

FEB-25-1997
0006

RIGHT NUMBER:

72-10333

NAME AND ADDRESS:

BYRON R BIRD
RENEE M BIRD
896 68TH AVE
AMERY WI 54001

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

06/15/1975

POINT OF DIVERSION:

T14N R19E S17

NENWSE

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC
T14N R19E S17

Within CUSTER County
NWSE

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.
A measuring device of a type approved by this department shall
be maintained as a part of the diverting works.
Use of water under this water right will be regulated by the
Watermaster of State Water District No. 1

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP14N19E174820A

OWNER
CODE

NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C BYRON R BIRD
C RENEE M BIRD
896 68TH AVE
AMERY WI 54001
(715) 268-8159

06/15/1975 DOMESTIC

01-01 12-31

0.04 CFS

0.04 CFS

TOTAL DIVERSION:

Water Source: GROUNDWATER

Tributary to: T14N R19E S17 NENWSE

Stage: BENEFICIAL USE

CUSTER County

Point(s) of Diversion: T14N R19E S17 NENWSE

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE	
NENE NWNE SWNE SENE		: NENW NWNW SWNW SENW		: NESW NWSW SWSW SESW		: NESE NWSE SWSE SESE			
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		: Lt Ac Lt Ac Lt Ac Lt Ac			
14N 19E 17 :		:		:		:		D	

POU County: CUSTER

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

R01 - A measuring device of a type approved by this Department shall

R04 - be maintained as a part of the diverting works.

N11 - Use of water under this water right will be regulated by the

N13 - watermaster of State Water District No. .

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

- DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

- GALLONS PER DAY.

Remarks: EXP PARCEL NO. RP14N19E174820A

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 02/03/1994 User-ID: GIVENS Subject: OWNERSHIP CHANGE

CHANGE OF OWNERSHIP RECEIVED 1/28/94 FORMER OWNERS MICHAEL

SW
2/14/97

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. R72-10333

Comments: Date: 02/03/1994 User-ID: GIVENS Subject: OWNERSHIP CHANGE
SHANNON & PARIS ALMOND NEW OWNES BYRON R. R RENEE M. BIRD. COPY
OF WARRANTY DEED SUBMITTED WITH FORM.

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: 07/07/93 SMITH 02/03/94 GIVENS 03/30/95 POST-STD 01/14/97 DS1-PROD

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: A72-10333
Date Received: 1/11/1990
Receipt No: S010915
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MICHAEL D. SHANNON 208-789-2501
Address: P.O. BOX 1039
CHALLIS, ID 83226

AND/OR
Name: PARIS ALMOND 208-789-2501
Address: P.O. BOX 1039
CHALLIS, ID 83226

2. Date of Priority: JUN 15, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	17	NE	NW	SE		CUSTER

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD WITH LAWN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	17	NW SE		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

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 _____ 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 _____

RECEIVED
JUL 25 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM Department of Water Resources

- [] Water Right Number(s): A72-10333
- [] Name and Address of Former Claimant: David L. Peterson and/or Evelyn
P.O. Box 650
Challis, ID 83226
- [] New Claimant(s): Michael D. Shannon and/or
Paris Almond.
- [] New Mailing Address: P.O. Box 1039
Challis ID
83226

New Telephone Number: (208) 789-2501

- [] Does the change in ownership result in a splitting of the water right claimed? yes ☒ no

If yes, then describe the portion of the water right that is now claimed by the new owner:

- [] Attach proof of ownership
Describe proof attached: Warranty Deed
- [] Signature of New Claimant(s): Michael D. Shannon
Paris Almond
- Date: July 25 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry gpc Legal on Deed notes, WR, dated by M.S. 12/11/90

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

MAR 19 1993

WARRANTY DEED

For Value Received DAVID L. PETERSON and EVELYN J. PETERSON, husband and wife, residing at P.O. Box 650, Challis, Idaho 83226

the grantor s, do hereby grant, bargain, sell and convey unto MICHAEL DAN SHANNON and PARIS ALMOND, husband and wife

the grantee s , whose current address is NW 452 Maryland Ct., Pullman, Washington 99163

the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TOGETHER WITH: all water rights.

RECEIVED
JUL 25 1990

Department of Water Resources

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees , their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees , that the y the owner s in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho

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

Dated. This 10 day of APRIL, 1990.

X David L. Peterson

DAVID L. PETERSON

X Evelyn J. Peterson

EVELYN J. PETERSON

STATE OF IDAHO
COUNTY OF Custer

On this 11 day of April, in the year 1990, before me, a Notary Public, personally appeared DAVID L. PETERSON & EVELYN J. PETERSON - known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing at Challis, Idaho.

Commission Expires 3/12/92

STATE OF IDAHO, COUNTY OF Custer

I hereby certify that this instrument was filed for record at the request of Custer County title

at 35 minutes past 2:00 o'clock P.M.,
this 11TH day of April,
1990, in my office, and duly recorded in Book
of Deeds at page

By

Fees \$ 6.00
Mail to: CCT

Ex-Officio Recorder

Deputy.

INSTRUMENT NO.

194904



TRACT I:*

A part of the East 1/2 of Section 17, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Beginning at a point that is North 60°34'09" East, 4223.82 feet from the Southwest corner of said Section 17 and also being the center of an irrigation ditch and the center of a county road; thence North 89°20'20" East, 915.91 feet on and along the center of said road; thence North 44°42'31" West 855.84 feet to a fence corner; thence South 88°57'14" West, 532.17 feet, more or less, on and along said fence line to its intersection with said irrigation ditch; thence following said ditch South 79°33'00" East, 213.11 feet; thence South 49°52'04" East, 82.11 feet; thence South 1°38'22" East, 140.57 feet; thence South 76°30'21" West, 276.87 feet; thence South 19°53'06" East, 123.72 feet; thence South 53°55'05" East, 190.82 feet; thence South 10°05'08" East, 84.98 feet to the Point of Beginning.
EXCEPTING THEREFROM that part, if any, that may overlap unto the SW $\frac{1}{4}$ NE $\frac{1}{4}$ said Section 17, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

TRACT II:*

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 17: A Fraction of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$, described as follows:

Beginning at a point that is North 60°34'09" East, 4223.82 feet from the Southwest corner of said Section 17, also being the center of the ditch and county road right-of-way; thence North 89°20'20" East 915.9 feet to the TRUE POINT OF BEGINNING; thence North 44°42'31" West 855.84 feet; thence North 0°04' West 277.83 feet, more or less to the Southwest corner of the land described in the deed to Robert Polson, et. ux., recorded December 6, 1976 as instrument No. 138533, records of Custer County Idaho; thence along said South line of said Polson land North 83°20' East 1064.5 feet, more or less, to the Southeast corner of said Polson land; thence South 9°21' East 331 feet; thence South 15°13' East 668.81 feet, more or less to a point; thence South 89°20'20" West 640 feet more or less to the POINT OF BEGINNING.

MICROFILMED

MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 12, 1990

Michael D. Shannon &
Paris Almond
P.O. Box 1039
Challis, ID 83226

RE: Snake River Basin Adjudication (SRBA)
Custer County - Water Rights #A72-00004K,
A72-00004L & A72-10333
Change in Ownership

Dear Mr. Shannon & Ms. Almond:

Notice of the change in ownership of the above-referenced water rights has been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:state:south

Enclosures:

Claims Referenced Above

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

RECEIVED

JAN 10 1990

Ident. Number: A72-10333
Date Received: 12/27/1989
Receipt No: 5010915
Received By: AD

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID L. PETERSON 208-879-5240
Address: P.O. BOX 650
CHALLIS, ID 83226

AND/OR

Name: EVELYN J. PETERSON 208-879-5240
Address: P.O. BOX 650
CHALLIS, ID 83226

2. Date of Priority: JUN 15, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	17	NE	NW	SE		CUSTER

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD WITH LAWN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	19E	17	NW SE		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

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 _____ 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): David L Peterson Date: Jan 9, 90
Evelyn J Peterson Date: Jan 9, 90

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of January 19 90 Susan Swindell
Notary Public

Seal

Residing at Challis, Idaho
My Commission Expires 7-15-92



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Jan. 12, 1990

Re: A72-10333
A72-00004L

DAVID L PETERSON
P O BOX 650
CHALLIS ID 83226

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 19 1993

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: **A72-10333**
Date Received: 1/11/1990
Receipt No: S010915
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BYRON R BIRD 715-268-8159
Address: 896 68TH AVE
AMERY WI 54001
AND/OR
Name: RENEE M BIRD 715-268-8159
Address: 896 68TH AVE
AMERY WI 54001

2. Date of Priority: JUN 15, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	17	NE	NW	SE		CUSTER

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD WITH LAWN

MICROFILMED
NOV 01 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	17	NW	SE		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

14. Remarks:
OWNERSHIP CHANGE 2/3/94 BY JG.

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 _____ 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 _____

MICROFILMED
NOV 01 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

DATE OF CLOSING: Feb. 1, 1994

JAN 28 1994

LEGAL DESCRIPTION OF PROPERTY: Township 14 N Range 19 E BM Department of Water Resources
 Section 17 1/4 of 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.

- ☐ 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: A 72-00004L, A72-00004K, and A72-10333
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Micheal Shannon and Paris Almond
P O Box 1039
Challis, ID 83226
- ☐ New Owner/Claimant (Purchaser): Byron R. and Renee M. Bird
- ☐ New Mailing Address: 896 68th Ave., Amery, WI 54001
- ☐ New Telephone Number: (715) 268-8159
- ☐ 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: Copy of 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) Byron R. Bird Date 1-25-94
Renee M. Bird Date 1-25-94
- ☐ Signature of Former Owner/Claimant(s) Micheal Shannon Date 1/25/94
Paris Almond Date 1-25-94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/4/94 By: LC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

NOV 01 1994

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

RECEIVED

0205717

JAN 28 1994

WARRANTY DEED

Department of Water Resources

Southern Region Office

For Value Received MICHAEL DAN SHANNON and PARIS ALMOND, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto BRYON R. BIRD and REBECCAH M. BIRD, husband and wife, the grantees, whose current address is 896 68th Avenue, Amery, Wisconsin 54001, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 25th day of January, 1994.

Michael Dan Shannon
MICHAEL DAN SHANNON
Paris Almond
PARIS ALMOND

STATE OF Idaho)
County of Custer) ss
On this 25 day of Jan, 1994, before me, a Notary Public, personally appeared Michael Dan Shannon and Paris Almond known and 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.

Lynette Hoggard
Notary Public
Residing at Challis, ID
Commission Expires 2/27/98

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instrument was filed for record at the request of Salmon River Realty at 20 minutes past 1:00 o'clock P.M., this 24th day of January, 1994, in my office, and duly recorded in Book _____ of Deeds at page _____.

Etzel M. Peck
Ex-Officio Recorder
BY Jauna Tyler
Deputy

Fee: \$ 6.00
Mail to:

MICROFILMED
NOV 01 1994

TRACT I:

A part of the East 1/2 of Section 17 Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Beginning at a point that is North 60°34' 9" East, 4223.82 feet from the Southwest corner of said Section 17 and also being the center of an irrigation ditch and the center of a county road; thence North 89°20'20" East, 915.91 feet on and along the center of said road; thence North 44°42'31" West 855.84 feet to a fence corner; thence South 88°57'14" West, 532.17 feet, more or less, on and along said fence line to its intersection with said irrigation ditch; thence following said ditch South 79°33'00" East, 213.11 feet; thence South 49°52'04" East, 82.11 feet; thence South 1°38'22" East, 140.57 feet; thence South 76°30'21" West, 276.87 feet; thence South 19°53'06" East, 123.72 feet; thence South 53°55'05" East, 190.82 feet; thence South 10°05'08" East, 84.98 feet to the Point of Beginning.
EXCEPTING THEREFROM that part, if any, that may overlap unto the SW¼NE¼ said Section 17, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

TRACT II:

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 17: A Fraction of the SE¼NE¼ and the NE¼SE¼, described as follows:

Beginning at a point that is North 60°34' 09" East, 4223.82 feet from the Southwest corner of said Section 17, also being the center of the ditch and county road right-of-way; thence North 89°20'20" East 915.9 feet to the TRUE POINT OF BEGINNING; thence North 44°42'31" West 855.84 feet; thence North 0°04' West 277.83 feet, more or less to the Southwest corner of the land described in the deed to Robert Polson, et. ux., recorded December 6, 1976 as instrument No. 138533, records of Custer County, Idaho; thence along said South line of said Polson land North 83°20' East 1064.5 feet, more or less, to the Southeast corner of said Polson land; thence South 9°21' East 331 feet; thence South 5°13' East 668.81 feet, more or less to a point; thence South 89°20'20" West 140 feet more or less to the POINT OF BEGINNING.

EXHIBIT "A"

MICROFILMED

NOV 01 1994

SD-0601-2 Last Name: SHANNON

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
—	SHANNON						
—	ANNE	C	A72-02061	04/02/1889	SULLIVAN HO SULLIVAN CR	2.240	01 IRR 43 DOMEST 04 STOCK
—	MICHAEL D.	✓C	A72-00004K	05/01/1879	CHALLIS CRE	0.360	01 IRR
—	MICHAEL D.	✓C	A72-00004L	05/01/1879	CHALLIS CRE	0.180	01 IRR
—	MICHAEL DAN	C	A72-10411	03/15/1960	GROUNDWATER	0.060	43 DOMEST 04 STOCK
—	MICHAEL D.	✓C	A72-10333	06/15/1975	GROUNDWATER	0.040	43 DOMEST
—	MICHAEL D.	C	R72-10333	06/15/1975	GROUNDWATER	0.040	43 DOMEST
—	MICHAEL	C	A72-00051M	05/15/1880	GARDEN CREE	0.200	01 IRR
—	MICHAEL D	C	R72-00051M	05/15/1880	GARDEN CREE	0.200	01 IRR
—	ANNE	C	R72-02061	04/02/1889	SULLIVAN HO SULLIVAN CR	2.240	01 IRR 43 DOMEST 04 STOCK
—	MICHAEL D	C	A72-00057B	05/15/1877	GARDEN CREE	1.000	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

NOV 01 1994

SD-0604-2 Township: 14N			Range: 19E		Section: 17		Tract:		Lot:	
S	L		STATE	O	S	Max #	Records	124		
E	O	Water	Name	W	T	Priority	Use			
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
-	-	-	-	-	-	-	-	-	-	-
-	NWSE		A72-10039	SULLIVAN, TONI	C	3	D	05/01/1879		
-	NWSE		A72-04141	SULLIVAN, JOE	C	3	S	06/01/1916	01	IRR
-				SULLIVAN, TONI	C				04	STOCK
-	NWSE		A72-00020P	KNOX, JERRY W.	C	2	D	02/27/1909	01	IRR
-				KNOX, FAYE	C					
-	NWSE		✓A72-00004L	PETERSON, DAVID L.	O	5	D	05/01/1879	01	IRR
-				PETERSON, EVELYN J.	O					
-				SHANNON, MICHAEL D.	C					
-				ALMOND, PARIS	C					
-	NWSE		✓A72-10333	PETERSON, DAVID L.	O		J	06/15/1975	43	DOMEST
-				PETERSON, EVELYN J.	O					
-				ALMOND, PARIS	C					
-				SHANNON, MICHAEL D.	C					
-	NWSE		R72-04141	SULLIVAN, JOE	C	3	S	06/01/1916	01	IRR
-				SULLIVAN, TONI	C				04	STOCK
-	NWSE		R72-10039	SULLIVAN, JOE	C	3	D	05/01/1879	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

NOV 01 1994

Old (D) Number -

+ - - - - - Address

BYRON R

City- AMERY
phone - 715-268-8159

RENEE M

MICHAEL D.

City- CHALLIS
Phone - 208-789-2501

PARIS

City- CHALLIS
Phone - 208-789-2501

Stage - - - +
J - BENEFICIAL USE

+ - - - - Tributary

----- Point of Diversion
County

(37) CUSTER

----- Water Use ----- Diversion Rate

0.040

NOV 01 1954

Description	County
-------------	--------

Total Acres:

[illegible]

MICROFILMED
NOV 01 1994

DATE: 02/03/94
PAGE: 1

DIVERSION RATE DIVERSION VOLUME

0.04 CFS

TOTAL DIVERSION:

Tributary to:

T14N R19E S17

NE NW

:	MNS	SNN	NNN	: ENN	NNS
:	MNS	SNN	NNN	: ENS	NNS

$\text{Lt Ac Lt Ac} : \text{Lt Ac Lt Ac Lt Ac Lt Ac} :$

1
1
1
1
1

1
1
1
1
1

1
1
1
1
1

1
1
1
1
1

1
1
1
1
1

DOMESTIC. 1 HOME

R01 - A measuring device of a type approved by this Department shall

- A measuring device in a type approved by the competent authority
- be maintained as a part of the diverting works.

R04 - Use of water under this water right will be regulated by the

- watermaster of State Water District No. .

NO. RP14N19E17482DA

Verified Date:

Field Inspection Flag:
Presumption 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

03-Feb-1994 15:58

BYRON R BIRD
RENEE M BIRD
896 68TH AVE
AMERY WI 54001

RE: ADJUDICATION CLAIM(S) A72-00004L, A72-00004K, & A72-10333
MICHEAL SHANNON & PARIS ALMOND

Dear Claimant(s):

Pursuant to the notification that you have purchased property with the above-referenced Adjudication Claim, we have changed the Department's record(s) as you have requested. Please review the record(s) for accuracy.

Should you have any questions, please feel free to contact me at this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosure: Claim Copies

c.c. letter.. Custer County Title Inc.

MICROFILMED

NOV 01 1994

WATER RIGHT NUMBER - A72-10333

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

MICROFILMED
NOV 01 1994

+ - - - - - T NAME - - - - - + - - - - - FIRST NAME - - - - - + - - - - - ADDRESS - - - - - + - - - - -

*** C - CURRENT OWNER ***
ALMOND

PARIS

1 - P.O. BOX 1039
2 -
3 -

STATE- ID ZIP- 83226

SHANNON

MICHAEL D.

CITY- CHALLIS
PHONE - 208-789-2501
1 - P.O. BOX 1039
2 -
3 -

STATE- ID ZIP- 83226

*** D - ORIGINAL OWNER ***
PETERSON

DAVID L.

1 - P.O. BOX 650
2 -
3 -

STATE- ID ZIP- 83226

PETERSON

EVELYN J.

CITY- CHALLIS
PHONE - 208-879-5240
1 - P.O. BOX 650
2 -
3 -

STATE- ID ZIP- 83226

CITY- CHALLIS
PHONE - 208-879-5240

+ - - - - - PRIORITY DATE - - - - - + - - - - - REGION - - - - - + - - - - - STAGE - - - - - + - - - - - STATUS - - - - - +
06/15/1975 17 SOUTHERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + - - - - - TRIBUTARY - - - - - + - - - - -

GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - + - - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

COUNTY

(37) CUSTER

+ - - - - - CODE - - - - - DESCRIPTION - - - - - PERIOD FROM - - - - - WATER USE - - - - - PERIOD TO - - - - - DIVERSION RATE - - - - - DIVERSION VOLUME - - - - - +

43 - DOMESTIC

01/01

12/31

0.040

+ - - - - - TOTAL DIV. RATE - - - - - + - - - - - TOTAL DIV. VOLUME - - - - - + - - - - - TOTAL DIV. CAPACITY - - - - - + - - - - - TOTAL CONSUMPTIVE USE - - - - - + - - - - - KW USAGE - - - - - +
0.040

+ - - - - - TWN - - - - - RNG - - - - - SEC - - - - - TRACT - - - - - LOT - - - - - ACRES - - - - - PLACE OF USE - - - - - DESCRIPTION - - - - - COUNTY - - - - - +

14N 19E 17 NW SE

43 DOMESTIC

+ - - - - - DIVERSION MEANS - WELL & PUMP

+ - - - - - NON-IRRIGATION USE - D/ 1 HOUSEHOLD WITH LAWN

MICROFILMED
NOV 01 1994

WATER RIGHT NUMBER - A72-10333

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - REMARKS - - - - - NO REMARKS FOUND.

+ - - OLD WATER RIGHT NUMBERS - - - - - NO OLD WATER RIGHT NUMBERS FOUND.

+ - - CONDITIONS OF APPROVAL - - - - -
R01 - A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL
- BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
R04 - USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
- WATERMASTER OF STATE WATER DISTRICT NO. 8DISTRICT.

+ - - DECREE PLAINTIFF - - - + - - - DECREE DEFENDANT - - - +
00/00/0000

+ - - AUDIT FIELDS - 12/27/89 MERRITT 12/11/90 FRAZEE

+ - - COMMENTS - - - - - NO COMMENTS FOUND

+ - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	-	00/00/0000	FIELD INSPECTION MADE	-	00/00/0000	CIVIL CASE NUMBER	-	39576
OBJECTION FILED DATE	-	00/00/0000	FIELD INSPECTION FLAG	-		OLD CASE NUMBER	-	
RESPONSE FILED DATE	-	00/00/0000	VERIFIED DATE	-	00/00/0000	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	01/11/1990	LAST AMENDED DATE	-	00/00/0000	TEMPORARY RIGHT	-	P
PROOF DUE DATE	-	00/00/0000	PROOF MADE DATE	-	00/00/0000	WATER DISTRICT	-	
LICENSED DATE	-	00/00/0000	RECEIPT NUMBER	-	S010915	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-		NOTICE OF ERROR FLAG	-	

RP 14X19E 174820 A

DATA ENTRY

ENTERED 11-01-92

CHECKED 11/21/92

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
AUG 07 1992

CERTIFIED

AUG 07 1992

WATER EXAMINER