

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: **A02-07172C**
Date Received: 11/ 7/1989
Receipt No: C012726
Received By: _____

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

1. Name: GARY A NEWTON 208-366-2576
Address: PO BOX 131
HAMMETT ID 83627-0131

AND

Name: NOLA J NEWTON 208-366-2576
Address: PO BOX 131
HAMMETT ID 83627-0131

2. Date of Priority: OCT 21, 1974

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	08E	1	NW	NE	SW	7	ELMORE

5. Description of diverting works:
PUMP & SPRINKLERS/ALSO ROW & COREGATE IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

MICROFILMED
SEP 19 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	1	NE	SW	7	IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
N/A

14. Remarks:

PLACE OF USE FOR THIS RIGHT IS LOT 4 OF RIVERSIDE ACRES, A SUBDIVISION IN LOT 2, BLOCK 32, FRUITLAND SUBDIVISION, ELMORE CO., IDAHO. THIS SPLIT RIGHT IS A PORTION OF RT. # 02-07172, WHICH WAS LICENSED FOR 15 ACRES OF IRRIGATION IN GOVERNMENT LOT 7, SEC.1,T06S,R08E. CLAIMANT HAS PURCHASED A PORTION OF THE ABOVE NAMED 15 ACRES, A COPY OF THE DEED FOR WHICH IS ATTACHED.
OWNERSHIP CHANGED BY LH 3/25/94.
ADDRESS CHANGED PER REQUEST RECEIVED 7/29/96. LH

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

GARY NEWTON

P.O. BOX 131

HAMMETT, IDAHO 83627-0131

Please Change our address.

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
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Receipt No: C012726

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY A NEWTON

Address: ~~1570 SUNSET STRIP #25~~ P.O. Box 131

~~MT HOME ID Hammett, Id.~~ 83647

AND

Name: NOLA J NEWTON

Address: ~~1570 SUNSET STRIP #25~~ P.O. Box 131

~~MT HOME ID HAMMETT, Id.~~ 83647 83627-0131

366-2576
208-587-3455

366-2576
208-587-3455

2. Date of Priority: OCT 21, 1974

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
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5. Description of diverting works:

PUMP & SPRINKLERS/ALSO ROW & COREGATE IRRIGATION.

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IRRIGATION	03/15	11/15	0.060	

7. Total Quantity Appropriated is:

0.060 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

9.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER INCIDENTAL TO IRRIGATION

MICROFILMED RECEIVED

SEP 19 1991 29 1996

WATER RESOURCES
WESTERN REGION

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: **A02-07172C**
Date Received: 11/ 7/1989
Receipt No: C012726
Received By: _____

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

1. Name: GARY A NEWTON 208-587-3455
Address: 1570 SUNSET STRIP #25
MT HOME ID 83647

AND

Name: NOLA J NEWTON 208-587-3455
Address: 1570 SUNSET STRIP #25
MT HOME ID 83647

2. Date of Priority: OCT 21, 1974

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	08E	1	NW	NE	SW	7	ELMORE

5. Description of diverting works:
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Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

MICROFILMED
AUG 16 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	1	NE	SW	7	IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

N/A

14. Remarks:

PLACE OF USE FOR THIS RIGHT IS LOT 4 OF RIVERSIDE ACRES, A SUBDIVISION IN LOT 2, BLOCK 32, FRUITLAND SUBDIVISION, ELMORE CO., IDAHO. THIS SPLIT RIGHT IS A PORTION OF RT. # 02-07172, WHICH WAS LICENSED FOR 15 ACRES OF IRRIGATION IN GOVERNMENT LOT 7, SEC.1,T06S,R08E. CLAIMANT HAS PURCHASED A PORTION OF THE ABOVE NAMED 15 ACRES, A COPY OF THE DEED FOR WHICH IS ATTACHED.

OWNERSHIP CHANGED BY LH 3/25/94.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

MICROFILMED

AUG 16 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAR 24 1994

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: 3-7-94

LEGAL DESCRIPTION OF PROPERTY: Township 6 S Range 8 E
 Section 1, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
 Lot 2, Block, 32, Subdivision/Townsite FRUITLAND. Sub RIVERSIDE ACRES
 If you have additional legal descriptions, please attach separate sheet. LOT 4

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A02-07172C
- [] Name and Address of Former Owner/Claimant(s)(Seller): MILDRED JOHNSON - Adjudication Fee
Paid by Bailey King for LONNIE BLACK
- [] New Owner/Claimant (Purchaser): GARY A. and NOLA J. NEWTON
- [] New Mailing Address: 1570 SUNSET STRIP #25
MTN. HOME, ID 83647
- [] New Telephone Number: (208) 587-3455
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: WARRANTY deed + Your Receipt #C012726

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

- [] Signature of New Owner/Claimant(s) Gary A. Newton Date
- [] Signature of Former Owner/Claimant(s) Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-25-94 By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3-25-94 By:

Claim Numbers of Split, if any:

MICROFILMED

AUG 16 1994

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

WARRANTY DEED

FOR VALUE RECEIVED

Lonnie D. Black and Rachel C. Balck, husband and wife

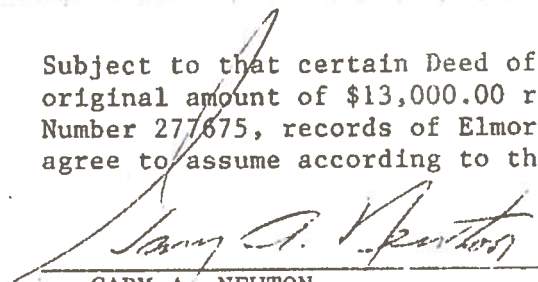
GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

Gary A. Newton and Nola J. Newton, husband and wife

GRANTEE(S), whose current address is:
the following described real property in 1570 Sunset Strip #25 Mountain Home, ID 83647
more particularly described as follows, to wit: Elmore County, State of Idaho.

Lot 4, Riverside Acres, Elmore County, Idaho, according to the official plat thereof on file and of record in the office of the County Recorder of Elmore County, Idaho.

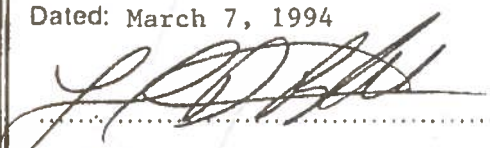
Subject to that certain Deed of Trust dated November 9, 1993 in the original amount of \$13,000.00 recorded November 30, 1993 as Instrument Number 277675, records of Elmore County, Idaho, which Grantees herein agree to assume according to the terms thereof.


GARY A. NEWTON


NOLA J. NEWTON

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: March 7, 1994


Lonnie D. Black


Rachel C. Balck

STATE OF Idaho, County of Elmore, ss.

On this 7th day of March
in the year of 1994, before me, the undersigned, a Notary
Public in and for said State, personally appeared
.....LONNIE D. BLACK, RACHEL C. BLACK.....
.....GARY A. NEWTON, LOLA J. NEWTON.....

known or identified to me to be the person(s) whose name
.....are..... subscribed to the within instrument, and
acknowledged to me that they executed the same.

Signature:

Name: Dennis H. Wetherell
(type or print)

Residing at: Mountain Home, ID

My commission expires: 5-15-98

APR 18 1994

NOTARIAL

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: A02-07172C
Date Received: 11/07/1989
Receipt No: C012726
Received By: JS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MILDRED JOHNSON
Address: 16640 S. AUSTIN ROAD
MANTICA, CA 95336
208-587-7757
2. Date of Priority: OCT 21, 1974
3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	08E	1	NW	NE	SW	7	ELMORE
5. Description of diverting works:
PUMP & SPRINKLERS/ALSO ROW & COREGATE IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		
7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 9.0 Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	08E	1	NE	SW	7	IRR	3.0
Section Acres							3.0

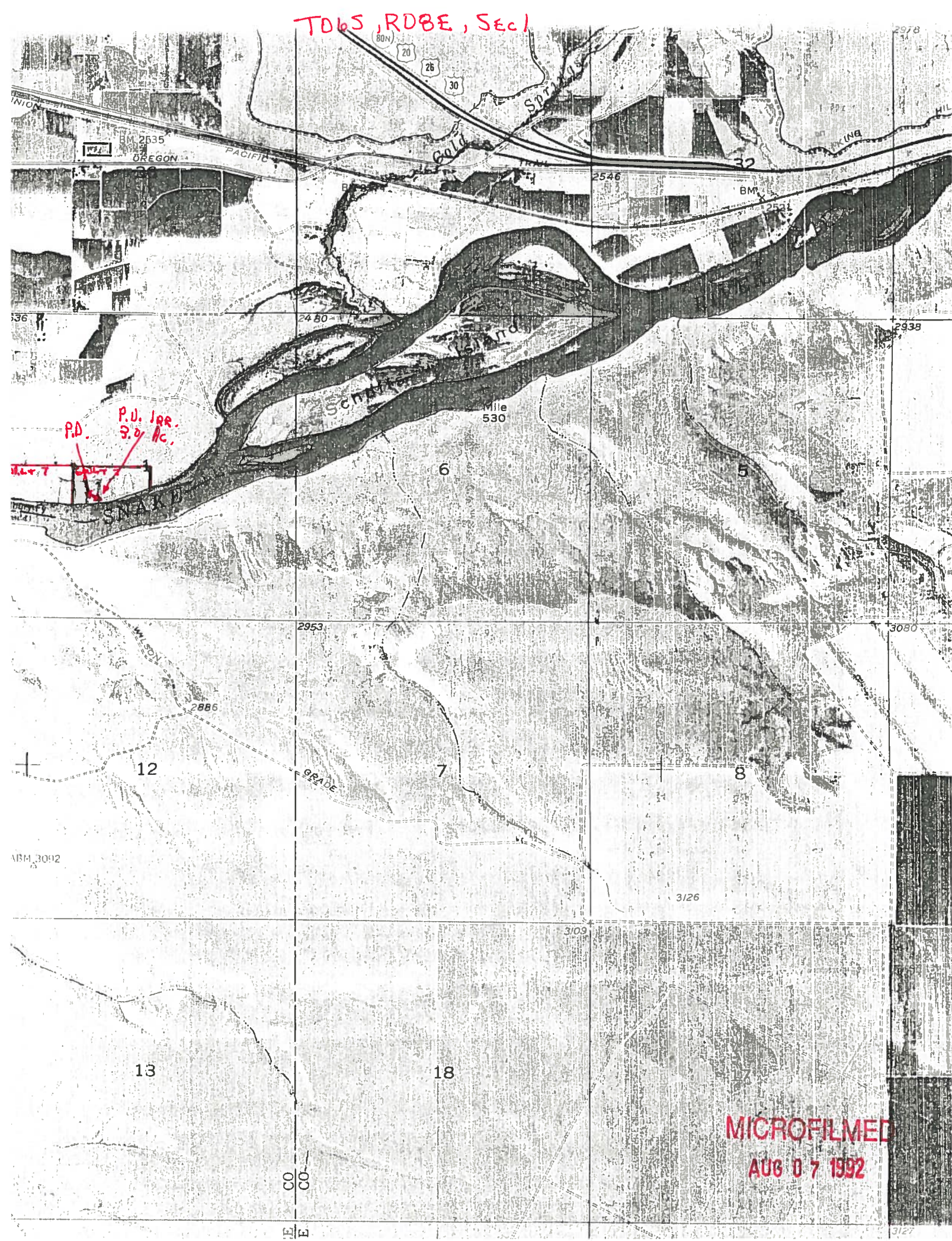
A02-07172C

Page 1

Date: 11/07/89

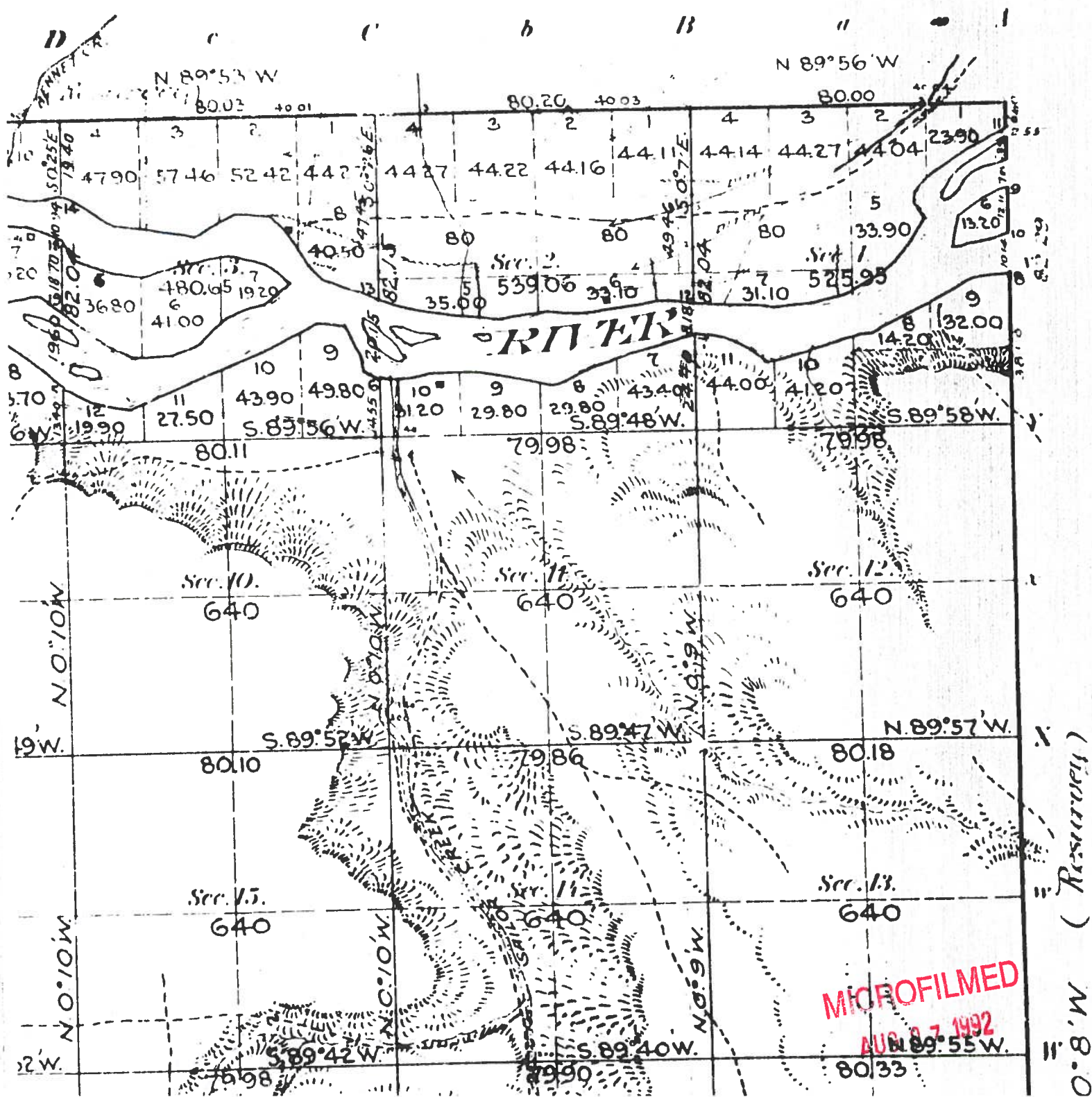
MICROFILMED
AUG 07 1992

TO 65, RDBE, Sec 1



T065 ROBE Sec 1

East of the Boise Meridian, Idaho.



RIVERSIDE

A SUBDIVISION IN LOT 2, BLOCK 32
IN SECTION 1, T.6S. R.8E.
ELMORE COUNTY
IDAHO

NE Corner Section 1
1/2 Sec. 1

Unplotted

Center Quarter Corner
Section 1, 1/2 Sec. 1

N 89° 49' 20" E (Base Bearing) 2651.96'

1500.68' BANNOCK STREET

N 89° 09' 24" E 972.54'

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REAL POINT OF BEGINNING

2" X 5/8" B.I.O.I.T. PIPE

2" X 5/8" B.I.O.I.T. PIPE

2" X 5/8" B.I.O.I.T. PIPE

2" X 5/8" B.I.O.I.T. PIPE

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2" X 5/8" B.I.O.I.T. PIPE

MICROFILMED

AUG 07 1992

W.N.-E.N.

WARRANTY DEED

For Value Received

MYRRL WILSON HELLER, and EVAN E. KOHTZ and ALICE J. KOHTZ, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

FLOYD W. JOHNSON and MILDRED A. JOHNSON, husband and wife, whose current address is 16640 S. Austin Road, Mantica, Calif. 95336

Hereinafter called the Grantee, the following described premises situated in Elmore County, Idaho, to-wit:

Lot 4 in RIVERSIDE ACRES, according to the official plat thereof, filed for record in the office of the County Recorder, Elmore County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL 11, 1979

X *Myrrl Wilson Heller*
MYRRL WILSON HELLER

X *Evan E. Kohtz*
EVAN E. KOHTZ

X *Alice J. Kohtz*
ALICE J. KOHTZ

STATE OF IDAHO, COUNTY OF ELMORE

On this 11th day of APRIL, 1979, before me, a notary public in and for said State, personally appeared

MYRRL WILSON HELLER, and EVAN E. KOHTZ and ALICE J. KOHTZ, husband and wife

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Notary Public

Residing at BOISE, Idaho.

STATE OF IDAHO, COUNTY OF ELMORE

I hereby certify that this instrument was filed for record at the request of *Floyd W. Johnson* at 35 minutes past 11 o'clock A.M., this 13th day of April, 1979, in my office, and duly recorded in Book of Deeds at page

RAMONA YRAZABAL

Ex-Officio Recorder

by *Teresa Biggers* Deputy.

Fees \$ 1.00

Mail to:

MICROFILMED

APR 17 1979

10. Place of Use: Continued

Total Acres 3.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
N/A

14. Remarks:

PLACE OF USE FOR THIS RIGHT IS LOT 4 OF RIVERSIDE ACRES, A SUBDIVISION IN LOT 2, BLOCK 32, FRUITLAND SUBDIVISION, ELMORE CO., IDAHO. THIS SPLIT RIGHT IS A PORTION OF RT. # 02-07172, WHICH WAS LICENSED FOR 15 ACRES OF IRRIGATION IN GOVERNMENT LOT 7, SEC.1,T06S,R08E. CLAIMANT HAS PURCHASED A PORTION OF THE ABOVE NAMED 15 ACRES, A COPY OF THE DEED FOR WHICH IS ATTACHED.

15. Basis of Claim: LICENSE

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: 4

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): Mildred A. Johnson Date: 8/18/89
Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

(INDIVIDUAL)

FOR NOTARY SEAL OR STAMP

STATE OF CALIFORNIA
COUNTY OF SAN JOAQUIN } SS.
On AUGUST 18, 1989 before me, the under-
signed, a Notary Public in and for said County and State, personally appeared
MILDRED A JOHNSON

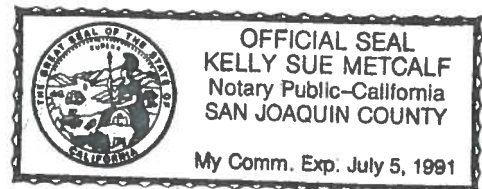
_____, personally
known to me (or proved to me on the basis of satisfactory evidence) to be the
person _____ whose name IS
subscribed to the within instrument and acknowledged that SHE executed the
same.

WITNESS my hand and official seal.

Kelly Sue Metcalf
KELLY SUE METCALF

NP-1 (Rev. 4/84)

Name (Typed or Printed)





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 25, 1994

Re: Notice of Claim to a Water Right No. A02-07172C

Gary A. Newton
Nola J. Newton
1570 Sunset Strip #25
Mt. Home, ID 83647

Mr. & Mrs. Newton:

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

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

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

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1

cc: Mildred Johnson

MICROFILMED

AUG 16 1994

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~XXXXXX~~

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7172C	I.D. No.	Map No.
\$ <u>10</u>	Fee Paid	<u>20354</u>
		Receipt No.

Border.

Notice is hereby given that IDAHO PROPERTIES CO.

(Name of Claimant)

326 N. Orchard, Boise, ID 83706
(Mailing Address)

(Zip Code)

Telephone No. 375-3750

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 10/21/1974
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .14-19 cfs Use irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) .14-19 cfs TOTAL QUANTITY CLAIMED. NW Lot 6
- (5) A) Point of Diversion: Give location of point where water is diverted from its source (NE 1/4 SE 7) 1/4
Sec. 2, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: SCI: 2720(1) 528.3
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
pump and pipelines
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
															<u>L. 6</u>				
<u>6S</u>	<u>8E</u>	<u>2</u>													<u>9.58</u>				<u>9.58</u>
															<u>7</u>				<u>7</u>

Total no. of acres 9.58 7

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 (Part of Lot 1, Block 32, Fruitland Subd.)
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

KEYPUNCHED

EXHIBIT A

The west 826.5 feet of Lot 1, Block 32, Fruitland Subdivision,
located in Township 6 South, Range 18 East, Boise Meridian;

Together with all the right, title, and interest of the Grantor
in and to the vacated roadway located between the south boundary
of the above-described property and the north meander line of the
Snake River, said strip of land being bounded on the east side
by an extension of the east boundary of the above-described parcel
to the north meander line of said river and being similarly bounded
on the west by an extension of the west boundary of the above-
described parcel to the north meander line of said river.

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AUG 16 1994

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 4/12/83

Right No. 02-7172C

Claimant IDAHO PROPERTIES

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

- ☒ License TRANSFER 2522
- ☐ Previous Statutory Claim.
- ☐ Permits, valid or lapsed. Number(s) if different than above _____
- ☐ Decree. Name & date _____
- ☐ Conveyance Loss Calculations. See printout included.
- ☐ Title abstract. ☐ In file. Or, Name & location _____
- ☐ County records. ☐ In file. Or, Name & location _____
- ☐ Affidavits. ☐ In file.
- ☐ Posted Notices, Water Locations Notices. ☐ In file.
- ☐ Deed Records. ☐ In file. Or, Name & location _____
- ☐ Patent Records. ☐ In file. Or, Name & location _____
- _____
- ☐ Metzker Maps. Identify _____
- ☐ A.S.C.S. Records. Year & Photograph No. _____
- ☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____
- ☐ Historical Books. Name(s) & location _____
- _____
- ☐ Interview(s). Attach conversation memorandum.
- ☐ Other _____
- ☐ _____

Field Exam Made: ☒ Yes ☐ No Date '79

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT**

APR 23 1981

To Change the Point of Diversion and/or the Place of Use

Name of Applicant JUAN E. KOHTZ
Department of Water Resources
Western Regional OfficePhone 361-246Post office address HAMMILL, IDAHO**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 02-7172 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water SNAKE RIVER tributary to COLUMBIA RIVER

4. Date of priority OCT. 21, 1974

5. Water is used for the following purposes:

amount 5.98 cfs for IRRIGATION purposes from FEB. 1 to NOV. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates included)

6. Total amount of water under right: a. 5.98 cubic feet per second
b. _____ &/or acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6
Township 6S Range 5E, B.M., in _____

Additional points of diversion, if any NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T.12N. R.6S.
RGE. SE, B.M.

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
<u>6S</u>	<u>SE</u>	<u>1</u>						<u>40</u>			<u>2.7</u>	<u>2.7</u>						
		<u>2</u>	<u>2.1</u>	<u>2.2</u>							<u>2.5</u>	<u>1.5</u>			<u>2.6</u>	<u>2.6</u>		
			<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>				<u>28</u>	<u>14</u>				<u>14</u>	<u>14</u>		

1. Amount of water: a. _____ - cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

[illegible]

1. Change in point of diversion

a. Amount of water to be diverted 5.98 c.f.s. &/or _____ acre feet

b. Point(s) of diversion NE ^(20.5' 6") ¼ SE ¼, Section 32 Township 6J

Range SE, B.M. Elmore County (L.?)

Additional points ^(2.5) NE 1/4 SW 1/4, NW 1/4 SE 1/4, Sec. 2; ^(2.6) NE 1/4 SW 1/4, ^(2.7) NW 1/4 SW 1/4, Sec. 1, Twp. 12S, R. 6E, D. 17.

c. Description of diverting works _____

d. Describe the reasons for applying for a change in the point(s) of diversion. 5020 2073
ALONG THE RIVER & EACH HAS OWN PT. OF DIVISION.
Each lot will receive share of water right.

2. Change in place of use

a. Describe the lands or place of use to which the right will be transferred:

WP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

MEMORANDUM

TO: Files 02-7172B and 02-7172C

FROM: Don Shaff *DS*

DATE: 4-12-83

SUBJECT: Review Analysis

The number of acres for these two water rights ~~were~~^{was} reduced to split the number of acres licensed for this part of Lot 6. Lot 6 is a thin strip along the river taking in both what would be the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$. A license and field examination in 1979 showed only 14 acres irrigated on the tract of land covered by these two water rights. The 1980 aerial photograph still shows these two subdivision lots unoccupied. The land is still irrigated. Therefore, the 14 acres was evenly divided between the two and the diversion rate reduced to one inch per acre for both rights. The location of the subdivision lots within the same part of the government lot was confirmed in a telephone conversation with Bill Mulvania this morning.

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AUG 16 1994

IN THE DISTRICT COURT OF THE

JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon DRAINAGE BASIN.
Border.

NOTICE OF CLAIM TO A WATER RIGHT

02-7172C	
I.D. No.	Map No.
\$ 10	20354
Fee Paid	Receipt No.

Notice is hereby given that IDAHO PROPERTIES CO.
(Name of Claimant)

326 N. Orchard, Boise, ID 83706
(Mailing Address)

Telephone No. 375-3750

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 10/21/1974
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | |
|---|--|--|-------------------------------|
| Quantity <u>.19 cfs</u>
(CFS, GPD, AF) | Use <u>irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u>
(Mo., Day) | To <u>11/15</u>
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
- (4) .19 cfs TOTAL QUANTITY CLAIMED. Lot 6
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 2, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. pump and pipelines
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
															1.6				
6S	8E	2													9.58				9.58

Total no. of acres 9.58

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 Part of Lot 1, Block 32, Fruitland Subd.

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
DVS ☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. Part 02-7172.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.
Individual



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Date: 8/9/90

MILDRED JOHNSON
16640 S AUSTIN RD
MANTICA CA 95336

RE: Notice of Claim #A 02-07172C in the Snake River Basin
Adjudication
County of ELMORE

Dear Claimant:

We are forwarding to you a data entered copy of the claim you filed in the Snake River Basin Adjudication.

We have interpreted the data from this claim in the process of data entry in a manner which we feel more accurately reflects the true status of this water right. The items that were modified are highlighted. Please review the enclosed claim to assure that these modifications are in agreement with this water right.

If you believe our data is incorrect, and you wish to make any changes to this Notice of Claim, initial the changes, sign the form, have your signature notarized, and return it to this office within 30 days. If you believe the modifications are correct, please retain this copy of your claim for your records.

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

Sincerely,

John D. Carlson
Adjudication Supervisor

JDC:AB;CF;HHT;FEL;RM
Enclosure:

Claim No. A02-07172C

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AUG 07 1992