

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-488B V1

WATER RIGHT NUMBER: 67-488B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L K WILKERSON 3265 HWY 95 CAMBRIDGE, ID 83610 (208)257-3724
Current Owner	CHARLES RUSSELL WILKERSON 3265 HWY 95 CAMBRIDGE, ID 83610 (208)257-3756
Original Owner <i>DR</i>	J D WILKERSON PO BOX 63 GREENLEAF, ID 83626 (208)459-6194
Current Owner	CAROLYN WILKERSON 3265 HWY 95 CAMBRIDGE, ID 83610 (208)257-3724
Original Owner <i>DR</i>	J M WILKERSON 3265 HWY 95 CAMBRIDGE, ID 83610 (208)257-3756

Priority Date: 05/01/1891

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	0.720 CFS	
	<u>Total Diversion:</u>	0.720 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	SW1/4SE1/4NE1/4	Sec. 10, Twp 14N, Rge 02W, B.M.
WASHINGTON 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	9									15.0	4.0	18.0	20.0					57.0

Total Acres: 57

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-488B V1

Conditions of Approval:

1. Point of diversion is also known as the Allison Ditch diversion.
2. E51 Right Nos. 67-7479, 67-488b, 67-487, 67-4498, 67-475, 67-489, and 67-482 are limited to a total combined diversion rate of 14.84 cfs.
3. W01 Use of this right is combined with water from Little Weiser Irrigation District.
4. 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.

Remarks:

Comments:

1. mcase 7/29/2004 POD
Comment: Updated shape
2. mcase 7/29/2004 POU
Comment: Updated Shape
3. mcase 7/29/2004 POU
Comment: Updated Shape
4. mcase 7/29/2004 POU
Comment: Updated PLS

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

DEC 18 2000

DEPARTMENT OF
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-488B	ok C8	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) JM Wilkerson
HC68 Bx 2500 Camb ID 83610
4. New Owner/Claimant(s) C. Russell Wilkerson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3265 Hwy 95
- City, State and ZIP Code Cambridge ID 83610
- New Telephone Number 208 257-3756
5. Date you acquired the property 18 June 1992

SCANNED

DEC 18 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

C. Russell Wilkerson

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by *aster/mad* Date *1-26-07* WR _____ Date _____

OK to Change in Full.
NCAP preparer C. G...
1-24-07

SCANNED

DEC 18 2006

154724
1 3

QUITCLAIM DEED

Joan M. Wilkerson, hereinafter "Grantor," does release and forever QUITCLAIM unto Russell Wilkerson, whose address is 3251 U.S. Highway 95, Cambridge, Idaho 83610, hereafter "Grantee," and to his heirs and assigns, all title which Grantor now has or may hereafter acquire, in the following described real property situated in Washington County, State of Idaho, to wit:

All of the Grantor's interest in and to the following described real property, to wit:

In Township Fourteen (14) North, Range Two (2) West, B.M.:

In Section Four (4): The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$):

In Section Nine (9): The North Half of the Northeast Quarter (N $\frac{1}{2}$ NE $\frac{1}{4}$), the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and all that part of the South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Nine (9) lying North of U.S. Highway 95, as the same is now established, and all that part of the North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of said Section Nine (9) described as follows: Commencing at the Southwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Nine (9); thence northeasterly to a Point on the East line of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Nine (9) 661 feet North of the Southeast corner of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Nine (9); thence South along the East line of said sub-division a distance of 661 feet to the Southeast corner of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Nine (9); thence West on and along the South line of said Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Nine (9) to the place of beginning; and also, the South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of said Section Nine (9); But

154724
2 3

Excepting therefrom a tract of land described as follows: Beginning at the Southwest corner of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Nine (9); thence East 56.57 rods; thence North 56.57 rods; thence West 56.57 rods; thence South 56.57 rods to the place of beginning.

Subject to and excluding all easements and rights of way for public roads, lines of public utilities and irrigation ditches or canals, as now established over, upon, along or across the before described premises.

But together with AND including all tenements, hereditaments and appurtenances to said premises belong or appertaining and together with all water and water rights, ditches and ditch rights and irrigating works of whatever nature used upon, connected with or in anywise appurtenant to the before described premises, particularly including but not limited to 36 inches of water of Little Weiser River, decreed to portions of the before described land, with priority date of May 1, 1891, and Seller's proportionate right to the use of irrigation water, impounded by the reservoir of Little Weiser Irrigation District and as benefits of such District were assessed to and made appurtenant to the before described land.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto Grantee, and to his heirs and assigns forever.

WITNESS the hand of said Grantor this 11 day of May, 1992.

Joan M Wilkerson
Joan M. Wilkerson

154724

3

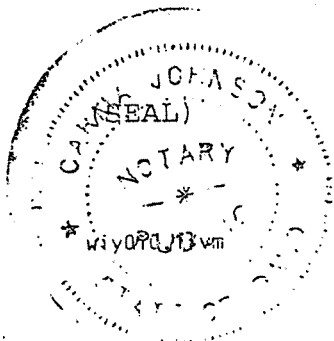
3

STATE OF IDAHO)

County of Ada)

ss.

On this 11 day of May, 1992, before me,
Carma Johnson, a Notary Public, personally appeared
 Joan M. Wilkerson, known or identified to me to be the person
 whose name is subscribed to the within instrument, and
 acknowledged to me that she executed the same.



Carma Johnson
 Notary Public for Idaho

Commission expires: 3-28-94

INSTRUMENT NO. 154724

STATE OF IDAHO, COUNTY OF CAMBRIDGE, IDAHO

Filed for recording on

RUSSELL WILKERSON

____ 31 ____ 16:00 ____ P
 This ____ 18TH ____ JUNE ____ 92

INDEXED TO DEEDS-154724

MAILED 9.00

By Jeri Soulier

RETURN TO: RUSSELL WILKERSON

3251 US HWY 95

CAMBRIDGE, ID 83610

QUITCLAIM DEED-3

SCANNED

DEC 18 2006

11/14/2006

RECEIVED

DEC 18 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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 8, 2006

Water right number: 67-488B

~~L K WILKERSON~~

~~3265 HWY 95~~

~~CAMBRIDGE ID 83610~~

~~Telephone Number: (208)257-3724~~

Deceased

CHARLES RUSSELL WILKERSON

3265 HWY 95

CAMBRIDGE ID 83610

Telephone Number: (208)257-3756

~~J D WILKERSON~~

~~PO BOX 63~~

~~GREENLEAF ID 83626~~

~~Telephone Number: (208)459-6194~~

Deceased

CAROLYN WILKERSON

~~3251 HWY 95~~

~~CAMBRIDGE ID 83610~~

~~Telephone Number: (208)257-3724~~

3265 Hwy 95

~~J M WILKERSON~~

~~HC 68 BOX 2500~~

~~CAMBRIDGE ID 83610~~

~~Telephone Number: (208)257-3756~~

Sold/Deed

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. Name & Address change above

DATE: 12/14/2006

SIGNATURE: C. Russell Wilkerson

Please print your name: C. Russell Wilkerson

05/01/2006

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

RIGHT NUMBER: 67-488B

NAME AND ADDRESS: L K WILKERSON
3265 HWY 95
CAMBRIDGE ID 83610

CHARLES RUSSELL WILKERSON
3265 HWY 95
CAMBRIDGE ID 83610

J D WILKERSON
PO BOX 63
GREENLEAF ID 83626

CAROLYN WILKERSON
3251 HWY 95
CAMBRIDGE ID 83610

J M WILKERSON
HC 68 BOX 2500
CAMBRIDGE ID 83610

SOURCE: LITTLE WEISER RIVER TRIBUTARY: WEISER RIVER

QUANTITY: 0.720 CFS

Right Nos. 67-7479, 67-488b, 67-487, 67-4498, 67-475, 67-489, and 67-482 are limited to a total combined diversion rate of 14.84 cfs.

PRIORITY DATE: 05/01/1891

POINT OF DIVERSION:

T14N R02W S10 SWSENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.720 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R02W S09	NESW	15.00	T14N R02W S09	NWSW	4.00
T14N R02W S09	SWSW	18.00	T14N R02W S09	SESW	20.00

57 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.

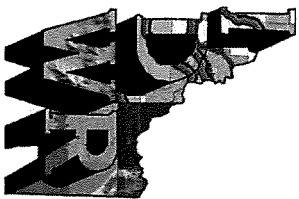
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Point of diversion is also known as the Allison Ditch diversion.

Use of this right is combined with water from Little Weiser Irrigation District.

67-488B





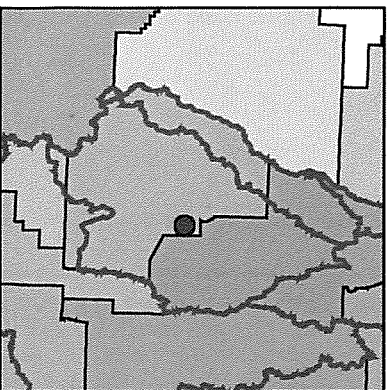
Idaho Department of Water Resources

SRBA Recommendation:

67-488B

Legend

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



Washington County
IDWR Basin 67



T14N

R02W



Prepared by M. Mount
On Monday, May 1, 2006
1987/88 Aerial Photography

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 67-488B
Date Received: 9/18/1989
Receipt No: W005971
Received By:

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

1. Name of Claimant(s)

CAROLYN WILKERSON Phone: (208)257-3724

3265 HWY 95
CAMBRIDGE ID USA 83610

L K WILKERSON Phone: (208)257-3724

3265 HWY 95
CAMBRIDGE ID USA 83610

CHARLES RUSSELL WILKERSON Phone: (208)257-3756

3265 HWY 95
CAMBRIDGE ID USA 83610

2. Date of Priority: 05/01/1891

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	Type
14N	02W	10	SW	SE	NE	WASHINGTON	

5. Description of diverting works:

HEADGATE W/SMALL DIV. DAM THRU DITCHES FOR FLOOD & SPRINK. IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.72	

7. Total Quantity Appropriated is:
0.72 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
14N	02W	9	NE	SW	IRRIGATION	13
			NW	SW	IRRIGATION	4
			SW	SW	IRRIGATION	20
			SE	SW	IRRIGATION	20
					Section Acres	57
					Total Acres	57

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:

14. Remarks:

WATER IS CARRIED THRU THE ALLISON DITCH.

15. Basis of Claim: Decreed

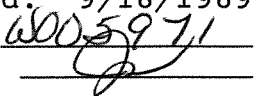
16. Signature(s)

(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.

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: A67-00488B
Date Received: 9/18/1989
Receipt No: 6005971
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES RUSSELL WILKERSON 208-257-3756
Address: HC 68, BOX 2500
CAMBRIDGE, ID 83610
OR
Name: J. M. WILKERSON 208-257-3756
Address: HC 68, BOX 2500
CAMBRIDGE, ID 83610
OR
Name: L.K. WILKERSON 208-257-3724
Address: HC 68, BOX 2480
CAMBRIDGE, ID 83610
OR
Name: CAROLYN WILKERSON 208-257-3724
Address: HC 68, BOX 2480
CAMBRIDGE, ID 83610
OR
Name: J.D. WILKERSON 208-459-6194
Address: P.O. BOX 63
GREENLEAF, ID 83626

2. Date of Priority: MAY 01, 1891

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	10	SW	SE	NE		WASHINGTON

5. Description of diverting works:

HEADGATE W/SMALL DIV. DAM THRU DITCHES FOR FLOOD & SPRINK. IRR.

SCANNED

APR 06 2004

MICROFILMED
OCT 01 1992

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.720		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	02W	9	NE SW		IRR	13.0
			NW SW		IRR	4.0
			SW SW		IRR	20.0
			SE SW		IRR	20.0
					Section Acres	57.0
					Total Acres	57.0

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:
C. BEN ROSS RES. RTS.

14. Remarks:
WATER IS CARRIED THRU THE ALLISON DITCH.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 6/20/1921

<u>MUIR</u>		<u>ALLISON</u>
Decree Plaintiff	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: 0 Map filed in A67-07478

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): Jim Wilkerson Date: 9-18-89

Date: _____

State of Idaho)
County of AOA) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of September 19 89 Jan Shurte
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94