

12/13/2005

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

RIGHT NUMBER: 67-353B

NAME AND ADDRESS: MICHAEL E PARADIS
2370 MILL CREEK RD
COUNCIL ID 83612-5221

JANICE M PARADIS
2370 MILL CREEK RD
COUNCIL ID 83612-5221

SOURCE: MILL CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.030 CFS

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION:

T17N R01W S36 NWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.030 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S35	NESE	0.6	T17N R01W S35	NWSE	1.8
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2.4 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

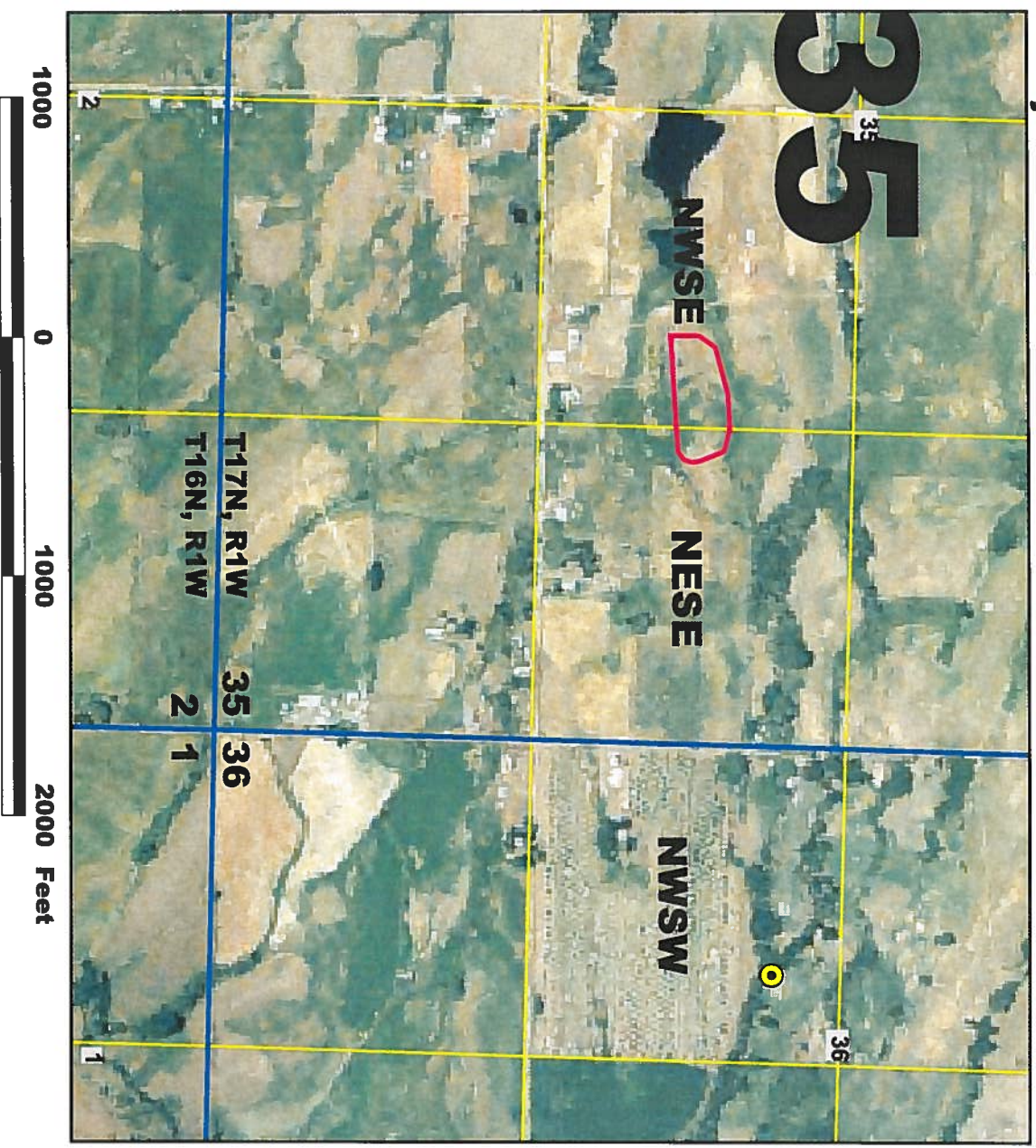
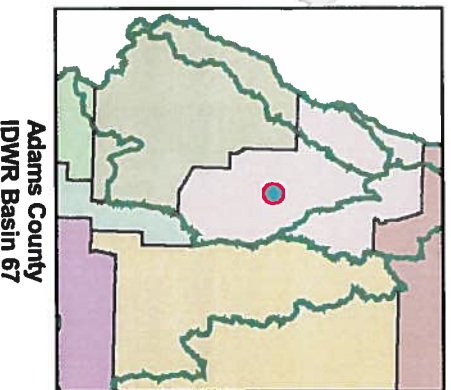


Adjudication Claim Number: **67-353 B**

**T16N R01W
T17N R01W**

Legend

- Point of Diversion
- Place of Use
- B67 sections.shp
- T16n01w.shp
- T17n01w.shp



Prepared by C. Saxton
On Tuesday, December 13, 2005
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-353B V1

WATER RIGHT NUMBER: 67-353B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MICHAEL E PARADIS 2370 MILL CREEK RD COUNCIL, ID 83612-5221 (208)253-4458
Current Owner	JANICE M PARADIS 2370 MILL CREEK RD COUNCIL, ID 83612-5221 (208)253-4458
Original Owner	ADEL HEDI KRUSE R RT COUNCIL, ID 83612 (208)253-4791
Original Owner	FRED STOVNER R RT COUNCIL, ID 83612 (208)253-4791
Original Owner	FRANK S GALEY COUNCIL, ID

Priority Date: 05/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MILL CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

MILL CREEK	NW1/4SW1/4	Sec. 36, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	01W	35													.6	1.8			2.4

Total Acres: 2.4

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-353B V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 12/13/2005 POD
Comment: POD verified by Bosco Bosler on 7/2/04: Tag #: A0014040
2. csaxton 12/13/2005 Diversion Rate
Comment: Water master records indicate that the diversion rate claimed under this right is being delivered.
3. csaxton 12/13/2005 POU
Comment: Right limited to irrigation that can be covered by diversion rate recommended at 5/8 inches per acre.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/30/2004 8:54:26 AM	segbert			Active
Source	7/30/2004 8:55:12 AM	segbert			Active
POU	7/30/2004 8:56:05 AM	segbert			Active
Use	7/30/2004 9:01:44 AM	segbert			Active
Season	7/30/2004 9:02:18 AM	segbert			Active
Quantity	7/30/2004 9:02:43 AM	segbert			Active
POD	7/30/2004 9:04:31 AM	segbert			Active
Contacts	12/13/2005 1:19:03 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-353B V1

POD	12/13/2005 1:37:54 PM	csaxton	Active
POU	12/13/2005 1:39:56 PM	csaxton	Active
Summary	12/13/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/13/2005 1:19:04 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: In house meeting with Michael Paradis on 9-29-05.
POD	12/13/2005 1:39:17 PM	csaxton	Updated shape
POU	12/13/2005 1:40:25 PM	csaxton	Updated shape for Active POU
Summary	12/13/2005 1:44:36 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	12/13/2005 1:37:57 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - POD location is now different than described in the 1921 transfer.
POU	12/13/2005 1:39:58 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	12/13/2005 1:41:24 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-353B V1

Priority Date	7/30/2004 8:54:27 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Source	7/30/2004 8:55:14 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	7/30/2004 8:56:07 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POD	7/30/2004 9:04:33 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License?
POU	7/30/2004 8:58:56 AM	segbert	Created polygon from PLS
Use	7/30/2004 9:01:46 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	7/30/2004 9:02:20 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Quantity	7/30/2004 9:02:44 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume?

Water Supply Bank:

Split history for Decreed Right 67-00353

WR History

Claim History

Watermaster
Records

67-00353	Schaff/Galey	TR 8-19-1921	67-00353	Schaff/Galey
0.75	cfs		0.75	cfs
60	ac		60	ac
0	af		0	af

Acreage calc at 5/8 " per acre

67-353A	Harvey	0.14	10	0.14	10
67-353B	Kruse	0.03	5	0.03	5
67-353C	Camp	0.16	16	0.16	16
67-353D	Woodington	0.04	3	0.04	3
67-353E	Paradis	0.38	68	0.41	30.4

Sum CFS =	0.75
Sum Acre =	102
Sum AF =	n/a

Sum CFS =	0.75
Sum Acre =	58.6
Sum AF =	n/a

Extra CFS =	0
Extra Acre =	-42
Extra AFA =	n/a

Extra CFS =	0
Extra Acre =	1.4
Extra AFA =	n/a

*Last updated 12-12-05 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Page #	Parcel Number	Name	New Charge 2005	New Charge 2003	Water in Inches	File #	Original Owner	Priority Date
21	7N01W351	PARADIS,	###	\$14.36	20.5	353	SCHAFF/GALEY	5/1/82
22	7N01W350	HARVEY,	\$5.60	\$4.90	7	353	SCHAFF/GALEY	5/1/82
22	7N01W357	WOODING	###	\$7.50	2	353	SCHAFF/GALEY	5/1/82
22	7N01W357	CAMP, JAI	###	\$7.50	8	353	SCHAFF/GALEY	5/1/82

37.5
0.75

Claim Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	349 A		Decreed	Active	1881-05-01		0.2	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	350		Decreed	Active	1884-05-01		0.25	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	351		Decreed	Active	1893-05-01		0.66	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	352 A		Decreed	Active	1894-05-01		0.42	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	352 B		Decreed	Active	1894-05-01		0.1	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	353 B		Decreed	Active	1882-05-01		0.03	MILL CREEK	IRRIGATION	PARADIS, JANI wrAdjudicationClaim	
67	353 E		Decreed	Active	1882-05-01		0.38	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	354		Decreed	Active	1891-05-01		0.58	MILL CREEK	IRRIGATION	PARADIS, JANI Claim	
67	369 A		Decreed	Active	3/17/1913		0.06	UNNAMED STREAM	IRRIGATION	PARADIS, JANI Claim	
67	369 B		Decreed	Active	3/17/1913		0.3	UNNAMED STREAM	IRRIGATION	PARADIS, JANI Claim	
67	4420 A		Statutory Claim	Active	5/10/1918		0.6	UNNAMED STREAM	IRRIGATION, S	PARADIS, JANI Claim	
67	4420 B		Statutory Claim	Active	6/1/1929		0.24	UNNAMED STREAM	IRRIGATION, S	PARADIS, JANI Claim	
67	4420 C		Statutory Claim	Active	6/1/1929		0.32	LAST CHANCE CRE	IRRIGATION	PARADIS, JANI Claim	

Page #	Parcel Number	Name	New Charge 2005	New Charge 2003	Water In Inches	File #	Original Owner	Priority Date
21	P17N01W35121	PARADIS, MIC	\$ 8.00	\$7.00	10	349	F WATRESS	5/1/81
21	P17N01W35121	PARADIS, MIC	\$ 10.00	\$8.76	12.5	350	F WATRESS	5/1/84
21	P17N01W35121	PARADIS, MIC	\$ 15.20	\$13.30	48	354	SCHIAFF/GALEY	5/1/81
21	P17N01W35121	PARADIS, MIC	\$ 16.40	\$14.36	20.5	353	SCHIAFF/GALEY	5/1/82
21	P17N01W35121	PARADIS, MIC	\$ 26.66	\$23.34	33.33	351	F WATRESS	5/1/83
21	P17N01W35121	PARADIS, MIC	\$ 15.60	\$14.92	20.74	352	F WATRESS	5/1/94
21	P17N01W35121	PARADIS, MIC	\$ 8.00	\$7.00	40	354	F WATRESS	5/1/94
23	P17N01W35121	PARADIS, MIC	\$ 4.00	\$3.50	5	352	WATRESS	5/1/94
23	P17N01W35121	PARADIS, MIC	\$ 16.00	\$14.00	20	369		5/17/13
23	P17N01W35121	PARADIS, MIC	\$ 10.40	\$9.10	13			

Recommendation Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	349 A		Decreed		1881-05-01		0.33	26.6 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	350		Decreed		1884-05-01		0.26	20 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	351		Decreed		1893-05-01		0.66	53.3 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	352 A		Decreed		1894-05-01		0.415	33.2 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	352 B		Decreed		1894-05-01		0	0 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
Total acres found is 84.0 This puts irrigation of this property at almost 1"/ac.							1.66	84			

67	353 B		Decreed		1882-05-01		0.03	2.4 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	353 E		Decreed		1882-05-01		0.39	30.4 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
67	354		Decreed		1891-05-01		0.58	42.1 MILL CREEK	IRRIGATION	PARADIS, JANI Recommendation	
These rights in combination limited to =							0.84	42.1			

67	353 A		Decreed		3/17/1913		0.06	4.5 UNNAMED STREAM	IRRIGATION	PARADIS, JANI Recommendation	
67	359 B		Decreed		3/17/1913		0.16	7.8 UNNAMED STREAM	IRRIGATION	PARADIS, JANI Recommendation	
67	4420 A		Statutory Claim	Active	6/1/1929		0.39	30.4 UNNAMED STREAM	IRRIGATION, S	PARADIS, JANI Recommendation	
67	4420 B				6/1/1929		0	0 UNNAMED STREAM	IRRIGATION, S	PARADIS, JANI Recommendation	
67	4420 C				6/1/1929		0	0 LAST CHANCE CRE	IRRIGATION	PARADIS, JANI Recommendation	
Stat water adds acreage and brings full diversion rate to 1" per acre							0.61	30.4			

Contacts Data Entry Form

Claim Number: 67-353B

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	ADEL HEDI KRUSE	R RT	COUNCIL	ID	83612	(208)253-4791
Original Owner	FRED STOVNER	R RT	COUNCIL	ID	83612	(208)253-4791
Original Owner	FRANK S GALEY		COUNCIL	ID		
Current Owner	MICHAEL E PARADIS	2370 MILL CREEK RD	COUNCIL	ID	83612-5221	(208)253-4458
Current Owner	JANICE M PARADIS	2370 MILL CREEK RD	COUNCIL	ID	83612-5221	(208)253-4458

Comment for 1: In house meeting with Michael Paradis on 9-29-05.

Date of Field Exam: **Desktop Review**

Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Ownership information appears accurate. __________

_____Reviewer: **Craig L. Saxton**Date: **12-13-05**

Priority Date Data Entry Form

Claim Number 67-353B

Claimed Priority Date: 5/1/1882

Claimed Basis: Decreed

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

As decreed

Reviewer: **Craig L. Saxton**

Date: **12-13-05**

Point of Diversion and Source Data Entry Form**Claim Number 67-353B****Claimed Point of Diversion and Source**

T17N R01W S35 SENE Rediversion Within ADAMS County Source: MILL CREEK WEISER RIVER

T17N R01W S35 NESW Rediversion Within ADAMS County Source: MILL CREEK WEISER RIVER

T17N R01W S35 NESE Within ADAMS County Source: MILL CREEK WEISER RIVER

T17N R01W S35 NESE Rediversion Within ADAMS County Source: MILL CREEK WEISER RIVER

T17N R01W S35 NWSE Within ADAMS County Source: MILL CREEK WEISER RIVER

T17N R01W S36 NWSW Within ADAMS County Source: MILL CREEK WEISER RIVER

___ Use Claimed POD and Source as Recommended POD and Source**Water Right Point of Diversion and Source****Recommended Point of Diversion and Source****Source Information**

Source

Tributary To

Mill Creek _____**Weiser River** _____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
17N	1W	36		NWSW	ADAMS	MILL CREEK

Other rights from this POD? _____

Document how the POD and Source were verified:

Water Master Bosco Bosler GPS'd the recommended POD on Aug 2, 2004. A0014040.**Accomplished change in POD.****Claimant appeared to claim all the points of diversion that he uses from Mill Creek. I am only recommending the one that gets water to the claimed POU.**Reviewer: **Craig L. Saxton**Date: **12-13-05**

Place Of Use Data Entry Form**Claim Number 67-353B**

Claimed Place Of Use

T17N R01W S35 NESE 5.0

Total Acres 5

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
T17N	1W	2.4	NESE		ADAMS		0.6	IRRIGATION
T17N	1W	2.4	NWSE		ADAMS		1.8	IRRIGATION

Total Acres **2.4**

Document how the POU was verified:

1987 NAPP PHOTOGRAPHY _____

Purpose of Use Data Entry Form

Claim Number 67-353B

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
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Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

As decreed _____

Period of Use and Quantity Data Entry Form

Claim Number 67-353B

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.03	

Overall Diversion Rate 0.03 Overall Diversion Volume

☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
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Overall Diversion Rate Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

Water master records show delivery claimant that includes the claimed diversion rate under this claim.

Reviewer: **Craig L. Saxton**Date: **12-13-05**

J F Lowe

L J Rhinehart

Loren Rhinehart

Anna Morrow

38 ✓

31 ✓

40 ✓

5 ✓

June 5, 1902 67 0344

June 5, 1902 67 0345

June 5, 1902 67 0346

June 5, 1902 67 0347

Mill Creek.

William Winkler, Lewis Winkler, Mrs F H Hayner,
John Kessler, Jim Kessler, Lewis Kessler, Bettie
Dickerson, Janie Hart, Ida Blanchard, William
Kessler, Elva Young and Rebecca Kessler, suc-
cessors of Alexander Kessler, deceased

25 ✓

Frederick N Watrous, Grantee of Geo M Winkler

16 2/3 ✓

12 1/2 ✓

33 1/3 ✓

20 3/4 ✓

P H Schaff and F B Galey, Grantees of Samuel Harp

37 1/2 ✓
29 ✓

Deseret Sheep Company sub for C A Martin, Grantee
of Margaret Krigbaum

41 2/3 ✓

Mill Creek (Con)

Council Valley Orchards, Grantee of J Marion
Young

10 3/4 ✓

29 ✓

J D Poyner and John Poyner

37 1/2 ✓

George T Ellis

21 1/2 ✓

P H Schaff and Thomas L Watt, Grantees of B F
Middletown

27 1/2 ✓

Charles Lappin and A R Felmlay, Grantees of O S
Gibbs

37 1/2 ✓

James A Huston Jr. and William Spahr, Grantees
of John and J D Poyner

54 ✓

B W Turnipseed

16 Trans 884

J V Morrison

18 ✓

C W Holmes

15 ✓

Council Valley Orchards

8 1/2 ✓

100 ✓

Unnamed Stream.

Council Valley Orchards

100 ✓

Frank B Galey

20 ✓

C W Holmes

10 ✓

C R McDonald High water 56

34 ✓

Fort Hall Creek

C T Hamill

4 ✓

4 ✓

Louis Harp

6 ✓

11 ✓

A L Frechafer and Margaret P Pike

67 0348

May 1, 1878 Trans 504-517-537-71 ✓

May 1, 1881 67 0349

May 1, 1884 67 0350

May 1, 1893 67 0351

May 1, 1894 67 0352

May 1, 1882 67 0353

May 1, 1891 67 0354

May 1, 1884 Trans 884 67 0355

May 1, 1885 67 0356

May 1, 1894 67 0357

May 1, 1889 67 0358

May 1, 1886 67 0359

May 1, 1893 67 0360

May 1, 1894 67 0361

May 1, 1896 67 0362

May 1, 1899 67 0363

May 1, 1903 67 0364

July 1, 1909 67 0365

May 1, 1909 67 0366

June 1, 1906 67 0367

July 3, 1911 67 0368

March 17, 1913 67 0369

May 16, 1912 67 0370

July 2, 1892 67 0371

May 1, 1882 67 0372

May 1, 1889 67 0373

May 1, 1882 67 0374

June 1, 1911 67 0375

JUL 24 1996

WILLIAM WINKLER, LEWIS WINKLER, MRS F H HAYNER, JOHN KESSLER, JIM KESSLER, LEWIS KESSLER, BETTIE DICKERSON, JANIE HART, IDA BLANCHARD, WILLIAM KESSLER, ELVA YOUNG AND REBECCA KESSLER, successors of Alexander Kessler, deceased: The Southwest Quarter of the Northeast Quarter, Section 10, the East half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 10 in Township 16 North, Range 1 West Boise Meridian.

FREDERICK N WATKINS: The South half of the Northwest Quarter and the North half of the Southwest Quarter, Section 35, Township 17 North Range 1 West Boise Meridian.

P H SCHAFF AND F B GALEY: The South half of the Northeast Quarter and the North half of the Southeast Quarter Section 35, Township 17 North, Range 1, West Boise Meridian.

DESERT SINK COMPANY: The Southeast Quarter of Section 34, Township 17 North, Range 1 West Boise Meridian.

COUNCIL VALLEY ORCHARDS: The South half of the Southeast Quarter, Section 35, Township 17 North, Range 1 West Boise Meridian and the North half of the Northeast Quarter, Section 2, Township 16 North, Range 1 West Boise Meridian.

J D POYNTER AND JOHN POYNTER: The North half of the Southwest Quarter and the West half of the Northwest Quarter of Section 36, Township 17 North, Range 1 West Boise Meridian.

GEORGE T WILLIS: The Southeast Quarter of the Southeast Quarter, Section 4, the Southwest Quarter of the Northwest Quarter, Section 3, and a tract bounded as follows, commencing at the Southwest corner of lot 1, said Section 4, thence north along the west side of said lot 20 rods, thence east 80 rods, thence south 20 rods, thence west 80 rods to the place of beginning, all in Township 16 North, Range 1 West Boise Meridian.

P H SCHAFF AND THOMAS L WATT: The North half of the Northwest Quarter Section 35, and 70 acres east of the right of way of the P & I N Ry. in the Southeast Quarter of the Southeast Quarter Section 27, and the Northeast Quarter of the Northeast Quarter Section 34, all in Township 17 North, Range 1 West Boise Meridian.

see sketch
CHARLES LAPPIN AND A E FLEMING: The West half of the Southwest Quarter of Section 25, and the east half of the southeast Quarter of Section 26, Township 17 North, Range 1, West Boise Meridian.

JAMES A HUSTON, JR. and WM H SPAHR: The West half of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter, Section 36, Township 17 North Range 1 West Boise Meridian.

B W TURNIPSEED: Lot 4, the Southeast Quarter of the Southwest Quarter, and the South half of the Southeast Quarter Section 31, Township 17 North, Range 1 East Boise Meridian.

J V MORRISON: The Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 4, Township 16 North, Range 1 West Boise Meridian.

C W HOLMES: The Northwest Quarter of the Southwest Quarter Section 3, Township 16 North, Range 1 West Boise Meridian.

FRANK S GALEY: Northwest Quarter Southeast Quarter and Northeast Quarter Southeast Quarter Section 35, Township 17 North, Range 1 West Boise Meridian.

LOUIS HARP: The South half of the Northeast Quarter, and the Northeast Quarter of the Northeast Quarter, Section 23, and the Southeast Quarter of the Southeast Quarter Section 14, Township 17 North, Range 1 West Boise Meridian.

JUL 24 1996

MILL CREEK RIGHTS.

Deseret Sheep Company, substituted for C. A. Martin,
Grantee of Margaret Krigbaum,

41 2/3 May 1, 1884

William Winkler, Lewis Winkler,
Mrs. F. H. Hayner, John Kessler,
Jim Kessler, Lewis Kessler,
Bettie Dickerson, Janie Hart
Ida Blanchard, William Kessler,
Elva Young and Rebecca Kessler,
successors of Alexander
Kessler, deceased,

25

" " 1878

Charles Lappin and A. E.
Felmley, Grantee of C. S. Gibbs,

54

" " 1896

J. D. Poynor and John Poynor,

21 1/2

" " 1886

B. W. Turnipseed,

18

" " 1903

Frederick M. Watriss,
Grantee of Geo. M.
Winkler,

16 2/3
12 1/2
33 1/3
20 3/4

" " 1881
" " 1884
" " 1893
" "

P. H. Schaff and
F. B. Galey, Grantees
Samuel Hark

37 1/2
29

" " 1882
" " 1891

Council Valley Orchards
Grantee J. Marion Young

10 3/4
29
37 1/2

" " 1885
" " 1894
" " 1889

James A. Huston and William
Spahr, Grantees of John and
J. D. Poynor,

16

" " 1899

P. H. Schaff and Thomas L.
Watt, Grantees of B. F.
Middleton,

37 1/2

" " 1894

George T. Ellis

27 1/2

" " 1893

J. V. Morrison,

16

July 1 1909

C. W. Holmes

8 1/2

May 1 1909

MILP
JUL 24 1909

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 67-353B
Date Received: 10/24/1989
Receipt No: W006543
Received By:

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

1. Name of Claimant(s)

MICHAEL E PARADIS Phone: (208)253-4458

2370 MILL CREEK RD
COUNCIL ID USA 83612-5221

JANICE M PARADIS Phone: (208)253-4458

2370 MILL CREEK RD
COUNCIL ID USA 83612-5221

2. Date of Priority: 05/01/1882

3. Source: MILL CREEK , MILL CREEK , MILL CREEK , MILL CREEK , MILL CREEK , MILL
CREEK Trib. to: WEISER RIVER , WEISER RIVER , WEISER RIVER , WEISER RIVER , WEISER
RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
17N	01W	35	SE	NE		ADAMS	R
17N	01W	36	NW	SW		ADAMS	
17N	01W	35	NE	SE		ADAMS	
17N	01W	35	NE	SE		ADAMS	R
17N	01W	35	NE	SW		ADAMS	R
17N	01W	35	NW	SE		ADAMS	

5. Description of diverting works:

DAMS, DITCHES, CULVERTS, GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.03	

7. Total Quantity Appropriated is:
0.03 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	35	NE	SE	IRRIGATION	5
					Section Acres	5
					Total Acres	5

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

SEE CLAIM A67-00349A FOR MAP.
2 PD IN NWSE SEC 35 2 REDIV. IN NESE SEC 35 3 REDIV. IN SENE SEC 35 SPLIT TO A67-00353E, 68 ACRES, 0.38 CFS TO PARADIS.

15. Basis of Claim: Decreed

16. Signature(s)

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUL 6 1995

Department of Water Resources

DATE OF CLOSING: 4/20/95

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 01W
Section 35, 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

JUL 06 1995

WATER RESOURCES
WESTERN REGION

- [] 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: A67-00354A
- [] Name and Address of Former Owner/Claimant(s)(Seller): Stouner Davis, Marlena J.
3737 Greenfield Road
Vale, OR 97918
- [] New Owner/Claimant (Purchaser): Michael E. or Janice M. Paradise
- [] New Mailing Address: P.O. Box 348
Council, ID 83612
- [] New Telephone Number: () -
- [] 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: copy of recorded Deed(s)
(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): Mike E. Paradise Date 5-24-95
Janice M. Paradise Date 5-24-95
- [] Signature of Former Owner/Claimant(s): Date
 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: 6-5-96 By: RD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 6-5-96 By: RD

Claim Numbers of Split, if any:

MICROFILMED

OCT 22 1996

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

WARRANTY DEED

INSTRUMENT NO. 87676

For Value Received RICHARD L. DAVIS and MARLENA J. STOVNER DAVIS, fka MARLENA J. STOVNER, aka MARLENA STOVNER, husband and wife

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

MICHAEL E. PARADIS and JANICE M. PARADIS, husband and wife

the grantees, whose current address is, P.O. Box 348, Council, ID 83612

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

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

RECEIVED

JUL 6 1995

Department of Lands

RECEIVED

JUL 06 1995

WATER RESOURCES
WESTERN REGION

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 excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: April 20, 1995

Richard L. Davis

Richard L. Davis

Marlena J. Stovner Davis

Marlena J. Stovner Davis, fka Marlena J. Stovner,
aka Marlena Stovner

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 20th day of April, in the year of 1995, before me
a Notary Public, personally appeared
RICHARD L. DAVIS & MARLENA J. DAVIS, fka
MARLENA J. STOVNER, aka MARLENA STOVNER
known or identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same

at 48 minutes past 11 o'clock AM.
this 24th day of April, 1995, in my
office, and duly recorded in Book

of Deeds at page

Christy A. Drury

Notary Public

Residing at

Commission expires:

Timberline, Idaho
8/4/98

MICHAEL FISK

Ex-Officio Recorder

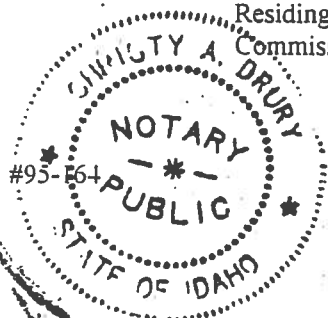
By:

Larry Linkel

Deputy

Fees \$ 9.00

Mail to: Timberline Title & Escrow



MICROFILMED

OCT 22 1996

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 35: A parcel of land situated within the NE1/4SW1/4, NW1/4SE1/4,
and NE1/4SE1/4 of said Section 35 more particularly described as follows:

Beginning at the SW corner of the NW1/4SE1/4 of Section 35, Township 17 North, Range 1 West, Boise Meridian;

Thence North 89 degrees 44'23" East a distance of 1187.68 feet along the South line of said NW1/4SE1/4;

Thence North 00 degrees 44'30" East (formerly North 00 degrees 58'45" East) parallel to the East line of said NW1/4SE1/4 a distance of 300.00 feet;

Thence North 89 degrees 44'23" East (formerly East), parallel to the South line of said NW1/4SE1/4 a distance of 300.00 feet to a point within the NE1/4SE1/4 of said Section 35;

Thence North 00 degrees 44'30" East (formerly North 00 degrees 58'45" East) parallel to the West line of said NE1/4SE1/4 a distance of 564.35 feet;

Thence South 81 degrees 51'17" West (formerly South 82 degrees 06'10" West), a distance of 638.29 feet to a point within the said NW1/4SE1/4;

Thence South 09 degrees 01'45" East (formerly South 08 degrees 47'41" East), a distance of 328.13 feet;

Thence South 89 degrees 34'14" East (formerly South 89 degrees 19'59" East) a distance of 225.00 feet;

Thence South 00 degrees 44'30" West (formerly South 00 degrees 58'45" West) parallel to the East line of said NW1/4SE1/4 a distance of 50.00 feet;

Thence North 89 degrees 34'14" West a distance of 670.38 feet;

Thence North 85 degrees 12'59" West a distance of 484.42 feet to a point within the NE1/4SW1/4 of said Section 35;

Thence South 10 degrees 19'56" West a distance of 458.23 feet to a point on the South line of said NE1/4SW1/4;

Thence North 89 degrees 40'40" East a distance of 92.44 feet along the south line of said NE1/4SW1/4 to the POINT OF BEGINNING.

EXCEPTING the right-of-way now established of an existing County Road known as Mill Creek Road along the South side of the above described parcel of land.

This parcel of land is approximately 18 acres and includes a 100-foot deep water well (0.13 CFS rights) and a 140-foot deep water well (.06 CFS rights), 2.5 inches of water rights from Mill Creek and 17.0 inches of water from Last Chance Creek.

RECEIVED

MICROFILMED

JUL 6 1995

OCT 22 1996

Department of Water Resources

TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien but not yet due or payable.

POWER LINE EASEMENT granted to MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded September 25, 1940 in Book 4M Misc. page 143 as Instr. No. 25771.

POWER LINE EASEMENT granted to IDAHO POWER COMPANY, recorded January 11, 1988 in Book 15M Misc. as Instr. No. 75217.

SUBJECT TO A RIGHT-OF-WAY as described in deeds recorded April 17, 1995 as Instr. No. 87653, and March 24, 1994 as Instr. Nos. 85667 and 85668.

RECEIVED

JUL 6 1995

Department of Water Resources

MICROFILMED

OCT 22 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

APR 07 1994

Department of Water Resources

DATE OF CLOSING: 1/25/94

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 02W
Section 35, 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

APR 08 1994

WATER RESOURCES
WESTERN REGION

[] 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:

A67-00393B, ~~A67-00354~~

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Fred Stovner or Adel Hedi Kruse
R. Route

[] New Owner/Claimant
(Purchaser):

Council, ID 83612
Michael E. & Janice M. Paradis

[] New Mailing Address:

P.O. Box 348
Council, ID 83612

[] New Telephone Number:

(208) 253-4458

[] 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:

copies of recorded deed(s).

(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)

Michael E. Paradis
Janice M. Paradis

Date 1-27-94

Date 1-27-94

[] Signature of Former
Owner/Claimant(s):

Date _____

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:

MICROFILMED

AUG 05 1994

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

QUITCLAIM DEED

For Value Received MARLENA J. STOVNER

do hereby convey, release, remise and forever quit claim

unto ADELE HEIDI KRUSE
 19651 E. Highway 44, Interior, South Dakota 57705
 the following described premises, to-wit:

Situate in Adams County, Idaho:

More particularly described on attached Exhibit "A".

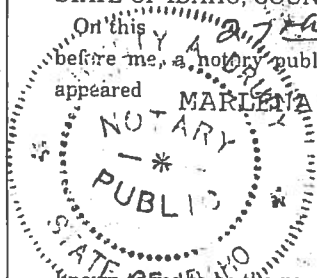
together with their appurtenances.

Dated: January 27, 1994.

Marlena J. Stovner
 Marlena J. Stovner

STATE OF IDAHO, COUNTY OF Adams

On this 27th day of January, 1994,
 before me, a notary public in and for said State, personally
 appeared MARLENA J. STOVNER



known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged to
 me that she executed the same.

Christy A. Bruce
 Notary Public

Residing at Council Fruitvale, Idaho
 Comm. Expires 8/4/98

STATE OF IDAHO, COUNTY OF ADAMS

I hereby certify that this instrument was filed for record at
 the request of Timberline Title & Escrow
 at 48 minutes past 4 o'clock p m.,
 this 27 day of January
 1994, in my office, and duly recorded in Book ----
 of Deeds at page ----

Michael Fisk

Ex-Officio Recorder

By

Sarah J. Wilson
 Deputy

Fees \$ 9.00

Mail to:

MICROFILMED

AUG 05 1994

EXHIBIT "A"

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
 Section 35: A parcel of land lying in the NE1/4NE1/4, S1/2NE1/4,
 NW1/4SE1/4, and the NE1/4SW1/4, more particularly described as follows:

Beginning at the Northwest corner of the NE1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'24" West parallel to the West line of the said
 NE1/4NE1/4, 1319.13 feet to the Southwest corner of the NE1/4NE1/4 to the
 REAL POINT OF BEGINNING.

Thence North 89 degrees 59'05" East 165.00 feet along the South line of
 said NE1/4NE1/4;

Thence South 00 degrees 04'24" West parallel to the West line of the
 SE1/4NE1/4 of said Section 35, 1319.02 feet to a point on the South line of
 said SE1/4NE1/4;

Thence South 89 degrees 56'22" West 165.00 feet along the South line of
 said SE1/4NE1/4 to the Southwest corner of said SE1/4NE1/4;

Thence continuing South 89 degrees 56'22" West 584.96 feet along the South
 line of the SW1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'16" East 74.84 feet to a point in the NW1/4SE1/4
 of said Section 35;

Thence South 82 degrees 24'24" West 770.14 feet to a point in the
 NE1/4SW1/4 of said Section 35;

Thence North 00 degrees 12'20" East 54.36 feet to the center of Mill Creek;

Thence North 06 degrees 12'26" East 122.18 feet to the Southwest corner of
 the SW1/4NE1/4 of said Section 35;

Thence North 00 degrees 12'04" East 1320.21 feet along the West line of
 said SW1/4NE1/4 to the Northwest corner of said SW1/4NE1/4;

Thence North 89 degrees 59'05" East 1331.89 feet along the North line of
 said SW1/4NE1/4 to the Northeast corner of said SW1/4NE1/4, the REAL POINT
 OF BEGINNING.

INCLUDING any and all water rights appurtenant thereto, including but
 not limited to 39.5 inches decreed water right from Mill Creek.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1994 which are a lien but not
 yet due or payable.

AN EASEMENT for the purpose of public utilities and rights incidental
 thereto as set forth in a document granted to MOUNTAIN STATES
 TELEPHONE AND TELEGRAPH COMPANY (no representation is made as to
 present ownership of easement), recorded September 25, 1940 in Book 4M
 fo Misc. at page 143, records of Adams County, Idaho.

MICROFILMED

AUG 05 1994

EXHIBIT "A" CONTINUED

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to IDAHO POWER COMPANY (no representation is made as to present ownership of easement), recorded September 28, 1977 in Book 9M of Misc. at page 118 as Instr. No. 56545, records of Adams County, Idaho.

ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by Mill Creek.

ANY CLAIM arising from the difference in the mean high water line of Mill Creek and the meander line as shown by the original government survey.

LACK OF A RIGHT OF ACCESS TO AND FROM SAID LAND.

MICROFILMED

AUG 05 1994

PERSONAL REPRESENTATIVE'S DEED

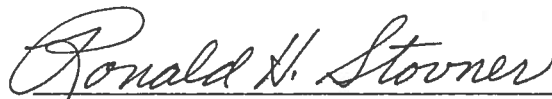
THIS PERSONAL REPRESENTATIVE'S DEED, made by RONALD H. STOVNER, as Personal Representative of the Estate of FRED D. STOVNER, deceased, Grantor, to ADELE HEIDI KRUSE, a married woman as her sole and separate property, Grantee, whose current address is: 19651 E. Highway 44, Interior, South Dakota 57705.

WHEREAS, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number SP94-00048, in Adams County, Idaho;

THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee all interest in the following described real property located in Adams County, Idaho, claimed by the estate:

More particularly described on attached Exhibit "A".

EXECUTED this 27th day of January, 1994.

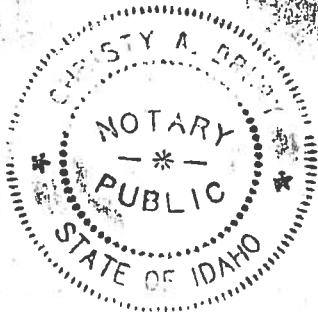


Ronald H. Stovner
Personal Representative

STATE OF IDAHO)
) ss.
 County of Adams)

On this the 27th day of January, 1994, before me the undersigned, a Notary Public in and for said State, personally appeared RONALD H. STOVNER, known to me to be the person whose name is subscribed to the foregoing instrument as Personal Representative of the Estate of FRED D. STOVNER, deceased, and acknowledged to me that he executed the same for and on behalf of said estate.

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



Christy A. Murry
 Notary Public for said State
 Residing at: Council, Idaho
 Fruitvale
 Commission Expires: 8/4/98

INSTRUMENT NO. 85415
 State of Idaho)
 County of Adams) ss.

Filed for record at the request of
Timberline Title & Escrow
49 min. past 4 o'clock P.M.
 this 27 day of January, 1994

MICHAEL FISK, RECORDER
 by Sarah Wilson
 Deputy

Fee \$12.00

MICROFILMED

AUG 05 1994

EXHIBIT "A"

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 35: A parcel of land lying in the NE1/4NE1/4, S1/2NE1/4,
NW1/4SE1/4, and the NE1/4SW1/4, more particularly described as follows:

Beginning at the Northwest corner of the NE1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'24" West parallel to the West line of the said
NE1/4NE1/4, 1319.13 feet to the Southwest corner of the NE1/4NE1/4 to the
REAL POINT OF BEGINNING.

Thence North 89 degrees 59'05" East 165.00 feet along the South line of
said NE1/4NE1/4;

Thence South 00 degrees 04'24" West parallel to the West line of the
SE1/4NE1/4 of said Section 35, 1319.02 feet to a point on the South line of
said SE1/4NE1/4;

Thence South 89 degrees 56'22" West 165.00 feet along the South line of
said SE1/4NE1/4 to the Southwest corner of said SE1/4NE1/4;

Thence continuing South 89 degrees 56'22" West 584.96 feet along the South
line of the SW1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'16" East 74.84 feet to a point in the NW1/4SE1/4
of said Section 35;

Thence South 82 degrees 24'24" West 770.14 feet to a point in the
NE1/4SW1/4 of said Section 35;

Thence North 00 degrees 12'20" East 54.36 feet to the center of Mill Creek;

Thence North 06 degrees 12'26" East 122.18 feet to the Southwest corner of
the SW1/4NE1/4 of said Section 35;

Thence North 00 degrees 12'04" East 1320.21 feet along the West line of
said SW1/4NE1/4 to the Northwest corner of said SW1/4NE1/4;

Thence North 89 degrees 59'05" East 1331.89 feet along the North line of
said SW1/4NE1/4 to the Northeast corner of said SW1/4NE1/4, the REAL POINT
OF BEGINNING.

INCLUDING any and all water rights appurtenant thereto, including but
not limited to 39.5 inches decreed water right from Mill Creek.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1994 which are a lien but not
yet due or payable.

AN EASEMENT for the purpose of public utilities and rights incidental
thereto as set forth in a document granted to MOUNTAIN STATES
TELEPHONE AND TELEGRAPH COMPANY (no representation is made as to
present ownership of easement), recorded September 25, 1940 in Book 4M
fo Misc. at page 143, records of Adams County, Idaho.

MICROFILMED

AUG 05 1994

EXHIBIT "A" CONTINUED

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to IDAHO POWER COMPANY (no representation is made as to present ownership of easement), recorded September 28, 1977 in Book 9M of Misc. at page 118 as Instr. No. 56545, records of Adams County, Idaho.

ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by Mill Creek.

ANY CLAIM arising from the difference in the mean high water line of Mill Creek and the meander line as shown by the original government survey.

LACK OF A RIGHT OF ACCESS TO AND FROM SAID LAND.

MICROFILMED

AUG 05 1994

(Optional)

Recorded	☐	Platted	☐	Key Punched	☐	To Treasurer	☐
Microfilmed	☐	Deed Card	☐	Master File	☐		☐
Indexed	☐	Compared	☐	Abstracted	☐		

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

ADELE HEIDI KRUSE, formerly ADELE HEIDI STOVNER, fka ADELE HEIDI STOVNER,
 a married woman, as her sole and separate property GRANTOR(S)
 of Interior County of Jackson State of Idaho
 hereby CONVEYS, GRANTS and WARRANTS TO South Dakota

MICHAEL E. PARADIS and JANICE M. PARADIS, husband and wife, GRANTEE(S)
 whose current address is P. O. Box 348, Council, Idaho 83612
 for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION Dollars (\$ 10.00)
 the following described tract(s) of land in Adams County, State of Idaho:

More particularly described on attached Exhibit "A".

MICROFILMED

AUG 05 1994

Location of above described property

House No.

Street

EXHIBIT "A"

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
 Section 35: A parcel of land lying in the NE1/4NE1/4, S1/2NE1/4,
 NW1/4SE1/4, and the NE1/4SW1/4, more particularly described as follows:

Beginning at the Northwest corner of the NE1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'24" West parallel to the West line of the said
 NE1/4NE1/4, 1319.13 feet to the Southwest corner of the NE1/4NE1/4 to the
 REAL POINT OF BEGINNING.

Thence North 89 degrees 59'05" East 165.00 feet along the South line of
 said NE1/4NE1/4;

Thence South 00 degrees 04'24" West parallel to the West line of the
 SE1/4NE1/4 of said Section 35, 1319.02 feet to a point on the South line of
 said SE1/4NE1/4;

Thence South 89 degrees 56'22" West 165.00 feet along the South line of
 said SE1/4NE1/4 to the Southwest corner of said SE1/4NE1/4;

Thence continuing South 89 degrees 56'22" West 584.96 feet along the South
 line of the SW1/4NE1/4 of said Section 35;

Thence South 00 degrees 04'16" East 74.84 feet to a point in the NW1/4SE1/4
 of said Section 35;

Thence South 82 degrees 24'24" West 770.14 feet to a point in the
 NE1/4SW1/4 of said Section 35;

Thence North 00 degrees 12'20" East 54.36 feet to the center of Mill Creek;

Thence North 06 degrees 12'26" East 122.18 feet to the Southwest corner of
 the SW1/4NE1/4 of said Section 35;

Thence North 00 degrees 12'04" East 1320.21 feet along the West line of
 said SW1/4NE1/4 to the Northwest corner of said SW1/4NE1/4;

Thence North 89 degrees 59'05" East 1331.89 feet along the North line of
 said SW1/4NE1/4 to the Northeast corner of said SW1/4NE1/4, the REAL POINT
 OF BEGINNING.

INCLUDING any and all water rights appurtenant thereto, including but
 not limited to 39.5 inches decreed water right from Mill Creek.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1994 which are a lien but not
 yet due or payable.

AN EASEMENT for the purpose of public utilities and rights incidental
 thereto as set forth in a document granted to MOUNTAIN STATES
 TELEPHONE AND TELEGRAPH COMPANY (no representation is made as to
 present ownership of easement), recorded September 25, 1940 in Book 4M
 fo Misc. at page 143, records of Adams County, Idaho.

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AUG 05 1994

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to IDAHO PCWER COMPANY (no representation is made as to present ownership of easement), recorded September 28, 1977 in Book 9M of Misc. at page 118 as Instr. No. 56545, records of Adams County, Idaho.

ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by Mill Creek.

ANY CLAIM arising from the difference in the mean high water line of Mill Creek and the meander line as shown by the original government survey.

LACK OF A RIGHT OF ACCESS TO AND FROM SAID LAND.

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AUG 05 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: A67-00353B
Date Received: 10/24/1989
Receipt No: W006543
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRED STOVNER 208-253-4791
Address: R ROUTE
COUNCIL ID 83612
OR
Name: ADEL HEDI KRUSE 208-253-4791
Address: R ROUTE
COUNCIL ID 83612

2. Date of Priority: MAY 1, 1882

3. Source: MILL CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	35	SE	NE		R	ADAMS
			NE	SW		R	ADAMS
			NE	SE			ADAMS
			NE	SE		R	ADAMS
			NW	SE			ADAMS
		36	NW	SW			ADAMS

5. Description of diverting works:
DAMS, DITCHES, CULVERTS, GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		

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

8. Total consumptive use is Acre Feet Per Annum
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9. Non-irrigation uses:
INSTREAM STOCKWATER
AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	35	NE SE		IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A67-00349A, 350, 351, 352, 353B, 4420A.

14. Remarks:

SEE CLAIM A67-00349A FOR MAP.

2 PD IN NWSE SEC 35

2 REDIV. IN NESE SEC 35

3 REDIV. IN SENE SEC 35

SPLIT TO A67-00353E, 68 ACRES, 0.38 CFS TO PARADIS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

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AUG 05 1994

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 _____

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AUG 05 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

APR 07 1994

Department of Water Resources

DATE OF CLOSING: 1/25/94

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 02W
Section 35, 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

APR 08 1994

WATER RESOURCES
WESTERN REGION

[] 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:

A67-00393B, A67-00354

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Fred Stovner or Adel Ned Kruse
R. Route

[] New Owner/Claimant
(Purchaser):

Council, ID 83612
Michael E. & Janice M. Paradis

[] New Mailing Address:

P.O. Box 348
Council, ID 83612

[] New Telephone Number:

(208) 253-4458

[] 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:

copies of recorded deed(s).

(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)

Michael E. Paradis
Janice M. Paradis

Date 1-27-94Date 1-27-94

[] Signature of Former
Owner/Claimant(s):

Date _____

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:

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AUG 05 1994

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsit~~e~~ or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

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: A67-00353B
Date Received: 9/19/1989
Receipt No: W006543
Received By: RDL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRED STOVNER 208-253-4791
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COUNCIL, ID 83612
OR
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Address: R. ROUTE
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			NE	SE		R	ADAMS
			NW	SE			ADAMS
		36	NW	SW			ADAMS

5. Description of diverting works:
DAMS, DITCHES, CULVERTS, GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.410		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATER
A67-00353B

Page 1

Date: 10/24/89

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OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	01W	35	SW		NE		IRR	40.0
			SE		NE		IRR	6.0
			NE		SE		IRR	5.0
			NW		SE		IRR	22.0
							Section Acres	73.0
							Total Acres	73.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-00349A, 350, 351, 352, 353B, 4420A.

14. Remarks:
SEE CLAIM A67-00349A FOR MAP.
2 PD IN NWSE SEC 35
2 REDIV. IN NESE SEC 35
3 REDIV. IN SENE SEC 35

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR
Decree Plaintiff

WILLIAM ALLISON
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not 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): Fred D. Stover Date: Oct 24 1989

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of Oct 19 89

Ron Howerton
Notary Public

Seal

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