	SE		IDAHO

5. Description of diverting works:
HEADGATE INTO DITCHES TO P/U. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
OCT 22 1995

RESOURCES

RETURNED TO SENDER

REASON CHECKED

Unsuitable _____

Addressee unknown _____

Induplicate Address _____

No such name _____

No such office in area _____

Do not recall in this location _____

☒ Moved left no address

☐ No such number

☒ Moved, not forwardable

☐ Addressee unknown

00xx801 TR2

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.

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Ident. Number: **A78-02033**
Date Received: 7/29/1988
Receipt No: C002071
Received By: _____

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

1. Name: BETTY G DEVENNEY 208-628-3462
Address: BOX 1160
RIGGINS ID 83549
AND
Name: WILLIS D DEVENNEY 208-628-3462
Address: BOX 1160
RIGGINS ID 83549

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3. Source: SHINGLE CREEK Trib. to: RAPID RIVER
PAPOOSE CREEK SQUAW CREEK

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			NW	NW	SW		IDAHO
		33		NE	SE		IDAHO

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IRRIGATION	03/01	12/01	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01W	25	SE	SW		IRR	12.0
					Section	Acres	12.0
		36	NE	NE		IRR	5.0
			NW	NE		IRR	15.0
			SW	NE		IRR	30.0
			SE	NE		IRR	15.0
			NE	NW		IRR	25.0
			SE	NW		IRR	30.0
					Section	Acres	120.0
					Total	Acres	132.0

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:
NONE

14. Remarks:
OWNERSHIP CHANGED 09/22/1994 BY MM.

15. Basis of Claim: LICENSE

Water Right Number: 15844

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: May 31, 1991

LEGAL DESCRIPTION OF PROPERTY: Township 24 North Range 1 West Boise Meridian
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. see attached description

☐ 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: A78-2033, A78-10315 and A78-10322

☐ Name and Address of Former
Owner/Claimant(s)(Seller): R & S Realty Corp

P.O. Box 416

Plaistow NH 03865

☐ New Owner/Claimant
(Purchaser):

Willis D. & Betty G. DeVeney

☐ New Mailing Address:

Box 1160

Riggins, ID 83549

☐ New Telephone Number: (208) 628 3462

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: copy of recorded warranty deed

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

☐ Signature of New
Owner/Claimant(s)

Willis D. DeVeney
Betty G. DeVeney

Date 9/13/94

Date 9/13/94

☐ Signature of Former
Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE, ID 83705-5082

MICROFILMED

OCT 22 1996

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

WARRANTY DEED
(CORPORATE FORM)

R & S REALTY CORP, a corporation organized and existing under the laws of the State of New Hampshire and authorized to do business in the State of Idaho, with its principal office at Plaistow the County of Rockingham, State of New Hampshire, grantor, hereby CONVEYS, GRANTS and WARRANTS TO WILLIAM D. DEVENY and BETTY G. DEVENY, grantees, of Riggins, Idaho, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, lawful money of the United States of America, to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged by Grantor, all of the following described real property, situated in the County of Idaho, State of Idaho, to-wit:

All is more particularly set forth on Exhibit "A" to this Warranty Deed, which Exhibit "A" is incorporated herein by reference as if set forth in full.

TOGETHER with the appurtenances and all the estate and rights of the Grantor in and to such premises, but subject to all matters apparent, reservations, exceptions, and all matters of record, and all matters of title.

TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever, and the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises and that they are free from all encumbrances except as stated above in this Deed. Grantor further covenants and agrees that it will warrant and defend the same from all lawful claims whatsoever.

The officers of the Grantor corporation who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor corporation at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 9th day of May, 1991.

(Seal)

R & S REALTY CORP.

by [Signature]
President/Treasurer
(Capacity)

MICROFILMED

OCT 22 1996

POOR ORIGINAL

EXHIBIT "A"

Township 24 N., Range 1W., B.M., Idaho County, Idaho

Sec 25: S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, (S $\frac{1}{4}$ SW $\frac{1}{4}$), NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Sec 26: E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec 36: NE $\frac{1}{4}$ SW $\frac{1}{4}$ LESS that part and portion of NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying and being SE of a line running from the NE corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ to the Southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ in Sec. 36, Twp. 24 N. R. 1W. B.M.,
N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Excluding and excepting the following described portion of said property,
to-wit:

Being a portion of Section 36, Township 24 North, Range 1 West, B.M., Idaho County, Idaho, more particularly described as follows:

Beginning at the $\frac{1}{4}$ Section Corner to said Sections 35 and 36, which is marked by a 2" iron pipe with a brass cap;
thence North 01° 08' 16" East along the section line 1316.37 feet to the North 1/16 corner between said Sections 35 and 36, which is marked by a 2" iron pipe with a brass cap;
thence East - 369.85 feet to a 1" iron pipe;
thence South 08° 52' 51" East - 1941.84 feet to a 1" iron pipe;
thence South 12° 26' 34" East - 699.88 feet to a 1" iron pipe;
thence North 46° 02' 34" West - 134.26 feet to a 1" iron pipe;
thence South 88° 00' 57" West 39.92 feet to a 1" iron pipe;
thence South 64° 27' 07" West 111.95 feet to a 1" iron pipe;
thence North 81° 11' 18" West - 252.04 feet to a 1 $\frac{1}{2}$ " iron pipe;
thence South 74° 02' 56" West - 389.19 feet to the South 1/16 corner between said Sections 35 and 36, which is marked by a 2" iron pipe with a brass cap;
thence North 00° 37' 23" East along the section line 1310.79 feet to the point of beginning.

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OCT 22 1996

DeVency
A78-10322
A78-02033

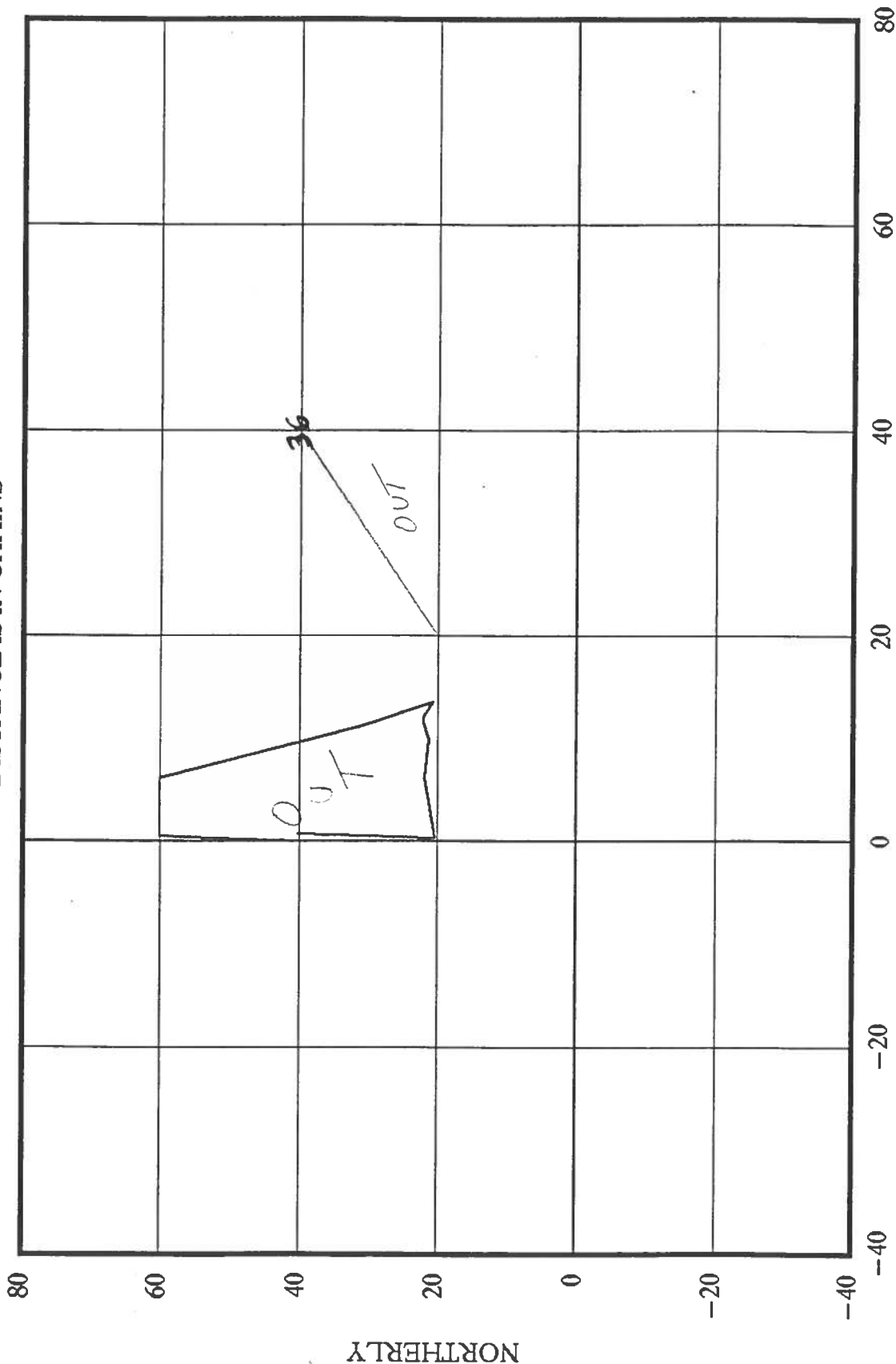
0.00	40.00					0.49
0.49	59.94	1.00	8.00	16.00 ne	1316.37	0.49
6.09	59.94	90.00	0.00	0.00 e	369.85	-24.38
11.06	30.94	8.00	52.00	51.00 se	1941.84	-37.04
13.44	20.61	12.00	26.00	34.00 se	699.88	-35.26
11.96	22.00	46.00	2.00	34.00 nw	134.26	-35.27
11.36	21.99	88.00	0.00	57.00 sw	39.92	-36.04
9.83	21.27	64.00	27.00	7.00 sw	111.95	-35.60
6.05	21.83	81.00	11.00	18.00 nw	252.04	-36.09
0.36	20.30	74.00	2.00	56.00 sw	389.19	-35.03
0.70	40.16	0.00	37.00	23.00 ne	1310.79	-35.03
0.70	40.16					-35.03

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OCT 22 1996

L. C. Verry
A78-10322
A78-02033

PARCEL PLOT - METES & BOUNDS

DISTANCE IS IN CHAINS



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OCT 22 1996

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: A78-02033
Date Received: 7/29/1988
Receipt No: C002071
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R. AND S. REALTY CORP. 208-628-3446
Address: P.O. BOX 247
RIGGINS, ID 83549

2. Date of Priority: JUN 26, 1924

3. Source: SHINGLE CREEK Trib. to: RAPID RIVER
PAPOOSE CREEK SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01W	27	NW	NW	NE		IDAHO
		33	NW	NW	SW		IDAHO
			NE	NE	SE		IDAHO

5. Description of diverting works:
HEADGATE INTO DITCHES TO P/U. FLOOD IRRIGATION FROM DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	2.640		

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

8. Total consumptive use is 396.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01W	25	SE	SW		IRR	12.0
						Section Acres	12.0

A78-02033

Page 1

Date: 08/03/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
24N	01W	36	NE		NE		IRR	5.0
			NW		NE		IRR	15.0
			SW		NE		IRR	30.0
			SE		NE		IRR	15.0
			NE		NW		IRR	25.0
			SE		NW		IRR	30.0
							Section Acres	120.0
							Total Acres	132.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 15844

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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: 39356

Ident. Number A 78-02033Date Received 7-29-88Receipt Number C00 2071 *cf*

RECEIVED
AUG 5 1988

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) R & S Realty, Corp Phone (208) 628-3446Mailing Address P. O. Box 247, Riggins, Idaho Zip 835492. Date of Priority (Only one (1) per claim) June 26, 19243. Source of water supply (a) Shingle Creek and Papoose Creek
which is tributary to (b) Rapid River and Squaw Creek4. a. Location of existing point of diversion is: Township 24N Range 1W Section 27,
1/4 of NW 1/4 of NE 1/4, Govt. Lot, B.M., County of IdahoAdditional points of diversion if any: NE/4 SE/4, Sec. 33, T24N, R1W, Idaho County and NW/4 NW/4 SW/4,
Sec. 27, T24N, R1Wb. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

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. Headgates and open ditches to the place
of use. Irrigation techniques are flood irrigation from open ditches.

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OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/1 to 12/1 amount 2.64 or 528

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.64 (cfs) and/or (b) 528 (acre feet)

8. Total consumptive use claimed is 396 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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	
24N	1W	25												12					12
24N	1W	36	5	15	30	15	25			30									120

Total number of acres irrigated 132

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 XXX 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 (X)

14. Remarks:

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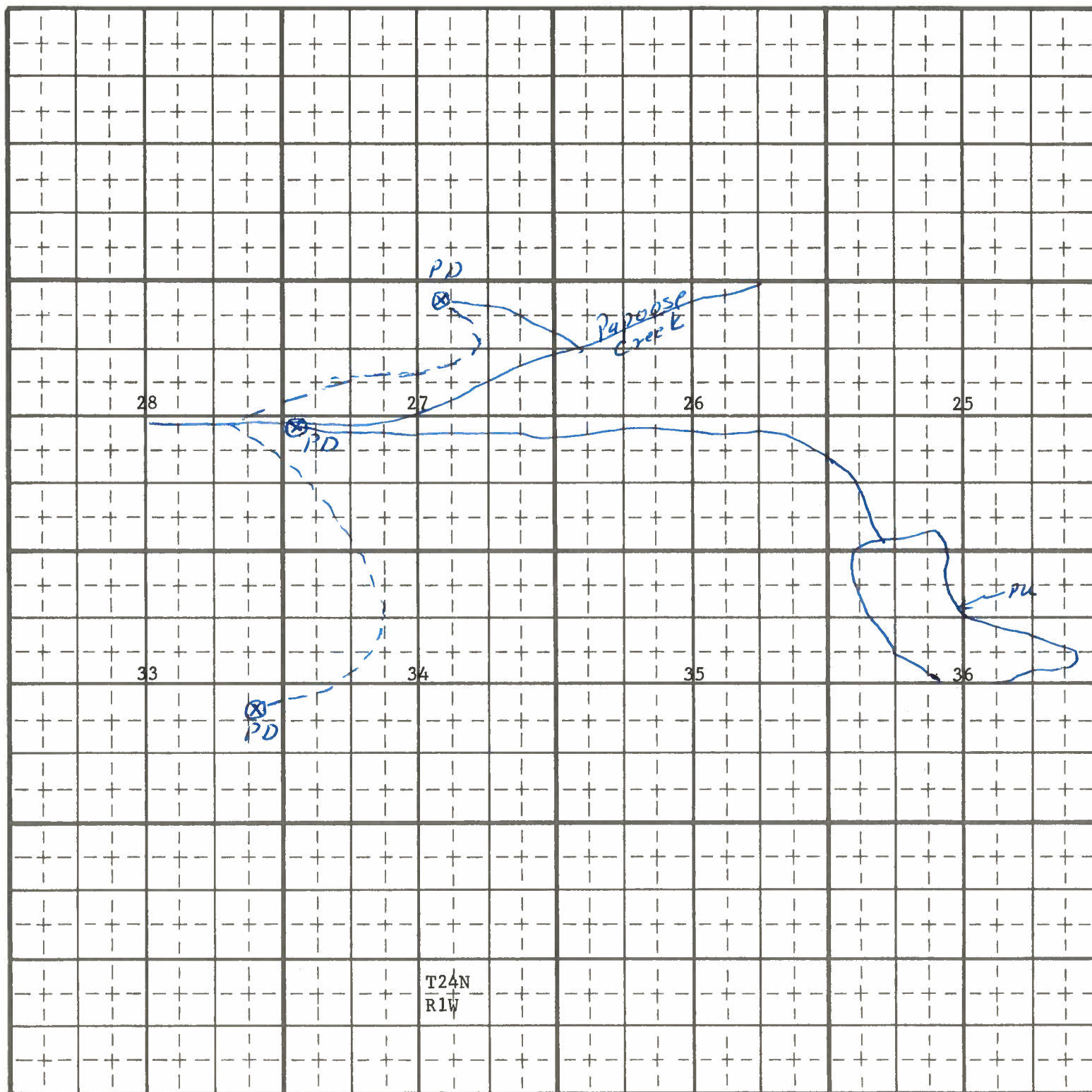
OCT 03 1992

Last Name R & S Realty Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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OCT 05 1992

Last Name R & S Realty Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 15844
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 XX
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) _____ Date _____
_____ Date _____

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

of R & S Realty, Corp _____, that I have signed the foregoing
document in the space below as Mgr _____ of R & S Realty, Corp _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Walter J. Brown
Title and Organization Mgr R & S Realty, Corp Date 7-26-88

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

Subscribed and sworn (or affirmed) before me this 26th day of July 19 88

SEAL

Notary Public Carter Fritschle
Residing at Eagle, Id.
My Commission Expires 3-21-94

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 _____

MICROFILMED
OCT 05 1992

Last Name R & S Realty Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 24, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SHINGLE CREEK LLC
PO BOX 1160
RIGGINS ID 83549

Re: Notice of Claim to a Water Right No. A78-02033 & A78-04087

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Date: Sept 22, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Notice of Claim No(s). A78-02033
A78-10315
A78-10322

[BETTY G DEVENNEY
WILLIS D DEVENNEY
BOX 1160
RIGGINS ID 83549
[]

Dear Claimant(s):

Enclosed is a copy(s) of the above referenced claim(s) which reflects the change in ownership of the land and appurtenant water right(s) to you.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

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

Enclosure(s)

****IF YOU WISH TO MAKE CHANGES TO ANY OF THESE CLAIMS, PLEASE MAKE THE CHANGES ON THE CLAIM FORM, DATE AND INITIAL THE CHANGES, ADD YOUR NOTARIZED SIGNATURES, AND RETURN THE CLAIM TO THIS OFFICE.**

RECEIVED
OCT 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DATE Sept. 22, 1994

[R & S REALTY CORP]
PO BOX 247
RIGGINS ID 83549

[]

RE: Notice of Claim(s) No(s): A78-02033
A78-10315
A78-10322

Dear Claimant:

Enclosed is a copy of the "Notice of Change of Water Right Ownership" which has been submitted to this office. This form identifies you as the former owner of the above-referenced water right(s).

This letter is to notify you that the ownership of the water right(s) has been changed to the name(s) identified as the New Owner/Claimant. This reflects the change in ownership of the land and appurtenant water right(s).

If you have any questions regarding this matter, please contact this office.

Sincerely,

Adjudication Staff
Western Region Office

MM/m
Enc.

RECEIVED
OCT 22 1994

Box 1160
Riggins, ID 83549
September 14, 1994

RECEIVED
SEP 16 1994
WATER RESOURCES
WESTERN REGION

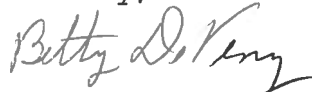
Department of Water Resources
attn: Maria Manicucci
2735 Airport Way
Boise, ID 83705-5082

Dear Ms. Manicucci:

Thank you for your assistance in resolving the problems with the water rights on the property we acquired from R&S Realty. Enclosed is the Notice of Change of Water Right Ownership for Claims A78-2033, A78-10315 and A78-10322 with attached proof of ownership. The change of ownership form is being sent now to meet the September 15th deadline set in your letter of August 16, 1994.

We are still working to resolve some of the errors in the filings and will send this information to amend the claims as soon as we can complete the information and get the forms notarized.

Sincerely,



Betty G. DeVeney

enclosure

MICROFILMED
OCT 22 1996

WARRANT'S NAME: DeVerney DATE: 09/08/1994TY: IdahoBY: MMedicucci

~~At~~ 3:30 I returned Mrs. DeVerney's call regarding a water right which was mentioned in some of the documents sent to her 08/26/1994. This water right, #18325, was owned by George Boodry and it was lapsed because he did not meet statutory requirements. I told Mrs. DeVerney I would track down any record of that water right and send copies to her.

09/09/1994: 8:15 ^{to Mrs. DeVerney}

Darla Block from the state office will send ⁷ copies of all documents in file. Billed @ .10/page.

8:20 Darla will send copies to me & I will send on to Mrs. DeVerney

09/13/1994

Mailed copies of file #18325 to Mrs. DeVerney.

MICROFILMED

OCT 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

August 26, 1994

R. KEITH HIGGINSON
DIRECTOR

BETTY DEVENEY
BOX 239
RIGGINS ID 83549

RE: Snake River Basin Adjudication Claim Nos: A78-02033 A78-04087
A78-10315 A78-10322

Dear Ms. DeVeney:

As per our telephone conversation yesterday, I am sending copies of the original claims referenced above.

Claim number A78-02033 is based on a license for water from Shingle Creek and Papoose Creek. You indicated in our conversation that the ditches are now inoperable and all water for the licensed acres comes from an unnamed stream known locally as McClinery Creek. Please review these claims as well as the copies of the original filing papers for this license. The locations for the ditches may help you determine if the ditches are still operating. I have also included some correspondence from the file; the names and dates may help for determine when and if the ditches from Shingle and Papoose Creeks were abandoned. The date is very important because it will indicate when the water right from McClinery Creek was established. If that date is previous to May 20, 1971, the right can be claimed in the SRBA as a beneficial use right. If that date is on or after May 20, 1971, a new application for permit is required. Please read the enclosed pamphlet "Idaho Water Rights A Primer" for more information.

Claim number A78-04087 is based on a statutory claim for water from Papoose Creek. This right has not been previously investigated by the Department. I have included copies of correspondence from the original file; this information is included to help you determine the progression of water development on your property and to provide additional names of people familiar with the property.

Claim numbers A78-10315 and A78-10322 are for developed springs and instream stock water. Please make any changes to these claims on the claim forms which were sent on August 15, 1994; add your notarized signature and return them to this office with the completed change of ownership form (including supporting documentation).

Also enclosed are two claim forms. One of these forms is for an instream stockwater claim which you indicated you would like to file (\$25 fee). The second form is for the water right from McClinery Creek (provided that use started before May 20, 1971). An application for permit is enclosed in case the use from McClinery Creek started on or after May 20, 1971. Fees must accompany the claims and/ or the permit application.

MICROFILMED
OCT 26 1994

Page 2.
DeVeney

Please do not hesitate to contact this office with any questions you have.

Sincerely,



Maria Minicucci
Water Agent, Adjudication Bureau

Encs: SRBA Claim Nos. A78-02033, A78-04087, A78-10315, A78-10322
Notice of Claim forms (2)
Application for permit form
Change of Ownership form
"Idaho Water Rights A Primer" pamphlet
"Evidence of Priority" pamphlet

RECORDED
OCT 22 1996

ADJUDICATION MEMORANDUM

CLAIM NO.: A78-02033 04087SUBJECT: Change of OwnershipEMPLOYEE: MMINICUCCIDATE: 08/25/1994

Returned Ms. DeVeney's call regarding the change of ownership of the claims filed by R & S Realty Corp. We discussed these claims in regard to the point(s) of diversion and source(s).

Ms. DeVeney stated that the water is diverted from McClurey (McGlimmer?) Creek only - ditches from Rapoose Creek and Shingle Creek are no longer operational and have not been for many years. We discussed the date the other sources + ditches were abandoned and how to establish that date. I told her that it appears that she should file a B/V claim for the irrigation of those acres ~~of~~ from McClurey Creek waters, with ~~the~~ priority date being the date the ditches from the licensed sources were abandoned.

Ms. DeVeney thinks 78-04087 may have been filed on top of 78-02033 - same land list or at least substantial overlap. I told her the time for untangling these water rights is when the field exam is done, but that she could + should get information regarding the development + changes of the delivery system to the acres in question.

Agreed to send copies of our files 78-04087 & 78-02033, claim form for instream stock + ~~orig~~ copies of original claim files (including maps) A78-10315, A78-10322, A78-02033;

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OCT 22 1998

A78-04087



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

August 16, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

BETTY DEVENEY
WILLIS DEVENEY
BOX 1160
RIGGINS ID 83549

RE: Notice of Claims numbers A78-10315, A78-10322, A78-02033

Dear Ms. and Mr. Deveney:

Enclosed please find claim forms for claim numbers A78-10315 and A78-10322. The ownership of these claims is currently listed as R & S Realty Corp. of Riggins, but I have temporarily changed the ownership of the claims to your names so that you may initial any changes to the claims. You must also add your notarized signature(s) to these claims in order to complete the process of amending the claims. It is assumed that you will include proof of ownership of the parcels in question since the ownership change must be documented before the claims can be amended.

Also enclosed is a profile report for claim number A78-02033. This claim is based on a license for water from Shingle and Papoose Creeks. Please review this claim to determine whether it should be included in the change of ownership process. If the claim is for water use on your property, please add the claim number to the change of ownership form and provide documentation of ownership.

A claim form, with instructions, is included. It appears that a developed spring on the property was overlooked by the original property owners when filing their Snake River Basin Adjudication claims.

This office must receive a response to this letter by September 15, 1994. If no response is received, the claims will remain in the name of R & S Realty Corp., and all legal notices concerning the claim will be sent to that name and address.

Please contact this office for assistance or if you have additional questions.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

Encs: SRBA Claim forms: A78-10315, A78-10322
Profile Report: A78-02033
Dom/Stock claim form w/instr.

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OCT 22 1994

6/9/94

COMMUNICATION DOCUMENTATION

A78-02033
A78-10322

Claim No. A78-10315

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent THOMAS R. C. Date 08/16/1994

Contact Person(s) Betty DeVerney

Nature of Contact Ownership change on B78 claims

Substance of Communication Mrs. DeVerney feels that legal descriptions on claims A78-10315 & A78-10322 are incorrect. Will send claim forms for her amendments & notarized signature. Also sent profile report for A78-02033 which is in name of R & S Realty Corp & shows as overlapping right. She will return claims along w/ ownership info to this office.

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 OCT 22 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

208-628-3462

CECIL D. ANDRUS
GOVERNOR

- Willis & Betty DeVerey
- Box 1160
- Riggins ID 83549

Per call 7/18 - did purchase from R+S Realty. Contacted the dept. at that time - was sent copy of a claim (not one of these #s) & did send in C of O on it. Sending claim copies mentioned below to the DeVerneys.

KEITH HIGGINSON
DIRECTOR

MAILING DATE:

RESPONSE DATE:

RE: NOTICE OF CLAIM NO[S]: A78-10315, A78-10322
Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- R+S Realty Corp
- PO Box 247
- Riggins ID 83549

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

RECEIVED

AUG 02 1994

WATER RESOURCES
WESTERN REGION

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