

12/14/2006

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

RIGHT NUMBER: 67-467C

NAME AND ADDRESS: DUNHAM RANCH INC
852 INDIAN VALLEY RD
INDIAN VALLEY ID 83632

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.357 CFS

This right when combined with other rights from the point of diversion located in the SESE quarter of 14N 1W S15 (also known as Steward Ditch pod) is limited to a total combined diversion rate of 10.32 cfs.

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION:

T14N R01W S15 NWSE Within ADAMS County

T14N R01W S15 SESE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.357 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T14N R01W S15	NWNE	39.00	T14N R01W S15	SWNE	40.00
T14N R01W S15	NENW	39.00	T14N R01W S15	NWNW	31.00
T14N R01W S15	SWNW	12.00	T14N R01W S15	SENW	32.00

193 ACRES TOTAL

This right is limited to the irrigation of 28.6 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 193.0 acres in a single irrigation season. Combined Right Nos.: 67-467B, 67-468B, and 67-4548B

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-467C V1

WATER RIGHT NUMBER: 67-467C V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DUNHAM RANCH INC 852 INDIAN VALLEY RD INDIAN VALLEY, ID 83632 (208)256-4416
Original Owner	ESTATE OF GRACE STEWARD INDIAN VALLEY, ID 83632 (208)256-4319
Original Owner	G E STEWARD , ID

Priority Date: 06/01/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.357 CFS	
	<u>Total Diversion:</u>	0.357 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4SE1/4	Sec. 15, Twp 14N, Rge 01W, B.M.
ADAMS County		
LITTLE WEISER RIVER	NW1/4SE1/4	Sec. 15, Twp 14N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	15		39.0	40.0		39.0	31.0	12.0	32.0									193.0

Total Acres: 193

Conditions of Approval:

1. K06 This right is limited to the irrigation of 28.6 acres within the place of use described above in a single irrigation season.

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2. 178 This right when combined with other rights from the point of diversion located in the SESE quarter of 14N 1W S15 (also known as Steward Ditch pod) is limited to a total combined diversion rate of 10.32 cfs.
3. 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.
4. E56 The rights listed below are limited to the irrigation of a combined total of 193.0 acres in a single irrigation season. Combined Right Nos.: 67-467B, 67-468B, and 67-4548B

Remarks:Comments:

1. mcase 7/27/2004 POU

Comment: POU shape created using claim map. Parent right decreed for 40 acres. Claimed 120 acres with other associated water rights.

2. mcase 7/27/2004 Quantity

Comment: Parent right decreed for .5 cfs. Splits have claimed a total of .65 cfs. This right claimed .353 cfs for the irrigation of 120 acres with other associated rights.

3. csaxton 12/14/2006 NOE

Comment: The recommendations for this right has been adjusted three times. The first time the decreed rights were distributed based on what was interpreted to be the original irrigated ground. Mr. Carr disagreed with that assessment so lacking better evidence, we recommended the split proportions based on water master records. However, evidence indicates that the water master records are wrong for rights 67-467 and 67-468 as they show delivery of more water than was originally decreed.

After the preliminary mailing was sent out, Mr. Dunham provided 1919 tax assessment documents that showed how much irrigated ground there was in each of the the decreed 40 acre tracts. The actual acreage shown in the 1919 tax roll was 140 acres and a total of 131.2 acres was decreed under the two above mentioned rights.

By taking the number of acres in each 40 and dividing it by the total 140 acres, we came up with a percentage of irrigated ground per QQ for the decreed POU. That percentage was then used to calculate how much each claimant had from each decreed right.

The 1919 tax assessment roll appears to be the most reliable date I have currently.

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:

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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-467C V1

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	7/27/2004 9:42:17 AM	mcase			Active
POD	7/27/2004 9:42:29 AM	mcase			Active
Source	7/27/2004 9:43:16 AM	mcase			Active
POU	7/27/2004 9:51:04 AM	mcase			Active
Use	7/27/2004 9:52:56 AM	mcase			Active
Season	7/27/2004 9:53:17 AM	mcase			Active
Quantity	7/27/2004 9:53:22 AM	mcase			Active
Contacts	12/28/2005 11:20:29 AM	csaxton			Active
Priority Date	12/28/2005 11:22:47 AM	csaxton			Active
POD	12/28/2005 11:23:50 AM	csaxton			Active
Source	12/28/2005 11:24:59 AM	csaxton			Active
POU	12/28/2005 11:27:26 AM	csaxton			Active
Use	12/28/2005 11:27:49 AM	csaxton			Active
Season	12/28/2005 11:28:07 AM	csaxton			Active
Quantity	12/28/2005 11:28:36 AM	csaxton			Active
Summary			12/28/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	7/27/2004 9:43:42 AM	mcase	Created polygon from PLS
Use	7/27/2004 9:52:56 AM	mcase	(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?
Priority Date	7/27/2004 9:42:17 AM	mcase	(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? (No) 16. Is a Priority Date remark and/or condition required?
POD	7/27/2004 9:42:29 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-467C V1

Source	7/27/2004 9:43:17 AM	mcase	(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	7/27/2004 9:51:05 AM	mcase	(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? (No) 6. Can the claimed POU be verified using the water right file? (No) 7. Is there evidence that there has been a change in the POU?
Season	7/27/2004 9:53:17 AM	mcase	(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	7/27/2004 9:53:22 AM	mcase	(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? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POU	12/14/2006 11:09:35 AM	csaxton	Updated shape for Active POU
POU	12/14/2006 11:09:43 AM	csaxton	Updated PLS for Active POU
POD	12/28/2005 8:26:41 AM	csaxton	Correlated PODID 624403 from SpatialDataID 363626 to SpatialDataID 57014
POD	12/28/2005 8:26:45 AM	csaxton	Correlated PODID 624403 from SpatialDataID 363626 to SpatialDataID 57014
POU	1/17/2006 3:38:34 PM	csaxton	Updated shape for Active POU
POD	12/28/2005 8:26:49 AM	csaxton	Correlated PODID 624403 from SpatialDataID 363626 to SpatialDataID 57014
Contacts	12/28/2005 11:20:28 AM	csaxton	(No) 1. Do you want to schedule an appointment?

Comment for 1: Desktop Review

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General	12/28/2005 11:22:46 AM	csaxton	(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? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/28/2005 11:23:49 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	12/28/2005 11:24:20 AM	csaxton	Updated PLS
Source	12/28/2005 11:24:58 AM	csaxton	(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? (No) 11. Is a Source remark and/or condition required?
POU	12/28/2005 11:26:14 AM	csaxton	Updated shape for 67 468 c
POU	12/28/2005 11:26:19 AM	csaxton	Updated shape for 67 4548 a
POU	12/28/2005 11:26:19 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:21 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:22 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:22 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:23 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:24 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:25 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:26 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:27 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:29 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:58 AM	csaxton	Updated PLS for Active POU
POU	12/28/2005 11:26:59 AM	csaxton	Updated PLS for 67 468 c
POD	12/28/2005 11:24:10 AM	csaxton	Updated shape
POU	12/28/2005 11:26:20 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:26 AM	csaxton	Updated shape for 0

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POU	12/28/2005 11:26:28 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:27:01 AM	csaxton	Updated PLS for 67 4548 a
POU	12/28/2005 11:27:24 AM	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?
Use	12/28/2005 11:27:47 AM	csaxton	(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? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	12/28/2005 11:28:06 AM	csaxton	(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? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/28/2005 11:28:35 AM	csaxton	(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? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
POU	1/17/2006 3:38:44 PM	csaxton	Updated PLS for Active POU
POD	12/28/2005 11:24:41 AM	csaxton	Updated shape
POU	12/28/2005 11:26:08 AM	csaxton	Updated shape for Active POU
POU	12/28/2005 11:26:20 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:23 AM	csaxton	Updated shape for 0

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Adjudication Recommendation Report 67-467C V1

POU	12/28/2005 11:26:25 AM	csaxton	Updated shape for 0
POU	12/28/2005 11:26:28 AM	csaxton	Updated shape for 0
Summary	12/28/2005 11:35:05 AM	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? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 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?

Water Supply Bank:

Split/Overlap Analysis

Water Right Number: 67-467

Diversion Rate: 0.5 CFS

Acres: 40

[illegible]

Split history for Decreed Right 67-467

WR History

Claim History

Recommended

67-467	Steward
0.5	cfs
40	ac
0	af

Acres calculated at 5/8 in per acre

67-467A	Carr
0.18	
15	

67-467A	Carr
0.054	
4.3	

67-467B	Winfree
0.117	
40	

67-467B	Winfree
0.089	
7.1	

67-467C	Dunham
0.353	
120	

67-467C	Dunham
0.357	
28.5	

Sum CFS =	0.65
Sum Acre=	175
Sum AF =	n/a

Sum CFS =	0.5
Sum Acre=	40
Sum AF =	n/a

Extra CFS =	-0.15
Extra Acre =	-135
Extra AFA =	n/a

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

*Last updated 12-14-06 (csaxton)

Decreed Right Information

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	467		Decreed	Active	1888-06-01	0.5		LITTLE WEIS	IRRIGATION	STEWART, G E (Curre	wrWaterRight
67	468		Decreed	Active	1880-03-01	1.14		LITTLE WEIS	IRRIGATION	STEWART, G E (Curre	wrWaterRight

Total =	1.64
Inches =	82
acres @ 5/8=	131.2

Claim

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	467	C	Decreed	Active	1888-06-01	0.35	120	LITTLE WEIS	IRRIGATION	DUNHAM RANCH INC	Claim
67	468	C	Decreed	Active	1880-03-01	0.81	120	LITTLE WEIS	IRRIGATION	DUNHAM RANCH INC	Claim
67	4548	A	Statutory Clai	Active	6/21/1921	4.3	215	LITTLE WEIS	IRRIGATION	DUNHAM RANCH INC	Claim

Water Master Records

PARCEL Name	67A #	Suffix	Date	CFS	Notes
14N01W1DUNHAM, RON	468		3/1/1880	1.14	this is 468 A&B 91 Ac

Records show that this right is over delivered

Recommendation

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	467	C	Decreed		1888-06-01	0.357	28.6	LITTLE WEIS	IRRIGATION	DUNHAM RANCH INC	Recommendation
67	468	C	Decreed		1880-03-01	0.814	65.1	LITTLE WEIS	IRRIGATION	DUNHAM RANCH INC	Recommendation
Total =						1.171	93.7				

*Recommended diversion rate brings total diversion of stat and decreed water to 1" per acre.

Partially Decreed

67	11403	Decreed	Active	6/21/1921	0.05	SPRING	STOCKWATER	DUNHAM RANCH INC	wrWaterRight
67	11405	Decreed	Active	1/1/1921	0.06	GROUND W/	DOMESTIC, STOK	DUNHAM RANCH INC	wrWaterRight
67	11406	Decreed	Active	5/4/1909	0.05	SPRING	STOCKWATER	DUNHAM RANCH INC	wrWaterRight

RECEIVED

DEC 13 2006

DEPARTMENT OF
WATER RESOURCES

ATTN: CRAIG SAXTION
FAX - 208-287-6700

FAXED HERewith ARE COPIES OF THE
1919 ADAMS COUNTY TAX ROLL
THE 1933 TAX ROLL SHOWS SAME
IRRIGATED - I WILL MAIL BOTH
TAX ROLLS TODAY

YOU WILL ALSO FIND MY
WORKSHEETS ON PRORATION OF
WATER RIGHTS 67-468 & 67-467

Regards,
Ron Dunham

SCANNED

DEC 13 2006

67-468	FROM TAX ROLL 1919 & 1933	57" / 140 A PERCENTAGE DECREED WATER/ACRE	INCHES DECREED @ SHARE 5/8" / ACRE	ACRES PRORATED
CLAIM	TOTAL ACRES IRRIG			
R. DUNHAM	25 A SESW Sec 10	40.714%	10.18 IN @ 5/8" / A	16.288
DUNHAM INC	30 A NE NW Sec 15	40.714%	12.21" "	19.536
DUNHAM INC	38 A NW NE Sec 15	40.714%	15.47" "	24.752
DUNHAM INC	32 A SW NE Sec 15	40.714%	13.03" "	20.848
F. CARR	15 A NW SE Sec 15	40.714%	6.11" "	9.776
TOTAL	140 ACRES		57	91.2 Acre
CHECKING:				
TOTAL IRRIG 140 A X 40.714% DECREED		57"	@ 5/8" / A	91.2 A

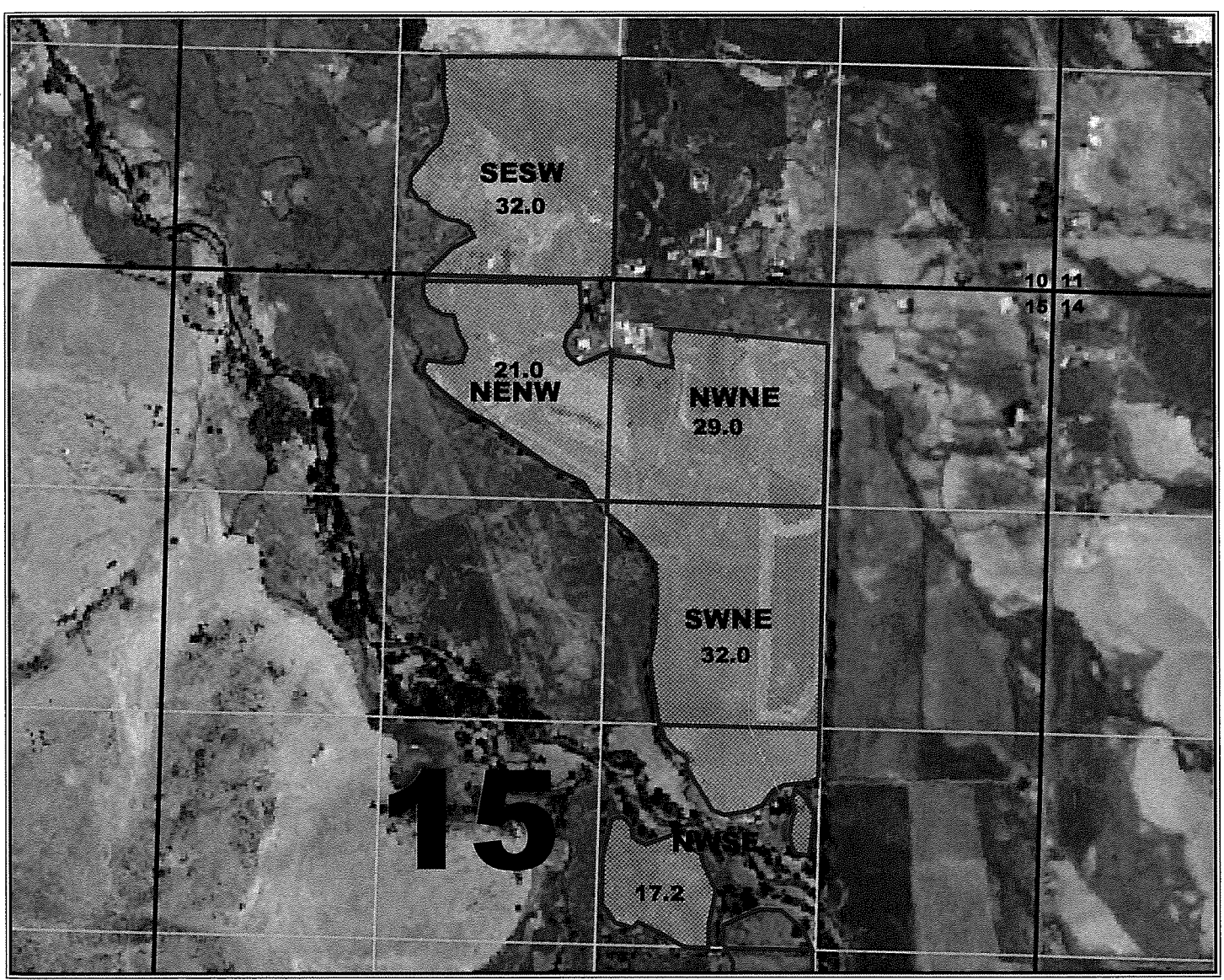
67-467		25" / 140 A		
R. DUNHAM	25 A SESW Sec 10	17.857%	4.46" @ 5/8" / A	7.136 A
DUNHAM INC	30 A NE NW Sec 15	17.857%	5.36 "	8.576 A
DUNHAM INC	38 A NW NE 15	17.857%	6.79 "	10.864 A
DUNHAM INC	32 A SW NE 15	17.857%	5.71 "	9.136 A
F. CARR	15 A NW SE 15	17.857%	2.68 "	4.288 A
TOTALS	140 ACRES		25 INCHES	40 ACRE
CHECKING:				
TOTAL IRRIG 140 A X 17.857% DECREED		25 INCHES	@ 5/8" / A	40 ACRE

PROBATION FOR READJUDICATION				
	F. CARR (A)	(WINFREE) RON DUNHAM (B)	DUNHAM RANCH INC (C)	TOTAL
WATER RIGHT				
67-468	6.11 INCHES	10.18 IN	40.71 IN	57 INCH
67-467	2.68 IN	4.46 IN	17.86 IN	25 INCH



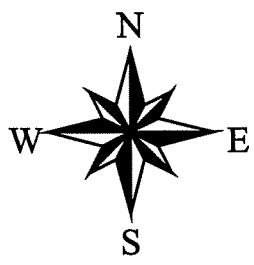
State of Idaho

**Estimated original POU for decreed rights
67-467 and 67-468. Based on diversion rate
original POU contained a maximum of 131.2 acres.**



- Point of Diversion**
- Assumed Decreed POU**
- Claimed Place of Use**
- Tax Lot Data - N/A**
- Quarter Quarter Lines**
- Section Lines**

Total Irrigated Acres = 131.2



**Prepared By: Craig L. Saxton
Date: January 2006**



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

October 4, 1994

R. KEITH HIGGINSON
DIRECTOR

RONALD D DUNHAM
DUNHAM RANCH INC
852 INDIAN VALLEY RD
INDIAN VALLEY ID 83632

RE: NOTICES OF CLAIM TO WATER RIGHTS NOS: A67-00467C A67-00468C
A67-04548A A67-11403
A67-11405 A67-11046

Dear Mr. Dunham:

We received your Notice of Change of Water Right Ownership form for claim numbers A67-11405 and A67-11406. While researching that change of ownership the above-referenced claims were also found to be appurtenant to the property or filed by the same original owner.

Consequently we changed the ownership for all of these claims except A67-11403 to your name, based on the Personal Representative's Deed which you submitted to this office. Copies of the claims are enclosed for your files. Please do not return these copies to this office.

Claim number A67-11403 is for a spring which is located on land owned by the State of Idaho. A report which summarizes the water right as claimed is enclosed. We will change the ownership on this claim if you provide evidence to this office that you hold the lease for this property.

If you have any questions or need additional information, please contact this office.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

MM;m

Encs: Profile report A67-11403, copies of claims referenced above

cc: Steward Estate

SCANNED
APR 06 2004

MICROFILMED
OCT 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DATE October 4, 1994

[
GLADYS JOHNSON
GEORGIE WINFREE
ESTATE OF GRACE STEWARD

INDIAN VALLEY ID 83632
]

RE: Notice of Claim(s) No(s): A67-00467C A67-00468C
A67-04548A A67-11405
A67-11406

Dear Claimant:

Enclosed is a copy of the "Notice of Change of Water Right Ownership" which has been submitted to this office. This form identifies you as the former owner of the above-referenced water right(s).

This letter is to notify you that the ownership of the water right(s) has been changed to the name(s) identified as the New Owner/Claimant. This reflects the change in ownership of the land and appurtenant water right(s).

If you have any questions regarding this matter, please contact this office.

Sincerely,

Adjudication Staff
Western Region Office

MM/m
Enc.

MICROFILMED
OCT 22 1996

Bailey-Hutchinson Ditch.

J. D Bailey	15	June 1, 1885 * 67 0457
Walter Benson, sub for Caroline Bailey	6	June 1, 1894 * 67 0458
D W Hutchinson	19	June 1, 1890 * 67 0459

Underwood Ditch.

A B Byers	15	June 1, 1882 * 67 0460
Mattie E Gray	23	June 1, 1891 * 67 0461

Andrew Hutchinson Ditch.

Andrew Hutchinson	50	June 1, 1873 * 67 0462
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Ware Ditch.

Mrs. H L Ware	32	June 1, 1887 * 67 0463
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Gladheart Ditch.

Edith K Devaney and Ella Mae Carter	22 1/2	May 1, 1886 * 67 0464
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Snow Ditch.

Matilda Snow	26	June 1, 1883 * 67 0465
Ellie Snow	29	June 1, 1883 * 67 0466

Steward Ditch

G E Steward	25	June 1, 1888 * 67 0467
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Steward Curtis

G E Steward	57	March 1, 1880 * 67 0468
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Harksbury Ditch.

R F Coutts	34	June 1, 1884 * 67 0469
W G Shearer	1	June 1, 1886 * 67 0470
C E Kennedy	14	June 1, 1886 * 67 0471

Wilderson-Mickey Ditch.

B N York	10	May 1, 1881 * 67 0472
J L Starr	22 1/2	May 1, 1881 * 67 0473
George Vorhees	35	May 1, 1881 * 67 0474
Emma R Schroyer	25	May 1, 1881 * 67 0475
W H Thomason	32	May 1, 1881 * 67 0476

Schwenkfelder Ditch.

William R Gladheart	121	May 1, 1884 * 67 0477
Jacob Moritz	49	May 1, 1892 * 67 0478
John Schwenkfelder	145	May 1, 1892 * 67 0479
Leslie Johnson	95	May 1, 1892 * 67 0480
B N York	25	May 1, 1892 * 67 0481
H C Wilderson	25	May 1, 1894 * 67 0482
Albert Moritz	35	May 1, 1894 * 67 0483
A G Hatley sub for H E Hustend	19	May 1, 1911 * 67 0484

South Side Ditch.

W H Thomason	44	May 1, 1886 * 67 0485
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Allison Ditch.

Henry Hosman	85	May 1, 1891 * 67 0486
Stella Neigh	12	May 1, 1891 * 67 0487
H L Snyder	66	May 1, 1891 * 67 0488
M C Wilderson	82	May 1, 1891 * 67 0489

ALBERT McDOWELL: The Southeast Quarter of the Northeast Quarter, Section 4, Township 14 North, Range 1 West Boise Meridian.

H L JOSLIN: The Northeast Quarter of the Northwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.

J D DAILEY: The Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter Section 4, Township 14 North, Range 1 West Boise Meridian.

WALTER BENSON: The Southeast Quarter of the Northeast Quarter and the East half of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter, Section 9, Township 14 North, Range 1 West Boise Meridian.

D W HUTCHINSON: Lot 1, and the Southeast Quarter of the Northeast Quarter Section 5, the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southeast Quarter Section 4, Township 14 North, Range 1 West Boise Meridian.

A S BYNRS: The South half of the Southeast Quarter, Section 32, Township 15 North, Range 1 West Boise Meridian.

MATTIE E GRAY: The Northeast Quarter of the Southeast Quarter, Section 32, and the Southwest Quarter of the Southwest Quarter, Section 33, Township 15 North, Range 1 West Boise Meridian.

ANDREW HUTCHINSON: Lots 3 and 4 the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter, Section 4, Township 14 North, Range 1 West Boise Meridian.

MRS. H L WARR: The Northwest Quarter of the Northwest Quarter, Section 10, and the East half of the Northeast Quarter of the Northeast Quarter, Section 9, Township 14 North, Range 1 West Boise Meridian.

EDITH K DEWANNEY AND MELA MAE CARTER: The Northeast Quarter of the Southwest Quarter, and the North half of the Southeast Quarter, Section 18, and the Northwest Quarter of the Southwest Quarter, Section 17, Township 14 North, Range 2 West Boise Meridian.

MATILDA SNOW: The Southeast Quarter of the Southeast Quarter Section 9 and the Southwest Quarter of the Southwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.

ELLIS SNOW: The Northeast Quarter of the Southeast Quarter, Section 9, and the Northwest Quarter of the Southwest Quarter Section 10 and 1 acre in the Northwest corner of the Northeast Quarter of the Southwest Quarter Section 10, Township 14 North, Range 1 West Boise Meridian.

G E STEWARD: The Southeast Quarter of the Southwest Quarter Section 10 and the West half of the Northeast Quarter, the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Southeast Quarter Section 15, Township 14 North, Range 1 West Boise Meridian.

R F COURTS: The South half of the Northwest Quarter, the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter Section 32, Township 15 North, Range 1 West Boise Meridian.

W C SHENAUER: The Southwest Quarter of the Southeast Quarter Section 31, Township 15 North, Range 1 West Boise Meridian.

G E KENNEDY: The West half of the Southwest Quarter Section 32, and the North half of the Southeast Quarter and the East half of the Northeast Quarter Section 31, Township 15 North, Range 1 West Boise Meridian.

JUL 24 1996

LITTLE WHISPER (CON.)

Chris Behnen	8	June 1, 1895
J. A. Lemons	30	" " 1900
J. W. Keeneely sub for Leitchliter	13	" " 1902
Fred Anderson	38	" " 1875
G. H. Steward	25	" " 1888
	57	Mar 1, 1880
W. C. Schearer	1	June 1, 1886
R. F. Coutts	34	" " 1884
C. E. Kennedy	14	" " 1886
Mattie E. Gray	23	" " 1891
A. S. Byers	15	" " 1882
Samuel Woods	93	" " 1883
J. D. Bailey	15	" " 1885
Walter Benson, sub for Caroline Bailey	6	" " 1894
Albert McDowell	19	" " 1889
Andrew Hutchinson	50	" " 1873
<i>D W Hutchinson</i>	19	" " 1890
Mrs. H. L. Ware	32	" " 1887
H. L. Joslin	17	" " "
~~James Bushnell~~	~~14~~	~~1895~~
John Woods	7	" " 1909
Elizabeth Woods	10	" " "
John Hutchinson	30	May 1, 1897
Anna Hutchinson	8	June 1, 1885
J. E. Donart	76	July 1, 1883
Heirs of R. H. Martin	90	May 1, 1887
Samuel A. Mentzer, sub for Riley Cox	94	" " "
Marion Smith	92	" " "
W. D. Korey	162+	" " "
Mrs. Margaret A. Crouter	65	" " "
Henry Mossman	85	" " 1891

Handwritten signature

JUL 24 1996

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: **A67-00467C**
Date Received: 1/ 8/1990
Receipt No: C013861
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DUNHAM RANCH INC 208-256-4416
Address: 852 INDIAN VALLEY RD
INDIAN VALLEY ID 83632

2. Date of Priority: JUN 1, 1888

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	01W	15		NE	SE		ADAMS
				NW	SE		ADAMS

5. Description of diverting works:
DAM, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.353		

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

8. Total consumptive use is 360.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	15	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0

SCANNED
APR 06 2004

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OCT 22 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	120.0
					Total Acres	120.0

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:

A67-00468C, LITTLE WEISER IRR. DIST., FLOOD WATER

14. Remarks:

THIS CLAIM IS FOR A 120-PORION OF THE ORIGINAL RIGHT. THE AMOUNT OF WATER CLAIMED IS BASED ON A DIVISION OF 120 ACRES FOR THIS PORTION, 40 ACRE PORTION OWNED BY WINFREE, AND APPROX. 10 ACRES OF IRRIGATED LAND LOCATED IN THE NW1/4SE1/4, SEC. 15. BASED ON THE FLOW OF THE RIVER, IT WOULD APPEAR THAT NO MORE THAN 10 ACRES COULD BE HISTORICALLY IRRIGATED WIHTIN THE NW1/4, SE1/4 SEC. 15.

OWNERSHIP CHANGED 10/04/1994, BASED ON CHANGE OF OWNERSHIP FORM SUBMITTED FOR CLAIM NOS. A67-11405 & A67-11406. MM

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

FEB 15 1994

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: FEB 23, 90

LEGAL DESCRIPTION OF PROPERTY: Township 14 N Range 1 W
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE ATCH DEED

[] 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:

A67-11405, A67-11406GRACE STEWARD ESTATE

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

INDIAN VALLEY, ID 83632

[] New Owner/Claimant
(Purchaser):

DUNHAM RANCH INC

[] New Mailing Address:

852 INDIAN VALLEY RD
INDIAN VALLEY, ID 83632

[] New Telephone Number:

(208) 256-4416

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes Xno
 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:

DEED ATTACHED

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

[] Signature of New
Owner/Claimant(s)

Ronald Dunham, PresDate 12-21-93

Date

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

SEE ATTACHED DEED
(RELEASED)

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:

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

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PERSONAL REPRESENTATIVE'S DEED

THIS PERSONAL REPRESENTATIVE'S DEED, made by GEORGIE WINFREE and GLADYS JOHNSON, as Co-Personal Representatives of the Estate of GRACE STEWARD, deceased, Grantor, to DUNHAM RANCH, INC., an Idaho corporation, Grantee, whose current address is: HC 68 Box 2420 Cambridge, Idaho 83610.

WHEREAS, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number P-255, in Adams County, Idaho;

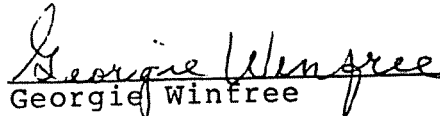
THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee all interest in the following described real property located in Adams County, Idaho, claimed by the estate:

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho.

Section 15: W1/2 NE1/4, NW1/4
Section 16: SW1/4 NE1/4, S1/2 NW1/4, S1/2
Section 17: E1/2 SE1/4, E1/2 NE1/4
Section 21: E1/2 NW1/4

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

EXECUTED this 23rd day of February, 1990.



Georgie Winfree



Gladys Johnson
Co-Personal Representatives of
Estate of Grace Steward, Deceased

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: A67-00467C

Date Received: 1-8-90

Receipt No: C013861

Received By: J. Davison

RECEIVED

JAN 8 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Posted 1/4/90 Dm8
Department of Water Resources

1. Name: ESTATE OF GRACE STEWARD 208-256-4319
Address:

INDIAN VALLEY, ID 83632

2. Date of Priority: JUN 01, 1888

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	01W	15	NE	SE			ADAMS
			NW	SE			ADAMS

5. Description of diverting works:
DAM, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.353		

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

8. Total consumptive use is 360.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	01W	15	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0

Section Acres 120.0

A67-00467C

Page 1

Date: 01/02/90

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10. Place of Use: Continued

Total Acres 120.0

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:

A67-00468C, LITTLE WEISER IRR. DIST., FLOOD WATER

14. Remarks:

THIS CLAIM IS FOR A 120-PORION OF THE ORIGINAL RIGHT. THE AMOUNT OF WATER CLAIMED IS BASED ON A DIVISION OF 120 ACRES FOR THIS PORTION, 40 ACRE PORTION OWNED BY WINFREE, AND APPROX. 10 ACRES OF IRRIGATED LAND LOCATED IN THE NW1/4SE1/4, SEC. 15. BASED ON THE FLOW OF THE RIVER, IT WOULD APPEAR THAT NO MORE THAN 10 ACRES COULD BE HISTORICALLY IRRIGATED WIHTIN THE NW1/4, SE1/4 SEC. 15.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

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: 1

For Organizations:

I do solemnly swear or affirm that I am Administratrix of Estate of Grace Steward, that I have signed the foregoing document in the space below as Administratrix of Estate of Grace Steward and that the statements contained in the foregoing document are true and correct.

Georgie Winfree
Signature of Authorized Agent
Administratrix
Estate of Grace Steward
Title and Organization

1/4/90
Date

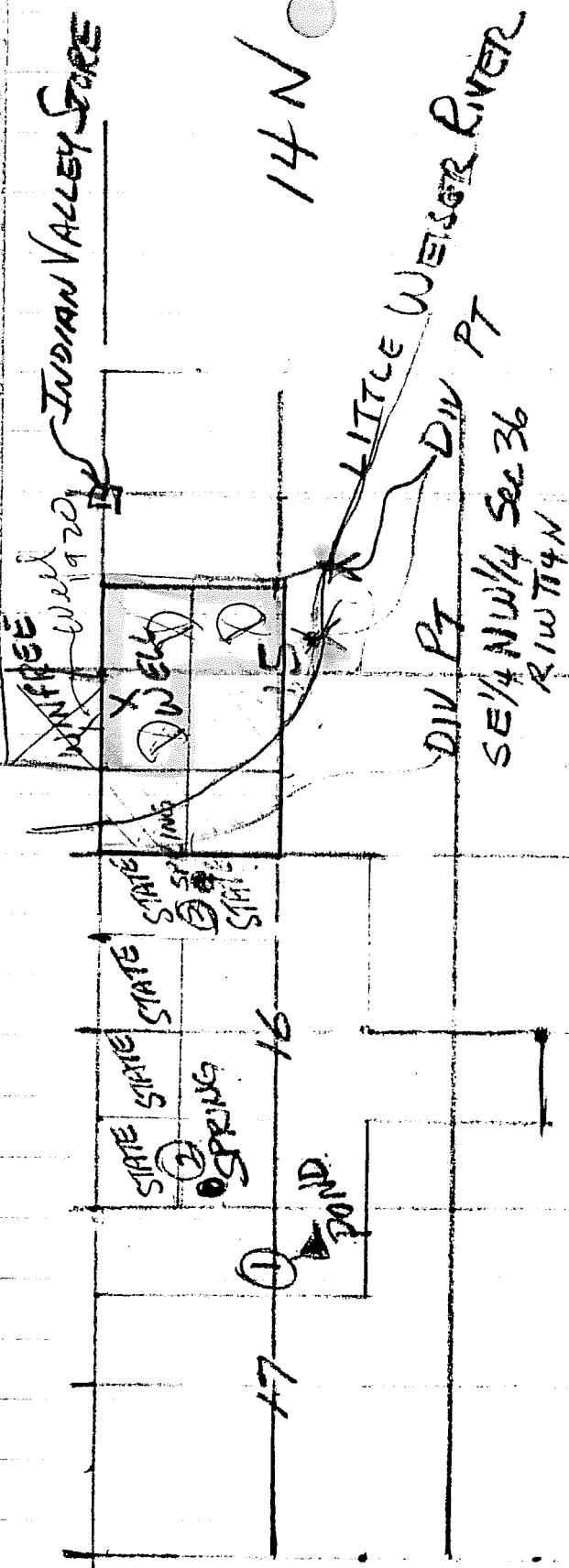
State of Idaho)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 4th day of January 19 90

[Signature]
Notary Public

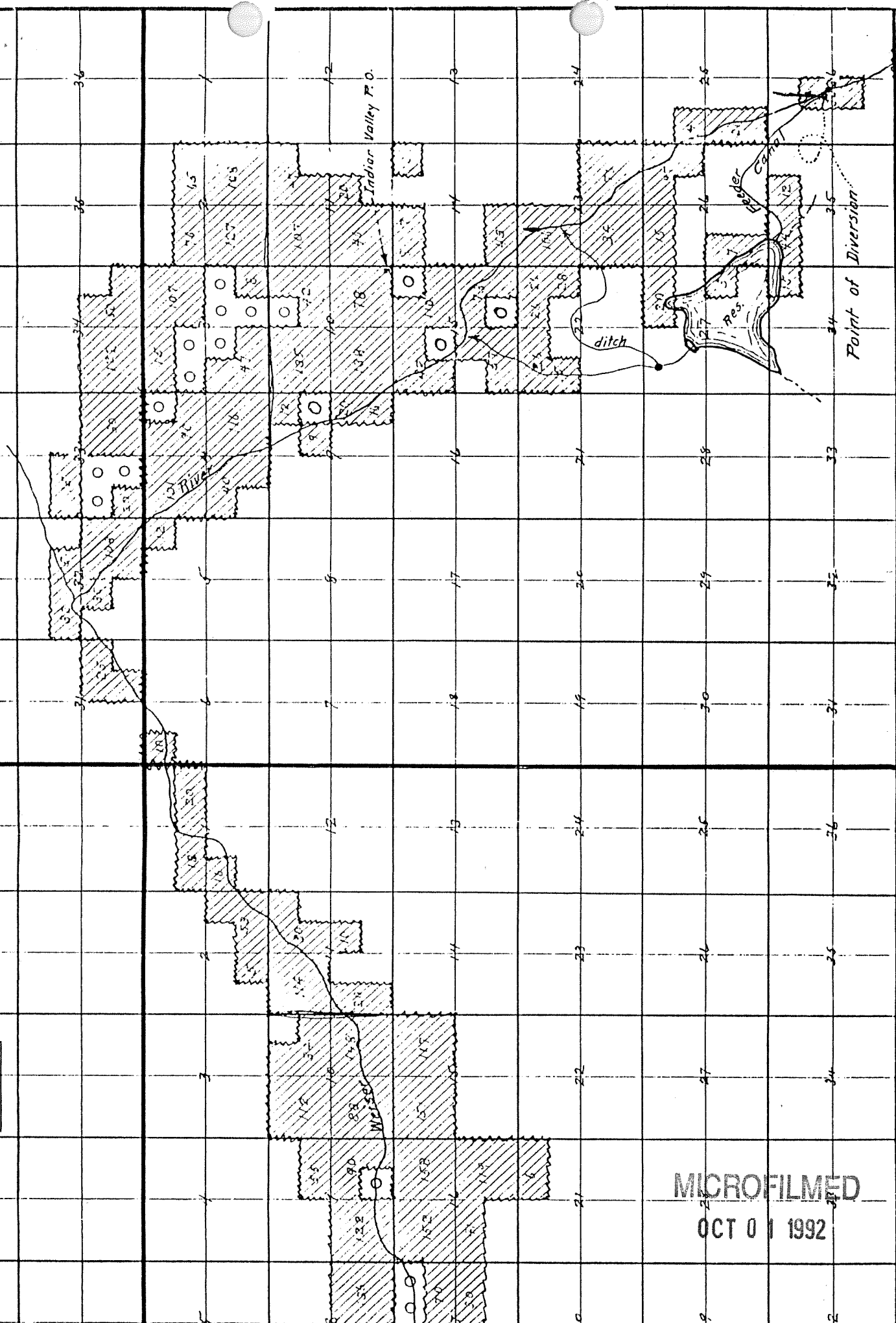


Residing at Council
My Commission Expires _____



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OCT 01 1992



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OCT 01 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Estate of Grace Steward CLAIM IDENT. NO. A67-00467CDATE RECEIVED 4/90 CK # 013801 AMOUNT \$ 50⁰⁰

- | | YES | NO | Required Info? |
|--|--|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | | | |
| See Adjudication Memos #1 and #4 to determine if a permit is required. | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ N/A | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ N/A | ☐ | |
| Is the consumptive use correct? | ☒ N/A | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ N/A | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ N/A | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ N/A | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ Exempt | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ N/A | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: BDate: 4/2/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐Receipt Prepared by: _____
Claim data entered by: _____
Sent to claimant by: HA

Date: _____

Date: _____

Date: 6-5-90

Checked by: _____

Date: _____

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OCT 01 1992

Comments: _____