

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: **A72-02088F**

Date Received: 1/ 2/1990

Receipt No: W007301

Received By: *ownership change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANTHONY MARIANI 208-939-0899
Address: 4000 E MC MILLAN
MERIDIAN ID 83642
AND/OR
Name: LAURI MARIANI 208-939-0899
Address: 4000 E MC MILLAN
MERIDIAN ID 83642

2. Date of Priority: APR 26, 1947

3. Source: BURNT CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	16E	29		SW	NE		CUSTER

5. Description of diverting works:
1" PIPE FROM CREEK TO POU

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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/YARD & GARDEN-1 HOUSEHOLD

MICROFILMED
NOV 01 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	16E	29	SW	NE		DOMEST	

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:
NONE LISTED

14. Remarks:

SPLIT RIGHT
KARREN: A72-02088A, .02 CFS.
PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS.
FARLA SCHIERMEIER, A72-02088C, .04 CFS
F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS

15. Basis of Claim: LICENSE

Water Right Number: 19840

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: _____

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NOV 01 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 2/1/94

LEGAL DESCRIPTION OF PROPERTY: Township 11N Range 16E Section 29, 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.

RECEIVED
FEB 17 1994
Department of Water Resources
Boise Region Office

☐ 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: A72-02088F

☐ Name and Address of Former Owner/Claimant(s) (Seller): GUS ROOS AND PAULINE ROOS

☐ New Owner/Claimant (Purchaser): Anthony MARIANI AND LAUR MARIANI

☐ New Mailing Address: 4000 E McMillan
MERIDIAN ID 83642

☐ New Telephone Number: (208) 939-0899

☐ 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

(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): Anthony Mariani Date 2/15/94
Laur Mariani Date 2/15/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

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NOV 01 1994

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 2/24/94 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: 2/24/94 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

WARRANTY DEED

For Value Received

CARL L. REED and HELEN L. REED, Husband and Wife,

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

GUS ROOS and PAULINE ROOS, Husband and Wife, Of 2715 Cassia Street,
Boise, Idaho,

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

A fraction of H.E.S. No. 583, in approximate Section 29, Township 11 North
Range 16 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at corner No. 2 of said H.E.S.; thence
South 18°34' West, 17.9 feet, more or less, to a point on the Northerly
boundary line of U.S. Highway 93 right of way; thence
South 56°39' West along said right of way line 622.8 feet to the
TRUE POINT OF BEGINNING; thence continuing
South 56°39' West along said right of way line 209.0 feet; thence
North 22°19' West, 200 feet; thence
North 56°39' East, 209.0 feet; thence
South 22°19' East, 200 feet to the Point of Beginning,
EXCEPTING THEREFROM the following described tract:

Beginning at corner No. 2 of said H.E.S.; thence
South 18°34' West, 17.9 feet, more or less, to a point on the Northerly
boundary line of U.S. Highway 93 right of way; thence
South 56°39' West along said right of way line 727.3 feet to the
TRUE POINT OF BEGINNING; thence continuing
South 56°39' West along said right of way line 104.5 feet; thence
North 22°19' West, 200 feet; thence
North 56°39' East, 104.5 feet; thence
South 22°19' East, 200 feet to the Point of Beginning.

Plus a $\frac{1}{2}$ interest in that amount of water from Burnt Creek that
will flow by gravity through a one inch line, reduced to a $\frac{3}{4}$ inch
line on the Grantees' property, when water is available.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they are the owners in fee simple of said premises; that said
premises are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 4th day of September, 1973.

Carl L. Reed
Carl L. Reed, Grantor

Helen L. Reed
Helen L. Reed, Grantor

STATE OF IDAHO, COUNTY OF

On this 4th day of Sept., 1973,
before me, a notary public in and for said State, personally
appeared

Carl L. Reed and Helen L. Reed,
Husband and Wife,

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

Ida C. Spring
Notary Public

Residing at Challis, Idaho
Comm. Expires 3-1-75

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at
the request of Gus Roos

at 01 minutes past 3 o'clock P.m.,
this 4th day of Sept,
1973, in my office, and duly recorded in Book
of Deeds at page

Marie Sullivan
Ex-Officio Recorder

By

Fees \$ 10.00

Mail to: Gus Roos
2715 Cassia St.
Boise, Idaho 83723

Deputy.

A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702-5836 / Telephone (208) 336-6700

RECEIVED

FEB 17 1994

Department of Water Resources
Southern Region Office

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED GUS ROOS AND PAULINE ROOS, HUSBAND AND WIFE

Grantor s , do hereby grant, bargain, sell and convey unto ANTHONY MARIANI AND LAURI MARIANI, HUSBAND AND WIFE

the Grantee s , whose current address is: HIGHWAY 75 @ TORREYS, CLAYTON, , ID 83227
the following described real property in CUSTER County, State of Idaho, more particularly described as follows, to-wit:

A FRACTION OF H.E.S. NO. 583, IN APPROXIMATE SECTION 29, TOWNSHIP 11 NORTH, RANGE 16 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED ON ATTACHED EXHIBIT "A", WHICH IS MADE A PART HEREOF BY REFERENCE.

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 do hereby covenant to and with the said Grantees , the Grantors 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, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated: February 01, 1994

GUS ROOS

PAULINE ROOS

STATE OF IDAHO , County of ADA , ss.

On this 01 day of February , in the year of 1994 , before me THE UNDERSIGNED

sonally appeared GUS ROOS AND PAULINE ROOS , a notary public, personally known or identified to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public:

Residing at: BOISE, IDAHO

My Commission Expires: 6-9-94

DESCRIPTION:

A fraction of H.E.S. No. 583, in approximate Section 29, Township 11 North, Range 16 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at corner No. 2 of said H.E.S.; thence South 18°34' West, 17.9 feet, more or less, to a point on the Northerly boundary line of U.S. Highway 93 right of way; thence South 56°39' West, along said right of way line 662.8 feet to the TRUE POINT OF BEGINNING; thence continuing South 56°39' West along said right of way line 209.0 feet; thence North 22°19' West, 200 feet; thence North 56°39' East, 209.0 feet; thence South 22°19' East, 200 feet to the Point of Beginning, EXCEPTING THEREFROM the following described tract:
Beginning at corner No. 2 of said H.E.S.; thence South 18°34' West, 17.9 feet, more or less, to a point on the Northerly boundary line of U.S. Highway 93 right of way; thence South 56°39' West along said right of way line 767.3 feet to the TRUE POINT OF BEGINNING; thence continuing South 56°39' West along said right of way line 104.5 feet; thence North 22°19' West, 200 feet; thence North 56°39' East, 104.5 feet; thence South 22°19' East, 200 feet to the Point of Beginning.

CR

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RECEIVED

FEB 17 1994

Department of Water Resources
Southern Region Office

MICROFILMED

NOV 01 1994

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: A72-02088F

Date Received: 1/02/1990

Receipt No: W007301

Received By: J.W. & L.W.

RECEIVED

MAY 3 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GUS A. ROOS
Address: 2765 CASSIA
BOISE, ID

208-836-9171

83705

2. Date of Priority: APR 26, 1947

3. Source: BURNT CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	16E	29	SW	NE			CUSTER

5. Description of diverting works:
1" PIPE FROM CREEK TO POU

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		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/YARD & GARDEN-1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	16E	29	SW	NE		DOMEST	

11. Place of use in counties: CUSTER

A72-02088F

Page 1

Date: 01/25/90

MICROFILMED

MAR 18 1993

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

13. Other Water Rights Used:
NONE LISTED

14. Remarks:

SPLIT RIGHT

KARREN: A72-02088A, .02 CFS.

PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS.

FARLA SCHIERMEIER, A72-02088C, .04 CFS

F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS

15. Basis of Claim: LICENSE
Water Right Number: 19840

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A72-02088XFDate Received 1/2/90Receipt Number W007301RECEIVED NOTICE OF CLAIM
TO A
WATER RIGHT

MAY 3 1990

Department of Water Resources
Southern Region OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) GUS A. ROOS Phone () 836-9171Mailing Address 2765 CASSIA, BOISE Zip 837052. Date of Priority (Only one per claim) 04/26/1947 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other (X) (a) Burnt Creekwhich is tributary to (b) SALMON RIVER Name or kind of source4. Location of point of diversion is: Township 11 N Range 16 ESection 29, SW 1/4 of NE 1/4, Govt. Lot _____, BM.,County of CUSTER

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 1" pipe from creek to P.O.U.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1/1 to 12/31 amount .02 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - yard & Garden - 1 house

MICROFILMED

MAR 18 1993

10. Place of use is: Township: 11N Range 16E
Section 29, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: SPLIT OF WR # 72-02088

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 2

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

Signature of Claimant (s) x Gus A. Roos Date x 1/2/90

Date _____

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

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

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 2 day of Jan. 19 89

SEAL

Notary Public Linda A. Werner

Residing at _____
Residing at Boise, Idaho

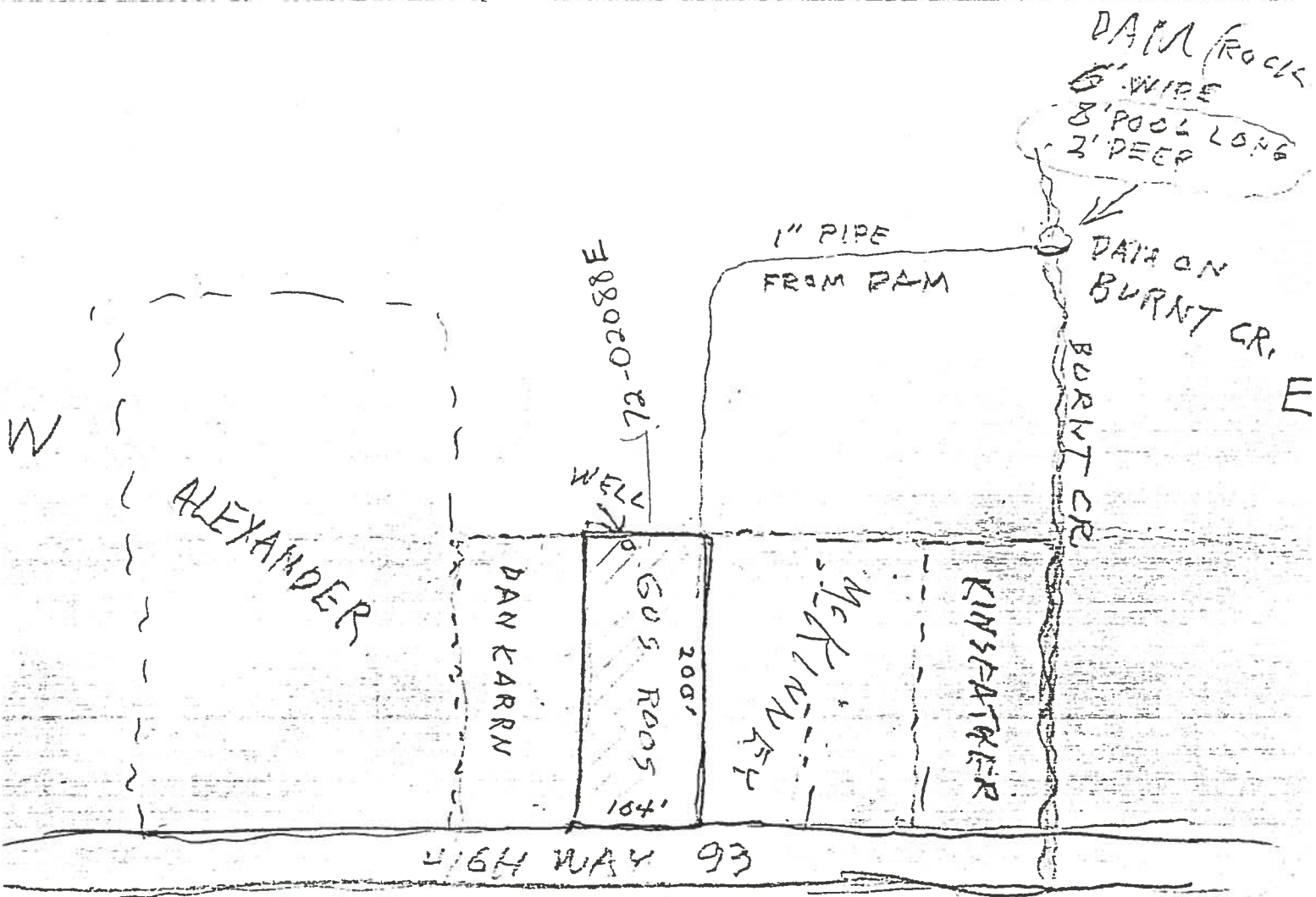
My Commission Expires My Commission Expires December 8, 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant
MICROFILMED
MAR 18 1993

Custer County
Highway 93 ~~Between milepost 21 & 22~~

11



VAL
OFIL

"TORREYS"
PHIL JOHNSON
1-838-2313

SALMON RIVER

MICROFILMED
MAR 18 1993

WARRANTY DEED

For Value Received

CARL L. REED and HELEN L. REED, Husband and Wife,

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

GUS ROOS and PAULINE ROOS, Husband and Wife, Of 2715 Cassia Street,
Boise, Idaho,

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

A fraction of H.E.S. No. 583, in approximate Section 29, Township 11 North,
Range 16 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at corner No. 2 of said H.E.S.; thence
South 18°34' West, 17.9 feet, more or less, to a point on the Northerly
boundary line of U.S. Highway 93 right of way; thence
South 56°39' West along said right of way line 622.8 feet to the
TRUE POINT OF BEGINNING; thence continuing
South 56°39' West along said right of way line 209.0 feet; thence
North 22°19' West, 200 feet; thence
North 56°39' East, 209.0 feet; thence
South 22°19' East, 200 feet to the Point of Beginning,
EXCEPTING THEREFROM the following described tract:

Beginning at corner No. 2 of said H.E.S.; thence
South 18°34' West, 17.9 feet, more or less, to a point on the Northerly
boundary line of U.S. Highway 93 right of way; thence
South 56°39' West along said right of way line 727.3 feet to the
TRUE POINT OF BEGINNING; thence continuing
South 56°39' West along said right of way line 104.5 feet; thence
North 22°19' West, 200 feet; thence
North 56°39' East, 104.5 feet; thence
South 22°19' East, 200 feet to the Point of Beginning.

Plus a $\frac{1}{2}$ interest in that amount of water from Burnt Creek that
will flow by gravity through a one inch line, reduced to a $\frac{3}{4}$ inch
line on the Grantees' property, when water is available.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they are the owners in fee simple of said premises; that said
premises are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 4th day of September, 1973.

Carl L. Reed
Carl L. Reed, Grantor

Helen L. Reed
Helen L. Reed, Grantor

STATE OF IDAHO, COUNTY OF

On this 4th day of Sept., 1973,
before me, a notary public in and for said State, personally
appeared:

Carl L. Reed and Helen L. Reed,
Husband and Wife,

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

Ida C. Spring
Notary Public

Residing at Challis, Idaho
Comm. Expires 3-1-75

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at
the request of Gus Roos

at 01 minutes past 3 o'clock P.m.,
this 4th day of Sept,
1973, in my office, and duly recorded in Book
of Deeds at page

Marie Sullivan
Ex-Officio Recorder

By _____ Deputy.

Fees \$ 100
Mail to: Gus Roos
2715 Cassia St.
Boise, Idaho 83723

Printed and For Sale By Syms-York Company, Boise

INSTRUMENT No. 1361109



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

November 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM A KNIGHT
ANNE M KNIGHT
HC 67 BOX 725
CLAYTON ID 83227

Re: Decreed Water Rights 72-02088F and 72-10415

Dear Mr. and Mrs. Knight:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 04 1997

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Southern Region

Incomplete forms will be returned.

1. Water Right Number(s) A72-02088F
Adjudication Claim Number(s) 19840
2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Mariani, Anthony
4000 E McMillan Meridian, ID 836
4. New Owner/Claimant(s) William A and/or Anne M. Knight
Name connector (Check one): [] AND, [] OR, [X] AND/OR
New Mailing Address HC 67 Box 725
City, State and ZIP Code Clayton, ID 83227
New Telephone Number (208) 838-2682
5. Date you acquired the property 1-23-96
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated 1/2 Number and type of stock _____
Diversion rate in CFS .020 Number of homes 1 Other uses Garden & Lawn
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) William A. Knight Date 3-27-97
Anne M. Knight Date 3-27-97
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

No Split
11/3/98 sec

210347



PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rittenman Ave. Boise, Idaho 83704 (208) 377-2700 & 1

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED ANTHONY MARIANI AND LAURI MARIANI, HUSBAND AND WIFE

Grantor s do hereby grant, bargain, sell and convey unto WILLIAM A. KNIGHT, AN UNMARRIED PERSON

the Grantee, whose current address is: HC ^{67 WAK} BOX 725, CLAYTON, ID 83227
the following described real property in CUSTER County, State of Idaho, more particularly described as follows, to-wit:
SEE ATTACHED EXHIBIT "A" WHICH BY THIS REFERENCE IS INCORPORATED HEREIN AND MADE A PART OF

210347

By
Custer County Reg. of -
Custer County Title
3:55 P.M.
1-23-1996
C. W. Murphy
6⁰⁰

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and Grantee heirs, and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, the Grantor s 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; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes 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.

Dated January 19, 1996

Anthony Mariani
ANTHONY MARIANI

Lauri Mariani
LAURI MARIANI

STATE OF IDAHO, County of ADA, ss.

On this 22nd day of January, in the year of 1996, before me THE UNDERSIGNED, a notary public, per-

sonally appeared ANTHONY MARIANI AND LAURI MARIANI known or identified to me to be the person s whose name are and acknowledged to me that they executed the same.

subscribed to the within instrument, and

Notary Public
Residing at: BOISE
My Commission Expires: 4-13-2000

210347

Page 8

Commitment No. 9132

SCHEDULE C

The land referred to in this commitment is situated in the State of Idaho, County of Custer and is described as follows:

TRACT I:

1 1/2 Acres

A fraction of H.E.S. No. 583, in approximate Section 29, Township 11 North, Range 16 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at corner No. 2 of said H.E.S.; thence South $18^{\circ}34'$ West, 17.9 feet, more or less, to a point on the Northerly boundary line of U.S. Highway 93 right of way; thence South $56^{\circ}39'$ West, along said right of way line 662.8 feet to the TRUE POINT OF BEGINNING; thence continuing South $56^{\circ}39'$ West, along said right of way line 209.0 feet; thence North $22^{\circ}19'$ West, 200 feet; thence North $56^{\circ}39'$ East, 209.0 feet; thence South $22^{\circ}19'$ East, 200 feet to the Point of Beginning, EXCEPTING THEREFROM the following described tract:

Beginning at corner No. 2 of said H.E.S.; thence South $18^{\circ}34'$ West, 17.9 feet, more or less, to a point on the Northerly boundary line of U.S. Highway 93 right of way; thence South $56^{\circ}39'$ West along said right of way line 767.3 feet to the TRUE POINT OF BEGINNING; thence continuing South $56^{\circ}39'$ West along said right of way line 104.5 feet; thence North $22^{\circ}19'$ West, 200 feet; thence North $56^{\circ}39'$ East, 104.5 feet; thence South $22^{\circ}19'$ East, 200 feet to the Point of Beginning.

TRACT II:

4 Acres

A fraction of H.E.S. #583, located in approximate (unsurveyed) Section 29, Township 11 North, Range 16 East, Boise Meridian, Custer County, Idaho, and commencing at corner No. 2 of said H.E.S. #583, thence South $18^{\circ}34'$ West, 17.9 feet to the Northwestern right-of-way of Highway #75; thence South $56^{\circ}39'$ West, 871.80 feet on and along said right-of-way to the Point of Beginning of this description; thence continuing South $56^{\circ}39'$ West, 250.00 feet on and along said right-of-way; thence North $22^{\circ}19'$ West, 672.04 feet, more or less, to the North line of said H.E.S. #583; thence North $98^{\circ}40'$ East, 485.48 feet, more or less, on and along said North line, to the Northwest corner of the land described in the Deed from John S. Smith and Charlotte Smith, husband and wife, to Stanley R. McKinney and Nora Catherine McKinney, recorded September 21, 1966, in Book 36, Deeds, Page 215, records of Custer County, Idaho; thence South $22^{\circ}19'$ East, 199.1 feet, more or less, along the West line of said McKinney land, to the Northwest corner of the land described in the Deed from John S. Smith and Charlotte Smith to Carl L. Reed and Helen L. Reed, husband and wife, recorded February 17, 1975, as Instrument No. 138922, thence South $56^{\circ}39'$ West, 209.0 feet, to the Northwest corner of said Reed land; thence South $22^{\circ}19'$ East, 200.0 feet to the Point of Beginning.

WAK Jm

~~Anthony & Laura~~
T-73-33

~~William A Knight~~
Gus & Pauline Roos

Fr. H.E.S # 583 Sec 29 T11 R 19

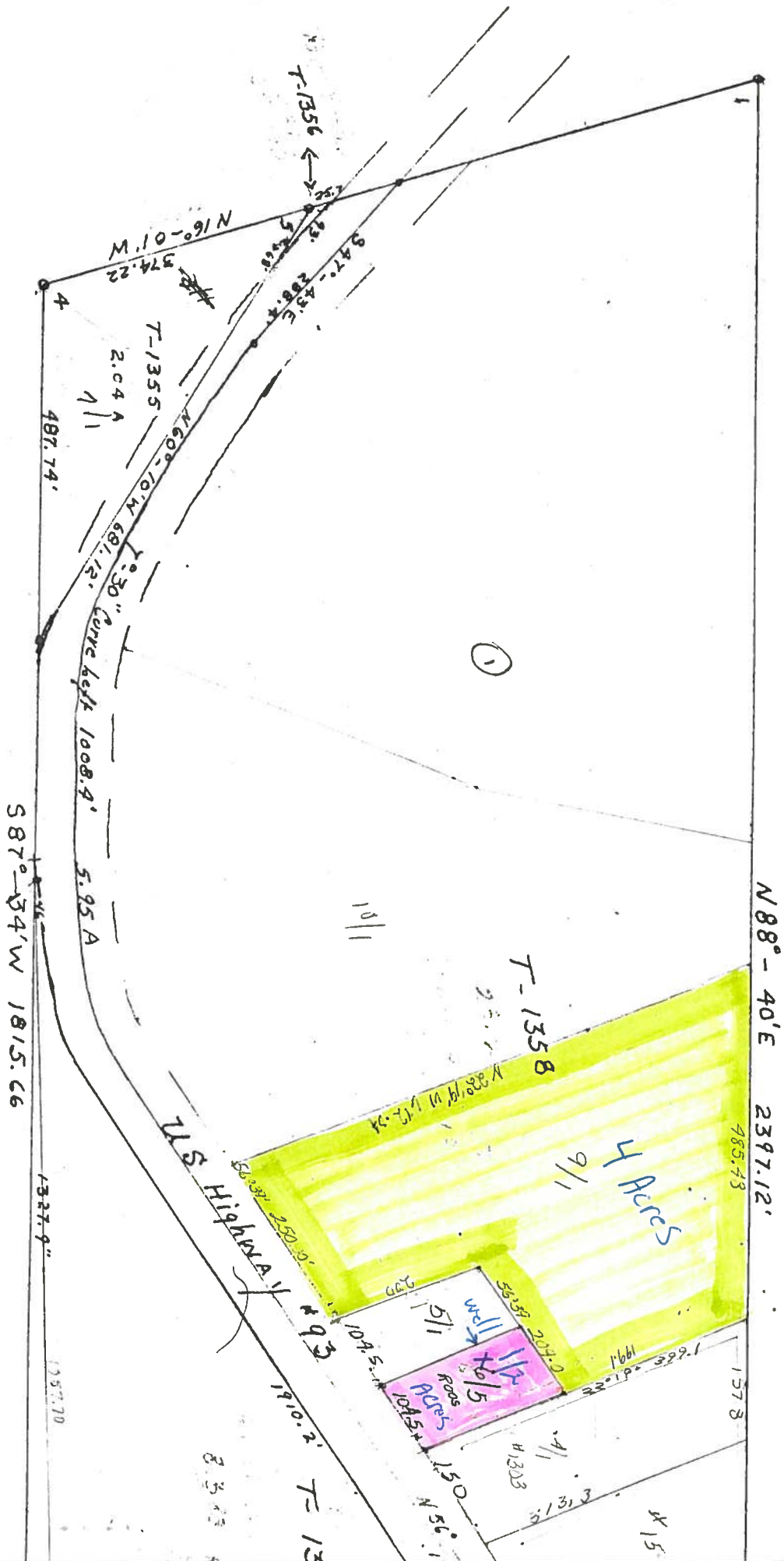
136169

139035

205787
210347

Beginning at corner # 2 of said H,E. S. ; thence S18°
34' W 17.9 ft. M/L to a point on the N'ly boundary
line of U.S. HIGHWAY # 93 ROW: thence S 56° 39' W along
said ROW line, 662.8 ft. to the TPOB; thence continuing
S 56° 39' W along said ROW line 104. 5 ft. N 22° 19'W
200 ft. ; thence N 56° 39' E . 104.5 ft. ; thence S 22°
19' E 200 ft. to the point of beginning.

this is a corrected copy of T-73-33 from deed # 139035.
correction is in footage to get to POB.





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

May 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM A &/OR ANNE M KNIGHT
HC 67 BOX 725
CLAYTON ID 83227

RE: CHANGE OF OWNERSHIP FOR SRBA CLAIM NOS. **A72-02088F** & A72-02088G
& A72-10415

Dear Mr. & Mrs. Knight,

Your request for the above ownership changes was forwarded to me for further review under recommendation of the Snake River Basin Adjudication. Some points of clarification are needed to complete your request and I am enclosing the draft recommendation of each of these rights for your information.

A72-10415

Please forward a copy of your "Exhibit A" as described in your deed. This right was not conveyed to the Mariani's in 1994 when the claim A72-02088F was changed. It appears sufficient deeds can be pieced together to complete this change, after you submit the above information.

A72-02088F

Assuming the same deed conveyed all of the Gus Roos property then the same "Exhibit A" as stated above will complete this change also.

A72-02088G

This right was originally recommended for DISALLOWAL as shown by the enclosed proof report. The claimed Place of Use for this claim was shown by the claim to be land west of the areas found to be actually irrigated during our SRBA field investigations.

There appears to be some confusion in what you have outlined on the sketch you submitted as the land under this right and that shown on the original claim by Alexander. I think this could best be resolved at our office since all the files are located here. If you can arrange it, I would like to meet with you here at our office. The other option will be to try and use mail and phones to explain the situation of this claim.

Sincerely,

A handwritten signature in cursive script that reads "Steve Clelland".

STEVE CLELLAND
Sr. Water Resource Agent

ENC: Proof Reports

FEB-28-1997
0007

VERIFIED BY

[Signature] 2/28/97

1

RIGHT NUMBER:

72-02088F

NAME AND ADDRESS:

ANTHONY MARIANI
LAURI MARIANI
4000 E MC MILLAN
MERIDIAN ID 83642

SOURCE:

BURNT CREEK

TRIBUTARY: SALMON RIVER

QUANTITY:

0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE:

04/26/1947

POINT OF DIVERSION:

T11N R16E S29 LOT 3 (NESWNE)
SWE

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME
DOMESTIC W/YARD & GARDEN/1 HOUSEHOLD

YARD 3/6/97

PERIOD OF USE
Irrigation Season
01/01 12/31

QUANTITY
0.02 CFS
0.02 CFS

PLACE OF USE:

DOMESTIC
T11N R16E S29 Lot 3 (SWE)
Within CUSTER County

DOMESTIC
T11N R16E S29
Within CUSTER County
SWE

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - LICENSE
PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D &
72-02088E.

\$25

DATE: 01/17/97
PAGE: 11

USE PERIOD
FROM TO
05-01 09-30

Stage: LICENSE

CUSTER County

MS

Part 3

Other Rights: NONE

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000

- GALLONS PER DAY.

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POI

THE FOLLOWING RIGHTS ARE ALSO DIVERIED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D & 72-02088E.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 12/02/1993 User-ID: CLELLAND Subject: COPIED FROM REMARKS

2/27/97

AJ5809NP
No. R72-0208F

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 12

Comments: Date: 12/02/1993 User-ID: CLELLAND Subject: COPIED FROM REMARKS

SPLIT RIGHT

KARREN: A72-02088A, .02 CFS.

PHILLIP OR VALERIE JOHNSON, A72-0120888, .04 CFS.

FARLA SCHIERMEIER, A72-02088C, .04 CFS

F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS

Date: 02/24/1994 User-ID: ROBERTSO Subject: OWNERSHIP CHANGE
Form received 2/17/94, original owner Gus Roos-new owners Anthony
& Lauri Mariani. Copy of Warranty Deed submitted with form.
A72-02088F also changed.

Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 03/02/92 BAUMHOFF 12/02/93 CLELLAND 02/24/94 ROBERTSO 03/30/95 POST-STD
01/14/97 DS1-PROD

Water Right Number - R72-02088F

Prefix Translation: RESEARCH

Old (D) Number - 19840

+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - -

*** C - CURRENT OWNER ***
MARIANI

ANTHONY

1 - 4000 E MC MILLAN
2 -
3 -

State- ID Zip- 83642

MARIANI

LAURI

City- MERIDIAN
Phone - 208-939-0899
1 - 4000 E MC MILLAN
2 -
3 -

State- ID Zip- 83642

*** O - ORIGINAL OWNER ***
ROOS

GUS A

1 - 2765 CASSIA
2 -
3 -

State- ID Zip- 83705

City- BOISE
Phone - 208-836-9171

+ - - Priority Date - - + - - - - Region - - - - + - - - - Stage - - - - + - - - - Status - - - - +
04/26/1947 17 SOUTHERN L - LICENSE

+ - - Source - - - - - + - - - - Tributary - - - - -
BURNT CREEK SALMON RIVER

+ - - - - Point of Diversion - - - - -
Twn Rng Sec Tract Lot Rflg County

11N 16E 29 NE SW NE 3 (37) CUSTER

+ - - - - Water Use - - - - -
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 05/01 09/30 0.020

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KW Usage - +
0.020 0.0

+ - - - - Place of Use - - - - -
Twn Rng Sec Tract Lot Acres Code Description County
11N 16E 29 SW NE 43 DOMESTIC (37) CUSTER

Total Acres:

+ - - Diversion Means - 1" PIPE FROM CREEK TO POU

+ - - Non-Irrigation Use - DOMESTIC, 1 HOUSE, YARD & GARDEN

+ - - Other Rights for Same Use - NONE

MICROFILMED
Nov 01 1987

Water right number - R72-02088F

Prefix Translation: RESEARCH

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D &
72-02088E.

7202088 - Old Water Right Numbers

Conditions of Approval - No Conditions of Approval found.

Decree Plaintiff - Decree Defendant - Decree Date - 00/00/0000

Date: 12/02/1993 User Id: CLELLAND Subject: COPIED FROM REMARKS
SPLIT RIGHT KARREN: A72-02088A, .02 CFS.
PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS. FARLA SCHIERMEIER, A72-02088C, .04 CFS
F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS
Date: 02/24/1994 User Id: ROBERTSO Subject: OWNERSHIP CHANGE
Form received 2/17/94, original owner Gus Roos-new owners Anthony & Lauri Mariani. Copy of Warranty Deed submitted with form.
A72-02088F also changed.

Audit Fields - 02/24/94 ROBERTSO

Adjudication Rights Dates and Flags Area		Civil Case Number
Court Report Filing	- 00/00/0000	39576
Objection Filed Date	- 00/00/0000	
Response Filed Date	- 00/00/0000	
Claim Received Date	- 01/02/1990	
Field Inspection Made	- 05/04/1993	
Field Inspection Flag	-	
Verified Date	- 02/24/1994	
Last Amended Date	- 00/00/0000	
Receipt Number	- W007301	
POU Ownership Flag	- Y	
Name Connector	- AND/OR	
Notice of Error Flag	-	

MICROFILMED
NOV 01 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

24-Feb-1994

ANTHONY MARIANI
LAURI MARIANI
4000 E MC MILLAN
MERIDIAN ID 83642

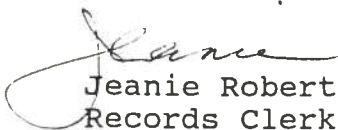
Re: Ownership Change for Adjudication Claim #A72-02088F
ROOS/MARIANI

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claims noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

MICROFILMED
NOV 01 1994

R PROOF



CVR



MAPS



PHOTOS



MISC



Stage: LICENSE
CUSTER County

[illegible]

Non-Irrigation Uses: DOMESTIC, 1 HOUSE, YARD & GARDEN

Other Rights: NONE

REMARKS: PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 583. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-02088A, 72-02088C, 72-02088D & 72-02088E.

Dates: Exam Made Date: 05/04/1993 Verified Date: 12/02/1993

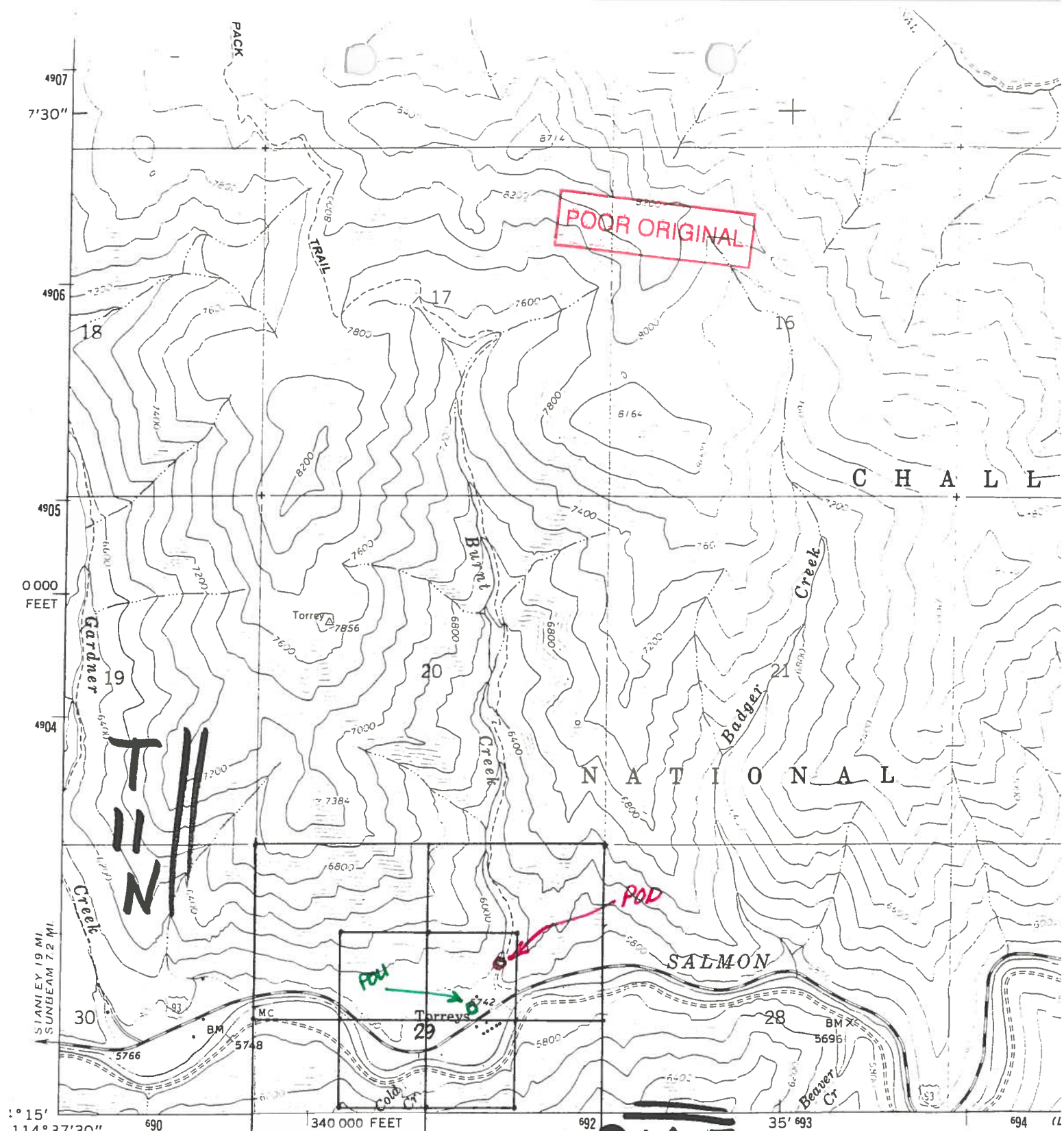
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

Comments: Date: 12/02/1993 User-ID: CLELAND Subject: COPIED FROM REMARKS

KAREN: A72-02088A, .02 CFS.
PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS.
FARLA SCHIERMEIER, A72-02088C, .04 CFS
F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS

Audit: 12/02/93 CLELLAND

MICROFILMED
NOV 01 1994

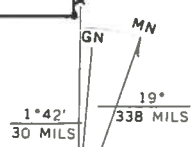


1° 15' 114° 37' 30"

2) Mapped, edited, and published by the Geological Survey
 Control by USGS and USC&GS
 Topography by photogrammetric methods from aerial photographs taken 1957. Field checked 1964
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system, central zone
 1000-meter Universal Transverse Mercator grid ticks, zone 11, shown in blue
 Where omitted, land lines have not been established

POOR ORIGINAL

R16E



UTM GRID AND 1964 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

MICROFILMED
 NOV 01 1984
 P/D _____
 PHOTO U72
 DT.&ID. 1964

A72-2088F

THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOGICAL SURVEY
 A FOLDER DESCRIBING TOPOGRAPHY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:16:21
06/10/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-02088F

~~LAST: TORKEY
ADDRESS: SPLIT RIGHT
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0~~

FIRST: CLYDE A.
STATE: ID ZIP: X

~~ST: RAMSAY
ADDRESS: CLAYTON
CITY: CLAYTON
PHONE NUMBER: 208-000-0000
OWNER CODE: 0~~

FIRST: E. A.
STATE: ID ZIP: 83227

~~LAST: RAMSAY
ADDRESS: CLAYTON
CITY: CLAYTON
PHONE NUMBER: 208-000-0000
OWNER CODE: 0~~

FIRST: ADELLA
STATE: ID ZIP: 83227

LAST: KOOS
ADDRESS: 2765 CASSIA
CITY: BOISE
PHONE NUMBER: 208-836-9171

FIRST: GUS A.
STATE: ID ZIP: 83705

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
Y EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: SPLIT RIGHT

KAREN: A72-02088A, .02 CFS.
PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS.
EARLA SCHIERMEIER, A72-02088C, .04 CFS
F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS

MICROFILMED
MAY 01 1994

A. AJ CLAIM: # A72-02088F PRIORITY DATE: 04-26-1947 STAGE: L

B. WR RECORD: # 72-02088 PRIORITY DATE: 04-26-1947 STAGE: L

C. FIELD EXAM REQUIRED? DATABASE N FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

REMARKS: *no per license*

RECOMMENDED PRIORITY DATE:
04-26-1947

REVIEWED BY *Scu* DATE *12-2-93*

MICROFILMED
NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-02088F	11N	16E	29		SW	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A72-02088A	R72-02088A
A72-02088C	R72-02088C
A72-02088D	R72-02088D
A72-02088E	R72-02088E
A72-10122	
A72-10415	

WR RECORDS IN SAME 40 ACRE TRACT

72-04182
72-07409

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-02088	11N	16E	29		SW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

72-04182 A72-02088A NONE

A72-02088B

A72-02088C

A72-02088D

A72-02088E

A72-02088F

A72-04182

A72-10122

A72-10322

A72-10323

A72-10344

A72-10415

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE Y
FIELD EXAMINER N

MICROFILMED

NOV 01 1994

REMARKS:

Confirmed by: field exam, topo 472-1964, ASIS map 1978-R20,
and Gov's lot map.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

1/4 1/4 29 NE SW NE 03 37

SOURCE: BURNT CREEK

TRIB: SALMON RIVER

REVIEWED BY:

SW

DATE:

12-2-93

MICROFILMED
NOV 01 1994

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER POU COUNTY: CUSTER

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

REMARKS:

Per: Acres May R20-1978, App 121NE-#441-185 dtd: 8-22-88,
Topo 472-1964, field 200 and dewatered field copy.

RECOMMENDATIONS:

TOTAL ACRES:

Domestic

REVIEWED BY:

SW

DATE: 12-2-93

MICROFILMED
MAY 01 1994

A. AJ CLAIMED USES:

PURPOSES
A72-02088F DOMESTIC

45-14-9-30

MONTH/DAY
FROM 01-01 TO 12-31

DIVERSION QUANTITY
.020 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.020 CFS

B. WR RECORDED USES:

PURPOSES
72-02088 IRRIGATION
72-02088 DOMESTIC

MONTH/DAY
FROM
TO

DIVERSION QUANTITY
.200 CFS
.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATEBASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)	
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(*X*)
Y(*X*) N()

Explain in remarks, below.

REMARKS:

*add reason for irrigation
water is not used in house.
Irrigation Systems freeze up during winter*

*(as per found at
for irrigation in 5-4-93)*

FILED
01 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(X)

AJ TOTAL CLAIMED DIVERSION RATE: 0.020 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

FIELD
DATABASE EXAMINER

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? ~~Y~~ N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE LISTED

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
R72-02088C	BURNT CREEK	SCHIERMEIER, FARLA J.	0.040	0.080		
A72-02088C	BURNT CREEK	SCHIERMEIER, FARLA J.	0.040	0.080		
A72-02088D	BURNT CREEK	SCHIERMEIER, FARLA J.	0.040	0.080		
R72-02088D	BURNT CREEK	SCHIERMEIER, FARLA J.	0.040	0.080		
A72-04183	SALMON RIVER	JOHNSON, PHILLIP A.	0.260	0.026		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-10322	DOMESTIC	SCHIERMEIER, TOM L.	FROM 04-01 TO 10-15	.040 CFS	

MICROFILMED
MAY 01 1994

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ $\times$ 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A
ACRES _____ $\times$ CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ $\times$ DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

*Domestic Use
as claimed is within
IDWR allowance for the found.*

MICROFILMED
MAY 01 1994

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

Domestic

5-1 9-30

0.02

N/A

A. Allen

TOTAL FOR THIS RIGHT

REVIEWED BY:

SW

DATE: 12-2-93

J02
F06

MICROFILMED
MAY 0 1 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-02088

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-02088A	0.020	R72-02088A	0.020	-	-
-	A72-02088B	0.040	-	0.040	-	-
-	A72-02088C	0.040	R72-02088C	0.040	-	-
-	A72-02088D	0.040	R72-02088D	0.040	-	-
-	A72-02088E	0.040	R72-02088E	0.040	72-02088	0.200
-	A72-02088F	0.020	R72-02088F	0.020	-	-
-	A72-02088G	0.080	-	0.020	-	-
-	R72-02088A	0.020	R72-02088A	0.020	-	-
-	R72-02088B	0.040	R72-02088B	0.040	-	-
-	R72-02088C	0.040	R72-02088C	0.040	-	-
-	R72-02088D	0.040	R72-02088D	0.040	72-02088	0.200
-	R72-02088E	0.040	R72-02088E	0.040	-	-
-	R72-02088F	0.020	R72-02088F	0.020	-	-
TOTAL CFS		0.440		0.320		0.200

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 sheet attached? (Y/N)

DATABASE
FIELD
EXAMINER

REMARKS:

See attached sheet in file.

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NOV 01 1994

AUTHENTICATION:

SIGNATURE:



DATE: 12-2-93

NAME OF FIELD EXAMINER:

TITLE:

MICROFILMED

NOV 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:16:21
06/10/92

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A72-02088F

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	(Y)		54-93 6-15-93 Sec	(Y)	6. Dec. 156	Sec 12-2-93	Sec 12-2-93	Sec 12-2-93
SOURCE				N				
PLACE OF USE	(Y)			N	12456			
DIV. AMOUNT CFS/VOLUME	(Y)			N				
CONSUMPTIVE USE	-			N				
PURPOSES	Y			N	6			
PERIOD OF USE	Y			(Y)				
BASIS OF CLAIM	(Y)			N				
REMARKS	(Y)			(Y)	6.			

VERIFIED BY CODES

TOPO MAP/ORTHO-PG = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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NOV 01 1994

Sec
2-10-93
c

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:20:39
06/10/92

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A72-02088F

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GUS A. ROOS 2765 CASSIA BOISE ID 83705 (208) 836-9171	04/26/1947	DOMESTIC	~~01-01-12-31~~ 5-1-79-30	0.02 CFS	
				TOTAL DIVERSION:	0.02 CFS	

Water Source: BURNT CREEK

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion:

T11N R16E S29

NE SWNE L.3

CUSTER County

Place of use Legal Description for: DOMESTIC

	NE	SWNE	SENE	NE NW	SW NW	SE NW	NE SW	SW SW	SE SW	NE SE	SW SE	SE SE
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac
11N 16E 29	:	:	:	:	:	:	:	:	:	:	:	:

POU County: CUSTER

Non-Irrigation Uses: ~~D~~YARD & GARDEN-1 HOUSEHOLD

Other Rights: NONE LISTED

Non-Irrigation Use: D/YARD & GARDEN-1 HOUSEHOLD

Remarks: SPLIT RIGHT
KARREN: A72-02088A, .02 CFS.
PHILLIP OR VALERIE JOHNSON, A72-012088B, .04 CFS.
EARLA SCHIERMEIER, A72-02088C, .04 CFS.
F. SCHIERMEIER, MCKINNEY & MCKINNEY, A72-02088D, .04 CFS.

Dates: Exam Made Date: 5-4-93

Verified Date: 02/11/1985

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

582 = 583

FOG = update ACDE

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SPLIT REVIEW
72-2088

12-2-93 sec

Recommend:



→ Claims do not exceed licensed rates
Split Right is shown on left due to
change in Nature of Use to Domestic.

DOMESTIC
0.02 cfs A72-2088 A
KARREN

DOMESTIC 0.02
(Decided from
KINZEL
9-15-87)

DOMESTIC
0.04 cfs A72-2088 B
JOHNSON

2.0 ACRES 0.04
IRRIGATION (A72-4182, 4183)

DOMESTIC
0.02 A72-02088 C
SCHIRMER

DOMESTIC 0.02
(0.5 ACRES) (A72-10322 Dom.)
8" well 1963

DOMESTIC
0.04 cfs A72-02088 D
SCHIRMER

DOMESTIC 0.04 (MCKINNEY)
(0.5 ACRES)

DOMESTIC
0.04 cfs A72-2088 E
KINSFATHER

DOMESTIC 0.04
(A72-10344, 10345)
1970 well .04 1957 .06 2nd well

DOMESTIC
0.02 cfs A72-2088 F
ROOS
0.18 cfs
= TOTAL OF RIGHT

DOMESTIC 0.02
DEED: REED 9-14-73

DISALLOW

A72-2088 G
12-1-93 sec ALEXANDER

4.0 ACRE 0.08 (72-7409)
IRRIGATION * NOT PART OF THIS SPLIT

LICENSE:

0.20 cfs

10 ACRES

TOTAL CLAIMED 0.26 cfs

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8.5 TOTAL ACREAGE EST. CLAIMED
ACRES

Custer County
Highway 93 ~~Between milepost 21 & 22~~

11

POOR ORIGINAL

DAM (ROCK)
6' WIDE
8' POOL LONG
3' DEEP

1" PIPE
FROM DAM

DAM ON
BURNT CR.

BURNT CR.

ALEXANDER

DANKARN

605' ROADS

200'

104'

McKINLEY

KINSEATHA

HIGHWAY 93

VAL
BAIL

"TORREYS"
PHIL JOHNSON
1-838-2313

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SALMON RIVER

20/21
30/29

POOR ORIGINAL

ABCS MAP
R20
C. 1978
from Assessor's
Office
Custer Co.

A72-2088F
Roos 20u

J. S. SMITH

P. JOHNSON

Roos
House

KARREN
House



Burnt Creek
A72-02088 F
Roos

POOR ORIGINAL

5-4-93

Photo: R72-1
by See



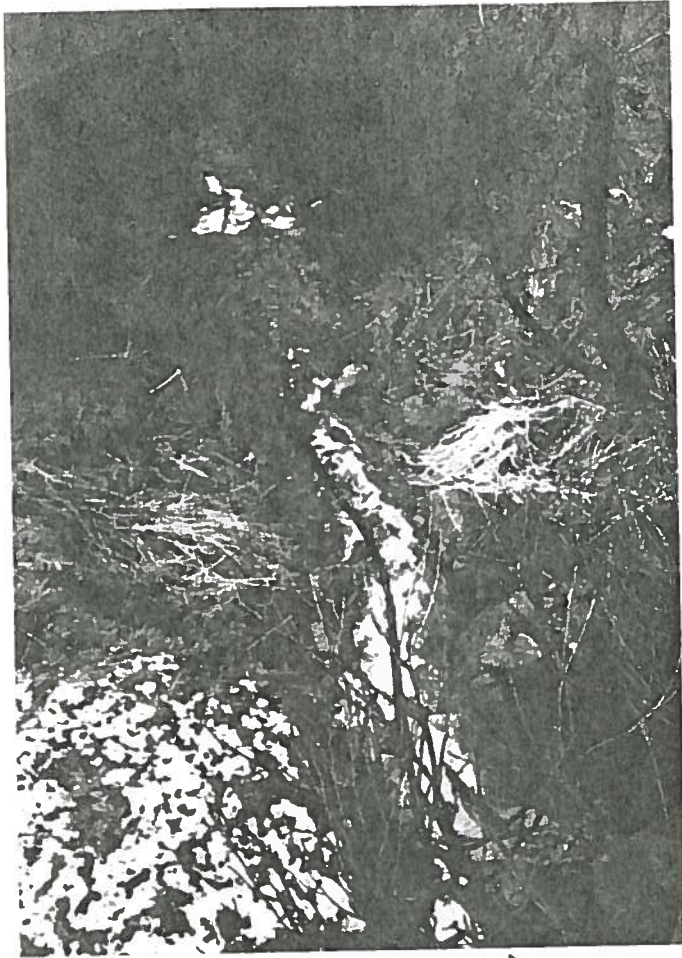
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↑
open Ditch
IRIGATION System

A72-02088

Burnt Creek
DIVERSIONS

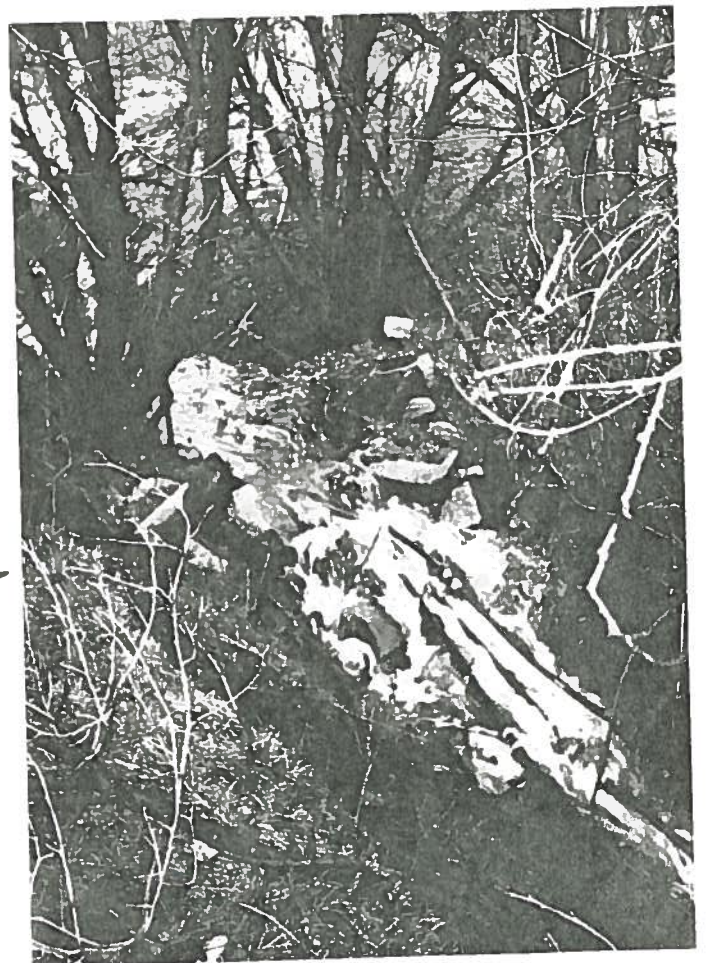
POOR ORIGINAL



↑
View From
ABOVE Small Rock
DAM & HOSE DIVERSION

↑ Flow

A View From
Below →



5-4-93

PHOTO: R72-1
By SEC

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KAREN

Reos

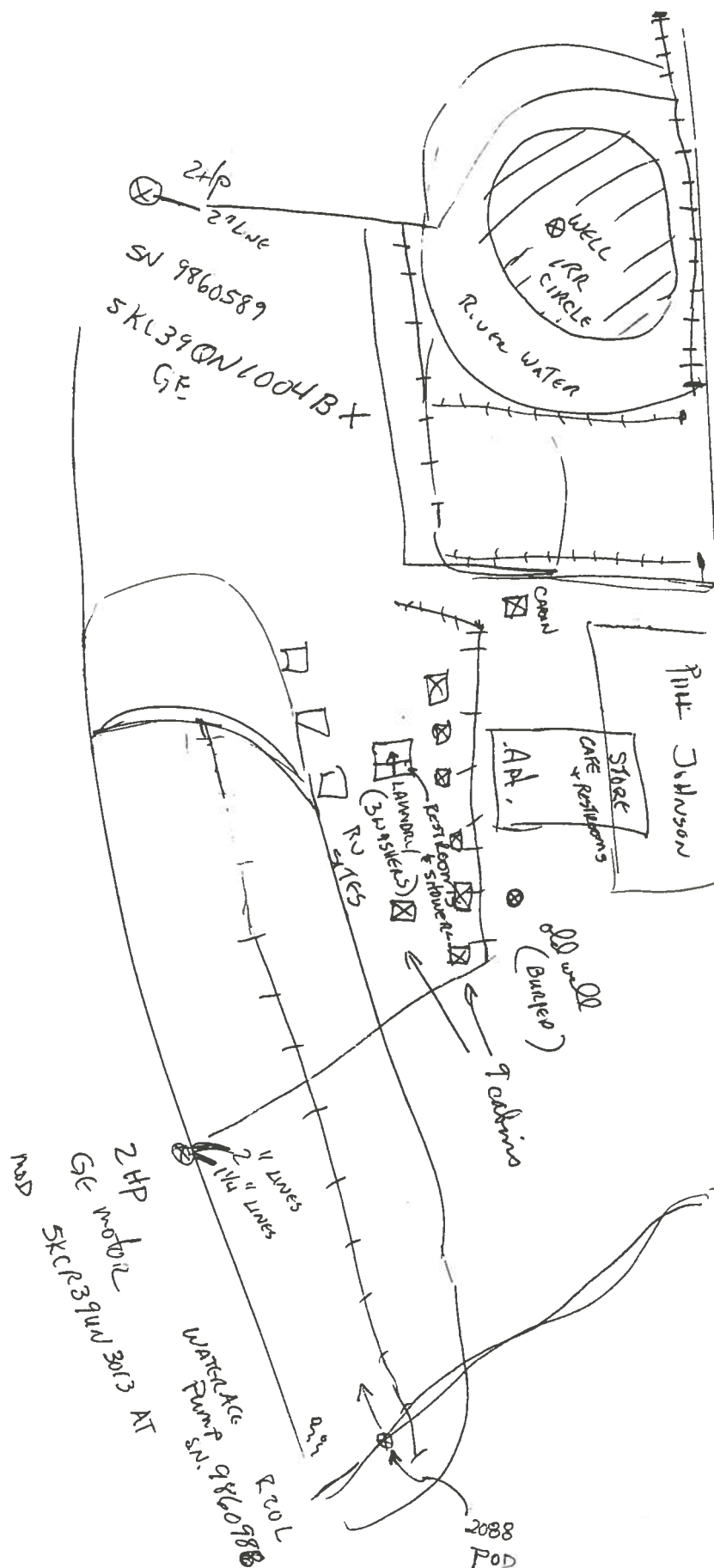
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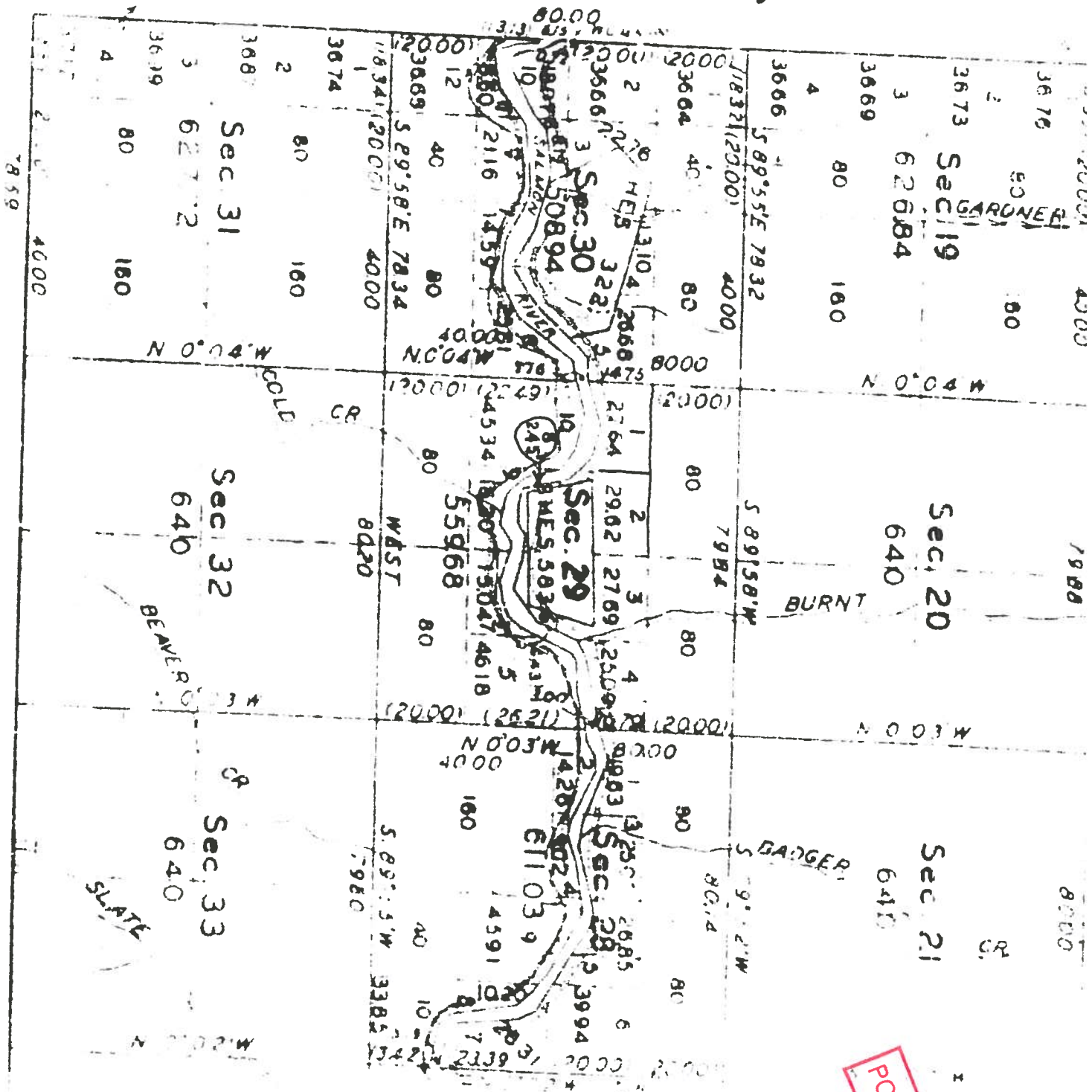
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6-15-93
w/ Phil Johnson



T 11 N R 16 E



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NOV 01 1984

POOR ORIGINAL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

POOR ORIGINAL

Permit No. 19840

This proof is for Beneficial use

In Water District No.

1. Name of applicant Edgar A. & Adella McGee, 214 Corbett St., Boise, Idaho
2. Source of water supply: Burnt Creek
3. Location of point of diversion: Is in the SW 1/4 NE 1/4 of Section 29 T. 11 N. R. 16 E. County of Custer
4. Describe works as they exist, giving dimensions and capacities of same: The diversion dam is 8 ft. high and 4 ft. long. The ditch is 1 ft. deep and 1 1/2 ft. wide near the head. The ditch passes through a board flume 1 ft. high and 1 ft. wide and 30 ft. long, around a rock point. The ditch takes all of the water from Burnt Creek. water for domestic use is piped from the ditch 100 ft. from diversion point through 600 ft. of 1 3/4 inch pipe. Piped water is used in kitchen, bath house, and lawn.
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: water has been turned into works of diversion for several years.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

H. E. Survey # 583, in approximately Section 29, Twp. 11 N., Range 16 E., B.M. (Unsurveyed) A total of ten acres is under cultivation on this homestead. Beginning 100 feet below the point of diversion south to Highway 93 and from Burnt Creek west along Highway 93 about 1200 ft. a strip of land with an area of 8 acres is irrigated. Across the Highway 93 south around cabins and gas station small trees and a lawn are irrigated which covers 2 acres. Domestic use is in kitchen of lounge and showers in bath house.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Salmon River
- Remarks: All of the water from Burnt Creek is diverted for use. No water reaches the Salmon River by Burnt Creek stream bed. Burnt Creek is in a small draw and does not produce much water.

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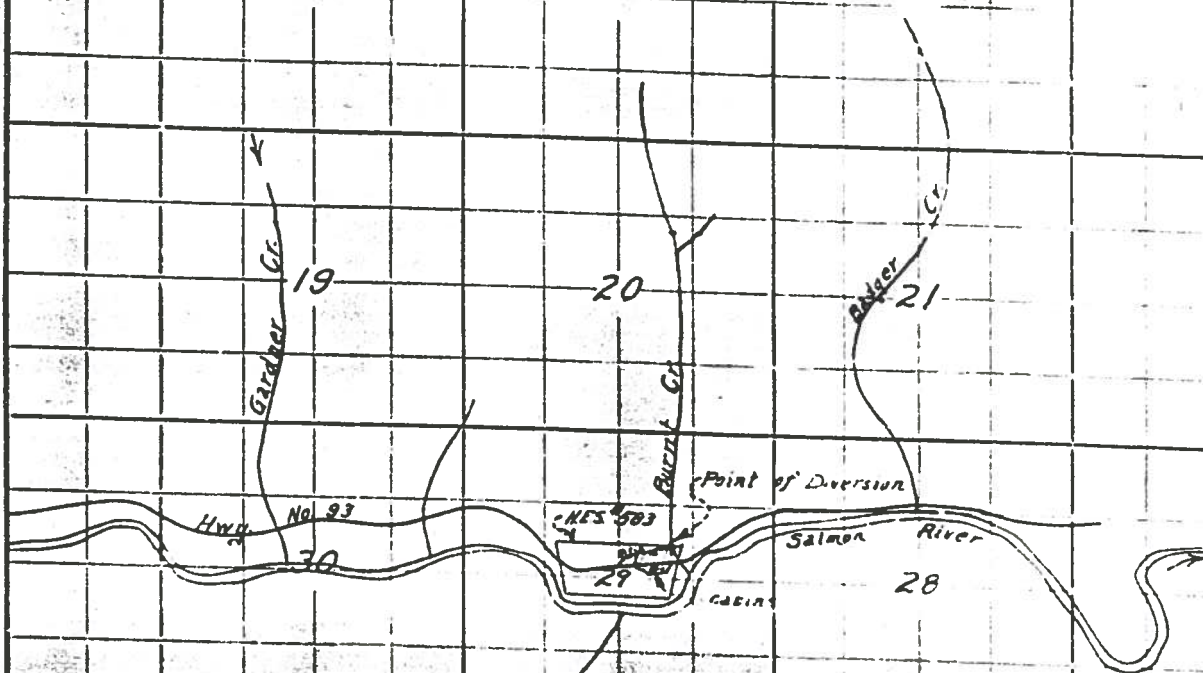
This examination was made on the 17 day of October 1931

(Signed) Alfred H. Larson Examiner.

19840

POOR ORIGINAL

T 11 N., R 16 E B.M.



33
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Scale: 2 Inches Equals 1 Mile. Draw Map in Ink.

19840

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

POOR ORIGINAL

Permit No. 19840

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Edgar A. Ramsay, Clayton, Idaho. Engineer (Address, 9/1
Torrey's Ranch, Clayton, Idaho. Adella Ramsay

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. # 19840 dated June 5 ~~1946~~ 1946

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Burat Creek 1/4 mile North of the land herein after described
in approximately Sec. 29 T. 11 N. R. 16 E. B. M. and is in S. W. 1/4

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Small dam and headgate which is capable of directing all
of the water of the creek to the irrigation & Calinary system
Calinary system consists of 8 in. of 1/2 inch pipe to convey
water to buildings & grounds.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for Calinary purposes. Used for irrigation in
N.E. 3/4 Sec. 29. Containing 15.33 acres.

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NOV 01 1994

19840

Ques. 7. If for other than irrigation purposes: state how applied, amount, power generated, etc.

Ans. Sec (6)

POOR ORIGINAL

Ques. 8. What is the minimum amount of water required for the purpose stated above?

Ans.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. By Purchase of land etc.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water used for irrigation since H.E. Filed and for Culinary use since 1949

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) Edgar A. Raynes

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in CHAMBERLAIN,

County of CUSTER, State of Idaho, on this 28TH day of APRIL,

A. D. 1951,

Oliver T. Davis

My commission expires 2-1-55

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NOV 01 1994

Water Right Number - 72-02088 Prefix Translation: WATER RIGHT Old (D) Number - 19840

*** C - CURRENT OWNER ***
RAMSAY
E. A.
1 -
2 -
3 -
City- CLAYTON
Phone -
State- ID Zip- 83227

RAMSAY
ADELLA
1 -
2 -
3 -
City- CLAYTON
Phone -
State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
TORREY
CLYDE A.
1 -
2 -
3 -
City-
Phone -
State- Zip-

Priority Date - - + 04/26/1947 + - - - Region - - - + L - License - - - + Status - - - +

Source - - - - - +
BURNT CREEK
Tributary - - - - - +
SALMON RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
11N	16E	29	SW NE		(37)	CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION 43 - DOMESTIC					0.200	

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

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	16E	29	SW NE			01 IRRIGATION		(37) CUSTER	
11N	16E	29	SE NW			01 IRRIGATION		(37) CUSTER	
11N	16E	29	NE SW			01 IRRIGATION		(37) CUSTER	
11N	16E	29	NW SE			01 IRRIGATION		(37) CUSTER	

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

UNRECORDED
6/1/1984

Water right number - 72-02088

Prefix Translation:

WATER RIGHT

Remarks - - - - -
 P/U H.E.S. #583 LOCATED WITHIN PORTIONS OF THE SAME, SENW, NESW
 AC. IRR. = 10.

- - - - - Old Water Right Numbers - - - - -
 No Old Water Right Numbers found.

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
 00/00/0000

+ - - - - Comments - - - - -
 No Comments Found

+ - - Audit fields - 02/11/85 05/28/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

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 - P
Exam to S.O. Date- 00/00/0000	Verified Date - 02/11/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 07/10/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

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