

NOTICE OF ERROR
REPLY

12/07/2006

RECEIVED
DEC 18 2006
DEPARTMENT OF
WATER RESOURCES

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 13, 2006

Water right number: 67-480

JOHN ROBERT SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83646

Telephone Number: ~~(208) 322-5407~~

208 (887-3540)

BONNIE P SCHWENKFELDER
500 W OLD SCHOOL LN
MERIDIAN ID 83646

Telephone Number: ~~(208) 322-5407~~

208 (887-3540)

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

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

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

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

DATE: Dec 12, 06 SIGNATURE: [Signature]

Please print your name: John Robert Schwenkfelder

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 18 2006

12/04/2006

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

RIGHT NUMBER: 67-480

NAME AND ADDRESS: JOHN ROBERT SCHWENKFELDER
3725 ARMOR ST
BOISE ID 83704

BONNIE P SCHWENKFELDER
3725 ARMOR ST
BOISE ID 83704

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 1.900 CFS

PRIORITY DATE: 05/01/1892

POINT OF DIVERSION:

T14N R02W S1 SENESW 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	1.900 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R02W S10	SWSE	38.00	T14N R02W S10	SESE	38.00
T14N R02W S15	NENE	38.00	T14N R02W S15	NWNE	38.00

152 ACRES TOTAL

Right Nos. 67-480 and 67-7489 are limited to the irrigation of a combined total of 212.0 acres in a single irrigation season.

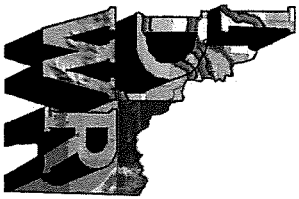
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Water is delivered through Schwenkfelder Ditch.



Idaho Department of Water Resources

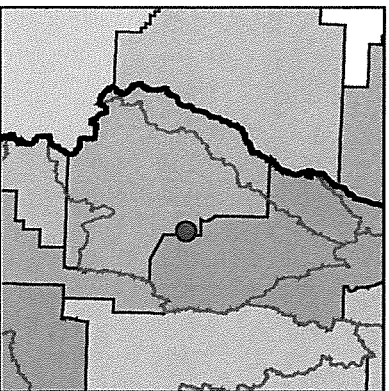
SRBA Recommendation:

67-480

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

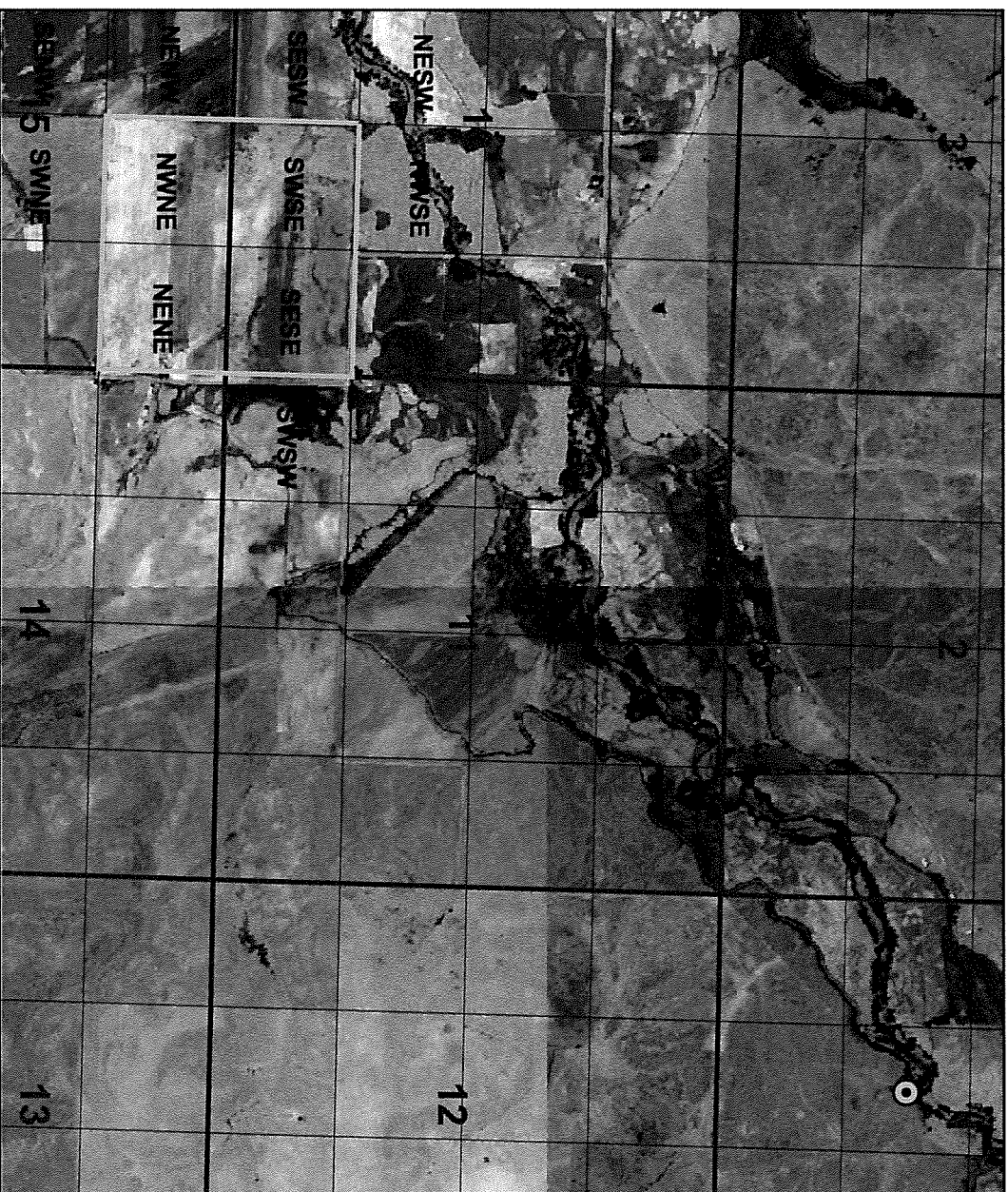


Washington County
IDWR Basin 67



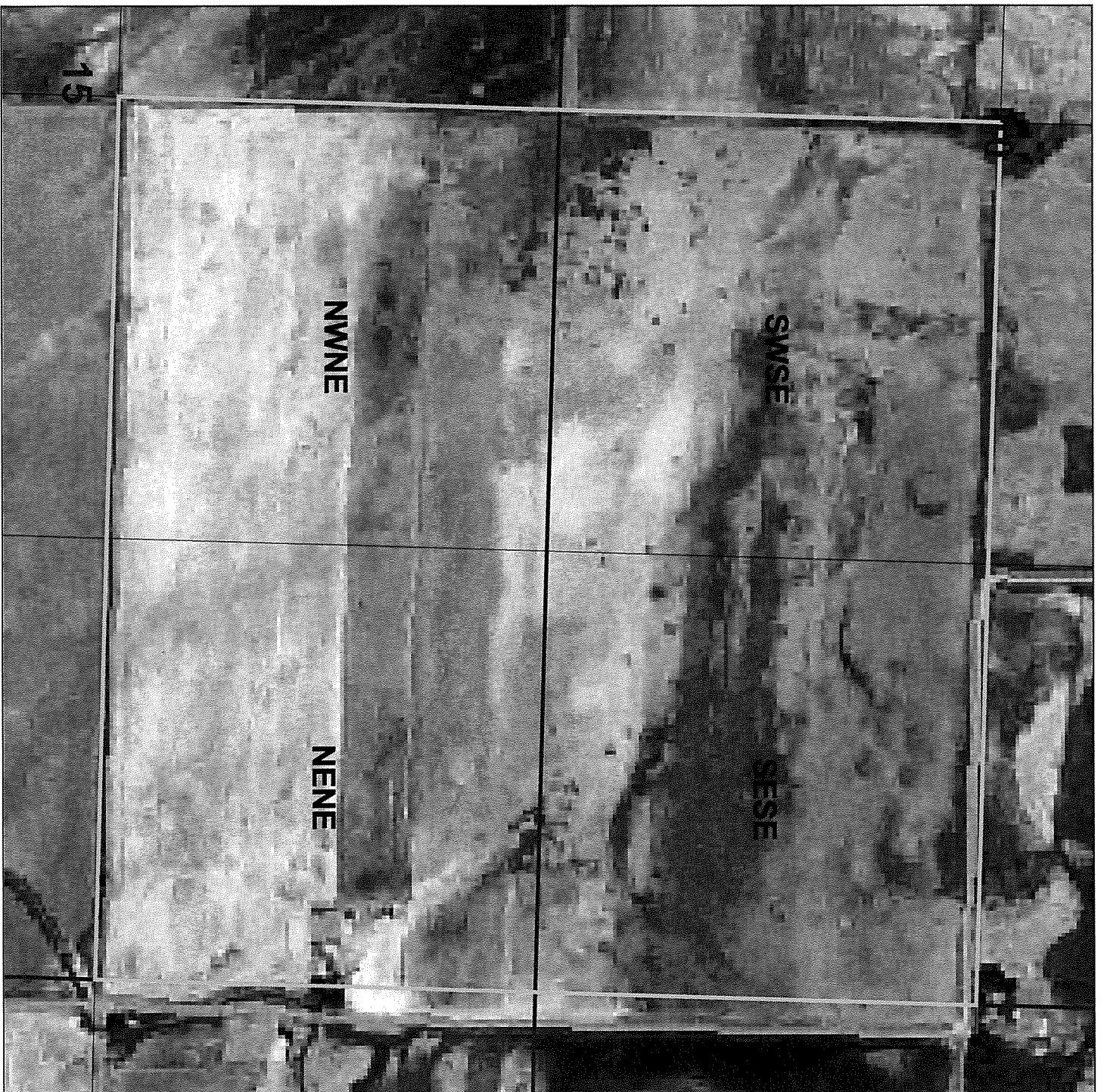
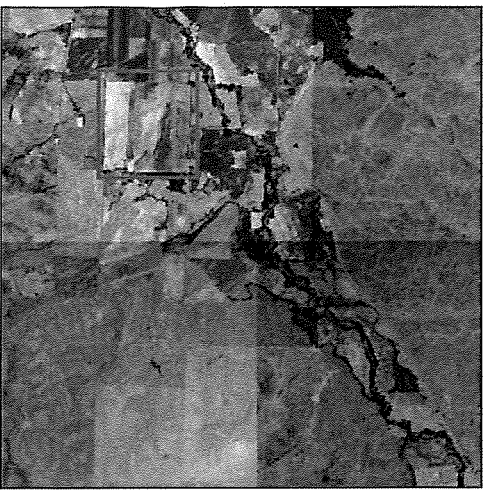
T14N

R02W



Prepared by IDWR State Office
On Monday, December 4, 2006
1987/88 Aerial Photography

67-480



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

WATER RIGHT NUMBER: 67-480. V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LES JOHNSON 5253 S MORROW BOISE, ID 83709
Current Owner	JOHN ROBERT SCHWENKFELDER 3725 ARMOR ST BOISE, ID 83704 (208)322-5407
Current Owner	BONNIE P SCHWENKFELDER 3725 ARMOR ST BOISE, ID 83704 (208)322-5407
Original Owner	DAVID F DICKERSON PO BOX 40 CAMBRIDGE, ID 83610 (208)257-3581

Priority Date: 05/01/1892

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	1.900 CFS	
	<u>Total Diversion:</u>	1.900 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SE1/4NE1/4SW1/4	Sec. 1,	Twp 14N,	Rge 02W, 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	02W	10															38.0	38.0	76.0
14N	02W	15	38.0	38.0															76.0

Total Acres: 152

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

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. R31 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. F01 Water is delivered through Schwenkfelder Ditch.
4. E55 Right Nos. 67-480 and 67-7489 are limited to the irrigation of a combined total of 212.0 acres in a single irrigation season.

Remarks:Comments:

1. mcase 7/29/2004 POD

Comment: Updated shape

2. mcase 7/29/2004 POU

Comment: POU shape generated from claimed PLS. Needs to be trimmed to 152 acres.

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	7/29/2004 11:10:31 AM	mcase			Active
POD	7/29/2004 11:19:38 AM	mcase			Active
Source	7/29/2004 11:19:48 AM	mcase			Active
POU	7/29/2004 11:24:40 AM	mcase			Active
Use	7/29/2004 11:24:47 AM	mcase			Active
Season	7/29/2004 11:25:07 AM	mcase			Active
Quantity	7/29/2004 11:25:27 AM	mcase			Active
Priority Date	9/25/2006 11:46:58 AM	kwalker			Active
POD	9/25/2006 11:47:35 AM	kwalker			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

Source	9/25/2006 11:52:19 AM	kwalker	Active
POU	9/25/2006 11:54:57 AM	kwalker	Active
Use	9/25/2006 11:57:19 AM	kwalker	Active
Season	9/25/2006 11:58:16 AM	kwalker	Active
Quantity	9/25/2006 11:58:55 AM	kwalker	Active
Summary	12/04/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
General	9/25/2006 11:46:58 AM	kwalker	(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	9/25/2006 11:47:36 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required?
POD	12/4/2006 1:57:55 PM	csaxton	Updated shape
Summary	12/4/2006 2:13:47 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? (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? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

Priority Date	7/29/2004 11:10:32 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?
POU	7/29/2004 11:24:40 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?
Use	7/29/2004 11:24:48 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?
POU	7/29/2004 11:20:27 AM	mcase	Created polygon from PLS
Season	7/29/2004 11:25:08 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	7/29/2004 11:25:28 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? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

POD	7/29/2004 11:19:39 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? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD?
Source	7/29/2004 11:19:49 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	9/25/2006 11:54:58 AM	kwalker	(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? (Yes) 14. Is a POU remark and/or condition required?
Source	9/25/2006 11:52:20 AM	kwalker	(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	9/25/2006 11:58:05 AM	kwalker	Edited Season Of Use
POD	9/25/2006 11:51:19 AM	kwalker	Updated shape
POD	9/25/2006 11:51:36 AM	kwalker	Updated PLS
Use	9/25/2006 11:57:20 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a Purpose of Use? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - In office review - right claimed as decreed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-480 V1

Season	9/25/2006 11:58:17 AM	kwalker	(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	9/25/2006 11:58:56 AM	kwalker	(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?
POD	12/4/2006 1:58:08 PM	csaxton	Updated PLS

Water Supply Bank:

67-480 Decree

5-1-1892

$$1.9 \text{ cts} \times \frac{\text{ac}}{0.0125 \text{ cts}} = 152 \text{ ac}$$

14N 2W 10 SWSE
SESE

14N 2W 15 NENE
NWNE

Claim

5-1-1892

1.9 cts

14N 2W 10 SWSE 38-no overlap
SESE 38-no overlap

14N 2W 15 NENE 38-no overlap
NWNE 38-no overlap

152



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
MAR 19 1991

DATE OF CLOSING: 3/7/91

LEGAL DESCRIPTION OF PROPERTY: Township 14 NORTH Range 2 WEST Department of Water Resources
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. Western Regional Office
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

SEE ATTACHED

☐ 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: A67-00480 A67-02017 A67-07489 A67-07561

☒ Name and Address of Former Owner/Claimant(s)(Seller): DAVID F. DICKERSON
P.O. BOX 40
CAMBRIDGE, ID 83610

☒ New Owner/Claimant (Purchaser): J. ROBERT SCHWENKFELDER & BONNIE SCHWENKFELDER
3425 ARMOUR

☒ New Mailing Address: BOISE, ID 83704

☒ New Telephone Number: () 322-5407

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes xxno
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: RECORDED WARRANTY DEED

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

☒ Signature of New Owner/Claimant(s) J.R. Schwenkfelder Date 3/18/91
Bonnie P. Schwenkfelder Date 3-18-91

☐ 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

OCT 01 1992

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

67-7489/01w

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-480

09/25/2006

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
67-480	Claim	14N	02W	10	SW	SE		IRRIGATION	38/152	JOHN ROBERT SCHWENKFELDER
67-7489	Claim	14N	02W	10	SW	SE		IRRIGATION	38/212	BONNIE P SCHWENKFELDER
67-480	Water Right	14N	02W	10	SW	SE		IRRIGATION		LES JOHNSON
67-2017	Water Right	14N	02W	10	SW	SE		IRRIGATION	40/320	WILLIAM H THOMASON
67-7489	Water Right	14N	02W	10	SW	SE		IRRIGATION	38/212	DAVID F DICKERSON
67-480	Claim	14N	02W	10	SE	SE		IRRIGATION	38/152	JOHN ROBERT SCHWENKFELDER
67-7489	Claim	14N	02W	10	SE	SE		IRRIGATION	38/212	BONNIE P SCHWENKFELDER
67-480	Water Right	14N	02W	10	SE	SE		IRRIGATION		LES JOHNSON
67-2017	Water Right	14N	02W	10	SE	SE		IRRIGATION	40/320	WILLIAM H THOMASON
67-7489	Water Right	14N	02W	10	SE	SE		IRRIGATION	38/212	DAVID F DICKERSON
67-480	Claim	14N	02W	15	NE	NE		IRRIGATION	38/152	JOHN ROBERT SCHWENKFELDER
67-7489	Claim	14N	02W	15	NE	NE		IRRIGATION	38/212	BONNIE P SCHWENKFELDER
67-480	Water Right	14N	02W	15	NE	NE		IRRIGATION		LES JOHNSON
67-2017	Water Right	14N	02W	15	NE	NE		IRRIGATION	40/320	WILLIAM H THOMASON
67-7489	Water Right	14N	02W	15	NE	NE		IRRIGATION	38/212	DAVID F DICKERSON
67-480	Claim	14N	02W	15	NW	NE		IRRIGATION	38/152	JOHN ROBERT SCHWENKFELDER
67-7489	Claim	14N	02W	15	NW	NE		IRRIGATION	38/212	BONNIE P SCHWENKFELDER
67-480	Water Right	14N	02W	15	NW	NE		IRRIGATION		LES JOHNSON
67-2017	Water Right	14N	02W	15	NW	NE		IRRIGATION	40/320	WILLIAM H THOMASON
67-7489	Water Right	14N	02W	15	NW	NE		IRRIGATION	38/212	DAVID F DICKERSON

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-480

WATER RIGHT NUMBER: 67-480 ✓

Owner Type Name and Address
Original Owner ~~LES JOHNSON~~
5253 S MORROW
BOISE, ID 83709
Current Owner ✓ JOHN ROBERT SCHWENKFELDER
3725 ARMOR ST
BOISE, ID 83704
(208)322-5407
Current Owner ✓ BONNIE P SCHWENKFELDER
3725 ARMOR ST
BOISE, ID 83704
(208)322-5407
Original Owner ~~DAVID F DICKERSON~~
PO BOX 40
CAMBRIDGE, ID 83610
(208)257-3581

Priority Date: 05/01/1892 ✓

Basis: Decreed ✓

Status: Active

Source

LITTLE WEISER RIVER ✓

Tributary

WEISER RIVER ✓

Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15

Diversion Rate

1.900 CFS ✓

Annual VolumeTotal Diversion:

1.900 CFS ✓

Location of Point(s) of Diversion

LITTLE WEISER RIVER

NE1/4NE1/4SW1/4 ✓

Sec. 1, ✓

Twp 14N, ✓

Rge 02W, 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	Totals
14N	02W	10	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	76.0
14N	02W	15	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	76.0

Total Acres: 152 ✓

Conditions of Approval:

claimed as decreed -

*Not on decree -
Rec. standard season
for area. (3/15-10/31)*

*Not stated
in decree*

P/D for Schwenkfelder Ditch.

*used
GPS point
by Roger
Meyer.*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-480

1. THIS WATER CARRIED IN THE SCHWENKFELDER DITCH.
"Ownership changed by RDH on 6/25/91"

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 10/18/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
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:

Water Supply Bank:



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DATE: June 27, 1991

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

J. Robert Schwenkfelder
or Bonnie Schwenkfelder
3425 Armour
Boise, Id. 83704

NOTICE OF CLAIM NO.(S)
A67-00480

A67-02017

A67-07489

A67-07561

Dear J. Robert and Bonnie,

Enclosed is a copy(s) of the above referenced claim(s) which reflects the change in ownership of the lands and appurtenant water rights covered by this claim(s).

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Ron Howerton'.

Ron Howerton
Senior Water Resource Agent

cc: File

MICROFILMED
OCT 01 1992

Decree 67A

Bailey-Hutchinson Ditch.

J. D. Bailey

Walter Benson, sub for Caroline Bailey

D. W. Hutchinson

Underwood Ditch.

A. B. Byers

Mattie E. Gray

Andrew Hutchinson Ditch.

Andrew Hutchinson

Ware Ditch.

Mrs. H. L. Ware

Gladheart Ditch.

Edith. K. Devaney and Ella Mae Carter

Snow Ditch.

Matilda Snow

Ellis Snow

Steward Ditch

G. E. Steward

June 1, 1885 * 67 0457
June 1, 1894 * 67 0458
June 1, 1890 * 67 0459

June 1, 1882 * 67 0460
June 1, 1891 * 67 0461

June 1, 1873 * 67 0462

June 1, 1887 * 67 0463

May 1, 1886 * 67 0464

June 1, 1883 * 67 0465

June 1, 1883 * 67 0466

June 1, 1888 * 67 0467

15

6

19

15

23

50

32

22

26

29

25

B N YORK: The Northeast Quarter and the Southwest Quarter of the Southeast Quarter Section 11, and (the Southwest Quarter of the Southeast Quarter Section 2, Township 14 North, Range 2 West Boise Meridian.)

J L STARR: (The Southwest Quarter of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter, Section 1, and the East half of the Southeast Quarter, Section 2 Township 14 North, Range 2 West Boise Meridian.)

GEORGE VOHNERS: (The West half of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter, Section 10, Township 14 North, Range 2 West Boise Meridian.)

EMMA E SHROYER: The South half of the Southwest Quarter Section 3 and (the North half of the Northwest Quarter, Section 10, Township 14 North, Range 2 West Boise Meridian)

W H THOMASON: (The South half of the Southwest Quarter, Section 2, and the Northwest Quarter and the Northwest Quarter of the Southwest Quarter Section 11, and the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter, Section 10, Township 14 North, Range 2 West Boise Meridian,

WILLIAM E GLADHART: (The Northwest Quarter Section 16, and the North half of the Southwest Quarter Section 16, Township 14 North, Range 2 West Boise Meridian.)

JACOB MORITZ: (The Northwest Quarter of the Southeast Quarter, Section 16, and

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: **A67-00480**
Date Received: 10/18/1989
Receipt No: W006345
Received By: _____

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

1. Name: BONNIE SCHWENKFELDER 208-322-5407
Address: 3425 ARMOUR
BOISE, ID 83704
OR
Name: J. ROBERT SCHWENKFELDER 208-322-5407
Address: 3425 ARMOUR
BOISE, ID 83704

2. Date of Priority: MAY 1, 1892

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	02W	1	NE	NE	SW		ADAMS

5. Description of diverting works:

DIV. VIA SCHWENKFELDER D. W/PUMP FOR SPRINK. & ALSO FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

7. Total Quantity Appropriated is:

1.900 C.F.S. (and/or)

A.F.A.

SCANNED

8. Total consumptive use is

Acre Feet Per Annum.

APR 06 2004

9. Non-irrigation uses:

NONE.

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	10	SW	SE		IRR	38.0
			SE	SE		IRR	38.0
						Section Acres	76.0
		15	NE	NE		IRR	38.0
			NW	NE		IRR	38.0
						Section Acres	76.0
						Total Acres	152.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

CLAIM NO. A67-02017, A67-07489, A67-07561.

14. Remarks:

THIS WATER CARRIED IN THE SCHWENKFELDER DITCH.

"Ownership changed by RDH on 6/25/91"

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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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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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
MAR 19 1991

DATE OF CLOSING: 3/7/91

LEGAL DESCRIPTION OF PROPERTY: Township 14 NORTH Range 2 WEST Department of Water Resources

Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM. Western Regional Office

Lot _____, Block _____, Subdivision/Townsite _____.

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

SEE ATTACHED

☐ 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: A67-00480 A67-02017 A67-07489 A67-07561

☒ Name and Address of Former Owner/Claimant(s)(Seller): DAVID F. DICKERSON
P.O. BOX 40
CAMBRIDGE, ID 83610

☒ New Owner/Claimant (Purchaser): J. ROBERT SCHWENKFELDER & BONNIE SCHWENKFELDER
3425 ARMOUR

☒ New Mailing Address: BOISE, ID 83704

☒ New Telephone Number: () 322-5407

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

☒ Attach proof of ownership, describe proof attached: RECORDED WARRANTY DEED

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

☒ Signature of New Owner/Claimant(s) J.R. Schwenkfelder Date 3/18/91
Bonnie P. Schwenkfelder Date 3-18-91

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

"EXHIBIT A"

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 14 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN:

SECTION 10: S1/2SE1/4

SECTION 11: S1/2SW1/4; NE1/4SW1/4; S1/2SE1/4; NE1/4SE1/4

SECTION 14: N1/2NW1/4; NE1/4; NE1/4SE1/4

SECTION 15: N1/2NE1/4

SUBJECT TO County Road right-of-way.

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WARRANTY DEED

FOR VALUE RECEIVED, David F. Dickerson, and Ronald D. Schoen, in his official capacity as Trustee in Case No. 87-02035-F, styled as In Re David F. Dickerson, Debtor, presently pending in the United States Bankruptcy Court, District of Idaho, the Grantors, do hereby grant, bargain, sell and convey unto Bob Schwenkfelder and Bonnie Schwenkfelder, husband and wife, the Grantees, whose mailing address is 3425 Armor, Boise, Idaho 83704, the following described premises, in Township 14 North, Range 2 West of the Boise Meridian, in Washington County, Idaho, to-wit:

Section 10: S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 11: S $\frac{1}{2}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 14: N $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 15: N $\frac{1}{2}$ NE $\frac{1}{4}$

TOGETHER WITH all water rights, including, but not limited to Water under License Number 67-0480, 67-2017, 67-2385, 67-7312, 67-7458 and 67-7489, ditch rights, mineral rights, permits and licenses, rights of way, improvements, fixtures, tenements, ASCA farm program payments for the 1991 crop year and thereafter, hereditaments and appurtenances thereto belonging or used in connection therewith.

SUBJECT TO County Road Right-of-way, Easements, Reservations and Restrictions of Record;

SUBJECT TO a right-of-way across the existing roadway (or any replacement thereof which is equal to or better than the existing roadway) for access from the existing county road to the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 12, which access is across the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 14 North, Range 2 West, Boise Meridian; which will be created upon fulfillment of unrecorded Contract of Sale between David F. Dickerson and Robert M. Williams and Susan M. Williams, husband and wife;

SUBJECT TO that certain Mortgage in the original amount of \$215,000.00, dated the 14th day of April, 1989, wherein David F. Dickerson, a single man is the Mortgagor, the United States of America, Department of Agriculture, acting through the Farmers Home Administration is the Mortgagee, recorded on the 5th day of June, 1989 as Instrument No. 147265, Records of Washington County, Idaho, which the Grantees assume and agree to pay, according to its terms, by the execution hereof.

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OCT 01 1992

FRANK T. ELAM
ATTORNEY AND COUNSELOR AT LAW
203 E. LAKE ST., SUITE 9
P.O. BOX AP MCCALL, IDAHO 83638
PHONE (208) 634-2200 FAX (208) 634-2201

FRANK T. ELAM

ATTORNEY AND COUNSELOR AT LAW

203 E. LAKE ST., SUITE 9

P.O. BOX AP McALL, IDAHO 83638

PHONE (208) 634-2200 FAX (208) 634-2201

Instrument No. 151200

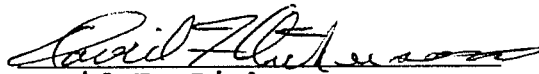
Page 2 of 4 Pages

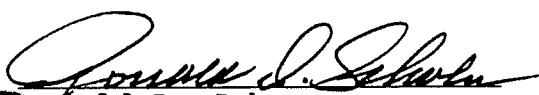
Warranty Deed

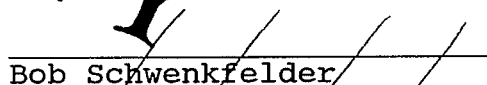
Page 2.

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 the said premises are free from all incumbrances except that listed above, taxes for the year 1990, which are not yet due and payable and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 7th day of March, 1991.


David F. Dickerson


Ronald D. Schoen
Trustee in Bankruptcy

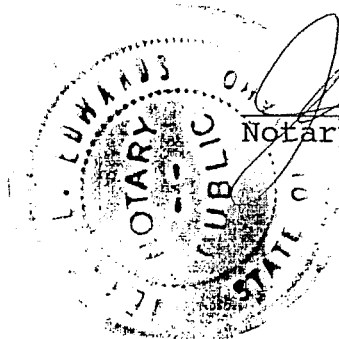

Bob Schwenkfelder


Bonnie Schwenkfelder

State of Idaho,)
(ss.
County of Washington.)

On this 7th day of March, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared David F. Dickerson, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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


Notary Public for Idaho
MICROFILMED
OCT 01 1992

Warranty Deed

Page 3.

Residing at Weiser, Idaho
My Commission expires:

State of Idaho,)
(ss.
County of Washington.)

On this 7th day of February, 1991, before me, the undersigned, a Notary Public in and for said state, personally appeared Ronald D. Schoen, known or identified to me to be the Trustee of the United States Bankruptcy Court, District of Idaho, the entity that executed the instrument or the person who executed the instrument on behalf of said government entity and acknowledged to me he executed the same in his capacity as Trustee in Case No. 87-02035-E.

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


Notary Public for Idaho
Residing at Weiser, Idaho
My Commission expires: 3/26/94

State of Idaho,)
(ss.
County of Washington.)

On this day of February, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Bob Schwenkfelder and Bonnie Schwenkfelder, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Notary Public for Idaho
Residing at Weiser, Idaho
My Commission expires:

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OCT 01 1992

FRANK T. ELAM

ATTORNEY AND COUNSELOR AT LAW

203 E. LAKE ST., SUITE 9

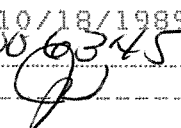
P.O. BOX AP MCCAILL IDAHO 83638

PHONE (208) 634-2200 FAX (208) 634-2201

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: A67-00480
Date Received: 10/18/1989
Receipt No: 2006345
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID F. DICKERSON 208-257-3581
Address: P.O. BOX 40
CAMBRIDGE, ID 83610

2. Date of Priority: MAY 01, 1892

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	02W	1	NE	NE	SW		ADAMS

5. Description of diverting works:
DIV. VIA SCHWENKFELDER D. W/PUMP FOR SPRINK. & ALSO FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	10	SW	SE		IRR	38.0
			SE	SE		IRR	38.0

Section Acres 76.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	15	NE	NE		IRR	38.0
			NW	NE		IRR	38.0
Section Acres							76.0
Total Acres							152.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

CLAIM NO. A67-02017, A67-07489, A67-07561.

14. Remarks:

THIS WATER CARRIED IN THE SCHWENKFELDER DITCH.

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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): David J. Lutz Date: 10/18/89
_____ Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of October 19 89

Jan Thurt
Notary Public

Residing at Meridian ID

My Commission Expires 2-14-94

Seal

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BACK OF US
A67-00480 A67-0748
A67-07561

A67-07439
A67-07439

MICHIGAN
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