

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: A71-10059
Date Received: 11/16/1989
Receipt No: W006715
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: THEODORE M WELP
Address: 13891 E SPEEDWAY RD
TUCSON AZ

85748

602-885-4566

AND

Name: D ELAINE WELP
Address: 13891 E SPEEDWAY RD
TUCSON AZ

85748

602-885-4566

2. Date of Priority: DEC 31, 1900

3. Source: SPRINGS

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	13E	6	SW	SE	NE		CUSTER

5. Description of diverting works:

8' PIPE BY HOUSE, THEN UNDER HWY., DITCHES, SURFACE PUMP TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
IRRIGATION	04/15	10/15	0.160		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	13E	6	SE	NE		DOMEST	
			SE	NE		IRR	8.0
					Section Acres		8.0
					Total Acres		8.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-00026

14. Remarks:

OWNER CHANGE RECEIVED 8/30/93; SF 9/10/93.

5/21/97 TF; OWNERSHIP CHANGED OCAMICA TO WELP PER WARRANTY DEED
RECEIVED 6/17/94.

15. Basis of Claim: BENEFICIAL USE



RECEIVED

JUN 17 1994

Department of Water Resources
Southern Region Office

June 7, 1994

Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

Re: Order No. 19811

Ptn. Sections 4, 5, & 6 T10N, R13E B.M. - Custer County
Welp/Ocamica, TTEE of Trusts A and C

Dear Ladies:

In connection with the above mentioned order, please find attached copies/originals of the following documents:

 x New Property Owner/Notice of Change of Water Right Ownership. **ORIGINAL.**

If you have any questions, please feel free to call me.

Sincerely,

SAWTOOTH TITLE COMPANY


Jan L. Burrell
Vice President

JLB/nls

Attachments



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

DATE OF CLOSING: June 1, 1994

JUN 17 1994

LEGAL DESCRIPTION OF PROPERTY: Township 10 N. Range 13 E. Department of Water Resources
Section 4, 5 & 6, 1/4 of 1/4 of 1/4 Govt. Lot , BM. Southern Region Office
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet. See attached description.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: 71-0026 (A 71-00026), 71-0027 (A 71-00027) & A 71-10059

☐ Name and Address of Former Owner/Claimant(s)(Seller): Marie L. Ocamica

6098 Plantation

☐ New Owner/Claimant (Purchaser): Boise, ID 83703

Theodore M. Welp and D. Elaine Welp

☐ New Mailing Address: 13891 E. Speedway Road

Tuscon, AZ 85748

☐ New Telephone Number: (602) 885-4566

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

☐ Attach proof of ownership, describe proof attached: See attached Deed

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

☐ Signature of New Owner/Claimant(s): Theodore M. Welp Date June 1, 1994

Date June 1, 1994

☐ Signature of Former Owner/Claimant(s): Marie L. Ocamica Date June 1, 1994

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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

RECEIVED

P02

206543

JUN 17 1994

Department of Water Resources
Southern Region Office

WARRANTY DEED

FOR VALUE RECEIVED, MARIE L. OCAMICA as Trustee of Trust C of The Tom and Marie Ocamica Family Trust U/T/A dated December 5, 1991, as to an undivided 59.97016% interest and MARIE L. OCAMICA as Trustee of Trust A of the Tom and Marie Ocamica Family Trust U/T/A dated December 5, 1991, as to an undivided 40.02984% interest, hereinafter referred to as the Grantor, hereby grants, bargains, sells and conveys unto THEODORE M. WELP and D. ELAINE WELP, whose address is 13891 E. Speedway Road, Tucson, Arizona 85748, hereinafter referred to as the Grantee, the following described premises situated in Custer County, State of Idaho, to-wit:

Land

The following real property located in Township 10 North, Range 13 East, Boise Meridian, Custer County, Idaho:

The N $\frac{1}{2}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4;
U.S. Government Lots 1 and 2, the S $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, and the S $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5; and
The SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6.

SUBJECT TO taxes and assessments for the year 1994 and easements, reservations and restrictions of record or apparent including without limitation, easements recorded as Instrument no. 143240, 143241 and 142355 and right of way deeds recorded in Book 20 of Deeds at page 410 and Book 36 of Deeds at page 335, records of the Custer County Recorder, Custer County, Idaho, and subject to Public Law 92-400 creating the Sawtooth National Recreation Area and regulations promulgated thereunder, published March 29, 1974 in Volume 39, Federal Register, pages 11544 and 11547.

EXCEPTING THEREFROM the following seven parcels of land:

Parcel No. 1

A parcel of land in U.S. Government Lot 1, Section 5, Township 10 North, Range 13 East, Boise Meridian, more particularly described as follows:

Commencing at the Northeast corner of Section 5, Township 10 North, Range 13 East, Boise Meridian;

THENCE South 89°46' West, 872.00 feet along the Section Line to the point of beginning;

THENCE continuing South 89°46' West along the Section line 436.00 feet;

THENCE South 00°09' West, 1000.00 feet;

THENCE North 89°46' East 436.00 feet;

0206543

WARRANTY DEED 1
OCAMICA\WARRANTY.DED

Custer County Reg. of
Sawtooth Title Co.

Time 2:55 P.M.

June 6 1994
Ethel M. Peck, Clerk
Wanda Murphy
Deputy
\$ 21⁰⁰

THENCE North 00°09' East 1000.00 feet to the point of beginning, containing 10.009 acres, more or less.

Parcel No. 2

A parcel of land in U.S. Government Lot 1, Section 5, Township 10 North, Range 13 East, Boise Meridian, Custer County, Idaho, described as follows:

Beginning at the Northeast corner of Section 5, Township 10 North, Range 13 East, Boise Meridian;

THENCE South 89°46' West along the Section Line 436.00 feet;

THENCE South 00°09' West, 1000.00 feet;

THENCE North 89°46' East, 436.00 feet to the East line of Section 5;

THENCE North 00°09' East, 1000.00 feet along the East line of Section 5 to the point of beginning containing 10.009 acres, more or less.

Parcel No. 3

A parcel of land in U.S. Government Lot 1, Section 5, Township 10 North, Range 13 East, Boise Meridian, Custer County, Idaho, described as follows:

Commencing at the Northeast corner of Section 5, Township 10 North, Range 13 East, Boise Meridian;

THENCE South 89°46' West, 436.00 feet along the Section Line to the point of beginning;

THENCE continuing South 89°46' West along the Section Line 436.00 feet;

THENCE South 00°09' West 1000.00 feet;

THENCE North 89°46' East 436.00 feet;

THENCE North 00°09' East 1000.00 feet to the point of beginning, containing 10.009 acres, more or less.

Parcel No. 4

A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5 in Township 10 North, Range 13 East, Boise Meridian, more particularly described as follows, to-wit:

Beginning at a steel pin which lies North 89°19' West along the Section Line, 1318.35 feet from the Section Corner common to Sections 5, 4, 8 and 9, Township 10 North, Range 13 East, Boise Meridian;

THENCE continuing along the Section Line North 89°19' West, 649.45 feet to a steel pin;
 THENCE North 00°54' East, 859.76 feet to a steel pin on the Southerly right-of-way line of State Highway No. 21;
 THENCE South 80°49'15" East along said right-of-way line 656.66 feet to a steel pin;
 THENCE South 00°54' West, 762.70 feet to the point of beginning, contain 12.102 acres;

Parcel No. 5

A parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5, Township 10 North, Range 13 East, Boise Meridian, Custer County, Idaho, more particularly described as follows, to-wit:

Beginning at a steel pin which lies North 89°19' West, 1967.80 feet along the Section Line from the Section Corner common to Sections 4, 5, 8 and 9, Township 10 North, Range 13 East, Boise Meridian;
 THENCE continuing along said Section Line North 89°19' West, 484.97 feet;
 THENCE North 00°54' East, 932.17 feet to a point on the Southerly right-of-way line of State Highway 21;
 THENCE South 80°49'15" East along said right-of-way line 490.00 feet;
 THENCE South 00°54' West, 859.76 feet to the point of beginning, containing 10.026 acres, more or less, and

Parcel No. 6

A parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 5, Township 10 North, Range 13 East, Boise Meridian, Custer County, Idaho, more particularly described as follows, to-wit:

Beginning at a steel pin which lies North 89°19' West 2452.77 feet along the Section Line from the Section Corner common to Sections 4, 5, 8 and 9, Township 10 North, Range 13 East, Boise Meridian;
 THENCE continuing along said section line North 89°19' West 230.03 feet to a steel pin which lies North 89°19' West, 47.03 feet from the South $\frac{1}{4}$ Section Corner of Section 5;
 THENCE North 00°54' East, 966.53 feet to a point on the Southerly right-of-way line of State Highway 21;

THENCE South 80°49'15" East, along said right-of-way line 232.41 feet;

THENCE South 00°54' West, 932.17 to the point of beginning, containing 5.029 acres, more or less.

Parcel No. 7

Parcels of land being on both sides of the center line of State Highway No. 21, Project No. FH-25-6(2) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6 and the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 10 North, Range 13 East, Boise Meridian, described as follows, to-wit:

Commencing at the West quarter corner of Section 5, Township 10 North, Range 13 East, Boise Meridian;

THENCE Southerly along the West line of said Section 5 a distance of 270.00 feet, more or less, to a point in a line parallel with and 66.00 feet Northeasterly from the center line of said state Highway No. 21, Project No. FH-25-6(2) Highway Survey and being the REAL POINT OF BEGINNING:

THENCE along said parallel line as follows:
South 49°37'45" East - 725.00 feet, more or less, to a point opposite Station 2994+80.74 of said Highway survey, Southeasterly along a spiral curve left having a central angle of 4°00' a distance of 395.39 feet to a point opposite Station 2998+80.74 of said Highway Survey, Southeasterly along a 2798.79 foot radius curve left 1132.87 feet to a point opposite Station 3010+40.32 of said Highway Survey, Southeasterly along a spiral curve left having a central angle of 4°00' a distance of 395.39 feet to a point opposite Station 3014+40.32 of said Highway Survey, South 80°49'15" East - 1692.00 feet, more or less, to a point in the Easterly line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5;

THENCE Southerly along said Easterly line 134.00 feet, more or less, to a point in a line parallel with and 66.00 feet Southerly from the center line of said Highway Survey;

THENCE along said last parallel line as follows:

206543

North 80°49'15" West 1713.00 feet, more or less, to a point opposite Station 3014+40.32 of said Highway Survey, Northwesterly along a spiral curve right having a central angle of 4°00' a distance of 404.61 feet to a point opposite Station 3010+40.32 of said Highway Survey, Northwesterly along a 2930.79 foot radius curve right 1186.29 feet to a point opposite Station 2998+80.74 of said Highway Survey, Northwesterly along a spiral curve right having a central angle of 4°00' a distance of 404.61 feet to a point opposite Station 2994+80.74 of said Highway Survey, North 49°37'45" West 2330.00 feet, more or less, to a point in the West line of the SE¼NE¼ of Section 6, Township 10 North, Range 13 East, Boise Meridian; THENCE Northerly along said last West line 172.00 feet, more or less to a point in a line parallel with and 66.00 feet Northeasterly from the center line of said Highway Survey; THENCE South 49°37'45" East along said last parallel line 1720.00 feet, more or less, to the REAL POINT OF BEGINNING.

Excepting from the above Parcel No. 7 all that portion thereof lying in the NE¼SE¼ of Section 6, Township 10 North, Range 13 East, Boise Meridian.

Highway Station Reference: 2970+95 to 2982+69 and 2988+11.96 to 3031+45.

Parcel No. 7 contains approximately 16.69 acres.

Water Rights

The following described water rights and claims to water rights:

(1) That certain water right decreed to John Brown by the District Court of the Sixth Judicial District of the State of Idaho, County of Custer, Case No. 1363, dated January 16, 1940, in the matter of Cavannaugh v. Merit, et al. and assigned Water Right No. 71-0026 by the Idaho Department of Water resources for 150 miner's inches (3.0 cfs) from Iron Creek, priority May 1, 1902, together with the claim made by the Mortgagee thereon, Claim No. A71-00026, filed in the

District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, Case No. 39567 in the matter entitled In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System.

(2) That certain water right decreed to John Brown by the District Court of the Sixth Judicial District of the State of Idaho, County of Custer, Case No. 1363, dated January 16, 1940, in the matter of Cavannaugh v. Merit, et al. and assigned Water Right No. 71-0027 by the Idaho Department of Water Resources for 200 miner's inches (4.0 cfs) from Iron Creek, priority June 1, 1902, together with the claim made by Mortgagee thereon, Claim No. A71-00027 filed in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, Case No. 39576 in the matter entitled In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System.

(3) That certain claim to a water right filed in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, Case No. 39576 in the matter entitled In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, Claim No. A71-10059, 0.180 cfs of water from springs for domestic and irrigation purposes, with an amended claim of priority of June 6, 1924, for the domestic use and a priority of June 1, 1970, for the irrigation use which was for eight acres of pasture.

Improvements to Land

All improvements to the land described above which comprise, in their major portion one dwelling house and its fixtures, one tack shed, one livestock scale, fences and irrigation works.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents,

issues and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity.

TO HAVE AND TO HOLD all and singular the property, together with the appurtenances, unto the Grantee, Grantee's successors, heirs and assigns forever.

AND Grantor shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, Grantee's successors, heirs and assigns against Grantor and Grantor's successors, heirs and assigns and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, Grantor has hereunto executed this Deed
the 1st day of June, 1994.

Marie L. Ocamica
MARIE L. OCAMICA as Trustee for
Trust A and Trust C of The Tom
Marie Ocamica Family Trust

STATE OF IDAHO)
 : ss.
County of Ada)

On this 1st day of June, 1994, before me, the undersigned Notary Public in and for said State, personally appeared Marie L. Ocamica, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of Trust A and Trust C of The Tom and Marie Ocamica Family Trust, and acknowledged to me that such she executed this instrument as the trustee.

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

Notary Public for Idaho
Residing at Boise Idaho
My Commission Expires 2-27-97

RECEIVED

OCT 08 1993

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

Department of Water Resources
Southern Region Office

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

CIVIL CASE NUMBER: 39576

Ident. Number: A71-10059
Date Received: 11/16/1989
Receipt No: W006715
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ESTATE OF TOM J OCAMICA 208-853-4640
Address: 6098 PLANTATION
BOISE ID 83703
OR
Name: MARIE L OCAMICA 208-853-4640
Address: 6098 PLANTATION
BOISE ID 83703
2. Date of Priority: DEC 31, 1900
3. Source: SPRINGS Trib. to: SINKS
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	13E	6	SW	SE	NE		CUSTER
5. Description of diverting works:
8' PIPE BY HOUSE, THEN UNDER HWY., DITCHES, SURFACE PUMP TO HOME
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
IRRIGATION	04/15	10/15	0.160		
7. Total Quantity Appropriated is:
0.180 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	13E	6	SE	NE		DOMEST	
			SE	NE		IRR	8.0
					Section Acres		8.0
					Total Acres		8.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-00026

14. Remarks:
OWNER CHANGE RECEIVED 8/30/93; SF 9/10/93.

15. Basis of Claim: BENEFICIAL USE

11
SUBMITTED TO AUDITOR
ON 9-15-93

TO: S. Frazee to Log In
FOR: D. Shaff/D. Allen
FROM: S. Frazee
SUBJ: Receipt No. 0028467 (Please attach ARQ2 Receipt copy immediately behind blue form)

Date: 09-10-93

RE: PayOR Marie L. Ocamica
Address 6098 Plantation
Boise ID 83703

Claimant(s) if NOT Payor Estate of Tom J. Ocamica + Marie L. Ocamica
Refund Amount \$ ~~50.00~~ 32.00 Claim Location (Region/Claimant) S/dusk
Extension Filed? (Y) N NA Copy Attached? (Y) N NA
Late Fees Paid? (Y) N NA Late Fee Receipt # 0028467
S.O. Verified Ext. by S on 9-10-93 D.B. Query by n/a
Refund Generated By () Agent (S) () Claimant
Refund Category:
insufficient fees / claim incomplete / withdrawn (o-pmt)

Date of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
A71-000207	irr.	LATE \$ 50.00	50.00	0028467
A71-00026	"	LATE \$ 51.00	50.00	0028466
		\$ 32.4	342	
A71-10628	IRR	\$ 324-		0006715
Total		\$ 100.-424	\$ 50.-392	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached (Y) N
see ltr from Attny Collins. # EXT. REQUEST APPROVAL

Region AJ Spvsr. Approval _____ S.O. AJ Spvsr. Approval _____
Don Shaff Approval 9-14-93 Hold _____ To Fiscal 09-14-93
Data Base Modified? Y/N (NA) A &/or R Records By _____ on _____
Logged 09-10-93



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 14, 1993

Marie L. Ocamica
6098 Plantation
Boise, ID 83703

RE: Snake River Basin Adjudication (SRBA)
Custer County - #A71-00027 & A71-10059
Receipt #C028466 & C028467 - \$100.00

Dear Claimant:

An overpayment of your filing fees has been brought to our attention on your above claim in the amount of \$32.00. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

For your information, the amount of the refund from your recent payment was calculated in the following manner:

<u>CLAIM NO.</u>	<u>ACRES</u>	<u>FEE</u>	<u>PAID</u>
A71-10628	274	\$324.	\$324.
A71-00026	292	342.	50.
A71-00027	292	50.	50.
TOTAL \$	---	\$392.	\$424.

Keep in mind the recent filing of A71-00026 replaced A71-10628, and the fees paid for A71-10628 were applied to A71-00026. The bottom line of this is you are refunded the \$50.00 late filing fee minus the extra 18 acres you have now claimed.

The name change you submitted has been processed and a copy of Notice of Claim #A71-10059 is enclosed for you. I have also enclosed your receipts #C028466 and #C028467 which you may keep for your records.

If you or Mr. Collins have any questions about this, please feel free to contact me.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

cc: B. Collins w/Enclosures

Enclosures:

Receipts C028466 & C028467

Copy of Notice of claim #A71-10059

Copy of Approved Change of Water Right Ownership Form



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

AUG 30 1993

Department of Water Resources

DATE OF CLOSING: _____

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

- ☐ 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) A71-10059
 Assigned by IDWR: _____
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Tom J. Ocarnicz or Marie L. Ocarnicz
Rt. 1 Star River Ranch
Star, ID 83669
- ☐ New Owner/Claimant (Purchaser): Estate of Tom J Ocarnicz or Marie L Ocarnicz
- ☐ New Mailing Address: 6098 Plantation
Boise, ID
- ☐ New Telephone Number: () 853 - 4640
- ☐ 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: _____

(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) Marie L. Ocarnicz Date 8-13-93
 _____ Date _____
- ☐ Signature of Former Owner/Claimant(s) Marie L. Ocarnicz Date 8-13-93
 _____ 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: 09-10-93 By: [signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 9-14-93 By: [signature]

Claim Numbers of Split, if any: _____

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

WESTBERG, McCABE & COLLINS
CHARTERED

ATTORNEYS & COUNSELORS AT LAW
733 NORTH SEVENTH STREET
P.O. BOX 2836
BOISE, IDAHO 83701-2836

RECEIVED
AUG 30 1993
Department of Water Resources

PAUL L. WESTBERG
THOMAS J. McCABE
WILLIAM D. COLLINS

August 27, 1993

FAX
(208) 336-2121

TELEPHONE
(208) 336-5200

Mr. David Shaw,
Snake River Adjudications Claims Supervisor
Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

Dear Dave:

I am enclosing an amended Notice of Claim to Water Right under the SRBA to amend claim no. A71-10628 back to A71-00026 and a new Notice of Claim to Water Right to be identified as a 71-00027. These water rights are out of Iron Creek, a tributary to Valley Creek west of Stanley.

The history regarding the claims is somewhat convoluted. Mr. Ron Howerton the Western Region in 1989 prepared the Notice of Claim for Mr. Ocamica. He combined two adjudicated rights 71-00026 and 71-00027 which were decreed in 1940 by the Sixth Judicial District, County of Custer, in the case of Cavannagh vs. Merritt, et al. Those two rights should not have been put into a single claim since the priorities were different, May 1, 1902 for 3.0 cfs and June 1, 1902 for 4.0 cfs.

In February 1992, Jeannie Robertson of the Southern Region changed claim no. A71-00026 to A71-10628 for the purpose of showing that the earlier two decreed rights were being combined as a single claim.

In conferring with Mr. Alan Merritt of the southern region earlier this month, he told me that the department would adjust the two priorities of the decreed rights to the later priority unless an amended claim and a new claim were filed. Therefore, we are filing the amended claim and the new claim. I am enclosing my client's personal check in the amount of \$50 for filing the new claim and a second check in the amount of \$50 as a late fee for that claim.

I am also enclosing a Notice of Change of Water Right Ownership from Tom J. Ocamica and Marie L. Ocamica to the Estate of Tom J. Ocamica and Marie L. Ocamica. I am also enclosing a Request for Extension of Time to file the new claim.

Mr. David Shaw
August 18, 1993
Page 2

I would like to request a waiver of both the \$50 for the second filing and the \$50 for the late fee. If there is an appropriate form for requesting this waiver, please forward it to me and I will return it executed. The reason the waiver is requested is that the department was in error in recommending to Mr. Ocamica to file a single claim. A copy of Mr. Howerton's letter of September 21, 1989 is enclosed. In other words, he prepared the single claim in error and recommended that it be filed. He had assumed the priority dates under the two decreed rights were the same. They apparently are not.

Very truly yours,

WESTBERG, MCCABE & COLLINS, Ctd.

A handwritten signature in dark ink, appearing to read 'William D. Collins', written in a cursive style.

William D. Collins

WDC/cp

cc: Vickie Beach
Marie L. Ocamica
Alan Merritt w/Enclosures

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
AUG 30 1993
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

MARIE L. OCAMICA, individually and as
Personal Representative of the Estate of Tom J. Ocamica (208) 853-4640
Name of Claimant Phone Number

6098 Plantation _____, Boise ID 83703
Mailing Address City State Zip

Custer _____, January 1, 1990
County(s) where place of use is located Date claim originally due

71-00027
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

At the recommendation of the Department rights 71-00026 and 71-00027 were
combined into A71-00026 on the understanding that both adjudicated rights
had a single priority and later changed by the Department to A71-10628.
Since the priority dates are different A71-10628 is being amended back to
A-71-00026 and this new claim is filed for A71-00027

Claimant requests an extension to December 1, 19 93

x Marie L. Ocamica August 13, 19 93
Signature Date of request

Title Individually and as Personal Representative

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to August 30, 19 93
Signed this 2 day of Sept, 19 93

Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

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: A71-10059
Date Received: 11/16/89
Receipt No: W006715
Received By: Rch

RECEIVED

NOV 21 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TOM J. OCAMICA 208-286-7000
Address: RT. 1
STAR RIVER RANCH
STAR, ID 83669

OR

Name: MARIE L. OCAMICA 208-286-7000
Address: RT. 1
STAR RIVER RANCH
STAR, ID 83669

2. Date of Priority: DEC 31, 1900

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	13E	6	SW	SE	NE		CUSTER

5. Description of diverting works:
8' PIPE BY HOUSE, THEN UNDER HWY., DITCHES, SURFACE PUMP TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
IRRIGATION	04/15	10/15	0.160		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

A71-10059

Page 1

Date: 09/19/89

COPY

INDEXED

MAR 17 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	13E	6	SE	NE		DOMEST	
			SE	NE		IRR	8.0
						Section Acres	8.0
						Total Acres	8.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-00026

14. Remarks:

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): Tom J. Ocasio Date: Nov 16-1989

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of Nov 19 89

Don Howerton
Notary Public

Seal

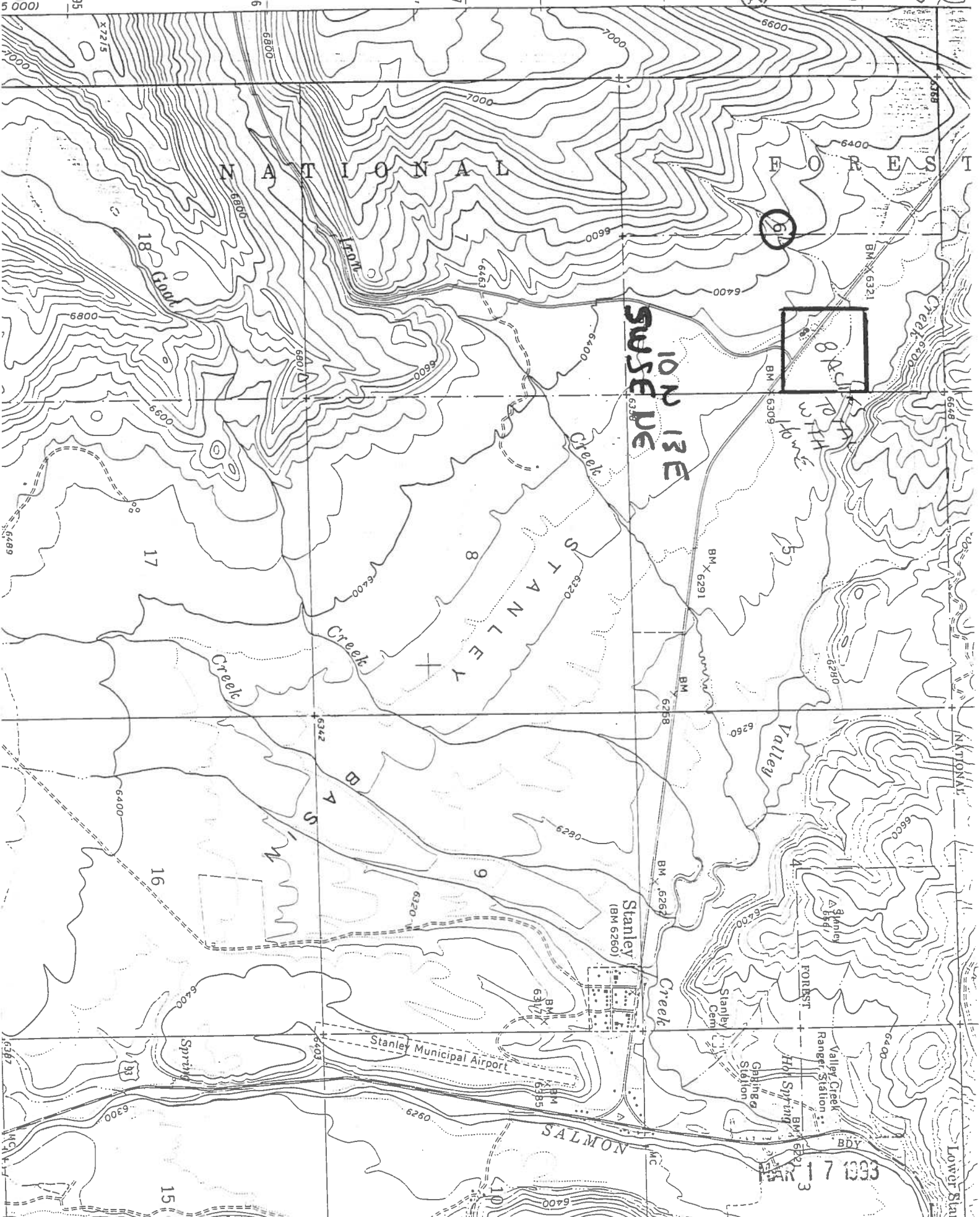
Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

MAR 17 1993

A71-10059

R13E

T11N



17 1993

Water Right Number - 71-00027

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +
*** C - CURRENT OWNER ***
BROWN

JOHN

1 -

2 -

3 -

City-
Phone -

State-

Zip-

+ - - - - Priority Date - - +
06/01/1902+ - - - - Region - - - +
17+ - - - - Stage - - - +
D - DECREED

Status - - - +

Source - - - - +
IRON CREEKTributary - - - - +
VALLEY CREEK+ - - - - Twn Rng Sec Tract Lot Rflg County
10N 13E 7 SE NE (37) CUSTER

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

01 - IRRIGATION

4.000

+ - - - - Total Div. Rate - + - - - Total Div. Volume - + - - - Total Div. Capacity - +
4.000

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10N	13E	5	SW NE			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW NW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SE NW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NE SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NW SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SE SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NW SE			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW SE			01	IRRIGATION	(37) CUSTER	

Total Acres:

+ - - - - Diversion Means -
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use - 71-00026.*S showed
in as combined
with A 71-00026CO combined
with A 71-00026MICROFILMED
MAR 17 1993

+ - Decree Date
01/16/1940

MICROFILMED
MAR 17 1993

Water Right Number - 71-00026

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

*** C - CURRENT OWNER ***
BROWN

JOHN

1 -
2 -
3 -
City-
Phone -
State- Zip-

Priority Date - +
05/01/1902 17

+ - - - - Stage - - - +
D - DECREED

+ - - - - Status - - - +

Source - - - - -
IRON CREEK

Tributary - - - - -
VALLEY CREEK

TwN Rng Sec Tract Lot Rflg County
10N 13E 7 SE NE (37) CUSTER

01 - IRRIGATION

+ - - - - Total Div. Rate - + - - - - Total Div. Volume - + - - - - Total Div. Capacity - +
3.000

3.000

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10N	13E	5	SW NE			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW NW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SE NW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NE SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NW SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SE SW			01	IRRIGATION	(37) CUSTER	
10N	13E	5	NW SE			01	IRRIGATION	(37) CUSTER	
10N	13E	5	SW SE			01	IRRIGATION	(37) CUSTER	

Total Acres:

+ - - - - Diversion Means -
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use - 71-0027.

MICROFILMED
MAR 17 1993

Adj. flag translation: Standard Water Right Number

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+ - Decree Date

01/16/1940

[illegible]

Proof Due Date	00/00/0000	Field Exam Made	00/00/0000	Field Exam Fee	-
Approved/Denied	00/00/0000	Protested Date	00/00/0000	Swan Falls	-
Proof Made Date	00/00/0000	Hearing Date	00/00/0000	Temporary Right	-
Start Work Date	00/00/0000	Verified Date	04/23/1985	DLE/Carew Act	-
Order Show Cause	00/00/0000	Receipt Number	-	Water District	-
Licensed Date	00/00/0000	Appl Received	00/00/0000	Transfer/Amended	-
Decree Date	01/16/1940				

MICROFILMED
MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A71-10059
TOM J. OCAMICA
RT. 1
STAR RIVER RANCH
STAR

ID 83669

A71-10059
MARIE L. OCAMICA
RT. 1
STAR RIVER RANCH
STAR

ID 83669

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 17 1993

WESTBERG, McCABE & COLLINS
CHARTERED

ATTORNEYS & COUNSELORS AT LAW
733 NORTH SEVENTH STREET
P.O. BOX 2836
BOISE, IDAHO 83701-2836

PAUL L. WESTBERG
THOMAS J. McCABE
WILLIAM D. COLLINS

May 20, 1992

FAX
(208) 336-2121

TELEPHONE
(208) 336-5200

RECEIVED

MAY 21 1992

Department of Water Resources
Southern Region Office

Mr. Allen Merritt
Water Rights Supervisor
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

Re: Tom J. Ocamica and Marie L. Ocamica
Claim No. A71-10059

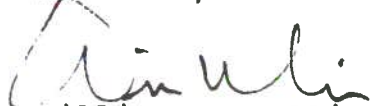
Dear Mr. Merritt:

I talked with you yesterday regarding providing proof which you requested regarding the above water right as to the date of priority. I am enclosing the original of an Affidavit signed by my client which contains copies of the documents to support the priority date.

The claim initially asserted a priority date of December 31, 1900 for domestic purposes and irrigation of eight acres. We have been unable to document that claim priority entirely. The Affidavit asserts a priority date for the domestic use of a date no later than June 6, 1920, and for the irrigation of the eight acres of pasture no later than June 1, 1970. When I talked with you yesterday, you suggested that you may want to break this claim into two separate claims by filing an amended claim. If you feel that is necessary, please prepare the amended claims and submit them to me.

Very truly yours,

WESTBERG, McCABE & COLLINS, Ctd.


William D. Collins

WDC/ml

Enclosure

cc Marie L. Ocamica

MICROFILMED

MAR 17 1993

AFFIDAVIT EVIDENCING PRIORITY OF WATER RIGHT

RECEIVED

MAY 21 1992

STATE OF IDAHO)
 : ss.
County of Ada)

Department of Water Resources
Southern Region Office

MARIE L. OCAMICA, being first duly sworn on oath, deposes and states as follows:

1. On November 16, 1989, she and her husband, TOM J. OCAMICA, filed a claim with the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, Case No. 39576, in that certain action entitled In Re The General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, Identification No. A71-10059. Under that claim, a priority was asserted of December 31, 1990, to the water from a spring having a point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, T. 10 N., R. 13 E., Custer County, Idaho. The claim of use was for domestic purposes in the amount of 0.020 cfs. and for irrigation purposes in the amount of 0.160 cfs. The claim was filed based upon the diversion and application to beneficial use prior to the creation of the mandatory permit system.

2. TOM J. OCAMICA died the 26th day of February, 1992, and your Affiant is the sole surviving heir and is entitled to all of the right, title and estate of TOM J. OCAMICA in and to the real property upon which the above claim of a water right was appurtenant and to the water right itself.

3. Your Affiant makes this affidavit in further support of the claimed priority.

MICROFILMED

MAR 17 1993

4. The real property upon which the place of use of the water right is made was acquired by your Affiant and TOM J. OCAMICA in 1967. At the time of the acquisition of this property, there was an existing cabin located thereon and evidence clearly appeared on the ground that the sole source of water for that residence was the spring out of which this water right is claimed. The cabin appeared to have been constructed more than 50 years prior to 1967. Your Affiant understands from her abstract of title to the property and from residents of the Stanley area, now deceased, that the residence was used by John Brown and Ollie Brown for many years prior to your Affiant's acquisition of the real property and was likely constructed and occupied by Lancelot E. Hawkins sometime prior to June 7, 1920. Your Affiant also understood from residents of the Stanley area which are now deceased that the water from the spring was the sole source of water for use in or about the cabin.

A patent issued from the United States to Lancelot E. Hawkins on June 6, 1920. The patent was issued by authority of the Act of Congress of May 20, 1862, which was part of the revised statutes of the United States, Section 2289. Under that Homestead Act, which was the original Homestead Act and as then in effect, required the entryman to occupy the real property, maintaining it as his or her residence for a period of at least fourteen months. An item found in the cabin contained the name of Mr. Hawkins. On that basis, your affiant believes that Mr. Hawkins had made a use of the water from the spring as a domestic

use in or about the cabin. A copy of the page from your Affiant's Abstract listing the issuance of the patent is attached as Exhibit "A." On October 20, 1926, Lancelot E. Hawkins and his wife, Florence E. Hawkins, transferred title to the property to John Brown. A copy of the page from your Affiant's Abstract showing that quitclaim deed is attached as Exhibit "B." On February 15, 1953, John Brown and his wife, Ollie Brown, conveyed the real property to John Brown, Incorporated. A copy of your Affiant's Abstract referring to that deed is attached as Exhibit "C." Your Affiant and her husband acquired the real property from John Brown, Incorporated, in 1967.

5. The old cabin was removed by your Affiant and her husband between the years 1967 and 1969. In 1969, your Affiant and her husband constructed a new residence on this property, piped the water from the spring into that residence, and made a use from that date through to the present of the water from the spring for that residence which is a single-family dwelling. In 1970 an underground pipe was laid from the spring northerly underneath Idaho State Highway 21 to irrigate eight acres of land lying north of Idaho State Highway 21 in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 6, T. 10 N., R. 13 E., B.M., Custer County, Idaho. Since 1970 the water from the spring has been continuously used on that eight acres for the irrigation of the eight acres of pasture.

6. When the above claim for the water right for domestic and irrigation purposes was filed, it was filed by your Affiant's husband with a claim of priority date of December 31, 1990.

Affiant's husband used that priority date on the belief that that was the date the water was first used for these purposes. However, while your Affiant believes her husband was correct in claiming that priority date, the records and information that he had available to him is not available to your Affiant, therefore, Affiant is only able to personally provide the information submitted in this affidavit as to the date that the water was first put to beneficial use.

Based upon the foregoing, your Affiant submits that the priority date for the domestic residential use should be no later than June 6, 1920 and for the irrigation of eight acres of pasture no later than June 1, 1970.

DATED this 20 day of May, 1992.

Marie L. Ocamica
Marie L. Ocamica

SUBSCRIBED and SWORN To before me this 20 day of May, 1992.

[Signature]
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 2-27-97

No.....

UNITED STATES,
Grantor

To

LANCELOT E. HAWKINS

Grantee

Certificate No.

HAILEY 017909

Character of Instrument, U. S. Patent

Date of Instrument,

JUNE 7, 1920

Date of Record,

FEBRUARY 16, 1925

Book 16 of DEEDS, Page 208

Issued by authority of the Act of Congress of MAY 20, 1862
and the Acts supplementary thereto.

Executed by the President WOODROW WILSON

By M. P. LEROY, Secretary

L. Q. C. LAMAR

Recorder of the General Land Office

Is Seal of the General Land Office Affixed YES Recorded Vol., Page.

Recorded No. 753983

Granting Words and Reservations: GRANTED SUBJECT TO ANY VESTED AND ACCRUED WATER RIGHTS FOR MINING, AGRICULTURAL, MANUFACTURING, OR OTHER PURPOSES, AND RIGHTS TO DITCHES AND RESERVOIRS USED IN CONNECTION WITH SUCH WATER RIGHTS, AS MAY BE RECOGNIZED AND ACKNOWLEDGED BY THE LOCAL CUSTOMS, LAWS, AND DECISIONS OF COURTS; AND THERE IS RESERVED FROM THE LANDS HEREBY GRANTED A RIGHT OF WAY THEREON FOR DITCHES OR CANALS CONSTRUCTED BY THE AUTHORITY OF THE UNITED STATES.

CONVEYS: THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION FIVE AND THE SOUTHEAST QUARTER OF THE NORTH-EAST QUARTER OF SECTION SIX IN TOWNSHIP TEN NORTH OF RANGE THIRTEEN EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED SIXTY ACRES, ACCORDING TO THE OFFICIAL PLAT OF THE SURVEY OF THE SAID LAND, RETURNED TO THE GENERAL LAND OFFICE BY THE SURVEYOR GENERAL. WITH THE APPURTENANCES.

EXHIBIT A

CUSTER COUNTY TITLE INC

MICROFILMED

MAR 17 1993

GRANTEE.

QUITCLAIM DEED

DATED----- OCTOBER 20, 1926.

ACKNOWLEDGED----- OCTOBER 20, 1926, BOTH APPEARED BEFORE FRANK S. BOONE, A NOTARY PUBLIC. SEALED AND REGULAR.

RECORDED----- DECEMBER 6, 1926, IN BOOK 19 OF DEEDS AT PAGE 549.
EMMETT DONAHUE, EX-OFFICIO RECORDER, BY JOHN BOYD,
DEPUTY.

CONSIDERATION----- TEN AND NO/100 (\$10.00) DOLLARS.

GRANTING WORDS----- BARGAIN, SELL, REMISE, RELEASE, AND FOREVER QUIT-
CLAIM.

CONVEYS----- THE FOLLOWING DESCRIBED REAL ESTATE SITUATE IN THE
COUNTY OF CUSTER AND STATE OF IDAHO, TO-WIT:

SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW $\frac{1}{4}$ NW $\frac{1}{4}$)

AND THE WEST HALF SOUTHWEST QUARTER ($W\frac{1}{2}SW\frac{1}{4}$) OF SECTION FIVE (5) AND THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER ($SE\frac{1}{4}NE\frac{1}{4}$) OF SECTION SIX (6) ALL IN TOWNSHIP TEN (10) NORTH RANGE THIRTEEN (13) EAST OF THE BOISE MERIDIAN, IDAHO; ALSO TOGETHER WITH ANY AND ALL DITCHES, CANALS, WATER AND WATER RIGHTS HAD IN CONNECTION WITH THE ABOVE DESCRIBED LAND. WITH THE APPURTENANCES.

EXHIBIT B

CLUSTER COUNTY TITLE, INC.

MICROFILMED

MAR 17 1993

No. 105563

JOHN BROWN & OLLIE BROWN, HUSBAND
AND WIFE,

GRANTORS,

TO

JOHN BROWN, INCORPORATED,

GRANTEE.

QUIT CLAIM DEED

DATED----- FEBRUARY 15, 1953.

ACKNOWLEDGED----- FEBRUARY 15, 1953, BOTH APPEARED BEFORE J. W. DAVIES,
A NOTARY PUBLIC. SEALED AND REGULAR.

RECORDED----- MARCH 12, 1953, IN BOOK 30 OF DEEDS AT PAGE 190.
JOHN BOYD, EX-OFFICIO RECORDER, BY HOWARD BAXTER,
DEPUTY.

CONSIDERATION----- TEN DOLLARS (\$10.00), AND OTHER GOOD AND VALUABLE
CONSIDERATION.

GRANTING WORDS----- REMISE, RELEASE AND QUIT CLAIM.

CONVEYS----- THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN
CUSTER COUNTY, IDAHO: SE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 6, TOWNSHIP
10 N. RANGE 13 E.B.M. S $\frac{1}{2}$ NE $\frac{1}{4}$, TAX LOT 438, NW $\frac{1}{4}$ SE $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, LOTS 1 - 2 TAX LOT 437, S $\frac{1}{2}$ NE $\frac{1}{4}$ SECTION 5, TOWNSHIP 10 N. RANGE 13 E.B.M. SW $\frac{1}{4}$ NW $\frac{1}{4}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$ SECTION 4, TOWNSHIP 10 N. RANGE 13 E.B.M. WITH THE APPURTENANCES.

EXHIBIT C

MICROFILMED

MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

August 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

THEODORE M WELP
D ELAINE WELP
PO BOX 270
STANLEY ID 83278

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A71-00026B, A71-00027B, A71-10059
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly. Enclosed you will find computer printouts of your claims showing the requested change.

If you have any questions, please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

71-10059

RECEIVED

July 22, 1998

AUG 11 1998

Department of Water Resources
Southern Region

NOTICE OF ERROR
REPLY

(Change to address)

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: August 14, 1998

3 Water right numbers 71-10059; 71-00026B & 71-00027B

THEODORE M WELP
D ELAINE WELP

~~13891 E SPEEDWAY RD~~
~~TUCSON AZ 85748~~

*PO Box 270
Stanley, Id. 83278*

Daytime Telephone Number:

Evening Telephone Number:

> 208-774-3631

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

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

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

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

DATE: 8/7/98 SIGNATURE: *Theodore M Welp*
Please print your name: THEODORE M. WELP

AJ0763NP
(00-124)

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

06/29/98 11:21:47
Page 1

Water Right Number - R71-10059

Prefix Translation:

RESEARCH

Old (D) Number -

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

+ - First Name - - - - +

+ - - - - Address - - - - -

+ - - - -

*** C - CURRENT OWNER ***

WELP

THEODORE M

1 - 13891 E SPEEDWAY RD
2 -
3 -

State- AZ Zip- 85748

WELP

D ELAINE

City- TUCSON
Phone - 602-885-4566
1 - 13891 E SPEEDWAY RD
2 -
3 -

State- AZ Zip- 85748

+ - - Priority Date - - +
12/31/1900

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

Source - - - - -

Tributary - - - - -

SINKS

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

10N 13E 6 SW SE NE (37) CUSTER

43 - DOMESTIC
01 - IRRIGATION

01/01 12/31
05/01 09/30

0.020
0.160

+ - Total Div. Rate - + + - Total Div. Volume - +
0.180

+ - Total Consumptive Use - + + - KW Usage - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10N	13E	6	SE NE	3.1	01	IRRIGATION	(37) CUSTER	
10N	13E	6	SE NE	43	DOMESTIC	(37) CUSTER		

Total Acres: 3.1

+ - - Diversion Means - 8' PIPE BY HOUSE, THEN UNDER HWY., DITCHES, SURFACE PUMP TO HOME

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 71-000268 & 71-000278

+ - - - - Remarks - - - - -

POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 277.5 ACRES IN A SINGLE IRRIGATION SEASON.

Prefix Translation: RESEARCH

	Remarks
COMBINED RIGHT NOS.: 71-000268, 71-000278 & 71-10059.	

EXP DOMESTIC USE IS FOR 1 HOME.

	No Old Water Right Numbers Found	Old Water Right Numbers
+ - - - - +	- - - - -	- - - - - +

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

Decree Plaintiff	Decree Defendant	Decree Date
00/00/0000		

	-Comments-
Date: 05/21/1997 User Id: TFWACETT Subject: OWNERSHIP CHANGE	
OWNERSHIP CHANGED OCMAMICA TO HELP PER WARRANTY DEED RECEIVED	6/17/94.

+ - - Audit Fields - - +
06/29/98 AMERRITT

Adjudication Rights Dates and Flags Area	
Court Report Filing	00/00/0000
Objection Filed Date	00/00/0000
Response Filed Date	00/00/0000
Claim Received Date	11/16/1989
Field Inspection Made	00/00/0000
Field Inspection Flag	
Verified Date	00/00/0000
Last Amended Date	00/00/0000
Receipt Number	W006715
POU Ownership Flag	Y
Name Connector	AND
Civil Case Number	39576
Old Case Number	
Old Judicial District	
Temporary Right	P
Water District	
Federal/State Indicator	S
Presumption Flag	
Notice of Error Flag	

71-10059

CLAIM NUMBERS _____

DATE 6/27/98

TRANSFER NUMBER _____

HOMESTEAD ENTRY NO. _____

AGENT AD

CLAIMED ACRE TOTAL _____

GEOGRAPHIC INFO ACRES _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM																			
GIS	10N	13E	6				3.1												2.1
ECOM																			
CLAIM																			
GIS																			
ECOM																			
CLAIM																			
GIS																			
ECOM																			
CLAIM																			
GIS																			
ECOM																			

B71-DBPOD.SHP

NOS DESCRIPTION

129 SWSENE Sec 6

$$\begin{array}{r} \text{Sec 1} \\ \hline 2.6 \end{array} \quad \begin{array}{r} \text{Ac 1} \\ \hline 0.5 \end{array}$$

3.1

B71-DBPOU.SHP

SHAPE NOS

186 3.1

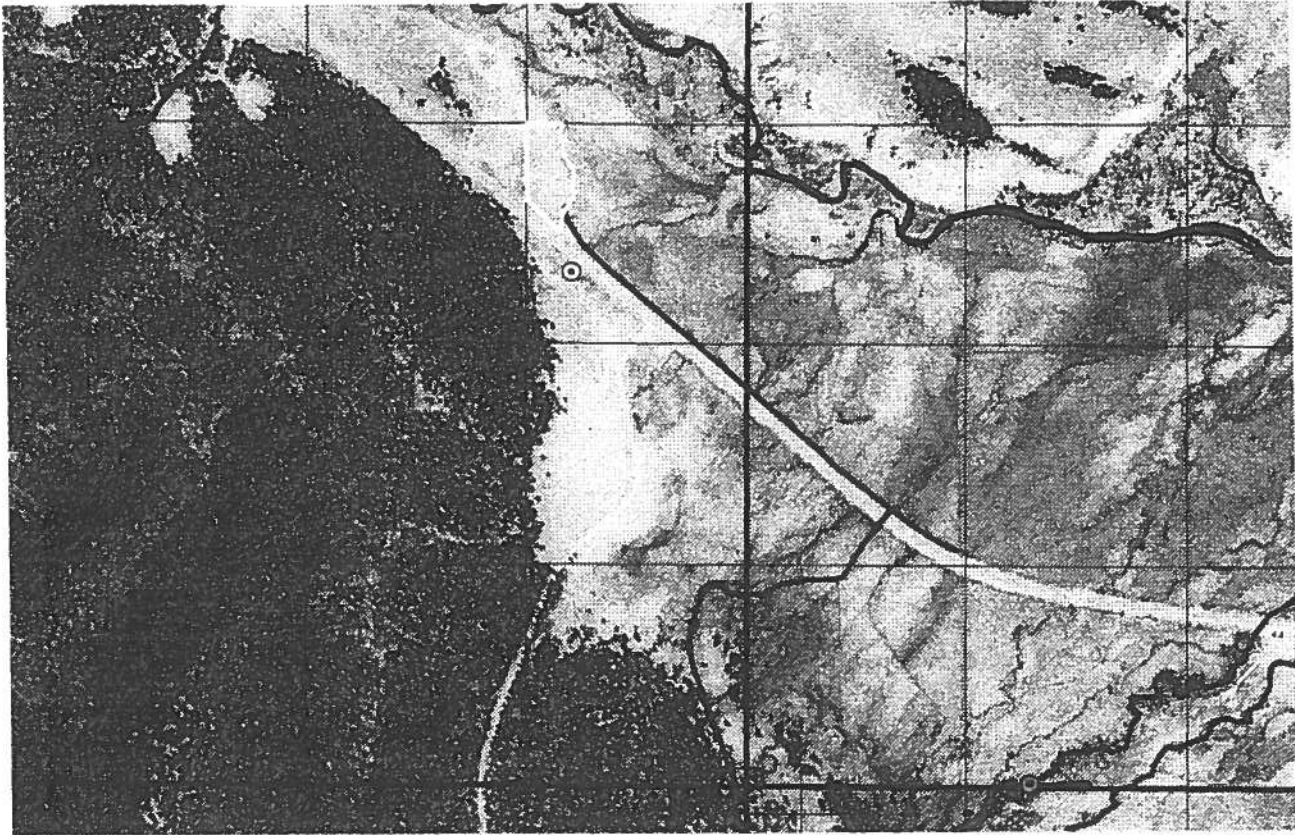
DBF TABLES UPDATED

B71-DBPOD.DBF

B71-DBPOU.DBF

IDAHO DEPARTMENT OF WATER RESOURCES

71-10059



1320 0 1320 2640 3960 5280 Feet

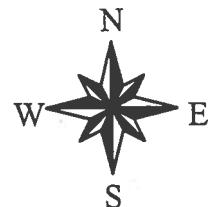
POU:

TWP 10N, RGE 13E, SEC 6

POD:

SPRINGS - SWSENE SEC 6;

TWP 10N, RGE 13E



RECOMMENDED PLACE OF USE

○ RECOMMENDED POINT OF DIVERSION

□ SECTION LINES

□ QUARTER QUARTER LINES

∧ STREAM AND DITCH CHANNELS

GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY JUNE 1998
BY ALLEN MERRITT

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-10059

09:45:55
06/15/98

LAST: OCAMICA
ADDRESS: 6098 PLANTATION
CITY: BOISE
PHONE NUMBER: 208-853-4640
OWNER CODE: 0

FIRST: MARIE L
ID ZIP: 83703
STATE:
LAST: OCAMICA
ADDRESS: RT 1
CITY: STAR RIVER RANCH
PHONE NUMBER: 208-286-7000
OWNER CODE: 0

FIRST: TOM J
ID ZIP: 83669
STATE:
LAST: OCAMICA
ADDRESS: RT 1
CITY: STAR RIVER RANCH
PHONE NUMBER: 208-286-7000
OWNER CODE: 0

FIRST: MARIE L
ID ZIP: 83669
STATE:
LAST: OCAMICA
ADDRESS: 6098 PLANTATION
CITY: BOISE
PHONE NUMBER: 208-853-4640
OWNER CODE: 0

FIRST: ESTATE OF TOM J
ID ZIP: 83703
STATE:
LAST: WELP
ADDRESS: 13891 E SPEEDWAY RD
CITY: TUCSON
PHONE NUMBER: 602-885-4566
OWNER CODE: 0

FIRST: THEODORE M
AZ ZIP: 85748
STATE:
LAST: WELP
ADDRESS: 13891 E SPEEDWAY RD
CITY: TUCSON
PHONE NUMBER: 602-885-4566
OWNER CODE: 0

FIRST: D ELAINE
AZ ZIP: 85748
STATE:
LAST: WELP
ADDRESS: 13891 E SPEEDWAY RD
CITY: TUCSON
PHONE NUMBER: 602-885-4566
OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: GEN OWNER CHANGE RECEIVED 8/30/93; SF 9/10/93.

FIELD EXAMINER
Y() N()

CLAIM REMARKS (CONT'D):

5/21/97 TF: OWNERSHIP CHANGED OCAMICA TO HELP PER WARRANTY DEED
RECEIVED 6/17/94.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A71-10059 PRIORITY DATE: 12-31-1900 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES:

Y() N()

Y() N()

Y() N()

N/A() Y() N()

N/A() Y() N()

N/A() Y() N()

N/A() Y() N()

N/A() Y() N()

Y() N()

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A71-10059	10N	13E	6	SW	SE	NE			CUSTER	

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE
WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: SPRINGS

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
10N	13E	6	SW	SE	NE				CUSTER		

[illegible]

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A71-10059
R71-10059

B. POU LISTING											
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	13E	6	SE	NE		WELP, THEODORE M	A71-10059 /	-	/		37.0
			SE	NE		WELP, THEODORE M	A71-00026 / 10.0	-	/		
			SE	NE		WELP, THEODORE M	A71-00027 / 10.0	-	/		
			SE	NE		WELP, THEODORE M	R71-10059 /	-	/		
			SE	NE		OCAMICA, TOM J	A71-10628 / 10.0	-	/		
10N	13E	6	SE	NE		WELP, THEODORE M	A71-10059 / 8.0	-	/		37.0
			SE	NE		WELP, THEODORE M	A71-00026 / 10.0	-	/		
			SE	NE		WELP, THEODORE M	A71-00027 / 10.0	-	/		
			SE	NE		WELP, THEODORE M	R71-10059 /	-	/		
			SE	NE		OCAMICA, TOM J	A71-10628 / 10.0	-	/		

ADDITIONAL POU FOUND

TOTAL ACRES	A71-10059	8.00	74.00
-------------	-----------	------	-------

POU COUNTY: CUSTER

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-10059	SPRINGS	WELP, THEODORE M	0.180	0.022		
A71-00026	IRON CREEK	WELP, THEODORE M	3.000	0.010		
A71-00027	IRON CREEK	WELP, THEODORE M	4.000	0.013		
R71-10059	SPRINGS	WELP, THEODORE M	0.180	0.022		
A71-10628	IRON CREEK	OCAMICA, TOM J	7.000	0.025		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A71-10059	DOMESTIC	WELP, THEODORE M	FROM 01-01 TO 12-31	0.020 CFS	
A71-10059	IRRIGATION	WELP, THEODORE M	FROM 04-15 TO 10-15	0.160 CFS	
R71-10059	DOMESTIC	WELP, THEODORE M	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A71-00026

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A71-10059 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	
A71-10059 IRRIGATION	FROM 04-15 TO 10-15	0.160 CFS	
TOTAL DIVERSION RATE/VOLUME		0.180 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USER? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 0.180 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE _____ 1b. CALCULATIONS

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP	ACCEPTED AS CLAIMED	NEEDS REVIEW
FOREFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-10059	DATABASE	EXAMINER	CFS			
TOTAL DIVERSION RATE OF WR SPLITS						
SPLITS:						
OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A71-10059	0.180	R71-10059	0.180	-	-
TOTAL CFS	0.180			0.180		

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

() ORTHOPHOTOQUAD	DATE OF PHOTO	IDMR ID NO.	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED	IDMR ID NO.	Y() N()
() NAPP	DATE OF PHOTO	IDMR ID NO.	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO		Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO		Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO		Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY		Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED		Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP		Y() N()
() OTHER	DATE		Y() N()
() OTHER	DATE		Y() N()
() OTHER	DATE		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

() LICENSING FIELD EXAM	DATE OF FIELD EXAM	
() WATER RIGHT LICENSE	DATE LICENSE SIGNED	
() IDMR APPROVED TRANSFER	DATE TRANSFER APPROVED	
() SYSTEM DESCRIPTION	DATE DRAWN	
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN	
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	
() OTHER	DATE	
() OTHER	DATE	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-10059

09:45:55
06/15/98

MR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

TOTAL DIVERSION: 0.18 CFS

8.0

11

Presumption Flag: