

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: **A63-21072**
Date Received: 2/16/1990
Receipt No: W009098
Received By: _____

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

1. Name: HENRY M JAMES 208-459-7969
Address: 20165 PEAR LANE
CALDWELL ID 83605
OR
Name: EDNA L JAMES 208-459-7969
Address: 20165 PEAR LANE
CALDWELL ID 83605

2. Date of Priority: OCT 20, 1913

3. Source: SPRINGS Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	15		NE	SE		CANYON

5. Description of diverting works:

SPRINGS FLOW INTO UNNAMED DRAIN TILE, CONTROL BOX, CONCRETE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.160		
STOCKWATER	01/01	12/31	0.020		
AESTHETIC	01/01	12/31	0.010		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER 20 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	15	NE	SE		STOCK	
			NE	SE		IRR	8.0
			NE	SE		AES	
						Section Acres	8.0
						Total Acres	8.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIGATION ON CROPLAND

14. Remarks:
IRRIGATION IS SUPPLEMENTAL TO WILDER IRRIGATION DIST. CANAL.
AESTHETIC USE IS FOR FISH POND.

15. Basis of Claim: BENEFICIAL USE

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 X 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): Henry M. James Date: 7/13/95
Edna L. James Date: 7/13/95

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this day
of July 19 95 Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 2000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HENRY JAMES 208-459-7969
Address: 20165 PEAR LANE
CALDWELL, ID 83605

AND
Name: EDNA JAMES 208-459-7969
Address: 20165 PEAR LANE
CALDWELL, ID 83605

2. Date of Priority: MAY 01, 1935

3. Source: SPRINGS Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	15	NE	SE			CANYON

5. Description of diverting works:
SPRINGS FLOW INTO UNNAMED DRAIN TILE, CONTROL BOX, CONCRETE DITCH

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10. Place of Use:

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03N	04W	15	NE		SE		IRR	8.0
			NE		SE		STOCK	
			NE		SE		AES	
Section Acres								8.0
Total Acres								8.0

11. Place of use in counties: CANYON

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

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WILDER IRRIGATION ON CROPLAND

14. Remarks:
IRRIGATION IS SUPPLEMENTAL TO WILDER IRRIGATION DIST. CANAL.
AESTHETIC USE IS FOR FISH POND.

15. Basis of Claim: BENEFICIAL USE

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(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 _____

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

A63-21072

Date Received

Feb. 16, 1990

Receipt Number

W009098

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Henry EDNA JAMES Phone (208) 459-7969Mailing Address 20165 Pear Lane Zip 836052. Date of Priority (Only one (1) per claim) 5/01/19353. Source of water supply (a) Springs
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 03N Range 04W Section 15,
_____ 1/4 of NE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of CanyonAdditional points of diversion if any: several springs along a drain tile, formerly a drain ditch.

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

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.Springs that flow into an unnamed
drain tile flowing north west and then angle back Southwest to a
control box. ~~the~~ once on the applicants property the flow is south
and also west. Concrete ditch.

MICROFILMED

SEP 03 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount .16 or _____

For STOCKWATER purposes from 1/1 to 12/31 amount .02 or _____

For AESTHETIC purposes from 1/1 to 12/31 amount .01 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .78 .19 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) STOCKWATER - 20 Hd Cattle

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	
03N	04W	15													8				8
03N	04W	15													5/8				

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes X 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.
WILDER IRRIGATION ON CROPLAND or None ()

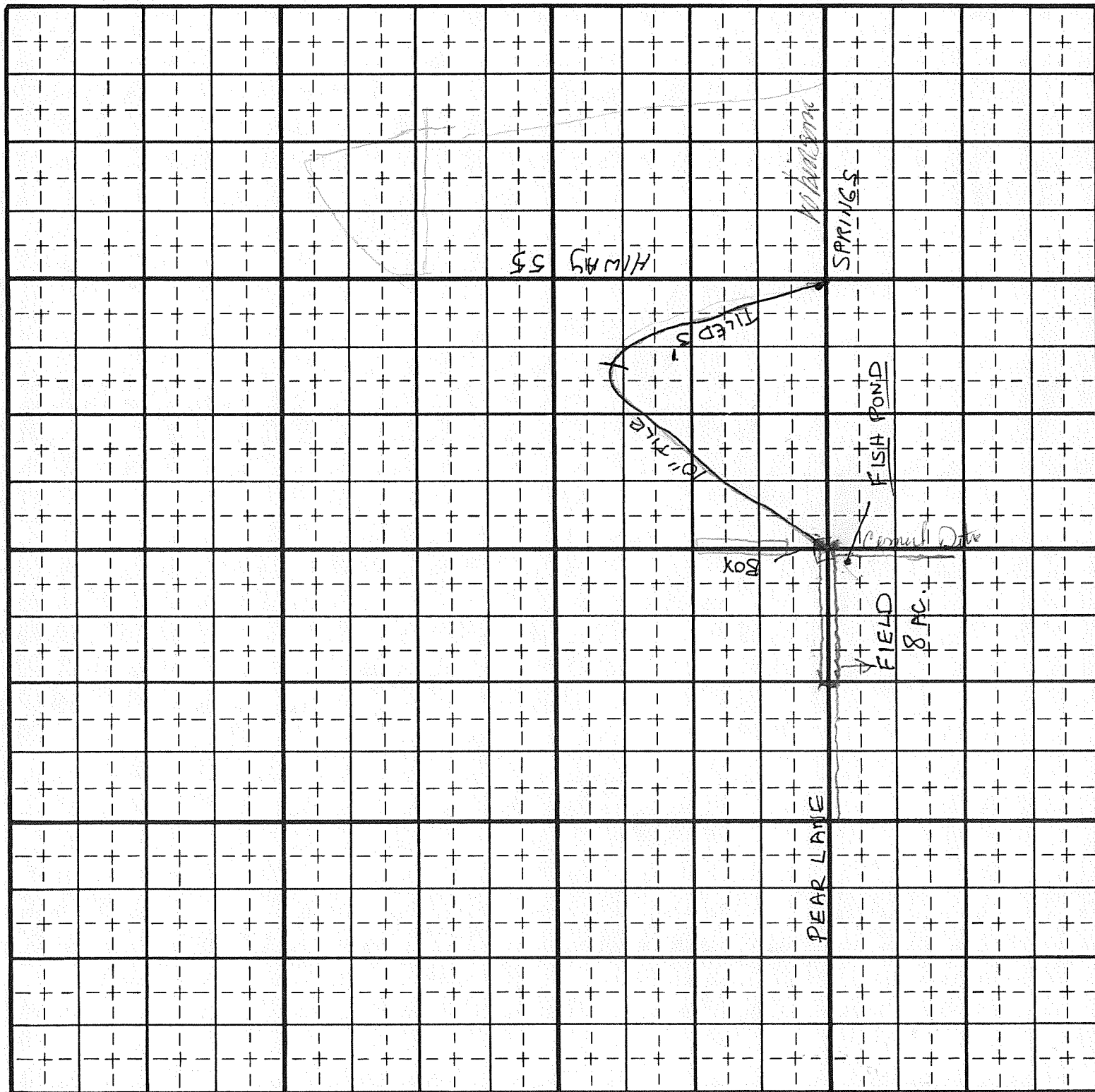
14. Remarks: IRRIGATION IS SUPPLEMENTAL TO WILDER IRRIGATION DIST CANAL.
AESTHETIC USE IS FOR FISH POND.

Last Name _____ Ident No. _____

microfilm
Copies: White - State, Yellow - Claimant
SEP 03 1992

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

Scale: 2 inches equals 1 mile



MICROFILMED

SEP 03 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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 X 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) X Henry M James Date X 2-16-1990

Eduard L James Date 2-16-90

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 16 day of February 19 90

SEAL

Notary Public Tori Harris

Residing at Boise, Idaho

My Commission Expires 12-8-94

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

SEP 03 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

MICROFILMED
 SEP 03 1992

07/05/2006

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

RIGHT NUMBER: 63-21072

NAME AND ADDRESS: EDNA L JAMES
20165 PEAR LN
CALDWELL ID 83605

HENRY M JAMES
20165 PEAR LN
CALDWELL ID 83605

SOURCE: SPRINGS

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.170 CFS

PRIORITY DATE: 03/01/1947

POINT OF DIVERSION:

T03N R04W S15 NENESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	01/01 12/31	0.010 CFS
IRRIGATION	03/01 11/15	0.140 CFS
STOCKWATER	01/01 12/31	0.020 CFS

Aesthetic use is for a fish pond.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R04W S15 NESE 7.10

STOCKWATER Within CANYON County

T03N R04W S15 NESE

AESTHETIC Within CANYON County

T03N R04W S15 NESE

7.1 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Stockwater use is for 20 range cattle.

This right when combined with all other rights shall not exceed 0.02 cfs per acre.

Use of this right is combined with water from Wilder Irrigation District.



Idaho Department of Water Resources

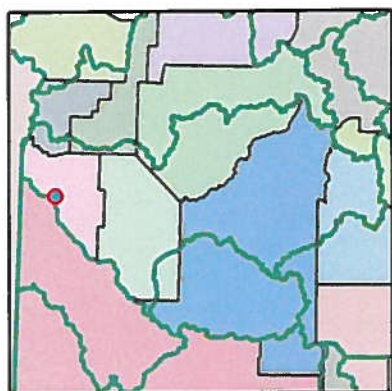
SRBA Recommendation:

63-21072

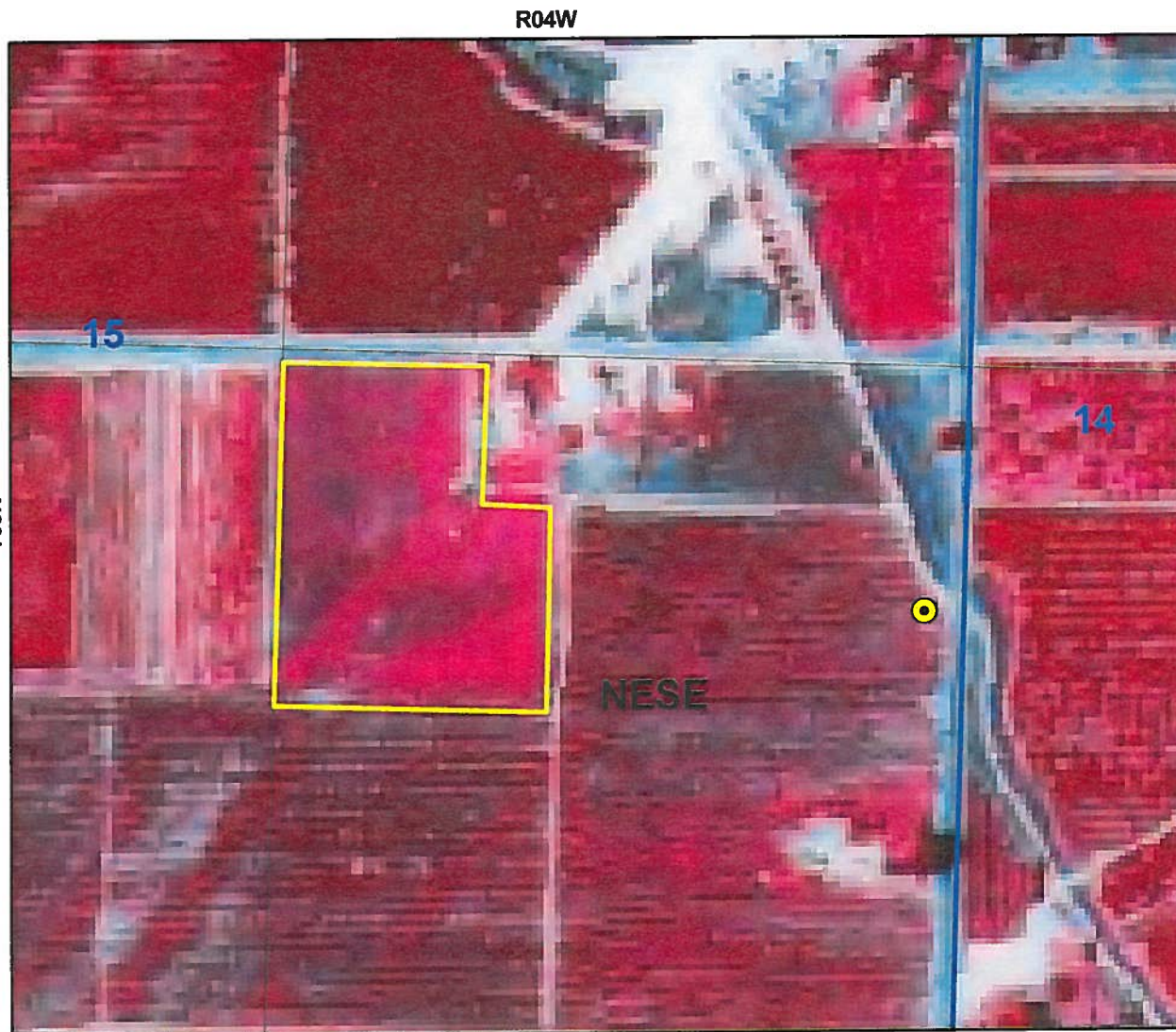
Acres = 7.1

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

Prepared by K. Walker
On Wednesday, July 5, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21072

WATER RIGHT NUMBER: 63-21072

*in office review
w/ field exam
Kay Walker
7/5/2006*

Owner Type Name and Address

Current Owner EDNA L JAMES
20165 PEAR LN
CALDWELL, ID 83605
(208)459-7969

Current Owner HENRY M JAMES
20165 PEAR LN
CALDWELL, ID 83605
(208)459-7969

Priority Date: 10/20/1913

Basis: Beneficial Use

Status: Active

Source

SPRINGS

*3/1/1947 * see memo of 7/5/06*

Rec. Standard Season.

Tributary

Snake River

per topo X54

Beneficial Use

AESTHETIC

IRRIGATION

STOCKWATER

From To

1/01 to 12/31

3/15 to 11/15

1/01 to 12/31

Diversion Rate

0.010 CFS

~~0.160~~ CFS

0.020 CFS

0.190 CFS

Annual Volume

0.14

Total Diversion:

OK - per ment. by Merline & CTY - can divert this amt.

Location of Point(s) of Diversion

SPRINGS

NE1/4SE1/4

Sec. 15, Twp 03N, Rge 04W, B.M.

CANYON County

Place of Use

AESTHETIC

fish pond

GPS location in Sec 14 - SWSW. used location by Cindy's 192 exam

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	04W	15					

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	04W	15					

Total Acres: 8

STOCKWATER

- 20 hd range cattle

*GIS shape -
Claimant only
owns 8.1 ac in total
W59*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21072

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	04W	15	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
															X				

Conditions of Approval:

1. IRRIGATION IS SUPPLEMENTAL TO WILDER IRRIGATION DIST. CANAL.
AESTHETIC USE IS FOR FISH POND.

Remarks:

Comments:

Water Supply Bank:

7-5-2006

Claims review -

① No where in land patents is spring water mentioned -

② Affidavit of John Hall provides evidence of use in 1947 -

③ Affidavit of Vernon Hereman does not substantiate a priority date - only provides evidence of use for 30 years -

Recommend 3-1-1947 priority date unless further documentation is provided. fw

→ Kay Walker
Sr. Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

Field Exam Date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) AB3-21072

Owner: Edna L James Harry James Phone No. 208-890-2975

Current Address: 20165 Pear Ln Caldwell ID 83605

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Edna L James - Kevin James (son)
- ☐ No change Address
- ☒ NEW ADDRESS 10302 Cherry Ln Annand ID 83607
- ☐ How long owned property? _____

Accompanied by: Kevin James / Edna James

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: Oct 20th 1913

(If priority date, based on your exam, seems questionable, explain below.)

Edna has submitted Evidence of Priority

Source: Springs Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

INVERSION AND DELIVERY SYSTEM

Points of Diversion:

DIRK KEMPTHORNE

Governor

KARL J. DREHER

Director

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		NE	SE		15	3N	4W		

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: Wilder Irrigation to Acee Dist.

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

Different Prod

WATER USES

- ☐ No change
- ☐ Different Uses

Use Irrigation From 5/15 To 11/15 Amount .160 CFS AFA
 Use Stockwater From 1/61 To 12/31 Amount .020 CFS AFA
 Use Aesthetic From 1/61 To 12/31 Amount .010 CFS AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount CFS AFA
- ☐ Changes found, the new total is, Amount CFS AFA
- ☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☐ No change
- ☐ Changes Exam found: Domestic # of homes 1 Stock # 20 Head
 Types Pans Additional comments: Edna has sold Pans

But owned 20 head 1987; Plans by my Brother 20 head

PLACE OF USE:

- ☒ No Change
- ☐ Changes shown below:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334 2348

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	4W	15	1/4															1/4	
			1/4															1/4	
			1/4															1/4	3.0 ACRES

Overlap with other water rights: Wildcat Tangle

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

same area

Delivery System Narrative: See Attachment

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
N/A					

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Orange pool



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

1-20-06

FIELD EXAMINER:

Melanie Bishop

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe size as applicable.



State of Idaho

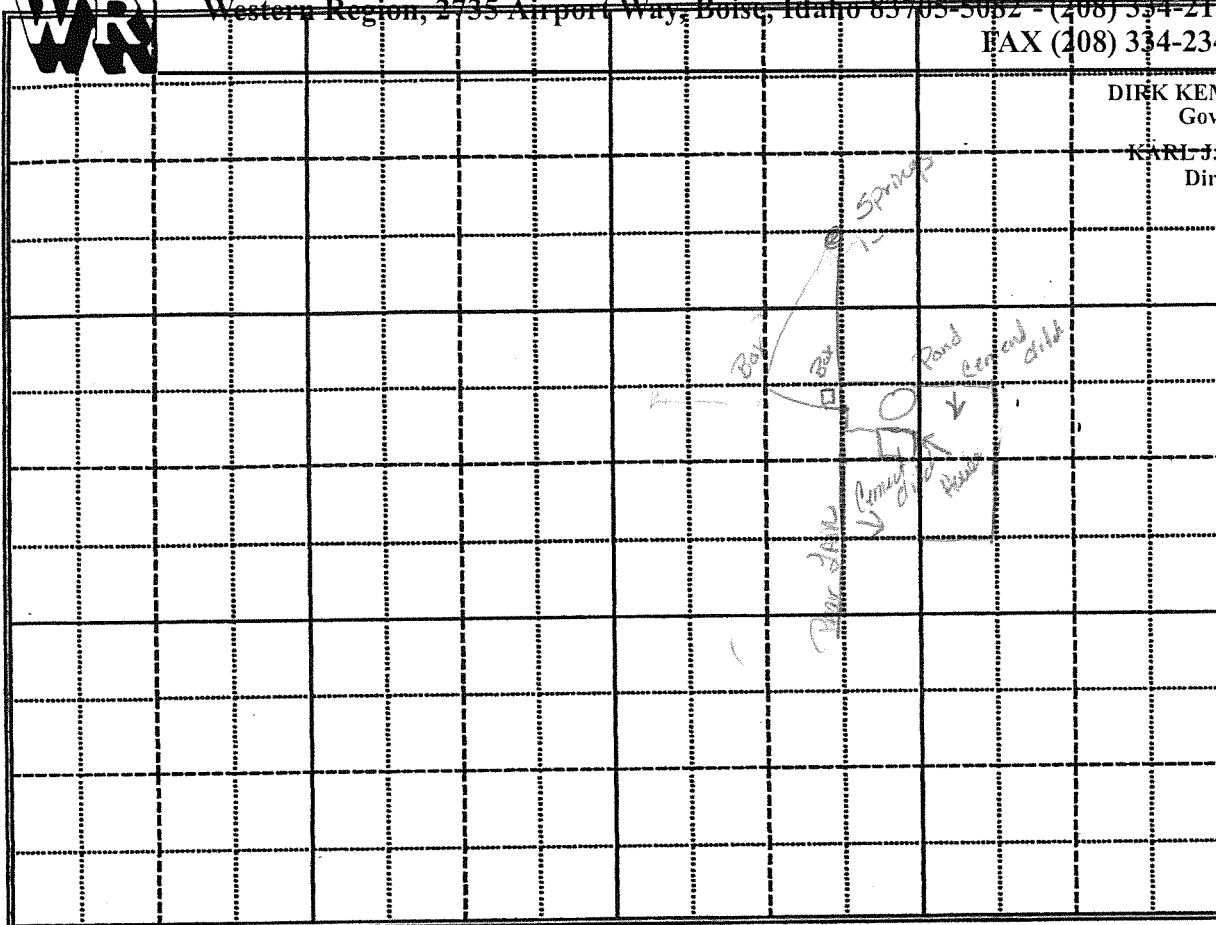
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2100

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A					

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Orange Box method

$$A (L^2) = .2 \quad L = 1.2$$

$$Velocity V (L/T) = 1.33$$

$$Discharge Q (L^3/T) = .2666 \text{ cfs}$$



State of Idaho

DEPARTMENT OF WATER RESOURCES

F. FLDW CALCULATIONS

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

Method:

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$\text{Area } A (L^2) = .2$$

$$\text{Velocity } V (L/T) = 1.33$$

$$\text{Discharge} = Q (L^3/T) = 0.266 \text{ cfs}$$

$$Q = VA$$



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

FIELD EXAM

TELEPHONE CONVERSATION MEMORANDUM

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DATE OF CONVERSATION: 1-20-06

DATE SET FOR EXAM: 1-20-06

NAME OF CONTACT: Kevin James

ADDRESS CHANGE: 10302 Cherry Ln

Nampa ID 83687

PHONE NUMBER: (208) 880-2975

LOCATION/DIRECTIONS: Edna James

20115 Pine Ln

Palmer ID 83605

TYPE OF SYSTEM: Spring for 3 Acres

OTHER NOTES: Edna James is Elderly. Her son is Kevin James (son) handles all business for Edna James. Phone 880-2975. Edna James wants Kevin James to be added to Claim. I gave the James forms to fill out and send in to IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CONVERSATION MEMORANDUM

DATE: 1/20/06

DIR: KEMPTHORNE

KAY DREHER

SUBJECT

Field Exam

WITH

Claim/WR #

63-21072

Agent:

Melaine Bishop

Date:

1-20-06

(See Attachments)

Source of spring unknown Spring

Edna - Kevin James state the spring is 2 mi from Spring

Wild's water rights are also used for a adjacent
Aesthetic pond used for fish

Pond put in around early 1980's

Pond size 16 feet x 14 x 3 deep

Edna and her later husband Henry had 20 head
of cattle. Sold cattle in late 1980's when Henry

passed away Planning on buying cattle back

Wild's water right is used to supplement spring under
Wild's head gate #117.66.6.

Spring flows off Sunny slope (?) m to Robinson's property

to Box GPS - 43354050/116.474044 (See Attachment pict 2) To Control Box

on side of road GPS 43354516/116.474130 (See Attachment pict 2) Then runs

across road to tile ditch that is south and west GPS 43354417-116.474331

(See Attachment pict 3) From pond runs down tile Rock to Cement

ditch that runs south and water 8.0 acres to the west

Flow from the T to the west runs down 24" in Cement

ditch ^{24"} and water flows to the South on property

Kevin isn't sure where spring starts

water Exit place from south west corner of property

to neighbor (?)

A63-21072

Henry M James

Edna L James

Kevin James

1. Source of spring artesian spring on that flows from neighbors
2. 2 inches is taken from spring
3. spring water contributes to Ishim drain
4. 6 acre feet of wilder water rights is diverted from head gate # 117,666
5. aesthetic water right is used for fish pond
6. pond was put in early 1980 date unknown
7. 20 head stock were present in 1987, Edna has sold off cattle since husband has died but is planning on buying back cattle
8. size of pond is 10x14x3
9. The water also is used by other neighbors Mr. James doesn't know who get water past there property.

10. James owned property since 1953

Spring flows from GPS 43354650-116474044(see picture #1) into a 12 inch pipe to a control box Gps 43354516-116474130 see picture #2) in which it is split that runs west and also south to cement ditch that waters part of the 8 acres water irrigates from north to south. Water also flows to 2 inch pipe to fish pond(see picture #3) then runs down tile rock into a 24 inch cement ditch that waters the south property from east to west.

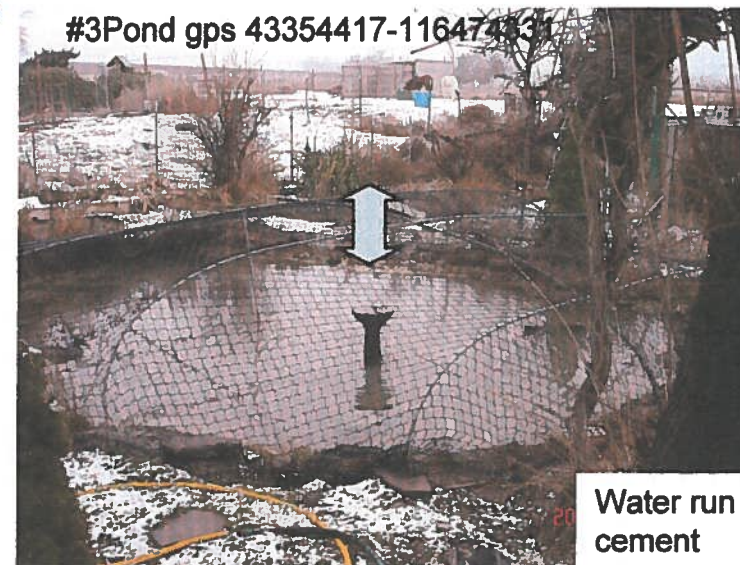
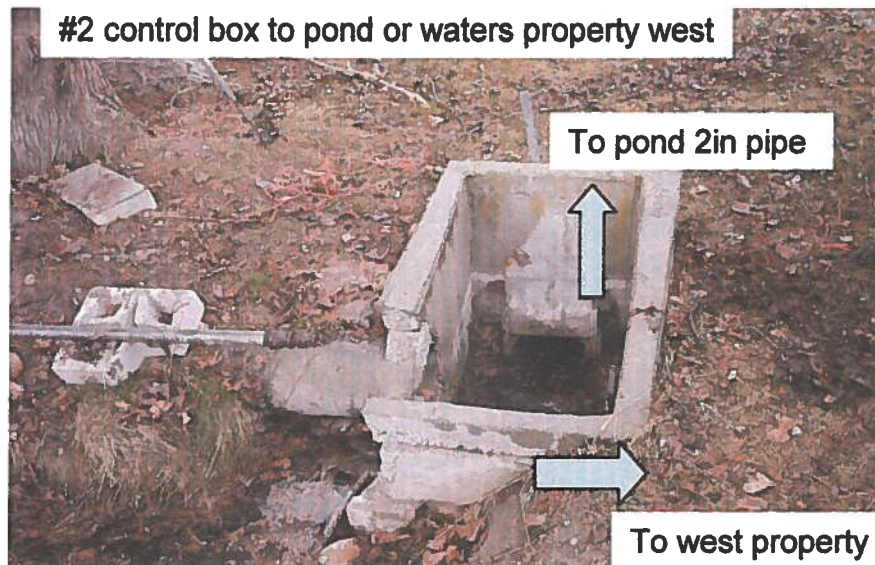
Wilder irrigation rights are also used 6 acre feet diverted from head gate # 117,666 east of property next to the south side of the road.

JMB 10/20/06



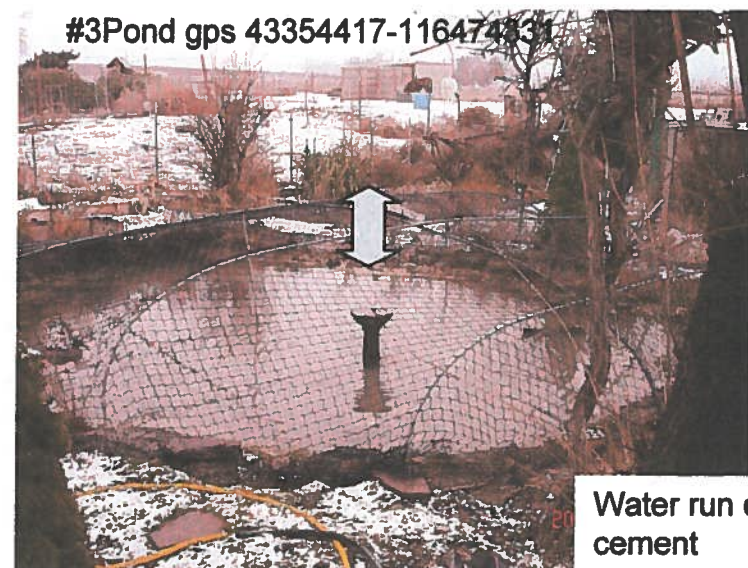
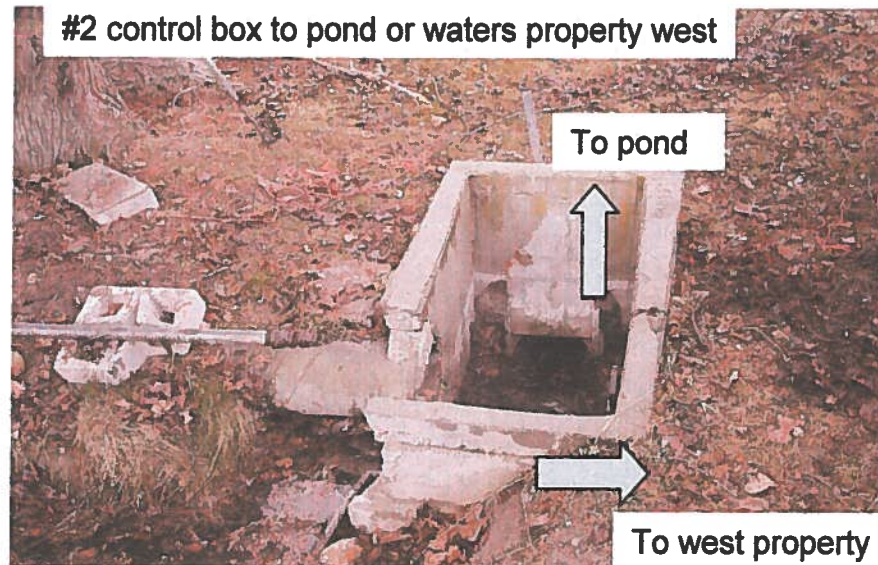
A63-21072 Edna James Kevin James

James 63-21072



Water run out tiles to
cement
Ditch to south

James 63-21072



Water run out tiles to
cement
Ditch to south

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-21072

04/25/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
21072	Claim	03N	04W	15	NE	SE		IRRIGATION	8/8	EDNA L JAMES
10600	Water Right	03N	04W	15	NE	SE		IRRIGATION	5/140	ROBISON FRUIT RANCH INC
21072	Claim	03N	04W	15	NE	SE		STOCKWATER		EDNA L JAMES
21071	Water Right	03N	04W	15	NE	SE		DOMESTIC		EDNA L JAMES
30313	Water Right	03N	04W	15	NE	SE		DOMESTIC		PAMELA JORDON
21072	Claim	03N	04W	15	NE	SE		AESTHETIC		EDNA L JAMES

no OL

REAL PROPERTY INQUIRY

```

+++++
01 6R33395-000- -0 184-00 SCH139+ 01 4,100 6.35
+++++
10 25,300 1.00
JAMES, EDNA L + 19 .82
+ 31 47,500
+ 32 2,000
+
+
20165 PEAR LN +
CALDWELL ID 83607 +
+++++
15-3N-4W SE + TOTAL 78,900 8.17
N 1/2 NESE-W OF DEER FLAT CANAL ++++++
LS TX 1 & 99211 + SURVEY INST 9947908
+ DRAIN DR VALUE APPR BWL
+ CLASS +1 REAP 02 MAN 01 UNIT 1
20165 PEAR LN, CA + PARCEL 6R03N04W157351 H/O N C/B N
+ PRIOR ACCOUNT 5R33395-000- -0
+ 02 MH on Property NO
MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R33395000 0 UNIT 001 TOTAL UNITS 1

SITE 20165 PEAR LN CA SEC/TWN/RNG 15-3N-4W
ASSESSED VALUE 78,900 ACREAGE 8.17
SUB/PARK NAME YEAR/MAKE
CLASS +1 OWNER / OCCUPIED HOUSE CLASS '+1' SPACE LOT BLOCK
+++++
YR BUILT 1940 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1396 EXTERIOR METAL SIDING DECK/PATIO? N
SECOND SQ FT ROOF WOOD SHINGLES POOL? N
BEDS 4 BSMT SQ FT SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

Receipt Details for ID W009098

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/16/1990 1:51:54 PM	2/16/1990	Western	\$75.00	Check
Payer	JAMES, HENRY			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
9551			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	ADJUDICATION FEES	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	21071		\$50.00	Claim
63	21072		\$25.00	Claim

Print Report

\$25.00 Domestic From gw
? this one should be the \$50. claim - acres under irrig. district OR

COMMUNICATION DOCUMENTATION

Claim No. A63-21072

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 Ron Howerton

DATE

July 13, 1995

CUSTOMER

HENREY JAMES AND EDNA

SUBJECT: A63-21072

1. Amended DOP to Oct 20, 1913 by copy of Land Patent shown in file.
2. They will have affidavit notarized signed by John Hall and substitute it for the copy attached in the file.
3. We discussed that due to Dave Tuthill's note dated 4/29/1994 recommending that Cindy Hodges conduct the SRBA exam may have bearing to include her with Kay's investigation for the SRBA field exam.
4. Claimants said that Cindy measured this source and that's how the amount was determined on the claim.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

A63-21072
HENRY JAMES
EDNA JAMES
20165 PEAR LANE
CALDWELL

ID 83605

Re: Claim No(s). A63-21072

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures

CONVERSATION MEMORANDUM

DATE 4/29/1994

FILE James A63-21012

NAME OF PARTY Mr & Mrs James

EMPLOYEE D. Tumil

RE: _____

System has diverted $\approx$ 1 m.i. for the past 30+ years
The James's would like to ~~re~~ expand to the historic $\approx$ 8 m.i.
Water has been preempted by Wilder Irr Dist.

I advised them that due to the historic use of only
1 m.i. for the past 30 years, our adj. recommendation
will likely be limited to this amount.

Cindy Hodges conducted an assistance exam in '92.

Recommend that Cindy also conduct the SRBA exam,
for consistency purposes.

Dr

MICROFILMED

JUL 27 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

March 26, 1993

Kenneth Henley
Project Manager, Boise Project Board of Control
214 Broadway
Boise, ID 83702

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

COPY SENT
TO JAMES FOR INFO.

RE: Water Deliveries from Isham Drain

Dear Ken:

In response to your telephonic inquiry yesterday morning, this letter briefly states the Department position regarding deliveries of water from the Isham Drain, which flows through Sections 16, 17 and 21, Twp. 3N, Rge. 4W, B.M., and is tributary to the Snake River.

The Department position regarding distribution of water from any springs and drains which are created by irrigation flows and which arise within the boundaries of an irrigation district but which flow out of the district is that to the extent that water is delivered, charged and accounted by the district to lands within the district boundaries, the priority date of district diversions is the date when the district was created.

Water uses from springs and drains that existed prior to the creation of the district can be recorded under separate water rights with this Department, and can be delivered as senior to irrigation district water rights.

Water uses from springs and drains that were established after the creation of the district can be recorded under separate water rights with this Department, but are delivered as junior to irrigation district water rights.

The irrigation district is treated by the Department as a large landowner, in that at any time the district can begin to utilize water from a spring created by irrigation flows or a drain located within its boundaries, for use on land within the district boundaries, without the need for a new water right filing. This is similar to the situation whereby an irrigator decides to pump back irrigation runoff flows onto the same irrigated land. In such a case an additional water right filing is not required for the pump-back system.

MICROFILMED

JUL 27 1994

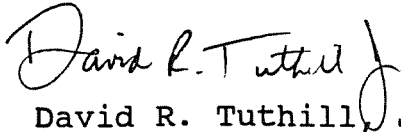
Water Deliveries from Isham Drain
March 26, 1993

To the extent that the irrigation district assumes control of the springs created by irrigation flows or drain water within its boundaries, the district water rights are deemed senior to other water rights which were initiated after the establishment of the irrigation district. However, water which is not controlled by the district, which is either within the district or has left the boundaries of the district, is subject to appropriation as public water. For such water the state appropriation system applies and water rights are required for diversions and beneficial use.

The water rights presently on record for the Isham Drain are shown on the enclosed abstracts. Attachment A includes filings made prior to the Snake River Basin Adjudication (SRBA). Attachment B includes claims made under the SRBA. These attachments are preliminary, and will likely be modified when the SRBA review is extended to the Boise River basin in a couple of years.

This letter is intended to briefly state our position in this matter. However, I recognize that delivery on the Isham drain is complex, and I remain willing to meet with you and any other parties in reviewing the application of our water right considerations to water delivery from this drain.

Sincerely,



David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

Enclosures: Attachments A and B

MICROFILMED

JUL 27 1994

11/3/92

CJY

POOR ORIGINAL

Henry James 1500

Owned since 53

Re-const. of drain 62-63

(Jones) Ditchrider for wleder

chose to use ~~the~~ spring instead of
wleder water

In off season ^(or when Helwold was not using), can all Spring flow
come back to James as before?

About same time ditch was closed,
water was diverted down to Jones,
bypassing James -

James tried to protest at the time
wleder allotment = 3.75 AFF

on 6.19 ACRES

Some leaks in pipe ~ 1 gm
bucket $\rightarrow$ $3\frac{1}{2}$ gpm)
flow through $1\frac{1}{2}$ " pipe to James ~ .01 CFS
(in good years, can as much as ~ 20")

At Helwold - Orange peel method:

$$1' \times .1' \times 2.5 \text{ ft/sec} = .25 \text{ CFS (12.5")}$$

MICROFILMED

JUL 27 1994

~~CONVERSATION MEMORANDUM~~

DATE _____

FILE _____

NAME OF PARTY Henry / Edna James

EMPLOYEE _____

Notes :

RE: Since change is 30 years old, hard to
make a case for any more flow than you've
been getting. Flows claimed by Wilder in 60's were claimed
Dept. jurisdiction is only on those flows ^{validly}
above & beyond flows delivered by Wilder.
Any system modification must be cleared
w/ Wilder Irrigation

~~used prior~~

MICROFILMED

JUL 27 1994

[illegible]

Call Tues
AM

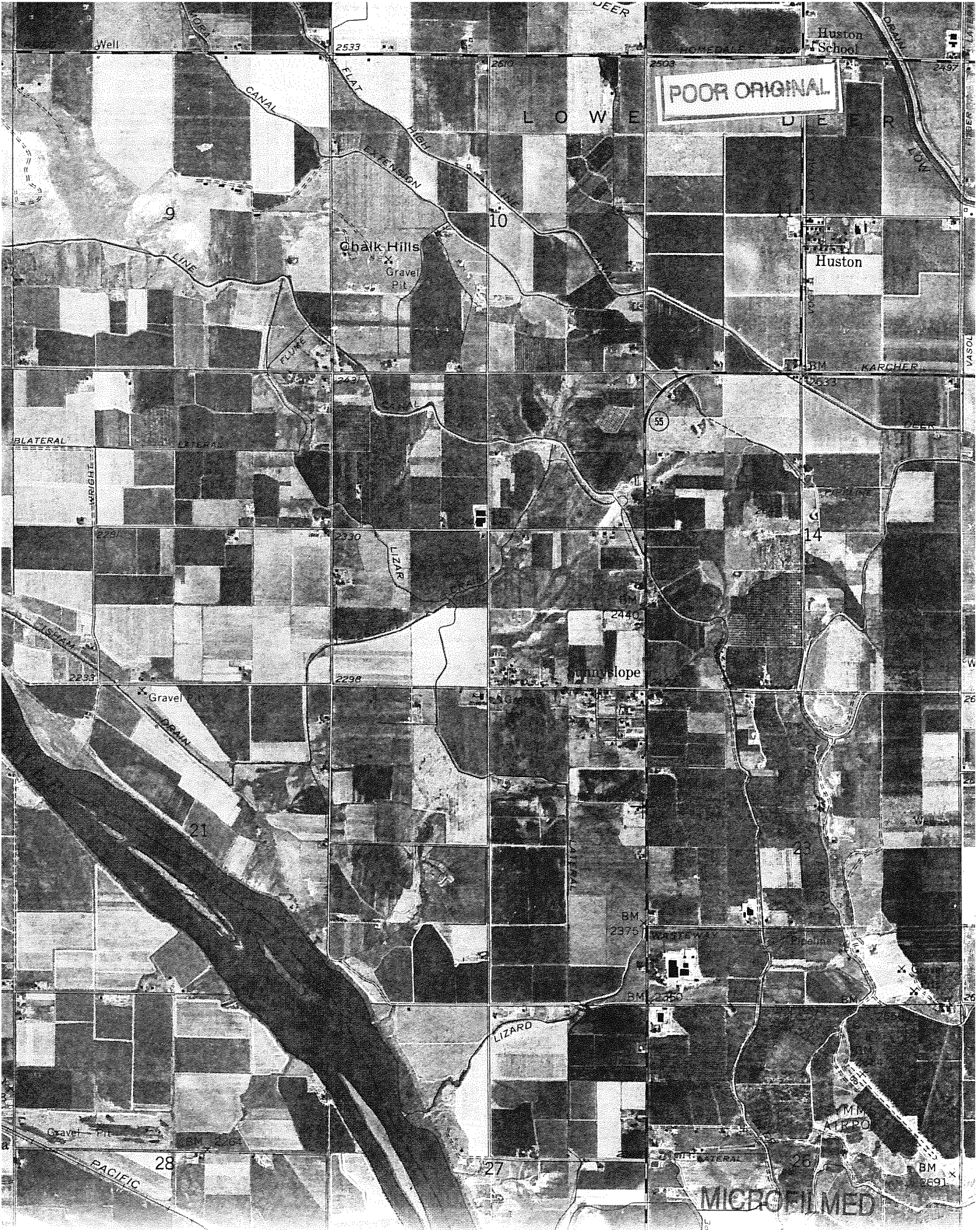
Check w/ Dave &
Wildee I.D. about
why change was
made & can it
be changed back?

Call Tues
AM

Check w/ Dave &
Wildee I.D. about
why change was
made & can it
be changed back?

MICROFILMED

JUL 27 1994



POOR ORIGINAL

MICROFILMED

JUL 27 1994

RECEIVED
OCT 21 1992

Department of Water Resources
Western Regional Office

October 21, 1992

David R Tuthill, Jr. *DR*
IDWR-Western Region
2735 Airport Way
Boise ED 83705

Dear Mr. Tuthill:

We have an irrigation and stockwater use from a small spring near Sunnyslope (A63-21072). In the early 1960's, the natural drainage of the spring was modified by Wilder Irrigation so that the spring left our property and was then piped back. Recently, we have been concerned that an illegal use is being made of this spring water before it returns to our property for our use.

Robison Fruit Ranch, located just North of us, uses water from the spring to fill spray tanks during the growing season. Your staff have searched and cannot find a water right from this spring for Robison Ranch. We would like to return the drain to its original course. Can you please investigate the situation for us?

Thank you for your help.

Sincerely,

Henry and Edna James

Henry and Edna James
20165 Pear Ln
Caldwell, ID 83605
459-7969

MICROFILMED

JUL 27 1994

to whom it may concern
Mrs James has had the use of that little spring
water for irrigation of her little place for 30 years
that I know of and she is the first place that can
use it there isn't enough to drag a ton with but
they feed it for stock water.

MICROFILMED
SEP 03 1992

Vernon Harman
Retired board member
Board of control

I John Hall, brother-in-law to the late Joe J Goodson, who with his father-in-law, J J Doe, first used spring waters, originating along a drain ditch running parallel with the low line canal, in a north east line approximately 330 feet south of the S.E. corner of sec. 15, T3N, R4W. 8M. These springs ran into a open drain ditch. The northeast flow crossed under the road and continued northwest approx 300 feet, then ran into a open ditch along with other springs, then south west back down a natural draw, crossing the road again and continuing on south west. Sometime in 1947 Joe Goodson built a cement box and ditcher to direct water for use in irrigating the lower part of approx 20 acres. I know this has been used for stock and irrigating continuously to this date. This part of property was sold to Henry James in 1953 and is at this time used mostly for livestock water.

MICROFILMED

SEP 03 1992

John J Hall
15736 Frost Rd.
Caldwell Idaho.

60015

U.S.

-TO-

Mary K. Converse.

Patent

Dated, Oct 20, 1913

Rec May 15, 1914, 10-15 AM

Book 6 Pat Page 123

The Farm Unit "F", according to the Farm Unit Plat, or the $\frac{N}{2}$ of the $SE\frac{1}{4}$ of Sec 15, Twp 3 NR 4 WBM, Idaho, containing 80 acres. (Same form as #88332) Ecise Rec project. (S)

60016

Mary K. Converse, unmarried,

-TO-

John S. Meyer.

WD

Dated, June 15, 1913

Rec May 15, 1914, 10-16 AM

Book 6 Deeds, page 207

Con \$1.00 and other val. cons.

The $\frac{N}{2}$ of the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$; and the $\frac{N}{2}$ of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Sec 15, Twp 3 NR 4 WBM containing 40 acres more or less.

Ack. June 13, 1913, before A. I. Myers, U.P., C.C.I (3)

SEP 03 1967

MICROFILMED

208099 ✓

Mary Meyer Beale, Administratrix
with will annexed of the estate of
John S. Meyer, deceased,

To
J.B. Wright, Junius Wright and
Jennie M. Wright,

Signed: Mary Meyer Beale, Administratrix with will annexed of the estate of John S. Meyer

ADMINISTRATRIX'S DEED

Dated January 12, 1935

Recorded January 12, 1935, 12:10 P.M.

Book 124 Deeds page 496

Cons. \$5,000.00

\$5.00 I.R.S.

Acknowledged State of Idaho, County of Canyon on January 12, 1935 by Mary Meyer Beale known to be person whose name is subscribed to within instrument as Administratrix with will annexed of the estate of John S. Meyer, deceased, and acknowledged that she as such administratrix with the will annexed executed the same before Cleve Groome, Notary Public for Idaho, residing at Caldwell, Idaho (Seal)

WHEREAS The said party of the first part on the 27th day of December, 1934, sold the real property hereinafter described to the said parties of the second part, in compliance with the laws of the State of Idaho, and the rules and orders of the Probate Court of Canyon County, Idaho, subject to an order of confirmation of said sale by said Probate Court, for the sum of \$5,000.00 and

WHEREAS, the said Probate Court of Canyon County, Idaho, on the 29th day of December 1934, made and entered an order in the matter of the estate of John S. Meyer, deceased in said Court, approving the report of said administratrix, and confirming the said sale of said property; and authorizing and directing a conveyance to be executed by the delivery of this deed to the said second parties; and

WHEREAS, a certified copy of said order of confirmation is being recorded in the office of the County Recorder of said Canyon County, State of Idaho, this 12th day of January, 1935, in Book 7 of Probate Records at page ___ of said records and the original of said order is being recorded in Book 7 of the records of the Probate Court of the said County of Canyon, State of Idaho, at page ___ which order, together with the record thereof above mentioned, are hereby referred to and made a part of this indenture.

NOW THEREFORE, the said Mary Meyer Beale, Administratrix of the estate of John S. Meyer, deceased, the party of the first part, pursuant to the order and authority above mentioned, for and in consideration of the sum of \$5000.00 lawful money of the US of A. to her in hand paid by the said parties of the second part, the receipt whereof, is hereby acknowledged has granted, bargained, sold and conveyed and by these presents does grant, bargain, sell and convey unto the said party of the second part their heirs and administrators and assigns, forever, all the right, title, interest and estate of the said John S. Meyer deceased, at the time of his death, and also all the right, title interest the said estate by operation of law, or otherwise may have acquired in addition to that of the said decedent at the time of his death, in and to that certain real property, situate in the County of Canyon, State of Idaho and particularly described, as follows, to wit:

SEP 13 1937

MICROFILMED

228955 ✓

J.B.Wright, a widower

-TO-

Junius Wright and Jennie M.Wright, h & w

W.D.

Dated Jany. 25, 1935

Rec. Sept. 29, 1937. 4:15 P.M

Book 131 D. Page 346

Cons. \$10.00

Signed: J.B.Wright

Ack. Multnomah Co. Oregon, Feb. 25, 1935 by J.B.Wright, a widower before W.C. Justice N.P. for the State of Oregon, Residing at Portland, Ore. (SEAL) Com. expires Aug. 9, 1936.

G.B.S.C. & Confirm all of the following described R.E. situated in C.C.S. of I. to-wit:

The N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Sec. 15 in T 3 N.R. 4 W.B.M. in C.C.S. of I. comprising approximately 40 acres of land more or less, and all water, water rights, ditches and rights of way for ditches used upon or in connection with said premises.

SEP 23 1937

MICROFILMED

CLARA A.KIMPLE, administratrix with will annexed
of the estate of Jennie M.Wright, deceased

Jesse J.Loe and J.J.Goodson

Deed of Administratrix with
Will Annexed

Dated, June 20, 1947

Rec. June 28, 1947. 9:38 A.M.

Book 177 B. Page 78

Cons. \$1990.62 \$3.30 IRSC.

of the estate of Jennie M.Wright

Signed: Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased

Ack. C.C.I. June 20, 1947 by CLARA A.KIMPLE, administratrix with will annexed of the estate of Jennie M.Wright, deceased, known to me to be the person whose name is subscribed to the within instrument as administratrix with will annexed of the estate of Jennie M.Wright, deceased, and ack. to me that she executed the same as such administratrix with will annexed of the estate of Jennie M.Wright, deceased before Cleve Groome N.P. for I. Residence: Caldwell, I. (S)

WITNESSETH: That whereas on November 1, 1939, the said decedent, Jennie M.Wright, during her lifetime made and entered into a contract with the parties of the 2nd part for the sale and purchase of the R.E. hereinafter described, and whereas on the 10 day of July 1946, the Judge of the Probate Court of C.C.I., made and entered his order authorizing and directing the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased, to make, execute and deliver to the said parties of the 2nd part a deed to the said R.E. in conformity of the said contract upon the receipt of the balance of the purchase price of said R.E. according to the terms and conditions of the said contract, a copy of which said order of sale is now on file and of record in the office of the Probate Court in C.C.I. and a certified copy of which has been recorded in the office of the Recorder of C.C.I. and which order is hereby referred to and made a part of this instrument, and whereas the said order was so made pursuant to a petition by the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased, for authority to convey the said R.E. in conformity with the said contract, and that due and legal notice of the time and place of the hearing of said petition was given prior to the making and entry of said order directing the conveyance to be made.

NOW therefore the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased, as aforesaid, the party of the 1st part herein, and pursuant to said order aforesaid, of the Probate Court of C.C.I. and in consideration of the sum of \$1990.62 being the balance due on said contract, to her in hand paid by the said parties of the 2nd part, receipt whereof is hereby acknowledged, ... does grant, bargain, sell and convey unto the said parties of the 2nd part, their heirs and assigns forever, all the R.T. int. and estate of the said Jennie M.Wright, deceased, at the time of her death and also all the right, title and int. of her said estate which has been acquired by operation of law or otherwise, and which the said estate may have in and to the said property other than in addition to that the said deceased may have had in the said land and R.E. at the time of her death, and to all of the said lots or pieces or parcels of land situate in C.C.I. and specifically bounded and described as follows to-wit:

The N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 15 in T 3 N.R. 4 WBM comprising approximately 39 acres of land more or less, together with all water, water rights ditches and rights of way for ditches used upon or in connection with said premises, excepting

SEP 03 1992

MICROFILMED

325948 ✓
CLARA A.KIMPLE, administratrix with will annexed
of the estate of Jennie M.Wright, deceased

-TO-

Jesse J.Loe and J.J.Goodson

Deed of Administratrix with
Will Annexed

Dated, June 20, 1947

Rec. June 28, 1947 9:38 A.M.

Book 177 B. Page 78

Cons. \$1990.62 \$3.30 IRSC.

Signed: Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright deceased

Ack. C.C.I. June 20, 1947 by CLARA A.KIMPLE, administratrix with will annexed of the estate of Jennie M.Wright, deceased, known to me to be the person whose name is subscribed to the within instrument as administratrix with will annexed of the estate of Jennie M.Wright, deceased, and ack. to me that she executed the same as such administratrix with will annexed of the estate of Jennie M.Wright, deceased before Cleve Groome N.P. for I. Residence: Caldwell, I. (S)

WITNESSETH: That whereas on November 1, 1939, the said decedent, Jennie M.Wright, during her lifetime made and entered into a contract with the parties of the 2nd part for the sale and purchase of the R.E. hereinafter described, and whereas on the 10 day of July 1946, the Judge of the Probate Court of C.C.I., made and entered his order authorizing and directing the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased; to make, execute and deliver to the said parties of the 2nd part a deed to the said R.E. in conformity of the said contract upon the receipt of the balance of the purchase price of said RE according to the terms and conditions of the said contract, a copy of which said order of sale is now on file and of record in the office of the Probate Court in C.C.I. and a certified copy of which has been recorded in the office of the Recorder of C.C.I. and which order is hereby referred to and made a part of this instrument, and whereas the said order was so made pursuant to a petition by the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased, for authority to convey the said R.E. in conformity with the said contract, and that due and legal notice of the time and place of the hearing of said petition was given prior to the making and entry of said order directing the conveyance to be made.

NOW therefore the said Clara A.Kimple, administratrix with will annexed of the estate of Jennie M.Wright, deceased, as aforesaid, the party of the 1st part herein, and pursuant to said order aforesaid, of the Probate Court of C.C.I. and in consideration of the sum of \$1990.62 being the balance due on said contract, to her in hand paid by the said parties of the 2nd part, receipt whereof is hereby acknowledged, ..does grant, bargain, sell and convey unto the said parties of the 2nd part, their heirs and assigns forever, all the R.T. int. and estate of the said Jennie M.Wright, deceased, at the time of her death and also all the right, title and int of her said estate which has been acquired by operation of law or otherwise, and which the said estate may have in and to the said property other than in addition to that the said deceased may have had in the said land and R.E. at the time of her death, and to all of the said lots pieces or parcels of land situate in C.C.I. and specifically bounded and described as follows to-wit:

The N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{2}$ of Sec. 15 in T 3 N.R. 4 WBM comprising approximately 39 acres of land more or less, together with all water, water rights ditches and rights of way for ditches used upon or in connection with said premises, excepting therefrom however, a tract of land in the NW $\frac{1}{4}$ of the SE $\frac{1}{2}$ of Sec. 15 in T 3 N.R. 4 WBM

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276 The N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$; N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, of Sec. 15 T. 3 N. R. 4 W. B. M., comprising approximately 39 acres of land, more or less, EXCEPTING, THEREFROM however, a tract in the NE corner comprising approximately 1 acre, more or less, lying North and East of what is known as the Deer Flat Low Line Canal;

Together with all water, water rights, ditches and rights of way for ditches, used thereon or in connection therewith.

JESSE G. LOE, same person acquiring
title herein as JESSE J. LOE, and
GRACE M. LOE, h & w
-TO-

325950 ✓

J. J. GOODSON, same person acquiring title
herein as JOE J. GOODSON, and VADA GOODSON, h & w

W. D.

Dated, June 20, 1947

Rec. June 28, 1947. 9:42 A.M.

Book 170 D. Page 607

Cons. \$10. and other G&VC

\$.55 I. R. S. C.

Signed: Jesse G. Loe, Grace M. Loe.

Ack. C. C. I. June 27, 1947 by Jesse G. Loe and Grace M. Loe h & w before A. G. Luedeman N. P. for the S. of I. Res. at Caldwell, I. (S)

The N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 15 T. 3 N. R. 4 W. B. M.; excepting therefrom, however, a tract of land in the NE corner comprising approximately one acre more or less, lying N and E of what is known as Deer Flat Low Line Canal.

Together with all water, water rights, ditches and canals, used in and about the irrigation and drainage of the said land and appurtenant thereto.

It is understood and agreed that the above named Jesse G. Loe is sometimes known as Jesse J. Loe, and that Jesse G. Loe and Jesse J. Loe is one and the same person, that he and Grace M. Loe were h & w at the time they acquired an interest in said R. E. and have remained h & w at all times they have had any int. in said R. E.

That the above named J. J. Goodson is sometimes known as Joe J. Goodson, and that J. J. Goodson and Joe J. Goodson is one and the same person, and that Vada Goodson is his wife and that they were h & w at the time they acquired an interest in the above described R. E. and have remained h & w at all times since said date.

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JOE GOODSON

-TO-

VADA GOODSON

B& S Deed

Dated, May 13, 1953

Rec. June 27th, 1953. 9:32 AM

Book 223 D. Page 359.

Cons. \$10.00

Signed: Joe Goodson

Ack. Ada Co. I. May 13, 1953 by JOE GOODSON before James W. Blaike N.P. for the S of I. Residing at Boise, I. (S)

The N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying westerly of the Deer Flat Canal, together with all water, water rights, ditch and ditch rights and appurtenances thereunto belonging.

This conveyance is given pursuant to that certain property settlement dated May 13, 1953, executed by and between the parties hereto.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the said party of the second part and to her heirs and assigns forever. as her sole and separate property.

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MAY L. JACKSON, and Vada Jackson, h and w
LEROY C. NORLIN and WANDA L. NORLIN, h and w
-TC-
WILLIAM BLAISE AND WILHEMINA BLAISE, h and w

B&S DEED

Dated, April 4, 1957

Rec. May 10, 1957 . 4:40 PM

Book 250 D. Page 208 .

Con. \$1. and NO More

Signed: May L. Jackson, Vada Jackson, Leroy C. Norlin, Wanda L. Norlin

Ack. Alameda Co. California, April 9, 1957 personally appeared Vada Jackson before C.A. Thomson N.P. in and for the County of Alameda, S of California. (S)

Ack. Ada Co. I. April 17, 1957 personally appeared MAY L. JACKSON before Frank W. Martin N.P. for the S of I. Residing at Boise, I. (S)

Ack. CCl. May 7, 1957, personally appeared LEROY C. NORLIN and WANDA L. NORLIN, h and w before L.L. Hyslop N.P. for the S of I. Residing at Nampa, I. (S)

ALL of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 15 T 3 NR 4 WBM, EXCEPTING THEREFROM Beg. at the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Sec. 15, th W along the N bdry line thereof, a distance of 780 feet; th S 268 ft; th E on a line par. with said N bdry line to a point in the E bdry line of the r of w of the Deer Flat Low Line Canal; th SE $\frac{1}{4}$ along said E $\frac{1}{4}$ bdry line to a point in the E bdry line of the said NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ th N 400 ft to the point of beg.;

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WILLIAM BLAISE AND WILHEMINA BLAISE, husband and wife,
(Wilhemina Blaise is the same person as Wilhelmina Blaise).

TO

HENRY M. JAMES AND EDNA L. JAMES, husband and wife

WD.

Dated, May 3, 1957.

Rec. July 22, 1964. 8:56 AM.

Book 272 Deeds, Page 284.

Con. \$10.00 & ovcs.

IRSC. \$66.60.

Signed: William Blaise, Wilhemina (X) her mark) Blaise. two witnesses to mark.

Ack. CCI., May 4, 1957 personally appeared William Blaise and Wilhemina Blaise same person as Wilhelmina Blaise) before Milo Axelsen, Notary Public for the State of Idaho, Residing at Nampa, Idaho. (SEAL).

All of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec 15, Twp 3 N., R 4 WBM., EXCEPTING THEREFROM, BEG at the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Sec 15, th W along the N bdry line thereof, a distance of 780 feet; th S 268 feet; th E on a line par with said N bdry line to a pt in the E bdry line of the right-of-way of the Deer Flat Low Line Canal; th SErly along said Erly bdry line to a pt in the E bdry line of the said NE $\frac{1}{4}$ of the SE $\frac{1}{4}$; the N 400 feet to the pt of beg.

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direction and par. to 14th Avenue South, a distance of 43 feet; th at r/a in a SErly dir. and p to 8th Street South, a distance of 140 feet; th at r/a in a SWrly direction and par. to 14th Avenue South, a distance of 43 feet to the point of beg.

was acquired during the coverture of the said Wilhelmina Blaise and William Blaise, and was the community property of the said Wilhelmina Blaise and William Blaise at the time of the death of the said Wilhelmina Blaise on the 21st day of May, 1957, and that the said William Blaise succeeded to all the right, title and int. in and to said property.

IT IS FURTHER ADJUDGED AND DECREED, That the said Wilhelmina Blaise was sometimes known as Willhenna Blaise, and that Wilhelmina Blaise and Willhenna Blaise are one and the same person.

IT IS FURTHER ADJUDGED and DECREED, That there are no inheritance or transfer taxes due hercin; and,

IT IS FURTHER ORDERED, That a certified copy of this decree be recorded in the Office of the County Recorder of CC S of I.

Done in open Court at Caldwell, CC S of I, this 3rd day of November, 1958.

Signed: B.N. Riordan, Probate Judge (SEAL)

Certif as to copy dated Nov. 3, 1958 B.N. Riordan, Probate Judge and Ex-Officio Clerk of the Probate Court of CC1. (S)

SEP 6 1962

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