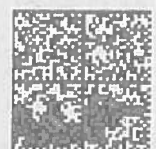


Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098



ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
\$00.630
02 1A
000431 0839 JAN 11 2006
MAILED FROM ZIP CODE 83702

77-4093

Cover in House

RECEIVED
JAN 8 2006
DEPARTMENT OF
WATER RESOURCES

JAMES C. WEAVER
PO BOX 1378
MC



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 27, 2006

George & Joy Nourse
15702 Riverside Rd.
Caldwell, ID 83605

RE: 77-4093

Dear Mr. & Mrs. Nourse:

We have processed your change of water right ownership form. Enclosed is a copy of our recommendation, which will be submitted to the court shortly. If there are any mistakes please let us know as soon as possible.

Sincerely,

Kenneth Knoblock
Water Resources Agent

02/27/2006

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

RIGHT NUMBER: 77-4093

NAME AND ADDRESS: JOY NOURSE
15702 RIVERSIDE RD.
CALDWELL ID 83607

GEORGE NOURSE
15702 RIVERSIDE
CALDWELL ID 83605

SOURCE: PONY CREEK

TRIBUTARY: SOUTH FORK SALMON RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 01/01/1915

POINT OF DIVERSION:

T21N R07E S2 SENWSW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.070 CFS 8.00 AFY

PLACE OF USE: IRRIGATION Within VALLEY County

T21N R07E S02 Lot 5 SWNE	0.60	T21N R07E S02 Lot 5 SENW	1.20
T21N R07E S02	NESW 1.20	T21N R07E S02 Lot 8 NWSE	0.70

3.7 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

08/25/2005

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

RIGHT NUMBER: 77-4093

NAME AND ADDRESS: JAMES C WEAVER
PO BOX 1318
MC CALL ID 83638

SOURCE: PONY CREEK

TRIBUTARY: SOUTH FORK SALMON RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 01/01/1915

POINT OF DIVERSION:

T21N R07E S2 SENWSW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.070 CFS 8.00 AFY

PLACE OF USE: IRRIGATION Within VALLEY County

T21N R07E S02 Lot 5 SWNE	0.6	T21N R07E S02 Lot 5 SENW	1.2
T21N R07E S02	NESW 1.2	T21N R07E S02 Lot 8 NWSE	0.7

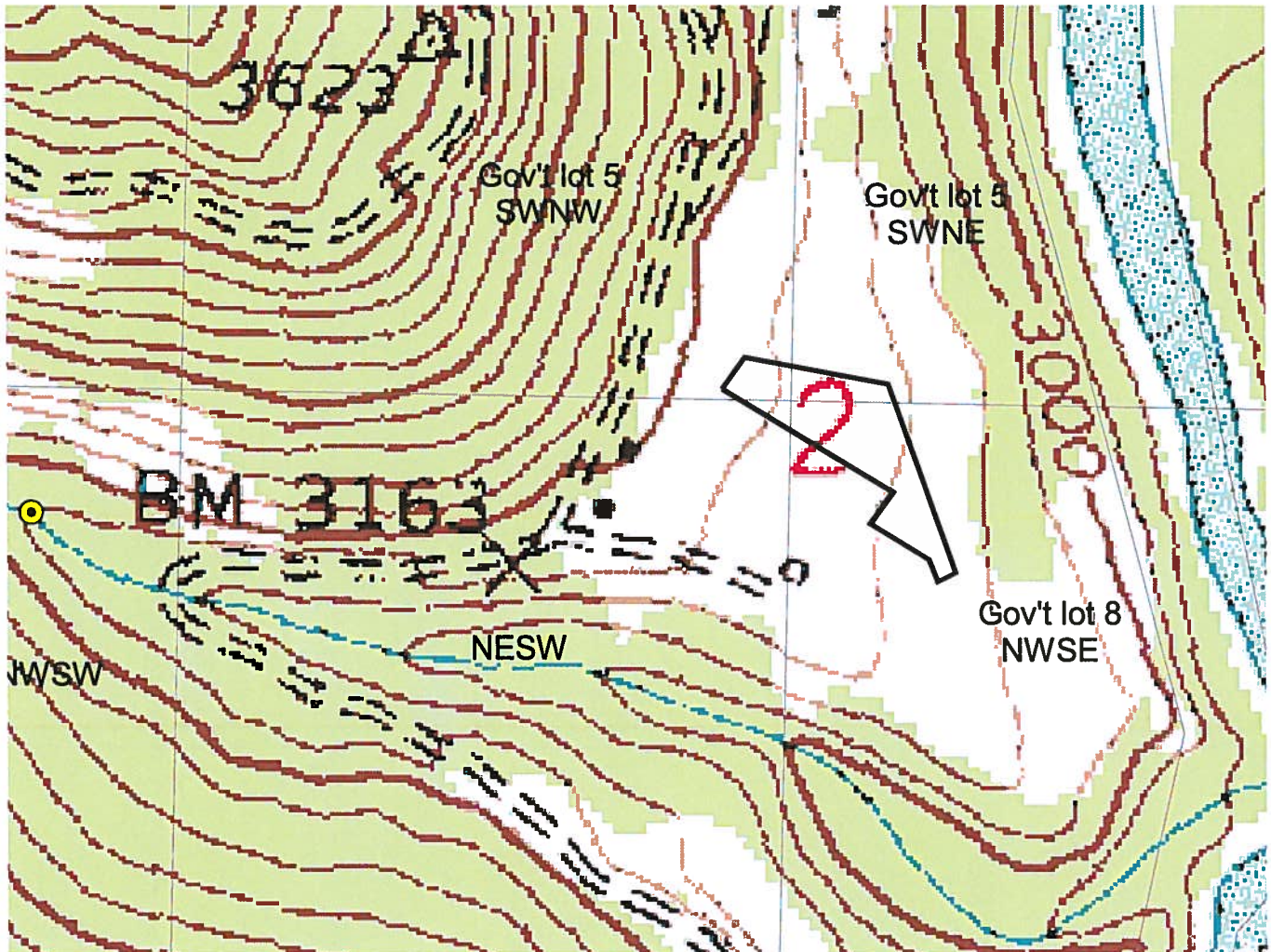
3.7 ACRES TOTAL

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

77-4093



0 300 600 Feet

Section 2
T21N R7E



● Point of Diversion

□ Place of Use

Map prepared on August 25, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED
AUG 24 2005
IDWR/North

- I. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A77-04093	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

The following **REQUIRED** information must be submitted with this form:

~~A. The appropriate **FILING FEE**. See instructions for fee amounts.~~

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

Name and Address of Former
Owner/Claimant(s)

JAMES C WEAVER
PO Box 1318 McCall Idaho 83638

New Owner/Claimant(s)

George & Joy NOURSE
Name Connector (check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

15702 Riverside Rd

City, State and ZIP Code

Caldwell Idaho 83607

New Telephone Number

(208) 454-8329

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

George M Nourse Husband
Joy M Nourse wife

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

Instrument # 260946

VALLEY COUNTY, CASCADE, IDAHO

2002-03-13 01:16:52 No. of Pages: 2

Recorded for : AMERITITLE

LELAND G. HEINRICH

Ex-Officio Recorder Deputy

Index to DEEDS

Fee: 6.00

WARRANTY DEED

RECEIVED

AUG 24 2005

IDWR/North

For Value Received, LARRY M. JONES and CONSTANCE A. JONES,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto

NOURSE NOURSE
GEORGE NOURSE and JOY NOURSE, husband and wife

whose address is: 15702 Riverside Road, Caldwell, Idaho

the Grantee, the following described premises, to-wit:

SEE ATTACHED EXHIBIT A

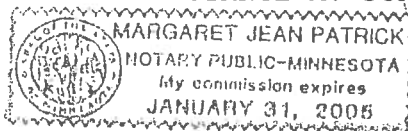
TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2002 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 3-11-02

LARRY M. JONES

CONSTANCE A. JONES

State of Minn)
County of St. Louis) SS



On the 11th day of March, 2002 before me, Margaret J. Patrick
a notary public in and for said State, personally
appeared LARRY M. JONES and CONSTANCE A. JONES, known to me to be the
persons whose names are subscribed to the within instrument, and
acknowledged to me that they executed the same.

Margaret J. Patrick
Notary Public

Residing at: 307 1st St N. Virginia Mn 55792
Commission Expires: 1-31-05

**CONTINUATION
EXHIBIT A**

PARCEL I:

A tract of land located in Tract 7 of the Barkell Ranch Survey, Section 2, Township 21 North, Range 7 East, Boise, Meridian, Valley County, Idaho, and being more particularly described as follows:

Commencing at the center North 1/16 Corner;
thence South 17°11'30" West, 1095.87 feet to the True Point of Beginning;
thence South 87°31'45" East, 330.0 feet to a point;
thence South 15°15'46" East, 261.61 feet to a point;
thence North 62°0'0" West, 464.11 feet to a point;
thence North 12°58'15" East, 50.00 feet to the True Point of Beginning.

(Aka Tax No. 3.)

PARCEL II:

A tract of land located in Tract 7 of the Barkell Ranch Survey, Section 2, Township 21 North, Range 7 East, Boise, Meridian, Valley County, Idaho, and being more particularly described as follows:

Commencing at the center North 1/16 corner;
thence South 9°59'37" West, 1,182.64 feet to the true point of beginning;
thence South 62°00'00" East, 317.00 feet to a point;
thence South 19°55'24" East, 195.35 feet to a point;
thence North 62°00'00" West, 462.00 feet to a point;
thence North 28°00'00" East, 130.91 feet to the true point of beginning.

(Aka Tax No. 4.)

PARCEL III:

A tract of land located in the amended Barkell Ranch Survey, Section 2, Township 21 North, Range 7 East, Boise, Meridian, Valley County, Idaho, and being more particularly described as follows:

Commencing at the center South 1/16 corner of Section 2, Township 21 North, Range 7 East, Boise Meridian, which is a brass cap; thence North 12°15'03" East, 1,098.46 feet to the true point of beginning;

thence South 28°00'00" West, 121.00 feet to a point;
thence North 62°00'00" West, 360.00 feet to a point;
thence North 28°00'00" East, 121.00 feet to a point;
thence South 62°00'00" East, 360.00 feet to the true point of beginning.

(Aka Tax No. 22.)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSRECEIVED
AUG 24 2005
IDWR/NorthIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER:

Ident. Number

Date Received

Receipt Number

39576

A77-04093

3789, 1-23-88

W0002383

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
MAR 7 1989Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) JAMES C. WEAVER Phone (208) 634-7641
Mailing Address P.O. BOX 1318 MCALL IDAHO Zip 836382. Date of Priority (Only one (1) per claim) JAN. 1, 19153. Source of water supply (a) PONY CREEK
which is tributary to (b) SOUTH FORK SALMON RIVER4. a. Location of existing point of diversion is: Township 21N Range 7E Section 2,
1E 1/4 of NW 1/4 of 3W 1/4, Govt. Lot, _____ B.M., County of VALLEYAdditional points of diversion if any: NONE

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.DIVERSION DAM / HEADGATE ON
PONY CREEK, APPX 3FT WIDE, 2FT HIGH; DITCH FROM
POINT OF DIVERSION TO PROP. APPX 300 YDS. (SEE REMARKS)

MICROFILMED

OCT 05 1992

14. Remarks:

12. Do you own the property listed above as place of use? ☒ Yes ☐ No

If your answer is No, describe in Remarks below the authority you have to claim this water right.

✓ALLEY

3.7

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.

8. Total consumptive use claimed is 8.0 acre feet per annum.

Q. 07

purposes from

purposes from

purposes from

11/16/2017

(both dates are inclusive) (cfs) (acre feet)

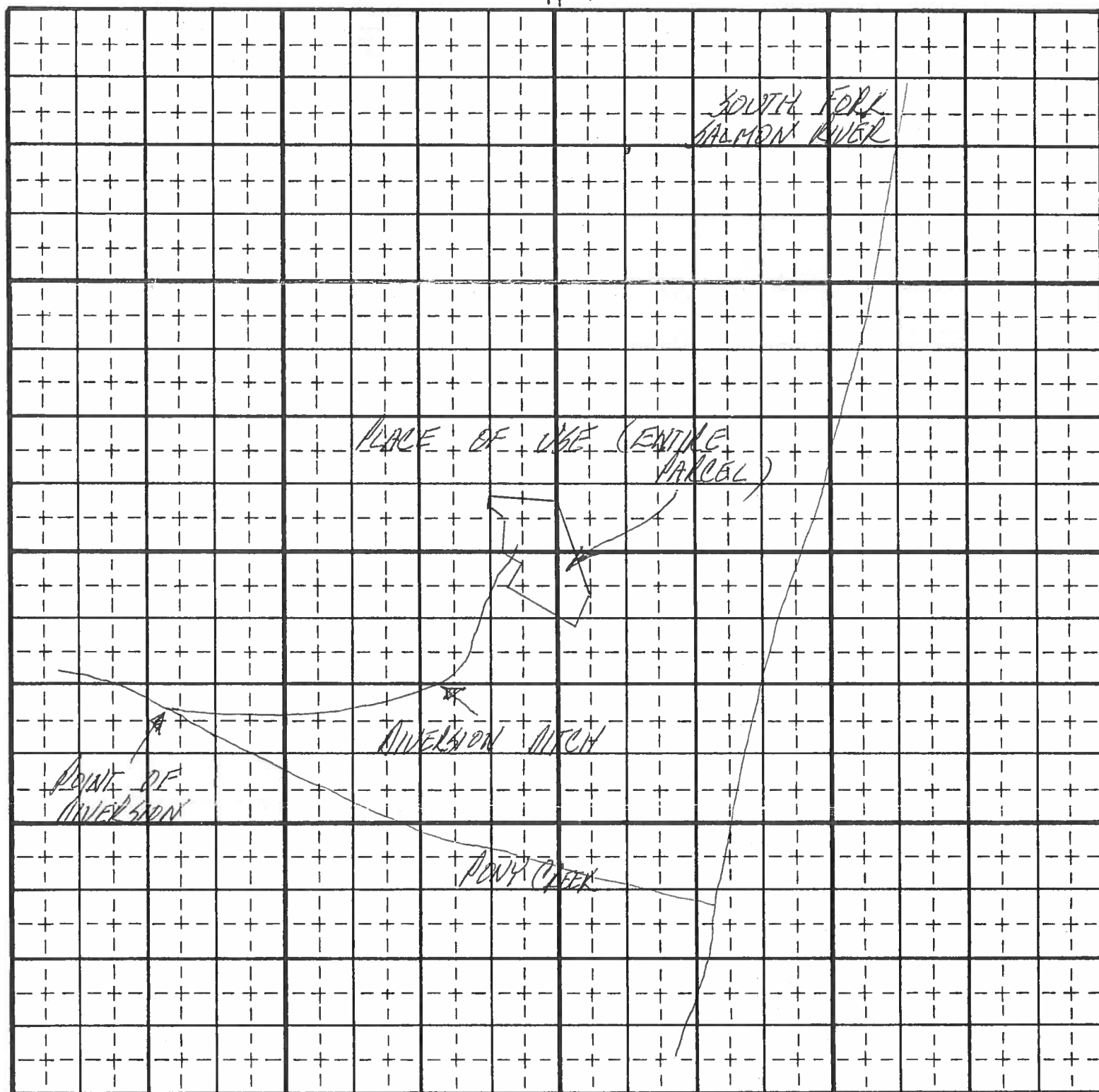
5. Water is claimed for the following purposes:

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

~~Scale: 2 inches equals 1 mile.~~

SCALE: ENTIRE MAP IS SECTION 2, T21N, R7E BH

N ↑



Last Name

WEAVER

Ident No.

MICROFILMED
Copies: White-Blue, Yellow-Orange

OCT 05 1992

MICROFILMED
Copies White-State Yellow-Claimant
OCT 05 1992

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

If applicable provide IDWR Water Right Number 77-04093

Court Case Number Decree Date

Plaintiff vs Defendant

16. Signature (s) James C. Weaver Date 2/28/89

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

Signature of Claimant (s) James C. Weaver Date 2/28/89

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

document in the space below as Title of 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 Idaho)
County of Valley) ss.

Subscribed and sworn (or affirmed) before me this 28th day of February 19 89

Notary Public William E. Davery Residing at McCall, Idaho

My Commission Expires 1-28-92

Please Print Name JAMES C. WEAVER

17. Notice of Appearance: Notice is hereby given that I, JAMES C. WEAVER 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 James C. Weaver

Address P.O. box 1318 McCall Idaho 83638

Date 2/14/89

Last Name WEAVER Ident. Number



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 9, 2005

George Nourse
15702 Riverside Rd.
Caldwell, ID 83607

RE: 78-4093

Dear Mr. Nourse:

On November 23, 1988, James Weaver submitted a Notice of Claim in the Snake River Adjudication. We searched the Valley County tax lot information and it appears that you may now own the property. If you do own the property, and the water is still being used, and you want your name in the final recommendation, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

Sincerely,

A handwritten signature in cursive script, likely belonging to Kenneth Knoblock.

Kenneth Knoblock
Water Resources Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 24, 2005

James Weaver
Box 1318
McCall, ID 83638

RE: 77-4093

Dear Mr. Weaver:

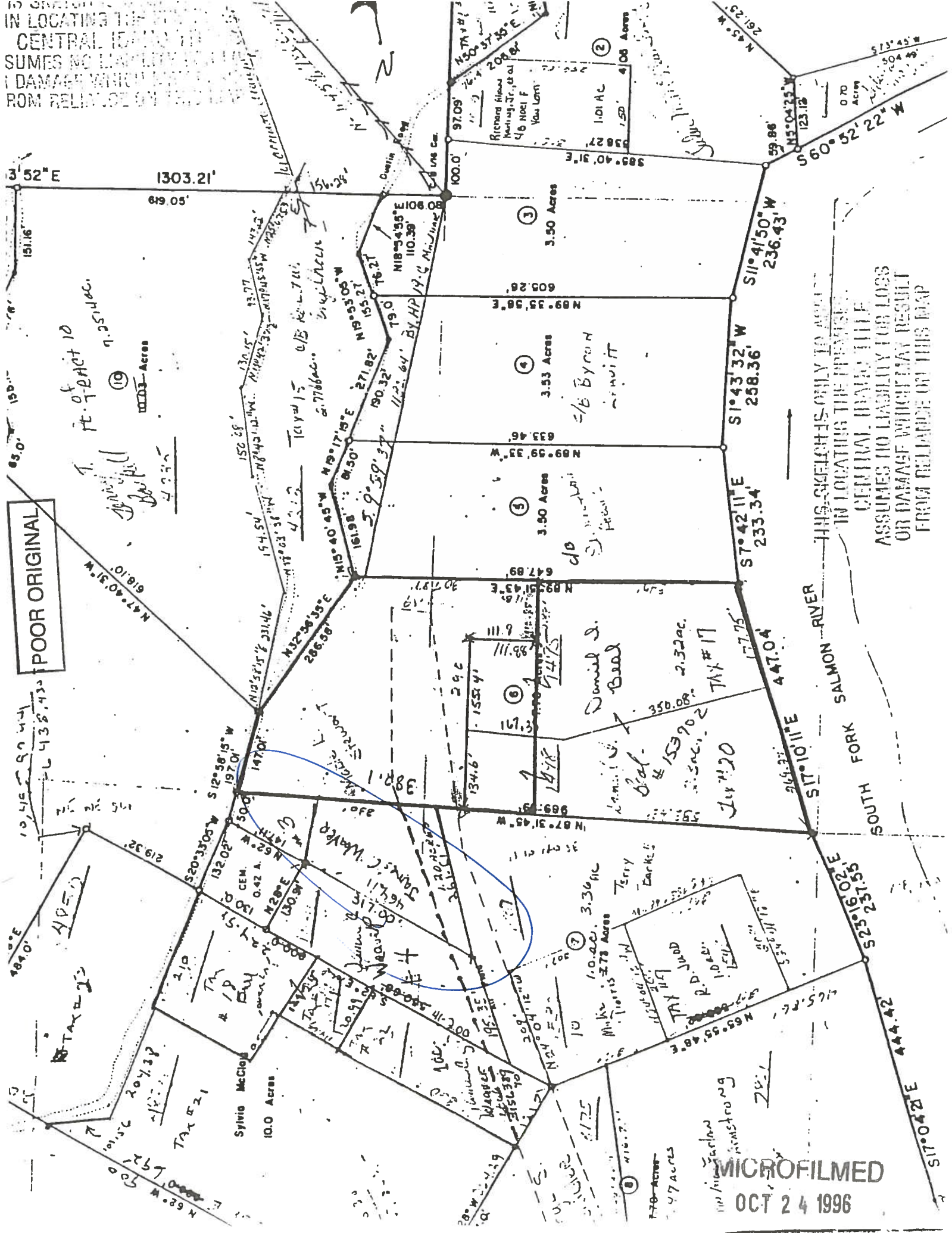
On November 23, 1988, you submitted a Notice of Claim in the Snake River Adjudication (copy enclosed for your reference). It lists irrigation use in Section 2 Township 21N Range 7E. We have searched our tax lot information and we cannot find that you own property in that section. Would you please provide us with the parcel number?

Sincerely,

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

Kenneth Knoblock
Water Resources Agent

IN LOCATING THE
CENTRAL IOWA TITLE
SUMES NO LIABILITY FOR LOSS
OR DAMAGE WHICH MAY RESULT
FROM RELIANCE ON THIS MAP



THIS SKETCH IS ONLY TO ASSIST
IN LOCATING THE PROPERTY
CENTRAL IOWA TITLE
ASSUMES NO LIABILITY FOR LOSS
OR DAMAGE WHICH MAY RESULT
FROM RELIANCE ON THIS MAP

MICROFILMED
OCT 24 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 A77-04093
Date Received 3-7-89 11-23-88
Receipt Number W002383

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

MAR 7 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) JAMES C. WEAVER Phone (208) 634-7641
Mailing Address P.O. box 1318 McCall IDAHO Zip 83638

2. Date of Priority (Only one (1) per claim) JAN. 1, 1915

3. Source of water supply (a) PONY CREEK
which is tributary to (b) SOUTH FORK SALMON RIVER

4. a. Location of existing point of diversion is: Township 21N Range 7E Section 2,
SE 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of VALLEY

Additional points of diversion if any: NONE

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.

DIVERSION DAM / HEADGATE ON
PONY CREEK, APPX 3FT WIDE, 2FT HIGH; DITCH FROM
POINT OF DIVERSION TO PROP. APPX 300 YDS. (SEE REMARKS)

MICROFILMED

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from APRIL 1 to NOV 1 amount 0.07 or 8.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 8.0 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>21N</u>	<u>7E</u>	<u>2</u>			<u>.6</u>					<u>1.2</u>	<u>1.2</u>						<u>.7</u>		<u>3.7</u>

Total number of acres irrigated 3.7

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

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

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

14. Remarks: THE DIVERSION SYSTEM IS ON PONY CR. UPSTREAM OF PROPERTY. DIVERTED WATER FLOWS THROUGH A DITCH APPX. 300 YDS TO PLACE OF USE. DITCH FLOWS THROUGH FOREST SERVE E PRIVATE LAND TO PLACE OF USE. DITCH HAS BEEN APPURTENANT TO WATER RIGHT SINCE 1915.

Last Name WEAVER Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Claimant

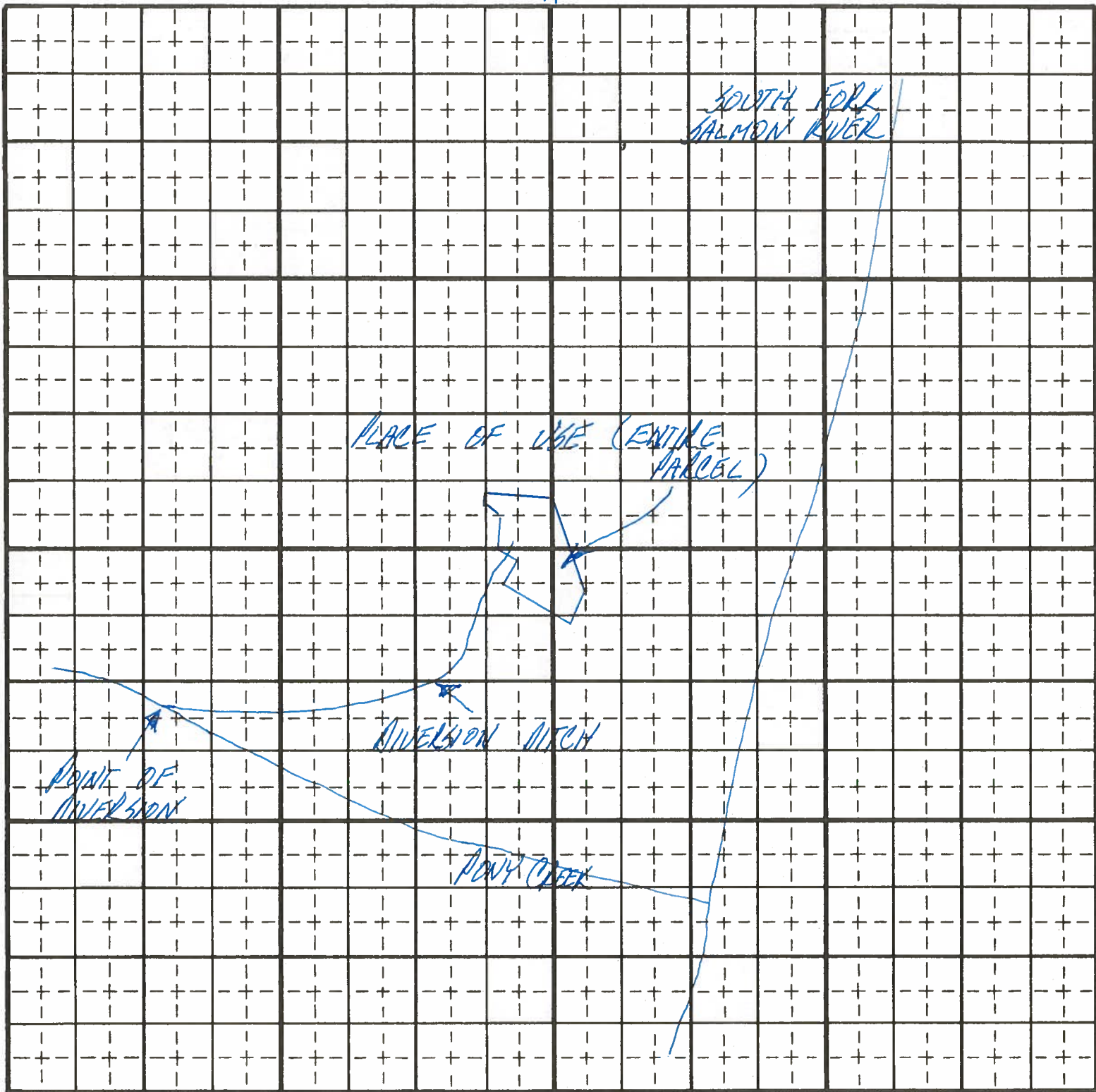
NOV 05 1992

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

~~Scale: 2 inches equals 1 mile~~

SCALE: ENTIRE MAP IS SECTION 2, T21N, R7E BH

N ↑



Last Name

WEAVER

Ident No.

MICROFILMED
Copies: White State, Yellow Classroom

OCT 05 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit ☒
 Decree _____
 If applicable provide IDWR Water Right Number 77-04093
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs Defendant _____

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

Number of attachments _____
 For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
 Signature of Claimant (s) James C. Weaver Date 2/28/89
 _____ Date _____

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

Signature of Authorized Agent _____
 Title and Organization _____ Date _____

State of Idaho/or Idaho)
 County of Valley) SS.

Subscribed and sworn (or affirmed) before me this 28th day of February 19 89
 SEAL Notary Public William L. Weaver
 Residing at McCall, Idaho
 My Commission Expires 1-28-92

Please Print Name
 17. Notice of Appearance:
 Notice is hereby given that I, JAMES C. WEAVER 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 James C. Weaver
 Address P.O. BOX 1318 MCCALL IDAHO 83638
 Date 2/14/89

Last Name WEAVER Ident. Number _____

MICROFILMED
 Copies White-State, Yellow-Claimant
 OCT 05 1992

12/19/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Weaver, James

CLAIM IDENT. NO.

A 77-4093

DATE RECEIVED

11-23-88

CK #

2799

AMOUNT \$

25

YES

NO

Required
Info?

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

Claim checked by:

LW

Date:

12-22-88Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☐ (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

Comments:

Send back: wrong form, fee, P/U improperly filled out

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7/28/05

PMO100 - PARCEL MASTER INQUIRY

13:43:08

PARCEL: RP 21N07E021515 A F1=SL

F17=DD F19=SP

LEGAL DESCRIPTION

S2 T21N R7E

TAX NO. 3 IN TRACT 7 OF

BARKELL RANCH SURVEY

ProVal Area Number 1

CODE AREA 4-0000 OWNER CD

PARC TYPE LOC CODE 4700

EFFDATE 1012000 EXPDATE

PREV PARCEL RP21N07E021515T

NOURSE, GEORGE

15702 RIVERSIDE RD

CALDWELL ID 83607

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	2001	1200	AC	11120				

TOTALS 1200 11120

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Weaver, James C. CLAIM IDENT. NO. 77-04093DATE RECEIVED 3-7-89 CK # 2937 AMOUNT \$ 54.00

- | | YES | NO | Required Info? |
|--|----------|----|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | | * |
| 2. Is a priority date entered? | <u>X</u> | | * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>X</u> | | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | <u>X</u> | | * |
| 3. (a) Is a source entered? | <u>X</u> | | * |
| (b) Is a tributary to entered? (if required) | <u>X</u> | | |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | | * |
| 5. Is there a description of the diverting works? | <u>X</u> | | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>X</u> | | * |
| Is the period of use included? | <u>X</u> | | |
| Is a quantity claimed for each use? | <u>X</u> | | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | | |
| 8. If required is a consumptive use entered? | <u>X</u> | | |
| Is the consumptive use correct? | <u>X</u> | | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | <u>X</u> | | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | | |
| 12. Is the ownership of p.u. checked? | <u>X</u> | | |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | <u>X</u> | | |
| 15. Is the basis of the claim indicated? | <u>X</u> | | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | <u>X</u> | | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>X</u> | | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | | * |
| 19. Was this claim filed on time, or was an extension granted? | <u>X</u> | | * |
| 20. Is the fee enclosed correct? | <u>X</u> | | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | <u>X</u> | | |
| 22. Should this claim be receipted and data entered? | <u>X</u> | | |

Claim checked by: 2H OKP Date: 3-10-89Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: Note - acres claimed - 3.7 rather than the 3.4 as listed on claim. This was due to plat report which showed 4.0 acres - will need to field return to CR.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

Telephone No.

(Zip Code)

water. The extent and nature of said claim is as

- 2) 1915 (Y.O. NOT KNOWN) FOR RECORD

- ground water) . 11-2

(Both dates inclusive)	
(Mo., Day)	(Mo., Day)
10/1	10/1
10/2	10/2
10/3	10/3
10/4	10/4
10/5	10/5
10/6	10/6
10/7	10/7
10/8	10/8
10/9	10/9
10/10	10/10
10/11	10/11
10/12	10/12
10/13	10/13
10/14	10/14
10/15	10/15
10/16	10/16
10/17	10/17
10/18	10/18
10/19	10/19
10/20	10/20
10/21	10/21
10/22	10/22
10/23	10/23
10/24	10/24
10/25	10/25
10/26	10/26
10/27	10/27
10/28	10/28
10/29	10/29
10/30	10/30
10/31	10/31

(Domestic. Irrigation, Stock, Etc.)

To 4481 1081

TOTAL QUANTITY USED:

- of point where water is diverted from its source)

alley

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field,

- A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is

[illegible]

No. of acres 3.4

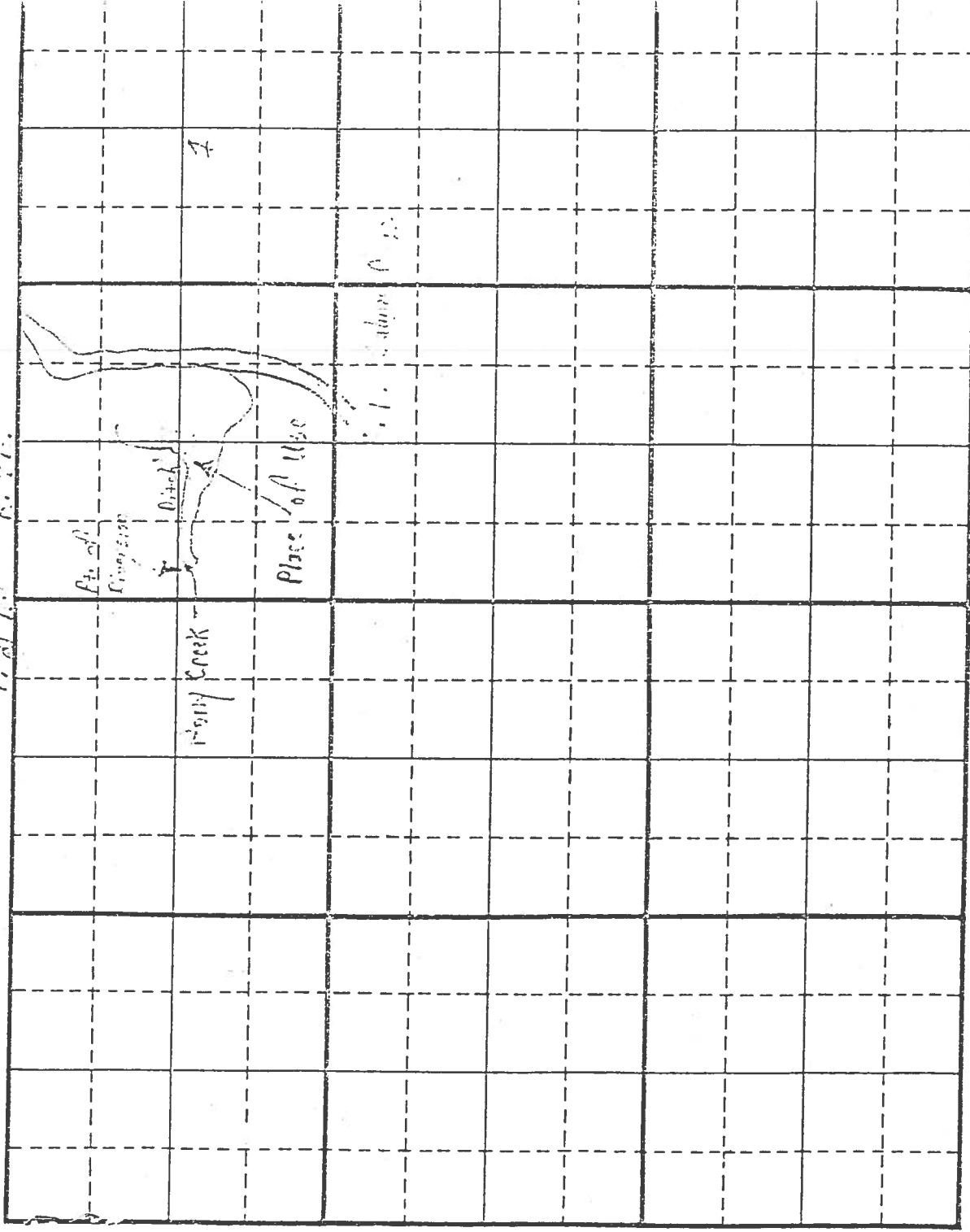
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

T. 21 N. R. 7 E.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Ada ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts herein are true to the best of the affiant's knowledge.

William J. Miller
Notary Public

Sworn to before me this 10 day of November, 19 82

Notary Public
Residing at

Harold Miller
Bailey, Id.

My commission expires 7-16-86

FOR DEPARTMENT USE ONLY

Received by mm Date 11-19-82 Exception filed by: _____ Date _____
Prelim. check by JS Date 12-30-82
\$30.00 fee received by JS Date 11/19/82
Published in Star News
Dates 1/27 & 2/3/83

Forwarded to
claimant by: _____ Date _____

LAW OFFICES OF
STEVEN J. MILLEMAN
POST OFFICE BOX 1318
McCALL, IDAHO 83638

STEVEN J. MILLEMAN
JAMES C. WEAVER

PHONE (208) 634-7641

March 6, 1989

Jan Shurte
State of Idaho
DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, Idaho 83705

RECEIVED
MAR 7 1989

Department of Water Resources
Western Regional Office

Dear Ms. Shurte:

By your letter of January 30, 1989, you returned a previously filed Notice of Claim to a Water Right, filed on Form 42-1409(2)(b). The Notice of Claim had been received by your office on November 23, 1988. By your letter, you informed me that the wrong claim form had been used, since the subject property had a permitted irrigation claim, no domestic claim, and we had claimed a domestic right.

In response to your letter, I herewith submit to you the following:

1. A Notice of Claim to a Water Right acquired under State law, Form 42-1409(2)(a), together with a filing fee of \$54.00, that represents permitted claim number 77-04093.

2. A Notice of Claim to a Water Right acquired under State law on Form 42-1409(2)(b), together with a filing fee of \$25.00, for a domestic claim with a priority date of January 1, 1915, acquired under the doctrine of beneficial use.

I believe that upon receipt of the enclosed two claims, that our claims are complete and deemed filed by the Department of Water Resources. Please feel free to call or write if you have any questions or comments.

Sincerely,


JIM WEAVER
Attorney at Law

JCW/v
enclosures

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OCT 05 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

[James or William Weaver]
PO Box 1318
[McCall, ID 83638]

Dear Claimant(s):

This office has received your Notice of Claim(s) to a Water Right for the use of water within the Snake River Basin Water System. However, due to the item(s) checked below, we cannot process this claim(s). We are returning the claim to you along with your check number 2799 in the amount of \$ 25 for the claim filing fee. The following items need to be corrected or added:

☒ Fee - No fee received or inadequate fee received, fee due is \$ 54.00
See enclosed fee schedule for computation of fees.

☐ Late Notice of Claim - Claim has been received after filing deadline for _____ County. This date was _____. See enclosed Late Fee Notice.

☐ Item No. 2 & 3 - Priority Date and Source - An adjudication claim filed on a water use from a GROUNDWATER source with a priority date (date of first use) after March 25, 1963, for uses other than a single family domestic and/or stockwater use (up to 1,000 head), may be rejected at the time of review. The mandatory cutoff date for filing on grandfather uses, other than the single family domestic or stockwater exception listed above was March 25, 1963. After this date applications for permit were required to be filed prior to any development. If your use is for multiple domestic homes, a way to maintain the priority date for each home is to file a separate adjudication claim for each. Each claim would then meet the single family domestic exemption. However, a \$25.00 fee is still required for each claim filed. Claim forms with instructions are enclosed for your use. NOTE: Prior to completing a claim form for domestic or stockwater use, please read the enclosed brochure entitled, "Small Domestic and Stockwater Right Claims in the Snake River Basin Adjudication". One other alternative is to file an Application for Permit which could include all uses on one form. However, the date of priority for your uses will be the date the application is received in our office. Enclosed is an application for permit with instructions. Please note that there is no deadline for filing the application form. Your adjudication claim can still be filed as it was previously submitted, however, you may run the risk of losing your water right later if the claim is rejected due to the mandatory filing date for groundwater sources.

☐ Item No. 2 & 3 - Priority Date and Source - An adjudication claim filed on a water use from a SURFACE WATER source with a priority date (date of first use) after May 20, 1971, may be rejected at the time of review.

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The mandatory cutoff date for filing water rights on grandfather uses from a surface water source was May 20, 1971. The form to file for this use would be an application for permit. The date of priority for your uses will be the date the application is received in our office. Enclosed is an application for permit with instructions for your use in this matter. Please note that there is no deadline for filing the application form. Your adjudication claim can still be filed as it was previously submitted, however, you may run the risk of losing your water right later if the claim is rejected due to the mandatory filing date for surface water sources.

Item No. 3 - Priority Date -If your water use has been developed after the date of commencement of the Snake River Basin Adjudication, November 19, 1987, no filing is required. It is your option to file if you would like. Please return the enclosed claim form and check if you still wish to file. If you do not file, your priority date will still be the date your well was first used.

Item No. 4 - Point of Diversion -The point of diversion listed on this claim is not in the correct form for legal descriptions. Diversion points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

Item No. 10 - Place of Use - The place of use listed on this claim is not in the correct form for legal descriptions. Places of use points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

✓ Adjudication Claim Form No. 42-1409(2)a., needs to be filed instead of Claim Form No. 42-1409(2)b., due to the following reasons: Irrigation

Enclosed is the correct claim form with instructions for completion. The fee schedule is also in the instruction sheets to help you figure the fee needed for filing this type of claim form.

An adjudication claim cannot be filed when no water use or development has taken place. An application for permit is the form to file at the time you decide to begin development. Claims are required only on development and uses completed prior to the commencement of the adjudication, November 19, 1987. Enclosed is an application for permit form with instructions to be completed at the time development will begin.

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— An adjudication claim cannot be filed on an application for permit which has not been approved. Therefore, we are returning your Notice of Claim to you. An application for permit must be approved in order to establish a water right to file on.

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

✓ Other: I have enclosed a proof of water right
number 77-04093 for your convenience in filling out
this form.

If your uses are for domestic or stockwater, and after reading the enclosed brochure you still wish to file your claim(s), please complete the above item(s) on your claim form(s) and return the claim(s) to our office, with the fee, prior to the deadline date for filing adjudication claims in your county. If you are returning a claim form which was received in our office, with the fee, by the deadline for your county, then as long as the corrected claim and fee are returned within 30 days of the date of this letter, no late fee will be charged. If your deadline is upcoming, please try to return the corrected claim by that date. The deadline date for your county is 11-23-88. If you have decided not to file your claim(s), no further correspondence is needed.

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

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

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NOV 6 1992